Florida Senate - 2013 Bill No. CS for CS for SB 1076



LEGISLATIVE ACTION

Senate	•	House
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Floor: 3/AD/2R		
04/04/2013 05:23 PM		

Senator Legg moved the following:

Senate Amendment (with title amendment)

Delete lines 2049 - 2529

4 and insert:

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Section 37. Section 1008.44, Florida Statutes, is created to read:

<u>1008.44 Industry certifications; Industry Certification</u> <u>Funding List and Postsecondary Industry Certification Funding</u> List.-

10 (1) Pursuant to s. 1003.492, the Department of Education 11 shall, at least annually, identify, under rules adopted by the 12 State Board of Education, the Industry Certification Funding 13 List that must be applied in the distribution of funding to

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14 school districts pursuant to s. 1011.62. The commissioner may at 15 any time recommend adding certifications. 16 (2) The State Board of Education shall approve, at least 17 annually, the Postsecondary Industry Certification Funding List 18 pursuant to this section. The commissioner shall recommend, at 19 least annually, the Postsecondary Industry Certification Funding List to the State Board of Education and may at any time 20 21 recommend adding certifications. The Chancellor of the State 22 University System, the Chancellor of the Florida College System, 23 and the Chancellor of Career and Adult Education shall work with 24 local workforce boards, other postsecondary institutions, 25 businesses, and industry to identify, create, and recommend to 26 the commissioner industry certifications to be placed on the 27 funding list. The list shall be used to determine annual 28 performance funding distributions to school districts or Florida 29 College System institutions as specified in ss. 1011.80 and 30 1011.81, respectively. The chancellors shall review results of 31 the economic security report of employment and earning outcomes produced annually pursuant to s. 445.007 when determining 32 33 recommended certifications for the list, as well as other 34 reports and indicators available regarding certification needs. 35 (3) In the case of rigorous industry certifications that 36 have embedded prerequisite minimum age, grade level, diploma or 37 degree, postgraduation period of work experience of at least 12 38 months, or other reasonable requirements that may limit the 39 extent to which a student can complete all requirements of the 40 certification recognized by industry for employment purposes, the commissioner shall differentiate content, instructional, and 41 42 assessment requirements that, when provided by a public

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43	institution and satisfactorily attained by a student, indicate
44	accomplishment of requirements necessary for funding pursuant to
45	ss. 1011.62, 1011.80, and 1011.81, notwithstanding attainment of
46	prerequisite requirements necessary for recognition by industry
47	for employment purposes. The differentiated requirements
48	established by the commissioner shall be included in the
49	Industry Certification Funding List at the time the
50	certification is adopted.
51	Section 38. Paragraph (c) of subsection (1) of section
52	1011.61, Florida Statutes, is amended to read:
53	1011.61 DefinitionsNotwithstanding the provisions of s.
54	1000.21, the following terms are defined as follows for the
55	purposes of the Florida Education Finance Program:
56	(1) A "full-time equivalent student" in each program of the
57	district is defined in terms of full-time students and part-time
58	students as follows:
59	(c)1. A "full-time equivalent student" is:
60	a. A full-time student in any one of the programs listed in
61	s. 1011.62(1)(c); or
62	b. A combination of full-time or part-time students in any
63	one of the programs listed in s. 1011.62(1)(c) which is the
64	equivalent of one full-time student based on the following
65	calculations:
66	(I) A full-time student in a combination of programs listed
67	in s. 1011.62(1)(c) shall be a fraction of a full-time
68	equivalent membership in each program equal to the number of net
69	hours per school year for which he or she is a member, divided
70	by the appropriate number of hours set forth in subparagraph
71	(a)1. or subparagraph (a)2. The sum of the fractions for each

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72 program may not exceed the maximum value set forth in subsection 73 (4).

(II) A prekindergarten student with a disability shall meetthe requirements specified for kindergarten students.

(III) A full-time equivalent student for students in 76 77 kindergarten through grade 12 in a full-time virtual instruction program under s. 1002.45 or a virtual charter school under s. 78 79 1002.33 shall consist of six full-credit completions or the 80 prescribed level of content that counts toward promotion to the 81 next grade in programs listed in s. 1011.62(1)(c). Credit 82 completions may be a combination of full-credit courses or half-83 credit courses. Beginning in the 2016-2017 2014-2015 fiscal year, when s. 1008.22(3)(g) is implemented, the reported full-84 85 time equivalent students and associated funding of students enrolled in courses requiring passage of an end-of-course 86 87 assessment under s. 1003.4282 to earn a standard high school diploma shall be adjusted if after the student does not pass 88 89 completes the end-of-course assessment. However, no adjustment 90 shall be made for a student who enrolls in a segmented remedial 91 course delivered online.

92 (IV) A full-time equivalent student for students in 93 kindergarten through grade 12 in a part-time virtual instruction 94 program under s. 1002.45 shall consist of six full-credit 95 completions in programs listed in s. 1011.62(1)(c)1. and 3. 96 Credit completions may be a combination of full-credit courses 97 or half-credit courses. Beginning in the 2016-2017 2014-2015 98 fiscal year, when s. 1008.22(3)(g) is implemented, the reported full-time equivalent students and associated funding of students 99 100 enrolled in courses requiring passage of an end-of-course

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101 assessment <u>under s. 1003.4282 to earn a standard high school</u> 102 <u>diploma</u> shall be adjusted <u>if after</u> the student <u>does not pass</u> 103 completes the end-of-course assessment. <u>However, no adjustment</u> 104 <u>shall be made for a student who enrolls in a segmented remedial</u> 105 course delivered online.

106 (V) A Florida Virtual School full-time equivalent student 107 shall consist of six full-credit completions or the prescribed 108 level of content that counts toward promotion to the next grade 109 in the programs listed in s. 1011.62(1)(c)1. and 3. for students 110 participating in kindergarten through grade 12 part-time virtual 111 instruction and the programs listed in s. 1011.62(1)(c) for 112 students participating in kindergarten through grade 12 full-113 time virtual instruction. Credit completions may be a 114 combination of full-credit courses or half-credit courses. 115 Beginning in the 2016-2017 2014-2015 fiscal year, when s. 1008.22(3)(q) is implemented, the reported full-time equivalent 116 117 students and associated funding of students enrolled in courses requiring passage of an end-of-course assessment under s. 118 119 1003.4282 to earn a standard high school diploma shall be adjusted if after the student does not pass completes the end-120 121 of-course assessment. However, no adjustment shall be made for a 122 student who enrolls in a segmented remedial course delivered online. 123

(VI) Each successfully completed full-credit course earned through an online course delivered by a district other than the one in which the student resides shall be calculated as 1/6 FTE.

127 (VII) Each successfully completed credit earned under the 128 alternative high school course credit requirements authorized in 129 s. 1002.375, which is not reported as a portion of the 900 net

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130 hours of instruction pursuant to subparagraph (1)(a)1., shall be 131 calculated as 1/6 FTE.

(VII) (VIII) (A) A full-time equivalent student for courses 132 133 requiring passage of a statewide, standardized end-of-course 134 assessment under s. 1003.4282 to earn a standard high school 135 diploma pursuant to s. 1008.22(3)(c)2.a. shall be defined and 136 reported based on the number of instructional hours as provided 137 in this subsection until the 2016-2017 fiscal year for the first 1.38 3 years of administering the end-of-course assessment. Beginning 139 in the 2016-2017 fiscal year fourth year of administering the 140 end-of-course assessment, the FTE for the course shall be 141 assessment-based credit-based and each course shall be equal to 1/6 FTE. The reported FTE shall be adjusted if after the student 142 143 does not pass successfully completes the end-of-course 144 assessment pursuant to s. 1008.22(3)(c)2.a. However, no 145 adjustment shall be made for a student who enrolls in a 146 segmented remedial course delivered online.

147 <u>(A) (B)</u> For students enrolled in a school district as a 148 full-time student, the district may report 1/6 FTE for each 149 student who passes a statewide, standardized end-of-course 150 assessment without being enrolled in the corresponding course.

(B) (C) The FTE earned under this sub-sub-subparagraph and any FTE for courses or programs listed in s. 1011.62(1)(c) that do not require passing a statewide, standardized end-of-course assessment are subject to the requirements in subsection (4).

155 2. A student in membership in a program scheduled for more 156 or less than 180 school days or the equivalent on an hourly 157 basis as specified by rules of the State Board of Education is a 158 fraction of a full-time equivalent membership equal to the Florida Senate - 2013 Bill No. CS for CS for SB 1076



159 number of instructional hours in membership divided by the 160 appropriate number of hours set forth in subparagraph (a)1.; 161 however, for the purposes of this subparagraph, membership in 162 programs scheduled for more than 180 days is limited to students 163 enrolled in juvenile justice education programs and the Florida 164 Virtual School.

