

1 A bill to be entitled
2 An act relating to workforce related programs and
3 services; creating s. 14.36, F.S.; creating the Office
4 of Reimagining Education and Career Help Act for
5 certain purposes; creating the Office of Reimagining
6 Education and Career Help within the Executive Office
7 of the Governor for a specified purpose; providing
8 definitions; providing the duties of the office;
9 requiring the office to create a specified strategy;
10 providing requirements for such strategy; requiring
11 the office to establish a workforce opportunity
12 portal; providing requirements related to the portal;
13 requiring a report to the Legislature; amending s.
14 216.136, F.S.; renaming the Workforce Estimating
15 Conference as the Labor Market Estimating Conference;
16 removing requirements of the Workforce Estimating
17 Conference; providing requirements for the Labor
18 Market Estimating Conference; amending s. 288.047,
19 F.S.; requiring participants of the Quick-Response
20 Training Program to earn at or above minimum wage;
21 amending s. 445.002, F.S.; revising the definition of
22 the term "for cause"; amending s. 445.003, F.S.;
23 revising requirements for Workforce Innovation and
24 Opportunity Act Title I funds; requiring, rather than
25 authorizing, the executive director of the state

26 workforce development board to work with the
27 Department of Economic Opportunity for certain
28 purposes; providing duties of the department for the
29 implementation of the federal Workforce Innovation and
30 Opportunity Act; amending s. 445.004, F.S.; revising
31 the composition of the state board; requiring the
32 state board to appoint a Credentials Review Committee
33 for a specified purpose; providing the composition of
34 the committee; requiring certain information to be
35 accessible to the public; providing duties and
36 requirements of the committee; specifying entities
37 that can authorize certain expenditures; providing and
38 revising requirements for the state board in order to
39 achieve certain purposes; requiring the state board,
40 in consultation with the department, to submit a
41 report to the Governor and Legislature; providing and
42 revising reporting requirements; removing certain
43 auditing authority of the Auditor General; requiring
44 local performance accountability measures to be based
45 on identified local area needs; amending s. 445.006,
46 F.S.; providing requirements for the state plan for
47 workforce development; requiring the department to
48 prepare a federal waiver for specified purposes;
49 amending s. 445.007, F.S.; requiring certain
50 information be accessible on the website of a local

51 workforce development board or department; providing
52 term limits; providing an exception; requiring actions
53 of the local board to be consistent with federal and
54 state law; providing requirements for certain
55 contracts between a local board and certain entities;
56 providing an exception; requiring the department to
57 review certain documentation when considering whether
58 to approve a contract; removing authority for a local
59 board to review a decision by the department to deny a
60 contract; requiring a local board to disclose certain
61 compensation information to the department; amending
62 s. 445.009, F.S.; requiring a certain final payment
63 amount to Individual Training Accounts; conforming
64 provisions to changes made by the act; amending s.
65 445.033, F.S.; requiring the department and the
66 Department of Children and Families, rather than the
67 state board, to measure the performance of certain
68 workforce related programs; requiring the state board
69 to consult with local boards; requiring local boards
70 to provide quarterly reports to the state board with
71 certain information; requiring, rather than
72 authorizing, the state board and the department to
73 share certain information; amending s. 445.038, F.S.;
74 conforming provisions to changes made by the act;
75 amending s. 570.07, F.S.; requiring the Department of

76 | Agriculture and Consumer Services to submit certain
77 | information to the Credentials Review Committee for
78 | placement on the Master Credentials List, rather than
79 | the CAPE Industry Certification Funding List or CAPE
80 | Postsecondary Industry Certification Funding List;
81 | amending s. 1001.706, F.S.; revising and providing
82 | requirements for the Board of Governors' strategic
83 | plan; removing criteria for the designation of high-
84 | demand programs of emphasis; amending s. 1003.4203,
85 | F.S.; specifying where the Department of Education has
86 | to identify CAPE Digital Tool certificates; removing
87 | the deadline for such identification; removing
88 | specified skills that have to be mastered; authorizing
89 | courses identified in the CAPE Industry Certification
90 | Funding List to articulate for college credit;
91 | removing the course limit; amending s. 1003.491, F.S.;
92 | requiring certain strategic plans to use labor
93 | projections identified by the Labor Market Estimating
94 | Conference; providing and revising the information
95 | that the Commission of Education must review for the
96 | annual review of K-12 and postsecondary career and
97 | technical education offerings; requiring the
98 | Department of Education to adopt rules; amending s.
99 | 1003.492, F.S.; providing that industry certification
100 | is achieved when a student receives a credential that

101 is identified on the Master Credentials List;
102 conforming provisions to changes made by the act;
103 amending s. 1003.4935, F.S.; conforming provisions to
104 changes made by the act; amending s. 1004.013, F.S.;
105 creating the Strategic Efforts to Achieve Self-
106 Sufficiency consisting of the workforce opportunity
107 portal, the Open Door Grant Program, and the Money-
108 Back Guarantee Program; amending s. 1004.015, F.S.;
109 providing responsibilities of the Florida Talent
110 Development Council relating to the healthcare
111 workforce in the state; providing responsibilities of
112 the Board of Governors and the State Board of
113 Education; requiring an analysis by a specified date;
114 specifying data to be provided by such analysis;
115 amending s. 1004.02, F.S.; revising definitions;
116 amending s. 1008.39, F.S.; conforming provisions to
117 changes made by the act; amending s. 1008.40, F.S.;
118 providing requirements for design specifications for
119 the Workforce Development Information System;
120 requiring the Department of Education to work with
121 certain entities to develop certain metrics; providing
122 requirements for a workforce development metrics
123 dashboard; amending s. 1008.41, F.S.; conforming
124 provisions to changes made by the act; amending s.
125 1008.44, F.S.; removing the CAPE Postsecondary

126 Industry Certification Funding List; requiring the
127 State Board of Education to annually adopt, based on
128 recommendations by the Commissioner of Education, the
129 CAPE Industry Certification Funding List; providing
130 certificates, certifications, and courses that may be
131 included on the list; requiring the Commissioner of
132 Education to conduct certain review and make
133 recommendations; requiring the recommendations be
134 provided to the Governor and Legislature by specified
135 date; requiring the CAPE Industry Certification
136 Funding List be used to determine certain funding
137 distributions; conforming provisions to changes made
138 by the act; creating s. 1009.895, F.S.; creating the
139 Open Door Grant Program; providing definitions;
140 providing the purpose of the program; requiring the
141 Department of Education, upon the availability of
142 funds, to provide certain grants; providing for the
143 distribution of the grant to a student and
144 reimbursement to an institution; prohibiting the
145 reduction of the grant based on certain financial aid;
146 providing requirements for the department in
147 administering the grant program; requiring the
148 department to report certain information to the State
149 Board of Education annually; requiring the department
150 to adopt rules; amending s. 1011.80, F.S.; requiring

151 approval by the State Board of Education to conduct
152 workforce education programs; requiring the State
153 Board of Education to establish criteria for the
154 approval of new workforce education programs;
155 providing requirements for the criteria; authorizing
156 the State Board of Education to modify or terminate a
157 workforce education program; exempting
158 preapprenticeship and apprenticeship programs from
159 continuing workforce education requirements relating
160 to state funding and fees; requiring the Credentials
161 Review Committee to develop a returned-value funding
162 formula by a specified time; conforming provisions to
163 changes made by the act; amending s. 1011.801, F.S.;
164 conforming a provision to changes made by the act;
165 amending s. 1011.802, F.S.; requiring the Department
166 of Education to award grants for preapprenticeship
167 programs, in addition to apprenticeship programs, that
168 meet certain criteria; authorizing grant funds to be
169 used for instructional personnel; requiring the
170 department to report certain information annually on
171 its website; authorizing the department to use certain
172 funds to administer the grant program; requiring the
173 State Board of Education to adopt rules; creating s.
174 1011.803, F.S.; creating the Money-Back Guarantee
175 Program to help individuals achieve self-sufficiency;

176 requiring each school district and Florida College
 177 System Institution to offer a money-back guarantee on
 178 certain programs by a specified time and to establish
 179 student eligibility criteria; requiring each school
 180 district and Florida College System institution to
 181 notify the State Board of Education of its program by
 182 a specified date; requiring information about the
 183 program to be posted on certain websites; requiring a
 184 report to the Governor and Legislature; amending s.
 185 1011.81, F.S.; requiring the Credentials Review
 186 Committee to develop a returned-value funding formula
 187 by a specified time; conforming provisions to changes
 188 made by the act; providing an effective date.

189
 190 Be It Enacted by the Legislature of the State of Florida:

191
 192 Section 1. Section 14.36, Florida Statutes, is created to
 193 read:

194 14.36 Reimagining Education and Career Help Act.—The
 195 Reimagining Education and Career Help Act is created to address
 196 the evolving needs of Florida's economy by increasing the level
 197 of collaboration and cooperation among state businesses and
 198 education communities while improving training within and equity
 199 and access to a more integrated workforce and education system
 200 for all Floridians.

201 (1) The Office of Reimagining Education and Career Help is
202 created in the Executive Office of the Governor to facilitate
203 alignment and coordination of entities responsible for the
204 state's workforce development system. The head of the office is
205 the Director of the Office of Reimagining Education and Career
206 Help. The Director of the Office of Reimagining Education and
207 Career Help shall be appointed by and shall serve at the
208 pleasure of the Governor.

209 (2) As used in this section, the term:

210 (a) "Credential" means an apprenticeship certificate,
211 industry certification, license, advanced technical certificate,
212 college credit certificate, career certificate, applied
213 technology diploma, associate in applied science degree,
214 associate in science degree, bachelors of applied science
215 degree, and bachelors of science degree.

216 (b) "Office" means the Office of Reimagining Education and
217 Career Help.

218 (c) "Workforce development system" means the entities and
219 activities that contribute to the state's talent pipeline system
220 through education, training, and support services that prepare
221 individuals for employment or career advancement, and the
222 entities that are responsible for oversight or conducting those
223 activities such as CareerSource Florida, Inc., local workforce
224 development boards, one-stop career centers, the Department of
225 Economic Opportunity, the Department of Education, and the

226 Department of Children and Families.

227 (d) "Workforce education region" means areas of the state
 228 identified by the Department of Education, in collaboration with
 229 the Department of Economic Opportunity, to maximize resource
 230 allocation by combining two or more sources of funding to
 231 integrate education and training in order to improve access to
 232 credentials of value for participants in adult education
 233 programs.

234 (e) "Workforce related program" means a program operated,
 235 delivered, or enabled, in whole or in part, by a state or local
 236 entity using federal funds or state appropriations to offer
 237 incentives, funding, support, or guidance for any of the
 238 following purposes:

- 239 1. Job training.
- 240 2. The attainment of a credential of value identified
 241 pursuant to s. 445.004(4)(h)4.c.
- 242 3. The attainment of a postsecondary degree or credential.
- 243 4. The provision of other types of employment assistance.
- 244 5. Any other program that has, at least in part, the goal
 245 of securing employment or better employment for an individual
 246 and receives federal funds or a state appropriation.

247 (3) The duties of the office are to:

248 (a) Serve as the advisor to the Governor on matters
 249 related to the state's workforce development system.

250 (b) Establish criteria and goals for workforce development

251 and diversification in the state's workforce development system.

252 (c) Provide strategies to align and improve efficiency in
253 the state's workforce development system and the delivery of
254 workforce related programs.

255 (d) Coordinate state and federal workforce related
256 programs, plans, resources, and activities provided by
257 CareerSource Florida, Inc., the Department of Economic
258 Opportunity, and the Department of Education.

259 (e) Oversee the Workforce Development Information System
260 described in s. 1008.40 to verify the validity of data collected
261 and monitor compliance of workforce related programs and
262 education and training programs with applicable federal and
263 state requirements as authorized by federal and state law.

264 (f) Serve on the Credentials Review Committee established
265 in s. 445.004 to identify nondegree and degree credentials of
266 value and facilitate the collection of data necessary to conduct
267 committee work.

268 (g) Coordinate and facilitate a memorandum of
269 understanding for data sharing agreements of the state's
270 workforce performance data among state agencies and align, to
271 the greatest extent possible, performance measures adopted under
272 ss. 445.004 and 1008.43.

273 (h) Develop the criteria for assigning a letter grade for
274 each local workforce development board under s. 445.004. The
275 criteria shall, in part, be based on local workforce development

276 board performance accountability measures and return on
277 investment. The majority of the grade shall be based on the
278 improvement by each local workforce development board in the
279 long-term self-sufficiency of participants through outcome
280 measures such as reduction in long-term public assistance and
281 the percentage of participants whose wages were higher after
282 program completion compared to wages before participation in a
283 program.

284 (i) Streamline the clinical placement process and increase
285 clinical placement opportunities for students, hospitals, and
286 other clinical sites by administering, directly or through a
287 contract, a web-based centralized clinical placement system for
288 use by all nursing education programs subject to the
289 requirements in s. 464.019.

290 (j) Direct the objectives of the Talent Development
291 Council established in s. 1004.015.

292 (4) The office shall create a no-wrong-door-entry strategy
293 to improve equity and access to the myriad of state and
294 federally funded workforce related programs through CareerSource
295 Florida, Inc., local workforce development boards, one-stop
296 career centers, school districts, charter technical centers,
297 Florida College System institutions, the State University
298 System, and through eligible training providers. Individuals
299 must not be required to visit multiple locations when seeking
300 access to education and workforce training. To create the

301 strategy, the office shall:

302 (a) Develop a training course to cross-train all staff
303 within the state's workforce development system on workforce
304 related programs, including how to use an integrated case
305 management system, develop an individual employment plan,
306 conduct a comprehensive needs assessment, precertify individuals
307 for workforce related programs, and on any other activities to
308 reinforce the no-wrong-door-entry strategy.

309 (b) Coordinate and facilitate a common intake form and
310 case management system for use by workforce related programs to
311 minimize duplicate data entry.

312 (c) Coordinate and facilitate a memorandum of
313 understanding between the Department of Economic Opportunity and
314 the Department of Children and Families to permit Supplemental
315 Nutrition Assistance Program (SNAP) and Temporary Assistance for
316 Needy Families (TANF) clients to precertify for Workforce
317 Innovation and Opportunity Act training services without having
318 to physically visit a one-stop center.

319 (d) Oversee the performance evaluation of workforce
320 related programs and services under s. 445.033.

321 (e) Identify other state and federal programs that serve
322 individuals with significant barriers to employment as
323 demonstrated by low placement, employment, and earnings rates
324 and identify strategies to increase the utilization of such
325 programs by local workforce development boards.

326 (5) The office shall provide the public with access to
327 available federal, state, and local services and provide
328 stakeholders with a systemwide, global view of workforce related
329 program data across various programs through actionable
330 qualitative and quantitative information. The office shall:

331 (a) Minimize duplication and maximize the use of existing
332 resources by facilitating the adaptation and integration of
333 state information systems to improve usability and seamlessly
334 link to the workforce opportunity portal and other compatible
335 state information systems and applications to help residents of
336 the state:

337 1. Explore and identify career opportunities.

