

1                                   A bill to be entitled  
2           An act relating to postsecondary education; amending  
3           s. 11.45, F.S.; revising actions to be taken by the  
4           Legislative Auditing Committee relating to audits of  
5           state universities and Florida College System  
6           institutions; amending s. 20.15, F.S.; establishing  
7           the Office of K-20 Articulation in the Department of  
8           Education; amending s. 215.425, F.S.; excluding a  
9           state university from certain provisions prohibiting  
10          extra compensation; amending ss. 250.10, 1001.02,  
11          1001.03, and 1001.64, F.S.; conforming provisions;  
12          amending s. 1001.706, F.S.; requiring the strategic  
13          plan of the Board of Governors to include criteria for  
14          designating high-demand degree programs of emphasis;  
15          creating s. 1001.7065, F.S.; creating the preeminent  
16          state research universities program; establishing a  
17          collaborative partnership between the Board of  
18          Governors and the Legislature to elevate the academic  
19          and research preeminence of the highest-performing  
20          state research universities; establishing academic and  
21          research excellence standards for a university to be  
22          designated a preeminent state research university;  
23          providing for a preeminent state research university  
24          to establish an institute for online learning;  
25          providing duties and responsibilities of an advisory  
26          board, the university, and the Board of Governors to  
27          provide high-quality, fully online baccalaureate  
28          degree programs, including establishment of a tuition

29 | structure for the institute; providing for the award  
30 | of funding to preeminent state research universities  
31 | based upon performance; authorizing a preeminent state  
32 | research university to establish special course  
33 | requirements; providing for preeminent state research  
34 | university flexibility; encouraging the Board of  
35 | Governors to promote additional programs of  
36 | excellence; amending s. 1003.433, F.S.; clarifying  
37 | high school graduation requirements; deleting a fee  
38 | exemption for certain students in an adult general  
39 | education program; amending s. 1004.015, F.S.;  
40 | revising purpose, membership, and guiding principles  
41 | of the Higher Education Coordinating Council; amending  
42 | s. 1004.02, F.S.; revising definitions relating to  
43 | adult general education and instruction to attain  
44 | academic and workforce readiness skills; creating s.  
45 | 1004.082, F.S.; providing for support for talent  
46 | retention programs for certain middle school and high  
47 | school students; amending s. 1004.43, F.S., relating  
48 | to the H. Lee Moffitt Cancer Center and Research  
49 | Institute; requiring the Board of Trustees of the  
50 | University of South Florida to enter into a lease  
51 | agreement with the not-for-profit corporation  
52 | operating the institute for the utilization of lands  
53 | and facilities; revising membership of the  
54 | corporation's board of directors; deleting certain  
55 | duties of the Board of Governors; providing for an  
56 | external advisory board of scientific advisers to the

57 | institute's chief executive officer; amending s.  
58 | 1004.91, F.S.; revising requirements for basic skills  
59 | instruction for career education programs; amending s.  
60 | 1004.92, F.S.; authorizing a variance in intended  
61 | student performance standards in career education  
62 | programs; amending s. 1004.93, F.S.; revising  
63 | provisions relating to adult education program  
64 | priorities; amending s. 1006.735, F.S.; establishing  
65 | the Complete Florida Degree Program and providing  
66 | requirements for its implementation; amending s.  
67 | 1007.01, F.S.; revising duties of the Articulation  
68 | Coordinating Committee relating to collecting and  
69 | reporting statewide education data; amending ss.  
70 | 1007.21 and 1007.23, F.S.; conforming provisions;  
71 | amending s. 1007.25, F.S.; authorizing additional  
72 | postsecondary general education core course options;  
73 | increasing the required number of semester hours of  
74 | general education coursework; amending ss. 1007.263  
75 | and 1007.271, F.S.; conforming provisions; creating s.  
76 | 1008.02, F.S.; providing definitions for purposes of  
77 | ch. 1008, F.S., relating to assessment and  
78 | accountability for the K-20 education system; amending  
79 | s. 1008.30, F.S.; providing for a college placement  
80 | test to assess basic computation and communication  
81 | skills of students who intend to enter a public  
82 | postsecondary education degree program; requiring the  
83 | approval of meta-majors, academic pathways, and degree  
84 | maps related to student progression; requiring the

85 State Board of Education to establish test scores to  
86 demonstrate college readiness; requiring the state  
87 board to adopt rules to implement developmental  
88 education; providing requirements for Florida College  
89 System institution policies and practices relating to  
90 student placement, instructional options, and  
91 financial aid; amending s. 1008.32, F.S.; revising  
92 provisions relating to State Board of Education  
93 oversight enforcement authority; creating s. 1008.322,  
94 F.S.; providing that the Board of Governors shall  
95 oversee the performance of state university boards of  
96 trustees in the enforcement of laws, rules, and  
97 regulations; providing responsibilities for compliance  
98 by state universities; authorizing specified actions  
99 by the Board of Governors for noncompliance; amending  
100 ss. 1008.34 and 1008.37, F.S.; conforming provisions;  
101 amending s. 1009.22, F.S.; revising provisions  
102 relating to residency determinations and fees for  
103 students in adult education programs; amending s.  
104 1009.23, F.S.; revising provisions relating to tuition  
105 and fees for Florida College System institution  
106 programs and certain courses; amending s. 1009.25,  
107 F.S.; revising provisions relating to fee exemptions;  
108 amending s. 1009.26, F.S.; providing for fee waivers  
109 for certain baccalaureate degree programs; amending  
110 ss. 1009.28, 1009.40, and 1009.53, F.S.; conforming  
111 provisions; amending s. 1009.531, F.S.; deleting an  
112 eligibility requirement for a Florida Bright Futures

113 Scholarship Program award; amending s. 1009.73, F.S.;  
114 conforming provisions; amending s. 1009.89, F.S.;  
115 deleting an eligibility requirement for a William L.  
116 Boyd, IV, Florida resident access grant; amending s.  
117 1009.891, F.S.; deleting an eligibility requirement  
118 for an Access to Better Learning and Education grant;  
119 amending s. 1011.80, F.S.; revising provisions  
120 relating to the basis for funding workforce education  
121 programs; providing requirements for performance  
122 funding for industry certifications for school  
123 district workforce education programs; revising  
124 provisions relating to funding for coenrolled  
125 students; providing for contingent effect; amending s.  
126 1011.81, F.S.; providing requirements for performance  
127 funding for industry certifications for Florida  
128 College System institutions; providing for performance  
129 funding based on accountability metrics; providing for  
130 contingent effect; amending s. 1011.84, F.S.;  
131 conforming provisions; amending s. 1011.905, F.S.;  
132 revising the formula upon which performance funding  
133 for state universities is based and awarded; providing  
134 for contingent effect; creating s. 1011.906, F.S.;  
135 providing for state university performance funding  
136 based on accountability metrics; providing effective  
137 dates.

138  
139 Be It Enacted by the Legislature of the State of Florida:  
140

141 Section 1. Paragraph (j) of subsection (7) of section  
142 11.45, Florida Statutes, is amended to read:

143 11.45 Definitions; duties; authorities; reports; rules.—

144 (7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

145 (j) The Auditor General shall notify the Legislative  
146 Auditing Committee of any financial or operational audit report  
147 prepared pursuant to this section which indicates that a state  
148 university or Florida College System institution has failed to  
149 take full corrective action in response to a recommendation that  
150 was included in the two preceding financial or operational audit  
151 reports.

152 1. The committee may direct the governing body of the  
153 state university or Florida College System institution to  
154 provide a written statement to the committee explaining why full  
155 corrective action has not been taken or, if the governing body  
156 intends to take full corrective action, describing the  
157 corrective action to be taken and when it will occur.

158 2. If the committee determines that the written statement  
159 is not sufficient, the committee may require the chair of the  
160 governing body of the state university or Florida College System  
161 institution, or the chair's designee, to appear before the  
162 committee.

163 3. If the committee determines that the state university  
164 or Florida College System institution has failed to take full  
165 corrective action for which there is no justifiable reason or  
166 has failed to comply with committee requests made pursuant to  
167 this section, the committee shall refer the matter to the State  
168 Board of Education or the Board of Governors, as appropriate, to

169 proceed in accordance with s. 1008.32 or s. 1008.322,  
170 respectively ~~may proceed in accordance with s. 11.40(2).~~

171 Section 2. Paragraph (h) of subsection (3) of section  
172 20.15, Florida Statutes, is redesignated as paragraph (i), and a  
173 new paragraph (h) is added to that subsection to read:

174 20.15 Department of Education.—There is created a  
175 Department of Education.

176 (3) DIVISIONS.—The following divisions of the Department  
177 of Education are established:

178 (h) Office of K-20 Articulation.

179 Section 3. Paragraph (a) of subsection (2) of section  
180 215.425, Florida Statutes, is amended to read:

181 215.425 Extra compensation claims prohibited; bonuses;  
182 severance pay.—

183 (2) This section does not apply to:

184 (a) A bonus or severance pay that is paid wholly from  
185 nontax revenues and nonstate-appropriated funds, the payment and  
186 receipt of which does not otherwise violate part III of chapter  
187 112, and which is paid to an officer, agent, employee, or  
188 contractor of a state university or a public hospital that is  
189 operated by a county or a special district; or

190 Section 4. Paragraph (b) of subsection (7) of section  
191 250.10, Florida Statutes, is amended to read:

192 250.10 Appointment and duties of the Adjutant General.—

193 (7) The Adjutant General shall develop an education  
194 assistance program for members in good standing of the Florida  
195 National Guard who enroll in an authorized course of study at a  
196 public or nonpublic institution of higher learning in the state

197 | which has been accredited by an accrediting body recognized by  
 198 | the United States Department of Education or licensed by the  
 199 | Commission for Independent Education. This program shall be  
 200 | known as the Educational Dollars for Duty program (EDD).

201 | (b) The program shall define those members of the Florida  
 202 | National Guard who are ineligible to participate in the program  
 203 | and those courses of study which are not authorized for the  
 204 | program.

205 | 1. Ineligible members include, but are not limited to, any  
 206 | member, commissioned officer, warrant officer, or enlisted  
 207 | person who has obtained a master's degree using the program.

208 | 2. Courses not authorized include noncredit courses,  
 209 | courses that do not meet degree requirements, courses that do  
 210 | not meet requirements for completion of career training, or  
 211 | other courses as determined by program definitions.

212 | 3. Developmental education ~~College-preparatory~~ courses are  
 213 | authorized for the program.

214 | Section 5. Paragraph (g) of subsection (4), subsection  
 215 | (5), and paragraph (d) of subsection (6) of section 1001.02,  
 216 | Florida Statutes, are amended to read:

217 | 1001.02 General powers of State Board of Education.—

218 | (4) The State Board of Education shall:

219 | (g) Specify, by rule, the college credit courses that may  
 220 | be taken by Florida College System institution students  
 221 | concurrently enrolled in developmental education ~~college-~~  
 222 | ~~preparatory instruction.~~

223 | (5) The State Board of Education is responsible for  
 224 | reviewing and administering the state program of support for the



225 Florida College System institutions and, subject to existing  
226 law, shall establish the tuition and out-of-state fees for  
227 developmental education ~~college-preparatory instruction~~ and for  
228 credit instruction that may be counted toward an associate in  
229 arts degree, an associate in applied science degree, or an  
230 associate in science degree.

231 (6) The State Board of Education shall prescribe minimum  
232 standards, definitions, and guidelines for Florida College  
233 System institutions that will ensure the quality of education,  
234 coordination among the Florida College System institutions and  
235 state universities, and efficient progress toward accomplishing  
236 the Florida College System institution mission. At a minimum,  
237 these rules must address:

238 (d) Provisions for curriculum development, graduation  
239 requirements, college calendars, and program service areas.  
240 These provisions must include rules that:

241 1. Provide for the award of an associate in arts degree to  
242 a student who successfully completes 60 semester credit hours at  
243 the Florida College System institution.

244 2. Require all of the credits accepted for the associate  
245 in arts degree to be in the statewide course numbering system as  
246 credits toward a baccalaureate degree offered by a state  
247 university or a Florida College System institution.

248 3. ~~Beginning with students initially entering a Florida~~  
249 ~~College System institution in 2014-2015 and thereafter,~~ Require  
250 no more than 36 ~~30~~ semester credit hours in general education  
251 courses in the subject areas of communication, mathematics,  
252 social sciences, humanities, and natural sciences.

253  
 254 The rules should encourage Florida College System institutions  
 255 to enter into agreements with state universities that allow  
 256 Florida College System institution students to complete upper-  
 257 division-level courses at a Florida College System institution.  
 258 An agreement may provide for concurrent enrollment at the  
 259 Florida College System institution and the state university and  
 260 may authorize the Florida College System institution to offer an  
 261 upper-division-level course or distance learning.

262 Section 6. Subsection (10) of section 1001.03, Florida  
 263 Statutes, is amended to read:

264 1001.03 Specific powers of State Board of Education.—

265 (10) COLLEGE ~~COMMON~~ PLACEMENT TESTING FOR PUBLIC  
 266 POSTSECONDARY EDUCATION.—The State Board of Education, in  
 267 conjunction with the Board of Governors, shall develop and  
 268 implement a college ~~common~~ placement test to assess the basic  
 269 computation and communication skills of students who intend to  
 270 enter a degree program at any Florida College System institution  
 271 or state university.

272 Section 7. Subsection (9) of section 1001.64, Florida  
 273 Statutes, is amended to read:

274 1001.64 Florida College System institution boards of  
 275 trustees; powers and duties.—

276 (9) A board of trustees may contract with the board of  
 277 trustees of a state university for the Florida College System  
 278 institution to provide developmental education ~~college-~~  
 279 ~~preparatory instruction~~ on the state university campus.

280 Section 8. Paragraph (b) of subsection (5) of section

281 1001.706, Florida Statutes, is amended to read:

282 1001.706 Powers and duties of the Board of Governors.—

283 (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

284 (b) The Board of Governors shall develop a strategic plan  
285 specifying goals and objectives for the State University System  
286 and each constituent university, including each university's  
287 contribution to overall system goals and objectives. The  
288 strategic plan must:

289 1. Include performance metrics and standards common for  
290 all institutions and metrics and standards unique to  
291 institutions depending on institutional core missions,  
292 including, but not limited to, student admission requirements,  
293 retention, graduation, employment, continued education,  
294 licensure passage, excess hours, student loan burden and default  
295 rates, faculty awards, total annual research expenditures,  
296 patents, licenses and royalties, intellectual property, startup  
297 companies, annual giving, endowments, and well-known, highly  
298 respected national rankings for institutional and program  
299 achievements.

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

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

306 4. Include criteria for designating baccalaureate degree  
307 and master's degree programs at specified universities as high-  
308 demand programs of emphasis. Fifty percent of the criteria for

309 designation as high-demand programs of emphasis must be based on  
310 achievement of performance outcome thresholds determined by the  
311 Board of Governors, and 50 percent of the criteria must be based  
312 on achievement of performance outcome thresholds specifically  
313 linked to:

314 a. Job placement in employment of 36 hours or more per  
315 week and average full-time wages of graduates of the degree  
316 programs 1 year and 5 years after graduation, based in part on  
317 data provided in the economic security report of employment and  
318 earning outcomes produced annually pursuant to s. 445.07.

319 b. Data-driven gap analyses, conducted by the Board of  
320 Governors, of the state's job market demands and the outlook for  
321 jobs that require a baccalaureate or higher degree.

