



POLICY 2.16

5-A I recommend that the Board approve development of the proposed **revised** Policy 2.16, entitled “Fund-Raising Activities Relating to Schools.”

[Contact: Michael Burke, PX 48584.]

Development

CONSENT ITEM

- This proposed revision updates the procedures and standards relating to fundraising or the solicitation of funds by a school or groups within the school.
- Paragraph 4 (lines 25-59) has been added to address safety hazards and liability exposure. Form 0153 has been incorporated by reference.
- This revision also updates statutory references.

POLICY 2.16

FUND-RAISING ACTIVITIES RELATING TO SCHOOLS

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3 1. All fund-raising projects and activities by school or groups within the school shall
4 contribute to the educational and extracurricular experiences of the students and
5 shall not be in conflict with the overall instructional program. If there is a tragedy
6 within the school community, however, the school may sponsor a fundraiser or
7 solicit funds to benefit the victim or the victim's family. The determination of fund-
8 raising projects and activities for a school shall be the responsibility of the principal
9 and instructional staff, ~~and shall conform to any directives established by the~~
10 ~~superintendent.~~
- 11 2. Fund-raising activities and projects within all schools shall be kept within a
12 reasonable limit. The principal shall approve in writing all fund-raising activities in
13 the school in accordance with established procedures, including completing PBSO
14 form 0153 that is incorporated herein by reference and can be found on the
15 District's web site at: <http://www.palmbeach.k12.fl.us/Records/FormSearch.asp>.
16 ~~and directives.~~ Each school shall continuously evaluate its fund-raising projects
17 and extracurricular activities as they relate to the promotion of educational
18 experiences, the time involved for students and teachers, and the additional
19 demands made on the school community.
- 20 3. Except as stated within Paragraphs 1 and 6 of this Policy, solicitation of funds that
21 call upon students to give money without receiving a product or service are
22 prohibited in schools. However, product collections for charitable causes (i.e. used
23 toys, canned goods, etc.), such as for victims of natural disasters or to support U.S.
24 troops, may be solicited.
- 25 4. Because of possible safety hazards to the individual student involved in such fund
26 solicitation, the following standards shall be observed:
- 27 a. Sale of magazines shall be permitted by all students. However, door-to-door
28 solicitation shall be prohibited for elementary students and strongly
29 discouraged for middle and high school students.
- 30 b. Participants in school approved candy sales, car washes and similar fund-
31 raising activities are prohibited from standing in roadways and/or medians of
32 roadways.
- 33 c. Due to the inherent dangers posed by mechanical rides, no school or school
34 organization is permitted to allow any mechanical rides on School District
35 property or at any school sponsored activity for any activities whatsoever.

