

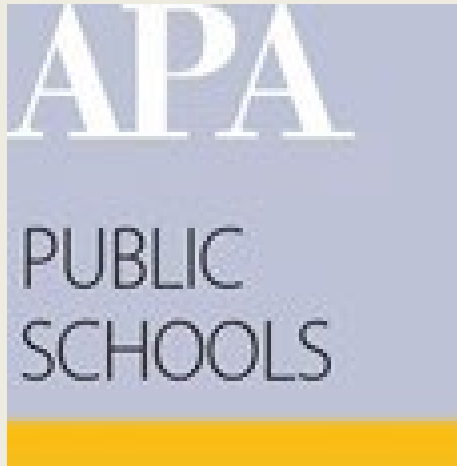


Florida Educational Facilities Planners Association 2023 Summer Conference

DOE Legislative Update

APA AICP CM # 9272633





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Schools and Communities
Division
#9272633



Overview

Facilities contacts and programs

Legislative review

Facilities Programs & Contacts

Office of Educational Facilities (OEF)

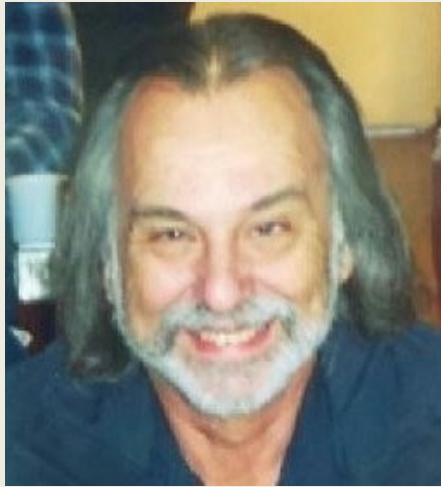
- David Thayer, Director, EdD, MPA, AICP, LEED GA
- Doris Parker, Administrative
- Khrystal Ellis, Assistant to David Thayer
- Violet Brown, Sr. Educational Program Director
 - Educational plant survey (public schools and Florida colleges)
 - District facilities work plan
 - Special Facility Construction Account
 - Educational Facilities Information System (EFIS)
- Mark Weigly, Architect, LEED AP, FCP, Ed. Fac. Const. Planning Manager
 - New Building Codes
 - Plans Review for new construction and building remodel/renovation
 - Building Disposal (Castaldi's)
 - Auditor General Report Reviews and Closeouts

OEF Director



David Thayer, Director
EdD, MPA, AICP, LEED GA
Phone: 850-245-9239
Email: david.thayer@fldoe.org

OEF Managers



Mark Weigly

Architect, LEED AP, FCP,
Educational Facilities
Construction Planning Manager
Phone: 850-245-9269
Email: mark.weigly@fldoe.org



Violet Brown

Senior Educational Program
Director
Phone: 850-245-9232
Email: violet.brown@fldoe.org

Construction Planning & Training

Area of Responsibility

- **Plans Review, Building Codes:**
 - Don Whitehead, James Mitchell
 - 30 Day Turnaround by Statutes Usually Less
 - Free Service Provided by OEF
- **Comprehensive Plan Amendment Reviews, Legislative Analysis & Tracking:**
 - Morgan Runion
- **Castaldi Reports, Cost of Construction:**
 - Mark Weigly
- **Training (OSHA, Defensive Driving, Health & Safety):**
 - Annabelle Wright
- **Training: SREF 23 Hr., Chapter V SREF, Fire Safety:**
 - Don Whitehead and Kristen Griffin

Construction Planning & Training

Area of Responsibility

- **Internships**
 - Don Whitehead
 - Architectural, Engineering, Planning, IT
- **District Validations/K-12 Surveys:**
 - Violet Brown, Mark Jeter
- **Work Plan:**
 - Martha Chauncey
- **District PPL:**
 - Courtney Carlos
- **District Validations/K-12 Surveys:**

Planning / Evaluation Team

Area of Responsibility

- **Special Facilities:**
 - Violet Brown
- **EFIS Technical:**
 - Kimberly Knowles
- **Florida Colleges (PPL, Validations, Surveys, etc):**
 - Anne Nyman

