

1 A bill to be entitled
 2 An act relating to charter school capital outlay
 3 funding; amending s. 1013.62, F.S.; requiring a
 4 charter school to provide certain information to its
 5 sponsor to be eligible to receive capital outlay
 6 funds; providing that a charter school is ineligible
 7 for such funds if it fails to provide such
 8 information; providing an effective date.

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

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 12 Section 1. Subsection (1) of section 1013.62, Florida
 13 Statutes, is amended to read:

14 1013.62 Charter schools capital outlay funding.—

15 (1) Charter school capital outlay funding shall consist of
 16 state funds when such funds are appropriated in the General
 17 Appropriations Act and revenue resulting from the discretionary
 18 millage authorized in s. 1011.71(2).

19 (a) To be eligible to receive capital outlay funds, a
 20 charter school must:

21 1.a. Have been in operation for 2 or more years;

22 b. Be governed by a governing board established in the
 23 state for 2 or more years which operates both charter schools
 24 and conversion charter schools within the state;

25 c. Be an expanded feeder chain of a charter school within

26 | the same school district that is currently receiving charter
27 | school capital outlay funds;

28 | d. Have been accredited by a regional accrediting
29 | association as defined by State Board of Education rule;

30 | e. Serve students in facilities that are provided by a
31 | business partner for a charter school-in-the-workplace pursuant
32 | to s. 1002.33(15) (b); or

33 | f. Be operated by a hope operator pursuant to s. 1002.333.

34 | 2. Have an annual audit that does not reveal any of the
35 | financial emergency conditions provided in s. 218.503(1) for the
36 | most recent fiscal year for which such audit results are
37 | available.

38 | 3. Have not earned two consecutive grades of "F," three
39 | consecutive grades below a "C," or two consecutive school
40 | improvement ratings of "Unsatisfactory."

41 | 4. Have received final approval from its sponsor pursuant
42 | to s. 1002.33 for operation during that fiscal year.

43 | 5. Serve students in facilities that are not provided by
44 | the charter school's sponsor.

45 | 6. Attest in writing to the department that if the charter
46 | school is nonrenewed or terminated, any unencumbered funds and
47 | all equipment and property purchased with public funds shall
48 | revert pursuant to subsection (5).

49 | 7. Provide relevant leases and written documentation to
50 | its sponsor to provide verification that capital outlay funding

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51 will be used pursuant to subsection (4).

52 (b) A charter school is not eligible to receive capital
53 outlay funds if:

54 1. It was created by the conversion of a public school and
55 operates in facilities provided by the charter school's sponsor
56 for a nominal fee, or at no charge, or if it is directly or
57 indirectly operated by the school district;

58 2. It is a developmental research (laboratory) school that
59 receives state funding for capital improvement purposes pursuant
60 to s. 1002.32(9)(e); or

61 3. A member of the governing board, or his or her family
62 member as defined in s. 440.13(1)(b), has an interest in or is
63 an employee of the lessor, excluding charter schools operating
64 pursuant to s. 1002.33(15).

65 4. The charter school fails to provide its sponsor with
66 the relevant leases and documentation required under
67 subparagraph (a)7.

68 Section 2. This act shall take effect July 1, 2024.