



SCHOOL BOARD OF BREVARD COUNTY, FLORIDA  
**School Board Policy Executive Summary**  
 Form D

<b>Policy Number:</b>	5830
<b>Title of Policy:</b>	Student Fund-Raising
<b>Cabinet Member:</b>	Christine Moore, Assistant Superintendent; Student Services
<b>Purpose of Revisions:</b>	The purpose the revised policy is to ensure compliance with all applicable federal and state laws, Florida State Board of Education Rules, Board policies, administrative rules, procedures, and guidelines. In addition, the proposed policy promotes transparency and accountability.
<b>Tentative Schedule:</b>	<ul style="list-style-type: none"> <li>• Cabinet – 4/12/2021</li> <li>• Work Session – 4/27/2021</li> <li>• Rule Development Workshop – 5/11/2021</li> <li>• School Board Meeting Information – 5/11/2021</li> <li>• School Board Meeting Approval – 5/25/2021</li> <li>• Effective Date – upon approval</li> </ul>
<b>Summary of Proposed Policy Revisions:</b>	<ul style="list-style-type: none"> <li>• This revised policy addresses the related Crowdfunding Policy (6605) and adds language to Student Fund-Raising (5830).</li> <li>• These proposed policy revisions encompass the suggested language from NEOLA.</li> </ul>
<b>Specific Authority:</b>	F.S. 1001.41; F.S. 1001.42; F.S. 1001.43; F.S. 1010.01; F.S. 1010.20; F.S. 1011.07; F.A.C. 5P-1.003; F.A.C. 6A-1.001; F.A.C. 6A-1.087; F.A.C. 6A-1.091; 7 C.F.R. Part 210; 7 C.F.R. Part 220; 42 U.S.C. 1779
<b>Next Steps:</b>	<ul style="list-style-type: none"> <li>• Revisions to internal procedures</li> <li>• Training for BPS employees regarding policy and revised procedures</li> </ul>

**Current  
Version**

## **5830 - STUDENT FUND-RAISING**

Property taxes and state funding support the regular school district educational program. There are important activities, however, which are school-related but which do not receive funding through the school district budget. Examples of these activities are club activities, academic competitions, classroom enrichment, proms, and special graduation programs. The Board recognizes the need for some constraint to prevent fundraising activities from becoming too numerous and overly demanding on employees, students, and the general public.

The Board acknowledges that the solicitation of funds from students by students must be limited since compulsory attendance laws make the student a captive donor and since such solicitation may disrupt the program of the schools. The Board further acknowledges that school time and energy should be singly devoted to curricular pursuits and students should not spend academic class time preparing for fundraising activities. Participation in or donation to any fundraising activity shall be optional and under no circumstances will any student be compelled to participate or donate or be penalized for not participating or donating.

For purposes of this policy "student fund-raising" shall include student solicitation and collection of money for any purpose including collection of money in exchange for tickets, papers, or any other goods or services.

The Board will permit student fund-raising in school, on school property, or at any school-sponsored event only when the profit therefrom is to be used for school purposes or for an activity connected with the schools. Fundraising must be conducted in a manner that will maintain the integrity of individual students, employees and the District.

Student fund-raising by approved school organizations may be permitted in school by the principal. Student fund-raising by approved school organizations off school grounds may be permitted under the administrative procedures of the Superintendent.

Fund raising by students on behalf of school-related organizations may be permitted on school grounds in accordance with the Superintendent's administrative procedures.

These administrative procedures should:

- A. specify the times and places in which funds may be collected;
- B. describe permitted methods of solicitation which do not place undue pressure on students;
- C. limit the kind and amount of advertising for solicitation.

The principal shall distribute this policy and the procedures which implement it to each student organization granted permission to solicit funds.

The Board recognizes that schools can be an important resource for the community in supporting other community organizations or purposes in their fundraising efforts. It also recognizes that schools have a limited capacity to support fundraising efforts and that unrestricted fundraising using Brevard Public Schools cannot be permitted.