166 The department shall determine and implement an equitable method 167 of equivalent funding for experimental schools and for schools 168 operating under emergency conditions, which schools have been 169 approved by the department to operate for less than the minimum 170 school day.

Section 39. Present paragraphs (s) and (t) of subsection (1) of section 1011.62, Florida Statutes, are redesignated as paragraphs (t) and (u), respectively, a new paragraph (s) is added to that subsection, and paragraphs (c), (l), (n), and (o), and present paragraph (t) of that subsection are amended, to read:

177 1011.62 Funds for operation of schools.—If the annual 178 allocation from the Florida Education Finance Program to each 179 district for operation of schools is not determined in the 180 annual appropriations act or the substantive bill implementing 181 the annual appropriations act, it shall be determined as 182 follows:

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:

(c) Determination of programs.-Cost factors based on

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188	desired relative cost differences between the following programs
189	shall be established in the annual General Appropriations Act.
190	The cost factor for secondary career education programs and
191	basic programs grade 9 through 12 shall be equal. The
192	Commissioner of Education shall specify a matrix of services and
193	intensity levels to be used by districts in the determination of
194	the two weighted cost factors for exceptional students with the
195	highest levels of need. For these students, the funding support
196	level shall fund the exceptional students' education program,
197	with the exception of extended school year services for students
198	with disabilities.
199	1. Basic programs
200	a. Kindergarten and grades 1, 2, and 3.
201	b. Grades 4, 5, 6, 7, and 8.
202	c. Grades 9, 10, 11, and 12.
203	2. Programs for exceptional students
204	a. Support Level IV.
205	b. Support Level V.
206	3. Secondary career education programs
207	4. English for Speakers of Other Languages
208	(1) Calculation of additional full-time equivalent
209	membership based on International Baccalaureate examination
210	scores of students.—A value of 0.16 full-time equivalent student
211	membership shall be calculated for each student enrolled in an
212	International Baccalaureate course who receives a score of 4 or
213	higher on a subject examination. A value of 0.3 full-time
214	equivalent student membership shall be calculated for each
215	student who receives an International Baccalaureate diploma.
216	Such value shall be added to the total full-time equivalent
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217 student membership in basic programs for grades 9 through 12 in the subsequent fiscal year. Each school district shall allocate 218 219 80 percent of the funds received from International 220 Baccalaureate bonus FTE funding to the school program whose 221 students generate the funds and to school programs that prepare 222 prospective students to enroll in International Baccalaureate 223 courses. Funds shall be expended solely for the payment of 224 allowable costs associated with the International Baccalaureate 225 program. Allowable costs include International Baccalaureate 226 annual school fees; International Baccalaureate examination 227 fees; salary, benefits, and bonuses for teachers and program 228 coordinators for the International Baccalaureate program and 229 teachers and coordinators who prepare prospective students for 230 the International Baccalaureate program; supplemental books; instructional supplies; instructional equipment or instructional 231 232 materials for International Baccalaureate courses; other 233 activities that identify prospective International Baccalaureate 234 students or prepare prospective students to enroll in 235 International Baccalaureate courses; and training or 236 professional development for International Baccalaureate 237 teachers. School districts shall allocate the remaining 20 238 percent of the funds received from International Baccalaureate 239 bonus FTE funding for programs that assist academically 240 disadvantaged students to prepare for more rigorous courses. The 241 school district shall distribute to each classroom teacher who 242 provided International Baccalaureate instruction:

1. A bonus in the amount of \$50 for each student taught by
the International Baccalaureate teacher in each International
Baccalaureate course who receives a score of 4 or higher on the

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246 International Baccalaureate examination.

247 2. An additional bonus of \$500 to each International 248 Baccalaureate teacher in a school designated with a grade of "D" 249 or "F" who has at least one student scoring 4 or higher on the 250 International Baccalaureate examination, regardless of the 251 number of classes taught or of the number of students scoring a 252 4 or higher on the International Baccalaureate examination. 253

2.5.4 Bonuses awarded to a teacher according to this paragraph may 255 shall not exceed \$2,000 in any given school year. However, the 256 maximum bonus shall be \$3,000 if at least 50 percent of the 257 students enrolled in a teacher's course earn a score of 4 or 258 higher on the examination in a school designated with a grade of 259 "A", "B", or "C"; or if at least 25 percent of the students 260 enrolled in a teacher's course earn a score of 4 or higher on 261 the examination in a school designated with a grade of "D" or 262 "F". Bonuses awarded under this paragraph and shall be in addition to any regular wage or other bonus the teacher received 263 264 or is scheduled to receive. For such courses, the teacher shall 265 earn an additional bonus of \$50 for each student who has a 266 qualifying score up to the maximum of \$3,000 in any given school 267 year.

(n) Calculation of additional full-time equivalent membership based on college board advanced placement scores of students.—A value of 0.16 full-time equivalent student membership shall be calculated for each student in each advanced placement course who receives a score of 3 or higher on the College Board Advanced Placement Examination for the prior year and added to the total full-time equivalent student membership

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in basic programs for grades 9 through 12 in the subsequent fiscal year. Each district must allocate at least 80 percent of the funds provided to the district for advanced placement instruction, in accordance with this paragraph, to the high school that generates the funds. The school district shall distribute to each classroom teacher who provided advanced placement instruction:

1. A bonus in the amount of \$50 for each student taught by the Advanced Placement teacher in each advanced placement course who receives a score of 3 or higher on the College Board Advanced Placement Examination.

286 2. An additional bonus of \$500 to each Advanced Placement 287 teacher in a school designated with a grade of "D" or "F" who 288 has at least one student scoring 3 or higher on the College 289 Board Advanced Placement Examination, regardless of the number 290 of classes taught or of the number of students scoring a 3 or 291 higher on the College Board Advanced Placement Examination.

293 Bonuses awarded to a teacher according to this paragraph shall 294 not exceed \$2,000 in any given school year. However, the maximum 295 bonus shall be \$3,000 if at least 50 percent of the students 296 enrolled in a teacher's course earn a score of 3 or higher on 297 the examination in a school with a grade of "A", "B", or "C" or 298 if at least 25 percent of the students enrolled in a teacher's 299 course earn a score of 3 or higher on the examination in a 300 school with a grade of "D" or "F". Bonuses awarded under this 301 paragraph and shall be in addition to any regular wage or other bonus the teacher received or is scheduled to receive. For such 302 courses, the teacher shall earn an additional bonus of \$50 for 303

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304 <u>each student who has a qualifying score up to the maximum of</u> 305 \$3,000 in any given school year.

(o) Calculation of additional full-time equivalent
membership based on certification of successful completion of a
career-themed course or career and professional academy program
pursuant to ss. 1003.491, 1003.492, and 1003.493, and 1003.4935
and issuance of the highest level of industry certification
identified in the Industry <u>Certification</u> Certified Funding List
pursuant to rules adopted by the State Board of Education.-

1. A value of 0.1 or, 0.2, or 0.3 full-time equivalent 313 314 student membership shall be calculated for each student who 315 completes a career-themed course as defined in s. 1003.493(1)(b) 316 or a career and professional academy program under ss. 1003.491, 317 1003.492, 1003.493, and 1003.4935 and who is issued an the 318 highest level of industry certification identified annually in 319 the Industry Certification Funding List approved under rules 320 adopted by the State Board of Education upon promotion to the 321 9th grade under subparagraph 2. or upon earning a high school 322 diploma. The maximum full-time equivalent student membership 323 value for any student in grades 9 through 12 is 0.3. A value of 324 0.2 full-time equivalent membership shall be calculated for each 325 student who is issued an industry certification that has a 326 statewide articulation agreement for college credit approved by 327 the State Board of Education. For industry certifications that 328 do not articulate for college credit, the Department of 329 Education shall assign a the appropriate full-time equivalent 330 value of 0.1 for each certification, 50 percent of which is 331 based on rigor and the remaining 50 percent on employment value. The State Board of Education shall include the assigned values 332

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333 in the Industry Certification Funding List under rules adopted 334 by the state board. Rigor shall be based on the number of 335 instructional hours, including work experience hours, required 336 to earn the certification, with a bonus for industry 337 certifications that have a statewide articulation agreement for 338 college credit approved by the State Board of Education. 339 Employment value shall be based on the entry wage, growth rate 340 in employment for each occupational category, and average annual openings for the primary occupation linked to the industry 341 certification. Such value shall be added to the total full-time 342 343 equivalent student membership in secondary career education 344 programs for grades 9 through 12 in the subsequent year for 345 courses that were not provided funded through dual enrollment. 346 Industry certifications earned through dual enrollment must be 347 reported and funded pursuant to ss. 1011.80 and 1011.81.

348 2. Upon promotion to the 9th grade, a value of 0.1 full-349 time equivalent student membership shall be calculated for each 350 student who completes a career-themed course or a career and 351 professional academy program under s. 1003.4935 and who is 352 issued the highest level of industry certification in science, 353 technology, engineering, or mathematics identified on the 354 Industry Certification Funding List under rules adopted by the 355 State Board of Education.

