



384974

LEGISLATIVE ACTION

Senate

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House

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Floor: NC/2R

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03/12/2020 07:02 PM

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Senator Lee moved the following:

1 **Senate Substitute for Amendment (380144) (with title**
2 **amendment)**

3
4 Delete lines 2030 - 2066

5 and insert:

6 outlay projects to be funded by the surtax. The resolution must
7 also include a statement that the revenues collected must be
8 shared with charter schools pursuant to paragraph (e) based on a
9 charter school's proportionate share of the school district's
10 total unweighted full-time equivalent student enrollment. The
11 statements must ~~statement shall~~ conform to the requirements of



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12 s. 101.161 and shall be placed on the ballot by the governing
13 body of the county. The following question shall be placed on
14 the ballot:

15
16 FOR THE CENTS TAX

17
18 AGAINST THE CENTS TAX

19
20 (c) The resolution providing for the imposition of the
21 surtax must ~~shall~~ set forth a plan for use of the surtax
22 proceeds for fixed capital expenditures or fixed capital costs
23 associated with the construction, reconstruction, or improvement
24 of school facilities and campuses which have a useful life
25 expectancy of 5 or more years, and any land acquisition, land
26 improvement, design, and engineering costs related thereto.
27 Additionally, the plan shall include the costs of retrofitting
28 and providing for technology implementation, including hardware
29 and software, for the various sites within the school district.
30 Surtax revenues may be used for the purpose of servicing bond
31 indebtedness to finance projects authorized by this subsection,
32 and any interest accrued thereto may be held in trust to finance
33 such projects. Neither the proceeds of the surtax nor any
34 interest accrued thereto shall be used for operational expenses.
35 Surtax revenues shared with a charter school shall be expended
36 by the charter school in a manner consistent with the purposes
37 stated in the resolution under paragraph (b). All revenues and
38 expenditures shall be accounted for in a charter school's



39 monthly or quarterly financial report pursuant to s. 1002.33(9).

40 (d) Surtax revenues collected by the Department of Revenue
41 pursuant to this subsection shall be distributed to the school
42 board imposing the surtax in accordance with law.

43 (e)1. Notwithstanding any other law to the contrary,
44 beginning with the 2020-2021 school year, funds generated under
45 this subsection must be shared with a charter school if:

46 a. The applicant for the charter school, before the
47 inception of the school, had submitted the charter school
48 application for approval to the applicable district school board
49 and, after entering into a charter contract with that district
50 school board pursuant to s. 1002.33, the charter school is
51 eligible to receive capital outlay funds under s. 1013.62(1)(a);
52 and

53 b. The charter school submits its brief and general
54 description statement and plan pursuant to paragraph (b) to the
55 school district within the timeframe specified by the district
56 school board.

57
58 A charter school is not eligible to receive capital outlay funds
59 if it was created by the conversion of a public school and
60 operates in facilities provided by the charter school's sponsor
61 for a nominal fee, or at no charge, or if it is directly or
62 indirectly operated by the school district.

63 2. A charter school that receives funds generated under
64 this subsection must use funds for allowable purposes under this
65 subsection.

66
67 ===== T I T L E A M E N D M E N T =====



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68 And the title is amended as follows:

69 Delete line 117

70 and insert:

71 reports; requiring school capital outlay surtax funds
72 to be shared with a charter school if certain
73 conditions are met; specifying conditions under which
74 a charter school is ineligible to receive capital
75 outlay funds; providing applicability; amending s.
76 212.134,