



**Conference Committee on
Senate Education Pre-K-12 Appropriations /House Pre-K-12 Appropriations**

**Proviso Differences – Conforming Differences
Senate Offer # 1**

**Friday, March 2, 2012
8:30 a.m.
Morris Hall**

2012 PreK-12 Proviso Differences

Item	SA	Proviso Issue	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
1	8	School Recognition	Funding at \$100 per student	Modified House Offer: Funding at \$100 per student. <u>The school recognition funding distributions shall be calculated based on the school grading scale in effect on September 1, 2011.</u>
2	74	Early Learning Introductory Proviso	Maintain House Proviso	Accept House Offer: From the funds in Specific Appropriations 69 through 83A, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Family Services, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified. The agency head or a designee shall certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It shall be the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.
3	75	School Readiness	Maintain House Proviso	Maintain Senate Proviso: Includes proviso related to SB 1974.
4	83A	Northwest Regional Data Center (NWDRC)	Modified House Proviso The funds provided in Specific Appropriation 83A shall not be utilized for any costs related to the potential expansion of floor space operated and managed by the Northwest Regional Data Center.	Accept House Offer: Modified House Proviso The funds provided in Specific Appropriation 83A shall not be utilized for any costs related to the potential expansion of floor space operated and managed by the Northwest Regional Data Center.
5	84	FEFP – DJJ Proviso	Accept Senate Proviso	CLOSED
6	84	FEFP – ESE Guarantee Proviso	Modified House Proviso From the funds in Specific Appropriations 6 and 84, \$950,607,550 is provided to school districts as an Exceptional Student Education (ESE) Guaranteed Allocation as authorized by law to provide educational programs and services for exceptional students. <u>Funds used to provide gifted educational programs and services must primarily be focused on advanced mathematics and science curriculum and enrichment.</u> The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. Each district's	Accept House Offer: Modified House Proviso From the funds in Specific Appropriations 6 and 84, \$950,607,550 is provided to school districts as an Exceptional Student Education (ESE) Guaranteed Allocation as authorized by law to provide educational programs and services for exceptional students. Funds used to provide gifted educational programs and services must primarily be focused on advanced mathematics and science curriculum and

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			ESE Guaranteed Allocation for the 2012-2013 appropriation shall not be recalculated during the school year. School districts that provided educational services in 2011-2012 for exceptional students who are residents of other districts shall not discontinue providing such services without the prior approval of the Department of Education. Expenditure requirements for the ESE Guaranteed Allocation shall be as prescribed in section 1010.20(3), Florida Statutes, for programs for exceptional students	enrichment. The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. Each district's ESE Guaranteed Allocation for the 2012-2013 appropriation shall not be recalculated during the school year. School districts that provided educational services in 2011-2012 for exceptional students who are residents of other districts shall not discontinue providing such services without the prior approval of the Department of Education. Expenditure requirements for the ESE Guaranteed Allocation shall be as prescribed in section 1010.20(3), Florida Statutes, for programs for exceptional students.
7	84	FEFP – Safe Schools Proviso	Accept Senate Proviso	<p>Modified Senate Offer:</p> <p>From the funds in Specific Appropriations 6 and 84, \$64,456,019 is provided for Safe Schools activities and shall be allocated as follows: \$62,660 shall be distributed to each district, and the remaining balance shall be allocated as follows: two-thirds based on the latest official Florida Crime Index provided by the Department of Law Enforcement and one-third based on each district's share of the state's total unweighted student enrollment. Safe Schools activities include: (1) after school programs for middle school students; (2) <u>middle and high school programs for correction of specific discipline problems</u>; (3) other improvements to enhance the learning environment, including implementation of conflict resolution strategies; (4) <u>behavior driven intervention programs that include anger and aggression management strategies</u>; (5) alternative school programs for adjudicated youth that may include a virtual (web-based) system that results in mastery and certification, competency or credentials in the following inter-related counseling disciplines necessary for success in education and the work environment, including adjustment, educational, employment and optimal mental health areas that will include, but not limited to, anger and impulse control, depression and anxiety, self-esteem, respect for authority, personal behavior, goal setting, time and stress management, social and workplace adjustment, substance use and abuse, workplace soft skills, communication skills, work ethic, the importance of timeliness, attendance and the self-marketing skills for future educational and/or employment opportunities; (6) suicide prevention programs; (7) bullying prevention and intervention; and (8) school resource officers. Each district shall determine, based on a review of its existing programs and priorities, how much of its total allocation to use for each authorized Safe Schools activity. The Department of Education shall monitor compliance with reporting procedures contained in section 1006.147, Florida Statutes. If a district does not comply with these procedures, the district's funds from the Safe Schools allocation shall be withheld and reallocated to the other school districts. Each school district shall report to the Department of Education the amount of funds expended for each of the six activities.</p>