356 <u>2.3. The additional full-time equivalent membership</u> 357 authorized under this paragraph may not exceed 0.3 per student. 358 Each district must allocate at least 80 percent of the funds 359 provided for industry certification, in accordance with this 360 paragraph, to the program that generated the funds. <u>This</u> 361 allocation may not be used to supplant funds provided for basic

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362	operation of the program. Unless a different amount is specified
363	in the General Appropriations Act, the appropriation for this
364	calculation is limited to $\frac{60}{10}$ $\frac{15}{10}$ million annually. If the
365	appropriation is insufficient to fully fund the total
366	calculation, the appropriation shall be prorated.
367	3. For industry certifications earned in the 2013-2014
368	school year and in subsequent years, the school district shall
369	distribute to each classroom teacher who provided direct
370	instruction toward the attainment of an industry certification
371	that qualified for additional full-time equivalent membership
372	under subparagraph 1.
373	a. A bonus in the amount of \$25 for each student taught by
374	a teacher who provided instruction in a course that led to the
375	attainment of an industry certification on the Industry
376	Certification Funding List with a weight of 0.1.
377	b. A bonus in the amount of \$50 for each student taught by
378	a teacher who provided instruction in a course that led to the
379	attainment of an industry certification on the Industry
380	Certification Funding List with a weight of 0.2.
381	4. For the 2013-2014 fiscal year, the additional FTE
382	membership calculation must include the additional FTE for any
383	student who earned a certification in the 2009-2010, 2010-2011,
384	and 2011-2012 fiscal years who was not previously funded and was
385	enrolled in 2012-2013.
386	
387	Bonuses awarded pursuant to this paragraph shall be provided to
388	teachers who are employed by the district in the year in which
389	the additional FTE membership calculation is included in the
390	calculation. Bonuses shall be calculated based upon the

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391	associated weight of an industry certification on the Industry
392	Certification Funding List for the year in which the
393	certification is earned by the student. Any bonus awarded to a
394	teacher under this paragraph may not exceed \$2,000 in any given
395	school year and is in addition to any regular wage or other
396	bonus the teacher received or is scheduled to receive.
397	(s) Florida Cyber Security Recognition, Florida Digital
398	Arts Recognition, and Florida Digital Tools Certificate
399	established pursuant to s. 1003.4203
400	1. Each school district shall certify by June 30 of each
401	year to the Department of Education each elementary school that
402	achieves 50 percent of student attainment of the Florida Cyber
403	Security Recognition or the Florida Digital Arts Recognition
404	established pursuant to s. 1003.4203. Upon verification by the
405	department, each school that has achieved the designated student
406	recognitions shall be awarded a Florida Digital Learning
407	Certificate of Achievement by the Commissioner of Education.
408	2. Each middle school shall receive \$50 for each student
409	who earns the Florida Digital Tools Certificate established
410	pursuant to s. 1003.4203 with a minimum awarded per school of
411	\$1,000 annually and a maximum award per school of \$15,000
412	annually. This performance payment shall be calculated I the
413	FEFP as a full-time equivalent student.
414	<u>(u) (t)</u> Computation for funding through the Florida
415	Education Finance ProgramThe State Board of Education may
416	adopt rules establishing programs, industry certifications, and
417	courses for which the student may earn credit toward high school
418	graduation.
419	Section 40. Paragraph (b) of subsection (1) of section

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420 1012.22, Florida Statutes, is amended to read:

421 1012.22 Public school personnel; powers and duties of the 422 district school board.—The district school board shall:

(1) Designate positions to be filled, prescribe qualifications for those positions, and provide for the appointment, compensation, promotion, suspension, and dismissal of employees as follows, subject to the requirements of this chapter:

(b) Time to act on nominations.—The district school board
shall act not later than 3 weeks following the receipt of
<u>statewide, standardized</u> FCAT scores and data <u>under s. 1008.22</u>,
including school grades, or June 30, whichever is later, on the
district school superintendent's nominations of supervisors,
principals, and members of the instructional staff.

434 Section 41. Subsection (4) of section 1012.56, Florida435 Statutes, is amended to read:

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1012.56 Educator certification requirements.-

(4) ALIGNMENT OF SUBJECT AREAS. As the Sunshine State
Standards are replaced by the Next Generation Sunshine State
Standards under s. 1003.41, The State Board of Education shall
align the subject area examinations to the Next Generation
Sunshine State Standards.

442 Section 42. Paragraph (b) of subsection (4) of section 443 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.(4) The Department of Education, school districts, schools,
Florida College System institutions, and state universities
share the responsibilities described in this section. These
responsibilities include the following:

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(b) Each school district shall develop a professional
development system as specified in subsection (3). The system
shall be developed in consultation with teachers, teachereducators of Florida College System institutions and state
universities, business and community representatives, and local
education foundations, consortia, and professional
organizations. The professional development system must:

456 1. Be approved by the department. All substantial revisions
457 to the system shall be submitted to the department for review
458 for continued approval.

459 2. Be based on analyses of student achievement data and 460 instructional strategies and methods that support rigorous, relevant, and challenging curricula for all students. Schools 461 462 and districts, in developing and refining the professional 463 development system, shall also review and monitor school 464 discipline data; school environment surveys; assessments of 465 parental satisfaction; performance appraisal data of teachers, 466 managers, and administrative personnel; and other performance 467 indicators to identify school and student needs that can be met 468 by improved professional performance.

469 3. Provide inservice activities coupled with followup 470 support appropriate to accomplish district-level and schoollevel improvement goals and standards. The inservice activities 471 472 for instructional personnel shall focus on analysis of student 473 achievement data, ongoing formal and informal assessments of 474 student achievement, identification and use of enhanced and 475 differentiated instructional strategies that emphasize rigor, 476 relevance, and reading in the content areas, enhancement of 477 subject content expertise, integrated use of classroom

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478 technology that enhances teaching and learning, classroom 479 management, parent involvement, and school safety.

480 4. Include a master plan for inservice activities, pursuant 481 to rules of the State Board of Education, for all district 482 employees from all fund sources. The master plan shall be 483 updated annually by September 1, must be based on input from teachers and district and school instructional leaders, and must 484 485 use the latest available student achievement data and research 486 to enhance rigor and relevance in the classroom. Each district 487 inservice plan must be aligned to and support the school-based 488 inservice plans and school improvement plans pursuant to s. 489 1001.42(18). District plans must be approved by the district 490 school board annually in order to ensure compliance with 491 subsection (1) and to allow for dissemination of research-based 492 best practices to other districts. District school boards must 493 submit verification of their approval to the Commissioner of 494 Education no later than October 1, annually.

5. <u>Authorize</u> Require each school principal to establish and maintain an individual professional development plan for each instructional employee assigned to the school as a seamless component to the school improvement plans developed pursuant to s. 1001.42(18). <u>An</u> The individual professional development plan must:

501 a, be related to specific performance data for the students 502 to whom the teacher is assigned:-

503 b. define the inservice objectives and specific measurable 504 improvements expected in student performance as a result of the 505 inservice activity; and.

506

c. include an evaluation component that determines the

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507 effectiveness of the professional development plan.

508 6. Include inservice activities for school administrative
509 personnel that address updated skills necessary for
510 instructional leadership and effective school management
511 pursuant to s. 1012.986.

512 7. Provide for systematic consultation with regional and 513 state personnel designated to provide technical assistance and 514 evaluation of local professional development programs.

8. Provide for delivery of professional development by
distance learning and other technology-based delivery systems to
reach more educators at lower costs.

9. Provide for the continuous evaluation of the quality and effectiveness of professional development programs in order to eliminate ineffective programs and strategies and to expand effective ones. Evaluations must consider the impact of such activities on the performance of participating educators and their students' achievement and behavior.

Section 43. Any student who selected and is participating in an accelerated high school graduation option under s. 1003.429, Florida Statutes, before July 1, 2013, may continue that option, and all statutory program requirements of the accelerated high school option shall remain applicable to the student as long as the student continues participation in the option.

Section 44. The Division of Law Revision and Information is
requested to prepare a reviser's bill for the 2014 Regular
Session of the Legislature to change the term "Sunshine State
Standards" to "Next Generation Sunshine State Standards"
wherever the term appears in the Florida Statutes.

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536 Section 45. Paragraph (b) of subsection (5) of section 1001.706, Florida Statutes, is amended to read: 537 538 1001.706 Powers and duties of the Board of Governors.-539 (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.-540 (b) The Board of Governors shall develop a strategic plan 541 specifying goals and objectives for the State University System and each constituent university, including each university's 542 543 contribution to overall system goals and objectives. The 544 strategic plan must: 545 1. Include performance metrics and standards common for all 546 institutions and metrics and standards unique to institutions 547 depending on institutional core missions, including, but not 548 limited to, student admission requirements, retention, 549 graduation, percentage of graduates who have attained 550 employment, percentage of graduates enrolled in continued 551 education, licensure passage, average wages of employed 552 graduates, average cost per graduate, excess hours, student loan 553 burden and default rates, faculty awards, total annual research 554 expenditures, patents, licenses and royalties, intellectual 555 property, startup companies, annual giving, endowments, and 556 well-known, highly respected national rankings for institutional 557 and program achievements.

