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2 An act relating to workforce development;
3 creating an incentive grant program; requiring
4 certain administrative procedures; requiring
5 certain data analysis and reports; providing an
6 implementation schedule; providing a
7 definition; amending s. 229.551, F.S.;
8 providing for nonpublic postsecondary education
9 institutions to use the common course
10 designation and numbering system used by public
11 institutions; amending s. 229.8075, F.S.;
12 requiring job retention data to be collected;
13 amending s. 236.081, F.S.; deleting a school
14 district responsibility for funding certain
15 community college programs; amending s.
16 239.105, F.S.; amending definitions; amending
17 s. 239.115, F.S., relating to funds for
18 operation of adult general education and
19 vocational education programs; revising
20 provisions relating to workforce development
21 education programs; changing the name of the
22 associate in applied technology degree to the
23 applied technology diploma; revising provisions
24 relating to funding through the Workforce
25 Development Education Fund; providing duties
26 relating to workforce development programs and
27 funding; providing for use of funds; amending
28 s. 239.117, F.S.; revising calculation of fees
29 required of students in workforce development
30 programs; deleting certain requirements for
31 application for student financial assistance;

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1 amending ss. 240.3031, 240.311, F.S.; renaming
2 the State Community College System; amending s.
3 239.213, F.S., relating to
4 vocational-preparatory instruction; deleting
5 obsolete provisions; amending s. 239.229, F.S.,
6 relating to vocational standards; conforming
7 provisions; amending s. 239.233, F.S.;
8 requiring job-retention data; amending s.
9 239.301, F.S.; revising adult general education
10 provisions; amending s. 240.115, F.S.;
11 providing guidelines for awarding credit for
12 transfer students; revising s. 240.35, F.S.;
13 revising calculation of fees required of
14 students in community college programs;
15 amending s. 240.359, F.S.; providing funding
16 for college preparatory coursework; amending
17 ss. 446.011, 446.041, 446.052, F.S.; deleting
18 responsibilities of the Division of Public
19 Schools and Community Education; providing a
20 1998-1999 fee schedule for certain programs;
21 authorizing waivers; requiring that the
22 Commissioner of Education and the Executive
23 Director of the State Board of Community
24 Colleges investigate issues related to
25 implementing the act; requiring a report to the
26 Governor and the Legislature; creating the
27 Employment Task Force for Adults with
28 Disabilities to review programs that provide
29 education for adults with disabilities;
30 providing for the appointment of members of the
31 task force; requiring that the Department of

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1 Education provide staff to assist the task
2 force; providing for reimbursement for travel
3 expenses; requiring that the task force report
4 to the Commissioner of Education; requiring the
5 State Board of Community Colleges to identify
6 procedures to encourage the joint use of
7 facilities for specified programs; requiring
8 the board to report to the Legislature;
9 providing an effective date.

10

11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. This act may be cited as the "Workforce
14 Development Implementation Act of 1998."

15 Section 2. The Legislature recognizes that the need
16 for school districts and community colleges to be able to
17 respond to emerging local or statewide economic development
18 needs is critical to the workforce development system. The
19 Workforce Development Capitalization Incentive Grant Program
20 is created to provide grants to school districts and community
21 colleges on a competitive basis to fund some or all of the
22 costs associated with the creation or expansion of workforce
23 development programs that serve specific employment workforce
24 needs.

25 (a) Funds awarded for a workforce development
26 capitalization incentive grant may be used for instructional
27 equipment, laboratory equipment, supplies, personnel, student
28 services, or other expenses associated with the creation or
29 expansion of a workforce development program. Expansion of a
30 program may include either the expansion of enrollments in a
31 program or expansion into new areas of specialization within a

1 program. No grant funds may be used for recurring
2 instructional costs or for institutions' indirect costs.

3 (b) The Postsecondary Education Planning Commission
4 shall accept applications from school districts or community
5 colleges for workforce development capitalization incentive
6 grants. Applications from school districts or community
7 colleges shall contain projected enrollments and projected
8 costs for the new or expanded workforce development program.

9 The Postsecondary Education Planning Commission, in
10 consultation with the Jobs and Education Partnership, the
11 Department of Education, and the State Board of Community
12 Colleges, shall review and rank each application for a grant
13 according to paragraph (c) and shall submit to the Legislature
14 a list in priority order of applications recommended for a
15 grant award.