338 2. Identify in-demand jobs and associated earning
339 potential.

340 3. Identify the skills and credentials needed for specific
341 jobs.

342 4. Access a broad array of federal, state, and local
343 workforce related programs.

344 5. Determine the quality of workforce related programs
345 offered by public postsecondary educational institutions and
346 public and private training providers, based on employment,
347 wages, continued education, student loan debt, and receipt of
348 public assistance by graduates of workforce, certificate, or
349 degree programs. To gather this information, the office shall
350 review each workforce related program 1 year after the program's

351 first graduating class and every 5 years after the first review.

352 6. Identify opportunities and resources to support
353 individuals along their career pathway.

354 7. Provide information to help individuals understand
355 their potential earnings through paid employment and cope with
356 the loss of public assistance as they progress through career
357 pathways toward self-sufficiency.

358 8. Map the timing and magnitude of the loss of public
359 assistance for in-demand occupations across the state to help
360 individuals visualize how their incomes will increase over time
361 as they move toward self-sufficiency.

362 (b) Provide access to labor market data consistent with
363 the official information developed by the Labor Market
364 Estimating Conference and provide guidance on how to analyze the
365 data, the appropriate use of the data, and any limitations of
366 the data, including instances in which such data may not be
367 used.

368 (c) Maximize the use of the workforce opportunity portal
369 at locations within the workforce development system.

370 (d) Maximize the use of available federal and private
371 funds for the development and initial operation of the workforce
372 opportunity portal. Any incidental costs to state agencies must
373 be derived from existing resources.

374 (e) By December 1, 2022, and annually thereafter, report
375 to the Legislature on the implementation and outcomes of the

376 workforce opportunity portal, including the increase of economic
377 self-sufficiency of individuals.

378 Section 2. Subsection (7) of section 216.136, Florida
379 Statutes, is amended to read:

380 216.136 Consensus estimating conferences; duties and
381 principals.—

382 (7) LABOR MARKET ~~WORKFORCE~~ ESTIMATING CONFERENCE.—

383 (a) The Labor Market ~~Workforce~~ Estimating Conference shall
384 develop such official information with respect to real-time
385 supply and demand in Florida's statewide, regional, and local
386 labor markets ~~on the workforce development system planning~~
387 ~~process as it relates to the personnel needs of current, new,~~
388 ~~and emerging industries~~ as the conference determines is needed
389 by the state planning and budgeting system. Such information
390 shall include labor supply by education level, analyses of labor
391 demand by occupational groups and occupations compared to labor
392 supply, a ranking of critical areas of concern, and
393 identification of in-demand, high-skill, high-wage occupations
394 prioritized by level of statewide or regional shortages. The
395 Office of Economic and Demographic Research is designated as the
396 official lead for the United States Census Bureau's State Data
397 Center Program or its successor. All state agencies must provide
398 the Office of Economic and Demographic Research with the
399 necessary data to accomplish the goals of the conference. In
400 accordance with s. 216.135, state agencies must ensure that any

401 related work product regarding labor demand and supply is
402 consistent with the official information developed by the Labor
403 Market Estimating Conference created in s. 216.136.~~using~~
404 ~~quantitative and qualitative research methods, must include at~~
405 ~~least: short-term and long-term forecasts of employment demand~~
406 ~~for jobs by occupation and industry; entry and average wage~~
407 ~~forecasts among those occupations; and estimates of the supply~~
408 ~~of trained and qualified individuals available or potentially~~
409 ~~available for employment in those occupations, with special~~
410 ~~focus upon those occupations and industries which require high~~
411 ~~skills and have high entry wages and experienced wage levels. In~~
412 ~~the development of workforce estimates, the conference shall~~
413 ~~use, to the fullest extent possible, local occupational and~~
414 ~~workforce forecasts and estimates.~~

415 ~~(b) The Workforce Estimating Conference shall review data~~
416 ~~concerning local and regional demands for short-term and long-~~
417 ~~term employment in High-Skills/High-Wage Program jobs, as well~~
418 ~~as other jobs, which data is generated through surveys conducted~~
419 ~~as part of the state's Internet-based job matching and labor~~
420 ~~market information system authorized under s. 445.011. The~~
421 ~~conference shall consider this data in developing its forecasts~~
422 ~~for statewide employment demand, including reviewing local and~~
423 ~~regional data for common trends and conditions among localities~~
424 ~~or regions which may warrant inclusion of a particular~~
425 ~~occupation on the statewide occupational forecasting list~~

426 ~~developed by the conference. Based upon its review of such~~
427 ~~survey data, the conference shall also make recommendations~~
428 ~~semiannually to CareerSource Florida, Inc., on additions or~~
429 ~~deletions to lists of locally targeted occupations approved by~~
430 ~~CareerSource Florida, Inc.~~

431 (b) ~~(c)~~ The Labor Market ~~Workforce~~ Estimating Conference,
432 for the purposes described in paragraph (a), shall meet at least
433 twice a year and as necessary to address emerging opportunities
434 for the state's economy no less than 2 times in a calendar year.
435 ~~The first meeting shall be held in February, and the second~~
436 ~~meeting shall be held in August. Other meetings may be scheduled~~
437 ~~as needed.~~

438 Section 3. Paragraph (b) of subsection (8) of section
439 288.047, Florida Statutes, is amended to read:

440 288.047 Quick-response training for economic development.—

441 (8) The Quick-Response Training Program is created to
442 provide assistance to participants in the welfare transition
443 program. CareerSource Florida, Inc., may award quick-response
444 training grants and develop applicable guidelines for the
445 training of participants in the welfare transition program. In
446 addition to a local economic development organization, grants
447 must be endorsed by the applicable local workforce development
448 board.

449 (b) Participants trained under ~~pursuant to~~ this subsection
450 must be employed at a job paying a wage equivalent to or above

451 the state's minimum hourly wage ~~at least \$6 per hour.~~

452 Section 4. Subsection (2) is amended in 445.002, Florida
453 Statutes, to read:

454 445.002 Definitions.—As used in this chapter, the term:

455 (2) "For cause" includes, but is not limited to, engaging
456 in fraud or other criminal acts, incapacity, unfitness, neglect
457 of duty, official incompetence and irresponsibility,
458 misfeasance, malfeasance, nonfeasance, gross mismanagement,
459 waste, or lack of performance.

460 Section 5. Paragraph (a) of subsection (3) and subsection
461 (6) of section 445.003, Florida Statutes, are amended, and
462 subsection (7) is added to that section, to read:

463 445.003 Implementation of the federal Workforce Innovation
464 and Opportunity Act.—

465 (3) FUNDING.—

466 (a) Title I, Workforce Innovation and Opportunity Act
467 funds; Wagner-Peyser funds; and NAFTA/Trade Act funds will be
468 expended based on the 4-year plan of the state board. The plan
469 must outline and direct the method used to administer and
470 coordinate various funds and programs that are operated by
471 various agencies. The following provisions apply to these funds:

472 1. At least 50 percent of the Title I funds for Adults and
473 Dislocated Workers which are passed through to local workforce
474 development boards shall be allocated to and expended on
475 Individual Training Accounts unless a local workforce

476 development board obtains a waiver from the state board.
477 Tuition, books, and fees of training providers and other
478 training services prescribed and authorized by the Workforce
479 Innovation and Opportunity Act qualify as Individual Training
480 Account expenditures.

481 2. Fifteen percent of Title I funding shall be retained at
482 the state level and dedicated to state administration and shall
483 be used to design, develop, induce, ~~and fund,~~ and evaluate the
484 long-term impact of innovative Individual Training Account
485 pilots, demonstrations, and programs to enable participants to
486 attain self-sufficiency and to evaluate the effectiveness of
487 performance-based contracts used by local workforce development
488 boards under s. 445.024(5) on increasing wages and employment
489 over the long term. Of such funds retained at the state level,
490 \$2 million may be reserved for the Incumbent Worker Training
491 Program created under subparagraph 3. Eligible state
492 administration costs include the costs of funding for the state
493 board and state board staff; operating fiscal, compliance, and
494 management accountability systems through the department;
495 conducting evaluation and research on workforce development
496 activities; and providing technical and capacity building
497 assistance to local workforce development areas at the direction
498 of the state board. Notwithstanding s. 445.004, such
499 administrative costs may not exceed 25 percent of these funds.
500 An amount not to exceed 75 percent of these funds shall be

501 allocated to Individual Training Accounts and other workforce
502 development strategies for other training designed and tailored
503 by the state board in consultation with the department,
504 including, but not limited to, programs for incumbent workers,
505 nontraditional employment, and enterprise zones. The state
506 board, in consultation with the department, shall design, adopt,
507 and fund Individual Training Accounts for distressed urban and
508 rural communities.

509 3. The Incumbent Worker Training Program is created for
510 the purpose of providing grant funding for continuing education
511 and training of incumbent employees at existing Florida
512 businesses. The program will provide reimbursement grants to
513 businesses that pay for preapproved, direct, training-related
514 costs. For purposes of this subparagraph, the term "businesses"
515 includes hospitals operated by nonprofit or local government
516 entities which provide nursing opportunities to acquire new or
517 improved skills.

518 a. The Incumbent Worker Training Program will be
519 administered by CareerSource Florida, Inc., which may, at its
520 discretion, contract with a private business organization to
521 serve as grant administrator.

522 b. The program shall be administered under ~~pursuant to~~ s.
523 134(d)(4) of the Workforce Innovation and Opportunity Act.
524 ~~Priority for~~ Funding priority shall be given in the following
525 order: ~~to~~

526 (I) Businesses that provide employees with opportunities
 527 to acquire new or improved skills by earning a credential on the
 528 Master Credentials List.

529 (II) Hospitals operated by nonprofit or local government
 530 entities that provide nursing opportunities to acquire new or
 531 improved skills.

532 (III) Businesses whose grant proposals represent a
 533 significant upgrade in employee skills.

534 (IV) Businesses with 25 employees or fewer, businesses in
 535 rural areas, and businesses in distressed inner-city areas.

536 (V) Businesses in a qualified targeted industry
 537 ~~businesses whose grant proposals represent a significant upgrade~~
 538 ~~in employee skills,~~ or businesses whose grant proposals
 539 represent a significant layoff avoidance strategy.

540 c. All costs reimbursed by the program must be preapproved
 541 by CareerSource Florida, Inc., or the grant administrator. The
 542 program may not reimburse businesses for trainee wages, the
 543 purchase of capital equipment, or the purchase of any item or
 544 service that may possibly be used outside the training project.
 545 A business approved for a grant may be reimbursed for
 546 preapproved, direct, training-related costs including tuition,
 547 fees, books and training materials, and overhead or indirect
 548 costs not to exceed 5 percent of the grant amount.

549 d. A business that is selected to receive grant funding
 550 must provide a matching contribution to the training project,

551 including, but not limited to, wages paid to trainees or the
552 purchase of capital equipment used in the training project; must
553 sign an agreement with CareerSource Florida, Inc., or the grant
554 administrator to complete the training project as proposed in
555 the application; must keep accurate records of the project's
556 implementation process; and must submit monthly or quarterly
557 reimbursement requests with required documentation.

558 e. All Incumbent Worker Training Program grant projects
559 shall be performance-based with specific measurable performance
560 outcomes, including completion of the training project and job
561 retention. CareerSource Florida, Inc., or the grant
562 administrator shall withhold the final payment to the grantee
563 until a final grant report is submitted and all performance
564 criteria specified in the grant contract have been achieved.

565 f. The state board may establish guidelines necessary to
566 implement the Incumbent Worker Training Program.

567 g. No more than 10 percent of the Incumbent Worker
568 Training Program's total appropriation may be used for overhead
569 or indirect purposes.

570 4. At least 50 percent of Rapid Response funding shall be
571 dedicated to Intensive Services Accounts and Individual Training
572 Accounts for dislocated workers and incumbent workers who are at
573 risk of dislocation. The department shall also maintain an
574 Emergency Preparedness Fund from Rapid Response funds, which
575 will immediately issue Intensive Service Accounts, Individual

576 Training Accounts, and other federally authorized assistance to
577 eligible victims of natural or other disasters. At the direction
578 of the Governor, these Rapid Response funds shall be released to
579 local workforce development boards for immediate use after
580 events that qualify under federal law. Funding shall also be
581 dedicated to maintain a unit at the state level to respond to
582 Rapid Response emergencies and to work with state emergency
583 management officials and local workforce development boards. All
584 Rapid Response funds must be expended based on a plan developed
585 by the state board in consultation with the department and
586 approved by the Governor.

587 (6) AUTHORITY TO HIRE EXECUTIVE DIRECTOR AND STAFF.—The
588 state board may hire an executive director and staff to assist
589 in carrying out the functions of the Workforce Innovation and
590 Opportunity Act and in using funds made available through the
591 act. The state board shall require ~~authorize~~ the executive
592 director and staff to work with the department to minimize
593 duplication and maximize efficient use of resources in carrying
594 out the functions of the Workforce Innovation and Opportunity
595 Act.

596 (7) DUTIES OF THE DEPARTMENT.—The department shall adopt
597 rules to implement the requirements of this chapter, including:

598 (a) The submission, review, and approval of local
599 workforce plans.

600 (b) Initial and subsequent eligibility criteria, based on

601 input from local workforce development boards and other
602 stakeholders, for the Workforce Innovation and Opportunity Act
603 eligible training provider list. This list directs training
604 resources to programs leading to employment in high-demand and
605 high-priority occupations that provide economic security,
606 particularly those occupations facing a shortage of skilled
607 workers. A training provider who offers training to obtain a
608 credential on the Master Credentials List under s.
609 445.004(4)(h), may not be included on a state or local eligible
610 training provider list if the provider fails to submit the
611 required information or fails to meet initial or subsequent
612 eligibility criteria. Subsequent eligibility criteria must use
613 performance and outcome measures to determine whether a training
614 provider is qualified to remain on the list. At a minimum, a
615 training provider must have:

- 616 1. A completion rate of at least 75 percent.
- 617 2. Income earnings for participants who complete the
618 program that are equivalent to or above the state's minimum wage
619 in a calendar quarter.
- 620 3. An employment rate of at least 75 percent. For programs
621 linked to an occupation, the employment rate is calculated based
622 on obtaining employment in the field in which the participant
623 was trained.

624 (c) Monitoring compliance of programs authorized by this
625 chapter and determining whether such programs are meeting

626 performance expectations, including an analysis of the return on
627 investment of workforce related programs on individual
628 employment, earnings, and public benefit usage outcomes and a
629 cost-benefit analysis of the monetary impacts of workforce
630 services from the participant and taxpayer points of view.