2. Consider reports and recommendations of the Higher
Education Coordinating Council pursuant to s. 1004.015 and the
Articulation Coordinating Committee pursuant to s. 1007.01.

3. Include student enrollment and performance data
delineated by method of instruction, including, but not limited
to, traditional, online, and distance learning instruction.

564

4. Include criteria for designating baccalaureate degree

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565	and master's degree programs at specified universities as high-
566	demand programs of emphasis. Fifty percent of the criteria for
567	designation as high-demand programs of emphasis must be based on
568	achievement of performance outcome thresholds determined by the
569	Board of Governors, and 50 percent of the criteria must be based
570	on achievement of performance outcome thresholds specifically
571	linked to:
572	a. Job placement in employment of 36 hours or more per week
573	and average full-time wages of graduates of the degree programs
574	1 year and 5 years after graduation, based in part on data
575	provided in the economic security report of employment and
576	earning outcomes produced annually pursuant to s. 445.07.
577	b. Data-driven gap analyses, conducted by the Board of
578	Governors, of the state's job market demands and the outlook for
579	jobs that require a baccalaureate or higher degree.
580	Section 46. Section 1001.7065, Florida Statutes, is created
581	to read:
582	1001.7065 Preeminent state research universities program
583	(1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE
584	COLLABORATIONA collaborative partnership is established
585	between the Board of Governors and the Legislature to elevate
586	the academic and research preeminence of Florida's highest-
587	performing state research universities in accordance with this
588	section. The partnership stems from the State University System
589	Governance Agreement executed on March 24, 2010, wherein the
590	Board of Governors and leaders of the Legislature agreed to a
591	framework for the collaborative exercise of their joint
592	authority and shared responsibility for the State University
593	System. The governance agreement confirmed the commitment of the

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594	Board of Governors and the Legislature to continue collaboration
595	on accountability measures, the use of data, and recommendations
596	derived from such data.
597	(2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDSEffective
598	July 1, 2013, the following academic and research excellence
599	standards are established for the preeminent state research
600	universities program:
601	(a) An average weighted grade point average of 4.0 or
602	higher on a 4.0 scale and an average SAT score of 1800 or higher
603	for fall semester incoming freshmen, as reported annually.
604	(b) A top-50 ranking on at least two well-known and highly
605	respected national public university rankings, reflecting
606	national preeminence, using most recent rankings.
607	(c) A freshman retention rate of 90 percent or higher for
608	full-time, first-time-in-college students, as reported annually
609	to the Integrated Postsecondary Education Data System (IPEDS).
610	(d) A 6-year graduation rate of 70 percent or higher for
611	full-time, first-time-in-college students, as reported annually
612	to the IPEDS.
613	(e) Six or more faculty members at the state university who
614	are members of a national academy, as reported by the Center for
615	Measuring University Performance in the Top American Research
616	Universities (TARU) annual report.
617	(f) Total annual research expenditures, including federal
618	research expenditures, of \$200 million or more, as reported
619	annually by the National Science Foundation (NSF).
620	(g) Total annual research expenditures in diversified
621	nonmedical sciences of \$150 million or more, based on data
622	reported annually by the NSF.

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623	(h) A top-100 university national ranking for research
624	expenditures in five or more science, technology, engineering,
625	or mathematics fields of study, as reported annually by the NSF.
626	(i) One hundred or more total patents awarded by the United
627	States Patent and Trademark Office for the most recent 3-year
628	period.
629	(j) Four hundred or more doctoral degrees awarded annually,
630	as reported in the Board of Governors Annual Accountability
631	Report.
632	(k) Two hundred or more postdoctoral appointees annually,
633	as reported in the TARU annual report.
634	(1) An endowment of \$500 million or more, as reported in
635	the Board of Governors Annual Accountability Report.
636	(3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATIONThe
637	Board of Governors shall designate each state research
638	university that meets at least 11 of the 12 academic and
639	research excellence standards identified in subsection (2) a
640	preeminent state research university.
641	(4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR
642	ONLINE LEARNINGA state research university that, as of July 1,
643	2013, meets all 12 of the academic and research excellence
644	standards identified in subsection (2), as verified by the Board
645	of Governors, shall establish an institute for online learning.
646	The institute shall establish a robust offering of high-quality,
647	fully online baccalaureate degree programs at an affordable cost
648	in accordance with this subsection.
649	(a) By August 1, 2013, the Board of Governors shall convene
650	an advisory board to support the development of high-quality,
651	fully online baccalaureate degree programs at the university.

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652	(b) The advisory board shall:
653	1. Offer expert advice, as requested by the university, in
654	the development and implementation of a business plan to expand
655	the offering of high-quality, fully online baccalaureate degree
656	programs.
657	2. Advise the Board of Governors on the release of funding
658	to the university upon approval by the Board of Governors of the
659	plan developed by the university.
660	3. Monitor, evaluate, and report on the implementation of
661	the plan to the Board of Governors, the Governor, the President
662	of the Senate, and the Speaker of the House of Representatives.
663	(c) The advisory board shall be composed of the following
664	five members:
665	1. The chair of the Board of Governors or the chair's
666	permanent designee.
667	2. A member with expertise in online learning, appointed by
668	the Board of Governors.
669	3. A member with expertise in global marketing, appointed
670	by the Governor.
671	4. A member with expertise in cloud virtualization,
672	appointed by the President of the Senate.
673	5. A member with expertise in disruptive innovation,
674	appointed by the Speaker of the House of Representatives.
675	(d) The president of the university shall be consulted on
676	the advisory board member appointments.
677	(e) A majority of the advisory board shall constitute a
678	quorum, elect the chair, and appoint an executive director.
679	(f) By September 1, 2013, the university shall submit to
680	the advisory board a comprehensive plan to expand high-quality,

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681	fully online baccalaureate degree program offerings. The plan
682	shall include:
683	1. Existing on-campus general education courses and
684	baccalaureate degree programs that will be offered online.
685	2. New courses that will be developed and offered online.
686	3. Support services that will be offered to students
687	enrolled in online baccalaureate degree programs.
688	4. A tuition and fee structure that meets the requirements
689	in paragraph (k) for online courses, baccalaureate degree
690	programs, and student support services.
691	5. A timeline for offering, marketing, and enrolling
692	students in the online baccalaureate degree programs.
693	6. A budget for developing and marketing the online
694	baccalaureate degree programs.
695	7. Detailed strategies for ensuring the success of students
696	and the sustainability of the online baccalaureate degree
697	programs.
698	
699	Upon recommendation of the plan by the advisory board and
700	approval by the Board of Governors, the Board of Governors shall
701	award the university \$10 million in nonrecurring funds and \$5
702	million in recurring funds for fiscal year 2013-2014 and \$5
703	million annually thereafter, subject to appropriation in the
704	General Appropriations Act.
705	(g) Beginning in January 2014, the university shall offer
706	high-quality, fully online baccalaureate degree programs that:
707	1. Accept full-time, first-time-in-college students.
708	2. Have the same rigorous admissions criteria as equivalent
709	on-campus degree programs.

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710	3. Offer curriculum of equivalent rigor to on-campus degree
711	programs.
712	4. Offer rolling enrollment or multiple opportunities for
713	enrollment throughout the year.
714	5. Do not require any on-campus courses. However, for
715	courses or programs that require clinical training or
716	laboratories that cannot be delivered online, the university
717	shall offer convenient locational options to the student, which
718	may include, but are not limited to, the option to complete such
719	requirements at a summer-in-residence on the university campus.
720	The university may provide a network of sites at convenient
721	locations and contract with commercial testing centers or
722	identify other secure testing services for the purpose of
723	proctoring assessments or testing.
724	6. Apply the university's existing policy for accepting
725	credits for both freshman applicants and transfer applicants.
726	(h) The university may offer a fully online Masters in
727	Business Administration degree program and other master's degree
728	programs.
729	(i) The university may develop and offer degree programs
730	and courses that are competency based as appropriate for the
731	quality and success of the program.
732	(j) The university shall periodically expand its offering
733	of online baccalaureate degree programs to meet student and
734	market demands.
735	(k) The university shall establish a tuition structure for
736	its online institute in accordance with this paragraph,
737	notwithstanding any other provision of law.
738	1. For students classified as residents for tuition

