

By the Committee on Education Pre-K - 12; and Senator Thrasher

581-04933-10

20102262c1

1 A bill to be entitled

2 An act relating to charter virtual schools; creating  
3 s. 1002.46, F.S.; providing for the establishment of  
4 charter virtual schools; providing requirements for  
5 participation in the program; providing requirements  
6 for student eligibility; providing for funding;  
7 providing exceptions from certain requirements;  
8 providing an effective date.

9  
10 Be It Enacted by the Legislature of the State of Florida:

11  
12 Section 1. Section 1002.46, Florida Statutes, is created to  
13 read:

14 1002.46 Charter virtual school.-

15 (1) ESTABLISHMENT.-A charter virtual school shall be part  
16 of the state's program of public education.

17 (2) VIRTUAL INSTRUCTION.-A provider of virtual instruction  
18 that has been approved by the Department of Education pursuant  
19 to s. 1002.45 and that has a charter school agreement approved  
20 by a district school board pursuant to s. 1002.33 may be  
21 established as a charter virtual school as provided in this  
22 section and may provide virtual instruction to students who  
23 reside in the district in which the charter is granted.

24 (3) PROGRAM REQUIREMENTS.-A charter virtual school must  
25 meet the requirements of program definitions, provider  
26 qualifications, virtual instruction, contract requirements,  
27 student participation, and assessment and accountability as  
28 provided in s. 1002.45(1)(a) and (b), (2), (3), (4), (6), and  
29 (8).

581-04933-10

20102262c1

30       (4) STUDENT ELGIBILITY.—A charter virtual school may enroll  
31 a student who resides in the school district in which the  
32 charter is granted and meets the requirements of s.  
33 1002.45(5)(a), (b), or (c).

34       (5) FUNDING.—Funding for a charter virtual school shall be  
35 through the Florida Education Finance Program as follows:

36       (a) A full-time equivalent student shall be reported as  
37 required under s. 1011.61(1)(c)1.b.(III) or (IV).

38       (b) A charter virtual school shall report its full-time  
39 equivalent students to the school district in which the charter  
40 is granted in the manner prescribed by the Department of  
41 Education.

42       (c) School districts shall report charter virtual school  
43 full-time equivalent students to the Department of Education in  
44 the manner prescribed by the department and the eligible FTE  
45 shall be funded through the Florida Education Finance Program.

46       (d) For each eligible full-time equivalent student reported  
47 by a charter virtual school and funded in the Florida Education  
48 Finance Program, the school district shall receive an annual  
49 allocation for operation which is equivalent to the funds per  
50 unweighted student as provided to the Florida Virtual School.  
51 This amount shall be included in the basic amount to be included  
52 for operation under the Florida Education Finance Program for  
53 each district; however, these payments and full-time equivalent  
54 students may not be used for any other calculation under the  
55 Florida Education Finance Program. The school district may  
56 retain an administrative fee pursuant to s. 1002.33(20)(a) prior  
57 to the distribution of funds to the charter virtual school.

58       (6) EXCEPTIONS.—A charter virtual school is not required to

581-04933-10

20102262c1

59 meet the educational facilities or student transportation  
60 requirements for charter schools under s. 1002.33.

61 Section 2. This act shall take effect July 1, 2010.