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Item	SA	Proviso Issue	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
8	84	FEFP – Supplemental Academic Instruction (SAI)	<p>Modified Senate Position to:</p> <ul style="list-style-type: none"> • Modify the SAI extended day requirement to include the 100 lowest performing elementary schools in the state. • Clarify the priority use of \$15 million in reading funding for an extended day in the 100 lowest performing elementary schools and authorize a more flexible approach to providing extended learning to low performing students in other schools. • Authorize an “opt out” for high achieving students (level 5 scores only) in the 100 lowest performing elementary schools. • Exclude Exceptional Student Education (ESE) centers. • Further clarify that the extra hour of instruction is provided by a highly effective teacher 	<p>Modified Senate Position:</p> <ul style="list-style-type: none"> • Modify the SAI extended day requirement to include the 100 lowest performing elementary schools in the state. • Clarify the priority use of \$15 million in reading funding for an extended day in the 100 lowest performing elementary schools and authorize a more flexible approach to providing extended learning to low performing students in other schools. • Authorize an “opt out” for high achieving students (level 5 scores only) in the 100 lowest performing elementary schools. • Exclude Exceptional Student Education (ESE) centers. • Further clarify that the extra hour of instruction is provided by a highly effective teacher, <u>or the equivalent.</u>
9	84	FEFP – Reading Instruction	<p>Modified Senate Position to:</p> <ul style="list-style-type: none"> • Modify the SAI extended day requirement to include the 100 lowest performing elementary schools in the state. • Clarify the priority use of \$15 million in reading funding for an extended day in the 100 lowest performing elementary schools and authorize a more flexible approach to providing extended learning to low performing students in other schools. • Authorize an “opt out” for high achieving students (level 5 scores only) in the 100 lowest performing elementary schools. • Exclude Exceptional Student Education (ESE) centers. • Further clarify that the extra hour of instruction is provided by a highly effective teacher 	<p>Modified Senate Position:</p> <ul style="list-style-type: none"> • Modify the SAI extended day requirement to include the 100 lowest performing elementary schools in the state. • Clarify the priority use of \$15 million in reading funding for an extended day in the 100 lowest performing elementary schools and authorize a more flexible approach to providing extended learning to low performing students in other schools. • Authorize an “opt out” for high achieving students (level 5 scores only) in the 100 lowest performing elementary schools. • Exclude Exceptional Student Education (ESE) centers. • Further clarify that the extra hour of instruction is provided by a highly effective teacher, <u>or the equivalent.</u>
10	84	FEFP – Instructional Materials	Maintain House Proviso	<p>Accept the House Offer:</p> <p>From the funds provided in Specific Appropriations 6 and 84, \$211,715,442 is provided for Instructional Materials including \$11,670,525 for Library Media Materials and \$3,189,944 for the purchase of science lab materials and supplies. The growth allocation per FTE shall be \$290.88 for Fiscal Year 2012-2013. School districts shall pay for instructional materials used for the instruction of public high school students who are earning credit toward high school graduation under the dual enrollment program as provided in section 1011.62(1)(i), Florida Statutes.</p>
11	84	FEFP – Virtual Education Contribution	Maintain House Proviso	<p>Accept the House Offer:</p> <p>Funds provided in Specific Appropriations 6 and 84 for the virtual education contribution shall be allocated pursuant to the formula provided in section</p>