- 36 d. Certain school sponsored fund-raising events may be of an unusual nature
37 that expose the School Board to a potential extraordinary liability or that
38 involve large numbers of participants and/or spectators, and raise significant
39 funds well above the cost of insurance coverage.
- 40 i. To determine whether an event meets this standard, the school should
41 refer to the Risk & Benefits Department Bulletin (currently P-12791-
42 COO/ERBM, dated May 9, 2008) regarding Vendors Liability Insurance
43 Requirements for the Community Use of School Facilities and its attached
44 Extension Rate Schedule. This bulletin may be found at:
45 [http://www.palmbeach.k12.fl.us/risk/New%20Risk%20Pages/ins_index.ht](http://www.palmbeach.k12.fl.us/risk/New%20Risk%20Pages/ins_index.htm)
46 m An event meets this standard if it has an expected number of attendees
47 in excess of 3,000 people, is classified within the attached schedule to the
48 bulletin as high hazard, or does not appear as an event within the
49 attached schedule to the bulletin.
- 50 ii. The sponsoring school of this type of school sponsored fundraising event
51 will purchase sufficient liability insurance coverage to protect the District
52 from potential claims at these events. The individual school will contact
53 the District's Risk & Benefits Management Department for assistance and
54 approval for this insurance
- 55 e. If an outside individual or organization, such as the PTA, is conducting a
56 fundraising activity on school grounds, the individual or organization shall
57 purchase sufficient liability insurance coverage per the most recent Risk &
58 Benefits Department Bulletin to protect the District from potential claims, as
59 required under School Board Policy 7.18.
- 60 5. Principals have the right to prohibit any organization from directly soliciting from
61 students in the school during instructional time. However, nothing in this policy
62 prohibits students from fund-raising as individuals or as part of extracurricular
63 groups or student clubs, as long as such activities are conducted outside school
64 hours and with the prior approval of the principal. Participation in such activities
65 shall be on a voluntary basis, and no student shall be compelled to make a
66 purchase or contribution.
- 67 6. Students may participate in charitable fund-raising drives as individuals or as part
68 of extracurricular groups. However, such activities must be conducted outside the
69 academic day and must be approved in advance by the principal. Participation in
70 such activities shall be on a voluntary basis, and no student shall be compelled to
71 make a contribution.
- 72 7. Money derived from any school fund-raising project or activity shall be deposited in
73 the school's internal funds account and shall be disbursed as prescribed by district
74 policy and state board of education rules.

- 75 a. Merchandising projects shall be kept to a minimum.
- 76 b. ~~Door-to-door solicitation shall be prohibited for elementary students and~~
77 ~~strongly discouraged for middle and high school students.~~
- 78 c. Schools are discouraged from using instructional time to plan, promote or
79 execute fund-raising projects unless the project directly relates to a planned
80 curriculum component.
- 81 d. ~~Street-median solicitation is prohibited for all students.~~
- 82 8. At the school level, a parent-teacher association or other community or school
83 related organization may sponsor fund-raising projects and activities provided
84 school work and instructional time are not negatively impacted. Such activities
85 shall be conducted in accordance with district policy and shall be approved by the
86 principal.
- 87 9. ~~Fund-raising events for the district may be sponsored by district administrators with~~
88 ~~the written approval of the superintendent, and the district may likewise generate~~
89 ~~funds through auxiliary enterprises such as vending machines, supply stores, or~~
90 ~~other internal account fund profits.~~
- 91 10. The board encourages schools ~~who~~that are able to raise considerable amounts of
92 money to adopt schools who do not have that capability and share such resources.
- 93 11. Gambling in violation of §849.04, Fla. Stat. shall be prohibited.
- 94 12. Schools may not have drawings of chance; however, organizations qualified under
95 26 U.S.C. §501(c)(3), (4), (7), (8), (10), or (19) are authorized to conduct raffles or
96 drawings by chance pursuant to §849.0935, Fla. Stat. provided the organization
97 has complied with all provisions of Ch. 496, Fla. Stat.
- 98 13. It is unlawful for any organization that is authorized to conduct a drawing by chance
99 to require an entry free donation, substantial consideration, payment, proof of
100 purchase, or contribution as a condition of either entering the drawing or being
101 selected to win a prize.
- 102 14. The organization distributing the raffle tickets may not require a contribution or
103 donation in order to participate in the raffle; nor may it arbitrarily disqualify or reject
104 any entry or discriminate in any manner between entrants who contribute to the
105 organization and those who do not.
- 106 15. It is also unlawful to fail to notify the person whose entry is selected to win that they
107 have won, or fail to award the prizes in the manner and at the time stated.
- 108 16. If a raffle or drawing by chance is held, all brochures, advertisements, notices,

109 tickets, or entry blanks used for such drawings must conspicuously disclose:

- 110 a. The rules governing the conduct and operation of the drawing.
- 111 b. The full name of the organization or operator, and its principal place of
112 business;
- 113 c. The source of the funds used to award cash prizes or to purchase proxies,
114 and;
- 115 d. The date, hour, and place where the winner will be chosen, unless the
116 brochures, advertisements, notices, tickets, or entry blanks are not offered to
117 the public more than three (3) days prior to a drawing.
- 118 e. That no purchase or contribution is necessary, which means that the
119 organization cannot require an entry fee, donation, substantial consideration,
120 payment, proof of purchase, or contribution as a condition of entering the
121 drawing or of being selected to win a prize. However, this provision shall not
122 prohibit an organization from suggesting a minimum donation or from including
123 a statement of such suggested minimum donation on any printed material
124 utilized in connection with the fundraising event or drawing.