322 Section 9. Section 1001.7065, Florida Statutes, is created  
323 to read:

324 1001.7065 Preeminent state research universities program.—

325 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE  
326 COLLABORATION.—A collaborative partnership is established  
327 between the Board of Governors and the Legislature to elevate  
328 the academic and research preeminence of Florida's highest-  
329 performing state research universities in accordance with this  
330 section. The partnership stems from the State University System  
331 Governance Agreement executed on March 24, 2010, wherein the  
332 Board of Governors and leaders of the Legislature agreed to a  
333 framework for the collaborative exercise of their joint  
334 authority and shared responsibility for the State University  
335 System. The governance agreement confirmed the commitment of the  
336 Board of Governors and the Legislature to continue collaboration

337 on accountability measures, the use of data, and recommendations  
338 derived from such data.

339 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—Effective  
340 July 1, 2013, the following academic and research excellence  
341 standards are established for the preeminent state research  
342 universities program:

343 (a) An average weighted grade point average of 4.0 or  
344 higher on a 4.0 scale and an average SAT score of 1800 or higher  
345 for fall semester incoming freshmen, as reported annually.

346 (b) A top-50 ranking on at least two well-known and highly  
347 respected national public university rankings, reflecting  
348 national preeminence, using most recent rankings.

349 (c) A freshman retention rate of 90 percent or higher for  
350 full-time, first-time-in-college students, as reported annually  
351 to the Integrated Postsecondary Education Data System (IPEDS).

352 (d) A 6-year graduation rate of 70 percent or higher for  
353 full-time, first-time-in-college students, as reported annually  
354 to the IPEDS.

355 (e) Six or more faculty members at the state university  
356 who are members of a national academy, as reported by the Center  
357 for Measuring University Performance in the Top American  
358 Research Universities (TARU) annual report.

359 (f) Total annual research expenditures, including federal  
360 research expenditures, of \$200 million or more, as reported  
361 annually by the National Science Foundation (NSF).

362 (g) Total annual research expenditures in diversified  
363 nonmedical sciences of \$150 million or more, based on data  
364 reported annually by the NSF.

365 (h) A top-100 university national ranking for research  
366 expenditures in five or more science, technology, engineering,  
367 or mathematics fields of study, as reported annually by the NSF.

368 (i) One hundred or more total patents awarded by the  
369 United States Patent and Trademark Office for the most recent 3-  
370 year period.

371 (j) Four hundred or more doctoral degrees awarded  
372 annually, as reported in the Board of Governors Annual  
373 Accountability Report.

374 (k) Two hundred or more postdoctoral appointees annually,  
375 as reported in the TARU annual report.

376 (l) An endowment of \$500 million or more, as reported in  
377 the Board of Governors Annual Accountability Report.

378 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—The  
379 Board of Governors shall designate each state research  
380 university that meets at least 11 of the 12 academic and  
381 research excellence standards identified in subsection (2) a  
382 preeminent state research university.

383 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR  
384 ONLINE LEARNING.—The state research university that has attained  
385 the highest level on the academic and research excellence  
386 standards identified in subsection (2), as verified by the Board  
387 of Governors, shall establish an institute for online learning.  
388 The institute shall establish a robust offering of high-quality,  
389 fully online baccalaureate degree programs at an affordable cost  
390 in accordance with this subsection.

391 (a) By August 1, 2013, the Board of Governors shall  
392 convene an advisory board to support the development of high-

393 quality, fully online baccalaureate degree programs at the  
 394 preeminent university.

395 (b) The advisory board shall:

396 1. Offer expert advice, as requested by the preeminent  
 397 university, in the development and implementation of a business  
 398 plan to expand the offering of high-quality, fully online  
 399 baccalaureate degree programs.

400 2. Authorize the release of funding to the preeminent  
 401 university upon approval by the Board of Governors of the plan  
 402 developed by the preeminent university.

403 3. Monitor, evaluate, and report on the implementation of  
 404 the plan to the Board of Governors, the Governor, the President  
 405 of the Senate, and the Speaker of the House of Representatives.

406 (c) The advisory board shall be composed of the following  
 407 five members:

408 1. The chair of the Board of Governors or the chair's  
 409 permanent designee.

410 2. A member with expertise in online learning, appointed  
 411 by the Board of Governors.

412 3. A member with expertise in global marketing, appointed  
 413 by the Governor.

414 4. A member with expertise in cloud virtualization,  
 415 appointed by the President of the Senate.

416 5. A member with expertise in disruptive innovation,  
 417 appointed by the Speaker of the House of Representatives.

418 (d) A majority of the advisory board shall constitute a  
 419 quorum, elect the chair, and appoint an executive director.

420 (e) By September 1, 2013, the university shall submit to  
421 the advisory board a comprehensive plan to expand high-quality,  
422 fully online baccalaureate degree program offerings. The plan  
423 shall include:

424 1. Existing on-campus general education courses and  
425 baccalaureate degree programs that will be offered online.

426 2. New courses that will be developed and offered online.

427 3. Support services that will be offered to students  
428 enrolled in online baccalaureate degree programs.

429 4. A tuition and fee structure that meets the requirements  
430 in paragraph (j) for online courses, baccalaureate degree  
431 programs, and student support services.

432 5. A timeline for offering, marketing, and enrolling  
433 students in the online baccalaureate degree programs.

434 6. A budget for developing and marketing the online  
435 baccalaureate degree programs.

436 7. Detailed strategies for ensuring the success of  
437 students and the sustainability of the online baccalaureate  
438 degree programs.

439  
440 Upon recommendation of the plan by the advisory board and  
441 approval by the Board of Governors, the Board of Governors shall  
442 award the university \$10 million in nonrecurring funds and \$5  
443 million in recurring funds for fiscal year 2013-2014 and \$5  
444 million annually thereafter, subject to appropriation in the  
445 General Appropriations Act.

446 (f) Beginning in January 2014, the university shall offer  
447 high-quality, fully online baccalaureate degree programs that:



- 448        1. Accept full-time, first-time-in-college students.
- 449        2. Have the same rigorous admissions criteria as  
450 equivalent on-campus degree programs.
- 451        3. Offer curriculum of equivalent rigor to on-campus  
452 degree programs.
- 453        4. Offer rolling enrollment or multiple opportunities for  
454 enrollment throughout the year.
- 455        5. Do not require any on-campus courses. However, for  
456 courses or programs that require clinical training or  
457 laboratories that cannot be delivered online, the university  
458 shall offer convenient locational options to the student, which  
459 may include, but are not limited to, the option to complete such  
460 requirements at a summer-in-residence on the university campus.  
461 The university may provide a network of sites at convenient  
462 locations and contract with commercial testing centers or  
463 identify other secure testing services for the purpose of  
464 proctoring assessments or testing.
- 465        6. Apply the university's existing policy for accepting  
466 credits for both freshman applicants and transfer applicants.
- 467        (g) The university may offer a fully online Masters in  
468 Business Administration degree program and other master's degree  
469 programs.
- 470        (h) The university may develop and offer degree programs  
471 and courses that are competency based as appropriate for the  
472 quality and success of the program.
- 473        (i) The university shall periodically expand its offering  
474 of online baccalaureate degree programs to meet student and  
475 market demands.

476 (j) The university shall establish a tuition structure for  
477 its online institute in accordance with this paragraph,  
478 notwithstanding any other provision of law.

479 1. For students classified as residents for tuition  
480 purposes, tuition for an online baccalaureate degree program  
481 shall be set at no more than 75 percent of the tuition rate as  
482 specified in the General Appropriations Act pursuant to s.  
483 1009.24(4) and 75 percent of the tuition differential pursuant  
484 to s. 1009.24(16). No distance learning fee, fee for campus  
485 facilities, or fee for on-campus services may be assessed,  
486 except that online students shall pay the university's  
487 technology fee, financial aid fee, and Capital Improvement Trust  
488 Fund fee. The revenues generated from the Capital Improvement  
489 Trust Fund fee shall be dedicated to the university's institute  
490 for online learning.

491 2. For students classified as nonresidents for tuition  
492 purposes, tuition may be set at market rates in accordance with  
493 the business plan.

494 3. Tuition for an online degree program shall include all  
495 costs associated with instruction, materials, and enrollment,  
496 excluding costs associated with the provision of textbooks  
497 pursuant to s. 1004.085 and physical laboratory supplies.

498 4. Subject to the limitations in subparagraph 1., tuition  
499 may be differentiated by degree program as appropriate to the  
500 instructional and other costs of the program in accordance with  
501 the business plan. Pricing must incorporate innovative  
502 approaches that incentivize persistence and completion,

503 including, but not limited to, a fee for assessment, a bundled  
504 or all-inclusive rate, and sliding scale features.

505 5. The university must accept advance payment contracts  
506 and student financial aid.

507 6. Fifty percent of the net revenues generated from the  
508 online institute of the university shall be used to enhance and  
509 enrich the online institute offerings, and 50 percent of the net  
510 revenues generated from the online institute shall be used to  
511 enhance and enrich the university's campus state-of-the-art  
512 research programs and facilities.

513 7. The institute may charge additional local user fees  
514 pursuant to s. 1009.24(14) upon the approval of the Board of  
515 Governors.

516 8. The institute shall submit a proposal to the president  
517 of the university authorizing additional user fees for the  
518 provision of voluntary student participation in activities and  
519 additional student services.

520 (5) PREEMINENT STATE RESEARCH UNIVERSITY SUPPORT.—The  
521 state research university that has attained the highest level on  
522 the academic and research excellence standards identified in  
523 subsection (2), as verified by the Board of Governors, shall  
524 submit to the Board of Governors a 5-year benchmark plan with  
525 target rankings on key performance metrics for national  
526 excellence. Upon approval by the Board of Governors, and upon  
527 the university's meeting the benchmark plan goals annually, the  
528 Board of Governors shall award the university \$15 million  
529 annually throughout the 5-year period. Funding for this purpose

530 is contingent upon specific appropriation in the General  
531 Appropriations Act.

532 (6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT  
533 INITIATIVE.—The state research university that has attained the  
534 second highest level on the academic and research excellence  
535 standards identified in subsection (2), as verified by the Board  
536 of Governors, shall submit to the Board of Governors a 5-year  
537 benchmark plan with target rankings on key performance metrics  
538 for national excellence. Upon the university's meeting the  
539 benchmark plan goals annually, the Board of Governors shall  
540 award the university \$12.5 million annually throughout the 5-  
541 year period for the purpose of recruiting National Academy  
542 Members, expediting the provision of a master's degree in cloud  
543 virtualization, and instituting an entrepreneurs-in-residence  
544 program throughout its campus. Funding for this purpose is  
545 contingent upon specific appropriation in the General  
546 Appropriations Act.

547 (7) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE  
548 REQUIREMENT AUTHORITY.—In order to provide a jointly shared  
549 educational experience, a university that is designated a  
550 preeminent state research university may require its incoming  
551 first-time-in-college students to take a 9-to-12-credit set of  
552 unique courses specifically determined by the university and  
553 published on the university's website. The university may  
554 stipulate that credit for such courses may not be earned through  
555 any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271  
556 or any other transfer credit. All accelerated credits earned up

557 to the limits specified in ss. 1007.27 and 1007.271 shall be  
558 applied toward graduation at the student's request.

559 (8) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY  
560 AUTHORITY.—The Board of Governors is encouraged to identify and  
561 grant all reasonable, feasible authority and flexibility to  
562 ensure that a designated preeminent state research university is  
563 free from unnecessary restrictions.

564 (9) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY  
565 SYSTEM.—The Board of Governors is encouraged to establish  
566 standards and measures whereby individual programs in state  
567 universities that objectively reflect national excellence can be  
568 identified and make recommendations to the Legislature as to how  
569 any such programs could be enhanced and promoted.

570 Section 10. Subsection (2) of section 1003.433, Florida  
571 Statutes, is amended to read:

572 1003.433 Learning opportunities for out-of-state and out-  
573 of-country transfer students and students needing additional  
574 instruction to meet high school graduation requirements.—

575 (2) Students who earn the required 24 credits ~~have met all~~  
576 ~~requirements~~ for the standard high school diploma except for  
577 passage of any must-pass statewide, standardized assessment  
578 under s. 1008.22 ~~the grade 10 FCAT~~ or an alternate assessment by  
579 the end of grade 12 must be provided the following learning  
580 opportunities:

581 (a) Participation in an accelerated high school  
582 equivalency diploma preparation program during the summer.

583 (b) Upon receipt of a certificate of completion, be  
584 allowed to take the College Placement Test and be admitted to

585 developmental education ~~remedial~~ or credit courses at a Florida  
 586 College System institution, as appropriate.

587 (c) Participation in an adult general education program as  
 588 provided in s. 1004.93 for such time as the student requires to  
 589 master English, reading, mathematics, or any other subject  
 590 required for high school graduation. ~~Students attending adult~~  
 591 ~~basic, adult secondary, or vocational-preparatory instruction~~  
 592 ~~are exempt from any requirement for the payment of tuition and~~  
 593 ~~fees, including lab fees, pursuant to s. 1009.25.~~ A student  
 594 attending an adult general education program shall have the  
 595 opportunity to take any must-pass statewide, standardized  
 596 assessment under s. 1008.22 ~~the grade 10 FCAT~~ an unlimited  
 597 number of times in order to receive a standard high school  
 598 diploma.

599 Section 11. Section 1004.015, Florida Statutes, is amended  
 600 to read:

601 1004.015 Higher Education Coordinating Council.—

602 (1) The Higher Education Coordinating Council is created  
 603 for the purposes of identifying unmet needs; ~~and~~ facilitating  
 604 solutions to disputes regarding the creation of new degree  
 605 programs and the establishment of new institutes, campuses, or  
 606 centers; and facilitating solutions to data issues identified by  
 607 the Articulation Coordinating Committee pursuant to s. 1007.01  
 608 to improve the K-20 education performance accountability system.

609 (2) Members of the council shall include:

610 (a) One member of the Board of Governors, appointed by the  
 611 chair of the Board of Governors ~~The Commissioner of Education.~~

612 (b) The Chancellor of the State University System.

613           (c) The Chancellor of the Florida College System.

614           (d) One member of the State Board of Education, appointed

615 by the chair of the State Board of Education.

616           (e)~~(d)~~ The Executive Director of the Florida Association

617 of Postsecondary Schools and Colleges ~~Commission for Independent~~

618 ~~Education.~~

619           (f)~~(e)~~ The president of the Independent Colleges and

620 Universities of Florida.

621           (g) The president of Workforce Florida, Inc., or his or

622 her designee.

623           (h) The president of Enterprise Florida, Inc., or a

624 designated member of the Stakeholders Council appointed by the

625 president.

626           (i)~~(f)~~ Three ~~Two~~ representatives of the business

627 community, one appointed by the President of the Senate, and one

628 appointed by the Speaker of the House of Representatives, and

629 one appointed by the Governor, who are committed to developing

630 and enhancing world-class ~~world-class~~ workforce infrastructure

631 necessary for Florida's citizens to compete and prosper in the

632 ever-changing economy of the 21st century.

633           (3) Appointed members shall serve 2-year terms, and a

634 single chair shall be elected annually by a majority of the

635 members.

636           (4)~~(3)~~ The council shall serve as an advisory board to the

637 Legislature, the State Board of Education, and the Board of

638 Governors. Recommendations of the council shall be consistent

639 with the following guiding principles:

640           (a) To achieve within existing resources a seamless

641 academic educational system that fosters an integrated continuum  
642 of kindergarten through graduate school education for Florida's  
643 students.

644 (b) To promote consistent education policy across all  
645 educational delivery systems, focusing on students.

646 (c) To promote substantially improved articulation across  
647 all educational delivery systems.