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				1011.62(11), Florida Statutes. The contribution shall be based on \$5,000 per FTE.
12	84	FEFP – FTE Reporting and Funding Requirements for dropout prevention	<p>Modified House Proviso</p> <p>From the funds in Specific Appropriations 6 and 84, dropout prevention and academic intervention programs shall receive funds as provided in section 1003.53(1)(b), Florida Statutes. Districts which operate dropout prevention programs serving exclusively students defined in section 1003.53(1)(c), Florida Statutes, that utilize a blended virtual and physical environment including online learning in combination with in person services required in section 1003.53(6) shall report students for funding in the facility utilized for required services and the Department of Education shall assign codes for such facilities.</p>	<p>Maintain the Senate Offer:</p> <p>Issue not included.</p>
13	87A	Non-FEFP Introductory Language	Maintain House Proviso	<p>Accept the House Offer:</p> <p>Funds provided in Specific Appropriations 87 through 94, excluding 89A and 90, shall be used to serve Florida students only.</p>
14	87A	Grants to Public Schools for Reading Programs	Accept Senate Proviso	CLOSED
15	87C	Mentoring/Student Initiatives	Maintain House Proviso	<p>Accept House Offer:</p> <p>Provides funding for:</p> <ol style="list-style-type: none"> 1. Destination Graduation Program 2. AVID Highlands County
16	92	Teacher Professional Development	Maintain House Proviso	<p>Accept House Offer:</p> <p>Provides funding for National Center for Sports Safety</p>
17	92A	School and Instructional Materials	Accept Senate Proviso	CLOSED
18	93	Exceptional Education	Maintain House Proviso	<p>Accept House Offer:</p> <p>Funds in Specific Appropriation 93, shall include, but not be limited to, allocations for the FDLRS Associate Centers and the Florida Instructional Materials Center for the Visually Impaired.</p>
19	97	Federal Grants and Aids	Accept Senate Proviso	CLOSED
20	102	Instructional Technology	Accept Senate Proviso	CLOSED
21	103	Public Broadcasting	<p>Modified House Proviso</p> <p>Public Television Stations</p> <p>Funds provided in Specific Appropriation 103 for public television stations shall be</p>	<p>Accept House Offer:</p> <p>Public Television Stations</p> <p>Funds provided in Specific Appropriation 103 for public television stations shall be</p>

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			<p>allocated in the amount of \$307,447 for each public television station as recommended by the Commissioner of Education.</p> <p><u>Prior to July 31, 2012, the Florida Department of Education shall establish research and reporting criteria for measuring the effect of school-day contact with public broadcasting educational material on student learning growth as defined in s. 1012.34(7), Florida Statutes. Each public broadcasting station and district school superintendent shall cooperate with the Florida Department of Education in providing a report by June 30, 2013, to the Chair of the House of Representatives PreK-12 Appropriations Subcommittee, the chair of the Senate Budget Subcommittee on Education PreK-12 Appropriations, and the Executive Office of the Governor comparing student learning gains for those receiving instruction using such educational materials to similarly situated students that do not receive such instruction. The data shall be aggregated by subgroup appropriately so as to maintain privacy of individuals and shall include usage rates by district, school, grade level, month, and subject area.</u></p>	<p>allocated in the amount of \$307,447 for each public television station as recommended by the Commissioner of Education.</p> <p>Prior to July 31, 2012, the Florida Department of Education shall establish research and reporting criteria for measuring the effect of school-day contact with public broadcasting educational material on student learning growth as defined in s. 1012.34(7), Florida Statutes. Each public broadcasting station and district school superintendent shall cooperate with the Florida Department of Education in providing a report by June 30, 2013, to the Chair of the House of Representatives PreK-12 Appropriations Subcommittee, the chair of the Senate Budget Subcommittee on Education PreK-12 Appropriations, and the Executive Office of the Governor comparing student learning gains for those receiving instruction using such educational materials to similarly situated students that do not receive such instruction. The data shall be aggregated by subgroup appropriately so as to maintain privacy of individuals and shall include usage rates by district, school, grade level, month, and subject area.</p>
22	111	State Board of Education Introductory Language – Cost Factor Study	<p>From the funds provided in Specific Appropriations 111 through 126, the Department of Education shall revise the "Financial and Program Cost Accounting and Reporting for Public Schools" manual prepared as required by section 1010.20 (1), Florida Statutes, to require district cost reporting in a manner that will allow the Commissioner of Education to compute future program cost factors based solely on expenditures from revenue generated based on weighted enrollment, the base student allocation, and the district cost differential.</p> <p><u>From the funds provided in Specific Appropriations 111 through 126, the Department of Education shall prepare and provide a report on the costs associated with the matrix of services for students reported and served through the ESE Guarantee Allocation, and provide a copy of the report to the chair of the Senate Budget Subcommittee on Education Pre-K - 12 Appropriations, the chair of the House PreK-12 Appropriations Subcommittee, and the Executive Office of the Governor on or before December 31, 2012.</u></p>	<p>Accept House Offer:</p> <p>From the funds provided in Specific Appropriations 111 through 126, the Department of Education shall revise the "Financial and Program Cost Accounting and Reporting for Public Schools" manual prepared as required by section 1010.20 (1), Florida Statutes, to require district cost reporting in a manner that will allow the Commissioner of Education to compute future program cost factors based solely on expenditures from revenue generated based on weighted enrollment, the base student allocation, and the district cost differential.</p> <p>From the funds provided in Specific Appropriations 111 through 126, the Department of Education shall prepare and provide a report on the costs associated with the matrix of services for students reported and served through the ESE Guarantee Allocation, and provide a copy of the report to the chair of the Senate Budget Subcommittee on Education Pre-K - 12 Appropriations, the chair of the House PreK-12 Appropriations Subcommittee, and the Executive Office of the Governor on or before December 31, 2012.</p>
23	126A	Northwest Regional Data Center (NWDRC)	<p>Modified House Proviso</p> <p>The funds provided in Specific Appropriation 126A shall not be utilized for any costs related to the potential expansion of floor space operated and managed by the Northwest Regional Data Center.</p>	<p>Accept House Offer:</p> <p>The funds provided in Specific Appropriation 126A shall not be utilized for any costs related to the potential expansion of floor space operated and managed by the Northwest Regional Data Center.</p>
24	Sec 15	Back of Bill – ARRA Revert and Reappropriate	Accept Senate Language	CLOSED