Other FDOE Offices & Programs

- **Division of Finance and Operations**
 - Office of Funding and Financial Reporting
 - 850-245-5139
 - Emergency Management
 - Peter Newman, Director – 850-245-9989
 - Transportation
 - Robert Manspeaker – 850-245-9928
- **Florida College System**
 - Financial Policy & Facilities Planning & Budgeting
 - Maria Caspary, Director, Facilities Planning & Budgeting
 - 850-245-9487
 - Alexander Jordan, Deputy Director, Facilities Planning & Budgeting
 - 850-245-9490

Interagency Programs

- **Green Schools Awards Program**
 - Don Whitehead, Safe and Efficient Facilities Design Manager, Office of Educational Facilities
- **Domestic Security Coordinating Group**
 - Florida Department of Law Enforcement
 - Educational Focus Group
 - Advisory and funding recommendations
Mark Weigly

Fixed Capital Outlay (FCO)

Fixed Capital Outlay Office

Sandra Sidwell, Director

Administer the FCO funds established by the Florida constitution and statutes

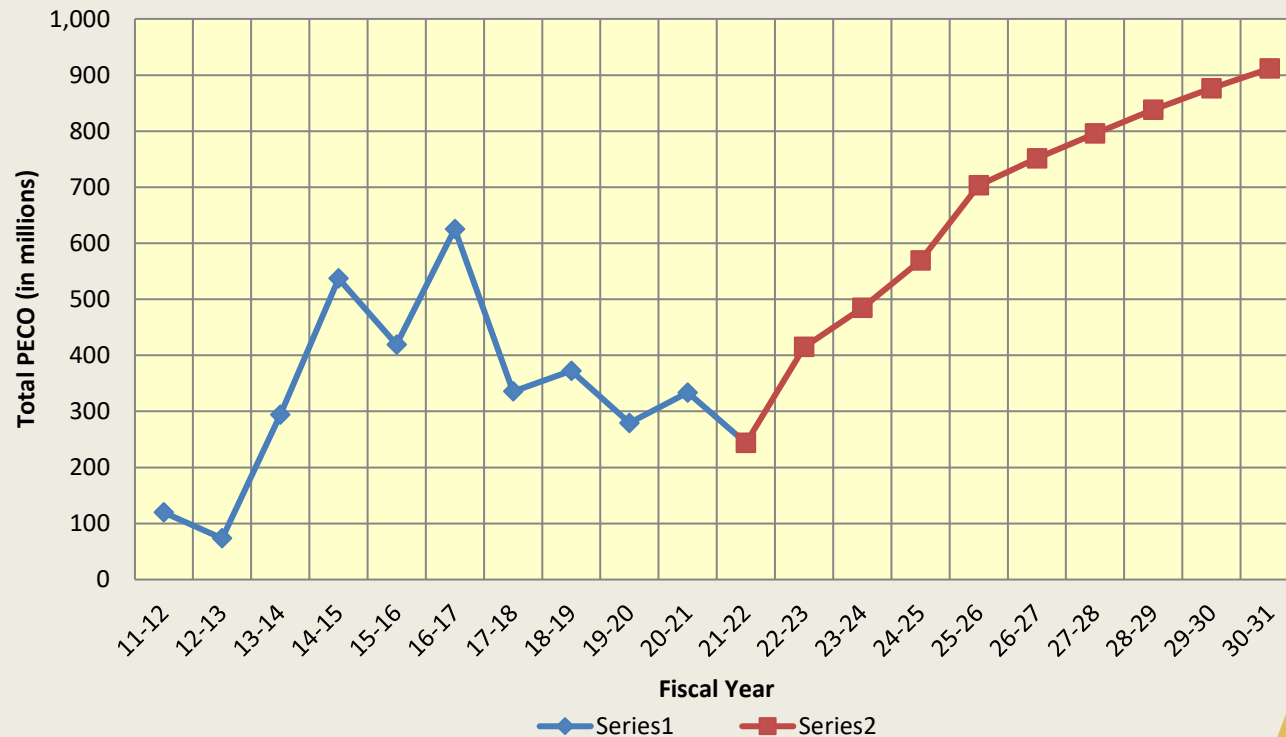
Make monthly cash disbursements

Prepare the Commissioner's Annual K-20 FCO Legislative Budget Request

Collect cost of construction reports, compute average costs and forward reports to the Auditor General