Fundraising done as a service project initiated by a recognized school organization on behalf of community organizations may be permitted on school grounds in accordance with the Superintendent's administrative procedures. Indirect forms of charitable solicitations on school premises that are passive

such as placing a bin or collection box in a common area to receive donations of food or other items are permitted upon approval of the principal.

These administrative procedures should:

- A. specify the name of the community organization benefitting from the school's fundraising efforts;
- B. specify the times and places in which funds may be collected;
- C. describe permitted methods of solicitation which do not place undue pressure on students;
- D. specify the group of students, club or student organization which will be responsible for the fundraising efforts.

F.S. 1001.43

Revised 4/27/10

# Neola Template

## NEOLA TEMPLATE

### 5830 - STUDENT FUND-RAISING

The School Board acknowledges that the solicitation of funds from students by students must be limited since compulsory attendance laws make the student a captive donor and since such solicitation may disrupt the program of the schools.

For purposes of this policy "student fund-raising" shall include student solicitation and collection of money for any purpose including collection of money in exchange for tickets, papers, or any other goods or services.

The Board will permit student fund-raising in school, on school property, or at any school-sponsored event only when the profit therefrom is to be used for school purposes or for an activity connected with the schools.

Further, student fund-raising by approved school organizations, those whose funds are managed by the Fiscal Officer, may be permitted in school if approved by the principal.

[ ] Contracts with vendors for student fund-raising activities shall establish the

( ) profit-per-item

( ) percentage of the profit

that will be earned by the sponsoring organization, regardless of whether that activity is conducted on or off school property.

All fund-raisers must be approved by the principal.

Raffles and all games of chance are prohibited.

**[NOTE: Choose either Option 1 or Option 2]**

#### **[OPTION 1 - no exceptions]**

[ ] For any fund-raisers by student clubs and organizations, parent groups, or boosters clubs that involves the sale to students of food items and/or beverages that will be consumed on campus, the food and/or beverages items to be sold shall comply with the current USDA Nutrition Standards for National School Lunch and School Breakfast Programs, the USDA Smart Snacks in Schools regulations, F.A.C. 5P-1.003, and applicable State law. If approved, the fund-raisers that involve the sale to students of food items or beverages that will be consumed on campus must also be consistent with regulations established in Policy 8550, Competitive Foods. Further, there shall be no exemptions from the standards for competitive foods in any of the District's schools.

#### **[END OF OPTION 1]**

#### **[OPTION 2 - exceptions per F.A.C. 5P-1.003]**

[ ] For any fund-raisers by student clubs and organizations, parent groups, or booster clubs that involves the sale to students of food items and/or beverages that will be consumed on campus, the food and/or beverages items to be sold shall comply with the current USDA Nutrition Standards for the National School Lunch and School Breakfast Programs, and the USDA Smart Snacks in Schools and regulations, F.A.C. 5P-1.003, and applicable State law, unless the Principal grants an exception to this requirement pursuant to F.A.C. 5P-1.003. If approved, fund-raisers that involve the sale of food items or beverages to students on campus must be consistent with regulations established in Policy 8550, Competitive Foods, whether those food items and beverages are compliant with, or an exception to, the current USDA Dietary Guidelines for Americans and the USDA Smart Snacks in Schools regulations.

If an exception is granted to the requirement that food items and beverages available for sale to students on campus between one (1) hour after the last lunch period and thirty (30) minutes after the end of the school day are compliant with the current USDA Dietary Guidelines for Americans and the USDA Smart Snacks in

Schools regulations, the Principal shall also comply with all requirements set forth in F.A.C. 5P-1.003, including the maintenance of required records.

**[END OF OPTION 2]**

[ ] Use of the name, logo, or any assets of the District, including but not limited to facilities, technology, or communication networks, is prohibited without the specific permission of the

( ) Board.

( ) Superintendent.