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Item	SA	Proviso Issue	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
24a	SBOE	State Board of Education Appropriations Shall be Used to Implement Charter School Capital Outlay Task Force and the Digital Instructional Materials Work Group	Not included in House Offer #1.	New Senate Proviso: State Board of Education appropriations shall be used to implement the Charter School Capital Outlay Task Force and the Digital Instructional Materials Work Group.
25	Sec 16	Back of Bill – Education Jobs LBC Revert and Reappropriate	Accept Senate Language	CLOSED
26	Sec 17	Back of Bill – Race to the Top and Statewide Longitudinal Data Systems LBC Revert and Reappropriate	The unexpended balance of funds provided <u>to the Department of Education in Specific Appropriation 90B, chapter 2011-69, Laws of Florida and</u> pursuant to budget amendment EOG #B2011-0204 for Race to the Top Strategic Education Initiatives <u>and Statewide Longitudinal Data Systems,</u> reverted and reappropriated to the Department of Education pursuant to section 17 of chapter 2011-69, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Department of Education for the same purpose.	Accept House Offer: The unexpended balance of funds provided to the Department of Education in Specific Appropriation 90B, chapter 2011-69, Laws of Florida and pursuant to budget amendment EOG #B2011-0204 for Race to the Top Strategic Education Initiatives and Statewide Longitudinal Data Systems, reverted and reappropriated to the Department of Education pursuant to section 17 of chapter 2011-69, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Department of Education for the same purpose.
27	Sec 18	Back of Bill – Partnership for Assessment of Readiness for Colleges and Careers LBC Revert and Reappropriate	The unexpended balance of funds provided <u>to the Department of Education in Specific Appropriation 90C, chapter 2011-69, Laws of Florida and</u> pursuant to budget amendment EOG #B2011-0203 for the Partnership for Assessment of Readiness for Colleges and Careers, reverted and reappropriated to the Department of Education pursuant to section 18 of chapter 2011-69, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Department of Education for the same purpose.	Accept House Offer: The unexpended balance of funds provided to the Department of Education in Specific Appropriation 90C, chapter 2011-69, Laws of Florida and pursuant to budget amendment EOG #B2011-0203 for the Partnership for Assessment of Readiness for Colleges and Careers, reverted and reappropriated to the Department of Education pursuant to section 18 of chapter 2011-69, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Department of Education for the same purpose.
28	Sec 19	Back of Bill – Early Learning Information System LBC Revert and Reappropriate	The unexpended balance of funds provided to the Agency for Workforce Innovation for the Early Learning Information System in Specific Appropriation 2248 of chapter 2010-152, Laws of Florida, and subsequently allocated and realigned by budget amendments EOG #B2011-0026, EOG #B2011-0344, EOG #2011-0611, and EOG #B2011-0612, and reverted and appropriated to the Agency for Workforce Innovation pursuant to Section 57 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 <u>and EOG #B2011-0366</u> , pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.	Accept House Offer: The unexpended balance of funds provided to the Agency for Workforce Innovation for the Early Learning Information System in Specific Appropriation 2248 of chapter 2010-152, Laws of Florida, and subsequently allocated and realigned by budget amendments EOG #B2011-0026, EOG #B2011-0344, EOG #2011-0611, and EOG #B2011-0612, and reverted and appropriated to the Agency for Workforce Innovation pursuant to Section 57 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.
29	Sec 20	Back of Bill –State Early Childhood Advisory Council	The unexpended balance of funds provided to the Agency for Workforce Innovation for the State Early Childhood Advisory Council pursuant to budget amendment EOG	Accept House Offer:

