

By Senator Brandes

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1 A bill to be entitled
2 An act relating to year-round school programs;
3 amending s. 1001.42, F.S.; authorizing a district
4 school board to create a year-round school program for
5 any school within its district that is one of the 300
6 lowest-performing schools in the state; amending s.
7 1011.62, F.S.; revising the intensive reading
8 instruction options that a school district with one or
9 more of the 300 lowest-performing elementary schools
10 has; authorizing a specified number of hours in a
11 summer program or a year-round school program;
12 providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

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16 Section 1. Paragraph (a) of subsection (12) of section
17 1001.42, Florida Statutes, is amended to read:

18 1001.42 Powers and duties of district school board.—The
19 district school board, acting as a board, shall exercise all
20 powers and perform all duties listed below:

21 (12) FINANCE.—Take steps to assure students adequate
22 educational facilities through the financial procedure
23 authorized in chapters 1010 and 1011 and as prescribed below:

24 (a) *Provide for all schools to operate 180 days.*—Provide
25 for the operation of all public schools, both elementary and
26 secondary, as free schools for a term of 180 days or the
27 equivalent on an hourly basis as specified by rules of the State
28 Board of Education; determine district school funds necessary in
29 addition to state funds to operate all schools for such minimum

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30 term; and arrange for the levying of district school taxes
 31 necessary to provide the amount needed from district sources.
 32 However, a district school board is authorized to create a year-
 33 round school program for any school within its district which is
 34 one of the 300 lowest-performing schools, as determined by the
 35 Department of Education, within the state pursuant to s.
 36 1011.62(1)(f).

37 Section 2. Paragraph (f) of subsection (1) and paragraph
 38 (b) of subsection (6) of section 1011.62, Florida Statutes, are
 39 amended to read:

40 1011.62 Funds for operation of schools.—If the annual
 41 allocation from the Florida Education Finance Program to each
 42 district for operation of schools is not determined in the
 43 annual appropriations act or the substantive bill implementing
 44 the annual appropriations act, it shall be determined as
 45 follows:

46 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
 47 OPERATION.—The following procedure shall be followed in
 48 determining the annual allocation to each district for
 49 operation:

50 (f) *Supplemental academic instruction; categorical fund.*—

51 1. There is created a categorical fund to provide
 52 supplemental academic instruction to students in kindergarten
 53 through grade 12. This paragraph may be cited as the
 54 “Supplemental Academic Instruction Categorical Fund.”

55 2. The categorical fund is in addition to the funds
 56 appropriated on the basis of FTE student membership in the
 57 Florida Education Finance Program and shall be included in the
 58 total potential funds of each district. These funds shall be

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59 used to provide supplemental academic instruction to students
60 enrolled in the K-12 program. Each school district that has one
61 or more of the 300 lowest-performing elementary schools based on
62 the state reading assessment for the prior year shall use these
63 funds, together with the funds provided in the district's
64 research-based reading instruction allocation and other
65 available funds, to provide an additional hour of instruction
66 beyond the normal school day for each day of the entire school
67 year or to provide an equivalent number of hours in a summer
68 program or a year-round school program for intensive reading
69 instruction for the students in each of these schools. This
70 additional ~~hour of~~ instruction time must be provided by teachers
71 or reading specialists who have demonstrated effectiveness in
72 teaching reading or by a K-5 mentoring reading program that is
73 supervised by a teacher who is effective at teaching reading.
74 Students enrolled in these schools who have level 5 assessment
75 scores may participate in the additional ~~hour of~~ instruction
76 time on an optional basis. Exceptional student education centers
77 shall not be included in the 300 schools. The designation of the
78 300 lowest-performing elementary schools must be based on the
79 state reading assessment for the prior year. After this
80 requirement has been met, supplemental instruction strategies
81 may include, but are not limited to: use of a modified
82 curriculum, reading instruction, after-school instruction,
83 tutoring, mentoring, a reduction in class size, ~~extended school~~
84 ~~year~~, intensive skills development in summer school, and other
85 methods of improving student achievement. Supplemental
86 instruction may be provided to a student in any manner and at
87 any time during or beyond the regular 180-day term identified by

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88 the school as being the most effective and efficient way to best
89 help that student progress from grade to grade and to graduate.