**[OPTION #1]**

[ ] The Board does not permit or sanction the use of crowdfunding for District or specific school programs or activities, including co-curricular or extra-curricular activities.

**[END OF OPTION #1]**

**OR**

**[OPTION #2]**

[ ] Crowdfunding activities aimed at raising funds for a specific classroom or school activity, including extra-curricular activity, or to obtain supplemental resources (e.g., supplies or equipment) that are not required to provide a free appropriate public education to any students in the classroom may be permitted, but only with the specific approval

( ) of the Superintendent.

**OR**

( ) of the Board upon the recommendation of the Superintendent.

All crowdfunding activities are subject to AP 6605.

**[END OF OPTION #2]**

Door-to-door solicitation by elementary and middle school students is prohibited. High school students who solicit door-to-door are required to work in groups of at least two (2).

School-wide and classroom incentives are permitted with the approval of the Principal. Incentives for individual students may be permitted if they have educational value.

Student fund-raising by approved school organizations off school grounds may be permitted under the administrative procedures of the Superintendent.

Fund-raising by students on behalf of school-related organizations whose funds are not managed by the Fiscal Officer may be permitted on school grounds in accordance with the Superintendent's administrative procedures. These fund-raisers shall comply with the provisions of Policy 9211, Parent Organizations, Booster Clubs, and Other Fund-Raising Activities.

These administrative procedures should:

A. specify the times and places in which funds may be collected;

B. describe permitted methods of solicitation which do not place undue pressure on students;

C. limit the kind and amount of advertising for solicitation.

Advisors, whether staff members or volunteers, for approved school organizations shall not accept any form of compensation from vendors that might influence their selection on a vendor that will provide a fund-raising activity or a product that will be sold as a fund-raiser. Furthermore, advisors, whether staff members or volunteers, for approved school organizations shall not accept any compensation from a vendor after a decision has been made regarding a fundraising activity or a product that will be sold as a fund-raiser.

In addition, advisors, whether staff members or volunteers, for approved school organizations who make the selection of a vendor that will provide a fund-raising activity or a product that will be sold as a fund-raiser shall not enter into a contractual arrangement whereby an advisor receives compensation in any form from the vendor that provides a fund-raising activity or a product that will be sold as a fund-raiser.

Such compensation includes, but is not limited to, cash, checks, stocks, or any other form of securities, and gifts such as televisions, microwave ovens, computers, discount certificates, travel vouchers, tickets, passes, and other such things of value. In the event that an advisor of an approved school organization receives such compensation, albeit unsolicited, from a vendor, the individual shall notify the Fiscal Officer, in writing, that s/he received such compensation and shall thereafter properly transmit said compensation to the Fiscal Officer at his/her earliest opportunity.

The Superintendent shall distribute this policy and the procedures that implement it to each student organization granted permission to solicit funds.

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#### Legal

[F.S. 1001.41](#)

[F.S. 1001.42](#)

[F.S. 1001.43](#)

[F.S. 1010.01](#)

[F.S. 1010.20](#)

[F.S. 1011.07](#)

[F.A.C. 5P-1.003, Responsibilities for the School Food Service Program](#)

[F.A.C. 6A-1.001, District Financial Records](#)

[F.A.C. 6A-1.087, School Board Responsible for Internal Funds](#)

[F.A.C. 6A-1.091, Purchases from Internal Funds](#)

[7 C.F.R. Part 210](#)

[7 C.F.R. Part 220](#)

[42 U.S.C. 1779](#)

[Chapter 8, Financial and Program Cost Accounting and Property for Florida Schools, 2014](#)

#### Cross References

[po8550 - COMPETITIVE FOOD SALES](#)

[po9211 - PARENT ORGANIZATIONS, BOOSTER CLUBS, AND OTHER OUTSIDE SUPPORT ORGANIZATIONS](#)

[ap5830 - STUDENT FUND-RAISING](#)



# **Redline Draft**

**BPS Proposed**

**5830 - STUDENT FUND-RAISING**

Property taxes and state funding support the regular school district educational program. There are important activities, however, which are school-related but which do not receive funding through the school district budget. Examples of these activities are club activities, academic competitions, classroom enrichment, proms, and special graduation programs. The Board recognizes the need for some constraint to prevent fund-raising activities from becoming too numerous and overly demanding on employees, students, and the general public.