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Item	SA	Proviso Issue	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
		LBC Revert and Reappropriate	#B2011-0158, and reverted and appropriated to the Agency for Workforce Innovation pursuant to section 58 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.	The unexpended balance of funds provided to the Agency for Workforce Innovation for the State Early Childhood Advisory Council pursuant to budget amendment EOG #B2011-0158, and reverted and appropriated to the Agency for Workforce Innovation pursuant to section 58 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.
30	Sec 21	Back of Bill –State Early Childhood Advisory Council Revert and Reappropriate	The unexpended balance of funds provided to the Agency for Workforce Innovation for the State Early Childhood Advisory Council in Specific Appropriation 2037A, Specific Appropriation 2037B, and Specific Appropriation 2037C of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.	Accept House Offer: The unexpended balance of funds provided to the Agency for Workforce Innovation for the State Early Childhood Advisory Council in Specific Appropriation 2037A, Specific Appropriation 2037B, and Specific Appropriation 2037C of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.
31	Sec 22	Back of Bill – School Readiness Revert and Reappropriate	The unexpended balance of funds provided to the Agency for Workforce Innovation for statewide quality enhancements in Specific Appropriation 2243 of chapter 2010-152, Laws of Florida, reverted and appropriated to the Agency for Workforce Innovation pursuant to Section 54 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.	Accept House Offer: The unexpended balance of funds provided to the Agency for Workforce Innovation for statewide quality enhancements in Specific Appropriation 2243 of chapter 2010-152, Laws of Florida, reverted and appropriated to the Agency for Workforce Innovation pursuant to Section 54 of chapter 2011-69, Laws of Florida, and transferred to the Office of Early Learning in the Department of Education by budget amendment EOG #B2011-0144 and EOG #B2011-0366, pursuant to chapter 2011-142, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.
32	Sec 23	Back of Bill – Early Learning Information System Revert and Appropriate	Accept Senate Language	CLOSED: The unexpended balance of funds provided to the Department of Education pursuant to budget amendment EOG #B2011-0358 for the Early Learning Information System shall revert and is appropriated for Fiscal Year 2012-2013 to the Office of Early Learning for the same purpose.
33	Sec 74	Back of Bill – LBC Amendment for Education Jobs	Accept Senate Language	CLOSED: The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2012-0345 as submitted on January 25, 2012, by the Governor on behalf of the Department of Education for approval by the Legislative Budget Commission. The Governor shall modify the