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739	purposes, tuition for an online baccalaureate degree program
740	shall be set at no more than 75 percent of the tuition rate as
741	specified in the General Appropriations Act pursuant to s.
742	1009.24(4) and 75 percent of the tuition differential pursuant
743	to s. 1009.24(16). No distance learning fee, fee for campus
744	facilities, or fee for on-campus services may be assessed,
745	except that online students shall pay the university's
746	technology fee, financial aid fee, and Capital Improvement Trust
747	Fund fee. The revenues generated from the Capital Improvement
748	Trust Fund fee shall be dedicated to the university's institute
749	for online learning.
750	2. For students classified as nonresidents for tuition
751	purposes, tuition may be set at market rates in accordance with
752	the business plan.
753	3. Tuition for an online degree program shall include all
754	costs associated with instruction, materials, and enrollment,
755	excluding costs associated with the provision of textbooks
756	pursuant to s. 1004.085 and physical laboratory supplies.
757	4. Subject to the limitations in subparagraph 1., tuition
758	may be differentiated by degree program as appropriate to the
759	instructional and other costs of the program in accordance with
760	the business plan. Pricing must incorporate innovative
761	approaches that incentivize persistence and completion,
762	including, but not limited to, a fee for assessment, a bundled
763	or all-inclusive rate, and sliding scale features.
764	5. The university must accept advance payment contracts and
765	student financial aid.
766	6. Fifty percent of the net revenues generated from the
767	online institute of the university shall be used to enhance and
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768	enrich the online institute offerings, and 50 percent of the net
769	revenues generated from the online institute shall be used to
770	enhance and enrich the university's campus state-of-the-art
771	research programs and facilities.
772	7. The institute may charge additional local user fees
773	pursuant to s. 1009.24(14) upon the approval of the Board of
774	Governors.
775	8. The institute shall submit a proposal to the president
776	of the university authorizing additional user fees for the
777	provision of voluntary student participation in activities and
778	additional student services.
779	(5) PREEMINENT STATE RESEARCH UNIVERSITY SUPPORTA state
780	research university that, as of July 1, 2013, meets all 12 of
781	the academic and research excellence standards identified in
782	subsection (2), as verified by the Board of Governors, shall
783	submit to the Board of Governors a 5-year benchmark plan with
784	target rankings on key performance metrics for national
785	excellence. Upon approval by the Board of Governors, and upon
786	the university's meeting the benchmark plan goals annually, the
787	Board of Governors shall award the university an amount
788	specified in the General Appropriations Act to be provided
789	annually throughout the 5-year period. Funding for this purpose
790	is contingent upon specific appropriation in the General
791	Appropriations Act.
792	(6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT
793	INITIATIVE.—A state research university that, as of July 1,
794	2013, meets 11 of the 12 academic and research excellence
795	standards identified in subsection (2), as verified by the Board
796	of Governors, shall submit to the Board of Governors a 5-year

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797	benchmark plan with target rankings on key performance metrics
798	for national excellence. Upon the university's meeting the
799	benchmark plan goals annually, the Board of Governors shall
800	award the university an amount specified in the General
801	Appropriations Act to be provided annually throughout the 5-year
802	period for the purpose of recruiting National Academy Members,
803	expediting the provision of a master's degree in cloud
804	virtualization, and instituting an entrepreneurs-in-residence
805	program throughout its campus. Funding for this purpose is
806	contingent upon specific appropriation in the General
807	Appropriations Act.
808	(7) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE
809	REQUIREMENT AUTHORITYIn order to provide a jointly shared
810	educational experience, a university that is designated a
811	preeminent state research university may require its incoming
812	first-time-in-college students to take a 9-to-12-credit set of
813	unique courses specifically determined by the university and
814	published on the university's website. The university may
815	stipulate that credit for such courses may not be earned through
816	any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271
817	or any other transfer credit. All accelerated credits earned up
818	to the limits specified in ss. 1007.27 and 1007.271 shall be
819	applied toward graduation at the student's request.
820	(8) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY
821	AUTHORITY.—The Board of Governors is encouraged to identify and
822	grant all reasonable, feasible authority and flexibility to
823	ensure that a designated preeminent state research university is
824	free from unnecessary restrictions.
825	(9) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY
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826	SYSTEMThe Board of Governors is encouraged to establish
827	standards and measures whereby individual programs in state
828	universities that objectively reflect national excellence can be
829	identified and make recommendations to the Legislature as to how
830	any such programs could be enhanced and promoted.
831	Section 47. Subsections (3) and (24) of section 1004.02,
832	Florida Statutes, are amended to read:
833	1004.02 DefinitionsAs used in this chapter:
834	(3) "Adult general education" means comprehensive
835	instructional programs designed to improve the employability of
836	the state's workforce through adult basic education, adult
837	secondary education, English for Speakers of Other Languages,
838	applied academics for adult education vocational-preparatory
839	instruction, and instruction for adults with disabilities.
840	(24) "Applied academics for adult education" or "applied
841	academics Vocational-preparatory instruction" means adult
842	general education through which persons attain academic and
843	workforce readiness skills at the level of functional literacy
844	(grade levels 6.0-8.9) or higher so that such persons may pursue
845	technical certificate education or higher-level technical
846	education.
847	Section 48. Section 1004.082, Florida Statutes, is created
848	to read:
849	1004.082 Talent retention programsThe Chancellor of the
850	State University System shall cooperate with the Commissioner of
851	Education to support talent retention programs that encourage
852	middle school and high school students who indicate an interest
853	in or aptitude for physics or mathematics to continue their
854	education at a state university that has excellent departments
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855 in selected fields. The chancellor and the commissioner shall 856 work with state university department chairs to enable 857 department chairs of outstanding state university departments to 858 send letters to students who indicate an interest in or aptitude 859 for those subjects. At a minimum, the letter should provide an 860 open invitation for the student to communicate with the 861 department, at least annually, and to schedule a tour of the 862 department and the campus. 863 Section 49. Section 1004.91, Florida Statutes, is amended 864 to read: 865 1004.91 Requirements for career education program basic 866 skills Career-preparatory instruction.-867 (1) The State Board of Education shall adopt, by rule, 868 standards of basic skill mastery for completion of certificate 869 career education programs. Each school district and Florida 870 College System institution that conducts programs that confer 871 career and technical certificates credit shall provide applied 872 academics career-preparatory instruction through which students 873 receive the basic skills instruction required pursuant to this 874 section. 875 (2) Students who enroll in a program offered for career 876 credit of 450 hours or more shall complete an entry-level 877 examination within the first 6 weeks after of admission into the 878 program. The State Board of Education shall designate 879 examinations that are currently in existence, the results of which are comparable across institutions, to assess student 880 881 mastery of basic skills. Any student found to lack the required 882 level of basic skills for such program shall be referred to 883 applied academics career-preparatory instruction or another

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884 adult general basic education program for a structured program 885 of basic skills instruction. Such instruction may include 886 English for speakers of other languages. A student may not 887 receive a career or technical certificate of completion without 888 first demonstrating the basic skills required in the state 889 curriculum frameworks for the career education program. 890 (3) (a) An adult student with a disability may be exempted from the provisions of this section. 891 892 (b) The following students are exempt from this section: 893 1. A student who possesses a college degree at the 894 associate in applied science level or higher is exempt from this 895 section. 896 2. A student who demonstrates readiness for public 897 postsecondary education pursuant to s. 1008.30 and applicable 898 rules adopted by the State Board of Education has completed or 899 who is exempt from the college-level communication and 900 computation skills examination pursuant to s. 1008.29, or who is 901 exempt from the college entry-level examination pursuant to s. 902 1008.29, is exempt from the provisions of this section. 903 3. A student who passes Students who have passed a state 904 or, national, or industry certification or licensure examination 905 that is identified in State Board of Education rules and aligned 906 to the career education program in which the student is enrolled 907 exam are exempt from this section. 908 4. An adult student who is enrolled in an apprenticeship 909 program that is registered with the Department of Education in 910 accordance with the provisions of chapter 446 is exempt from the 911 provisions of this section. Section 50. Present subsection (8) of section 1004.93, 912

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913	Florida Statutes, is renumbered as subsection (9), and a new
914	subsection (8) is added to that section, to read:
915	1004.93 Adult general education
916	(8) In order to accelerate the employment of adult
917	education students, students entering adult general education
918	programs after July 1, 2013, must complete the following action-
919	steps-to-employment activities before the completion of the
920	<u>first term:</u>
921	(a) Identify employment opportunities using market-driven
922	tools.
923	(b) Create a personalized employment goal.
924	(c) Conduct a personalized skill and knowledge inventory.
925	(d) Compare the results of the personalized skill and
926	knowledge inventory with the knowledge and skills needed to
927	attain the personalized employment goal.
928	(e) Upgrade skills and knowledge needed through adult
929	general education programs and additional educational pursuits
930	based on the personalized employment goal.
931	
932	The action-steps-to-employment activities may be developed
933	through a blended approach with assistance provided to adult
934	general education students by teachers, employment specialists,
935	guidance counselors, business and industry representatives, and
936	online resources. Students may be directed to online resources
937	and provided information on financial literacy, student
938	financial aid, industry certifications, and occupational
939	services and a listing of job openings.
940	Section 51. Section 1006.735, Florida Statutes, is amended
941	to read:

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942 1006.735 <u>Complete Florida</u> Degree <u>Program</u> Completion Pilot 943 Project.-

944 (1) The Complete Florida Degree Program Completion Pilot 945 Project is established for the purpose of recruiting, 946 recovering, and retaining the state's adult learners and 947 assisting them in completing an associate degree or a baccalaureate degree that is aligned to high-wage, high-skill 948 949 workforce needs. As used in this section, the term "adult 950 learner" means a student who has successfully completed college-951 level coursework in multiple semesters but has left an 952 institution in good standing before completing his or her 953 degree. The program pilot project shall give priority to adult 954 learners who are veterans or active duty members of the United 955 States Armed Forces.