The Board acknowledges that the solicitation of funds from students by students must be limited since compulsory attendance laws make the student a captive donor and since such solicitation may disrupt the program of the schools. The Board further acknowledges that school time and energy should be singly devoted to curricular pursuits and students should not spend academic class time preparing for fund-raising activities. Participation in or donation to any fund-raising activity shall be optional and under no circumstances will any student be compelled to participate or donate or be penalized for not participating or donating.

**A. Definitions**

For purposes of this policy "student fund-raising" shall include student solicitation and collection of money for any purpose including collection of money in exchange for tickets, papers, or any other goods or services.

**B. Fund-Raising Approval**

~~1.~~ The Board will permit student fund-raising in school, on school property, or at any school-sponsored event only when the profit therefrom is to be used for school purposes or for an activity connected with the schools. Fund-raising must be conducted in a manner that will maintain the integrity of individual students, employees, and the District.

~~1.~~

~~2. All fund-raisers must be approved by the pPrincipal.~~

~~3. School-wide and classroom incentives are permitted with the approval of the Principal. Incentives for individual students may be permitted if they have educational value.~~

~~Further, student fund-raising by approved school organizations, those whose funds are managed by the Fiscal Officer, may be permitted in school if approved by the principal.~~

~~Contracts with vendors for student fund-raising activities shall establish the~~

~~( ) profit-per-item and~~

~~( ) percentage of the profit t~~

4. that will be earned by the sponsoring organization, regardless of whether that activity is conducted on or off school property prior to approval.
5. Crowdfunding activities aimed at raising funds for a specific classroom or school activity, including extra-curricular activity, or to obtain supplemental resources (e.g., supplies or equipment) that are not required in order to provide a free appropriate public education to any students in the classroom may be permitted, but only with the specific approval of the Principal or Designee. All crowdfunding activities are subject to Policy 6605 and any related procedures.
6. Student fund-raising by approved school organizations may be permitted in school by the Principal. Student fund-raising by approved school organizations off school grounds may be permitted under the administrative procedures of the Superintendent.
7. Fund raising by students on behalf of school-related organizations may be permitted on school grounds in accordance with the Superintendent's administrative procedures. These fund-raisers shall comply with the provisions of Policy 9211, Parent Organizations, Booster Clubs, and Other Fund-Raising Activities.-

These administrative procedures should:

- a. specify the times and places in which funds may be collected;
- b. describe permitted methods of solicitation which do not place undue pressure on students; and
- A.c. limit the kind and amount of advertising for solicitation.

### C. Fund-Raising Restrictions

2. \_\_\_\_\_

1. Raffles and all games of chance are prohibited.
2. For any fund-raisers by student clubs and organizations, parent groups, or booster clubs that involve the sale to students of food items and/or beverages that will be consumed on campus, the food and/or beverages items to be sold shall comply with the current USDA Nutrition Standards for National School Lunch and School Breakfast Programs, the USDA Smart Snacks in Schools regulations, F.A.C. 5P-1.003, and applicable State law. If approved, the fund-raisers that involve the sale to students of food items or beverages that will be consumed on campus must also be consistent with regulations established in Policy 8500, Food Services. Further, there shall be no exemptions from the standards for competitive foods in any of the District's schools.

—Use of the name, logo, or any assets of the District, including but not limited to facilities, technology, or communication networks, is prohibited without the specific permission of the Superintendent or designee.

3. -

4. Door-to-door solicitation by students is prohibited.

B.