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				approved operating budget for Fiscal Year 2011-2012 consistent with the amendment. This section is effective upon becoming law.
34	Sec 75	Back of Bill – LBC Amendment for Early Learning Information Services	Accept Senate Language	<p>CLOSED:</p> <p>The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2012-0358 as submitted on January 25, 2012, by the Governor on behalf of the Department of Education for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2011-2012 consistent with the amendment. This section is effective upon becoming law.</p>
35	Sec ???	Back of Bill – LBC Amendment to transfer remaining budget to Office of Early Learning	<p>Modified House Language</p> <p>The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2012-0366 as submitted on February 6, 2012, by the Governor on behalf of the Department of Education for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2011-2012 consistent with the amendment. This section is effective upon becoming law.</p>	<p>Accept House Offer:</p> <p>The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2012-0366 as submitted on February 6, 2012, by the Governor on behalf of the Department of Education for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2011-2012 consistent with the amendment. This section is effective upon becoming law.</p>

2012 PreK-12 Conforming Bill Differences

Item	Issue	House Bill 5101	Senate Bill 1972	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
1	Public Radio Station Funding	Clarifies language for public broadcasting funds to only be used for TV stations.	Not in Senate Bill	Maintain House Language.	Accept House Language.
2	Public Radio Station Funding	Clarifies language for public broadcasting funds to only be used for TV stations.	Not in Senate Bill	Maintain House Language.	Accept House Language.
3	Public Radio Station Funding	Clarifies language for public broadcasting funds to only be used for TV stations.	Not in Senate Bill	Maintain House Language.	Accept House Language.
4	Powers and Duties of District School Board	Not in House Bill	<p>Conforms severance package language for district superintendents to s. 215.425, F.S.</p> <p>Requires school districts to participate in the School District Consortium to maximize purchasing power for goods and services.</p>	Accept Senate Language.	CLOSED
5	Superintendents Employment	Not in House Bill	Conforms severance package language for district superintendents to s. 215.425, F.S.	Accept Senate Language.	CLOSED
6	Charter Schools	Not in House Bill	Limits the 5% charter school administrative charge for schools that primarily serve exceptional students.	Accept Senate Language.	CLOSED
7	Voluntary Prekindergarten Program FTE Reporting	The bill limits the ability of early learning coalitions to amend FTE reports for payment after the end of a fiscal year. Currently, providers are able to report students for funding from prior years and receive payment which may cause a shortfall in current year funds.	Not in Senate Bill	Maintain House Language.	Accept House Language.
8	Class Size Reduction Penalty	SAME - The bill maintains the class size reduction penalty at the amount equal to 100 percent of the class size base student allocation and 50 percent of the regular base student allocation until 2014-2015 and then adjusts up to 100 percent of the regular base student allocation.	SAME - The bill maintains the class size reduction penalty at the amount equal to 100 percent of the class size base student allocation and 50 percent of the regular base student allocation until 2014-2015 and then adjusts up to 100 percent of the regular base student allocation.	SAME	<p>Modified Offer:</p> <p>The bill maintains the class size reduction penalty at the amount equal to 100 percent of the class size base student allocation and 50 percent of the regular base student allocation until 2014-2015 and then adjusts up to 100 percent of the regular base student allocation. <u>For the 2011-12 calculation only, the total penalty for any school district shall not exceed 50% of the statewide total penalty.</u></p>
9	DJJ Program Funding	Not in House Bill	Requires districts to provide Discretionary Local Effort funds up to the state average and/or the state compression funding for Department of Juvenile Justice students.	Accept Senate Language.	CLOSED

