

Committee Substitute for
Committee Substitute for Senate Bill No. 1276

An act relating to educational facilities; amending s. 1011.71, F.S., relating to district school tax; revising provisions relating to school district expenditure of capital outlay millage under certain circumstances; providing for contingent effect and future expiration of such provisions; amending s. 1013.45, F.S.; increasing the maximum authorized amount of a day-labor contract to \$280,000; providing for such amount to be adjusted annually; authorizing construction of dormitories on a community college campus that is within a municipality that is designated as an area of critical state concern and meets certain requirements; providing an effective date.

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

Section 1. Subsection (3) of section 1011.71, Florida Statutes, as amended by chapters 2007-328 and 2008-2, Laws of Florida, and renumbered as subsection (4) and amended by section 10 of House Bill 5083, 2008 Regular Session, and contingent on that bill becoming a law, is amended to read:

1011.71 District school tax.—

(4) A school district that has met the reduction requirements regarding class size for the 2008-2009 fiscal year pursuant to s. 1003.03 for K-12 students for whom the school district provides the educational facilities and governs operations and certifies to the Commissioner of Education that the district does not need all of its discretionary 1.75-mill capital improvement revenue for capital outlay purposes and all of the district's instructional space needs for the next 5 years can be met from capital outlay sources that the district reasonably expects to receive during the next 5 years from local revenues and from currently appropriated state facilities funding or from alternative scheduling or construction, leasing, rezoning, or technological methodologies that exhibit sound management may expend, subject to the provisions of s. 200.065, up to \$65 per unweighted full-time equivalent student from the revenue generated by the 2008-2009 millage levy authorized by subsection (2) to fund, in addition to expenditures authorized in paragraphs (2)(a)-(j), 2008-2009 expenses for the following:

(a) The purchase, lease-purchase, or lease of driver's education vehicles; motor vehicles used for the maintenance or operation of plants and equipment; security vehicles; or vehicles used in storing or distributing materials and equipment.

(b) Payment of the cost of premiums for property and casualty insurance necessary to insure school district educational and ancillary plants. Operating revenues that are made available through the payment of property and casualty insurance premiums from revenues generated under this subsection may be expended only for nonrecurring operational expenditures of the school district.

Section 2. The amendment made by this act to subsection (3) of section 1011.71, Florida Statutes, renumbered as subsection (4) by House Bill 5083, 2008 Regular Session, and contingent on that bill becoming a law, shall expire July 1, 2009, and the text of that subsection shall revert to that in existence on the day before the effective date of chapter 2007-328, Laws of Florida, except that any amendments to such text enacted other than by this act and House Bill 5083, 2008 Regular Session, shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of such text that expire pursuant to this section.

Section 3. Paragraph (e) of subsection (1) of section 1013.45, Florida Statutes, is amended to read:

1013.45 Educational facilities contracting and construction techniques.—

(1) Boards may employ procedures to contract for construction of new facilities, or major additions to existing facilities, that will include, but not be limited to:

(e) Day-labor contracts not exceeding \$280,000 \$200,000 for construction, renovation, remodeling, or maintenance of existing facilities. Beginning January 2009, this amount shall be adjusted annually based upon changes in the Consumer Price Index.

Section 4. Subsection (4) is added to section 1013.40, Florida Statutes, to read:

1013.40 Planning and construction of community college facilities; property acquisition.—

(4) The campus of a community college within a municipality designated as an area of critical state concern, as defined in s. 380.05, and having a comprehensive plan and land development regulations containing a building permit allocation system that limits annual growth, may construct dormitories for up to 100 beds for community college students. Such dormitories shall be exempt from the building permit allocation system and may be constructed up to 45 feet in height provided that they are otherwise consistent with the comprehensive plan, the community college has a hurricane evacuation plan that requires all dormitory occupants to be evacuated 48 hours in advance of tropical force winds, and that transportation is provided for dormitory occupants during an evacuation.

Section 5. This act shall take effect July 1, 2008.

Approved by the Governor June 23, 2008.

Filed in Office Secretary of State June 23, 2008.