

HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS

BILL #: HB 963 Hillsborough Co. School District
SPONSOR(S): Murman
TIED BILLS: **IDEN./SIM. BILLS:** SB 2118

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Local Government & Veterans' Affairs</u>	<u>19 Y, 0 N</u>	<u>Grayson</u>	<u>Cutchins</u>
2) <u>Education K-20</u>	<u></u>	<u></u>	<u></u>
3) <u></u>	<u></u>	<u></u>	<u></u>
4) <u></u>	<u></u>	<u></u>	<u></u>
5) <u></u>	<u></u>	<u></u>	<u></u>

SUMMARY ANALYSIS

This is a repealer bill regarding the Hillsborough County School District which repeals 21 special acts which are either obsolete or have been superceded by general law enactments.

The bill has no impact to the state budget according to the Economic Impact Statement.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a “no” above, please explain:

B. EFFECT OF PROPOSED CHANGES:

This bill repeals 21 previous acts related to the Hillsborough County School District. A brief description of each act and the justification¹ for its repeal follows.

- Ch. 8705 (1921), L.O.F., relating to issuing and selling interest-bearing time warrants. Obsolete.
- Ch. 9464 (1923), L.O.F., relating to the procurement of a loan for \$200,000. Obsolete.
- Ch. 12847 (1927), L.O.F., relating to borrowing money for use by public free schools of any special tax school district. Obsolete.
- Ch. 12860 (1927), L.O.F., relating to exercising the right of eminent domain to acquire certain property. Superseded. District now uses provisions of general law for this purpose (ss. 74.011 and 1013.24, F.S.).
- Ch. 12862 (1927), L.O.F., conferring additional powers to borrow money and sell interest-bearing time warrants. Obsolete.
- Ch. 24570 (1947), L.O.F., consolidating all school districts into one. Obsolete.
- Ch. 24575 (1947), L.O.F., transferring property from the board of county commissioners to the board of public instruction. Obsolete.
- Ch. 24576 (1947), L.O.F., authorizing the board of county commissioners to acquire land from the board of public instruction. Obsolete.
- Ch. 24582 (1947), L.O.F., relating to the selection of school trustees for each public school. Superseded. District is bound by general law, s. 1001.452, F.S.
- Ch. 27606 (1951), L.O.F., conveying certain land between the board of county commissioners and the board of public instruction. Obsolete.
- Ch. 27611 (1951), L.O.F., disbursing capital outlay to the credit of the Gillette Special Tax School District. Obsolete.

¹ Provided by Candace G. Hundley, Director, Office of the Hillsborough Legislative Delegation., 11/26/03.

- Ch. 30832 (1955), L.O.F., creating school crossing zones in unincorporated Hillsborough County. Superceded. District now uses the provisions of general law for this purpose (ss. 316.1985 and 316.75, F.S.).
- Ch. 59-1351, L.O.F., relating to the leasing of certain lands for recreational, park, or similar purposes. Obsolete.
- Ch. 59-1366, L.O.F., validating the conveyance of certain lands from the trustees of Special Tax School District No. 1 to the board of public instruction. Obsolete.
- Ch. 63-1405, L.O.F., relating to the conveyance of certain lands between the board of public instruction and municipalities in Hillsborough County. Obsolete.
- Ch. 67-1501, L.O.F., providing for an internal auditing department and internal auditor. Superceded. District now uses provisions of general law for this purpose (s. 218.391, F.S., et al.).
- Ch. 71-495, L.O.F., allowing the district school board to expend moneys for per diem and travel expenses. Superceded. District now uses the provisions of general law for this purpose (s. 112.061, F.S.).
- Ch. 71-676, L.O.F., providing for the payment of terminal pay to non instructional personnel upon death or retirement. Superceded. District now uses the provisions of general law for this purpose (s. 121.091, F.S.).
- Ch. 71-687, L.O.F., permitting entering into agreements for group insurance for the benefit of retired employees. Superceded. District now uses the provisions of general law for this purpose (s. 112.0801, F.S.).
- Ch. 73-489, L.O.F., relating to group insurance for retired employees. Superceded. District now uses the provisions of general law for this purpose (s. 112.0801, F.S.).
- Ch. 80-505, L.O.F., relating to the employment of an internal auditor. Superceded. District now uses the provisions of general law for this purpose (s. 218.391, F.S., et al.).

The bill includes a savings clause.

C. SECTION DIRECTORY:

Section 1. Repeals the following acts regarding the Hillsborough County School District: Chapters 8705 (1921), 9464 (1923), 12847(1927), 12860 (1927), 12862 (1927), 24570 (1947), 24575 (1947), 24576 (1947), 24582 (1947), 27606 (1951), 27611 (1951), 30832 (1955), 59-1351, 59-1366, 63-1405, 67-1501, 71-495, 71-676, 71- 687, 73-489, and 80-505, L.O.F.

Section 2. Provides that the repeal does not affect the prosecution of any cause of action accrued before the effect date of the bill; or any rules, regulations, policies, actions, decisions, contracts, agreements, obligations, or properties of the Hillsborough County School District or the School District of Hillsborough County existing prior to the effective date of this bill.

Section 3. Provides an effective date of upon becoming law.

II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes No

IF YES, WHEN?

January 13, 2004

WHERE?

The St. Petersburg Times, a daily newspaper published at Tampa, in Hillsborough County.

B. REFERENDUM(S) REQUIRED? Yes No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached No

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENT/COMMITTEE SUBSTITUTE CHANGES

None.