648 (d) To promote a system that maximizes educational access  
649 and allows the opportunity for a high-quality education for all  
650 Floridians.

651 (e) To promote a system of coordinated and consistent  
652 transfer of credit and data collection for improved  
653 accountability purposes between the educational delivery  
654 systems.

655 (f) To promote adoption by the members of the council of a  
656 common set of data elements identified by the National Center  
657 for Education Statistics to support the effective exchange of  
658 data among the states.

659 (5)~~(4)~~ The council shall annually by December 31 submit to  
660 the Governor, the President of the Senate, the Speaker of the  
661 House of Representatives, the Board of Governors, and the State  
662 Board of Education a report outlining its recommendations  
663 relating to:

664 (a) The primary core mission of public and nonpublic  
665 postsecondary education institutions in the context of state  
666 access demands and economic development goals.

667 (b) Performance outputs and outcomes designed to meet  
668 annual and long-term state goals, including, but not limited to,



669 increased student access, preparedness, retention, transfer, and  
 670 completion. Performance measures must be consistent across  
 671 sectors and allow for a comparison of the state's performance to  
 672 that of other states.

673 (c) The state's articulation policies and practices to  
 674 ensure that cost benefits to the state are maximized without  
 675 jeopardizing quality. The recommendations shall consider return  
 676 on investment for both the state and students and propose  
 677 systems to facilitate and ensure institutional compliance with  
 678 state articulation policies.

679 (d) Workforce development education, specifically  
 680 recommending improvements to the consistency of workforce  
 681 education data collected and reported by Florida College System  
 682 institutions and school districts, including the establishment  
 683 of common elements and definitions for any data that is used for  
 684 state and federal funding and program accountability.

685 (6)~~(5)~~ The Office of K-20 Articulation, in collaboration  
 686 with the Board of Governors and the Division of Florida  
 687 Colleges, ~~Department of Education~~ shall provide administrative  
 688 support for the council.

689 Section 12. Subsections (3), (11), and (24) of section  
 690 1004.02, Florida Statutes, are amended to read:

691 1004.02 Definitions.—As used in this chapter:

692 (3) "Adult general education" means comprehensive  
 693 instructional programs designed to improve the employability of  
 694 the state's workforce through adult basic education, adult  
 695 secondary education, English for Speakers of Other Languages,  
 696 applied academics for adult education ~~vocational-preparatory~~

697 instruction, and instruction for adults with disabilities.

698 (11) "Developmental education ~~College-preparatory~~  
699 ~~instruction~~" means instruction ~~courses~~ through which a high  
700 school graduate who applies for any college credit program may  
701 attain the communication and computation skills necessary to  
702 successfully complete ~~enroll in~~ college credit instruction.

703 (24) "Applied academics for adult education ~~Vocational-~~  
704 ~~preparatory~~ instruction" means adult general education through  
705 which persons attain academic and workforce readiness skills at  
706 the level of functional literacy (grade levels 6.0-8.9) or  
707 higher so that such persons may pursue technical certificate  
708 education or higher-level technical education.

709 Section 13. Section 1004.082, Florida Statutes, is created  
710 to read:

711 1004.082 Talent retention programs.-The Chancellor of the  
712 State University System shall cooperate with the Commissioner of  
713 Education to support talent retention programs that encourage  
714 middle school and high school students who indicate an interest  
715 in or aptitude for physics, chemistry, or mathematics to  
716 continue their education at a state university that has  
717 excellent departments in selected fields. The chancellor and the  
718 commissioner shall work with state university department chairs  
719 to enable department chairs of outstanding state university  
720 departments to send letters to students who indicate an interest  
721 in or aptitude for those subjects. At a minimum, the letter  
722 should provide an open invitation for the student to communicate  
723 with the department, at least annually, and to schedule a tour  
724 of the department and the campus.

725 Section 14. Subsections (1), (2), (4), and (6) and  
726 paragraph (f) of subsection (5) of section 1004.43, Florida  
727 Statutes, are amended to read:

728 1004.43 H. Lee Moffitt Cancer Center and Research  
729 Institute.—There is established the H. Lee Moffitt Cancer Center  
730 and Research Institute, a statewide resource for basic and  
731 clinical research and multidisciplinary approaches to patient  
732 care.

733 (1) The Board of Trustees of the University of South  
734 Florida ~~Governors~~ shall enter into a lease ~~an~~ agreement for the  
735 utilization of the lands and facilities on the campus of the  
736 University of South Florida to be known as the H. Lee Moffitt  
737 Cancer Center and Research Institute, including all furnishings,  
738 equipment, and other chattels used in the operation of such  
739 facilities, with a Florida not-for-profit corporation organized  
740 solely for the purpose of governing and operating the H. Lee  
741 Moffitt Cancer Center and Research Institute. The lease  
742 agreement with the not-for-profit corporation shall be rent free  
743 as long as the not-for-profit corporation and its subsidiaries  
744 utilize the lands and facilities primarily for research,  
745 education, treatment, prevention, and early detection of cancer  
746 or for teaching and research programs conducted by state  
747 universities or other accredited medical schools or research  
748 institutes. The lease agreement shall provide for review of  
749 construction plans and specifications by the University of South  
750 Florida for consistency with the university's campus master  
751 plan, impact on the university's utilities infrastructure,  
752 compliance with applicable building codes and general design

753 | characteristics, and capability with university architecture, as  
754 | appropriate. The not-for-profit corporation may, with the prior  
755 | approval of the Board of Governors, create either for-profit or  
756 | not-for-profit corporate subsidiaries, or both, to fulfill its  
757 | mission. The not-for-profit corporation and any approved not-  
758 | for-profit subsidiary shall be conclusively deemed corporations  
759 | primarily acting as instrumentalities of the state, pursuant to  
760 | s. 768.28(2), for purposes of sovereign immunity. For-profit  
761 | subsidiaries of the not-for-profit corporation may not compete  
762 | with for-profit health care providers in the delivery of  
763 | radiation therapy services to patients. The not-for-profit  
764 | corporation and its subsidiaries are authorized to receive,  
765 | hold, invest, and administer property and any moneys received  
766 | from private, local, state, and federal sources, as well as  
767 | technical and professional income generated or derived from  
768 | practice activities of the institute, for the benefit of the  
769 | institute and the fulfillment of its mission. The affairs of the  
770 | corporation shall be managed by a board of directors who shall  
771 | serve without compensation. The President of the University of  
772 | South Florida and the chair of the Board of Governors, or his or  
773 | her designee, shall be directors of the not-for-profit  
774 | corporation, ~~together with 5 representatives of the state~~  
775 | ~~universities and no more than 14 nor fewer than 10 directors who~~  
776 | ~~are not medical doctors or state employees.~~ Each director shall  
777 | have only one vote, shall serve a term of 3 years, and may be  
778 | reelected to the board. Other than the President of the  
779 | University of South Florida and the chair of the Board of  
780 | Governors, directors shall be elected by a majority vote of the

781 board. The chair of the board of directors shall be selected by  
782 majority vote of the directors.

783 ~~(2) The Board of Governors shall provide in the agreement~~  
784 ~~with the not-for-profit corporation for the following:~~

785 ~~(a) Approval of the articles of incorporation of the not-~~  
786 ~~for-profit corporation by the Board of Governors.~~

787 ~~(b) Approval of the articles of incorporation of any not-~~  
788 ~~for-profit corporate subsidiary created by the not-for-profit~~  
789 ~~corporation.~~

790 ~~(c) Utilization of lands, facilities, and personnel by the~~  
791 ~~not-for-profit corporation and its subsidiaries for research,~~  
792 ~~education, treatment, prevention, and the early detection of~~  
793 ~~cancer and for mutually approved teaching and research programs~~  
794 ~~conducted by the state universities or other accredited medical~~  
795 ~~schools or research institutes.~~

796 (2)(d) The not-for-profit corporation shall cause to be  
797 prepared ~~Preparation of an annual financial~~ audits ~~audit~~ of the  
798 not-for-profit corporation's accounts and records and the  
799 accounts and records of any subsidiaries to be conducted by an  
800 independent certified public accountant. The annual audit report  
801 shall include a management letter, as defined in s. 11.45, and  
802 shall be submitted to the Auditor General and the Board of  
803 Governors. The Board of Governors, the Auditor General, and the  
804 Office of Program Policy Analysis and Government Accountability  
805 shall have the authority to require and receive from the not-  
806 for-profit corporation and any subsidiaries or from their  
807 independent auditor any detail or supplemental data relative to  
808 the operation of the not-for-profit corporation or subsidiary.

809 ~~(e) Provision by~~ The not-for-profit corporation and its  
 810 subsidiaries shall provide ~~of~~ equal employment opportunities to  
 811 all persons regardless of race, color, religion, sex, age, or  
 812 national origin.

813 (4) In the event that the agreement between the not-for-  
 814 profit corporation and the Board of Trustees of the University  
 815 of South Florida ~~Governors~~ is terminated for any reason, the  
 816 Board of Governors shall resume governance and operation of such  
 817 facilities.

818 (5) The institute shall be administered by a chief  
 819 executive officer who shall serve at the pleasure of the board  
 820 of directors of the not-for-profit corporation and who shall  
 821 have the following powers and duties subject to the approval of  
 822 the board of directors:

823 (f) The chief executive officer shall report annually ~~have~~  
 824 ~~a reporting relationship~~ to the Board of Governors or its  
 825 designee on the educational activities of the not-for-profit  
 826 corporation.

827 (6) The board of directors of the not-for-profit  
 828 corporation shall create an external advisory board ~~a council~~ of  
 829 scientific advisers to the chief executive officer comprised of  
 830 leading researchers, physicians, and scientists. This board  
 831 ~~council~~ shall review programs and recommend research priorities  
 832 and initiatives so as to maximize the state's investment in the  
 833 institute. The board ~~council~~ shall be appointed by the board of  
 834 directors of the not-for-profit corporation. Each member of the  
 835 board ~~council~~ shall be appointed to serve a 2-year term and may  
 836 be reappointed to the board ~~council~~.

837 Section 15. Section 1004.91, Florida Statutes, is amended  
838 to read:

839 1004.91 Requirements for career education program basic  
840 skills ~~Career-preparatory instruction.~~-

841 (1) The State Board of Education shall adopt, by rule,  
842 standards of basic skill mastery for completion of certificate  
843 career education programs. Each school district and Florida  
844 College System institution that conducts programs that confer  
845 career and technical certificates ~~credit~~ shall provide applied  
846 academics for adult education ~~career-preparatory~~ instruction  
847 through which students receive the basic skills instruction  
848 required pursuant to this section.

849 (2) Students who enroll in a program offered for career  
850 credit of 450 hours or more shall complete an entry-level  
851 examination within the first 6 weeks after ~~of~~ admission into the  
852 program. The State Board of Education shall designate  
853 examinations that are currently in existence, the results of  
854 which are comparable across institutions, to assess student  
855 mastery of basic skills. Any student found to lack the required  
856 level of basic skills for such program shall be referred to  
857 applied academics for adult education ~~career-preparatory~~  
858 instruction or another adult general ~~basic~~ education program for  
859 a structured program of basic skills instruction. Such  
860 instruction may include English for speakers of other languages.  
861 A student may not receive a career or technical certificate of  
862 completion without first demonstrating the basic skills required  
863 in the state curriculum frameworks for the career education  
864 program.

865           (3) (a) An adult student with a disability may be exempted  
866 from ~~the provisions of~~ this section.

867           (b) The following students are exempt from this section:

868           1. A student who possesses a college degree at the  
869 associate in applied science level or higher ~~is exempt from this~~  
870 ~~section.~~

871           2. A student who demonstrates readiness for public  
872 postsecondary education pursuant to s. 1008.30 and applicable  
873 rules adopted by the State Board of Education ~~has completed or~~  
874 ~~who is exempt from the college-level communication and~~  
875 ~~computation skills examination pursuant to s. 1008.29, or who is~~  
876 ~~exempt from the college entry-level examination pursuant to s.~~  
877 ~~1008.29, is exempt from the provisions of this section.~~

878           3. A student who passes ~~Students who have passed a state~~  
879 ~~or, national, or industry~~ certification or licensure examination  
880 that is identified in State Board of Education rules and aligned  
881 to the career education program in which the student is enrolled  
882 ~~exam are exempt from this section.~~

883           4. An adult student who is enrolled in an apprenticeship  
884 program that is registered with the Department of Education in  
885 accordance with ~~the provisions of~~ chapter 446 ~~is exempt from the~~  
886 ~~provisions of this section.~~

887           Section 16. Paragraph (c) is added to subsection (2) of  
888 section 1004.92, Florida Statutes, to read:

889           1004.92 Purpose and responsibilities for career  
890 education.—

891           (2)

892           (c) District school boards and Florida College System



893 | institution boards of trustees may vary up to 10 percent of the  
 894 | intended student performance standards of each career education  
 895 | program. The variance does not apply to career education  
 896 | programs that train students for regulated occupations requiring  
 897 | state or federal licensure, certification, or registration.

898 | Section 17. Paragraphs (e) and (f) of subsection (2) and  
 899 | paragraphs (c) and (d) of subsection (4) of section 1004.93,  
 900 | Florida Statutes, are amended to read:

901 | 1004.93 Adult general education.—

902 | (2) The adult education program must provide academic  
 903 | services to students in the following priority:

904 | ~~(e) Students who enroll in lifelong learning courses or~~  
 905 | ~~activities that seek to address community social and economic~~  
 906 | ~~issues that consist of health and human relations, government,~~  
 907 | ~~parenting, consumer economics, and senior citizens.~~

908 | ~~(f) Students who enroll in courses that relate to the~~  
 909 | ~~recreational or leisure pursuits of the students. The cost of~~  
 910 | ~~courses conducted pursuant to this paragraph shall be borne by~~  
 911 | ~~the enrollees.~~

912 | (4)

913 | (c) The State Board of Education shall define, by rule,  
 914 | the levels and courses of instruction to be funded through the  
 915 | developmental education ~~college-preparatory~~ program. The state  
 916 | board shall coordinate the establishment of costs for  
 917 | developmental education ~~college-preparatory~~ courses, the  
 918 | establishment of statewide standards that define required levels  
 919 | of competence, acceptable rates of student progress, and the  
 920 | maximum amount of time to be allowed for completion of

921 developmental education ~~college-preparatory instruction~~.

922 Developmental education ~~College-preparatory instruction~~ is part  
923 of an associate in arts degree program and may not be funded as  
924 an adult career education program.

925 (d) Expenditures for developmental education ~~college-~~  
926 ~~preparatory~~ and lifelong learning students shall be reported  
927 separately. Allocations for developmental education ~~college-~~  
928 ~~preparatory courses~~ shall be based on proportional full-time  
929 equivalent enrollment. Program review results shall be included  
930 in the determination of subsequent allocations. A student shall  
931 be funded to enroll in the same developmental education ~~college-~~  
932 ~~preparatory~~ class within a skill area only twice, after which  
933 time the student shall pay 100 percent of the full cost of  
934 instruction to support the continuous enrollment of that student  
935 in the same class; however, students who withdraw or fail a  
936 class due to extenuating circumstances may be granted an  
937 exception only once for each class, provided approval is granted  
938 according to policy established by the board of trustees. Each  
939 Florida College System institution shall have the authority to  
940 review and reduce payment for increased fees due to continued  
941 enrollment in a developmental education ~~college-preparatory~~  
942 class on an individual basis contingent upon the student's  
943 financial hardship, pursuant to definitions and fee levels  
944 established by the State Board of Education. Developmental  
945 education ~~College-preparatory~~ and lifelong learning courses do  
946 not generate credit toward an associate or baccalaureate degree.