16 (c) The commission shall give highest priority to
17 programs that train people to enter high-skill, high-wage
18 occupations identified by the occupational forecasting
19 conference and other programs approved by the Jobs and
20 Education Partnership; programs that train people to enter
21 occupations on the WAGES list; or programs that train for the
22 workforce adults who are eligible for public assistance,
23 economically disadvantaged, disabled, not proficient in
24 English, or dislocated workers. The commission shall consider
25 the statewide geographic dispersion of grant funds in ranking
26 the applications and shall give priority to applications from
27 education agencies that are making maximum use of their
28 workforce development funding by offering high-performing,
29 high-demand programs.

30 Section 3. The Legislature finds that changes in
31 workforce development education required by chapter 97-307,

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1 Laws of Florida, require the development of an information
2 infrastructure that has been adequately tested and
3 retrofitted. The Legislature further finds that, to be
4 adequate for calculating funding levels for programs conducted
5 by both school districts and community colleges, a single
6 Workforce Development Information System must be developed in
7 an orderly, phased process with resources adequate to make the
8 changes identified in the final report of the Commissioner's
9 Task Force on Workforce Development. Therefore, the Department
10 of Education, school districts, and community colleges shall
11 cooperate to implement the following schedule:

12 (1) By July 1, 1998, as recommended by the task force,
13 implement the additional reporting sequences, revised data
14 elements, and combined individually identifiable student
15 information from the student data bases maintained by the
16 Division of Community Colleges and the Division of Public
17 Schools. Individually identifiable student information shall
18 be reported only as required for making funding decisions as
19 required by section 239.115, Florida Statutes, the
20 recommendations of the Commissioner's Task Force on Workforce
21 Development, and the General Appropriations Act. These
22 divisions shall cooperate with the Office of Workforce
23 Education Outcome Information Services of the Department of
24 Education to conduct the joint data element review process
25 recommended in the task force report.

26 (2) On November 1, 1998, April 1, 1999, and June 1,
27 1999, provide the Commissioner with a progress report on the
28 implementation of the recommendations of the Commissioner's
29 Task Force on Workforce Development. The report must identify
30 any problems that might impede implementation and describe
31 activities taken to correct them.

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1 (3) By December 1, 1998:

2 (a) Design specifications for the collection and
3 reporting of data and performance specifications for the
4 Workforce Development Information System. This design must
5 enable parallel reporting and state-level access of workforce
6 data necessary to use the data reports as a basis for
7 calculating funding allocations. In addition, the design must
8 be capable of providing reports necessary to comply with other
9 program performance documentation required by state or federal
10 law, without requiring additional data collection or reporting
11 from local educational agencies.

12 (b) Develop the computer programs, software, and edit
13 processes necessary for local and state users to produce a
14 single, unified Workforce Development Information System.

15 (4) By May 15, 1999, complete pilot testing local and
16 state Workforce Development Information System processes.

17 (5) By July 1, 1999, complete design and development
18 of the Workforce Development Information System.

19 (6) On October 1, 1999, community colleges and school
20 districts shall complete the first reporting period applicable
21 to the Workforce Development Information System. To assure
22 that this implementation process is conducted successfully,
23 the implementation dates required in sections 239.115 and
24 239.117, Florida Statutes, are advanced by 1 year, to July 1,
25 1999, for implementation of the funding formula, and to the
26 2000-2001 school year for implementation of the fee schedule.

27 During the 1998-1999 fiscal year, school districts and
28 community colleges shall conduct workforce development
29 education programs with state funding as provided in the
30 General Appropriations Act.

