

PreK-12 Policy Committee Tuesday, March 3, 2009 2:00 p.m. 404 HOB

Action Packet

John Legg Chair

PreK-12 Policy Committee

3/3/2009 2:00:00PM

Location: 404 HOB

Attendance:

	Present	Absent	Excused
John Legg (Chair)	x		
Dwight Bullard	x		
Rachel V. Burgin	×		
Anitere Flores	x		
Clay Ford	X	· · · · · · · · · · · · · · · · · · ·	
Erik Fresen	x		
Mia Jones	x		
Martin Kiar	x		
Rick Kriseman	x		
Charles McBurney	X		
Scott Plakon	X		
Kelli Stargel	X		
Ritch Workman	X		· · · · · · · · · · · · · · · · · · ·
Totals:	13	0	0

PreK-12 Policy Committee

3/3/2009 2:00:00PM

Location: 404 HOB

HB 453 : Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations

x	Favorable	With	Committee	Substitute
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	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Dwight Bullard		х			
Rachel V. Burgin	X				
Anitere Flores	X				
Clay Ford	X				
Erik Fresen	X				
Mia Jones		X			
Martin Kiar		x			
Rick Kriseman		Х			
Charles McBurney	X				
Scott Plakon	X	· · · · · · · · · · · · · · · · · · ·			
Kelli Stargel	X				
Ritch Workman	X				
John Legg (Chair)	X				
	Total Yeas: 9	Total Nays: 4			

Appearances:

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations La Norra Dennis, Scholarship parent - Proponent 7350 Blanding Blvd Jacksonville FL Phone: 904-379-7274

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations Chriss Ott, Teacher (State Employee) - Opponent Alachua County Education Association 2436 NW 28 Pl Gainesville FL 32605 Phone: 352-222-9498

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations Joseph Shea, HARV Tech (State Employee) - Opponent Alachua County Education Association 163 Oak Circle Interlachen FL 32148 Phone: 352-207-1804

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations Kathy Thrumston - Opponent Florida PTA 6641 S Old Floral City Rd Floral City FL 34436 Phone: 352-341-2569

Committee meeting was reported out: Tuesday, March 03, 2009 4:58:11PM

PreK-12 Policy Committee

3/3/2009 2:00:00PM

Location: 404 HOB

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations Patricia Levesque, Executive Director (Lobbyist) - Proponent Foundation for Florida's Future 215 S. Monroe, Suite 100 Tallahassee FL 32301 Phone: 850-391-3074

Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations Kevin Watson, Lobbyist (Lobbyist) - Opponent Florida Education Association 213 S. Adams St. Tallahassee FL 32301 Phone: 850-224-2078

PreK-12 Policy Committee

3/3/2009 2:00:00PM

Location: 404 HOB

Workshop

High School Graduation Standards and College & Career Preparation



Appearances:

Michael Cohen, President (At Request Of Chair) - Information Only American Diploma Project *Achieve* 1775 I Street NW Washington DC 20016 Phone:202-419-1540

PreK-12 Policy Committee

3/3/2009 2:00:00PM

Location: 404 HOB

Summary:

PreK-12 Policy Committee

Tuesday March 03, 2009 02:00 pm

HB 453 Favorable With Committee Substitute

Yeas: 9 Nays: 4

High School Graduation Standards and College & Career Preparation Workshopped

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The Foundation for Florida's Future **SUPPORTS**

HB 453: Tax Credits for Contributions to Nonprofit Scholarship-funding Organizations By Rep. Will Weatherford

The Foundation for Florida's Future asks that you vote <u>YES</u> on HB 453 in the House PreK-12 Committee on March 3rd. The initiative expands the sources of funding for Florida's successful, <u>cost-saving</u> Corporate Tax Credit Scholarship Program.

Expanding Opportunity and Closing the Achievement Gap

In its first seven years, the Corporate Tax Credit (CTC) Scholarship Program has expanded educational opportunities for more than 115,000 low-income students throughout Florida and currently serves a diverse population of families. Of the more than 23,420 current scholarship recipients:

- 38.3% are African-American
- 25.1% are Hispanic and
- 23.3% are White

Approximately 60 percent of these students are living in single-parent homes. The average income of the families receiving scholarships is \$23,347, with a household size of four.