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Item	Issue	House Bill 5101	Senate Bill 1972	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
10	Instructional Materials	Not in House Bill	Provides a waiver for the requirement to purchase newly adopted instructional materials within two years, if the district can demonstrate that the instructional materials content is provided by alternative means.	Maintain House Language	Maintain Senate Language.
11	FTE Reporting	Not in House Bill	Provides technical clarification of FEFP FTE reporting requirements and FTE audit adjustments.	Accept Senate Language.	CLOSED
12	Categorical Funds (Supplemental Academic Instruction and Reading)	Not in House Bill	<p>Modifies the FEFP Reading allocation to provide intensive reading instruction for low performing students during an additional one hour of instruction beyond the normal school day for each school day. Limits the use of these funds for reading coaches.</p> <p>Modifies the FEFP Supplemental Academic Instruction allocation to require districts with low performing elementary schools to provide intensive reading instruction for the students in these schools for an additional hour a day beyond the normal school day for the entire school year.</p> <p>Limits flexibility for the use of Reading and Supplemental Academic Instruction allocations to first require the additional hour of instruction.</p>	<p>Modified Senate Position to:</p> <ul style="list-style-type: none"> • Modify the SAI extended day requirement to include the 100 lowest performing elementary schools in the state. • Clarify the priority use of \$15 million in reading funding for an extended day in the 100 lowest performing elementary schools and authorize a more flexible approach to providing extended learning to low performing students in other schools. • Authorize an “opt out” for high achieving students (level 5 scores only) in the 100 lowest performing elementary schools. • Exclude Exceptional Student Education (ESE) centers. • Further clarify that the extra hour of instruction is provided by a highly effective teacher 	<p>Modified Senate Position:</p> <p>Further clarify that the extra hour of instruction is provided by a highly effective teacher, <u>or the equivalent</u>.</p>
13	Certificates of Participation (lease-purchase agreements) three-fourths limitation	Maintains the waiver of three-fourths limit for Certificates of Participation (lease-purchase agreements) for agreements entered into by school districts prior to June 30, 2009.	Maintains the waiver of three-fourths limit for Certificates of Participation (lease-purchase agreements) for agreements entered into by school districts prior to June 30, 2009.	SAME	CLOSED
13a		Requires for the 2012-2013 school year, any school district that built new facilities in 2010 despite at least 3 prior consecutive	Not in Senate Bill	Maintain House Position	Maintain Senate Language.

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Item	Issue	House Bill 5101	Senate Bill 1972	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
		years of declining enrollment and a failed referendum for a sales tax increase for the purposes of capital outlay and school construction must submit all necessary documentation to have any operational deficit certified by the Auditor General. Any plan for resolving the deficit must be submitted to the Legislative Budget Commission. Such district may not close schools, effect across-the-board teacher pay reductions, or eliminate art, athletics, music, or other student options such as magnet schools without having first documented that it has accomplished districtwide rezoning and reduced all administrative salaries over \$100,000 by a minimum of 25 percent.			
14	Educational Facilities Waiver	Not in House Bill	Authorizes the Commissioner of Education to waive certain facilities requirements when justified by districts.	Accept Senate Language.	CLOSED
15	Educational Facilities Plan Audit	Not in House Bill	Clarifies that Auditor General audits satisfy the independent audit requirement of school districts.	Accept Senate Language.	CLOSED
16	Class Size Reduction Compliance Calculation	Not in House Bill	Allows recalculation of current year transfer based on changes made in this bill.	Accept Senate Language.	CLOSED
17	Class Size Reduction Compliance Calculation	Not in House Bill	Adopts by reference the 2011-2012 alternate compliance calculation amounts for the class size reduction operating categorical and authorizes the Commissioner to adjust payments.	Accept Senate Language.	CLOSED
18	Effective Date	July 1, 2012	Except as otherwise provided, July 1, 2012.		CLOSED
NEW ISSUES					
19	Juvenile Justice Provider	Not in House Bill	Not in Senate Bill	Amends statute to include the Sheriff as a Juvenile Justice Provider.	Accept House offer
20	Charter School Capital Outlay	Not in House Bill	Not in Senate Bill	Create a Task Force	Accept House offer
21	VPK Assessments	Not in House Bill	Not in Senate Bill	Conforming language for funding of VPK Assessments	Accept House offer

2012 PreK-12 Conforming Bill Differences

Item	Issue	House Bill 5101	Senate Bill 1972	House Offer #1 – March 1, 2012	Senate Offer #1 – March 2, 2012
22	Delay School Grade Scale Change and PERT	Not in House Bill	Not in Senate Bill	Not in House Offer #1	Delay the implementation of new school grading scale for one year. Delay the implementation of the Postsecondary Education Readiness Test (PERT).
23	Digital Instructional Materials Transition	Not in House Bill	Not in Senate Bill	Not in House Offer #1	Require the Commissioner of Education to create a Digital Instructional Materials Transition Work Group.
24	Repeal Manatee Compulsory Attendance Pilot	Not in House Bill	Not in Senate Bill	Not in House offer #1	Repeals s. 1003.61, F.S., which requires the Manatee County school district to implement a pilot program to increase the compulsory school age for attendance from 16 years of age to 18.