947 Section 18. Section 1006.735, Florida Statutes, is amended  
948 to read:

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949 1006.735 Complete Florida Degree Program Completion ~~Pilot~~  
950 ~~Project.~~—

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

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

974 (3) For purposes of selecting the degree programs that  
975 will be given priority in the Complete Florida Degree Program  
976 ~~pilot project~~, the institutions identified in subsection (2)

977 shall partner with public and private job recruitment and  
978 placement agencies and use labor market data and projections,  
979 including those identified in the Board of Governors' Commission  
980 on Higher Education Access and Educational Attainment gap  
981 analysis, to identify the specific workforce needs and targeted  
982 occupations of the state.

983 (4) The Complete Florida Degree Program ~~pilot project~~  
984 shall provide adult learners with a single point of access to  
985 information and links to innovative online and accelerated  
986 distance learning courses, student and library support services,  
987 and electronic resources that will guide the adult learner  
988 toward the successful completion of a postsecondary degree.

989 (5) By the end of ~~Beginning with the~~ 2013-2014 ~~2012-2013~~  
990 academic year, the Complete Florida Degree Program ~~pilot project~~  
991 shall be implemented and must:

992 (a) Use the distance learning course catalog established  
993 pursuant to s. 1006.73 to communicate course availability to the  
994 adult learner.

995 (b) Develop and implement an advising and student support  
996 system that includes the use of degree completion specialists,  
997 is based upon best practices and processes, and includes  
998 academic and career support services designed specifically for  
999 the adult learner. The program must identify proposed changes to  
1000 the statewide computer-assisted student advising system  
1001 established pursuant to s. 1006.73 to assist the adult learner  
1002 in using the system.

1003 (c) Use the streamlined, automated, online admissions  
1004 application process for transient students established pursuant

1005 | to s. 1006.73. The program ~~pilot project~~ shall identify any  
1006 | additional admissions and registration policies and practices  
1007 | that could be further streamlined and automated for purposes of  
1008 | assisting the adult learner.

1009 |       (d) Use existing and, if necessary, develop new  
1010 | competency-based instructional and evaluation tools to assess  
1011 | prior performance, experience, and education for the award of  
1012 | college credit in order to reduce the time required for adult  
1013 | learners to complete their degrees. The tools may include the  
1014 | use of the American Council on Education's collaborative link  
1015 | between the United States Department of Defense and higher  
1016 | education through the review of military training and  
1017 | experiences for the award of equivalent college credit for  
1018 | members of the United States Armed Forces.

1019 |       (e) Develop and implement an evaluation process that  
1020 | collects, analyzes, and provides to the chancellors of the  
1021 | Florida College System and the State University System, the  
1022 | participating postsecondary education institutions, the chairs  
1023 | of the legislative appropriations committees, and the Executive  
1024 | Office of the Governor information on the effectiveness of the  
1025 | program ~~pilot project~~ and the attainment of its goals. Such a  
1026 | process shall include a management information system that  
1027 | collects the appropriate student, programmatic, and fiscal data  
1028 | necessary to complete the evaluation of the program ~~pilot~~  
1029 | ~~project~~. Institutions involved in the program ~~pilot project~~  
1030 | shall also collect job placement and employment data on the  
1031 | adult learners who have completed their degrees as a result of  
1032 | the program ~~pilot project~~.

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1033 (f) Develop and implement a statewide student recruitment  
1034 ~~marketing~~ campaign targeted toward ~~recruiting~~ adult learners,  
1035 particularly veterans and active duty members of the United  
1036 States Armed Forces, for enrollment in the degree programs  
1037 offered through the program ~~pilot project~~.

1038 (6) For purposes of the Complete Florida Degree Program  
1039 ~~pilot project~~, each institution's current tuition and fee  
1040 structure shall be used. However, all participating institutions  
1041 shall collaboratively identify the applicable cost components  
1042 involved in the development and delivery of distance learning  
1043 courses, collect information on these cost components, and  
1044 submit the information to the ~~Florida Virtual Campus~~. The  
1045 chancellors of the Florida College System and the State  
1046 University System. The chancellors shall submit a report to the  
1047 chairs of the legislative appropriations committees no later  
1048 than December 31, 2014 ~~2013~~, on the need for a differentiated  
1049 tuition and fee structure for the development and delivery of  
1050 distance learning courses.

1051 (7) The University of West Florida, in collaboration with  
1052 its partners ~~the University of South Florida, Florida State~~  
1053 ~~College at Jacksonville, and St. Petersburg College~~, shall  
1054 submit to the chairs of the Board of Governors, the State Board  
1055 of Education, and the legislative appropriations committees no  
1056 later than September 1, 2013 ~~June 1, 2012~~, a detailed program  
1057 ~~project~~ plan that defines the major work activities, student  
1058 eligibility criteria, timeline, and cost for implementing the  
1059 Complete Florida Degree Program ~~pilot project~~.

1060 ~~(8) The University of West Florida, in collaboration with~~

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1061 ~~the University of South Florida, Florida State College at~~  
1062 ~~Jacksonville, and St. Petersburg College, shall develop and~~  
1063 ~~implement a transition plan that transfers the administration of~~  
1064 ~~the pilot project to the Florida Virtual Campus no later than~~  
1065 ~~June 30, 2013.~~

1066 Section 19. Subsection (3) of section 1007.01, Florida  
1067 Statutes, is amended to read:

1068 1007.01 Articulation; legislative intent; purpose; role of  
1069 the State Board of Education and the Board of Governors;  
1070 Articulation Coordinating Committee.—

1071 (3) The Commissioner of Education, in consultation with  
1072 the Chancellor of the State University System, shall establish  
1073 the Articulation Coordinating Committee, which shall make  
1074 recommendations related to statewide articulation policies and  
1075 issues regarding access, quality, and reporting of data  
1076 maintained by the K-20 data warehouse, established pursuant to  
1077 ss. 1001.10 and 1008.31, to the Higher Education Coordination  
1078 Council, the State Board of Education, and the Board of  
1079 Governors. The committee shall consist of two members each  
1080 representing the State University System, the Florida College  
1081 System, public career and technical education, ~~public~~ K-12  
1082 education, and nonpublic postsecondary education and one member  
1083 representing students. The chair shall be elected from the  
1084 membership. The Office of K-20 Articulation shall provide  
1085 administrative support for the committee. The committee shall:

1086 (a) Monitor the alignment between the exit requirements of  
1087 one education system and the admissions requirements of another  
1088 education system into which students typically transfer and make

1089 | recommendations for improvement.

1090 |       (b) Propose guidelines for interinstitutional agreements  
 1091 | between and among public schools, career and technical education  
 1092 | centers, Florida College System institutions, state  
 1093 | universities, and nonpublic postsecondary institutions.

1094 |       (c) Annually recommend dual enrollment course and high  
 1095 | school subject area equivalencies for approval by the State  
 1096 | Board of Education and the Board of Governors.

1097 |       (d) Annually review the statewide articulation agreement  
 1098 | pursuant to s. 1007.23 and make recommendations for revisions.

1099 |       (e) Annually review the statewide course numbering system,  
 1100 | the levels of courses, and the application of transfer credit  
 1101 | requirements among public and nonpublic institutions  
 1102 | participating in the statewide course numbering system and  
 1103 | identify instances of student transfer and admissions  
 1104 | difficulties.

1105 |       (f) Annually publish a list of courses that meet common  
 1106 | general education and common degree program prerequisite  
 1107 | requirements at public postsecondary institutions identified  
 1108 | pursuant to s. 1007.25.

1109 |       (g) Foster timely collection and reporting of statewide  
 1110 | education data ~~Examine statewide data regarding articulation to~~  
 1111 | ~~identify issues and make recommendations to improve articulation~~  
 1112 | ~~throughout~~ the K-20 education performance accountability system  
 1113 | by:

1114 |       1. Facilitating timely reporting of data by all  
 1115 | educational delivery systems to the K-20 data warehouse  
 1116 | established pursuant to ss. 1001.10 and 1008.31.



1117 | 2. Facilitating timely reporting of data by the K-20 data  
 1118 | warehouse to organizations and authorized representatives  
 1119 | pursuant to s. 1008.31.

1120 | 3. Identifying data issues including, but not limited to,  
 1121 | data quality and accessibility.

1122 | (h) Recommend roles and responsibilities of public  
 1123 | education entities in interfacing with the single, statewide  
 1124 | computer-assisted student advising system established pursuant  
 1125 | to s. 1006.73.

1126 | Section 20. Paragraph (c) of subsection (2) of section  
 1127 | 1007.21, Florida Statutes, is amended to read:

1128 | 1007.21 Readiness for postsecondary education and the  
 1129 | workplace.—

1130 | (2)

1131 | (c) The college ~~common~~ placement test authorized in ss.  
 1132 | 1001.03(10) and 1008.30 or a similar test may be administered to  
 1133 | high school students who have chosen one of the four  
 1134 | destinations. The results of the placement test shall be used to  
 1135 | target additional instructional needs in reading, writing, and  
 1136 | mathematics before ~~prior to~~ graduation.

1137 | Section 21. Subsection (3) of section 1007.23, Florida  
 1138 | Statutes, is amended to read:

1139 | 1007.23 Statewide articulation agreement.—

1140 | (3) To improve articulation and reduce excess credit  
 1141 | hours, beginning with students initially entering a Florida  
 1142 | College System institution in 2013-2014 and thereafter, the  
 1143 | articulation agreement must require each student who is seeking  
 1144 | an associate in arts degree to indicate a baccalaureate degree

1145 program offered by an institution of interest by the time the  
1146 student earns 36 ~~30~~ semester hours. The institution in which the  
1147 student is enrolled shall inform the student of the  
1148 prerequisites for the baccalaureate degree program offered by an  
1149 institution of interest.

1150 Section 22. Subsections (3), (6), (7), (8), and (10) of  
1151 section 1007.25, Florida Statutes, are amended to read:

1152 1007.25 General education courses; common prerequisites;  
1153 other degree requirements.—

1154 (3) The chair of the State Board of Education and the  
1155 chair of the Board of Governors, or their designees, shall  
1156 jointly appoint faculty committees to identify statewide general  
1157 education core course options. General education core course  
1158 options shall consist of a maximum of five courses within each  
1159 of the subject areas of communication, mathematics, social  
1160 sciences, humanities, and natural sciences. Each general  
1161 education core course option must contain high-level academic  
1162 and critical thinking skills and common competencies that  
1163 students must demonstrate to successfully complete the course.  
1164 Beginning with students initially entering a Florida College  
1165 System institution or state university in 2015-2016 ~~2014-2015~~  
1166 and thereafter, each student must complete at least one  
1167 identified core course in each subject area as part of the  
1168 general education course requirements. All public postsecondary  
1169 educational institutions shall ~~offer and~~ accept these courses as  
1170 meeting general education core course requirements. The  
1171 remaining general education course requirements shall be  
1172 identified by each institution and reported to the department by

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1173 their statewide course number. The general education core course  
1174 options shall be adopted in rule by the State Board of Education  
1175 and in regulation by the Board of Governors. Additional core  
1176 course options may be approved by the State Board of Education  
1177 and the Board of Governors if recommended by the subject area  
1178 faculty committee and approved by the Articulation Coordinating  
1179 Committee as necessary for a subject area.

1180 (6) The universities and Florida College System  
1181 institutions shall work with their school districts to ensure  
1182 that high school curricula coordinate with the general education  
1183 curricula and to prepare students for college-level work.  
1184 General education curricula for associate in arts programs shall  
1185 be identified by each institution and, ~~beginning with students~~  
1186 ~~initially entering a Florida College System institution or state~~  
1187 ~~university in 2014-2015 and thereafter,~~ shall include 36 ~~30~~  
1188 semester hours in the subject areas of communication,  
1189 mathematics, social sciences, humanities, and natural sciences.

1190 (7) An associate in arts degree shall require no more than  
1191 60 semester hours of college credit and, ~~beginning with students~~  
1192 ~~initially entering a Florida College System institution or state~~  
1193 ~~university in 2014-2015 and thereafter,~~ include 36 ~~30~~ semester  
1194 hours of general education coursework. Beginning with students  
1195 initially entering a Florida College System institution or state  
1196 university in 2014-2015 and thereafter, coursework for an  
1197 associate in arts degree shall include ~~and~~ demonstration of  
1198 competency in a foreign language pursuant to s. 1007.262. Except  
1199 for developmental education ~~college-preparatory coursework~~  
1200 required pursuant to s. 1008.30, all required coursework shall

1201 count toward the associate in arts degree or the baccalaureate  
 1202 degree.

1203 (8) A baccalaureate degree program shall require no more  
 1204 than 120 semester hours of college credit and, ~~beginning with~~  
 1205 ~~students initially entering a Florida College System institution~~  
 1206 ~~or state university in 2014-2015 and thereafter,~~ include 36 ~~30~~  
 1207 semester hours of general education coursework, unless prior  
 1208 approval has been granted by the Board of Governors for  
 1209 baccalaureate degree programs offered by state universities and  
 1210 by the State Board of Education for baccalaureate degree  
 1211 programs offered by Florida College System institutions.

1212 (10) Students at state universities may request associate  
 1213 in arts certificates if they have successfully completed the  
 1214 minimum requirements for the degree of associate in arts (A.A.).  
 1215 The university must grant the student an associate in arts  
 1216 degree if the student has successfully completed minimum  
 1217 requirements for college-level communication and computation  
 1218 skills adopted by the State Board of Education and 60 academic  
 1219 semester hours or the equivalent within a degree program area,  
 1220 including 36 and, ~~beginning with students initially entering a~~  
 1221 ~~Florida College System institution or state university in 2014-~~  
 1222 ~~2015 and thereafter,~~ include ~~30~~ semester hours in general  
 1223 education courses in the subject areas of communication,  
 1224 mathematics, social sciences, humanities, and natural sciences,  
 1225 consistent with the general education requirements specified in  
 1226 the articulation agreement pursuant to s. 1007.23.

1227 Section 23. Section 1007.263, Florida Statutes, is amended  
 1228 to read:

1229 1007.263 Florida College System institutions; admissions  
 1230 of students.—Each Florida College System institution board of  
 1231 trustees is authorized to adopt rules governing admissions of  
 1232 students subject to this section and rules of the State Board of  
 1233 Education. These rules shall include the following:

1234 (1) Admissions counseling shall be provided to all  
 1235 students entering college or career credit programs. Counseling  
 1236 shall utilize tests to measure achievement of college-level  
 1237 communication and computation competencies by all students  
 1238 entering college credit programs or tests to measure achievement  
 1239 of basic skills for career education programs as prescribed in  
 1240 s. 1004.91.

1241 (2) Admission to associate degree programs is subject to  
 1242 minimum standards adopted by the State Board of Education and  
 1243 shall require:

1244 (a) A standard high school diploma, a high school  
 1245 equivalency diploma as prescribed in s. 1003.435, previously  
 1246 demonstrated competency in college credit postsecondary  
 1247 coursework, or, in the case of a student who is home educated, a  
 1248 signed affidavit submitted by the student's parent or legal  
 1249 guardian attesting that the student has completed a home  
 1250 education program pursuant to the requirements of s. 1002.41.  
 1251 Students who are enrolled in a dual enrollment or early  
 1252 admission program pursuant to s. 1007.271 are exempt from this  
 1253 requirement.

1254 (b) A demonstrated level of achievement of college-level  
 1255 communication and computation skills.

1256 (c) Any other requirements established by the board of

1257 trustees.