PECO Appropriations - PAST, PRESENT & FUTURE

2002-2028



PECO Appropriations Projections

*Per March 5, 2023 PECO Revenue Estimating Conference
(in millions)*

<u>Projects</u>	<u>2022-2023</u>	<u>2023-2024</u>	<u>2024-2025</u>
Non-Bonded	\$ 356.4	\$ 1,172.6	\$ 860.0
Bonded	<u>\$ 0.0</u>	<u>\$ 0.0</u>	<u>\$ 0.0</u>
Total	\$ 356.4	\$ 1,172.6	\$ 860.0

2023 - 2024 Appropriation*

(in millions)

	PECO & GR	CO&DS**	Total
K-12	\$ 436.0	\$ 112.0	\$ 548.0
Colleges	\$ 223.8	\$ 0.0	\$ 223.8
SUS	\$ 622.0	\$ 0.0	\$ 622.0
FSDB	\$ 4.6	\$ 0.0	\$ 4.6
DBS	\$ 0.6	\$ 0.0	\$ 0.6
PBS	\$ 0.0	\$ 0.0	\$ 0.0
Other	<u>\$ 61.4</u>	<u>\$ 0.0</u>	<u>\$ 61.4</u>
Total	\$1348.4	\$ 112.0	\$ 1460.4

* Excludes appropriations for debt service

** CO&DS distributions will be made to the public school districts and Florida colleges based upon instructional units

Fixed Capital Outlay SFCA

(in millions)

DISTRICT	APPROPRIATION
Gadsden	\$ 35.5
Glades	\$ 17.8
Putnam	\$ 35.3
Total	\$ 88.6

Other Facilities Related Items

Castaldi Reports

- Submittals should be in Adobe PDF format.
- Submit through a secure file share appliance.
- Will provide cursory reviews at any time.

Construction Planning & Training

Plan Review Submittals

- Service the state provides at no cost to the districts
- Submit Plans
 - Digital format in Adobe PDF
 - Through TIBCO File Transfer Appliance
- 208A
 - Work in Progress
- Plans Review Turnaround
 - 30 days

Legislative update (2023)

New Laws

2023 Legislative Session

- Session concluded May 5th, 2023
- **2024 Session begins January 9th, 2024**
 - October 2023 – Committees begin meeting for 2024 Session



2023 Legislative Session

HB 1 – Ch No. 2023-16

Education

- Revises student eligibility requirements for multiple scholarship programs.
- Requires the Board of Education to provide recommendations to the Governor and Legislature for repeals and revisions of the Florida Early Learning-20 Education Code, chapters 1000-1013.
- Exempts new and unfinished construction projects started on or before July 1, 2026 from Student Station Cost calculations.
- Authorizes vehicles other than buses to transport students.

2023 Legislative Session

HB 301 – Ch No. 2023-99

- School Mapping Data Grant Program
 - School districts may apply for grant funds to provide school mapping data for each public school, including charter schools, in the district.
 - \$14 million appropriated
 - Program is for 2023-24 fiscal year
 - Grant Applications will be sent to districts, please apply ASAP
- Requires emergency mapping data to be provided in an electronic or digital format to assist first responders in responding to emergencies at schools and to meet the following requirements:

2023 Legislative Session

HB 301 (continued)

- Be compatible with software platforms used by local, state, and federal public safety agencies.
- Be compatible with security software platforms in use by the specific school.
- Be verified for accuracy by a walk-through of school buildings and grounds.
- Be overlaid on current aerial imagery or plans of school buildings.
- Contain site-specific labeling of interior and exterior.
- Be overlaid with gridded x/y coordinates.
- Be provided in printable format.
- Be oriented true north.