125 STATUTORY AUTHORITY: Fla. Stat. §§ ~~230.22(2); 2300.23(17)(a); 230.23005(2)(b);~~
126 ~~(e), (5); 1001.32(2); 1001.41(1) & (2); 1001.42(4), (8), (12), (19) & (26); 1001.43(1), (2)~~
127 ~~& (5)~~

128 LAWS IMPLEMENTED: Fla. Stat. §§ ~~496 §§230.23(6), (10); 230.33(12); 231.085;~~
129 ~~237.01; 237.02(4); 237.046, 1001.43(2)(b) & (e); 1001.42(12); 1006.07(1); 1001.51(11);~~
130 ~~1001.54; 1012.28; 1010.01; 1011.07; 1010.08; 849.08; 849.04; 849.0935, Ch. 496,~~

131 ~~STATE BOARD OF EDUCATION RULES: 6A-1.0143, 6A-1.085, Fla. Admin. Code~~

132 HISTORY: 2/18/72; 7/21/82; 9/3/97; 7/1/98; 3/26/01; ___/___2010

Legal Signoff:

The Legal Department has reviewed proposed Policy 2.16 and finds it legally sufficient for development by the Board.

Attorney

Date



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
Fundraising Application/Recap

SCHOOL: _____	SPONSOR NAME: _____
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This form must be completed by the activity sponsor, approved by the principal, and submitted to the bookkeeper for account assignment before any activity is started. The bookkeeper will file the approved original fundraising application/recap form and give a copy to the sponsor. The sponsor will obtain relevant forms from the bookkeeper as required: beginning inventory/resales/sales; ticket sellers report; general ledger report; transfer requisition.

A. Sponsor's account name and primary account number: _____

Primary account number: _____

B. Type of sale: Resale Services or Donated item Admissions*

Perform incoming inventory on goods received.

* All **tickets** must be preprinted, pre-numbered, and accounted for on ticket sellers reports (PBSD 0157) and inventoried (PBSD 0160).

C. Description of Activity: _____

D. Specific use of profit: _____

E. Date sales begin: _____ Date sales end: _____

	A. ESTIMATED SALES (APPLICATION) complete prior to fundraiser	B. ACTUAL SALES (RECAP) complete after fundraiser is closed
1. Total Sales _____ Basis for estimate _____ _____	_____	_____
2. Cost of Sales (must include sales tax) _____ Basis for estimate _____ _____	_____	_____
3. Other Costs _____ Itemize (printing; security; prizes; etc.) _____ _____	_____	_____
4. Net Profit (line 1 minus lines 2, 3) _____	\$0.00	\$0.00
5. Amount Over (Under) Estimated Profit (Column B line 4 minus Column A line 4) _____		\$0.00
6. Explanation of line 5. _____ _____		

NOTE: Attach sales item inventory report (PBSD 0182) to this form and teacher/sponsor retains copy.

I am familiar with the **fundraising regulations** of the school and school district. I accept responsibility for the collections involved.

SPONSOR SIGNATURE _____ DATE _____

PRINCIPAL APPROVAL _____ DATE _____

SCHOOL BOOKKEEPER SIGNATURE _____ DATE _____

Account Number Assigned _____
This Fundraising Activity _____

Upon completion of this fundraising activity, complete and return required forms to the bookkeeper for verification.

Recap verified by Bookkeeper _____
INITIALS _____ DATE _____