1258 (3) Admission to other programs within the Florida College  
 1259 System institution shall include education requirements as  
 1260 established by the board of trustees.

1261 (4) A student who has been awarded a special diploma as  
 1262 defined in s. 1003.438 or a certificate of completion as defined  
 1263 in s. 1003.43(10) is eligible to enroll in certificate career  
 1264 education programs.

1265 (5) A student with a documented disability may be eligible  
 1266 for reasonable substitutions, as prescribed in ss. 1007.264 and  
 1267 1007.265.

1268  
 1269 Each board of trustees shall establish policies that notify  
 1270 students about, and place students into, adult basic education,  
 1271 adult secondary education, or other instructional programs that  
 1272 provide students with alternatives to traditional developmental  
 1273 education ~~college-preparatory instruction~~, including private  
 1274 provider instruction. A student is prohibited from enrolling in  
 1275 additional college-level courses until the student scores above  
 1276 the cut-score on all sections of the college ~~common~~ placement  
 1277 test.

1278 Section 24. Subsections (2), (3), and (14) of section  
 1279 1007.271, Florida Statutes, are amended to read:

1280 1007.271 Dual enrollment programs.—

1281 (2) For the purpose of this section, an eligible secondary  
 1282 student is a student who is enrolled in a Florida public  
 1283 secondary school or in a Florida private secondary school which  
 1284 is in compliance with s. 1002.42(2) and provides a secondary

1285 curriculum pursuant to s. 1003.428, s. 1003.429, or s. 1003.43.  
1286 Students who are eligible for dual enrollment pursuant to this  
1287 section may enroll in dual enrollment courses conducted during  
1288 school hours, after school hours, and during the summer term.  
1289 However, if the student is projected to graduate from high  
1290 school before the scheduled completion date of a postsecondary  
1291 course, the student may not register for that course through  
1292 dual enrollment. The student may apply to the postsecondary  
1293 institution and pay the required registration, tuition, and fees  
1294 if the student meets the postsecondary institution's admissions  
1295 requirements under s. 1007.263. Instructional time for dual  
1296 enrollment may vary from 900 hours; however, the school district  
1297 may only report the student for a maximum of 1.0 FTE, as  
1298 provided in s. 1011.61(4). Any student enrolled as a dual  
1299 enrollment student is exempt from the payment of registration,  
1300 tuition, and laboratory fees. Applied academics for adult  
1301 education ~~Vocational-preparatory~~ instruction, developmental  
1302 education ~~college-preparatory instruction~~, and other forms of  
1303 precollegiate instruction, as well as physical education courses  
1304 that focus on the physical execution of a skill rather than the  
1305 intellectual attributes of the activity, are ineligible for  
1306 inclusion in the dual enrollment program. Recreation and leisure  
1307 studies courses shall be evaluated individually in the same  
1308 manner as physical education courses for potential inclusion in  
1309 the program.

1310 (3) Student eligibility requirements for initial  
1311 enrollment in college credit dual enrollment courses must  
1312 include a 3.0 unweighted high school grade point average and the

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1313 minimum score on a college ~~common~~ placement test adopted by the  
1314 State Board of Education which indicates that the student is  
1315 ready for college-level coursework. Student eligibility  
1316 requirements for continued enrollment in college credit dual  
1317 enrollment courses must include the maintenance of a 3.0  
1318 unweighted high school grade point average and the minimum  
1319 postsecondary grade point average established by the  
1320 postsecondary institution. Regardless of meeting student  
1321 eligibility requirements for continued enrollment, a student may  
1322 lose the opportunity to participate in a dual enrollment course  
1323 if the student is disruptive to the learning process such that  
1324 the progress of other students or the efficient administration  
1325 of the course is hindered. Student eligibility requirements for  
1326 initial and continued enrollment in career certificate dual  
1327 enrollment courses must include a 2.0 unweighted high school  
1328 grade point average. Exceptions to the required grade point  
1329 averages may be granted on an individual student basis if the  
1330 educational entities agree and the terms of the agreement are  
1331 contained within the dual enrollment articulation agreement  
1332 established pursuant to subsection (21). Florida College System  
1333 institution boards of trustees may establish additional initial  
1334 student eligibility requirements, which shall be included in the  
1335 dual enrollment articulation agreement, to ensure student  
1336 readiness for postsecondary instruction. Additional requirements  
1337 included in the agreement may not arbitrarily prohibit students  
1338 who have demonstrated the ability to master advanced courses  
1339 from participating in dual enrollment courses.

1340 (14) The Department of Education shall approve any course



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1341 for inclusion in the dual enrollment program that is contained  
1342 within the statewide course numbering system. However,  
1343 developmental education ~~college-preparatory~~ and other forms of  
1344 precollegiate instruction, and physical education and other  
1345 courses that focus on the physical execution of a skill rather  
1346 than the intellectual attributes of the activity, may not be so  
1347 approved but must be evaluated individually for potential  
1348 inclusion in the dual enrollment program. This subsection may  
1349 not be construed to mean that an independent postsecondary  
1350 institution eligible for inclusion in a dual enrollment or early  
1351 admission program pursuant to s. 1011.62 must participate in the  
1352 statewide course numbering system developed pursuant to s.  
1353 1007.24 to participate in a dual enrollment program.

1354 Section 25. Section 1008.02, Florida Statutes, is created  
1355 to read:

1356 1008.02 Definitions.—As used in this chapter:

1357 (1) "Accelerated course structure" means a course or  
1358 strand of study that accelerates the progress of students from  
1359 developmental education into college-level coursework.

1360 (2) "Co-requisite education" means preparatory academic  
1361 instruction that is deployed through a variety of classroom,  
1362 online, or blended instructional strategies and offered  
1363 concurrently with college credit instruction. The term includes,  
1364 but is not limited to:

1365 (a) Compressed or modularized instruction or coaching that  
1366 supplements credit instruction.

1367 (b) Embedded content in a modified or extended credit-  
1368 bearing course intended to contextualize or accelerate credit

1369 attainment.

1370 (3) "Developmental education" means instruction through  
 1371 which a high school graduate who applies for any college credit  
 1372 program may attain the communication and computation skills  
 1373 necessary to successfully complete college credit instruction.

1374 (4) "Gateway course" means the first course that provides  
 1375 transferable, college-level credit allowing a student to  
 1376 progress in his or her program of study.

1377 (5) "Mastery-based education" means customized, targeted  
 1378 instruction that addresses specific skills gaps.

1379 (6) "Meta-major" means a collection of programs of study  
 1380 or academic discipline groupings that share common foundational  
 1381 skills.

1382 Section 26. Section 1008.30, Florida Statutes, is amended  
 1383 to read:

1384 1008.30 College readiness and ~~Common~~ placement testing ~~for~~  
 1385 ~~public postsecondary education.~~

1386 (1) The State Board of Education, in consultation  
 1387 ~~conjunction~~ with the Board of Governors, shall establish by rule  
 1388 ~~develop and implement~~ a college ~~common~~ placement test for the  
 1389 purpose of assessing the basic computation and communication  
 1390 skills of students who intend to enter a degree program at any  
 1391 public postsecondary educational institution. Alternative  
 1392 assessments that may be accepted in lieu of the college  
 1393 placement test shall also be identified in rule. Public  
 1394 ~~postsecondary~~ educational institutions shall provide appropriate  
 1395 modifications of the test instruments or test procedures for  
 1396 students with disabilities.

1397           (2) By January 1, 2014, the State Board of Education, in  
1398 conjunction with the Board of Governors, shall approve a series  
1399 of meta-majors, academic pathways, and degree maps that identify  
1400 the gateway courses required for success in each meta-major.  
1401 Results from the college placement test shall be used to  
1402 diagnose a student's readiness for his or her chosen meta-major  
1403 and provide academic counseling that places the student into  
1404 credit courses as quickly as possible, with developmental  
1405 education limited to that content needed for success in the  
1406 meta-major.

1407           ~~(3)-(2)~~ The college ~~common~~ placement testing program shall  
1408 ~~include at a minimum the following:~~ the capacity to diagnose  
1409 basic competencies in the areas of English, reading, and  
1410 mathematics which are essential for success in meta-majors and  
1411 provide to perform college-level work; prerequisite skills that  
1412 ~~relate to progressively advanced instruction in mathematics,~~  
1413 ~~such as algebra and geometry; prerequisite skills that relate to~~  
1414 ~~progressively advanced instruction in language arts, such as~~  
1415 ~~English composition and literature; and provision of test~~  
1416 information to students on the specific deficiencies.

1417           (4) The State Board of Education shall establish by rule  
1418 the test scores a student must achieve to demonstrate readiness.  
1419 Students who demonstrate readiness by achieving or exceeding the  
1420 test scores established by the state board and enroll in a  
1421 Florida College System institution within 2 years after  
1422 achieving such scores may not be required to retest or complete  
1423 developmental education when admitted to any Florida College  
1424 System institution.

1425        ~~(5)-(3)~~ The State Board of Education shall adopt rules that  
1426 require high schools to evaluate before the beginning of grade  
1427 12 the college readiness of each student who scores at Level 2  
1428 or Level 3 on ~~the reading portion of the~~ grade 10 FCAT Reading  
1429 or Level 2, Level 3, or Level 4 on the Algebra I mathematics  
1430 assessments under s. 1008.22 ~~1008.22(3)(e)~~. High schools shall  
1431 perform this evaluation using results from the corresponding  
1432 component of the college common placement test prescribed in  
1433 this section, or an alternative equivalent test identified by  
1434 the State Board of Education. ~~The State Board of Education shall~~  
1435 ~~identify in rule the assessments necessary to perform the~~  
1436 ~~evaluations required by this subsection and shall work with the~~  
1437 ~~school districts to administer the assessments. The State Board~~  
1438 ~~of Education shall establish by rule the minimum test scores a~~  
1439 ~~student must achieve to demonstrate readiness. Students who~~  
1440 ~~demonstrate readiness by achieving the minimum test scores~~  
1441 ~~established by the state board and enroll in a Florida College~~  
1442 ~~System institution within 2 years of achieving such scores shall~~  
1443 ~~not be required to retest or enroll in remediation when admitted~~  
1444 ~~to any Florida College System institution. The high schools~~  
1445 ~~school~~ shall use the results of the test to advise the students  
1446 of any identified deficiencies and to provide 12th grade  
1447 students, and require them to complete, appropriate  
1448 postsecondary preparatory instruction before ~~prior to~~ high  
1449 school graduation. The curriculum provided under this subsection  
1450 shall be identified in rule by the State Board of Education and  
1451 encompass Florida's Postsecondary Readiness Competencies. Other  
1452 elective courses may not be substituted for the selected

1453 postsecondary reading, mathematics, or writing preparatory  
1454 course unless the elective course covers the same competencies  
1455 included in the postsecondary reading, mathematics, ~~or~~ writing,  
1456 or English language arts preparatory course.

1457 (6) (a) The State Board of Education shall adopt rules by  
1458 January 1, 2014, to implement developmental education. The rules  
1459 must include:

1460 1. Student attributes that may be considered by  
1461 institutional boards in addition to performance on college  
1462 placement tests, such as grade point averages, work history,  
1463 military experience, career interests, degree major declaration,  
1464 or any combination thereof.

1465 2. Recommended placement options for students performing  
1466 at levels indicating adult education as an appropriate placement  
1467 for students to develop needed college-entry academic skills.

1468 3. Sufficient flexibility for local professional judgment  
1469 and determinations of appropriate student placement.

1470 4. Limits on credit course enrollment for students  
1471 indicating the need for preparatory assistance in two or more  
1472 content areas.

1473 (b) Local policies and practices set by each Florida  
1474 College System institution board of trustees must outline the  
1475 attributes considered by the institution for placement  
1476 determinations, identify instructional options available to  
1477 students, and describe student costs and financial aid  
1478 opportunities associated with each instructional option.  
1479 Placement and instructional options must, at minimum, provide  
1480 for direct placement of a student in a credit course either with

1481 or without institutionally-required co-requisite education,  
1482 mastery-based instruction or accelerated pathways into credit  
1483 courses, or direct placement of a student into adult education  
1484 as appropriate to the student's demonstrated communication or  
1485 computation performance levels. Policies and practices must  
1486 specify limits on credit course enrollment for students  
1487 indicating the need for preparatory assistance, outline  
1488 retesting requirements, and identify options for students  
1489 counseled into adult education as an appropriate placement when  
1490 such instruction is not provided by the institution.

1491 ~~(4) (a) — Students who have been identified as requiring~~  
1492 ~~additional preparation pursuant to subsection (1) shall enroll~~  
1493 ~~in college preparatory or other adult education pursuant to s.~~  
1494 ~~1004.93 in Florida College System institutions to develop needed~~  
1495 ~~college-entry skills. The State Board of Education shall specify~~  
1496 ~~by rule provisions for alternative remediation opportunities and~~  
1497 ~~retesting policies. These students shall be permitted to take~~  
1498 ~~courses within their degree program concurrently in other~~  
1499 ~~curriculum areas for which they are qualified while enrolled in~~  
1500 ~~college-preparatory instruction courses. A student enrolled in a~~  
1501 ~~college-preparatory course may concurrently enroll only in~~  
1502 ~~college credit courses that do not require the skills addressed~~  
1503 ~~in the college-preparatory course. A degree-seeking student who~~  
1504 ~~is required to complete a college-preparatory course must~~  
1505 ~~successfully complete the required college-preparatory studies~~  
1506 ~~by the time the student has accumulated 12 hours of lower-~~  
1507 ~~division college credit degree coursework; however, a student~~  
1508 ~~may continue enrollment in degree-earning coursework provided~~

1509 ~~the student maintains enrollment in college-preparatory~~  
1510 ~~coursework for each subsequent semester until college-~~  
1511 ~~preparatory coursework requirements are completed, and provided~~  
1512 ~~the student demonstrates satisfactory performance in degree-~~  
1513 ~~earning coursework. A student who has accumulated 12 college~~  
1514 ~~credit hours and has not yet demonstrated proficiency in the~~  
1515 ~~basic competency areas of reading, writing, and mathematics must~~  
1516 ~~be advised in writing of the requirements for associate degree~~  
1517 ~~completion and state university admission, including information~~  
1518 ~~about future financial aid eligibility and the potential costs~~  
1519 ~~of accumulating excessive college credit as described in s.~~  
1520 ~~1009.286. Before a student is considered to have met basic~~  
1521 ~~computation and communication skills requirements, the student~~  
1522 ~~must demonstrate successful mastery of the required~~  
1523 ~~developmental education competencies as defined in State Board~~  
1524 ~~of Education rule. Credit awarded for college-preparatory~~  
1525 ~~instruction may not be counted toward fulfilling the number of~~  
1526 ~~credits required for a degree.~~

1527 (c) ~~(b)~~ A university board of trustees may contract with a  
1528 Florida College System institution board of trustees for the  
1529 Florida College System institution to provide developmental  
1530 education ~~such instruction~~ on the state university campus. Any  
1531 state university in which the percentage of incoming students  
1532 requiring developmental education ~~college-preparatory~~  
1533 ~~instruction~~ equals or exceeds the average percentage of such  
1534 students for the Florida College System may offer developmental  
1535 education ~~college-preparatory instruction~~ without contracting  
1536 with a Florida College System institution; however, Florida

1537 | Agricultural and Mechanical University ~~any state university~~  
 1538 | ~~offering college preparatory instruction as of January 1, 1996,~~  
 1539 | may continue to provide such services.