90 3. Categorical funds for supplemental academic instruction
91 shall be provided annually in the Florida Education Finance
92 Program as specified in the General Appropriations Act. These
93 funds shall be provided as a supplement to the funds
94 appropriated for the basic funding level and shall be included
95 in the total funds of each district. The allocation shall
96 consist of a base amount that has a workload adjustment based on
97 changes in unweighted FTE. In addition, districts that have
98 elementary schools included in the 300 lowest-performing schools
99 designation shall be allocated additional funds to assist those
100 districts in providing intensive reading instruction to students
101 in those schools. The amount provided shall be based on each
102 district's level of per-student funding in the reading
103 instruction allocation and the supplemental academic instruction
104 categorical fund and on the total FTE for each of the schools.
105 The categorical funding shall be recalculated during the fiscal
106 year following an updated designation of the 300 lowest-
107 performing elementary schools and shall be based on actual
108 student membership from the FTE surveys. Upon recalculation of
109 funding for the supplemental academic instruction categorical
110 fund, if the total allocation is greater than the amount
111 provided in the General Appropriations Act, the allocation shall
112 be prorated to the level provided to support the appropriation,
113 based on each district's share of the total.

114 4. Effective with the 1999-2000 fiscal year, funding on the
115 basis of FTE membership beyond the 180-day regular term shall be
116 provided in the FEFP only for students enrolled in juvenile

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117 justice education programs or in education programs for
118 juveniles placed in secure facilities or programs under s.
119 985.19. Funding for instruction beyond the regular 180-day
120 school year for all other K-12 students shall be provided
121 through the supplemental academic instruction allocation and
122 other state, federal, and local fund sources with ample
123 flexibility for schools to provide supplemental instruction to
124 assist students in progressing from grade to grade and
125 graduating.

126 5. The Florida State University School, as a lab school, is
127 authorized to expend from its FEFP or Lottery Enhancement Trust
128 Fund allocation the cost to the student of remediation in
129 reading, writing, or mathematics for any graduate who requires
130 remediation at a postsecondary educational institution.

131 6. Beginning in the 1999-2000 school year, dropout
132 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
133 (b), and (c), and 1003.54 shall be included in group 1 programs
134 under subparagraph (d)3.

135 (6) CATEGORICAL FUNDS.—

136 (b) If a district school board finds and declares in a
137 resolution adopted at a regular meeting of the school board that
138 the funds received for any of the following categorical
139 appropriations are urgently needed to maintain school board
140 specified academic classroom instruction, the school board may
141 consider and approve an amendment to the school district
142 operating budget transferring the identified amount of the
143 categorical funds to the appropriate account for expenditure:

- 144 1. Funds for student transportation.
- 145 2. Funds for safe schools.

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146 3. Funds for supplemental academic instruction if the
147 required additional ~~hour of instruction~~ time ~~beyond the normal~~
148 ~~school day for each day of the entire school year~~ has been
149 provided for the students in each low-performing elementary
150 school in the district pursuant to paragraph (1) (f).

151 4. Funds for research-based reading instruction if the
152 required additional hour of instruction beyond the normal school
153 day for each day of the entire school year has been provided for
154 the students in each low-performing elementary school in the
155 district pursuant to paragraph (9) (a).

156 5. Funds for instructional materials if all instructional
157 material purchases necessary to provide updated materials that
158 are aligned with applicable state standards and course
159 descriptions and that meet statutory requirements of content and
160 learning have been completed for that fiscal year, but no sooner
161 than March 1. Funds available after March 1 may be used to
162 purchase hardware for student instruction.

163 Section 3. This act shall take effect July 1, 2018.