



612200

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/18/2010	.	
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The Policy and Steering Committee on Ways and Means (Thrasher) recommended the following:

Senate Amendment (with title amendment)

Delete lines 310 - 396
and insert:

2. Beginning with the 2014-2015 school year and thereafter, a charter school must adopt a salary schedule for instructional personnel and school-based administrators which compensates instructional personnel and school-based administrators based on their performance. Salary adjustments for instructional personnel and school-based administrators must be based only on performance demonstrated under s. 1012.34. A charter school may not use length of service or degrees held by instructional



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13 personnel or school-based administrators as a factor in setting
14 the salary schedule.

15 3. A charter school must meet the following requirements:

16 a. Administer assessments that comply with s. 1008.222.

17 However, a charter school may use its own assessments if the
18 assessments comply with s. 1008.222;

19 b. Maintain the security and integrity of end-of-course
20 assessments developed or acquired pursuant to s. 1008.222; and

21 c. Adopt a performance appraisal system that complies with
22 s. 1012.34.

23 (20) SERVICES.—

24 (a) A sponsor shall provide certain administrative and
25 educational services to charter schools. These services shall
26 include contract management services; full-time equivalent and
27 data reporting services; exceptional student education
28 administration services; services related to eligibility and
29 reporting duties required to ensure that school lunch services
30 under the federal lunch program, consistent with the needs of
31 the charter school, are provided by the school district at the
32 request of the charter school, that any funds due to the charter
33 school under the federal lunch program be paid to the charter
34 school as soon as the charter school begins serving food under
35 the federal lunch program, and that the charter school is paid
36 at the same time and in the same manner under the federal lunch
37 program as other public schools serviced by the sponsor or the
38 school district; test administration services, including payment
39 of the costs of state-required or district-required student
40 assessments; processing of teacher certificate data services;
41 and information services, including equal access to student



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42 information systems that are used by public schools in the
43 district in which the charter school is located. Student
44 performance data for each student in a charter school,
45 including, but not limited to, FCAT scores, standardized test
46 scores, previous public school student report cards, and student
47 performance measures, shall be provided by the sponsor to a
48 charter school in the same manner provided to other public
49 schools in the district. A total administrative fee for the
50 provision of such services shall be calculated based upon up to
51 5 percent of the available funds defined in paragraph (17)(b)
52 for all students. However, a sponsor may only withhold up to a
53 5-percent administrative fee for enrollment for up to and
54 including 500 students. For charter schools with a population of
55 501 or more students, the difference between the total
56 administrative fee calculation and the amount of the
57 administrative fee withheld may only be used for capital outlay
58 purposes specified in s. 1013.62(2). ~~Each charter school shall~~
59 ~~receive 100 percent of the funds awarded to that school pursuant~~
60 ~~to s. 1012.225.~~ Sponsors shall not charge charter schools any
61 additional fees or surcharges for administrative and educational
62 services in addition to the maximum 5-percent administrative fee
63 withheld pursuant to this paragraph.

64 (26) FUNDING AND COMPLIANCE.—

65 (a) Effective with the beginning of the 2011-2012 year, and
66 each year thereafter, the Commissioner of Education shall
67 calculate and distribute funds from the Performance Fund for
68 Instructional Personnel and School-Based Administrators in s.
69 1011.626 to charter schools in the same manner as for school
70 districts. Charter schools must meet the requirements in s.



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71 1011.626(5).

72 (b) By September 15 of each year, each charter school
73 governing board shall certify to the Commissioner of Education
74 that its school meets the requirements in paragraph (16)(c). The
75 commissioner shall verify compliance with paragraph (16)(c) by
76 selecting a sample of charter schools each year to provide
77 information to determine compliance. On or before October 1 of
78 each year, a selected charter school must submit the requested
79 information to the commissioner. On or before December 15 of
80 each year, the commissioner shall complete a review of each
81 selected charter school for that school year, determine
82 compliance with paragraph (16)(c), and notify each charter
83 school governing board and sponsor if the charter school is not
84 in compliance with paragraph (16)(c). The commissioner shall
85 certify the charter schools that do not comply with paragraph
86 (16)(c) to the Governor, the President of the Senate, and the
87 Speaker of the House of Representative on or before February 15
88 of each year. Each certified charter school shall receive a
89 funding adjustment of state funds equivalent to 5 percent of the
90 total Florida Education Finance Program funds provided in the
91 General Appropriations Act for the charter school. Such funding
92 adjustment shall be implemented through the withholding of funds
93 to which the charter school is entitled.

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95 ===== T I T L E A M E N D M E N T =====

96 And the title is amended as follows:

97 Delete lines 16 - 25

98 and insert:

99 providing that charter schools must meet certain



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100 requirements for end-of-course assessments,
101 performance appraisals, and certain contracts;
102 deleting a cross-reference to conform to changes made
103 by the act; requiring that the Commissioner of
104 Education review certain charter schools for
105 compliance with the requirements for a salary
106 schedule, assessments, and contracts; requiring a
107 specified funding adjustment to be imposed against a
108 charter school that is not in compliance;