1540 |       (7)~~(5)~~ A student may not be enrolled in a college credit  
 1541 | mathematics or English course on a dual enrollment basis unless  
 1542 | the student has achieved or exceeded the score ~~demonstrated~~  
 1543 | ~~adequate precollegiate preparation on the section of the basic~~  
 1544 | ~~computation and communication skills assessment~~ required  
 1545 | pursuant to subsection (4) ~~(1)~~ that is appropriate for  
 1546 | successful student participation in the course.

1547 |       Section 27. Subsection (4) of section 1008.32, Florida  
 1548 | Statutes, is amended to read:

1549 |       1008.32 State Board of Education oversight enforcement  
 1550 | authority.—The State Board of Education shall oversee the  
 1551 | performance of district school boards and Florida College System  
 1552 | institution boards of trustees in enforcement of all laws and  
 1553 | rules. District school boards and Florida College System  
 1554 | institution boards of trustees shall be primarily responsible  
 1555 | for compliance with law and state board rule.

1556 |       (4) If the State Board of Education determines that a  
 1557 | district school board or Florida College System institution  
 1558 | board of trustees is unwilling or unable to comply with law or  
 1559 | state board rule within the specified time, the state board  
 1560 | shall have the authority to initiate any of the following  
 1561 | actions:

1562 |       (a) Report to the Legislature that the school district or  
 1563 | Florida College System institution is ~~has been~~ unwilling or  
 1564 | unable to comply with law or state board rule and recommend



1565 action to be taken by the Legislature.

1566 ~~(b) Reduce the discretionary lottery appropriation until~~  
 1567 ~~the school district or Florida College System institution~~  
 1568 ~~complies with the law or state board rule.~~

1569 (b)(e) Withhold the transfer of state funds, discretionary  
 1570 grant funds, discretionary lottery funds, or any other funds  
 1571 specified as eligible for this purpose by the Legislature until  
 1572 the school district or Florida College System institution  
 1573 complies with ~~the~~ law or state board rule.

1574 (c)(d) Declare the school district or Florida College  
 1575 System institution ineligible for competitive grants.

1576 (d)(e) Require monthly or periodic reporting on the  
 1577 situation related to noncompliance until it is remedied.

1578 Section 28. Section 1008.322, Florida Statutes, is created  
 1579 to read:

1580 1008.322 Board of Governors oversight enforcement  
 1581 authority.—

1582 (1) The Board of Governors of the State University System  
 1583 shall oversee the performance of state university boards of  
 1584 trustees in the enforcement of laws, rules, and regulations.  
 1585 State university boards of trustees shall be primarily  
 1586 responsible for compliance with laws and Board of Governors'  
 1587 rules and regulations.

1588 (2) The Board of Governors' constitutional authority to  
 1589 operate, regulate, control, and be fully responsible for the  
 1590 management of the entire State University System mandates that  
 1591 the state universities comply with all requests by the Board of  
 1592 Governors for information, data, and reports. The state

1593 university presidents are responsible for the accuracy of the  
 1594 information and data reported to the Board of Governors.

1595 (3) The Chancellor of the State University System may  
 1596 investigate allegations of noncompliance with any law or Board  
 1597 of Governors' rule or regulation and determine probable cause.  
 1598 The chancellor shall report determinations of probable cause to  
 1599 the Board of Governors, which may require the university board  
 1600 of trustees to document compliance with the law or Board of  
 1601 Governors' rule or regulation.

1602 (4) If the university board of trustees cannot  
 1603 satisfactorily document compliance, the Board of Governors may  
 1604 order compliance within a specified timeframe.

1605 (5) If the Board of Governors determines that a state  
 1606 university board of trustees is unwilling or unable to comply  
 1607 with any law or Board of Governors' rule or regulation or audit  
 1608 recommendation within the specified time, the Board of  
 1609 Governors, in addition to actions constitutionally authorized,  
 1610 may initiate any of the following actions:

1611 (a) Withhold the transfer of state funds, discretionary  
 1612 grant funds, discretionary lottery funds, or any other funds  
 1613 appropriated to the Board of Governors by the Legislature for  
 1614 disbursement to the state university until the university  
 1615 complies with the law or Board of Governors' rule or regulation.

1616 (b) Declare the state university ineligible for  
 1617 competitive grants disbursed by the Board of Governors.

1618 (c) Require monthly or periodic reporting on the situation  
 1619 related to noncompliance until it is remedied.

1620 (d) Report to the Legislature that the state university is

1621 unwilling or unable to comply with the law or Board of  
1622 Governors' rule or regulation and recommend action to be taken  
1623 by the Legislature.

1624 (6) Nothing in this section may be construed to create a  
1625 private cause of action or create any rights for individuals or  
1626 entities in addition to those provided elsewhere in law, rule,  
1627 or regulation.

1628 Section 29. Paragraphs (b) and (c) of subsection (3) of  
1629 section 1008.34, Florida Statutes, are amended to read:

1630 1008.34 School grading system; school report cards;  
1631 district grade.—

1632 (3) DESIGNATION OF SCHOOL GRADES.—

1633 (b)1. A school's grade shall be based on a combination of:

1634 a. Student achievement scores, including achievement as  
1635 measured by FCAT assessments under s. 1008.22(3)(c)1.,  
1636 statewide, standardized end-of-course assessments under s.  
1637 1008.22(3)(c)2.a. and b., and achievement scores for students  
1638 seeking a special diploma.

1639 b. Student learning gains in reading and mathematics as  
1640 measured by FCAT and statewide, standardized end-of-course  
1641 assessments, as described in s. 1008.22(3)(c)1. and 2.a.,  
1642 including learning gains for students seeking a special diploma,  
1643 as measured by an alternate assessment.

1644 c. Improvement of the lowest 25th percentile of students  
1645 in the school in reading and mathematics on the FCAT or end-of-  
1646 course assessments described in s. 1008.22(3)(c)2.a., unless  
1647 these students are exhibiting satisfactory performance.

1648 2. Beginning with the 2011-2012 school year, for schools

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1649 comprised of middle school grades 6 through 8 or grades 7 and 8,  
1650 the school's grade shall include the performance and  
1651 participation of its students enrolled in high school level  
1652 courses with end-of-course assessments administered under s.  
1653 1008.22(3)(c)2.a. Performance and participation must be weighted  
1654 equally. As valid data becomes available, the school grades  
1655 shall include the students' attainment of national industry  
1656 certification identified in the Industry Certification Funding  
1657 List pursuant to rules adopted by the state board.

1658 3. Beginning with the 2009-2010 school year for schools  
1659 comprised of high school grades 9, 10, 11, and 12, or grades 10,  
1660 11, and 12, at least 50 percent of the school grade shall be  
1661 based on a combination of the factors listed in sub-  
1662 subparagraphs 1.a.-c. and the remaining percentage on the  
1663 following factors:

1664 a. The high school graduation rate of the school;

1665 b. As valid data becomes available, the performance and  
1666 participation of the school's students in College Board Advanced  
1667 Placement courses, International Baccalaureate courses, dual  
1668 enrollment courses, and Advanced International Certificate of  
1669 Education courses; and the students' achievement of national  
1670 industry certification identified in the Industry Certification  
1671 Funding List, pursuant to rules adopted by the state board;

1672 c. Postsecondary readiness of all of the school's on-time  
1673 graduates as measured by the SAT, the ACT, the Postsecondary  
1674 Education Readiness Test, or the college ~~common~~ placement test;

1675 d. The high school graduation rate of at-risk students,  
1676 who are students scoring at Level 1 or Level 2 on grade 8 FCAT

1677 Reading and FCAT Mathematics;

1678 e. As valid data becomes available, the performance of the  
1679 school's students on statewide, standardized end-of-course  
1680 assessments administered under s. 1008.22(3)(c)2.c. and d.; and

1681 f. The growth or decline in the components listed in sub-  
1682 subparagraphs a.-e. from year to year.

1683 (c) Student assessment data used in determining school  
1684 grades shall include:

1685 1. The aggregate scores of all eligible students enrolled  
1686 in the school who have been assessed on the FCAT and statewide,  
1687 standardized end-of-course assessments in courses required for  
1688 high school graduation, including, beginning with the 2011-2012  
1689 school year, the end-of-course assessment in Algebra I; and  
1690 beginning with the 2012-2013 school year, the end-of-course  
1691 assessments in geometry and Biology I; and beginning with the  
1692 2014-2015 school year, on the statewide, standardized end-of-  
1693 course assessment in civics education at the middle school  
1694 level.

1695 2. The aggregate scores of all eligible students enrolled  
1696 in the school who have been assessed on the FCAT and statewide,  
1697 standardized end-of-course assessments as described in s.  
1698 1008.22(3)(c)2.a., and who have scored at or in the lowest 25th  
1699 percentile of students in the school in reading and mathematics,  
1700 unless these students are exhibiting satisfactory performance.

1701 3. The achievement scores and learning gains of eligible  
1702 students attending alternative schools that provide dropout  
1703 prevention and academic intervention services pursuant to s.  
1704 1003.53. The term "eligible students" in this subparagraph does

1705 not include students attending an alternative school who are  
1706 subject to district school board policies for expulsion for  
1707 repeated or serious offenses, who are in dropout retrieval  
1708 programs serving students who have officially been designated as  
1709 dropouts, or who are in programs operated or contracted by the  
1710 Department of Juvenile Justice. The student performance data for  
1711 eligible students identified in this subparagraph shall be  
1712 included in the calculation of the home school's grade. As used  
1713 in this subparagraph and s. 1008.341, the term "home school"  
1714 means the school to which the student would be assigned if the  
1715 student were not assigned to an alternative school. If an  
1716 alternative school chooses to be graded under this section,  
1717 student performance data for eligible students identified in  
1718 this subparagraph shall not be included in the home school's  
1719 grade but shall be included only in the calculation of the  
1720 alternative school's grade. A school district that fails to  
1721 assign the FCAT and statewide, standardized end-of-course  
1722 assessment as described in s. 1008.22(3)(c)2.a. scores of each  
1723 of its students to his or her home school or to the alternative  
1724 school that receives a grade shall forfeit Florida School  
1725 Recognition Program funds for 1 fiscal year. School districts  
1726 must require collaboration between the home school and the  
1727 alternative school in order to promote student success. This  
1728 collaboration must include an annual discussion between the  
1729 principal of the alternative school and the principal of each  
1730 student's home school concerning the most appropriate school  
1731 assignment of the student.

1732 4. The achievement scores and learning gains of students

1733 designated as hospital- or homebound. Student assessment data  
 1734 for students designated as hospital- or homebound shall be  
 1735 assigned to their home school for the purposes of school grades.  
 1736 As used in this subparagraph, the term "home school" means the  
 1737 school to which a student would be assigned if the student were  
 1738 not assigned to a hospital- or homebound program.

1739 5. For schools comprised of high school grades 9, 10, 11,  
 1740 and 12, or grades 10, 11, and 12, the data listed in  
 1741 subparagraphs 1.-3. and the following data as the Department of  
 1742 Education determines such data are valid and available:

1743 a. The high school graduation rate of the school as  
 1744 calculated by the department;

1745 b. The participation rate of all eligible students  
 1746 enrolled in the school and enrolled in College Board Advanced  
 1747 Placement courses; International Baccalaureate courses; dual  
 1748 enrollment courses; Advanced International Certificate of  
 1749 Education courses; and courses or sequences of courses leading  
 1750 to national industry certification identified in the Industry  
 1751 Certification Funding List, pursuant to rules adopted by the  
 1752 State Board of Education;

1753 c. The aggregate scores of all eligible students enrolled  
 1754 in the school in College Board Advanced Placement courses,  
 1755 International Baccalaureate courses, and Advanced International  
 1756 Certificate of Education courses;

1757 d. Earning of college credit by all eligible students  
 1758 enrolled in the school in dual enrollment programs under s.  
 1759 1007.271;

1760 e. Earning of a national industry certification identified

1761 in the Industry Certification Funding List, pursuant to rules  
 1762 adopted by the State Board of Education;

1763 f. The aggregate scores of all eligible students enrolled  
 1764 in the school in reading, mathematics, and other subjects as  
 1765 measured by the SAT, the ACT, the Postsecondary Education  
 1766 Readiness Test, and the college ~~common~~ placement test for  
 1767 postsecondary readiness;

1768 g. The high school graduation rate of all eligible at-risk  
 1769 students enrolled in the school who scored at Level 2 or lower  
 1770 on grade 8 FCAT Reading and FCAT Mathematics;

1771 h. The performance of the school's students on statewide,  
 1772 standardized end-of-course assessments administered under s.  
 1773 1008.22(3)(c)2.c. and d.; and

1774 i. The growth or decline in the data components listed in  
 1775 sub-subparagraphs a.-h. from year to year.

1776  
 1777 The State Board of Education shall adopt appropriate criteria  
 1778 for each school grade. The criteria must also give added weight  
 1779 to student achievement in reading. Schools earning a grade of  
 1780 "C," making satisfactory progress, shall be required to  
 1781 demonstrate that adequate progress has been made by students in  
 1782 the school who are in the lowest 25th percentile in reading and  
 1783 mathematics on the FCAT and end-of-course assessments as  
 1784 described in s. 1008.22(3)(c)2.a., unless these students are  
 1785 exhibiting satisfactory performance. For schools comprised of  
 1786 high school grades 9, 10, 11, and 12, or grades 10, 11, and 12,  
 1787 the criteria for school grades must also give added weight to  
 1788 the graduation rate of all eligible at-risk students. In order



1789 for a high school to earn a grade of "A," the school must  
 1790 demonstrate that its at-risk students, as defined in this  
 1791 paragraph, are making adequate progress.

1792 Section 30. Subsection (2) of section 1008.37, Florida  
 1793 Statutes, is amended to read:

1794 1008.37 Postsecondary feedback of information to high  
 1795 schools.—

1796 (2) The Commissioner of Education shall report, by high  
 1797 school, to the State Board of Education, the Board of Governors,  
 1798 and the Legislature, no later than November 30 of each year, on  
 1799 the number of prior year Florida high school graduates who  
 1800 enrolled for the first time in public postsecondary education in  
 1801 this state during the previous summer, fall, or spring term,  
 1802 indicating the number of students whose scores on the college  
 1803 ~~common~~ placement test indicated the need for remediation through  
 1804 applied academics for adult education ~~college preparatory or~~  
 1805 ~~vocational preparatory~~ instruction or developmental education  
 1806 pursuant to s. 1004.91 or s. 1008.30.

1807 Section 31. Subsection (3) of section 1009.22, Florida  
 1808 Statutes, is amended to read:

1809 1009.22 Workforce education postsecondary student fees.—

1810 (3) (a) Except as otherwise provided by law, fees for  
 1811 students who are nonresidents for tuition purposes must offset  
 1812 the full cost of instruction. Except for students participating  
 1813 in adult education programs as defined in s. 1004.02(1)-(5),  
 1814 residency of students shall be determined as required in s.  
 1815 1009.21. Fee-nonexempt students enrolled in applied academics  
 1816 for adult education ~~vocational preparatory~~ instruction shall be

1817 | charged fees equal to the fees charged for adult general  
 1818 | education programs. Each Florida College System institution that  
 1819 | conducts developmental education ~~college-preparatory~~ and applied  
 1820 | academics for adult education ~~vocational-preparatory~~ instruction  
 1821 | in the same class section may charge a single fee for both types  
 1822 | of instruction.

