## Florida Senate - 2006

By the Committee on Education; and Senator Margolis

581-1785-06

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1	A bill to be entitled
2	An act relating to public K-12 education;
3	amending s. 1001.42, F.S., relating to powers
4	and duties of district school boards; providing
5	a requirement relating to the opening date of
б	the school year; amending s. 1011.60, F.S.;
7	including the opening date requirement for
8	participation in the Florida Education Finance
9	Program; providing for applicability beginning
10	with the 2007-2008 school year unless a
11	decision is made by the district school board
12	to apply such provisions beginning with the
13	2006-2007 school year; providing an effective
14	date.
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16	Be It Enacted by the Legislature of the State of Florida:
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18	Section 1. Paragraph (f) of subsection (4) of section
19	1001.42, Florida Statutes, is amended to read:
20	1001.42 Powers and duties of district school
21	boardThe district school board, acting as a board, shall
22	exercise all powers and perform all duties listed below:
23	(4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF
24	SCHOOLSAdopt and provide for the execution of plans for the
25	establishment, organization, and operation of the schools of
26	the district, including, but not limited to, the following:
27	(f) Opening and closing of schools; fixing uniform
28	dateAdopt policies for the opening and closing of schools
29	and fix uniform dates provided that the opening date of the
30	school year for schools in the district shall be no earlier
31	than 7 days before Labor Day each year.
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**CODING:** Words stricken are deletions; words <u>underlined</u> are additions.

1 Section 2. Subsection (2) of section 1011.60, Florida 2 Statutes, is amended to read: 3 1011.60 Minimum requirements of the Florida Education 4 Finance Program. -- Each district which participates in the state appropriations for the Florida Education Finance Program 5 6 shall provide evidence of its effort to maintain an adequate 7 school program throughout the district and shall meet at least 8 the following requirements: (2) MINIMUM TERM AND OPENING DATE.--Operate all 9 10 schools for a term of at least 180 actual teaching days or the equivalent on an hourly basis as specified by rules of the 11 12 State Board of Education each school year provided that the 13 opening date of the term shall be no earlier than 7 days before Labor Day each year. The State Board of Education may 14 prescribe procedures for altering, and, upon written 15 application, may alter, this requirement during a national, 16 17 state, or local emergency as it may apply to an individual 18 school or schools in any district or districts if, in the opinion of the board, it is not feasible to make up lost days, 19 and the apportionment may, at the discretion of the 20 21 Commissioner of Education and if the board determines that the 22 reduction of school days is caused by the existence of a bona 23 fide emergency, be reduced for such district or districts in proportion to the decrease in the length of term in any such 2.4 school or schools. A strike, as defined in s. 447.203(6), by 25 employees of the school district may not be considered an 26 27 emergency. 2.8 Section 3. The amendments to ss. 1001.42(4)(f) and 1011.60(2), Florida Statutes, made by this act shall apply to 29 30 school years beginning with the 2007-2008 school year unless a 31

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**Florida Senate - 2006** 581-1785-06 CS for SB 306

1	district school board decides to make such provisions
2	applicable beginning with the 2006-2007 school year.
3	Section 4. This act shall take effect July 1, 2006.
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5	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR
б	Senate Bill 306
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8	The committee substitute makes the school start date provisions effective beginning with the 2007-2008 school year unless a district school board decides to apply the start date provisions beginning with the 2006-2007 school year.
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