LEGISLATIVE ACTION

Senator Lee moved the following:

Senate Amendment to Substitute Amendment (271678) (with title amendment)

Delete lines 1181 - 1222
and insert:
also include a statement that the revenues collected must be
shared with charter schools pursuant to paragraph (e) based on a
charter school’s proportionate share of the school district’s
total unweighted full-time equivalent student enrollment. The
statements must statement shall conform to the requirements of
s. 101.161 and shall be placed on the ballot by the governing
body of the county. The following question shall be placed on the ballot:

....FOR THE ....CENTS TAX

....AGAINST THE ....CENTS TAX

(c) The resolution providing for the imposition of the surtax must set forth a plan for use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses which have a useful life expectancy of 5 or more years, and any land acquisition, land improvement, design, and engineering costs related thereto. Additionally, the plan shall include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance projects authorized by this subsection, and any interest accrued thereto may be held in trust to finance such projects. Neither the proceeds of the surtax nor any interest accrued thereto shall be used for operational expenses. Surtax revenues shared with a charter school shall be expended by the charter school in a manner consistent with the purposes stated in the resolution under paragraph (b). All revenues and
expenditures shall be accounted for in a charter school’s monthly or quarterly financial report pursuant to s. 1002.33(9).
If a school’s charter is not renewed or is terminated and the school is dissolved under the provisions of law under which the school was organized, any unencumbered funds received under this subsection shall revert to the sponsor.

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

(e) 1. Notwithstanding any other law to the contrary, beginning with the 2020-2021 school year, funds generated under this subsection must be shared with a charter school if:
   a. The charter school is eligible to receive capital outlay funds under s. 1013.62(1)(a); and
   b. The charter school submits its brief and general description statement and plan pursuant to paragraph (b) to the school district within the timeframe specified by the district school board.

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

2. A charter school that receives funds generated under this subsection must use funds for allowable purposes under this subsection.
And the title is amended as follows:

Delete lines 1896 - 1899 and insert:

requirement for charter schools; requiring that unencumbered funds revert to the sponsor under certain circumstances; specifying conditions under which funds must be shared with charter schools; specifying conditions under which a charter school is ineligible to receive funds; providing applicability; creating s.