### D. Advisor Restrictions

1. Advisors, whether staff member~~employees~~ or volunteers, for approved school organizations shall not accept any form of compensation from vendors that might influence their selection of ~~fr~~ a vendor that will provide a fund-raising activity or a product that will be sold as a fund-raiser.

Furthermore, advisors, whether ~~staff member~~employees or volunteers, for approved school organizations shall not accept any compensation from a vendor after a decision has been made regarding a fund-raising activity or a product that will be sold as a fund-raiser.

2. In addition, advisors, whether employees or volunteers, for approved school organizations who make the selection of a vendor that will provide a fund-raising activity or a product that will be sold as a fund-raiser shall not enter into a contractual arrangement whereby an advisor receives compensation in any form from the vendor that provides a fund-raising activity or a product that will be sold as a fund-raiser.
3. Such compensation includes, but is not limited to, cash, checks, stocks, or any other form of securities, and gifts such as televisions, microwave ovens, computers, discount certificates, travel vouchers, tickets, passes, and other such things of value. In the event an advisor of an approved school organization receives such compensation, albeit unsolicited, from a vendor, the individual shall notify the Fiscal Officer, in writing, that s/he received such compensation and shall thereafter properly transmit said compensation to the Fiscal Officer at his/her earliest opportunity.

#### E. Fund-raising on Behalf of Community Organizations

1. The Board recognizes that schools can be an important resource for the community in supporting other community organizations or purposes in their fund-raising efforts. It also recognizes that schools have a limited capacity to support fund-raising efforts and that unrestricted fund-raising using Brevard Public Schools cannot be permitted.

~~3-2.~~ Fund-raising done as a service project initiated by a recognized school organization on behalf of community organizations may be permitted on school grounds in accordance with the Superintendent's administrative procedures. Indirect forms of charitable solicitations on school premises that are passive such as placing a bin or collection box in a common area to receive donations of food or other items are permitted upon approval of the ~~p~~PPrincipal.

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~~5-d.~~ specify the group of students, club, or student organization which will be responsible for the fund-raising efforts.

#### Legal

F.S. 1001.41

F.S. 1001.42

F.S. 1001.43

F.S. 1010.01

F.S. 1010.20

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F.A.C. 5P-1.003, Responsibilities for the School Food Service Program

F.A.C. 6A-1.001, District Financial Records

[F.A.C. 6A-1.087, School Board Responsible for Internal Funds](#)

[F.A.C. 6A-1.091, Purchases from Internal Funds](#)

[7 C.F.R. Part 210](#)

[7 C.F.R. Part 220](#)

[42 U.S.C. 1779](#)

[Chapter 8, Financial and Program Cost Accounting and Property for Florida Schools, 2014](#)

[Cross References](#)

[po85508500 - ~~COMPETITIVE-FOOD SALES~~SERVICES](#)

[po9211 - PARENT ORGANIZATIONS, BOOSTER CLUBS, AND OTHER OUTSIDE SUPPORT ORGANIZATIONS](#)

[ap5830 - STUDENT FUND-RAISING](#)

[F.S. 1001.43](#)

Revised 4/27/10

[Revised](#)

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**Clean  
Version**

## BPS Proposed

### **5830 - STUDENT FUND-RAISING**

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3. Such compensation includes, but is not limited to, cash, checks, stocks, or any other form of securities, and gifts such as televisions, microwave ovens, computers, discount certificates, travel vouchers, tickets, passes, and other such things of value. In the event an advisor of an approved school organization receives such compensation, albeit unsolicited, from a vendor, the individual shall notify the Fiscal Officer, in writing, that s/he received such compensation and shall thereafter properly transmit said compensation to the Fiscal Officer at his/her earliest opportunity.

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#### Cross References

po8500 - FOOD SERVICES

po9211 - PARENT ORGANIZATIONS, BOOSTER CLUBS, AND OTHER OUTSIDE SUPPORT ORGANIZATIONS

ap5830 - STUDENT FUND-RAISING

Revised 4/27/10

Revised \_\_\_\_\_

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