Saving Florida Taxpayers Money

A December 2008 OPPAGA report found that in 2007-08 taxpayers saved \$1.49 in education funding for every dollar loss in corporate income tax revenue that went to scholarship contributions. A February 2007 report by the Collins Center showed that the program resulted in state savings of \$140 million during a 3-year period. *The bill will result in additional savings for the state's education budget at a time when the Legislature is forced to make cuts.*

Expanding Corporate Participation

During these tight budget times, corporations owe less in income tax, so less money will be available to fund scholarships for families in need. By providing a credit on sales tax and insurance premiums, the legislation allows for continued funding of this successful program *at its current cap of \$118 million*.

"The Corporate Tax Credit Scholarships provided by corporations give children and families the opportunity to dream bigger dreams for their futures." - Governor Jeb Bush

Giving insurance companies the flexibility of receiving tax credits against either their corporate income taxes or their insurance premium taxes maximizes the number of companies eligible to make contributions to Florida scholarship foundations. Expanding sources of funding ensures many of Florida's most vulnerable students receive high-quality educational opportunities, while saving money for Florida's hardworking taxpayers.

Your support of our legislative priorities will be reflected in the grade you earn on Florida's Education Report Card, slated for release following the 2009 Legislative Session. If you have any questions, please contact Adam Peshek, Policy Analyst, at (850) 298-8571 or adam@afloridapromise.org.

HOUSE AMENDMENT Adopted Favoral

Bill No.

CHAMBER ACTION
<u>Senate</u> <u>House</u>
esentative(s) Weatherford offered the following:
Amendment (with title amendment)
Remove everything after the enacting clause and insert:
Section 1. Subsection (2) of section 220.186, Florida
utes, is amended to read:
220.186 Credit for Florida alternative minimum tax
(2) The credit pursuant to this section shall be the amount
he excess, if any, of the tax paid based upon taxable income
rmined pursuant to s. 220.13(2)(k) over the amount of tax
h would have been due based upon taxable income without
ication of s. 220.13(2)(k), before application of this
it and without application of credit under s. 220.187.
Section 2. Subsections (2) and (3), and paragraphs (b) and
of subsection (6) of section 220.187, Florida Statutes, are
ded, and a new paragraph (e) is added to subsection (5) of
section, and a new subsection (9) is added to that section,
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Amendment No. and paragraphs (a), (b), (l), and (n) of a new subsection (10) 18 19 are amended, and a new paragraph (o) is added to that subsection to read: 20 21 220.187 Credits for contributions to nonprofit 22 scholarship-funding organizations.--23 (2)DEFINITIONS.--As used in this section, the term: 24 "Department" means the Department of Revenue. (a) 25 "Direct certification list" means the certified list (b) 26 of children who qualify for the Food Stamp Program, the 27 Temporary Assistance to Needy Families Program, or the Food 28 Distribution Program on Indian Reservations provided to the 29 Department of Education by the Department of Children and Family 30 Services. 31 (c) (b) "Eligible contribution" means a monetary 32 contribution from a taxpayer, subject to the restrictions 33 provided in this section, to an eligible nonprofit scholarship-34 funding organization. The taxpayer making the contribution may 35 not designate a specific child as the beneficiary of the 36 contribution. 37 (d) (c) "Eligible nonprofit scholarship-funding 38 organization" means a charitable organization that: 39 Is exempt from federal income tax pursuant to s. 1. 40 501(c)(3) of the Internal Revenue Code; Is a Florida entity formed under chapter 607, chapter 41 2. 42 608, or chapter 617 and whose principal office is located in the state; and 43 44 3. Complies with the provisions of subsection (6).