2023 Legislative Session

SB 360 – Ch No. 2023-22

Causes of Action Based on Improvements to Real Property

- Updates statute of limitations period on the design, planning, or const. of an improvement to real property
 - Whichever date is earliest between:
 - temporary certificate of occupancy, the date of issuance of a certificate of occupancy, or the date of issuance of a certificate of completion
 - Updates timeframe from 10 years to 7 years
 - Updates “material violation” to:
 - Florida Building Code Violation that exists within a completed building, structure, or facility which may reasonably result, or has resulted, in physical harm to a person or significant damage to the performance of a building or its systems.

2023 Legislative Session

SB 1604 – Ch No. 2023-31

Land Use and Development Regulations

- Extends frequency at which a local government must evaluate its comprehensive plan from 5 years to 10 years, & from 10 years to 20 years.
- Requiring, rather than authorizing, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions.
- Requires the state land planning agency to provide certain information when a local government fails to update its comprehensive plan.
- EAR reports “must” evaluate comprehensive plans every 7 years to reflect a minimum planning period of at least 10 years as provided in s. 163.3177(5).
- Updates locations of electric substations and plants.
- Adjusts timeframe for special districts to enter into agreements.

2023 Legislative Session

SB 540 – Ch No. 2023-115

Local Government Comprehensive Plans

- Updates FS 163.3184(5) and 163.3187(5) to provide that the prevailing party in a challenge to a comprehensive plan or plan amendment, including small-scale amendments, is entitled to recover attorney fees and costs including reasonable appellate attorney fees and costs.
- Updates FS 163.3202 that land development regulations relating to any characteristic of development other than use, or intensity or density of use, does not apply to Florida College Systems institutions as defined in FS 1000.21(3).
- Updates FS 163.3215 to clarify that a challenge to a local government development order is limited to whether it would materially alter the use, density, or intensity not consistent with the comprehensive plan.

2023 Legislative Session

SB 7026 – Ch No 2023-95

- Updates the school district and Florida College System bid process.
- If a school district's 5-year educational facilities work plan includes the construction of two or more new schools for students in the same grade group and program, such as elementary, middle, or high school, the district school board must require prototype design and construction.
- Plans must be reviewed for compliance with SREF.

2023 Legislative Session

HB 1521 – Ch No 2023-106

- Creates the “Safety in Private Spaces Act”
- A covered entity that maintains a water closet must, at a minimum, have:
 - A restroom designated for exclusive use by females and a restroom designated for exclusive use by males; or a unisex restroom.
- A covered entity that maintains a changing facility must, at a minimum, have:
 - A changing facility designated for the exclusive use by females and a changing facility designated for the exclusive use by males; or a unisex changing facility.

2023 Legislative Session

HB 49 – Ch No 2023-142

- Creates the Historic Cemeteries Program within the Division of Historical Resources of the Department of State.

HB 89 – Ch No 2023-229

- Prohibits local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued.
- Requires local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or Life Safety Code.

2023 Legislative Session

HB 443 – Ch No 2023-102

- Instructions on Emergency First Aid for Choking
- Requires poster containing specified information relating to choking to be placed in public school cafeterias

HB 657 – Ch No 2023-174

- Enforcement of School Zone Speed Limits
- Allows counties to install speed cameras in school zones. Must have signage, public announcements, funds collected must be used in specific programs.

2023 Legislative Session

SB 891 – Ch No 2023-66

- Creates Year-round School Pilot Program for period of 4 school years beginning with 2024-25 school year.
 - Five districts as pilot

HB 1537 – Ch No 2023-39

- Includes language for year-round pilot program
- Includes Bleeding Control kits (Office of Safe Schools)
 - \$1,000,000 from General Revenue Fund
 - Placement in all public schools across the state

2023 Legislative Session

HB 1259 – Ch No 2023-69

- Revises calculation methodology for distribution of specified revenue to eligible charter schools.

HB 783 – Ch No 2023-184

- Requires each Florida College and state university system institution to have emergency opioid antagonists in a clearly marked location in each residence hall or dormitory.

