

**Public Schools Enrollment Estimating Conference
June 3, 2009**

Impact of 2009 Legislation on Full Time Equivalent (FTE) Student Enrollment

Some bills enacted during the 2009 Legislative Session include policies and provisions that will impact FTE student enrollment for Pre-K-12 programs. Bills that may have an impact on enrollment are discussed below.

1. HB 453 (Chapter 2009-108, L.O.F.) – Section 220.186, F.S.

TAX CREDITS FOR SCHOLARSHIPS TO NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS

The Corporate Income Tax Credit Scholarship has been renamed as the Florida Tax Credit Scholarship Program (FTCS).

Insurance corporations may now receive a credit against the insurance premium tax if they contribute to the FTCS Program. Previously corporations were limited to receiving credits from the corporate income tax.

Students on the Direct Certification List may now participate in the FTCS Program. School districts are now required to notify households receiving free or reduced-price meals of their eligibility to apply for the FTCS.

Impact Statement	Adopted Impact on FTE Enrollment
The pool of potential contributions from SFOs has been increased. As a result, donations may reach the current \$118 million cap sooner than anticipated.	Insignificant reduction.

Impact Statement	Adopted Impact on FTE Enrollment
The waiting list for students wishing to enroll in a private school funded by the FTCS Program may increase with the addition of the names of students on the Direct Certification List.	No FTE impact.

2. HB 991 (Chapter 2009-144, L.O.F.) — Section 1001.42, F.S.
FLORIDA’S EQUAL OPPORTUNITY IN EDUCATION ACT

The Department of Education will establish criteria for determining low-performing schools, categorize schools based on grades and rate of improvement, and provide interventions and support strategies to the low-performing schools.

This bill requires, among other things, that the school district submit plans to the Department of Education to improve performance of low-performing schools and that low-performing schools make significant progress by improving their grade and increasing student performance in mathematics and reading.

Impact Statement	Adopted Impact on FTE Enrollment
If the bill achieves its goal of increasing student scores and reducing dropouts at the high school level, this may result in a minimal increase in FTE.	Indeterminate increase.

3. SB 1676 (Chapter 2009 – 59, L.O.F.) — Education Funding Conforming Bill
VIRTUAL SCHOOL PROGRAMS

Section 10: The Florida Virtual School (FLVS) shall not receive funding through the FEFP for class size reduction.

Section 29: The FLVS supplement of 0.114 is limited to students who also attend a district public school. The Florida Virtual School may not claim the supplement for private, Home Education, or other non-public school students.

Section 11: High school students registered in dropout prevention, academic intervention, or Department of Juvenile Justice (DJJ) education programs may enroll in full-time or part-time courses offered by the District Virtual School.

Impact Statement	Adopted Impact on FTE Enrollment
The Florida Virtual School will not receive Class Size Reduction funding. There will be no impact on FTE because the Florida Virtual School does not intend to reduce the number of courses offered.	No FTE impact.
Changing the criteria for eligibility for the Florida Virtual School supplement will not impact unweighted FTE.	No change in unweighted FTE; reduction in weighted FTE.
The districts may see an increase in the number of students taking courses in a virtual setting.	Policy will not impact FTE, but may reduce Capital Outlay FTE (COFTE) by an indeterminate amount.

**4. SB 1676 (Chapter 2009 – 59, L.O.F.) — Education Funding Conforming Bill
CLASS SIZE REDUCTION**

Impact Statement	Adopted Impact on FTE Enrollment
Section 14: Class Size is to be calculated at the school level for 2009-10.	No FTE impact.

**5. SB 1676 (Chapter 2009 – 59, L.O.F.) — Education Funding Conforming Bill
STUDY HALL**

Impact Statement	Adopted Impact on FTE Enrollment
Section 29: Districts cannot claim FTE for students enrolled in Study Hall.	Indeterminate reduction.

**6. SB 1128 (Chapter 2009 – 35, L.O.F.) — Section 1003.57, F.S.
EDUCATION/CHILDREN IN SHELTER CARE OR FOSTER CARE**

Deals with students placed in a residential health care facility in a different school district. The receiving school district is to be notified within 10 days of this placement. The receiving school district is then required to review the student’s Individual Education Plan (IEP) and notify the sending school district as to whether the receiving district can implement that student’s IEP.

Impact Statement	Adopted Impact on FTE Enrollment
This will not result in an overall increase to the statewide FTE but district totals may vary.	No statewide FTE impact, but district totals may vary. A small number of FTE may be transferred from one district to another as a result of this legislation.