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Amendment No. 45 (e) (d) "Eligible private school" means a private school, 46 as defined in s. 1002.01(2), located in Florida which offers an 47 education to students in any grades K-12 and that meets the 48 requirements in subsection (8). 49 "Owner or operator" includes: (f)(e) 50 An owner, president, officer, or director of an 1. 51 eligible nonprofit scholarship-funding organization or a person 52 with equivalent decisionmaking authority over an eligible 53 nonprofit scholarship-funding organization. 54 An owner, operator, superintendent, or principal of an 2. 55 eligible private school or a person with equivalent 56 decisionmaking authority over an eligible private school. 57 (3) PROGRAM; SCHOLARSHIP ELIGIBILITY.--The Florida 58 Corporate Income Tax Credit Scholarship Program is established. 59 A student is eligible for a Florida corporate income tax credit 60 scholarship under this section or s. 624.51055 if the student 61 qualifies for free or reduced-price school lunches under the 62 National School Lunch Act or is on the direct certification list 63 and: 64 (a) Was counted as a full-time equivalent student during 65 the previous state fiscal year for purposes of state per-student 66 funding; 67 (b) Received a scholarship from an eligible nonprofit 68 scholarship-funding organization or from the State of Florida 69 during the previous school year; 70 Is eligible to enter kindergarten or first grade; or (C) 71 (d) Is currently placed, or during the previous state 72 fiscal year was placed, in foster care as defined in s. 39.01. Page 3 of 14

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Bill No.

Amendment No.

73

74 Contingent upon available funds, a student may continue in the 75 scholarship program as long as the student's household income 76 level does not exceed 200 percent of the federal poverty level. 77 A sibling of a student who is continuing in the program and 78 resides in the same household as the student shall also be 79 eligible as a first-time corporate income tax credit scholarship 80 recipient as long as the student's and sibling's household 81 income level does not exceed 200 percent of the federal poverty 82 level. Household income for purposes of a student who is 83 currently in foster care as defined in s. 39.01 shall consist 84 only of the income that may be considered in determining whether 85 he or she qualifies for free or reduced-price school lunches 86 under the National School Lunch Act.

87 (5) AUTHORIZATION TO GRANT SCHOLARSHIP FUNDING TAX
88 CREDITS; LIMITATIONS ON INDIVIDUAL AND TOTAL CREDITS.—

(b) For each state fiscal year, the The total amount of tax credits and carryforward of tax credits which may be granted each state fiscal year under this section and under s. 624.51055 is \$118 million in total ÷

93

1. Through June 30, 2008, \$88 million.

94 2. Beginning July 1, 2008, and thereafter, \$118 million.
95 (e) A taxpayer who is eligible to receive the credit
96 provided for in s. 624.51055 is not eligible to receive the
97 credit provided by this section.

98 (6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING
 99 ORGANIZATIONS.--An eligible nonprofit scholarship-funding
 100 organization:

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101 (b) Must comply with the following background check
102 requirements:

103 1. All owners and operators as defined in subparagraph 104 (2)(f) (e)-1. are, upon employment or engagement to provide 105 services, subject to level 2 background screening as provided 106 under chapter 435. The fingerprints for the background screening 107 must be electronically submitted to the Department of Law 108 Enforcement and can be taken by an authorized law enforcement 109 agency or by an employee of the eligible nonprofit scholarship-110 funding organization or a private company who is trained to take fingerprints. However, the complete set of fingerprints of an 111 112 owner or operator may not be taken by the owner or operator. The 113 results of the state and national criminal history check shall 114 be provided to the Department of Education for screening under **⊥**15 chapter 435. The cost of the background screening may be borne 116 by the eligible nonprofit scholarship-funding organization or 117 the owner or operator.

118 2. Every 5 years following employment or engagement to 119 provide services or association with an eligible nonprofit 120 scholarship-funding organization, each owner or operator must 121 meet level 2 screening standards as described in s. 435.04, at 122 which time the nonprofit scholarship-funding organization shall 123 request the Department of Law Enforcement to forward the 124 fingerprints to the Federal Bureau of Investigation for level 2 125 screening. If the fingerprints of an owner or operator are not 126 retained by the Department of Law Enforcement under subparagraph 127 3., the owner or operator must electronically file a complete 128 set of fingerprints with the Department of Law Enforcement. Upon

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Amendment No.

129 submission of fingerprints for this purpose, the eligible 130 nonprofit scholarship-funding organization shall request that 131 the Department of Law Enforcement forward the fingerprints to 132 the Federal Bureau of Investigation for level 2 screening, and 133 the fingerprints shall be retained by the Department of Law 134 Enforcement under subparagraph 3.