631 Section 6. Paragraph (d) of subsection (3), paragraphs (b)
632 and (e) of subsection (5) and subsections (6), (7), and (8),
633 paragraph (b) of subsection (9), and subsection (11) of section
634 445.004, Florida Statutes, are amended, and paragraph (h) is
635 added to subsection (4), to read:

636 445.004 CareerSource Florida, Inc., and the state board;
637 creation; purpose; membership; duties and powers.—

638 (3)

639 (d) The state board must include the vice chairperson of
640 the board of directors of Enterprise Florida, Inc., and one
641 member representing each of the Workforce Innovation and
642 Opportunity Act partners, including the Division of Career and
643 Adult Education, the Division of Vocational Rehabilitation, the
644 Division of Blind Services, the Department of Children and
645 Families, and other entities representing programs identified in
646 the Workforce Innovation and Opportunity Act, as determined
647 necessary.

648 (4)

649 (h)1. The state board shall appoint a Credentials Review
650 Committee to identify nondegree credentials and degree

651 credentials of value for approval by the state board and
652 inclusion in the Master Credentials List. Such credentials must
653 include registered apprenticeship programs, industry
654 certifications, licenses, advanced technical certificates,
655 college credit certificates, career certificates, applied
656 technology diplomas, associate degrees, baccalaureate degrees,
657 and graduate degrees. The Credentials Review Committee must
658 include:

- 659 a. The Chancellor of the Division of Public Schools.
- 660 b. The Chancellor of the Division of Career and Adult
661 Education.
- 662 c. The Chancellor of the Florida College System.
- 663 d. The Chancellor of the State University System.
- 664 e. Two members from nonpublic postsecondary institutions.
- 665 f. Two members from industry associations.
- 666 g. Two members from Florida-based businesses.
- 667 h. Representatives from the Department of Economic
668 Opportunity.
- 669 i. Representatives from the Department of Agriculture and
670 Consumer Services.
- 671 j. Representatives from the Office of Reimagining
672 Education and Career Help.
- 673 k. Representatives from local workforce development
674 boards.

675 2. All information pertaining to the Credentials Review

676 Committee, the process for the approval of credentials of value,
677 and the Master Credentials List must be made available and be
678 easily accessible to the public on all relevant state agency
679 websites.

680 3. The Credentials Review Committee shall establish a
681 definition for credentials of value and create a framework of
682 quality. The framework must align with federally funded
683 workforce accountability requirements and undergo biennial
684 review.

685 4. The criteria to determine value for nondegree
686 credentials should, at a minimum, require:

687 a. Evidence that the credential meets labor market demand
688 as identified by the Labor Market Estimating Conference created
689 in s. 216.136 or meets local demand as identified in the
690 criteria adopted by the Credentials Review Committee. Evidence
691 must include employer information on present credential use or
692 emerging opportunities.

693 b. Evidence that the competencies mastered upon completion
694 of the credential are aligned with labor market demand.

695 c. Evidence of the employment and earnings outcomes for
696 individuals after obtaining the credential. Earnings outcomes
697 must provide middle-level to high-level wages with preference
698 given to credentials generating high-level wages. Credentials
699 that do not meet the earnings outcomes criteria must build on
700 additional education or training to be identified as a

701 credential of value. For new credentials, this criteria may be
702 met with conditional eligibility until measurable labor market
703 outcomes are obtained.

704 5. The Credentials Review Committee shall establish the
705 criteria to determine value for degree programs. This criteria
706 shall include evidence that the program meets the labor market
707 demand as identified by the Labor Market Estimating Conference
708 created in s. 216.136 or meets local demand as determined by the
709 committee. Such criteria must be used to designate programs of
710 emphasis under s. 1001.706 and to guide the development of
711 program standards and benchmarks under s. 1004.92.

712 6. The Credentials Review Committee shall establish a
713 process for prioritizing nondegree credentials and degree
714 programs based on critical statewide or regional shortages.

715 7. The Credentials Review Committee shall establish a
716 process for:

717 a. Quarterly review and approval of credential
718 applications. Approved credentials of value shall be used by the
719 committee to develop the Master Credentials List.

720 b. Annual review of the Master Credentials List.

721 c. Phasing out credentials on the Master Credentials List
722 that no longer meet the framework of quality.

723 d. Designating performance funding eligibility under ss.
724 1011.80 and 1011.81, based upon the highest available
725 certification for postsecondary students.

726 e. Beginning with the 2022-2023 school year, the state
727 board shall submit the Master Credentials List to the State
728 Board of Education. The list must, at a minimum, identify
729 nondegree credentials and degree programs determined to be of
730 value for purposes of ss. 1008.44 and 1011.62(1); if the
731 credential or degree program meets statewide, regional, or local
732 level demand; the type of certificate, credential, or degree;
733 and the primary standard occupation classification code. For the
734 2021-2022 school year, the Master Credentials List shall be
735 comprised of the CAPE Industry Certification Funding List and
736 the CAPE Postsecondary Industry Certification Funding List under
737 ss. 1008.44 and 1011.62(1) and adopted by the State Board of
738 Education before October 1, 2021.

739 8. The Credentials Review Committee shall establish a
740 process for linking Classifications of Instructional Programs
741 (CIP) to Standard Occupational Classifications (SOC) for all new
742 credentials of value identified on the Master Credentials List.
743 The CIP code aligns instructional programs to occupations. A CIP
744 to SOC link indicates that programs classified in the CIP code
745 category prepare individuals for jobs classified in the SOC code
746 category. The state board shall submit approved CIP to SOC
747 linkages to the State board of Education with each credential
748 that is added to the Master Credentials List.

749 9. The Credentials Review Committee shall identify all
750 data elements necessary to collect information on credentials by

751 the Florida Education and Training Placement Program automated
752 system under s. 1008.39.

753 10. The Credentials Review Committee shall develop a
754 returned-value funding formula as provided under ss.
755 1011.80(7)(b) and 1011.81(2)(b).

756 (5) The state board has all the powers and authority not
757 explicitly prohibited by statute which are necessary or
758 convenient to carry out and effectuate its purposes as
759 determined by statute, Pub. L. No. 113-128, and the Governor, as
760 well as its functions, duties, and responsibilities, including,
761 but not limited to, the following:

762 (b) Providing policy direction to ensure that the
763 following programs are administered by the department consistent
764 with approved plans:

765 1. Programs authorized under Title I of the Workforce
766 Innovation and Opportunity Act, Pub. L. No. 113-128, with the
767 exception of programs funded directly by the United States
768 Department of Labor under Title I, s. 167.

769 2. Programs authorized under the Wagner-Peyser Act of
770 1933, as amended, 29 U.S.C. ss. 49 et seq.

771 3. Activities authorized under Title II of the Trade Act
772 of 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade
773 Adjustment Assistance Program.

774 4. Activities authorized under 38 U.S.C. chapter 41,
775 including job counseling, training, and placement for veterans.

776 5. Employment and training activities carried out under
 777 funds awarded to this state by the United States Department of
 778 Housing and Urban Development.

779 6. Welfare transition services funded by the Temporary
 780 Assistance for Needy Families Program, created under the
 781 Personal Responsibility and Work Opportunity Reconciliation Act
 782 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,
 783 of the Social Security Act, as amended.

784 7. The Florida Bonding Program, provided under Pub. L. No.
 785 97-300, s. 164(a)(1).

786 8. The Food Assistance Employment and Training Program,
 787 provided under the Food and Nutrition Act of 2008, 7 U.S.C. ss.
 788 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198;
 789 the Hunger Prevention Act, Pub. L. No. 100-435; and the
 790 Agriculture Improvement Act of 2018, Pub. L. No. 115-334.

791 9. The Quick-Response Training Program, provided under ss.
 792 288.046-288.047. Matching funds and in-kind contributions that
 793 are provided by clients of the Quick-Response Training Program
 794 count toward the requirements of s. 288.904, pertaining to the
 795 return on investment from activities of Enterprise Florida, Inc.

796 10. The Work Opportunity Tax Credit, provided under the
 797 Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277,
 798 and the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

799 11. Offender placement services, provided under ss.
 800 944.707-944.708.

801
802 ~~The department may adopt rules necessary to administer this~~
803 ~~chapter which relate to implementing and administering the~~
804 ~~programs listed in this paragraph as well as rules related to~~
805 ~~eligible training providers and auditing and monitoring~~
806 ~~subrecipients of the workforce system grant funds.~~

807 (e) Ensuring that the state does not waste valuable
808 training resources. The state board's policy is that all
809 resources, including equipment purchased for training Workforce
810 Innovation and Opportunity Act clients, be available for use at
811 all times by eligible populations as first priority users. At
812 times when eligible populations are not available, such
813 resources shall be used for any other state-authorized education
814 and training purpose. The state board and any of its committees,
815 councils, or administrative entities may authorize expenditures
816 to award suitable framed certificates, pins, or other tokens of
817 recognition for performance by a local workforce development
818 board, its committees and subdivisions, and other units of the
819 workforce system. The state board may also authorize
820 expenditures for promotional items, such as t-shirts, hats, or
821 pens printed with messages promoting the state's workforce
822 system to employers, job seekers, and program participants.
823 However, such expenditures are subject to federal regulations
824 applicable to the expenditure of federal funds.

825 (6) The state board shall ~~may take action that it deems~~

826 ~~necessary to~~ achieve the purposes of this section ~~by, including,~~
827 ~~but not limited to:~~

828 (a) Creating a state employment, education, and training
829 policy that ensures workforce related programs ~~that programs to~~
830 ~~prepare workers~~ are responsive to present and future business
831 and industry needs and complement the initiatives of Enterprise
832 Florida, Inc.

833 (b) Establishing policy direction for a uniform funding
834 system that prioritizes evidence-based, results-driven solutions
835 by providing ~~provides~~ incentives to improve the outcomes of
836 career education, registered apprenticeship, and work-based
837 learning programs and that focuses resources on occupations
838 related to new or emerging industries that add greatly to the
839 value of the state's economy.

840 (c) Establishing a comprehensive policy related to the
841 education and training of target populations such as those who
842 have disabilities, are economically disadvantaged, receive
843 public assistance, are not proficient in English, or are
844 dislocated workers. This approach should ensure the effective
845 use of federal, state, local, and private resources in reducing
846 the need for public assistance by combining two or more sources
847 of funding to support workforce related programs or activities
848 for vulnerable populations.

849 (d) Identifying barriers to coordination and alignment
850 among workforce related programs and activities and developing

851 solutions to remove such barriers.

852 (e) Maintaining a Master Credentials List that:

853 1. Serves as a public and transparent inventory of state-
854 approved credentials of value.

855 2. Directs the use of federal and state funds for
856 workforce education and training programs that lead to approved
857 credentials of value.

858 3. Guides workforce education and training programs by
859 informing the public of the credentials that have value in the
860 current or future job market.

861 ~~(d) Designating Institutes of Applied Technology composed~~
862 ~~of public and private postsecondary institutions working~~
863 ~~together with business and industry to ensure that career~~
864 ~~education programs use the most advanced technology and~~
865 ~~instructional methods available and respond to the changing~~
866 ~~needs of business and industry.~~

867 ~~(e) Providing policy direction for a system to project and~~
868 ~~evaluate labor market supply and demand using the results of the~~
869 ~~Workforce Estimating Conference created in s. 216.136 and the~~
870 ~~career education performance standards identified under s.~~
871 ~~1008.43.~~

872 ~~(f) Reviewing the performance of public programs that are~~
873 ~~responsible for economic development, education, employment, and~~
874 ~~training. The review must include an analysis of the return on~~
875 ~~investment of these programs.~~

876 ~~(g) Expanding the occupations identified by the Workforce~~
877 ~~Estimating Conference to meet needs created by local emergencies~~
878 ~~or plant closings or to capture occupations within emerging~~
879 ~~industries.~~

880 (7) By December 1 of each year, the state board, in
881 consultation with the department, shall submit to the Governor,
882 the President of the Senate, the Speaker of the House of
883 Representatives, the Senate Minority Leader, and the House
884 Minority Leader a complete and detailed annual report setting
885 forth:

886 (a) All audits and investigations, ~~including any audit~~
887 ~~conducted under subsection (8).~~

888 (b) The operations and accomplishments of the state board,
889 including the programs or entities specified in subsection (6).

890 (c) The number of mandatory partners located within one-
891 stop centers.

892 (d) The progress on implementing solutions to address
893 barriers to coordination and alignment among programs and
894 activities identified under paragraph (6) (d).

895 (8) Annually, beginning July 1, 2022, the state board
896 shall assign a letter grade for each local workforce development
897 board using the criteria established by the Office of
898 Reimagining Education and Career Help under s. 14.36 ~~Pursuant to~~
899 ~~his or her own authority or at the direction of the Legislative~~
900 ~~Auditing Committee, the Auditor General may conduct an audit of~~

901 ~~the state board and CareerSource Florida, Inc., or the programs~~
902 ~~or entities created by the state board. The Office of Program~~
903 ~~Policy Analysis and Government Accountability, pursuant to its~~
904 ~~authority or at the direction of the Legislative Auditing~~
905 ~~Committee, may review the systems and controls related to~~
906 ~~performance outcomes and quality of services of the state board~~
907 ~~and CareerSource Florida, Inc.~~

908 (9) The state board, in collaboration with the local
909 workforce development boards and appropriate state agencies and
910 local public and private service providers, shall establish
911 uniform performance accountability measures that apply across
912 the core programs to gauge the performance of the state and
913 local workforce development boards in achieving the workforce
914 development strategy.

915 (b) The performance accountability measures for each local
916 area consist of the primary indicators of performance, any
917 additional indicators of performance, and a local level of
918 performance for each indicator pursuant to Pub. L. No. 113-128.
919 The local level of performance is determined by the local board,
920 the chief elected official, and the Governor pursuant to Pub. L.
921 No. 113-128, Title I, s. 116(c). Any local performance
922 accountability measures that are established must be based on
923 identified local area needs.

924 (11) The workforce development system must use local
925 design and control of service delivery and targeted activities.

926 The state board, in consultation with the department, is
927 responsible for ensuring that local workforce development boards
928 have a membership consistent with the requirements of federal
929 and state law and have developed a plan consistent with the
930 state's workforce development strategy. The plan must specify
931 methods for allocating the resources and programs in a manner
932 that eliminates unwarranted duplication, minimizes
933 administrative costs, meets the existing job market demands and
934 the job market demands resulting from successful economic
935 development activities, ensures access to quality workforce
936 development services for all Floridians, allows for pro rata or
937 partial distribution of benefits and services, prohibits the
938 creation of a waiting list or other indication of an unserved
939 population, serves as many individuals as possible within
940 available resources, and maximizes successful outcomes. The
941 state board shall establish incentives for effective alignment
942 and coordination of federal and state programs and those
943 identified by the Office of Reimagining Education and Career
944 Help under s. 14.36(4) (e), outline rewards for long-term self-
945 sufficiency of ~~successful job placements~~ participants, and
946 institute collaborative approaches among local service
947 providers.