1823 |       (b) Each institution that offers adult education programs  
 1824 | as defined in s. 1004.02(1)-(5) shall affirmatively determine  
 1825 | the residency status of each applicant for enrollment in adult  
 1826 | education courses. The residency determination must be  
 1827 | documented by the submission of written or electronic  
 1828 | verification of documents identified in this paragraph. Such  
 1829 | evidence of residency must be clear and convincing. Submission  
 1830 | of any two of the following documents may be determinative of  
 1831 | residency in this state:

- 1832 |           1. A declaration of domicile in Florida.
- 1833 |           2. Proof that the applicant's dependent children are  
 1834 | registered for school in Florida.
- 1835 |           3. Proof that the applicant is employed in Florida.
- 1836 |           4. A Florida voter's registration card or official  
 1837 | correspondence from the supervisor of elections confirming voter  
 1838 | registration in Florida.
- 1839 |           5. A valid Florida driver license.
- 1840 |           6. A valid State of Florida identification card.
- 1841 |           7. A Florida vehicle registration.
- 1842 |           8. Proof that the address listed on the most recent  
 1843 | federal income tax return filed by the applicant is located in  
 1844 | Florida.

1845           9. Proof that the applicant's bank statements and checking  
 1846 accounts are registered at a Florida address.

1847           10. Proof of current payment for utilities at the property  
 1848 for which permanent residency is being claimed.

1849           11. A current lease agreement for property located in  
 1850 Florida.

1851           (c)~~(b)~~ Fees for continuing workforce education shall be  
 1852 locally determined by the district school board or Florida  
 1853 College System institution board. Expenditures for the  
 1854 continuing workforce education program provided by the Florida  
 1855 College System institution or school district must be fully  
 1856 supported by fees. Enrollments in continuing workforce education  
 1857 courses may not be counted for purposes of funding full-time  
 1858 equivalent enrollment.

1859           (d)~~(e)~~ Effective July 1, 2012 ~~2011~~, for programs leading  
 1860 to a career certificate or an applied technology diploma, the  
 1861 standard tuition shall be \$2.33 ~~\$2.22~~ per contact hour for  
 1862 residents and nonresidents and the out-of-state fee shall be  
 1863 \$6.99 ~~\$6.66~~ per contact hour. For adult general education  
 1864 programs, a block tuition of \$45 per half year or \$30 per term  
 1865 shall be assessed for residents and nonresidents, and the out-  
 1866 of-state fee shall be \$135 per half year or \$90 per term. Each  
 1867 district school board and Florida College System institution  
 1868 board of trustees shall adopt policies and procedures for the  
 1869 collection of and accounting for the expenditure of the block  
 1870 tuition. All funds received from the block tuition shall be used  
 1871 only for adult general education programs. Students enrolled in  
 1872 adult general education programs may not be assessed the fees

1873 authorized in subsection (5), subsection (6), or subsection (7).

1874 (e)~~(d)~~ Beginning with the 2008-2009 fiscal year and each  
1875 year thereafter, the tuition and the out-of-state fee per  
1876 contact hour shall increase at the beginning of each fall  
1877 semester at a rate equal to inflation, unless otherwise provided  
1878 in the General Appropriations Act. The Office of Economic and  
1879 Demographic Research shall report the rate of inflation to the  
1880 President of the Senate, the Speaker of the House of  
1881 Representatives, the Governor, and the State Board of Education  
1882 each year before ~~prior to~~ March 1. For purposes of this  
1883 paragraph, the rate of inflation shall be defined as the rate of  
1884 the 12-month percentage change in the Consumer Price Index for  
1885 All Urban Consumers, U.S. City Average, All Items, or successor  
1886 reports as reported by the United States Department of Labor,  
1887 Bureau of Labor Statistics, or its successor for December of the  
1888 previous year. In the event the percentage change is negative,  
1889 the tuition and out-of-state fee shall remain at the same level  
1890 as the prior fiscal year.

1891 (f)~~(e)~~ Each district school board and each Florida College  
1892 System institution board of trustees may adopt tuition and out-  
1893 of-state fees that may vary no more than 5 percent below and 5  
1894 percent above the combined total of the standard tuition and  
1895 out-of-state fees established in paragraph (d) ~~(e)~~.

1896 ~~(f) The maximum increase in resident tuition for any~~  
1897 ~~school district or Florida College System institution during the~~  
1898 ~~2007-2008 fiscal year shall be 5 percent over the tuition~~  
1899 ~~charged during the 2006-2007 fiscal year.~~

1900 (g) The State Board of Education may adopt, by rule, the

1901 definitions and procedures that district school boards and  
 1902 Florida College System institution boards of trustees shall use  
 1903 in the calculation of cost borne by students.

1904 Section 32. Subsection (1), paragraph (b) of subsection  
 1905 (2), paragraphs (a) and (b) of subsection (3), and subsections  
 1906 (6) and (10) of section 1009.23, Florida Statutes, are amended  
 1907 to read:

1908 1009.23 Florida College System institution student fees.-

1909 (1) Unless otherwise provided, this section applies only  
 1910 to fees charged for college credit instruction leading to an  
 1911 associate in arts degree, an associate in applied science  
 1912 degree, an associate in science degree, or a baccalaureate  
 1913 degree authorized pursuant to s. 1007.33, for noncollege credit  
 1914 developmental education ~~college-preparatory courses~~ defined in  
 1915 s. 1004.02, and for educator preparation institute programs  
 1916 defined in s. 1004.85.

1917 (2)

1918 (b) Tuition and out-of-state fees for upper-division  
 1919 courses must reflect the fact that the Florida College System  
 1920 institution has a less expensive cost structure than that of a  
 1921 state university. Therefore, the board of trustees shall  
 1922 establish tuition and out-of-state fees for upper-division  
 1923 courses in baccalaureate degree programs approved pursuant to s.  
 1924 1007.33 consistent with law and proviso language in the General  
 1925 Appropriations Act. However, the board of trustees may ~~not~~ vary  
 1926 tuition and out-of-state fees only as provided in subsection (6)  
 1927 and s. 1009.26(11) (4).

1928 (3) (a) Effective July 1, 2012 ~~2011~~, for advanced and

1929 professional, postsecondary vocational, developmental education  
 1930 ~~college preparatory~~, and educator preparation institute  
 1931 programs, the standard tuition shall be \$71.98 ~~\$68.56~~ per credit  
 1932 hour for residents and nonresidents, and the out-of-state fee  
 1933 shall be \$215.94 ~~\$205.82~~ per credit hour.

1934 (b) Effective July 1, 2012 ~~2011~~, for baccalaureate degree  
 1935 programs, the following tuition and fee rates shall apply:

1936 1. The tuition shall be \$91.79 ~~\$87.42~~ per credit hour for  
 1937 students who are residents for tuition purposes.

1938 2. The sum of the tuition and the out-of-state fee per  
 1939 credit hour for students who are nonresidents for tuition  
 1940 purposes shall be no more than 85 percent of the sum of the  
 1941 tuition and the out-of-state fee at the state university nearest  
 1942 the Florida College System institution.

1943 (6) (a) A Florida College System institution board of  
 1944 trustees that has a service area that borders another state may  
 1945 implement a plan for a differential out-of-state fee.

1946 (b) A Florida College System institution board of trustees  
 1947 may establish a differential out-of-state fee for a student who  
 1948 has been determined to be a nonresident for tuition purposes  
 1949 pursuant to s. 1009.21 and is enrolled in a distance learning  
 1950 course offered by the institution. A differential out-of-state  
 1951 fee established pursuant to this paragraph shall be applicable  
 1952 only to distance learning courses and must be established such  
 1953 that the sum of tuition and the differential out-of-state fee is  
 1954 sufficient to defray the full cost of instruction.

1955 (10) Each Florida College System institution board of  
 1956 trustees is authorized to establish a separate fee for

1957 | technology, which may not exceed 5 percent of tuition per credit  
 1958 | hour or credit-hour equivalent for resident students and may not  
 1959 | exceed 5 percent of tuition and the out-of-state fee per credit  
 1960 | hour or credit-hour equivalent for nonresident students.  
 1961 | Revenues generated from the technology fee shall be used to  
 1962 | enhance instructional technology resources for students and  
 1963 | faculty. The technology fee may apply to both college credit and  
 1964 | developmental education ~~college-preparatory instruction~~ and  
 1965 | shall not be included in any award under the Florida Bright  
 1966 | Futures Scholarship Program. Fifty percent of technology fee  
 1967 | revenues may be pledged by a Florida College System institution  
 1968 | board of trustees as a dedicated revenue source for the  
 1969 | repayment of debt, including lease-purchase agreements, not to  
 1970 | exceed the useful life of the asset being financed. Revenues  
 1971 | generated from the technology fee may not be bonded.

1972 |         Section 33. Paragraphs (c) and (d) of subsection (1) and  
 1973 | subsection (2) of section 1009.25, Florida Statutes, are amended  
 1974 | to read:

1975 |             1009.25 Fee exemptions.—

1976 |             (1) The following students are exempt from the payment of  
 1977 | tuition and fees, including lab fees, at a school district that  
 1978 | provides workforce education programs, Florida College System  
 1979 | institution, or state university:

1980 |             (c) A student who is or was at the time he or she reached  
 1981 | 18 years of age in the custody of the Department of Children and  
 1982 | Family Services or who, after spending at least 6 months in the  
 1983 | custody of the department after reaching 16 years of age, was  
 1984 | placed in a guardianship by the court. Such exemption includes

1985 fees associated with enrollment in applied academics for adult  
 1986 education ~~career-preparatory~~ instruction. The exemption remains  
 1987 valid until the student reaches 28 years of age.

1988 (d) A student who is or was at the time he or she reached  
 1989 18 years of age in the custody of a relative under s. 39.5085 or  
 1990 who was adopted from the Department of Children and Family  
 1991 Services after May 5, 1997. Such exemption includes fees  
 1992 associated with enrollment in applied academics for adult  
 1993 education ~~career-preparatory~~ instruction. The exemption remains  
 1994 valid until the student reaches 28 years of age.

1995 (2) Each Florida College System institution is authorized  
 1996 to grant student fee exemptions from all fees adopted by the  
 1997 State Board of Education and the Florida College System  
 1998 institution board of trustees for up to 54 ~~40~~ full-time  
 1999 equivalent students or 1 percent of the institution's total  
 2000 full-time equivalent enrollment, whichever is greater, at each  
 2001 institution.

2002 Section 34. Subsection (11) is added to section 1009.26,  
 2003 Florida Statutes, to read:

2004 1009.26 Fee waivers.—

2005 (11) A Florida College System institution may waive any  
 2006 portion of the tuition, the activity and service fee, the  
 2007 financial aid fee, the technology fee, and the capital  
 2008 improvement fee for the purpose of offering a baccalaureate  
 2009 degree for state residents for which the cost of tuition and the  
 2010 fees specified in this subsection does not exceed \$10,000 for  
 2011 the entire degree program. Waivers provided pursuant to this  
 2012 subsection shall be applicable for upper-level courses not to



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2013 | exceed 100 percent of the number of required credit hours of the  
 2014 | baccalaureate degree program for which the student is determined  
 2015 | eligible.

2016 | Section 35. Section 1009.28, Florida Statutes, is amended  
 2017 | to read:

2018 | 1009.28 Fees for repeated enrollment in developmental  
 2019 | education ~~college-preparatory~~ classes.—A student enrolled in the  
 2020 | same developmental education ~~college-preparatory~~ class more than  
 2021 | twice shall pay 100 percent of the full cost of instruction to  
 2022 | support continuous enrollment of that student in the same class,  
 2023 | and the student shall not be included in calculations of full-  
 2024 | time equivalent enrollments for state funding purposes; however,  
 2025 | students who withdraw or fail a class due to extenuating  
 2026 | circumstances may be granted an exception only once for each  
 2027 | class, provided approval is granted according to policy  
 2028 | established by the board of trustees. Each Florida College  
 2029 | System institution may review and reduce fees paid by students  
 2030 | due to continued enrollment in a developmental education  
 2031 | ~~college-preparatory~~ class on an individual basis contingent upon  
 2032 | the student's financial hardship, pursuant to definitions and  
 2033 | fee levels established by the State Board of Education.

2034 | Section 36. Subsection (3) of section 1009.40, Florida  
 2035 | Statutes, is amended to read:

2036 | 1009.40 General requirements for student eligibility for  
 2037 | state financial aid awards and tuition assistance grants.—

2038 | (3) Undergraduate students are eligible to receive  
 2039 | financial aid for a maximum of 8 semesters or 12 quarters.

2040 | However, undergraduate students participating in developmental

2041 | education ~~college-preparatory instruction~~, students requiring  
 2042 | additional time to complete the college-level communication and  
 2043 | computation skills testing programs, or students enrolled in a  
 2044 | 5-year undergraduate degree program are eligible to receive  
 2045 | financial aid for a maximum of 10 semesters or 15 quarters.

2046 | Section 37. Subsection (10) of section 1009.53, Florida  
 2047 | Statutes, is amended to read:

2048 | 1009.53 Florida Bright Futures Scholarship Program.—

2049 | (10) Funds from any scholarship within the Florida Bright  
 2050 | Futures Scholarship Program may not be used to pay for remedial  
 2051 | coursework or developmental education ~~college-preparatory~~  
 2052 | ~~coursework~~.

2053 | Section 38. Subsection (7) of section 1009.531, Florida  
 2054 | Statutes, is amended to read:

2055 | 1009.531 Florida Bright Futures Scholarship Program;  
 2056 | student eligibility requirements for initial awards.—

2057 | ~~(7) To be eligible for an initial award and each renewal~~  
 2058 | ~~award under the Florida Bright Futures Scholarship Program, a~~  
 2059 | ~~student must submit a Free Application for Federal Student Aid~~  
 2060 | ~~which is complete and error free prior to disbursement.~~

2061 | Section 39. Subsection (6) of section 1009.73, Florida  
 2062 | Statutes, is amended to read:

2063 | 1009.73 Mary McLeod Bethune Scholarship Program.—

2064 | (6) The amount of the scholarship to be granted to each  
 2065 | recipient is \$3,000 annually. Priority in the awarding of  
 2066 | scholarships shall be given to students having financial need as  
 2067 | determined by the institution. If funds are insufficient to  
 2068 | provide the full amount of the scholarship authorized in this

2069 section to each eligible applicant, the institution may prorate  
 2070 available funds and make a partial award to each eligible  
 2071 applicant. A student may not receive an award for more than the  
 2072 equivalent of 8 semesters or 12 quarters over a period of 6  
 2073 consecutive years, except that a student who is participating in  
 2074 developmental education ~~college-preparatory instruction~~ or who  
 2075 requires additional time to complete the college-level  
 2076 communication and computation skills testing program may  
 2077 continue to receive a scholarship while enrolled for the purpose  
 2078 of receiving developmental education ~~college-preparatory~~  
 2079 ~~instruction~~ or while completing the testing program.