956 (2) The Complete Florida Degree Program pilot project shall 957 be implemented by the University of West Florida, acting as the 958 lead institution, in coordination with Florida College System 959 institutions, state universities, and private postsecondary 960 institutions, as appropriate. The program; the University of South Florida; Florida State College at Jacksonville; and St. 961 962 Petersburg College and shall include the associate, applied 963 baccalaureate, and baccalaureate degree programs that these 964 institutions have selected. Other partnering public 965 postsecondary education institutions shall provide areas of 966 specialization or concentration.

967 (3) For purposes of selecting the degree programs that will
968 be given priority in the <u>Complete Florida Degree Program</u> pilot
969 project, the institutions identified in subsection (2) shall
970 partner with public and private job recruitment and placement

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971 agencies and use labor market data and projections, including 972 those identified in the Board of Governors' gap analysis, to 973 identify the specific workforce needs and targeted occupations 974 of the state.

975 (4) The <u>Complete Florida Degree Program</u> pilot project shall 976 provide adult learners with a single point of access to 977 information and links to innovative online and accelerated 978 distance learning courses, student and library support services, 979 and electronic resources that will guide the adult learner 980 toward the successful completion of a postsecondary degree.

981 (5) <u>By the end of Beginning with the 2013-2014</u> 2012-2013 982 academic year, the <u>Complete Florida Degree Program</u> pilot project 983 shall be implemented and must:

984 (a) Use the distance learning course catalog established
985 pursuant to s. 1006.73 to communicate course availability to the
986 adult learner.

987 (b) Develop and implement an advising and student support 988 system that includes the use of degree completion specialists, 989 is based upon best practices and processes, and includes 990 academic and career support services designed specifically for 991 the adult learner. The program must identify proposed changes to 992 the statewide computer-assisted student advising system 993 established pursuant to s. 1006.73 to assist the adult learner 994 in using the system.

995 (c) Use the streamlined, automated, online admissions 996 application process for transient students established pursuant 997 to s. 1006.73. The <u>program</u> pilot project shall identify any 998 additional admissions and registration policies and practices 999 that could be further streamlined and automated for purposes of

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1000 assisting the adult learner.

(d) Use existing and, if necessary, develop new competency-1001 1002 based instructional and evaluation tools to assess prior 1003 performance, experience, and education for the award of college 1004 credit in order to reduce the time required for adult learners 1005 to complete their degrees. The tools may include the use of the American Council on Education's collaborative link between the 1006 1007 United States Department of Defense and higher education through 1008 the review of military training and experiences for the award of 1009 equivalent college credit for members of the United States Armed 1010 Forces.

1011 (e) Develop and implement an evaluation process that collects, analyzes, and provides to the chancellors of the 1012 1013 Florida College System and the State University System, the 1014 participating postsecondary education institutions, the chairs 1015 of the legislative appropriations committees, and the Executive 1016 Office of the Governor information on the effectiveness of the program pilot project and the attainment of its goals. Such a 1017 process shall include a management information system that 1018 1019 collects the appropriate student, programmatic, and fiscal data 1020 necessary to complete the evaluation of the program pilot 1021 project. Institutions involved in the program pilot project 1022 shall also collect job placement and employment data on the 1023 adult learners who have completed their degrees as a result of 1024 the program pilot project.

(f) Develop and implement a statewide <u>student recruitment</u> marketing campaign targeted toward recruiting adult learners, particularly veterans and active duty members of the United States Armed Forces, for enrollment in the degree programs

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1029 offered through the program pilot project.

1030 (6) For purposes of the Complete Florida Degree Program 1031 pilot project, each institution's current tuition and fee 1032 structure shall be used. However, all participating institutions 1033 shall collaboratively identify the applicable cost components 1034 involved in the development and delivery of distance learning 1035 courses, collect information on these cost components, and 1036 submit the information to the Florida Virtual Campus. The 1037 chancellors of the Florida College System and the State 1038 University System. The chancellors shall submit a report to the 1039 chairs of the legislative appropriations committees no later 1040 than December 31, 2014 2013, on the need for a differentiated 1041 tuition and fee structure for the development and delivery of 1042 distance learning courses.

1043 (7) The University of West Florida, in collaboration with its partners the University of South Florida, Florida State 1044 1045 College at Jacksonville, and St. Petersburg College, shall 1046 submit to the chairs of the Board of Governors, the State Board 1047 of Education, and the legislative appropriations committees no 1048 later than September 1, 2013 June 1, 2012, a detailed program 1049 project plan that defines the major work activities, student 1050 eligibility criteria, timeline, and cost for implementing the 1051 Complete Florida Degree Program pilot project.

1052 (8) The University of West Florida, in collaboration with 1053 the University of South Florida, Florida State College at 1054 Jacksonville, and St. Petersburg College, shall develop and 1055 implement a transition plan that transfers the administration of 1056 the pilot project to the Florida Virtual Campus no later than 1057 June 30, 2013.

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1058 Section 52. Subsection (1) of section 1007.263, Florida 1059 Statutes, is amended to read:

1060 1007.263 Florida College System institutions; admissions of 1061 students.—Each Florida College System institution board of 1062 trustees is authorized to adopt rules governing admissions of 1063 students subject to this section and rules of the State Board of 1064 Education. These rules shall include the following:

(1) Admissions counseling shall be provided to all students entering college or career credit programs. Counseling shall utilize tests to measure achievement of college-level communication and computation competencies by all students entering college credit programs or tests to measure achievement of basic skills for career <u>education</u> programs as prescribed in s. 1004.91.

1073 Each board of trustees shall establish policies that notify students about, and place students into, adult basic education, 1074 1075 adult secondary education, or other instructional programs that 1076 provide students with alternatives to traditional college-1077 preparatory instruction, including private provider instruction. 1078 A student is prohibited from enrolling in additional college-1079 level courses until the student scores above the cut-score on 1080 all sections of the common placement test.

1081 Section 53. Subsection (2) of section 1008.37, Florida 1082 Statutes, is amended to read:

1083 1008.37 Postsecondary feedback of information to high 1084 schools.-

1085 (2) The Commissioner of Education shall report, by high1086 school, to the State Board of Education, the Board of Governors,

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1087 and the Legislature, no later than November 30 of each year, on 1088 the number of prior year Florida high school graduates who 1089 enrolled for the first time in public postsecondary education in 1090 this state during the previous summer, fall, or spring term, 1091 indicating the number of students whose scores on the common 1092 placement test indicated the need for remediation through 1093 college-preparatory or applied academics for adult education 1094 vocational-preparatory instruction pursuant to s. 1004.91 or s. 1095 1008.30.

1096 Section 54. Subsection (3) of section 1009.22, Florida 1097 Statutes, is amended to read:

1098

1009.22 Workforce education postsecondary student fees.-

1099 (3) (a) Except as otherwise provided by law, fees for 1100 students who are nonresidents for tuition purposes must offset 1101 the full cost of instruction. Residency of students shall be 1102 determined as required in s. 1009.21. Fee-nonexempt students 1103 enrolled in applied academics for adult education vocational-1104 preparatory instruction shall be charged fees equal to the fees 1105 charged for adult general education programs. Each Florida 1106 College System institution that conducts college-preparatory and 1107 applied academics for adult education vocational-preparatory 1108 instruction in the same class section may charge a single fee for both types of instruction. 1109

1110 Section 55. Paragraphs (c) and (d) of subsection (1) of 1111 section 1009.25, Florida Statutes, is amended to read:

1112

1009.25 Fee exemptions.-

(1) The following students are exempt from the payment of tuition and fees, including lab fees, at a school district that provides workforce education programs, Florida College System

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1116 institution, or state university: (c) A student who is or was at the time he or she reached 1117 1118 18 years of age in the custody of the Department of Children and 1119 Family Services or who, after spending at least 6 months in the custody of the department after reaching 16 years of age, was 1120 1121 placed in a guardianship by the court. Such exemption includes 1122 fees associated with enrollment in applied academics for adult 1123 education career-preparatory instruction. The exemption remains 1124 valid until the student reaches 28 years of age. 1125 (d) A student who is or was at the time he or she reached 1126 18 years of age in the custody of a relative under s. 39.5085 or 1127 who was adopted from the Department of Children and Family Services after May 5, 1997. Such exemption includes fees 1128

1129 associated with enrollment in <u>applied academics for adult</u>
1130 <u>education</u> career-preparatory instruction. The exemption remains
1131 valid until the student reaches 28 years of age.