948 Section 7. Subsection (2) of section 445.006, Florida
949 Statutes, is amended, and subsection (4) is added to that
950 section, to read:

951 445.006 State plan for workforce development.—

952 (2) STRATEGIC PLANNING ELEMENTS.—The state board, in
 953 conjunction with state and local partners in the workforce
 954 development system, shall develop strategic planning elements,
 955 pursuant to Pub. L. No. 113-128, Title I, s. 102, for the state
 956 plan.

957 (a) The strategic planning elements of the state plan must
 958 include, but need not be limited to, strategies for:

959 1. Fulfilling the workforce system goals and strategies
 960 prescribed in s. 445.004.~~†~~

961 2. Aggregating, integrating, and leveraging workforce
 962 system resources.~~†~~

963 3. Coordinating the activities of federal, state, and
 964 local workforce system partners.~~†~~

965 4. Addressing the workforce needs of small businesses.~~†~~
 966 ~~and~~

967 5. Fostering the participation of rural communities and
 968 distressed urban cores in the workforce system.

969 (b) The strategic planning elements must include criteria
 970 for allocating workforce resources to local workforce
 971 development boards. With respect to allocating funds to serve
 972 customers of the welfare transition program, such criteria may
 973 include weighting factors that indicate the relative degree of
 974 difficulty associated with securing and retaining employment
 975 placements for specific subsets of the welfare transition

976 caseload.

977 (c) The state plan must describe:

978 1. How the activities will be carried out by the
979 respective core programs to implement the strategy and how the
980 activities will be aligned across the programs and among the
981 entities administering the programs, including using
982 coenrollment and other strategies.

983 2. How the activities will be aligned with other
984 activities that are provided under employment, training,
985 education, including career and technical education, and human
986 services programs that are not covered by the state plan, as
987 appropriate, to avoid duplication and assure coordination.

988 3. How the entities carrying out the respective core
989 programs will coordinate activities and provide comprehensive,
990 high-quality services, including supportive services, to
991 individuals.

992 4. How the state's strategy to engage Florida College
993 System institutions and local career and technical education
994 schools as partners in the workforce development system will
995 enable the state to leverage other federal, state, and local
996 investments and increase access to workforce development
997 programs at those institutions.

998 5. How the activities will be coordinated with economic
999 development strategies.

1000 6. How the state's strategy will improve access to

1001 activities leading to a state approved recognized postsecondary
 1002 credential, including a credential that is an industry
 1003 recognized certificate or certification that is portable and
 1004 builds on additional education or training.

1005 (4) WAIVERS.—The department shall prepare a federal waiver
 1006 to be submitted by the Governor to the United States Department
 1007 of Labor that:

1008 (a) Allows the state board to fulfill the roles and
 1009 responsibilities of local workforce development boards or that
 1010 reduces the number of local workforce development boards based
 1011 on population size and commuting patterns in order to:

1012 1. Eliminate multiple layers of administrative entities to
 1013 improve coordination of the workforce development system.

1014 2. Establish consistent eligibility standards across the
 1015 state to improve the accountability of workforce related
 1016 programs.

1017 3. Provide greater flexibility in the allocation of
 1018 resources to maximize the funds directed to training and
 1019 business services.

1020 (b) Allows the Governor to reallocate funds among local
 1021 areas that have a demonstrated need for additional funding and
 1022 programmatic outcomes that will maximize the use of the
 1023 additional funds to serve low-income individuals, public
 1024 assistance recipients, dislocated workers, and unemployment
 1025 insurance claimants.

1026 Section 8. Section 445.007, Florida Statutes, is amended
 1027 to read:

1028 445.007 Local workforce development boards.—

1029 (1) One local workforce development board shall be
 1030 appointed in each designated service delivery area and shall
 1031 serve as the local workforce development board pursuant to Pub.
 1032 L. No. 113-128. The membership of the local board must be
 1033 consistent with Pub. L. No. 113-128, Title I, s. 107(b). If a
 1034 public education or training provider is represented on the
 1035 local board, a representative of a private education provider
 1036 must also be appointed to the local board. The state board may
 1037 waive this requirement if requested by a local ~~workforce~~
 1038 ~~development~~ board if it is demonstrated that such
 1039 representatives do not exist in the region. The importance of
 1040 minority and gender representation shall be considered when
 1041 making appointments to the local board. The local board, its
 1042 committees, subcommittees, and subdivisions, and other units of
 1043 the workforce system, including units that may consist in whole
 1044 or in part of local governmental units, may use any method of
 1045 telecommunications to conduct meetings, including establishing a
 1046 quorum through telecommunications, provided that the public is
 1047 given proper notice of the telecommunications meeting and
 1048 reasonable access to observe and, when appropriate, participate.
 1049 Local ~~workforce development~~ boards are subject to chapters 119
 1050 and 286 and s. 24, Art. I of the State Constitution. ~~If the~~

1051 ~~local workforce development board enters into a contract with an~~
1052 ~~organization or individual represented on the local board, the~~
1053 ~~contract must be approved by a two-thirds vote of the local~~
1054 ~~board, a quorum having been established, and the local board~~
1055 ~~member who could benefit financially from the transaction must~~
1056 ~~abstain from voting on the contract. A local board member must~~
1057 ~~disclose any such conflict in a manner that is consistent with~~
1058 ~~the procedures outlined in s. 112.3143. Each member of a local~~
1059 ~~workforce development~~ board who is not otherwise required to
1060 file a full and public disclosure of financial interests under
1061 s. 8, Art. II of the State Constitution or s. 112.3144 shall
1062 file a statement of financial interests under s. 112.3145. The
1063 executive director or designated person responsible for the
1064 operational and administrative functions of the local ~~workforce~~
1065 ~~development~~ board who is not otherwise required to file a full
1066 and public disclosure of financial interests under s. 8, Art. II
1067 of the State Constitution or s. 112.3144 shall file a statement
1068 of financial interests under s. 112.3145. The local board's
1069 website, or the department's website if the local board does not
1070 maintain a website, must inform the public that each disclosure
1071 or statement has been filed with the Commission on Ethics and
1072 provide information how each disclosure or statement may be
1073 reviewed. The notice to the public must remain on the website
1074 throughout the term of office or employment of the filer and
1075 until 1 year after the term on the local board or employment

1076 | ends.

1077 | (2) (a) The local workforce development board shall elect a
 1078 | chair from among the representatives described in Pub. L. No.
 1079 | 113-128, Title I, s. 107(b) (2) (A) to serve for a term of no more
 1080 | than 2 years and may not ~~shall~~ serve ~~no~~ more than two terms as
 1081 | chair. A member of a local board may not serve as a member of
 1082 | the board for more than 6 consecutive years, unless such member
 1083 | is a representative of a governmental entity.

1084 | (b) The Governor may remove a member of the local board,
 1085 | the executive director of the local board, or the designated
 1086 | person responsible for the operational and administrative
 1087 | functions of the local board for cause.

1088 | (c) The chief elected official for the local ~~workforce~~
 1089 | ~~development~~ board may remove a member of the local board, the
 1090 | executive director of the local board, or the designated person
 1091 | responsible for the operational and administrative functions of
 1092 | the local board for cause.

1093 | (3) The department shall assign staff to meet with each
 1094 | local workforce development board annually to review the local
 1095 | board's performance as determined under s. 445.004(8) and to
 1096 | certify that the local board is in compliance with applicable
 1097 | state and federal law.

1098 | (4) In addition to the duties and functions specified by
 1099 | the state board and by the interlocal agreement approved by the
 1100 | local county or city governing bodies, the local workforce

1101 development board shall have the following responsibilities:

1102 (a) Develop, submit, ratify, or amend the local plan
 1103 pursuant to Pub. L. No. 113-128, Title I, s. 108 and this act.

1104 (b) Conclude agreements necessary to designate the fiscal
 1105 agent and administrative entity. A public or private entity,
 1106 including an entity established under s. 163.01, which makes a
 1107 majority of the appointments to a local ~~workforce development~~
 1108 board may serve as the local board's administrative entity if
 1109 approved by the department based upon a showing that a fair and
 1110 competitive process was used to select the administrative
 1111 entity.

1112 (c) Provide ongoing oversight related to administrative
 1113 costs, duplicated services, career counseling, economic
 1114 development, equal access, compliance and accountability, and
 1115 performance outcomes.

1116 (d) Oversee the one-stop delivery system in its local
 1117 area.

1118 (5) The department and CareerSource Florida, Inc., in
 1119 consultation with the state board, shall implement a training
 1120 program for the local workforce development boards to
 1121 familiarize local board members with the state's workforce
 1122 development goals and strategies.

1123 (6) Consistent with federal and state law, the local
 1124 workforce development board shall designate all local service
 1125 providers and may not transfer this authority to a third party.

1126 Consistent with the intent of the Workforce Innovation and
1127 Opportunity Act, local ~~workforce development~~ boards should
1128 provide the greatest possible choice of training providers to
1129 those who qualify for training services. A local ~~workforce~~
1130 ~~development~~ board may not restrict the choice of training
1131 providers based upon cost, location, or historical training
1132 arrangements. However, a local board may restrict the amount of
1133 training resources available to any one client. Such
1134 restrictions may vary based upon the cost of training in the
1135 client's chosen occupational area. The local ~~workforce~~
1136 ~~development~~ board may be designated as a one-stop operator and
1137 direct provider of intake, assessment, eligibility
1138 determinations, or other direct provider services except
1139 training services. Such designation may occur only with the
1140 agreement of the chief elected official and the Governor as
1141 specified in 29 U.S.C. s. 2832(f)(2). The state board shall
1142 establish procedures by which a local ~~workforce development~~
1143 board may request permission to operate under this section and
1144 the criteria under which such permission may be granted. The
1145 criteria shall include, but need not be limited to, a reduction
1146 in the cost of providing the permitted services. Such permission
1147 shall be granted for a period not to exceed 3 years for any
1148 single request submitted by the local ~~workforce development~~
1149 board.

1150 (7) Local workforce development boards shall adopt a

1151 committee structure consistent with applicable federal law and
1152 state policies established by the state board.

1153 (8) The importance of minority and gender representation
1154 shall be considered when appointments are made to any committee
1155 established by the local workforce development board.

1156 (9) For purposes of procurement, local workforce
1157 development boards and their administrative entities are not
1158 state agencies and are exempt from chapters 120 and 287. The
1159 local ~~workforce development~~ boards shall apply the procurement
1160 and expenditure procedures required by federal law and policies
1161 of the department and the state board for the expenditure of
1162 federal, state, and nonpass-through funds. The making or
1163 approval of smaller, multiple payments for a single purchase
1164 with the intent to avoid or evade the monetary thresholds and
1165 procedures established by federal law and policies of the
1166 department and the state board is grounds for removal for cause.
1167 Local ~~workforce development~~ boards, their administrative
1168 entities, committees, and subcommittees, and other workforce
1169 units may authorize expenditures to award suitable framed
1170 certificates, pins, or other tokens of recognition for
1171 performance by units of the workforce development system. Local
1172 ~~workforce development~~ boards; their administrative entities,
1173 committees, and subcommittees; and other workforce units may
1174 authorize expenditures for promotional items, such as t-shirts,
1175 hats, or pens printed with messages promoting the state's

1176 ~~Florida's~~ workforce system to employers, job seekers, and
 1177 program participants. However, such expenditures are subject to
 1178 federal regulations applicable to the expenditure of federal
 1179 funds. All contracts executed by local ~~workforce development~~
 1180 boards must include specific performance expectations and
 1181 deliverables.

1182 (10) State and federal funds provided to the local
 1183 workforce development boards may not be used directly or
 1184 indirectly to pay for meals, food, or beverages for members,
 1185 staff, or employees of local ~~workforce development~~ boards, the
 1186 state board, or the department except as expressly authorized by
 1187 state law. Preapproved, reasonable, and necessary per diem
 1188 allowances and travel expenses may be reimbursed. Such
 1189 reimbursement shall be at the standard travel reimbursement
 1190 rates established in s. 112.061 and shall be in compliance with
 1191 all applicable federal and state requirements. The department
 1192 shall provide fiscal and programmatic guidance to the state
 1193 board, CareerSource Florida, Inc., and all local ~~workforce~~
 1194 ~~development~~ boards to hold both the state and local ~~workforce~~
 1195 ~~development~~ boards strictly accountable for adherence to the
 1196 policy and subject to regular and periodic monitoring by the
 1197 department. Local boards are prohibited from expending state or
 1198 federal funds for entertainment costs and recreational
 1199 activities for local board members and employees as these terms
 1200 are defined by 2 C.F.R. part 200.

1201 (11) (a) To increase transparency and accountability, a
 1202 local workforce development board must comply with the
 1203 requirements of this section before contracting with a member of
 1204 the local board; ~~or~~ a relative, as defined in s. 112.3143(1)(c),
 1205 of a local board member; an organization or individual
 1206 represented on the local board; or of an employee of the local
 1207 board. Such contracts may not be executed before or without the
 1208 prior approval of the department. Such contracts, as well as
 1209 documentation demonstrating adherence to this section as
 1210 specified by the department, must be submitted to the department
 1211 for review and approval. Such a contract must be approved by a
 1212 two-thirds vote of the local board, a quorum having been
 1213 established; all conflicts of interest must be disclosed before
 1214 the vote in a manner that is consistent with the procedures
 1215 outlined in s. 112.3143(4); and any member who may benefit from
 1216 the contract, or whose organization or relative may benefit from
 1217 the contract, must abstain from the vote. A contract subject to
 1218 the requirements of this subsection may not be included on a
 1219 consent agenda.

1220 (b) A contract under \$10,000 ~~\$25,000~~ between a local
 1221 ~~workforce development board, and a member of that board or~~
 1222 ~~between~~ a relative, as defined in s. 112.3143(1)(c), of a local
 1223 board member, or of an employee of the local board is not
 1224 required to have the prior approval of the department, but must
 1225 be approved by a two-thirds vote of the local board, a quorum

1226 having been established, and must be reported to the department
1227 and the state board within 30 days after approval.

1228 (c) All contracts between a local board and a member of
1229 the local board; a relative, as defined in s. 112.3143(1)(c), of
1230 a local board member; an organization or individual represented
1231 on the local board; or an employee of the local board, approved
1232 on or after July 1, 2021, must also be published on the local
1233 board's website, or on the department's website if the local
1234 board does not maintain a website, within 10 days after approval
1235 by the local board or department, whichever is later. Such
1236 contracts must remain published on the website for at least 1
1237 year after termination of the contract.