2080 Section 40. Subsection (4) of section 1009.89, Florida  
 2081 Statutes, is amended to read:

2082 1009.89 The William L. Boyd, IV, Florida resident access  
 2083 grants.—

2084 (4) A person is eligible to receive such William L. Boyd,  
 2085 IV, Florida resident access grant if:

2086 (a) He or she meets the general requirements, including  
 2087 residency, for student eligibility as provided in s. 1009.40,  
 2088 except as otherwise provided in this section; and

2089 (b)1. He or she is enrolled as a full-time undergraduate  
 2090 student at an eligible college or university;

2091 2. He or she is not enrolled in a program of study leading  
 2092 to a degree in theology or divinity; and

2093 3. He or she is making satisfactory academic progress as  
 2094 defined by the college or university in which he or she is  
 2095 enrolled. ~~;~~ and

2096 ~~(c) He or she submits a Free Application for Federal~~

2097 ~~Student Aid which is complete and error free prior to~~  
 2098 ~~disbursement.~~

2099 Section 41. Subsection (4) of section 1009.891, Florida  
 2100 Statutes, is amended to read:

2101 1009.891 The Access to Better Learning and Education Grant  
 2102 Program.—

2103 (4) A person is eligible to receive an access grant if:

2104 (a) He or she meets the general requirements, including  
 2105 residency, for student eligibility as provided in s. 1009.40,  
 2106 except as otherwise provided in this section; and

2107 (b)1. He or she is enrolled as a full-time undergraduate  
 2108 student at an eligible college or university in a program of  
 2109 study leading to a baccalaureate degree;

2110 2. He or she is not enrolled in a program of study leading  
 2111 to a degree in theology or divinity; and

2112 3. He or she is making satisfactory academic progress as  
 2113 defined by the college or university in which he or she is  
 2114 enrolled. ~~;~~ and

2115 ~~(c) He or she submits a Free Application for Federal~~  
 2116 ~~Student Aid which is complete and error free prior to~~  
 2117 ~~disbursement.~~

2118 Section 42. Effective upon the effective date of section  
 2119 1008.44, Florida Statutes, as created by HB 7091 or similar  
 2120 legislation, if such legislation is adopted in the same  
 2121 legislative session or an extension thereof and becomes law,  
 2122 subsections (4), (6), and (10) of section 1011.80, Florida  
 2123 Statutes, are amended to read:

2124 1011.80 Funds for operation of workforce education

2125 programs.—

2126 (4) Funding for all workforce education programs must be  
2127 based on cost categories, performance output measures, and  
2128 performance outcome measures.

2129 (a) The cost categories must be calculated to identify  
2130 high-cost programs, medium-cost programs, and low-cost programs.  
2131 The cost analysis used to calculate and assign a program of  
2132 study to a cost category must include at least both direct and  
2133 indirect instructional costs, consumable supplies, equipment,  
2134 and standard program length.

2135 ~~(b)1. The performance output measure for career education~~  
2136 ~~programs of study is student completion of a career program of~~  
2137 ~~study that leads to an occupational completion point associated~~  
2138 ~~with a certificate; an apprenticeship program; or a program that~~  
2139 ~~leads to an applied technology diploma or an associate in~~  
2140 ~~applied science or associate in science degree. Performance~~  
2141 ~~output measures for registered apprenticeship programs shall be~~  
2142 ~~based on program lengths that coincide with lengths established~~  
2143 ~~pursuant to the requirements of chapter 446.~~

2144 (b)2. The performance output measure for an adult general  
2145 education course of study is measurable improvement in student  
2146 skills. This measure shall include improvement in literacy  
2147 skills, grade level improvement as measured by an approved test,  
2148 or attainment of a State of Florida diploma or an adult high  
2149 school diploma.

2150 (c) The performance outcome measures for adult general  
2151 ~~workforce~~ education programs are associated with placement and  
2152 retention of students after reaching a completion point or

2153 completing a program of study. These measures include placement  
 2154 or retention in employment ~~that is related to the program of~~  
 2155 ~~study; placement into or retention in employment in an~~  
 2156 ~~occupation on the Workforce Estimating Conference list of high-~~  
 2157 ~~wage, high-skill occupations with sufficient openings, or other~~  
 2158 ~~High Wage/High Skill Program occupations as determined by~~  
 2159 ~~Workforce Florida, Inc.; and placement and retention of~~  
 2160 ~~participants or former participants in the welfare transition~~  
 2161 ~~program in employment.~~ Continuing postsecondary education at a  
 2162 level that will further enhance employment is a performance  
 2163 outcome for adult general education programs. ~~Placement and~~  
 2164 ~~retention must be reported pursuant to ss. 1008.39 and 1008.43.~~

2165 (6) (a) A school district or a Florida College System  
 2166 institution that provides workforce education programs shall  
 2167 receive funds in accordance with distributions for base and  
 2168 performance funding established by the Legislature in the  
 2169 General Appropriations Act. To ensure equitable funding for all  
 2170 school district workforce education programs and to recognize  
 2171 enrollment growth, the Department of Education shall use the  
 2172 funding model developed by the District Workforce Education  
 2173 Funding Steering Committee to determine each district's  
 2174 workforce education funding needs. To assist the Legislature in  
 2175 allocating workforce education funds in the General  
 2176 Appropriations Act, the funding model shall annually be provided  
 2177 to the legislative appropriations committees no later than March  
 2178 1.

2179 (b) Performance funding for industry certifications for  
 2180 school district workforce education programs is contingent upon

2181 specific appropriation in the General Appropriations Act and  
 2182 shall be determined as follows:

2183 1. Occupational areas for which industry certifications  
 2184 may be earned, as established in the General Appropriations Act,  
 2185 are eligible for performance funding. Priority shall be given to  
 2186 the occupational areas emphasized in state, national, or  
 2187 corporate grants provided to Florida educational institutions.

2188 2. The Chancellor of Career and Adult Education shall  
 2189 identify the industry certifications eligible for funding on the  
 2190 Postsecondary Industry Certification Funding List adopted by the  
 2191 State Board of Education pursuant to s. 1008.44, based on the  
 2192 occupational areas specified in the General Appropriations Act.

2193 3. Subject to funds allocated in the General  
 2194 Appropriations Act, each school district shall be provided  
 2195 \$1,000 for each industry certification earned by a workforce  
 2196 education student. The maximum amount of funding appropriated  
 2197 for performance funding pursuant to this paragraph shall be  
 2198 limited to \$15 million annually. If funds are insufficient to  
 2199 fully fund the calculated total award, such funds shall be  
 2200 prorated.

2201 (c) ~~(b)~~ A program is established to assist school districts  
 2202 and Florida College System institutions in responding to the  
 2203 needs of new and expanding businesses and thereby strengthening  
 2204 the state's workforce and economy. The program may be funded in  
 2205 the General Appropriations Act. The district or Florida College  
 2206 System institution shall use the program to provide customized  
 2207 training for businesses which satisfies the requirements of s.  
 2208 288.047. Business firms whose employees receive the customized

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2209 training must provide 50 percent of the cost of the training.  
2210 Balances remaining in the program at the end of the fiscal year  
2211 shall not revert to the general fund, but shall be carried over  
2212 for 1 additional year and used for the purpose of serving  
2213 incumbent worker training needs of area businesses with fewer  
2214 than 100 employees. Priority shall be given to businesses that  
2215 must increase or upgrade their use of technology to remain  
2216 competitive.

2217 (10) A high school student dually enrolled under s.  
2218 1007.271 in a workforce education program operated by a Florida  
2219 College System institution or school district career center  
2220 generates the amount calculated for workforce education funding,  
2221 including any payment of performance funding, and the  
2222 proportional share of full-time equivalent enrollment generated  
2223 through the Florida Education Finance Program for the student's  
2224 enrollment in a high school. If a high school student is dually  
2225 enrolled in a Florida College System institution program,  
2226 including a program conducted at a high school, the Florida  
2227 College System institution earns the funds generated for  
2228 workforce education funding, and the school district earns the  
2229 proportional share of full-time equivalent funding from the  
2230 Florida Education Finance Program. If a student is dually  
2231 enrolled in a career center operated by the same district as the  
2232 district in which the student attends high school, that district  
2233 earns the funds generated for workforce education funding and  
2234 also earns the proportional share of full-time equivalent  
2235 funding from the Florida Education Finance Program. If a student  
2236 is dually enrolled in a workforce education program provided by



2237 a career center operated by a different school district, the  
2238 funds must be divided between the two school districts  
2239 proportionally from the two funding sources. A student may not  
2240 be reported for funding in a dual enrollment workforce education  
2241 program unless the student has completed the basic skills  
2242 assessment pursuant to s. 1004.91. A student who is coenrolled  
2243 in a K-12 education program and an adult education program may  
2244 ~~not~~ be reported for purposes of funding in an adult education  
2245 program. If a student is, ~~except that for the 2011-2012 and~~  
2246 ~~2012-2013 fiscal years, students who are~~ coenrolled in core  
2247 curricula courses for credit recovery or dropout prevention  
2248 purposes and does ~~do~~ not have a pattern of excessive absenteeism  
2249 or habitual truancy or a history of disruptive behavior in  
2250 school, the student may be reported for funding for up to two  
2251 courses ~~per student~~. Such a student is ~~students are~~ exempt from  
2252 the payment of the block tuition for adult general education  
2253 programs provided in s. 1009.22(3)(d) ~~1009.22(3)(e)~~. The  
2254 Department of Education shall develop a list of courses to be  
2255 designated as core curricula courses for the purposes of  
2256 coenrollment.

2257 Section 43. Effective upon the effective date of section  
2258 1008.44, Florida Statutes, as created by HB 7091 or similar  
2259 legislation, if such legislation is adopted in the same  
2260 legislative session or an extension thereof and becomes law,  
2261 subsections (2) and (3) of section 1011.81, Florida Statutes,  
2262 are renumbered as subsections (4) and (5), respectively, and  
2263 new subsections (2) and (3) are added to that section to read:  
2264 1011.81 Florida College System Program Fund.—

2265           (2) Performance funding for industry certifications for  
2266 Florida College System institutions is contingent upon specific  
2267 appropriation in the General Appropriations Act and shall be  
2268 determined as follows:

2269           (a) Occupational areas for which industry certifications  
2270 may be earned, as established in the General Appropriations Act,  
2271 are eligible for performance funding. Priority shall be given to  
2272 the occupational areas emphasized in state, national, or  
2273 corporate grants provided to Florida educational institutions.

2274           (b) The Chancellor of the Florida College System shall  
2275 identify the industry certifications eligible for funding on the  
2276 Postsecondary Industry Certification Funding List adopted by the  
2277 State Board of Education pursuant to s. 1008.44, based on the  
2278 occupational areas specified in the General Appropriations Act.

2279           (c) Subject to funds allocated in the General  
2280 Appropriations Act, each Florida College System institution  
2281 shall be provided \$500 for each industry certification earned by  
2282 a student and an additional \$500 for each graduate who earned an  
2283 industry certification and is employed after earning the  
2284 industry certification. The maximum amount of funding  
2285 appropriated for performance funding pursuant to this section  
2286 shall be limited to \$15 million annually. If funds are  
2287 insufficient to fully fund the calculated total award, such  
2288 funds shall be prorated.

2289           (3) The State Board of Education, in consultation with the  
2290 Florida College System Council of Presidents, shall adopt a  
2291 methodology for allocation of performance funding to the Florida  
2292 College System institutions. Performance funding for the

2293 institutions is contingent upon specific appropriation in the  
 2294 General Appropriations Act and shall be determined using the  
 2295 following accountability metrics to demonstrate an institution's  
 2296 improvement and success in achieving the state's goal for higher  
 2297 education:

2298 (a) Percentage of graduates employed or enrolled in  
 2299 further education.

2300 (b) Average wages of employed graduates.

2301 (c) Average cost per graduate.

2302 Section 44. Paragraph (b) of subsection (1) of section  
 2303 1011.84, Florida Statutes, is amended to read:

2304 1011.84 Procedure for determining state financial support  
 2305 and annual apportionment of state funds to each Florida College  
 2306 System institution district.—The procedure for determining state  
 2307 financial support and the annual apportionment to each Florida  
 2308 College System institution district authorized to operate a  
 2309 Florida College System institution under the provisions of s.  
 2310 1001.61 shall be as follows:

2311 (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE FLORIDA  
 2312 COLLEGE SYSTEM PROGRAM FUND FOR THE CURRENT OPERATING PROGRAM.—

2313 (b) The allocation of funds for Florida College System  
 2314 institutions shall be based on advanced and professional  
 2315 disciplines, developmental education ~~college-preparatory~~  
 2316 ~~programs~~, and other programs for adults funded pursuant to s.  
 2317 1011.80.

2318 Section 45. Effective upon the effective date of section  
 2319 1008.44, Florida Statutes, as created by HB 7091 or similar  
 2320 legislation, if such legislation is adopted in the same

2321 legislative session or an extension thereof and becomes law,  
 2322 subsection (1) and paragraph (a) of subsection (3) of section  
 2323 1011.905, Florida Statutes, are amended to read:

2324 1011.905 Performance funding for state universities.—

2325 (1) State performance funds for the State University  
 2326 System shall be based on indicators of system and institutional  
 2327 attainment of performance expectations. For the 2012-2013  
 2328 through at least the 2016-2017 and 2013-2014 fiscal years, the  
 2329 Board of Governors shall review and rank each state university  
 2330 that applies for performance funding, as provided in the General  
 2331 Appropriations Act, based on the following formula:

2332 (a) Twenty-five percent of a state university's score  
 2333 shall be based on the percentage of employed graduates who have  
 2334 earned degrees in the following programs:

2335 1. For the 2012-2013 and 2013-2014 fiscal years:

2336 a.1. Computer and information science;

2337 b.2. Computer engineering;

2338 c.3. Information systems technology;

2339 d.4. Information technology; and

2340 e.5. Management information systems.

2341  
 2342 The 2012-2013 award recipients shall receive the same award for  
 2343 2013-2014.

2344 2. For the 2013-2014 and 2014-2015 fiscal years, high-  
 2345 demand programs of emphasis determined by the Board of Governors  
 2346 using the gap-analysis data required by s. 1001.706(5).

2347 3. For the 2013-2014 and 2014-2015 fiscal years, a  
 2348 master's degree in cloud virtualization technology and related

2349 large data management.

2350 (b) Twenty-five percent of a state university's score  
2351 shall be based on the percentage of graduates who have earned  
2352 baccalaureate degrees in the programs in paragraph (a) and who  
2353 have earned industry certifications identified on the  
2354 Postsecondary Industry Certification Funding List adopted by the  
2355 State Board of Education pursuant to s. 1008.44 in a related  
2356 field from a Florida College System institution or state  
2357 university prior to graduation.

2358 (c) Fifty percent of a state university's score shall be  
2359 based on factors determined by the Board of Governors which  
2360 relate to increasing the probability that graduates who have  
2361 earned degrees in the programs described in paragraph (a) will  
2362 be employed in high-skill, high-wage, and high-demand  
2363 employment.

2364 (3) (a) Each year, the Board of Governors shall award up to  
2365 \$15 million to the highest-ranked state universities in support  
2366 of each program identified in paragraph (1) (a) from funds  
2367 appropriated for the purposes in this section and as specified  
2368 in the General Appropriations Act. The award per state  
2369 university shall be a minimum of 25 percent of the total amount  
2370 appropriated pursuant to this section.

2371 Section 46. Section 1011.906, Florida Statutes, is created  
2372 to read:

2373 1011.906 Performance funding of accountability metrics for  
2374 state universities.-

2375 (1) State performance funds for the State University  
2376 System shall be based on indicators of system and institution

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2377 attainment of performance expectations. These funds shall be  
2378 expended in accordance with approved university operating  
2379 budgets and shall be determined using the following  
2380 accountability metrics to demonstrate an institution's  
2381 improvement and success in achieving the state's goal for higher  
2382 education:

2383 (a) Percentage of graduates employed or enrolled in  
2384 further education.

2385 (b) Average wages of employed graduates.

2386 (c) Average cost per graduate.

2387 (2) The Board of Governors shall adopt a methodology for  
2388 the allocation of performance funding based upon the metrics in  
2389 subsection (1) on or before October 31, 2013.

2390 (3) Performance funding for the institutions is contingent  
2391 upon specific appropriation in the General Appropriations Act.

2392 Section 47. Except as otherwise expressly provided in this  
2393 act, this act shall take effect July 1, 2013.