135 Beginning July 1, 2007, all fingerprints submitted to 3. 136 the Department of Law Enforcement as required by this paragraph 137 must be retained by the Department of Law Enforcement in a 138 manner approved by rule and entered in the statewide automated 139 fingerprint identification system authorized by s. 943.05(2)(b). 140 The fingerprints must thereafter be available for all purposes 141 and uses authorized for arrest fingerprint cards entered in the 142 statewide automated fingerprint identification system pursuant to s. 943.051. 143

144 4. Beginning July 1, 2007, the Department of Law 145 Enforcement shall search all arrest fingerprint cards received 146 under s. 943.051 against the fingerprints retained in the 147 statewide automated fingerprint identification system under 148 subparagraph 3. Any arrest record that is identified with an 149 owner's or operator's fingerprints must be reported to the 150 Department of Education. The Department of Education shall 151 participate in this search process by paying an annual fee to 152 the Department of Law Enforcement and by informing the 153 Department of Law Enforcement of any change in the employment, 154 engagement, or association status of the owners or operators 155 whose fingerprints are retained under subparagraph 3. The 156 Department of Law Enforcement shall adopt a rule setting the

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Amendment No.

157 amount of the annual fee to be imposed upon the Department of 158 Education for performing these services and establishing the 159 procedures for the retention of owner and operator fingerprints 160 and the dissemination of search results. The fee may be borne by 161 the owner or operator of the nonprofit scholarship-funding 162 organization.

163 5. A nonprofit scholarship-funding organization whose
164 owner or operator fails the level 2 background screening shall
165 not be eligible to provide scholarships under this section.

166 6. A nonprofit scholarship-funding organization whose
167 owner or operator in the last 7 years has filed for personal
168 bankruptcy or corporate bankruptcy in a corporation of which he
169 or she owned more than 20 percent shall not be eligible to
¹70 provide scholarships under this section.

⊥71 (i)1. May use up to 3 percent of eligible contributions 172 received during the state fiscal year in which such 173 contributions are collected for administrative expenses if the organization has operated under this section for at least 3 174 175 state fiscal years and did not have any negative financial findings in its most recent audit under paragraph (1). Such 176 177 administrative expenses must be reasonable and necessary for the organization's management and distribution of eligible 178 contributions under this section. No more than one-third of the 179 180 funds authorized for administrative expenses under this subparagraph may be used for expenses related to the recruitment 181 182 of contributions from corporate taxpayers.

183 2. Must expend for annual or partial-year scholarships an
184 amount equal to or greater than 75 percent of the net eligible

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Amendment No. 185 contributions remaining after administrative expenses during the 186 state fiscal year in which such contributions are collected. No more than 25 percent of such net eligible contributions may be 187 188 carried forward to the following state fiscal year. Any amounts 189 carried forward shall be expended for annual or partial-year scholarships in the following state fiscal year. Net eligible 190 contributions remaining on June 30 of each year that are in 191 192 excess of the 25 percent that may be carried forward shall be 193 returned to the State Treasury for deposit in the General 194 Revenue Fund. 195 Must, before granting a scholarship for an academic 3. 196 year, 'document each scholarship student's eligibility for that 197 academic year. A scholarship-funding organization may not grant 198 multiyear scholarships in one approval process. 199 200 Any and all information and documentation provided to the 201 Department of Education and the Auditor General relating to the 202 identity of a taxpayer that provides an eligible contribution 203 under this section shall remain confidential at all times in 204 accordance with s. 213.053. 205 (9) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.--Upon 206 the request of any eligible nonprofit scholarship-funding 207 organization, a school district shall inform all households 208 within the district receiving free or reduced-priced meals under 209 the National School Lunch Act of their eligibility to apply for 210 a tax credit scholarship. The form of such notice shall be 211 provided by the eligible nonprofit scholarship-funding organization, and the district shall include the provided form, 212

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Amendment No.