1238 (d) In considering whether to approve a contract under
1239 this subsection, the department shall review and consider all
1240 documentation provided to the department by the local board,
1241 including the performance of the entity with which the local
1242 board is proposing to contract with, if applicable, and the
1243 nature, size, and makeup of the business community served by the
1244 local board, including whether the entity with which the local
1245 board is proposing to contract with is the only provider of the
1246 desired goods or services within the area served by the local
1247 board ~~If a contract cannot be approved by the department, a~~
1248 ~~review of the decision to disapprove the contract may be~~
1249 ~~requested by the local workforce development board or other~~
1250 ~~parties to the disapproved contract.~~

1251 (12) Each local workforce development board shall develop
 1252 a budget for the purpose of carrying out the duties of the local
 1253 board under this section, subject to the approval of the chief
 1254 elected official. Each local ~~workforce development~~ board shall
 1255 submit its annual budget for review to the department no later
 1256 than 2 weeks after the chair approves the budget. The local
 1257 board shall publish the budget on its website, or the
 1258 department's website if the local board does not maintain a
 1259 website, within 10 days after approval by the department. The
 1260 budget shall remain published on the website for the duration of
 1261 the fiscal year for which it accounts for the expenditure of
 1262 funds.

1263 (13) Each local workforce development board shall
 1264 annually, within 30 days after the end of the fiscal year,
 1265 disclose to the department, in a manner determined by the
 1266 department, the amount and nature of compensation paid to all
 1267 executives, officers, directors, trustees, key employees, and
 1268 the highest compensated employees, as defined for purposes of
 1269 the Internal Revenue Service Form 990, Return of Organization
 1270 Exempt from Income Tax, including salary, bonuses, present value
 1271 of vested benefits including but not limited to retirement,
 1272 accrued leave and paid time off, cashed-in leave, cash
 1273 equivalents, severance pay, pension plan accruals and
 1274 contributions, deferred compensation, real property gifts, and
 1275 any other liability owed to such persons. The disclosure must be

1276 accompanied by a written declaration, as provided for under s.
 1277 92.525(2), from the chief financial officer, or his or her
 1278 designee, that he or she has read the foregoing document and the
 1279 facts stated in it are true. Such information must also be
 1280 published on the local board's website, or the department's
 1281 website if the local board does not maintain a website, for a
 1282 period of 3 years after it is first published.

1283 (14) Each local workforce development board shall annually
 1284 publish its most recent Internal Revenue Service Form 990,
 1285 Return of Organization Exempt from Income Tax, on its website,
 1286 or the department's website if the local board does not maintain
 1287 a website. The form must be posted on the local board's website
 1288 within 60 calendar days after it is filed with the Internal
 1289 Revenue Service and remain posted for 3 years after it is filed.

1290 Section 9. Paragraphs (a) and (e) of subsection (8) of
 1291 section 445.009, Florida Statutes, are amended to read:

1292 445.009 One-stop delivery system.—

1293 (8) (a) Individual Training Accounts must be expended on
 1294 programs that prepare people to enter ~~high-wage~~ occupations
 1295 identified by the Labor Market Workforce Estimating Conference
 1296 created by s. 216.136, and on other programs recommended and
 1297 approved by the state board following a review by the department
 1298 to determine the program's compliance with federal law.

1299 (e) Training services provided through Individual Training
 1300 Accounts must be performance-based, with successful job

1301 placement triggering final ~~full~~ payment of at least 10 percent.

1302 Section 10. Section 445.033, Florida Statutes, is amended
1303 to read:

1304 445.033 Evaluation.—The department ~~state board~~ and the
1305 Department of Children and Families shall measure the
1306 performance of workforce related programs and services for
1307 participants who receive benefits pursuant to family self-
1308 sufficiency programs under chapter 414, and participants in
1309 welfare transition ~~arrange for evaluation of TANF-funded~~
1310 programs ~~operated~~ under this chapter, as follows:

1311 ~~(1) If required by federal waivers or other federal~~
1312 ~~requirements, the state board and the department may provide for~~
1313 ~~evaluation according to these requirements.~~

1314 (1)(2) The state board and the department shall consult
1315 with local workforce development boards to develop annual
1316 performance reports that analyze participants' transition from
1317 public assistance to self-sufficiency, including, but not
1318 limited to, shall participate in the evaluation of this program
1319 ~~in conjunction with evaluation of the state's workforce~~
1320 ~~development programs or similar activities aimed at evaluating~~
1321 ~~program outcomes, cost-effectiveness, or return on investment,~~
1322 and coenrollment in these programs, and the impact of time
1323 limits, sanctions, and other welfare reform measures ~~set out in~~
1324 ~~this chapter.~~ Each local board shall, at a minimum, provide
1325 quarterly reports on the following measures:

1326 (a) The percent of participants working in unsubsidized
1327 employment.

1328 (b) The percent of participants who stop receiving
1329 benefits for reasons other than disqualification or sanction.

1330 (c) The number of sanctions and waivers that are granted,
1331 measured by the type of sanction or waiver and the number of
1332 completed compliance activities that lead to a restoration of
1333 benefits.

1334 (d) The median placement wage rate.

1335 (e) The TANF work participation rate, defined as the
1336 participation requirements specified under Public Law 109-171,
1337 the Deficit Reduction Act of 2005.

1338 (f) A self-sufficiency index, by county, calculated each
1339 quarter based on the percent of current or former participants
1340 who stop receiving benefits or are working 30 or more hours per
1341 week and at 1 and 2 years after participants stop receiving
1342 benefits or work 30 or more hours per week. The quarterly report
1343 must include the percentage of participants earning at or above
1344 200 percent of the federal poverty level 3 years after
1345 participants stop receiving benefits or work 30 or more hours
1346 per week. The quarterly report must also contain an expected
1347 range of performance for each county on the self-sufficiency
1348 index. The expected range shall be derived by a statistical
1349 methodology developed in consultation with the local boards. The
1350 statistical methodology shall control differences across

1351 counties in economic conditions and demographics of participants
1352 in family self-sufficiency programs under chapter 414, and
1353 welfare transition programs under this chapter. ~~Evaluation shall~~
1354 ~~also contain information on the number of participants in work~~
1355 ~~experience assignments who obtain unsubsidized employment,~~
1356 ~~including, but not limited to, the length of time the~~
1357 ~~unsubsidized job is retained, wages, and the public benefits, if~~
1358 ~~any, received by such families while in unsubsidized employment.~~
1359 ~~The evaluation must solicit the input of consumers, community-~~
1360 ~~based organizations, service providers, employers, and the~~
1361 ~~general public, and must publicize, especially in low-income~~
1362 ~~communities, the process for submitting comments.~~

1363 (2)~~(3)~~ The state board and the department shall ~~may~~ share
1364 information with and develop protocols for information exchange
1365 with the Florida Education and Training Placement Information
1366 Program.

1367 (3)~~(4)~~ The state board and the department may initiate or
1368 participate in additional evaluation or assessment activities
1369 that will further the systematic study of issues related to
1370 program goals and outcomes.

1371 (4)~~(5)~~ In providing for evaluation activities, the state
1372 board and the department shall safeguard the use or disclosure
1373 of information obtained from program participants consistent
1374 with federal or state requirements. Evaluation methodologies may
1375 be used which are appropriate for evaluation of program

1376 activities, including random assignment of recipients or
1377 participants into program groups or control groups. To the
1378 extent necessary or appropriate, evaluation data shall provide
1379 information with respect to the state, district, or county, or
1380 other substate area.

1381 (5)~~(6)~~ The state board and the department may contract
1382 with a qualified organization for evaluations conducted under
1383 this section.

1384 Section 11. Section 445.038, Florida Statutes, is amended
1385 to read:

1386 445.038 Digital media; job training.—CareerSource Florida,
1387 Inc., through the Department of Economic Opportunity, may use
1388 funds dedicated for incumbent worker training for the digital
1389 media industry. Training may be provided by public or private
1390 training providers for broadband digital media jobs listed on
1391 the ~~targeted~~ occupations list developed by the Labor Market
1392 ~~Workforce Estimating Conference or CareerSource Florida, Inc.~~
1393 Programs that operate outside the normal semester time periods
1394 and coordinate the use of industry and public resources should
1395 be given priority status for funding.

1396 Section 12. Subsection (43) of section 570.07, Florida
1397 Statutes, is amended to read:

1398 570.07 Department of Agriculture and Consumer Services;
1399 functions, powers, and duties.—The department shall have and
1400 exercise the following functions, powers, and duties:

1401 (43) In cooperation with the Institute of Food and
 1402 Agricultural Sciences at the University of Florida and the
 1403 College of Agriculture and Food Sciences at the Florida
 1404 Agricultural and Mechanical University, submit industry
 1405 certifications for farm occupations ~~to annually provide~~ to the
 1406 Credentials Review Committee established in s. 445.004(4) State
 1407 ~~Board of Education and the Department of Education information~~
 1408 ~~and industry certifications for farm occupations~~ to be
 1409 considered for placement on the Master Credentials List ~~CAPE~~
 1410 ~~Industry Certification Funding List and the CAPE Postsecondary~~
 1411 ~~Industry Certification Funding List pursuant to s. 1008.44.~~
 1412 ~~Information and industry certifications provided by the~~
 1413 ~~department must be based upon the best available~~
 1414 ~~data.~~

1415 Section 13. Paragraph (b) of subsection (5) of section
 1416 1001.706, Florida Statutes, is amended to read:

1417 1001.706 Powers and duties of the Board of Governors.—

1418 (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

1419 (b) The Board of Governors shall develop a strategic plan
 1420 specifying goals and objectives for the State University System
 1421 and each constituent university, including each university's
 1422 contribution to overall system goals and objectives. The
 1423 strategic plan must:

1424 1. Include performance metrics and standards common for
 1425 all institutions and metrics and standards unique to

1426 institutions depending on institutional core missions,
 1427 including, but not limited to, student admission requirements,
 1428 retention, graduation, percentage of graduates who have attained
 1429 employment, percentage of graduates enrolled in continued
 1430 education, licensure passage, average wages of employed
 1431 graduates, average cost per graduate, excess hours, student loan
 1432 burden and default rates, faculty awards, total annual research
 1433 expenditures, patents, licenses and royalties, intellectual
 1434 property, startup companies, annual giving, endowments, and
 1435 well-known, highly respected national rankings for institutional
 1436 and program achievements.

1437 2. Consider reports and recommendations of the Florida
 1438 Talent Development Council under ~~pursuant to~~ s. 1004.015 and the
 1439 Articulation Coordinating Committee under ~~pursuant to~~ s.
 1440 1007.01.

1441 3. Include student enrollment and performance data
 1442 delineated by method of instruction, including, but not limited
 1443 to, traditional, online, and distance learning instruction.

1444 4. Include criteria for designating baccalaureate degree
 1445 and master's degree programs at specified universities as high-
 1446 demand programs of emphasis. The programs of emphasis list
 1447 adopted by the Board of Governors before July 1, 2021, shall be
 1448 used for the 2021-2022 academic year. Beginning in the 2022-2023
 1449 academic year, the Board of Governors shall adopt the criteria
 1450 to determine value for and prioritization of degree credentials

1451 and degree programs established by the Credentials Review
1452 Committee under s. 445.004 for designating Fifty percent of the
1453 ~~criteria for designation as~~ high-demand programs of emphasis.
1454 The Board of Governors must review designated programs of
1455 emphasis, at a minimum, every 3 years to ensure alignment with
1456 the prioritization of degree credentials and degree programs
1457 identified by the Credentials Review Committee. ~~must be based on~~
1458 ~~achievement of performance outcome thresholds determined by the~~
1459 ~~Board of Governors, and 50 percent of the criteria must be based~~
1460 ~~on achievement of performance outcome thresholds specifically~~
1461 ~~linked to:~~

1462 a. ~~Job placement in employment of 36 hours or more per~~
1463 ~~week and average full-time wages of graduates of the degree~~
1464 ~~programs 1 year and 5 years after graduation, based in part on~~
1465 ~~data provided in the economic security report of employment and~~
1466 ~~earning outcomes produced annually pursuant to s. 445.07.~~

1467 b. ~~Data-driven gap analyses, conducted by the Board of~~
1468 ~~Governors, of the state's job market demands and the outlook for~~
1469 ~~jobs that require a baccalaureate or higher degree. Each state~~
1470 ~~university must use the gap analyses to identify internship~~
1471 ~~opportunities for students to benefit from mentorship by~~
1472 ~~industry experts, earn industry certifications, and become~~
1473 ~~employed in high-demand fields.~~

1474 Section 14. Subsections (3) and (5) of section 1003.4203,
1475 Florida Statutes, are amended to read:

1476 1003.4203 Digital materials, CAPE Digital Tool
 1477 certificates, and technical assistance.—

1478 (3) CAPE DIGITAL TOOL CERTIFICATES.—The department shall
 1479 identify, in the CAPE Industry Certification Funding List under
 1480 ss. 1003.492 and 1008.44 ~~by June 15 of each year,~~ CAPE Digital
 1481 Tool certificates that indicate a student's digital skills. The
 1482 department shall notify each school district when the
 1483 certificates are available. The certificates shall be made
 1484 available to all public elementary and middle grades students.

1485 (a) Targeted skills to be mastered for the certificate
 1486 include digital skills that are necessary to the student's
 1487 academic work and skills the student may need in future
 1488 employment. ~~The skills must include, but are not limited to,~~
 1489 ~~word processing; spreadsheets; presentations, including sound,~~
 1490 ~~motion, and color presentations; digital arts; cybersecurity;~~
 1491 ~~and coding consistent with CAPE industry certifications that are~~
 1492 ~~listed on the CAPE Industry Certification Funding List, pursuant~~
 1493 ~~to ss. 1003.492 and 1008.44.~~ CAPE Digital Tool certificates
 1494 earned by students are eligible for additional full-time
 1495 equivalent membership under ~~pursuant to~~ s. 1011.62(1)(o)1.a.

1496 (b) The school district shall notify each middle school
 1497 advisory council of the methods of delivery of the open-access
 1498 content and assessments for the certificates. If there is no
 1499 middle school advisory council, notification must be provided to
 1500 the district advisory council.

1501 (c) The Legislature intends that by July 1, 2018, on an
 1502 annual basis, at least 75 percent of public middle grades
 1503 students earn at least one CAPE Digital Tool certificate.

1504 (5) CAPE INNOVATION AND CAPE ACCELERATION.—

1505 (a) CAPE Innovation. ~~Up to five Courses, identified in the~~
 1506 CAPE Industry Certification Funding List, annually approved by
 1507 ~~the commissioner~~ that combine academic and career content, and
 1508 performance outcome expectations that, if achieved by a student,
 1509 shall articulate for college credit and be eligible for
 1510 additional full-time equivalent membership under ~~pursuant to~~ s.
 1511 1011.62(1)(o)1.c. Such approved courses must incorporate at
 1512 least two third-party assessments that, if successfully
 1513 completed by a student, shall articulate for college credit. At
 1514 least one of the two third-party assessments must be associated
 1515 with an industry certification that is identified on the CAPE
 1516 Industry Certification Funding List. Each course that is
 1517 approved by the commissioner must be specifically identified in
 1518 the Course Code Directory as a CAPE Innovation Course.