Section 56. Subsection (11) is added to section 1009.26, Florida Statutes, to read:

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1009.26 Fee waivers.-

1135 (11) A Florida College System institution may waive any 1136 portion of the tuition, the activity and service fee, the financial aid fee, the technology fee, the capital improvement 1137 1138 fee, and distance learning fee for the purpose of offering a 1139 baccalaureate degree for state residents for which the cost of 1140 tuition and the fees specified in this subsection does not 1141 exceed \$10,000 for the entire degree program. Waivers provided 1142 pursuant to this subsection shall be applicable for upper-level 1143 courses not to exceed 100 percent of the number of required 1144 credit hours of the baccalaureate degree program for which the

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1145	student is determined eligible.
1146	Section 57. Paragraph (b) of subsection (1) and subsection
1147	(7) of section 1009.531, Florida Statutes, is amended to read:
1148	1009.531 Florida Bright Futures Scholarship Program;
1149	student eligibility requirements for initial awards
1150	(1) Effective January 1, 2008, in order to be eligible for
1151	an initial award from any of the three types of scholarships
1152	under the Florida Bright Futures Scholarship Program, a student
1153	must:
1154	(b) Earn a standard Florida high school diploma or its
1155	equivalent pursuant to s. 1003.428, s. 1003.4281, <u>s. 1003.4282,</u>
1156	s. 1003.429, s. 1003.43, or s. 1003.435 unless:
1157	1. The student completes a home education program according
1158	to s. 1002.41; or
1159	2. The student earns a high school diploma from a non-
1160	Florida school while living with a parent or guardian who is on
1161	military or public service assignment away from Florida.
1162	(7) To be eligible for an initial award and each renewal
1163	award under the Florida Bright Futures Scholarship Program, a
1164	student must submit a Free Application for Federal Student Aid
1165	which is complete and error free prior to disbursement.
1166	Section 58. Subsections (4), (6), and (10) of section
1167	1011.80, Florida Statutes, are amended to read:
1168	1011.80 Funds for operation of workforce education
1169	programs
1170	(4) Funding for all workforce education programs must be
1171	based on cost categories, performance output measures, and
1172	performance outcome measures.
1173	(a) The cost categories must be calculated to identify
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1174 high-cost programs, medium-cost programs, and low-cost programs. 1175 The cost analysis used to calculate and assign a program of 1176 study to a cost category must include at least both direct and 1177 indirect instructional costs, consumable supplies, equipment, 1178 and standard program length.

1179 (b)1. The performance output measure for career education 1180 programs of study is student completion of a career program of 1181 study that leads to an occupational completion point associated 1182 with a certificate; an apprenticeship program; or a program that 1183 leads to an applied technology diploma or an associate in 1184 applied science or associate in science degree. Performance 1185 output measures for registered apprenticeship programs shall be 1186 based on program lengths that coincide with lengths established 1187 pursuant to the requirements of chapter 446.

1188 (b)^{2.} The performance output measure for an adult general education course of study is measurable improvement in student skills. This measure shall include improvement in literacy skills, grade level improvement as measured by an approved test, or attainment of a State of Florida diploma or an adult high school diploma.

1194 (c) The performance outcome measures for adult general 1195 workforce education programs are associated with placement and 1196 retention of students after reaching a completion point or 1197 completing a program of study. These measures include placement 1198 or retention in employment that is related to the program of 1199 study; placement into or retention in employment in an 1200 occupation on the Workforce Estimating Conference list of highwage, high-skill occupations with sufficient openings, or other 1201 High Wage/High Skill Program occupations as determined by 1202

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1203 Workforce Florida, Inc.; and placement and retention of 1204 participants or former participants in the welfare transition 1205 program in employment. Continuing postsecondary education at a 1206 level that will further enhance employment is a performance 1207 outcome for adult general education programs. Placement and 1208 retention must be reported pursuant to ss. 1008.39 and 1008.43. 1209 (6) (a) A school district or a Florida College System 1210 institution that provides workforce education programs shall 1211 receive funds in accordance with distributions for base and 1212 performance funding established by the Legislature in the 1213 General Appropriations Act. To ensure equitable funding for all 1214 school district workforce education programs and to recognize 1215 enrollment growth, the Department of Education shall use the 1216 funding model developed by the District Workforce Education 1217 Funding Steering Committee to determine each district's workforce education funding needs. To assist the Legislature in 1218 1219 allocating workforce education funds in the General 1220 Appropriations Act, the funding model shall annually be provided 1221 to the legislative appropriations committees no later than March 1222 1. 1223

(b) Performance funding for industry certifications for school district workforce education programs is contingent upon specific appropriation in the General Appropriations Act and shall be determined as follows:

1227 <u>1. Occupational areas for which industry certifications may</u> 1228 <u>be earned, as established in the General Appropriations Act, are</u> 1229 <u>eligible for performance funding. Priority shall be given to the</u> 1230 <u>occupational areas emphasized in state, national, or corporate</u> 1231 grants provided to Florida educational institutions.

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1232 <u>2. The Chancellor of Career and Adult Education shall</u>
 1233 <u>identify the industry certifications eligible for funding on the</u>
 1234 <u>Postsecondary Industry Certification Funding List approved by</u>
 1235 <u>the State Board of Education pursuant to s. 1008.44, based on</u>
 1236 <u>the occupational areas specified in the General Appropriations</u>
 1237 Act.

<u>3. Subject to funds allocated in the General Appropriations</u>
 <u>Act, each school district shall be provided \$1,000 for each</u>
 <u>industry certification earned by a workforce education student.</u>
 <u>The maximum amount of funding appropriated for performance</u>
 <u>funding pursuant to this paragraph shall be limited to \$15</u>
 <u>million annually. If funds are insufficient to fully fund the</u>
 <u>calculated total award, such funds shall be prorated.</u>

1245 (c) (b) A program is established to assist school districts 1246 and Florida College System institutions in responding to the 1247 needs of new and expanding businesses and thereby strengthening 1248 the state's workforce and economy. The program may be funded in 1249 the General Appropriations Act. The district or Florida College 1250 System institution shall use the program to provide customized 1251 training for businesses which satisfies the requirements of s. 1252 288.047. Business firms whose employees receive the customized 1253 training must provide 50 percent of the cost of the training. 1254 Balances remaining in the program at the end of the fiscal year 1255 shall not revert to the general fund, but shall be carried over 1256 for 1 additional year and used for the purpose of serving 1257 incumbent worker training needs of area businesses with fewer 1258 than 100 employees. Priority shall be given to businesses that must increase or upgrade their use of technology to remain 1259 1260 competitive.

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1261 (10) A high school student dually enrolled under s. 1262 1007.271 in a workforce education program operated by a Florida 1263 College System institution or school district career center 1264 generates the amount calculated for workforce education funding, 1265 including any payment of performance funding, and the 1266 proportional share of full-time equivalent enrollment generated 1267 through the Florida Education Finance Program for the student's enrollment in a high school. If a high school student is dually 1268 1269 enrolled in a Florida College System institution program, 1270 including a program conducted at a high school, the Florida 1271 College System institution earns the funds generated for 1272 workforce education funding, and the school district earns the 1273 proportional share of full-time equivalent funding from the 1274 Florida Education Finance Program. If a student is dually 1275 enrolled in a career center operated by the same district as the 1276 district in which the student attends high school, that district 1277 earns the funds generated for workforce education funding and 1278 also earns the proportional share of full-time equivalent 1279 funding from the Florida Education Finance Program. If a student 1280 is dually enrolled in a workforce education program provided by 1281 a career center operated by a different school district, the 1282 funds must be divided between the two school districts 1283 proportionally from the two funding sources. A student may not 1284 be reported for funding in a dual enrollment workforce education 1285 program unless the student has completed the basic skills assessment pursuant to s. 1004.91. A student who is coenrolled 1286 1287 in a K-12 education program and an adult education program may not be reported for purposes of funding in an adult education 1288 program. If a student is, except that for the 2011-2012 and 1289