213	Amendment No. if requested by the organization, in any normal correspondence
214	with eligible households. If an eligible nonprofit scholarship-
215	funding organization requests a special communication to be
216	issued to households within the district receiving free or
217	reduced-price lunch under the National School Lunch Act, the
218	organization shall reimburse the district for the cost of
219	postage. Such notice is limited to once a year in each district.
220	(10) (9) DEPARTMENT OF EDUCATION OBLIGATIONSThe
221	Department of Education shall:
222	(a) Annually submit to the department, by March 15, a list
223	of eligible nonprofit scholarship-funding organizations that
224	meet the requirements of paragraph (2) <u>(d)</u> .
225	(b) Annually verify the eligibility of nonprofit
26°	scholarship-funding organizations that meet the requirements of
227	paragraph (2) <u>(d)</u> .
228	(1) Notify an eligible nonprofit scholarship-funding
229	organization of any of the organization's identified students
230	who are receiving corporate income tax credit scholarships from
231	other eligible nonprofit scholarship-funding organizations.
232	(n)1. Conduct random site visits to private schools
233	participating in the <u>Florida</u> Corporate Tax Credit Scholarship
234	Program. The purpose of the site visits is solely to verify the
235	information reported by the schools concerning the enrollment
236	and attendance of students, the credentials of teachers,
237	background screening of teachers, and teachers' fingerprinting
238	results. The Department of Education may not make more than
239	seven random site visits each year and may not make more than
240	one random site visit each year to the same private school.

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241	Amendment No. 2. Annually, by December 15, report to the Governor, the
242	President of the Senate, and the Speaker of the House of
243	Representatives the Department of Education's actions with
244	respect to implementing accountability in the scholarship
245	program under this section and s. 1002.421, any substantiated
245	allegations or violations of law or rule by an eligible private
240	
	school under this program concerning the enrollment and
248	attendance of students, the credentials of teachers, background
249	screening of teachers, and teachers' fingerprinting results and
250	the corrective action taken by the Department of Education.
251	(o) Provide a process to match the direct certification
252	list with the scholarship application data submitted by any
253	nonprofit scholarship-funding organization eligible to receive
254	the 3-percent administrative allowance under paragraph (6)(i).
255	Section 3. Section 624.51055, Florida Statutes, is created
256	to read:
257	624.51055 Credit for contributions to eligible nonprofit
258	scholarship-funding organizations
259	(1) There is allowed a credit of 100 percent of an
260	eligible contribution made to an eligible nonprofit scholarship-
261	funding organization as provided in s. 220.187 against any net
262	tax due for a taxable year under s. 624.509(1). However, such a
263	credit may not exceed 75 percent of the net tax due under s.
264	624.509(1) after deducting from such tax due the taxes paid by
265	the insurer under ss. 175.101 and 185.08 and any assessments
266	pursuant to s. 440.51. An insurer claiming a credit against
267	premium tax liability under this section shall not be required
268	to pay any additional retaliatory tax levied pursuant to s.

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Amendment	No
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	Amendment No.
269	624.5091 as a result of claiming such credit. Section 624.5091
270	does not limit such credit in any manner.
271	(2) The provisions of s. 220.187 apply to the credit
272	authorized by this section.
273	Section 4. Paragraph (b) of subsection (6) of section
274	1002.20, Florida Statutes, is amended to read:
275	1002.20 K-12 student and parent rightsParents of public
276	school students must receive accurate and timely information
277	regarding their child's academic progress and must be informed
278	of ways they can help their child to succeed in school. K-12
279	students and their parents are afforded numerous statutory
280	rights including, but not limited to, the following:
281	(6) EDUCATIONAL CHOICE
°82	(b) Private school choicesParents of public school
283	students may seek private school choice options under certain
284	programs.
285	1. Under the Opportunity Scholarship Program, the parent
286	of a student in a failing public school may request and receive
287	an opportunity scholarship for the student to attend a private
288	school in accordance with the provisions of s. 1002.38.
289	2. Under the McKay Scholarships for Students with
290	Disabilities Program, the parent of a public school student with
291	a disability who is dissatisfied with the student's progress may
292	request and receive a McKay Scholarship for the student to
293	attend a private school in accordance with the provisions of s.
294	1002.39.
295	3. Under the Florida corporate income Tax Credit
296	Scholarship Program, the parent of a student who qualifies for

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Bill No.