2023 Legislative Session

HB 5 – Ch No 2023-173

- Renames the Department of Economic Opportunity to Department of Commerce
- Transition time is 7/1/23 to 12/1/23
- Enterprise Florida now under Department of Commerce

HB 1575 – Ch No 2023-296

Public Safety Emergency Communications Systems

- Requires qualified third party to make specified certification before local authority having jurisdiction may require assessment of need for or installation of two-way radio communications enhancement system in certain buildings.

2023 Legislative Session

Bills that passed:

- HB 111 – Ch No 2023-231 – Public Financing of Potentially At-risk Structures and Infrastructure
- HB 389 – Ch No 2023-100 – Menstrual Hygiene Products in Public Schools
- HB 327 – Ch No 2023-224 – Fire Sprinkler System Project Permitting
- HB 5101 – Education – (includes Florida School for Competitive Academics)
- HB 1379 – Ch No 2023-169 – Environmental Protection
- SB 718 – Local Government

2023 Legislative Session

Bills that died:

- SB 88 / HB 589 – Task Force on Workforce Housing for Teachers and Expansion of Schools
- SB 304/ HB 1239 – United States-produced Iron and Steel in Public Works Projects
- HB 1233 – Drug Enhancement Zones
- SB 882 / HB 885 – Local Government Infrastructure Surtax
- HB 985 – Video Cameras in Certain Public School Classrooms
- SB 1282 – Public Restroom Requirements

2023 Legislative Session

Bills that died: (continued)

- SB 1346 / HB 1317 – Local Regulation of Nonconforming or Unsafe Structures (demo of historic structures)
- SB 1348 – Private Schools (would require SREF)
- SB 1364 / HB 1333 – Interstate-Mobility and Universal-Recognition Occupational Licensing Act
- SB 1394 – Building Plans
- HB 611 – Bonds of Contractors Constructing Public Buildings
- SB 740 – Statewide Blue Ribbon Task Force on County Realignment

2023 Legislative Session

Bills that died: (continued)

- HB 263 – Cardiac and Medical Emergencies on School Grounds
- SB 178 / HB 195 – Upgrades to Education Facilities as Emergency Shelters
- SB 1142 / HB 697 – Workforce Education Facilities Grant Program
- SB 1096 / HB 1607 – Monuments and Memorials

2023 Legislative Session

- School Hardening

- General Appropriations, \$42,000,000
- No district may receive less than \$42,000*
- Funds shall be provided based on district application, which must be submitted to the Department of Education by February 1, 2024

*Needs report due December, Report must be turned in to be eligible for any school hardening funding.

Lead Testing Program

- Voluntary School and Child Care Lead Testing and Reduction Grant Program
 - This program was put in place to sample drinking water in School and Child Care Facilities to determine if there are any potential problems with a lead exceedance in the drinking water. The testing and retesting procedures are free.
- DEP: <https://floridadep.gov/water/source-drinking-water/content/voluntary-lead-testing-program-schools-and-childcare-facilities>
- EPA: <https://www.epa.gov/dwcapacity/wiin-grant-voluntary-school-and-child-care-lead-testing-and-reduction-grant-program#:~:text=The%20Water%20Infrastructure%20Improvements%20for,c ontamination%20in%20drinking%20water%20at>

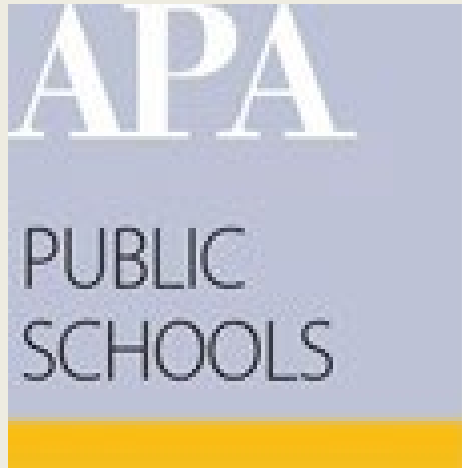
Lead Testing Program

- Contacts:
- Florida Rural Water Association
- Erica Manz - erica@frwa.net
- Florida Department of Environmental Protection,
Division of Water Resource Management
- Alicia Galloway – Alicia.Galloway@FloridaDEP.gov

OEF Contacts

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Questions?



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