1519 (b) CAPE Acceleration.—Industry certifications, ~~annually~~
 1520 ~~approved by the commissioner,~~ that articulate for 15 or more
 1521 college credit hours and, if successfully completed, are ~~shall~~
 1522 ~~be~~ eligible for additional full-time equivalent membership under
 1523 ~~pursuant to~~ s. 1011.62(1)(o)1.d. Each approved industry
 1524 certification must be specifically identified in the CAPE
 1525 Industry Certification Funding List as a CAPE Acceleration

1526 Industry Certification.

1527 Section 15. Paragraphs (a) and (b) of subsection (3) and
 1528 subsection (5) of section 1003.491, Florida Statutes, are
 1529 amended to read:

1530 1003.491 Florida Career and Professional Education Act.—
 1531 The Florida Career and Professional Education Act is created to
 1532 provide a statewide planning partnership between the business
 1533 and education communities in order to attract, expand, and
 1534 retain targeted, high-value industry and to sustain a strong,
 1535 knowledge-based economy.

1536 (3) The strategic 3-year plan developed jointly by the
 1537 local school district, local workforce development boards,
 1538 economic development agencies, and state-approved postsecondary
 1539 institutions shall be constructed and based on:

1540 (a) Research conducted to objectively determine local and
 1541 regional workforce needs for the ensuing 3 years, using labor
 1542 projections as identified by the Labor Market Estimating
 1543 Conference created in s. 216.136 of the United States Department
 1544 of Labor and the Department of Economic Opportunity;

1545 (b) Strategies to develop and implement career academies
 1546 or career-themed courses based on occupations identified by the
 1547 Labor Market Estimating Conference created in s. 216.136 ~~those~~
 1548 ~~careers determined to be high-wage, high-skill, and high-demand;~~

1549 (5) (a) The Commissioner of Education shall conduct an
 1550 annual review of K-12 and postsecondary career and technical

1551 education offerings that, at a minimum, must examine:~~in~~
1552 ~~consultation with the Department of Economic Opportunity,~~
1553 ~~CareerSource Florida, Inc., leaders of business and industry,~~
1554 ~~the Board of Governors, the Florida College System, school~~
1555 ~~districts, and other education stakeholders, to determine the~~
1556 ~~alignment of existing offerings with employer demand,~~
1557 ~~postsecondary degree or certificate programs, and professional~~
1558 ~~industry certifications. The review shall identify career and~~
1559 ~~technical education offerings that are linked to occupations~~
1560 ~~that are in high demand by employers, require high-level skills,~~
1561 ~~and provide middle-level and high-level wages.~~

1562 1. Alignment of offerings with the framework of quality
1563 under s. 445.004(4).

1564 2. Alignment of offerings at the K-12 and postsecondary
1565 levels with credentials or degree programs identified on the
1566 Master Credentials List under s. 445.004(4).

1567 3. Program utilization and unwarranted duplication across
1568 institutions serving the same students in a geographical or
1569 service area.

1570 4. Institutional performance measured by student outcomes
1571 such as academic achievement, college readiness, postsecondary
1572 enrollment, credential and certification attainment, job
1573 placement, and wages.

1574 (b) The annual review shall utilize data captured through
1575 the Workforce Development Information System under s. 1008.40

1576 and provide an automated data collection process that includes
 1577 the collection and evaluation of the federal Comprehensive Local
 1578 Needs Assessments, to assist in the review of programs.

1579 ~~(c) (b)~~ Using the findings from the annual review required
 1580 in paragraphs (a) and (b) ~~paragraph (a)~~, the commissioner shall
 1581 phase out career and technical education offerings that are not
 1582 aligned with the needs of the state ~~employers or do not provide~~
 1583 ~~program completers with a middle wage or high wage occupation~~
 1584 and encourage school districts and Florida College System
 1585 institutions to offer programs that are not offered currently.

1586 (d) The department shall adopt rules to administer this
 1587 section.

1588 Section 16. Subsections (2) through (5) of section
 1589 1003.492, Florida Statutes, are amended to read:

1590 1003.492 Industry-certified career education programs.—

1591 (2) Industry certification as used in this section is a
 1592 voluntary process through which students are assessed by an
 1593 independent, third-party certifying entity using predetermined
 1594 standards for knowledge, skills, and competencies, resulting in
 1595 the award of a credential that is identified on the Master
 1596 Credentials List under s. 445.004(4). ~~nationally recognized and~~
 1597 ~~must be at least one of the following:~~

1598 ~~(a) Within an industry that addresses a critical local or~~
 1599 ~~statewide economic need;~~

1600 ~~(b) Linked to an occupation that is included in the~~

1601 ~~workforce system's targeted occupation list; or~~
1602 ~~(c) Linked to an occupation that is identified as~~
1603 ~~emerging.~~
1604 ~~(3) The State Board of Education shall use the expertise~~
1605 ~~of CareerSource Florida, Inc., and the Department of Agriculture~~
1606 ~~and Consumer Services to develop and adopt rules pursuant to ss.~~
1607 ~~120.536(1) and 120.54 for implementing an industry certification~~
1608 ~~process.~~
1609 ~~(a) For nonfarm occupations, industry certification must~~
1610 ~~be based upon the highest available national standards for~~
1611 ~~specific industry certification to ensure student skill~~
1612 ~~proficiency and to address emerging labor market and industry~~
1613 ~~trends. A local workforce development board or a school~~
1614 ~~principal may apply to CareerSource Florida, Inc., to request~~
1615 ~~additions to the approved list of industry certifications based~~
1616 ~~on high-skill, high-wage, and high-demand job requirements in~~
1617 ~~the local economy.~~
1618 ~~(b) For farm occupations submitted pursuant to s. 570.07,~~
1619 ~~industry certification must demonstrate student skill~~
1620 ~~proficiency and be based upon the best available data to address~~
1621 ~~critical local or statewide economic needs.~~
1622 ~~(4) The list of industry certifications approved by~~
1623 ~~CareerSource Florida, Inc., the Department of Agriculture and~~
1624 ~~Consumer Services, and the Department of Education shall be~~
1625 ~~published and updated annually by a date certain, to be included~~

1626 ~~in the adopted rule.~~

1627 (3)~~(5)~~ The Department of Education shall collect student
1628 achievement and performance data in industry-certified career
1629 education programs and career-themed courses that includes ~~and~~
1630 ~~shall work with CareerSource Florida, Inc., and the Department~~
1631 ~~of Agriculture and Consumer Services in the analysis of~~
1632 ~~collected data. The data collection and analyses shall examine~~
1633 ~~the performance of participating students over time. Performance~~
1634 ~~factors must include,~~ but need not be limited to, graduation
1635 rates, retention rates, Florida Bright Futures Scholarship
1636 awards, additional educational attainment, employment records,
1637 earnings, industry certification, return on investment, and
1638 employer satisfaction. ~~The results of this study shall be~~
1639 ~~submitted to the President of the Senate and the Speaker of the~~
1640 ~~House of Representatives annually by December 31.~~

1641 Section 17. Paragraph (a) of subsection (2) and subsection
1642 (3) of section 1003.4935, Florida Statutes, are amended to read:

1643 1003.4935 Middle grades career and professional academy
1644 courses and career-themed courses.—

1645 (2) Each middle grades career and professional academy or
1646 career-themed course must be aligned with at least one high
1647 school career and professional academy or career-themed course
1648 offered in the district and maintain partnerships with local
1649 business and industry and economic development boards. Middle
1650 grades career and professional academies and career-themed

1651 courses must:

1652 (a) Lead to careers in occupations aligned to ~~designated~~
 1653 ~~as high-skill, high-wage, and high-demand in~~ the CAPE Industry
 1654 Certification Funding List approved under rules adopted by the
 1655 State Board of Education;

1656 (3) Beginning with the 2012-2013 school year, if a school
 1657 district implements a middle school career and professional
 1658 academy or a career-themed course, the Department of Education
 1659 shall collect and report student achievement data pursuant to
 1660 performance factors identified under s. 1003.492(3) ~~or~~
 1661 ~~1003.492(5)~~ for students enrolled in an academy or a career-
 1662 themed course.

1663 Section 18. Subsection (3) is added to section 1004.013,
 1664 Florida Statutes, to read:

1665 1004.013 SAIL to 60 Initiative.-

1666 (3) There is created within the SAIL to 60 Initiative the
 1667 Strategic Efforts to Achieve Self-Sufficiency (SEAS) which
 1668 consists of:

1669 (a) The workforce opportunity portal under s. 14.36, which
 1670 provides the public with more effective access to available
 1671 federal, state, and local services and a system-wide, global
 1672 view of workforce related program data across various programs
 1673 through actionable qualitative and quantitative information.

1674 (b) The Open Door Grant Program under s. 1009.895, which
 1675 provides grants to school district's postsecondary technical

1676 centers and Florida College System institutions to cover up to
1677 two-thirds of the cost of short-term high-demand programs for
1678 eligible students upon successful completion and award of a
1679 credential of value.

1680 (c) The Money-Back Guarantee Program under s. 1011.803,
1681 which requires each school district and Florida College System
1682 institution to refund the cost of tuition to students who are
1683 not able to find a job within 6 months of successful completion
1684 of select workforce related programs.

1685 Section 19. Subsection (6) is added to section 1004.015,
1686 Florida Statutes, to read:

1687 1004.015 Florida Talent Development Council.—

1688 (6) The council shall coordinate, facilitate, and
1689 communicate statewide efforts to meet supply and demand needs
1690 for the state's healthcare workforce. Initially, the council
1691 shall focus on the nursing supply and demand and annually,
1692 beginning December 1, 2021, report on the implementation of this
1693 subsection and any other relevant information on the Florida
1694 Talent Developmental Council's webpage located on the Department
1695 of Economic Opportunity's website. To support the efforts of the
1696 council, the Board of Governors and the State Board of Education
1697 shall:

1698 (a) By December 1, 2021, conduct a statistically valid
1699 biennial data-driven gap analysis of the nursing supply and
1700 demand, including, but not limited to, teaching faculty and

1701 preceptors. Demand must align with the Labor Market Estimating
1702 Conference created in s. 216.136. The gap analysis must include
1703 10-year trend information on nursing education programs subject
1704 to the requirements of s. 464.019. In order to conduct the gap
1705 analysis, the Department of Health, the Board of Governors, the
1706 State Board of Education, the Commission for Independent
1707 Education, and postsecondary institutions participating in a
1708 state grant program under s. 1009.89 or s. 1009.891, shall
1709 provide data on:

- 1710 1. The number and type of programs and student slots
1711 available.
- 1712 2. The number of student applications submitted, the
1713 number of qualified student applicants, and the number of
1714 students accepted.
- 1715 3. The number of program graduates.
- 1716 4. Program retention rates of students tracked from
1717 program entry to graduation.
- 1718 5. Graduate passage rates on the National Council of State
1719 Boards of Nursing Licensing Examination.
- 1720 6. The number of graduates who become employed as
1721 practical or professional nurses in the state.

1722 (b) Develop a survey for use by the Department of Health,
1723 the Commission for Independent Education, and postsecondary
1724 institutions participating in a state grant program under s.
1725 1009.89 or s. 1009.891, to collect data for the gap analysis.

1726 The survey must include, but is not limited to, a student's age,
1727 gender, race, ethnicity, veteran status, wage, employer
1728 information, loan debt, and retirement expectations.

1729 (c) Conduct a review of nursing education program
1730 curricula to improve alignment, streamline career pathways, and
1731 develop frameworks for colocated and concurrent enrollment
1732 nursing education programs which can be implemented statewide.

1733 (d) Report on the establishment of accelerated programs
1734 for bachelor of science in nursing and masters of science in
1735 nursing, and implementation of other strategies to address the
1736 demand for nurses in the state.

1737 (e) Map educational advancement of nurses through career
1738 pathways by comparing their initial degree to their highest
1739 degree obtained for the preceding 5 years.

1740 Section 20. Subsections (12) and (25) of section 1004.02,
1741 Florida Statutes, are amended to read:

1742 1004.02 Definitions.—As used in this chapter:

1743 (12) "Continuing workforce education" means instruction
1744 that does not result in a registered apprenticeship certificate
1745 of completion, technical certificate, diploma, associate in
1746 applied science degree, or associate in science degree.

1747 Continuing workforce education is for:

1748 (a) Individuals who are required to have training for
1749 licensure renewal or certification renewal by a regulatory
1750 agency or credentialing body;

1751 (b) New or expanding businesses as described in chapter
 1752 288;

1753 (c) Business, industry, and government agencies whose
 1754 products or services are changing so that retraining of
 1755 employees is necessary or whose employees need training in
 1756 specific skills to increase efficiency and productivity; or

1757 (d) Individuals who are enhancing occupational skills
 1758 necessary to maintain current employment, to cross train, or to
 1759 upgrade employment.

1760 (25) "Workforce education" means adult general education
 1761 or career education and may consist of a continuing workforce
 1762 education course or a program of study leading to an
 1763 occupational completion point, a career certificate, an applied
 1764 technology diploma, ~~or~~ a career degree, or a registered
 1765 apprenticeship certificate of completion.

1766 Section 21. Subsection (2) of section 1008.39, Florida
 1767 Statutes, is amended to read:

1768 1008.39 Florida Education and Training Placement
 1769 Information Program. -

1770 (2) Any project conducted by the Department of Education
 1771 or the workforce development system that requires placement
 1772 information shall use information provided through the Florida
 1773 Education and Training Placement Information Program, and shall
 1774 not initiate automated matching of records in duplication of
 1775 methods already in place in the Florida Education and Training

1776 Placement Information Program. The department shall implement an
1777 automated system which matches the social security numbers of
1778 former participants in workforce related programs as defined in
1779 s. 14.36 and state educational and training programs with
1780 information in the files of state and federal agencies that
1781 maintain educational, employment, and United States armed
1782 service records and shall implement procedures to identify the
1783 occupations of those former participants whose social security
1784 numbers are found in employment records, as required by Specific
1785 Appropriation 337A, chapter 84-220, Laws of Florida; Specific
1786 Appropriation 337B, chapter 85-119, Laws of Florida; Specific
1787 Appropriation 350A, chapter 86-167, Laws of Florida; and
1788 Specific Appropriation 351, chapter 87-98, Laws of Florida. The
1789 system shall incorporate data collection elements prescribed by
1790 the Credentials Review Committee under s. 445.004.

1791 Section 22. Section 1008.40, Florida Statutes, is amended
1792 to read:

1793 1008.40 Workforce Development Information System.—The
1794 Department of Education shall:

1795 (1) Design specifications for the collection and reporting
1796 of data and performance specifications for the Workforce
1797 Development Information System. This design must:

1798 (a) Use common terms and enable parallel reporting and
1799 state-level access of workforce data necessary to use the data
1800 reports as a basis for calculating funding allocations,

1801 conducting audits, and determining compliance of workforce
1802 related programs, as defined in s. 14.36, and education and
1803 training programs with applicable federal and state requirements
1804 as authorized by federal and state law. This includes
1805 establishing a process for the collection, review, and reporting
1806 of Comprehensive Local Needs Assessments as required by federal
1807 law.

