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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/09/2024	.	
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The Appropriations Committee on Education (Burgess) recommended the following:

Senate Amendment (with title amendment)

Delete lines 277 - 304

and insert:

Section 5. Paragraph (d) of subsection (10) and paragraph (a) of subsection (24) of section 1002.33, Florida Statutes, are amended to read:

1002.33 Charter schools.—

(10) ELIGIBLE STUDENTS.—

(d) A charter school may give enrollment preference to the



497338

11 following student populations:

12 1. Students who are siblings of a student enrolled in the
13 charter school.

14 2. Students who are the children of a member of the
15 governing board of the charter school.

16 3. Students who are the children of an employee of the
17 charter school.

18 4. Students who are the children of:

19 a. An employee of the business partner of a charter school-
20 in-the-workplace established under paragraph (15)(b) or a
21 resident of the municipality in which such charter school is
22 located; or

23 b. A resident or employee of a municipality that operates a
24 charter school-in-a-municipality pursuant to paragraph (15)(c)
25 or allows a charter school to use a school facility or portion
26 of land provided by the municipality for the operation of the
27 charter school.

28 5. Students who have successfully completed, during the
29 previous year, a voluntary prekindergarten education program
30 under ss. 1002.51-1002.79 provided by the charter school, the
31 charter school's governing board, or a voluntary prekindergarten
32 provider that has a written agreement with the governing board.

33 6. Students who are the children of an active duty member
34 of any branch of the United States Armed Forces.

35 7. Students who attended or are assigned to failing schools
36 pursuant to s. 1002.38(2).

37 8. Students who are the children of a safe-school officer,
38 as defined in s. 1006.12, at the school.

39 9. Students who transfer from a classical school in this



497338

40 state to a charter classical school in this state. For purposes
41 of this subparagraph, the term "classical school" means a
42 traditional public school or charter school that implements a
43 classical education model that emphasizes the development of
44 students in the principles of moral character and civic virtue
45 through a well-rounded education in the liberal arts and
46 sciences which is based on the classical trivium stages of
47 grammar, logic, and rhetoric.

48 (24) RESTRICTION ON EMPLOYMENT OF RELATIVES.—

49 (a) This subsection applies to charter school personnel in
50 a charter school operated by a private entity. As used in this
51 subsection, the term:

52 1. "Charter school personnel" means a ~~charter school owner,~~
53 president, chairperson of the governing board of directors,
54 superintendent, governing board member, principal, assistant
55 principal, or any other person employed by the charter school
56 who has equivalent decisionmaking authority and in whom is
57 vested the authority, or to whom the authority has been
58 delegated, to appoint, employ, promote, or advance individuals
59 or to recommend individuals for appointment, employment,
60 promotion, or advancement in connection with employment in a
61 charter school, including the authority as a member of a
62 governing body of a charter school to vote on the appointment,
63 employment, promotion, or advancement of individuals.

64 2. "Relative" means father, mother, son, daughter, brother,
65 sister, uncle, aunt, first cousin, nephew, niece, husband, wife,
66 father-in-law, mother-in-law, son-in-law, daughter-in-law,
67 brother-in-law, sister-in-law, stepfather, stepmother, stepson,
68 stepdaughter, stepbrother, stepsister, half brother, or half



69 sister.

70

71 Charter school personnel in schools operated by a municipality
72 or other public entity are subject to s. 112.3135.

73 Section 6. Subsection (19) is added to s. 1002.42, Florida
74 Statutes, to read:

75 1002.42 Private schools.—

76 (19) FACILITIES.—

77 (a) A private school may use facilities on property owned
78 or leased by a library, community service organization, museum,
79 performing arts venue, theatre, cinema, or church facility under
80 s. 170.201, which is or was actively used as such within 5 years
81 of any executed agreement with a private school to use the
82 facilities; any facility or land owned by a Florida College
83 System institution or university; any similar public
84 institutional facilities; and any facility recently used to
85 house a school or child care facility licensed under s. 402.305,
86 under any such facility's preexisting zoning and land use
87 designations without rezoning or obtaining a special exception
88 or a land use change, and without complying with any mitigation
89 requirements or conditions. The facility must meet applicable
90 state and local health, safety, and welfare laws, codes, and
91 rules, including firesafety and building safety.

92 (b) A private school may use facilities on property
93 purchased from a library, community service organization,
94 museum, performing arts venue, theatre, cinema, or church
95 facility under s. 170.201, which is actively or was actively
96 used as such within 5 years of any executed agreement with a
97 private school to purchase the facilities; any facility or land



98 owned by a Florida College System institution or university; any
99 similar public institutional facilities; and any facility
100 recently used to house a school or child care facility licensed
101 under s. 402.305, under any such facility's preexisting zoning
102 and land use designations without obtaining a special exception,
103 rezoning, or a land use change, and without complying with any
104 mitigation requirements or conditions. The facility must meet
105 applicable state and local health, safety, and welfare laws,
106 codes, and rules, including firesafety and building safety.

107
108 ===== T I T L E A M E N D M E N T =====

109 And the title is amended as follows:

110 Delete lines 9 - 11

111 and insert:

112 providing penalties; amending s. 1002.33, F.S.;

113 providing that students who transfer from certain

114 classical schools to certain charter classical schools

115 may be included as a student population to whom

116 charter schools may give enrollment preference;

117 defining the term "classical school"; revising the

118 definition of the term "charter school personnel";

119 amending s. 1002.42, F.S.; authorizing private schools

120 to use or purchase specified facilities; exempting

121 such facilities from specified zoning or land use

122 requirements; requiring that such facilities meet

123 specified laws, codes, and rules; amending s. 1002.45,

124 F.S.; providing