

By Senator Bennett

21-01696-09

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1 A bill to be entitled
2 An act relating to public K-12 educational funding;
3 amending s. 1003.02, F.S.; prohibiting the use of
4 school district funds for the funding of or
5 contracting with community-based organizations to
6 provide noninstructional programs or services that are
7 not required by law; providing an effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Paragraph (d) of subsection (1) of section
12 1003.02, Florida Statutes, is amended to read:

13 1003.02 District school board operation and control of
14 public K-12 education within the school district.—As provided in
15 part II of chapter 1001, district school boards are
16 constitutionally and statutorily charged with the operation and
17 control of public K-12 education within their school district.
18 The district school boards must establish, organize, and operate
19 their public K-12 schools and educational programs, employees,
20 and facilities. Their responsibilities include staff
21 development, public K-12 school student education including
22 education for exceptional students and students in juvenile
23 justice programs, special programs, adult education programs,
24 and career education programs. Additionally, district school
25 boards must:

26 (1) Provide for the proper accounting for all students of
27 school age, for the attendance and control of students at
28 school, and for proper attention to health, safety, and other
29 matters relating to the welfare of students in the following

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fields:

(d) *Courses of study and instructional materials.*—

1. Provide adequate instructional materials for all students as follows and in accordance with the requirements of chapter 1006, in the core courses of mathematics, language arts, social studies, science, reading, and literature, except for instruction for which the school advisory council approves the use of a program that does not include a textbook as a major tool of instruction.

2. Adopt courses of study for use in the schools of the district.

3. Provide for proper requisitioning, distribution, accounting, storage, care, and use of all instructional materials as may be needed, and ensure that instructional materials used in the district are consistent with the district goals and objectives and the curriculum frameworks approved by the State Board of Education, as well as with the state and school district performance standards required by law and state board rule.

School district funds may not be used for the purpose of funding or contracting with community-based organizations to provide noninstructional programs or services that are not otherwise required by law.

Section 2. This act shall take effect July 1, 2009.