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1290	2012-2013 fiscal years, students who are coenrolled in core
1291	curricula courses for credit recovery or dropout prevention
1292	purposes and <u>does</u> do not have a pattern of excessive absenteeism
1293	or habitual truancy or a history of disruptive behavior in
1294	school, the student may be reported for funding for up to two
1295	courses per <u>year</u> student . Such <u>a student is</u> students are exempt
1296	from the payment of the block tuition for adult general
1297	education programs provided in s. <u>1009.22(3)(d)</u> 1009.22(3)(c) .
1298	The Department of Education shall develop a list of courses to
1299	be designated as core curricula courses for the purposes of
1300	coenrollment.
1301	Section 59. Subsections (2) and (3) of section 1011.81,
1302	Florida Statutes, are renumbered as subsections (4) and (5),
1303	respectively, and a new subsection (2) is added to that section,
1304	to read:
1305	1011.81 Florida College System Program Fund.—
1306	(2) Performance funding for industry certifications for
1307	Florida College System institutions is contingent upon specific
1308	appropriation in the General Appropriations Act and shall be
1309	determined as follows:
1310	(a) Occupational areas for which industry certifications
1311	may be earned, as established in the General Appropriations Act,
1312	are eligible for performance funding. Priority shall be given to
1313	the occupational areas emphasized in state, national, or
1314	corporate grants provided to Florida educational institutions.
1315	(b) The Chancellor of the Florida College System shall
1316	identify the industry certifications eligible for funding on the
1317	Postsecondary Industry Certification Funding List approved by
1318	the State Board of Education pursuant to s. 1008.44, based on
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1319 the occupational areas specified in the General Appropriations 1320 Act. 1321 (c) Each Florida College System institution shall be 1322 provided \$1,000 for each industry certification earned by a 1323 student. The maximum amount of funding appropriated for 1324 performance funding pursuant to this subsection shall be limited 1325 to \$15 million annually. If funds are insufficient to fully fund the calculated total award, such funds shall be prorated. 1326 1327 Section 60. Subsection (1) and paragraph (a) of subsection 1328 (3) are amended and a new subsection (4) of section 1011.905, 1329 Florida Statutes, is created to read: 1330 1011.905 Performance funding for state universities .-1331 (1) State performance funds for the State University System 1332 shall be based on indicators of system and institutional 1333 attainment of performance expectations. For the 2012-2013 1334 through at least the 2016-2017 and 2013-2014 fiscal years, the 1335 Board of Governors shall review and rank each state university 1336 that applies for performance funding, as provided in the General 1337 Appropriations Act, based on the following formula: (a) Twenty-five percent of a state university's score shall 1338 1339 be based on the percentage of employed graduates who have earned 1340 degrees which have a primary focus in the following programs: 1341 1. For the 2012-2013 and 2013-2014 fiscal years: 1342 a.1. Computer and information science; 1343 b.2. Computer engineering; 1344 c.3. Information systems technology; 1345 d.4. Information technology; and e.5. Management information systems. 1346 1347

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1348 The 2012-2013 award recipients shall receive the same award for 1349 2013-2014. 1350 2. For the 2013-2014 and 2014-2015 fiscal years, high-1351 demand programs of emphasis determined by the Board of Governors 1352 using the gap-analysis data required by s. 1001.706(5). 1353 3. For the 2013-2014 and 2014-2015 fiscal years, a master's 1354 degree in cloud virtualization technology and related large data 1355 management. 1356 (b) Twenty-five percent of a state university's score shall 1357 be based on the percentage of graduates who have earned 1358 baccalaureate degrees in the programs in paragraph (a) and who 1359 have earned industry certifications identified on the 1360 Postsecondary Industry Certification Funding List approved by 1361 the State Board of Education pursuant to s. 1008.44 in a related 1362 field from a Florida College System institution or state 1363 university prior to graduation. (c) Fifty percent of a state university's score shall be 1364 based on factors determined by the Board of Governors which 1365 1366 relate to increasing the probability that graduates who have 1367 earned degrees in the programs described in paragraph (a) will 1368 be employed in high-skill, high-wage, and high-demand 1369 employment. 1370 (3) (a) Each year, the Board of Governors shall award up to 1371 \$15 million to the highest-ranked state universities in support 1372 of each program identified in paragraph (1)(a) from funds 1373 appropriated for the purposes in this section and as specified 1374 in the General Appropriations Act. The award per state university shall be a minimum of 25 percent of the total amount 1375 1376 appropriated pursuant to this section.

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1377	Section 61. By October 31, 2013, the State Board of
1378	Education shall recommend to the Legislature a methodology for
1379	allocating performance funding for Florida College System
1380	institutions, and the Board of Governors shall recommend to the
1381	Legislature a methodology for allocating performance funding for
1382	State University System institutions, based on the percentage of
1383	graduates employed or enrolled in further education, the average
1384	wages of employed graduates, and the average cost per graduate.
1385	Section 62. This act shall take effect July 1, 2013.
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1387	======================================
1388	And the title is amended as follows:
1389	Delete lines 156 - 216
1390	and insert:
1391	creating s. 1008.44, F.S.; providing requirements for
1392	industry certifications, an industry certification
1393	funding list, and a postsecondary industry
1394	certification funding list for distribution of funding
1395	to school districts and Florida College System
1396	institutions; amending s. 1011.61, F.S.; revising
1397	provisions relating to funding for students in virtual
1398	instruction programs, the Florida Virtual School, and
1399	regular instructional programs based on student
1400	completion of end-of-course assessments; amending s.
1401	1011.62, F.S.; revising provisions relating to bonuses
1402	awarded to teachers providing advanced placement
1403	instruction; revising the calculation of additional
1404	full-time equivalent membership based on completion of
1405	career-themed courses and issuance of industry

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1406 certification; providing for teacher bonuses related 1407 to industry certification instruction; providing for 1408 certain recognitions and performance payments to 1409 schools in which students earn digital competency 1410 certificates; amending ss. 1012.22 and 1012.56, F.S.; 1411 conforming provisions; amending s. 1012.98, F.S.; 1412 revising requirements for professional development 1413 systems developed by school districts; providing that 1414 students participating in an accelerated high school 1415 graduation option may continue participation; 1416 providing a directive to the Division of Law Revision 1417 and Information; amending s. 1001.706, F.S.; requiring 1418 the strategic plan of the Board of Governors to 1419 include criteria for designating high-demand degree 1420 programs of emphasis; creating s. 1001.7065, F.S.; 1421 creating the preeminent state research universities 1422 program; establishing a collaborative partnership 1423 between the Board of Governors and the Legislature to 1424 elevate the academic and research preeminence of the 1425 highest-performing state research universities; 1426 establishing academic and research excellence 1427 standards for a university to be designated a 1428 preeminent state research university; providing for a 1429 preeminent state research university to establish an 1430 institute for online learning; directing the Board of 1431 Governors to convene an advisory board; providing 1432 duties and responsibilities of the advisory board, the 1433 university, and the Board of Governors to provide 1434 high-quality, fully online baccalaureate degree

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1435 programs, including establishment of a tuition structure for the institute; providing for the award 1436 1437 of funding to preeminent state research universities 1438 based upon performance; authorizing a preeminent state 1439 research university to establish special course 1440 requirements; providing for preeminent state research 1441 university flexibility; encouraging the Board of Governors to promote additional programs of 1442 1443 excellence; amending s. 1004.02, F.S.; revising 1444 definitions relating to adult general education and 1445 instruction to attain academic and workforce readiness 1446 skills; creating s. 1004.082, F.S.; providing for 1447 support for talent retention programs for certain 1448 middle school and high school students; amending s. 1449 1004.91, F.S.; revising requirements for basic skills 1450 instruction for career education programs; amending s. 1451 1004.93, F.S.; requiring certain adult education 1452 students to complete action-steps-to-employment; 1453 amending s. 1006.735, F.S.; establishing the Complete 1454 Florida Degree Program and providing requirements for 1455 its implementation; amending ss. 1007.263, F.S.; conforming provisions; amending s. 1008.37, F.S.; 1456 1457 conforming provisions; amending s. 1009.22, F.S.; 1458 revising provisions relating to fees for students in 1459 adult education programs; amending s. 1009.25, F.S.; 1460 revising provisions relating to fee exemptions; 1461 amending s. 1009.26, F.S.; providing for fee waivers 1462 for certain baccalaureate degree programs; amending s. 1463 1009.531, F.S.; deleting an eligibility requirement

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1464 for a Florida Bright Futures Scholarship Program 1465 award; amending s. 1011.80, F.S.; revising provisions 1466 relating to the basis for funding workforce education 1467 programs; providing requirements for performance 1468 funding for industry certifications for school 1469 district workforce education programs; revising 1470 provisions relating to funding for coenrolled 1471 students; amending s. 1011.81, F.S.; providing 1472 requirements for performance funding for industry 1473 certifications for Florida College System 1474 institutions; providing for performance funding based 1475 on accountability metrics; amending s. 1011.905, F.S.; 1476 revising the formula upon which performance funding 1477 for state universities is based and awarded; requiring 1478 the State Board of Education and the Board of 1479 Governors to provide recommendations to the 1480 Legislature by a specified date; providing an 1481 effective date.