1808 (b) Provide ~~In addition, the design must be capable of~~
1809 ~~providing~~ reports necessary to comply with other program
1810 performance documentation required by state or federal law,
1811 without requiring additional data collection or reporting from
1812 local educational agencies.

1813 (c) Link data from multiple sources for consideration in
1814 developing broad public policy initiatives for workforce related
1815 programs as defined in s. 14.36.

1816 (2) Develop the computer programs, software, and edit
1817 processes necessary for local and state users to produce a
1818 single, unified Workforce Development Information System.

1819 (3) Work with the Department of Economic Opportunity, the
1820 Department of Children and Families, and other entities to
1821 define statewide education, workforce development, and
1822 employment metrics and ensure the integrity and quality of data
1823 being collected.

1824 (4) Develop a workforce development metrics dashboard that
1825 measures the state's investments in workforce development. To

1826 the extent feasible, the dashboard shall use statistically
1827 rigorous methodologies to estimate, assess, and isolate the
1828 impact of programs on participant outcomes. The workforce
1829 development metrics dashboard shall be produced, to the extent
1830 feasible, using existing available data and resources that are
1831 currently collected and accessible to state agencies. The
1832 department shall convene workforce related program partners to
1833 develop a standardized set of inputs and outputs for the
1834 workforce development metrics dashboard. The workforce
1835 development metrics dashboard must:

1836 (a) Display the impact of workforce related programs, as
1837 defined in s. 14.36, on credential attainment, training
1838 completion, degree attainment, and participant wages.

1839 (b) Provide demographic breakdowns, including, to the
1840 extent possible, race, ethnicity, age, gender, veteran status,
1841 wage, student loan debt, barriers to employment, and credential
1842 or degree outcomes, and information on workforce outcomes in
1843 different industry sectors.

1844 (c) Measure, at a minimum and to the extent feasible with
1845 existing resources, the return on investment of the following
1846 workforce related programs:

1847 1. Career and technical education offered by school
1848 districts and Florida College System institutions.

1849 2. Workforce related programs as defined in s. 14.36.

1850 3. State apprenticeship programs.

1851 (d) Provide performance data on training providers to
 1852 enable individuals to make informed choices.

1853 Section 23. Subsection (3) of section 1008.41, Florida
 1854 Statutes, is amended to read:

1855 1008.41 Workforce education; management information
 1856 system.—

1857 (3) Planning and evaluation of job-preparatory programs
 1858 shall be based on standard sources of data and use standard
 1859 occupational definitions and coding structures, including, but
 1860 not limited to:

1861 (a) The Florida Occupational Information System.~~†~~

1862 (b) The Florida Education and Training Placement
 1863 Information Program.~~†~~

1864 (c) The Department of Economic Opportunity.~~†~~

1865 (d) The United States Department of Labor.~~†~~ and

1866 (e) The Labor Market Estimating Conference created in s.
 1867 216.136.

1868 (f)~~(e)~~ Other sources of data developed using statistically
 1869 valid procedures.

1870 Section 24. Subsections (1) and (2) and paragraph (c) of
 1871 subsection (4) of section 1008.44, Florida Statutes, are amended
 1872 to read:

1873 1008.44 CAPE Industry Certification Funding List ~~and CAPE~~
 1874 ~~Postsecondary Industry Certification Funding List.—~~

1875 (1) The State Board of Education Pursuant to ss. 1003.4203

1876 ~~and 1003.492, the Department of Education shall adopt, at least~~
1877 ~~annually, based upon recommendations by the Commissioner of~~
1878 ~~Education the CAPE Industry Certification Funding List that~~
1879 ~~assigns additional full-time equivalent membership to~~
1880 ~~certifications identified in the Master Credentials List under~~
1881 ~~s. 445.004(4) that meets a statewide demand, and courses that~~
1882 ~~lead to such certifications, in accordance with s.~~
1883 ~~1011.62(1)(o). identify, under rules adopted by the State Board~~
1884 ~~of Education, and the Commissioner of Education may at any time~~
1885 ~~recommend adding~~ The CAPE Industry Certification Funding List
1886 may include the following certificates, certifications, and
1887 courses:

1888 (a) CAPE industry certifications identified as credentials
1889 of value that meet the framework of quality under ~~pursuant to s.~~
1890 445.004(4), on the CAPE Industry Certification Funding List that
1891 must be applied in the distribution of funding to school
1892 districts under ~~pursuant to~~ s. 1011.62(1)(o). The CAPE Industry
1893 Certification Funding List shall incorporate by reference the
1894 industry certifications on the career pathways list approved for
1895 the Florida Gold Seal CAPE Vocational Scholars award. ~~In~~
1896 ~~addition, by August 1 of each year, the not-for-profit~~
1897 ~~corporation established pursuant to s. 445.004 may annually~~
1898 ~~select one industry certification, that does not articulate for~~
1899 ~~college credit, for inclusion on the CAPE Industry Certification~~
1900 ~~Funding List for a period of 3 years unless otherwise approved~~

1901 ~~by the curriculum review committee pursuant to s. 1003.491. Such~~
1902 ~~industry certifications, if earned by a student, shall be~~
1903 ~~eligible for additional full-time equivalent membership,~~
1904 ~~pursuant to s. 1011.62(1)(o)1.~~

1905 (b) ~~No more than 30~~ CAPE Digital Tool certificates under
1906 ~~limited to the areas of word processing; spreadsheets; sound,~~
1907 ~~motion, and color presentations; digital arts; cybersecurity;~~
1908 ~~and coding pursuant to s. 1003.4203(3) that do not articulate~~
1909 ~~for college credit. Such certificates shall be annually~~
1910 ~~identified on the CAPE Industry Certification Funding List and~~
1911 ~~updated solely by the Chancellor of Career and Adult Education.~~
1912 The certificates shall be made available to students in
1913 elementary school and middle school grades and, if earned by a
1914 student, shall be eligible for additional full-time equivalent
1915 membership under ~~pursuant to~~ s. 1011.62(1)(o)1.

1916 (c) CAPE ESE Digital Tool certificates, workplace industry
1917 certifications, and OSHA industry certifications ~~identified by~~
1918 ~~the Chancellor of Career and Adult Education~~ for students with
1919 disabilities under ~~pursuant to~~ s. 1003.4203(2). Such
1920 certificates and certifications shall ~~be identified on the CAPE~~
1921 ~~Industry Certification Funding List and~~, if earned by a student,
1922 be eligible for additional full-time equivalent membership under
1923 ~~pursuant to~~ s. 1011.62(1)(o)1.

1924 (d) CAPE Innovation Courses that combine academic and
1925 career performance outcomes with embedded industry

1926 | ~~certifications under shall be annually approved by the~~
1927 | ~~Commissioner of Education and identified pursuant to s.~~
1928 | ~~1003.4203(5)(a). Such courses shall~~ and, if completed by a
1929 | student, be eligible for additional full-time equivalent
1930 | membership under ~~pursuant to s. 1011.62(1)(o)1.~~

1931 | (e) CAPE Acceleration Industry Certifications that
1932 | articulate for 15 or more college credit hours under ~~pursuant to~~
1933 | ~~s. 1003.4203(5)(b). Such certifications shall be annually~~
1934 | ~~approved by the Commissioner of Education and~~, if successfully
1935 | completed, ~~shall~~ be eligible for additional full-time equivalent
1936 | membership under ~~pursuant to s. 1011.62(1)(o)1. The approved~~
1937 | ~~industry certifications must be identified on the CAPE Industry~~
1938 | ~~Certification Funding List.~~

1939 | (f) The Commissioner of Education shall conduct a review
1940 | of the methodology used to determine additional full-time
1941 | equivalent membership weights assigned in s. 1011.62(1)(o) and,
1942 | if necessary, recommend revised weights. The weights must factor
1943 | in the prioritization of critical statewide shortages of labor
1944 | market demand as identified by the Credentials Review Committee
1945 | under s. 445.004. The results of the review and the
1946 | commissioner's recommendations must be submitted to the
1947 | Governor, the President of the Senate, and the Speaker of the
1948 | House of Representatives no later than December 1, 2021.

1949 | (2) ~~The State Board of Education shall approve, at least~~
1950 | ~~annually, the CAPE Postsecondary Industry Certification Funding~~

1951 ~~List pursuant to this section. The Commissioner of Education~~
 1952 ~~shall recommend, at least annually, the CAPE Postsecondary~~
 1953 ~~Industry Certification Funding List to the State Board of~~
 1954 ~~Education and may at any time recommend adding certifications.~~
 1955 ~~The Chancellor of the State University System, the Chancellor of~~
 1956 ~~the Florida College System, and the Chancellor of Career and~~
 1957 ~~Adult Education shall work with local workforce boards, other~~
 1958 ~~postsecondary institutions, businesses, and industry to~~
 1959 ~~identify, create, and recommend to the Commissioner of Education~~
 1960 ~~industry certifications to be placed on the funding list. The~~
 1961 CAPE Industry Certification Funding List adopted under
 1962 subsection (1) list shall be used to determine annual
 1963 performance funding distributions to school districts or Florida
 1964 College System institutions as specified in ss. 1011.80 and
 1965 1011.81, respectively. ~~The chancellors shall review results of~~
 1966 ~~the economic security report of employment and earning outcomes~~
 1967 ~~produced annually pursuant to s. 445.07 when determining~~
 1968 ~~recommended certifications for the list, as well as other~~
 1969 ~~reports and indicators available regarding certification needs.~~

1970 (4)

1971 (c) The Articulation Coordinating Committee shall review
 1972 statewide articulation agreement proposals for industry
 1973 certifications and make recommendations to the State Board of
 1974 Education for approval. After an industry certification is
 1975 approved by CareerSource Florida, Inc., under s. 445.004(4)

1976 | ~~adopted by the State Board of Education for inclusion on the~~
 1977 | ~~CAPE Industry Certification Funding List,~~ the Chancellor of
 1978 | Career and Adult Education, within 90 days, must provide to the
 1979 | Articulation Coordinating Committee recommendations for
 1980 | articulation of postsecondary credit for related degrees for the
 1981 | approved certifications.

1982 | Section 25. Section 1009.895, Florida Statutes, is created
 1983 | to read:

1984 | 1009.895 Open Door Grant Program.—

1985 | (1) As used in this section, the term:

1986 | (a) "Institution" means school district postsecondary
 1987 | technical career centers under s. 1001.44, Florida College
 1988 | System institutions under s. 1000.21(3), and charter technical
 1989 | career centers under s. 1002.34.

1990 | (b) "Program" means a noncredit industry certification
 1991 | preparation, clock hour career certificate programs, or for-
 1992 | credit short-term career and technical education programs that
 1993 | result in the award of credentials identified under s.
 1994 | 445.004(4).

1995 | (c) "Student" means a person who is a resident of this
 1996 | state as determined in s. 1009.40 and is unemployed,
 1997 | underemployed, or furloughed.

1998 | (2) Subject to appropriations, the Open Door Grant Program
 1999 | is established for the purpose of:

2000 | (a) Creating and sustaining a demand-driven supply of

2001 credentialed workers for high-demand occupations by addressing
2002 and closing the gap between the skills needed by workers in the
2003 state and the skills of the available workforce in the state.

2004 (b) Expanding the affordability of workforce training and
2005 credentialing.

2006 (c) Increasing the interest of current and future workers
2007 in short-term, high-demand career and technical education
2008 credentialing and certificate programs.

2009 (3) The Department of Education shall provide grants to
2010 institutions on a first-come, first-serve basis for students who
2011 enroll in an eligible program. No more than one-quarter of the
2012 appropriated funds may be disbursed annually to any eligible
2013 institution.

2014 (4) Subject to the availability of funds, any student who
2015 enrolls in an eligible program offered by an institution may
2016 apply for and be awarded a grant to cover two-thirds of the cost
2017 of the program, if at the time of enrollment the student pays
2018 one-third of the cost of the program and signs an agreement to
2019 either complete the program or pay an additional one-third of
2020 the program cost in the event of noncompletion. Upon the
2021 presentation of satisfactory proof of completion of the program
2022 by the student, the department shall reimburse the institution
2023 in an amount equal to one-third of the cost of the program. In
2024 addition, upon the presentation of satisfactory proof of the
2025 attainment of a workforce credential or certificate by the

2026 student, the department shall reimburse the institution in an
2027 amount equal to one-third of the cost of the program. However,
2028 the department may not reimburse any institution more than
2029 \$3,000 per completed workforce training program by an eligible
2030 student.

2031 (5) Grants may not be reduced by a student's concurrent
2032 receipt of financial aid from any other source except in cases
2033 in which the grant and such other financial aid would result in
2034 total assistance in excess of tuition, fees, books, and other
2035 allowable costs of completing the workforce related program.

2036 (6) The department shall administer the grant and shall
2037 carry out the goals and purposes of the grant set forth in
2038 subsection (2). In administering the grant, the department
2039 shall:

2040 (a) Require eligible institutions to provide student-
2041 specific data and make final decisions on any dispute between
2042 eligible institutions and grant recipients.

2043 (b) Undertake periodic assessments of the overall success
2044 of the grant program and recommend modifications, interventions,
2045 and other actions based on such assessments.

2046 (c) Establish the procedure by which eligible institutions
2047 shall notify the department when eligible students enroll in
2048 eligible programs.

2049 (d) Require each eligible institution to submit a report
2050 with data from the previous fiscal year on program completion

2051 and credential attainment by students participating in the grant
2052 program that, at a minimum, includes:

2053 1. A list of the programs offered.

2054 2. The number of students who enrolled in the programs.

2055 3. The number of students who completed the programs.

2056 4. The number of students who attained workforce
2057 credentials, categorized by credential name and relevant
2058 occupation, after completing training programs.

2059 5. The average cost per workforce credential attained,
2060 categorized by credential name and relevant occupation.

2061 (7) The department shall compile the data provided under
2062 paragraph (6) (d) and annually report such data, in the aggregate
2063 and categorize such information by eligible institution, to the
2064 State Board of Education. The report shall also include
2065 information on the average wage, age, gender, race, ethnicity,
2066 veteran status, and other relevant information, of students who
2067 have completed workforce training programs categorized by
2068 credential name and relevant occupation.

2069 (8) The State Board of Education shall adopt rules to
2070 implement this section.