Amendment No.

 an eligible nonprofit scholl funch may seek a scholarship from an eligible nonprofit scholarship-funding organization in accordance with the provisions of s. 220.187. Section 5. Paragraph (e) of subsection (2) of section 1002.23, Florida Statutes, is amended to read: 1002.23 Family and School Partnership for Student Achievement Act (2) To facilitate meaningful parent and family involvement, the Department of Education shall develop guidelines for a parent guide to successful student achievement which describes what parents need to know about their child's educational progress and how they can help their child to succeed in school. The guidelines shall include, but need not be limited to: (e) Educational choices, as provided for in s. 1002.20(6), and <u>Florida cerporate income</u> tax credit scholarships, as provided for in s. 220.187; Section 6. Paragraph (b) of subsection (3) of section 1002.39 The John M. McKay Scholarships for Students with Disabilities ProgramThere is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Disabilities Program. (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is not eligible for a John M. McKay Scholarship while he or she is: (b) Receiving a <u>Florida cerporate income</u> tax credit 	2071	Amendment No.
299accordance with the provisions of s. 220.187.300Section 5. Paragraph (e) of subsection (2) of section3011002.23, Florida Statutes, is amended to read:3021002.23 Family and School Partnership for Student303Achievement Act304(2) To facilitate meaningful parent and family305involvement, the Department of Education shall develop306guidelines for a parent guide to successful student achievement307which describes what parents need to know about their child's308educational progress and how they can help their child to309succeed in school. The guidelines shall include, but need not be311(e) Educational choices, as provided for in s. 1002.20(6),312and Florida corporate-income tax credit scholarships, as313provided for in s. 220.187;314Section 6. Paragraph (b) of subsection (3) of section3151002.39 The John M. McKay Scholarships for Students with316Disabilities ProgramThere is established a program that is318separate and distinct from the Opportunity Scholarship Program319and is named the John N. McKay Scholarships for Students with315Disabilities Program.326(j) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is327(b) Receiving a Florida corporate-income tax credit	297	free or reduced-price school lunch may seek a scholarship from
300Section 5. Paragraph (e) of subsection (2) of section3011002.23, Florida Statutes, is amended to read:3021002.23 Family and School Partnership for Student303Achievement Act304(2) To facilitate meaningful parent and family305involvement, the Department of Education shall develop306guidelines for a parent guide to successful student achievement307which describes what parents need to know about their child's308educational progress and how they can help their child to309succeed in school. The guidelines shall include, but need not be311(e) Educational choices, as provided for in s. 1002.20(6),312and Florida corporate income tax credit scholarships, as313provided for in s. 220.187;314Section 6. Paragraph (b) of subsection (3) of section3151002.39 The John M. McKay Scholarships for Students with317Disabilities ProgramThere is established a program that is318separate and distinct from the Opportunity Scholarship Program319and is named the John M. McKay Scholarships for Students with321(3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is322(b) Receiving a Florida corporate income tax credit		
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 Achievement Act (2) To facilitate meaningful parent and family involvement, the Department of Education shall develop guidelines for a parent guide to successful student achievement which describes what parents need to know about their child's educational progress and how they can help their child to succeed in school. The guidelines shall include, but need not be limited to: (e) Educational choices, as provided for in s. 1002.20(6), and Florida corporate income tax credit scholarships, as provided for in s. 220.187; Section 6. Paragraph (b) of subsection (3) of section 1002.39, Florida Statutes, is amended to read: 1002.39 The John M. McKay Scholarships for Students with Disabilities ProgramThere is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Olisabilities Program. (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is not eligible for a John M. McKay Scholarship while he or she is: (b) Receiving a <u>Florida corporate income</u> tax credit 	301	1002.23, Florida Statutes, is amended to read:
 (2) To facilitate meaningful parent and family involvement, the Department of Education shall develop guidelines for a parent guide to successful student achievement which describes what parents need to know about their child's educational progress and how they can help their child to succeed in school. The guidelines shall include, but need not be limited to: (e) Educational choices, as provided for in s. 1002.20(6), and <u>Florida corporate income</u> tax credit scholarships, as provided for in s. 220.187; Section 6. Paragraph (b) of subsection (3) of section 1002.39, Florida Statutes, is amended to read: 1002.39 The John M. McKay Scholarships for Students with Disabilities ProgramThere is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is not eligible for a John M. McKay Scholarship while he or she is: (b) Receiving a <u>Florida</u> corporate income tax credit 	302	1002.23 Family and School Partnership for Student
305 involvement, the Department of Education shall develop 306 guidelines for a parent guide to successful student achievement 307 which describes what parents need to know about their child's 308 educational progress and how they can help their child to 309 succeed in school. The guidelines shall include, but need not be 310 limited to: 311 (e) Educational choices, as provided for in s. 1002.20(6), 312 and <u>Florida eerperate income</u> tax credit scholarships, as 313 provided for in s. 220.187; 314 Section 6. Paragraph (b) of subsection (3) of section 315 1002.39, Florida Statutes, is amended to read: 316 1002.39 The John M. McKay Scholarships for Students with 317 Disabilities ProgramThere is established a program that is 318 separate and distinct from the Opportunity Scholarship Program 319 and is named the John M. McKay Scholarships for Students with 320 Disabilities Program. 321 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is 322 not eligible for a John M. McKay Scholarship while he or she is: 323 (b) Receiving a <u>Florida</u> eerperate income tax credit	303	Achievement Act
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 320 Disabilities Program. 321 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is 322 not eligible for a John M. McKay Scholarship while he or she is: 323 (b) Receiving a <u>Florida</u> corporate income tax credit 	318	separate and distinct from the Opportunity Scholarship Program
 321 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is 322 not eligible for a John M. McKay Scholarship while he or she is: 323 (b) Receiving a <u>Florida</u> corporate income tax credit 	319	and is named the John M. McKay Scholarships for Students with
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323 (b) Receiving a <u>Florida</u> corporate income tax credit	321	(3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONSA student is
	322	not eligible for a John M. McKay Scholarship while he or she is:
324 scholarship under s. 220.187;	323	(b) Receiving a <u>Florida</u> corporate income tax credit
	324	scholarship under s. 220.187;

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Bill No.

Amendment No.

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325 Section 7. Subsection (1) of section 1002.421, Florida 326 Statutes, is amended to read:

327 1002.421 Accountability of private schools participating
328 in state school choice scholarship programs.--

329 A Florida private school participating in the Florida (1) 330 Corporate Income Tax Credit Scholarship Program established 331 pursuant to s. 220.187 or an educational scholarship program 332 established pursuant to this chapter must comply with all 333 requirements of this section in addition to private school 334 requirements outlined in s. 1002.42, specific requirements 335 identified within respective scholarship program laws, and other 336 provisions of Florida law that apply to private schools.

337 Section 8. If any provision of this act or the application 338 thereof to any person or circumstance is held invalid, the 339 invalidity shall not affect other provisions or applications of 340 the act which can be given effect without the invalid provision 341 or application, and to this end the provisions of this act are 342 declared severable.

Section 9. This act shall take effect July 1, 2009.

TITLE AMENDMENT

349	Remove the entire title and insert:
350	A bill to be entitled
351	An act relating to tax credits for contributions to
352	nonprofit scholarship-funding organizations; amending s.

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Amendment No. 353 220.186, F.S.; providing that the credit authorized under 354 the tax credit scholarship program does not apply to the 355 credit for the Florida alternative minimum tax; amending 356 s. 220.187, F.S.; defining the term "direct certification 357 list"; expanding the Corporate Income Tax Credit 358 Scholarship Program to include insurance premium tax 359 credits; revising credits for contributions to nonprofit 360 scholarship-funding organizations; providing that a 361 taxpayer eligible to receive a credit against the 362 insurance premium tax is not eligible to receive a credit 363 against the corporate income tax; specifying school 364 district tax credit scholarship notification requirements; 365 specifying notice requirements and limitations; imposing 366 additional requirement upon the Department of Education; 367 conforming cross-references; creating s. 624.51055, F.S.; 368 providing for credits against the insurance premium tax 369 for contributions to certain eligible nonprofit 370 scholarship-funding organizations; providing application; 371 amending ss. 1002.20, 1002.23, 1002.39, and 1002.421, 372 F.S.; providing conforming revisions; providing a 373 severability clause; providing an effective date.

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