2071 Section 26. Subsections (10), (11), and (12), of section
2072 1011.80, Florida Statutes, are renumbered as subsections (9),
2073 (10), and (11), respectively, and subsection (2), paragraph (a)
2074 of subsection (6), paragraph (b) of subsection (7), and
2075 subsection (9) of that section are amended, to read:

2076 1011.80 Funds for operation of workforce education
 2077 programs.—

2078 (2) Upon approval by the State Board of Education, any
 2079 workforce education program may be conducted by a Florida
 2080 College System institution or a school district, except that
 2081 college credit in an associate in applied science or an
 2082 associate in science degree may be awarded only by a Florida
 2083 College System institution. However, if an associate in applied
 2084 science or an associate in science degree program contains
 2085 within it an occupational completion point that confers a
 2086 certificate or an applied technology diploma, that portion of
 2087 the program may be conducted by a school district career center.
 2088 Any instruction designed to articulate to a degree program is
 2089 subject to guidelines and standards adopted by the State Board
 2090 of Education under ~~pursuant to~~ s. 1007.25.

2091 (a) The State Board of Education shall establish criteria
 2092 for review and approval of new workforce education programs by a
 2093 Florida College System institution or a school district that
 2094 considers local demand as well as local program offerings at
 2095 public and private institutions to avoid wasteful duplication of
 2096 programs. Priority shall be given to institutions that have
 2097 implemented the money-back-guarantee program in excess of the
 2098 minimum number of programs required by s. 1011.803. The criteria
 2099 must include, but is not limited to, the following:

2100 1. A notice of intent to propose a new workforce education

2101 program that includes all of the following:

2102 a. A brief description of the program.

2103 b. An analysis of workforce demand and unmet need for

2104 graduates of the program on a district, regional, or statewide

2105 basis, as appropriate, including evidence from entities

2106 independent of the technical center or institution.

2107 c. The geographic region to be served.

2108 d. An estimated timeframe for implementation.

2109 2. Documentation of collaboration among technical centers

2110 and institutions serving the same students in a geographical or

2111 service area that enhances program offerings and prevents

2112 program duplication. Unnecessary duplication of programs offered

2113 by public and private institutions must be avoided.

2114 3. Beginning with the 2022-2023 academic year, alignment

2115 of program offerings with credentials or degree programs

2116 identified on the Master Credentials List under s. 445.004(4).

2117 4. Articulation agreements between technical centers and

2118 Florida College System institutions for the enrollment of

2119 graduates in related workforce education programs.

2120 5. Documentation of alignment between the exit

2121 requirements of a technical center and the admissions

2122 requirements of a Florida College System institution into which

2123 students typically transfer.

2124 6. Performance and compliance indicators that will be used

2125 in determining the program's success.

2126 (b) The State Board of Education, upon review of the
2127 workforce education program, may require a school district
2128 postsecondary technical career center, charter technical career
2129 center, or Florida College System institution, to modify or
2130 terminate a program authorized under this section.

2131 (6) State funding and student fees for workforce education
2132 instruction shall be established as follows:

2133 (a) Expenditures for the continuing workforce education
2134 programs, except for preapprenticeship and apprenticeship
2135 programs, as defined in s. 446.021(5) and (6), provided by the
2136 Florida College System institutions or school districts must be
2137 fully supported by fees. Enrollments in continuing workforce
2138 education courses, except for preapprenticeship and
2139 apprenticeship programs, as defined in s. 446.021(5) and (6),
2140 shall not be counted for purposes of funding full-time
2141 equivalent enrollment.

2142 (7)

2143 (b) Performance funding for industry certifications for
2144 school district workforce education programs is contingent upon
2145 specific appropriation in the General Appropriations Act and
2146 shall be determined as follows:

2147 ~~1. Occupational areas for which industry certifications~~
2148 ~~may be earned, as established in the General Appropriations Act,~~
2149 ~~are eligible for performance funding. Priority shall be given to~~
2150 ~~the occupational areas emphasized in state, national, or~~

2151 ~~corporate grants provided to Florida educational institutions.~~

2152 ~~1.2. The Chancellor of Career and Adult Education shall~~
2153 ~~identify the Industry certifications identified eligible for~~
2154 ~~funding on the CAPE ~~Postsecondary~~ Industry Certification Funding~~
2155 ~~List approved by the State Board of Education under pursuant to~~
2156 ~~s. 1008.44, are eligible for performance funding based on the~~
2157 ~~occupational areas specified in the General Appropriations Act.~~

2158 ~~2.3.~~ Each school district shall be provided \$1,000 for
2159 each industry certification earned by a workforce education
2160 student. If funds are insufficient to fully fund the calculated
2161 total award, such funds shall be prorated. Beginning with the
2162 2022-2023 fiscal year, the Credentials Review Committee
2163 established in s. 445.004 shall develop a returned-value funding
2164 formula to allocate school district performance funds that
2165 rewards student job placements and wages for students earning
2166 industry certifications, with a focus on increasing the economic
2167 mobility of underserved populations. One-third of the
2168 performance funds shall be allocated based on student job
2169 placements. The remaining two-thirds shall be allocated using a
2170 tiered weighted system based on aggregate student wages that
2171 exceed minimum wage, with the highest weight applied to the
2172 highest wage tier, with additional weight for underserved
2173 populations. Student wages above minimum wage are considered to
2174 be the value added by the institution's training.

2175 ~~(9) The State Board of Education and the state board as~~

2176 ~~defined in s. 445.002 shall provide the Legislature with~~
2177 ~~recommended formulas, criteria, timeframes, and mechanisms for~~
2178 ~~distributing performance funds. The commissioner shall~~
2179 ~~consolidate the recommendations and develop a consensus proposal~~
2180 ~~for funding. The Legislature shall adopt a formula and~~
2181 ~~distribute the performance funds to the State Board of Education~~
2182 ~~for Florida College System institutions and school districts~~
2183 ~~through the General Appropriations Act. These recommendations~~
2184 ~~shall be based on formulas that would discourage low-performing~~
2185 ~~or low-demand programs and encourage through performance funding~~
2186 ~~awards:~~

2187 ~~(a) Programs that prepare people to enter high-wage~~
2188 ~~occupations identified by the Workforce Estimating Conference~~
2189 ~~created by s. 216.136 and other programs as approved by the~~
2190 ~~state board as defined in s. 445.002. At a minimum, performance~~
2191 ~~incentives shall be calculated for adults who reach completion~~
2192 ~~points or complete programs that lead to specified high-wage~~
2193 ~~employment and to their placement in that employment.~~

2194 ~~(b) Programs that successfully prepare adults who are~~
2195 ~~eligible for public assistance, economically disadvantaged,~~
2196 ~~disabled, not proficient in English, or dislocated workers for~~
2197 ~~high-wage occupations. At a minimum, performance incentives~~
2198 ~~shall be calculated at an enhanced value for the completion of~~
2199 ~~adults identified in this paragraph and job placement of such~~
2200 ~~adults upon completion. In addition, adjustments may be made in~~

2201 ~~payments for job placements for areas of high unemployment.~~

2202 ~~(c) Programs that are specifically designed to be~~
 2203 ~~consistent with the workforce needs of private enterprise and~~
 2204 ~~regional economic development strategies, as defined in~~
 2205 ~~guidelines set by the state board as defined in s. 445.002. The~~
 2206 ~~state board as defined in s. 445.002 shall develop guidelines to~~
 2207 ~~identify such needs and strategies based on localized research~~
 2208 ~~of private employers and economic development practitioners.~~

2209 ~~(d) Programs identified by the state board as defined in~~
 2210 ~~s. 445.002 as increasing the effectiveness and cost efficiency~~
 2211 ~~of education.~~

2212 Section 27. Subsection (3) of section 1011.801, Florida
 2213 Statutes, is amended to read:

2214 1011.801 Workforce Development Capitalization Incentive
 2215 Grant Program.—The Legislature recognizes that the need for
 2216 school districts and Florida College System institutions to be
 2217 able to respond to emerging local or statewide economic
 2218 development needs is critical to the workforce development
 2219 system. The Workforce Development Capitalization Incentive Grant
 2220 Program is created to provide grants to school districts and
 2221 Florida College System institutions on a competitive basis to
 2222 fund some or all of the costs associated with the creation or
 2223 expansion of workforce development programs that serve specific
 2224 employment workforce needs.

2225 (3) The State Board of Education shall give highest

2226 | priority to programs that train people to enter high-skill,
 2227 | high-wage occupations identified by the Labor Market Workforce
 2228 | Estimating Conference and other programs approved by the state
 2229 | board as defined in s. 445.002, programs that train people to
 2230 | enter occupations under the welfare transition program, or
 2231 | programs that train for the workforce adults who are eligible
 2232 | for public assistance, economically disadvantaged, disabled, not
 2233 | proficient in English, or dislocated workers. The State Board of
 2234 | Education shall consider the statewide geographic dispersion of
 2235 | grant funds in ranking the applications and shall give priority
 2236 | to applications from education agencies that are making maximum
 2237 | use of their workforce development funding by offering high-
 2238 | performing, high-demand programs.

2239 | Section 28. Subsection (4) of section 1011.802, Florida
 2240 | Statutes, is renumbered as subsection (6), subsection (3) of
 2241 | that section is amended, and new subsections (4) and (5) are
 2242 | added to that section, to read:

2243 | 1011.802 Florida Pathways to Career Opportunities Grant
 2244 | Program.—

2245 | (3) (a) The department shall award grants for
 2246 | preapprenticeship or ~~give priority to~~ apprenticeship programs
 2247 | with demonstrated regional demand that:

2248 | 1. Address a critical statewide or regional shortage as
 2249 | identified by the Labor Market Estimating Conference created in
 2250 | s. 216.136 and that are industry sectors not adequately

2251 represented throughout the state, such as health care;
2252 2. Address a critical statewide or regional shortage as
2253 identified by the Labor Market Estimating Conference created in
2254 s. 216.136; or
2255 3. Expand existing programs that exceed the median
2256 completion rate and employment rate 1 year after completion of
2257 similar programs in the region, or the state if there are no
2258 similar programs in the region.
2259 (b) Grant funds may be used for instructional equipment,
2260 supplies, instructional personnel, student services, and other
2261 expenses associated with the creation or expansion of an
2262 apprenticeship program. Grant funds may not be used for
2263 ~~recurring instructional costs or for~~ indirect costs. Grant
2264 recipients must submit quarterly reports in a format prescribed
2265 by the department.
2266 (4) The department shall annually report on its website:
2267 (a) The number of programs funded and represented
2268 throughout the state under this section.
2269 (b) Retention, completion, and employment rates,
2270 categorized by program and provider.
2271 (c) Starting and ending salaries, as categorized by
2272 program and provider, for participants who complete the program.
2273 (5) The department may use up to \$200,000 of the total
2274 amount allocated to administer the grant program.
2275 (6) ~~(4)~~ The State Board of Education shall ~~may~~ adopt rules

2276 | to administer this section.

2277 | Section 29. Section 1011.803, Florida Statutes, is created
2278 | to read:

2279 | 1011.803 Money-back Guarantee Program.—

2280 | (1) The Money-back Guarantee Program is established to
2281 | help individuals achieve self-sufficiency by requiring each
2282 | school district and Florida College System institution to refund
2283 | the cost of tuition to students who are not able to find a job
2284 | in the field in which the student was trained within 6 months of
2285 | successful completion of select workforce education programs
2286 | that prepare students for in-demand, high-skill, high-wage
2287 | occupations.

2288 | (2) Beginning in the 2022-2023 academic year, each school
2289 | district and Florida College System institution shall establish
2290 | a money-back guarantee program to:

2291 | (a) Offer a money-back guarantee on at least four programs
2292 | that prepare individuals to enter in-demand, high-skill, high-
2293 | wage occupations identified by the Labor Market Estimating
2294 | Conference created in s. 216.136. School district or Florida
2295 | College System institutions must offer a money-back guarantee on
2296 | at least 50 percent of workforce education programs if they
2297 | offer seven or fewer programs.

2298 | (b) Offer a money-back guarantee for all workforce
2299 | education programs that are established to meet a critical local
2300 | economic industry need, but are not linked to the statewide

2301 needs list as identified by the Labor Market Estimating
2302 Conference created in s. 216.136.

2303 (c) Establish student eligibility criteria for the money-
2304 back guarantee program that includes:

2305 1. Student attendance.

2306 2. Student program performance.

2307 3. Career Service or Career Day attendance.

2308 4. Participation in internship or work-study programs.

2309 5. Job search documentation.

2310 6. Development of a student career plan with the
2311 institution's career services department.

2312 (3) No later than July 1, 2022, each school district and
2313 Florida College System institution shall notify the State Board
2314 of Education of the money-back guarantee programs it offers.
2315 Information about these programs shall be made available on each
2316 school district's and Florida College System institution's
2317 website, on the department's website, and on EmployFlorida's
2318 website.

2319 (4) By November 1 of each year, the Department of
2320 Education shall report performance results by school district,
2321 Florida College System institution, and program to the Governor,
2322 the President of the Senate, and the Speaker of the House of
2323 Representatives.

2324 Section 30. Subsection (2) of section 1011.81, Florida
2325 Statutes, is amended to read:

2326 | 1011.81 Florida College System Program Fund.—

2327 | (2) Performance funding for industry certifications for
 2328 | Florida College System institutions is contingent upon specific
 2329 | appropriation in the General Appropriations Act and shall be
 2330 | determined as follows:

2331 | ~~(a) Occupational areas for which industry certifications~~
 2332 | ~~may be earned, as established in the General Appropriations Act,~~
 2333 | ~~are eligible for performance funding. Priority shall be given to~~
 2334 | ~~the occupational areas emphasized in state, national, or~~
 2335 | ~~corporate grants provided to Florida educational institutions.~~

2336 | (a)(b) Postsecondary ~~The Chancellor of the Florida College~~
 2337 | ~~System shall identify the industry certifications identified~~
 2338 | ~~eligible for funding on the CAPE Postsecondary Industry~~
 2339 | ~~Certification Funding List approved by the State Board of~~
 2340 | ~~Education under pursuant to s. 1008.44, are eligible for~~
 2341 | ~~performance funding based on the occupational areas specified in~~
 2342 | ~~the General Appropriations Act.~~

2343 | (b)(e) Each Florida College System institution shall be
 2344 | provided \$1,000 for each industry certification earned by a
 2345 | student under paragraph (a). If funds are insufficient to fully
 2346 | fund the calculated total award, such funds shall be prorated.
 2347 | Beginning with the 2022-2023 fiscal year, the Credentials Review
 2348 | Committee established in s. 445.004 shall develop a returned-
 2349 | value funding formula to allocate institution performance funds
 2350 | that rewards student job placements and wages for students

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2351 earning industry certifications, with a focus on increasing the
2352 economic mobility of underserved populations. One-third of the
2353 performance funds shall be allocated based on student job
2354 placements. The remaining two-thirds shall be allocated using a
2355 tiered weighted system based on aggregate student wages that
2356 exceed minimum wage, with the highest weight applied to the
2357 highest wage tier, with additional weight for underserved
2358 populations. Student wages above minimum wage are considered to
2359 be the value added by the institution's training.

2360 Section 31. This act shall take effect July 1, 2021.