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1 Section 4. Subsection (1) of section 229.551, Florida
2 Statutes, is amended to read:

3 229.551 Educational management.--

4 (1) The department is directed to identify all
5 functions which under the provisions of this act contribute
6 to, or comprise a part of, the state system of educational
7 accountability and to establish within the department the
8 necessary organizational structure, policies, and procedures
9 for effectively coordinating such functions. Such policies
10 and procedures shall clearly fix and delineate
11 responsibilities for various aspects of the system and for
12 overall coordination of the total system. The commissioner
13 shall perform the following duties and functions:

14 (a) Coordination of department plans for meeting
15 educational needs and for improving the quality of education
16 provided by the state system of public education;

17 (b) Coordination of management information system
18 development for all levels of education and for all divisions
19 of the department, to include the development and utilization
20 of cooperative education computing networks for the state
21 system of public education;

22 (c) Development of database definitions and all other
23 items necessary for full implementation of a comprehensive
24 management information system as required by s. 229.555;

25 (d) Coordination of all planning functions for all
26 levels and divisions within the department;

27 (e) Coordination of all cost accounting and cost
28 reporting activities for all levels of education, including
29 public schools, vocational programs, community colleges, and
30 institutions in the State University System;

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1 (f) Development and coordination of a common course
2 designation and numbering system for postsecondary education
3 in school districts, community colleges, participating
4 nonpublic postsecondary education institutions, and the State
5 University System which will improve program planning,
6 increase communication among all postsecondary delivery
7 systems ~~community colleges and universities~~, and facilitate
8 the transfer of students. The system shall not encourage or
9 require course content prescription or standardization or
10 uniform course testing, and the continuing maintenance of the
11 system shall be accomplished by appropriate faculty committees
12 representing public and participating nonpublic institutions.
13 ~~Also, the system shall be applied to all postsecondary and~~
14 ~~certificate career education programs and courses offered in~~
15 ~~school districts and community colleges.~~ The Articulation
16 Coordinating Committee, whose membership represents public and
17 nonpublic postsecondary institutions, shall:
18 1. Identify the highest demand degree programs within
19 the State University System.
20 2. Conduct a study of courses offered by universities
21 and accepted for credit toward a degree. The study shall
22 identify courses designated as either general education or
23 required as a prerequisite for a degree. The study shall also
24 identify these courses as upper-division level or
25 lower-division level.
26 3. Appoint faculty committees representing both
27 community college and university faculties to recommend a
28 single level for each course included in the common course
29 numbering and designation system. Any course designated as an
30 upper-division level course must be characterized by a need
31 for advanced academic preparation and skills that a student

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1 would be unlikely to achieve without significant prior
2 coursework. A course that is offered as part of an associate
3 in science degree program and as an upper-division course for
4 a baccalaureate degree shall be designated for both the lower
5 and upper division. Of the courses required for each
6 baccalaureate degree, at least half of the credit hours
7 required for the degree shall be achievable through courses
8 designated as lower-division courses, except in degree
9 programs approved by the Board of Regents pursuant to s.
10 240.209(5)(e). A course designated as lower-division may be
11 offered by any community college. ~~By January 1, 1996,~~The
12 Articulation Coordinating Committee shall recommend to the
13 State Board of Education the levels for the courses. ~~By~~
14 ~~January 1, 1996,~~The common course numbering and designation
15 system shall include the courses at the recommended levels,
16 and by fall semester of 1996, the registration process at each
17 state university and community college shall include the
18 courses at their designated levels and common course numbers.

19 4. Appoint faculty committees representing both
20 community college and university faculties to recommend those
21 courses identified to meet general education requirements
22 within the subject areas of communication, mathematics, social
23 sciences, humanities, and natural sciences. ~~By January 1,~~
24 ~~1996,~~The Articulation Coordinating Committee shall recommend
25 to the State Board of Education those courses identified to
26 meet these general education requirements by their common
27 course code number. ~~By fall semester, 1996,~~All community
28 colleges and state universities shall accept these general
29 education courses.

30 5. Appoint faculty committees representing both
31 community colleges and universities to recommend common

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1 prerequisite courses and identify course substitutions when
2 common prerequisites cannot be established for degree programs
3 across all institutions. Faculty work groups shall adopt a
4 strategy for addressing significant differences in
5 prerequisites, including course substitutions. The Board of
6 Regents shall be notified by the Articulation Coordinating
7 Committee when significant differences remain. ~~By fall~~
8 ~~semester, 1996,~~ Common degree program prerequisites shall be
9 offered and accepted by all state universities and community
10 colleges, except in cases approved by the Board of Regents
11 pursuant to s. 240.209(5)(f). The Board of Regents shall work
12 with the State Board of Community Colleges on the development
13 of a centralized database containing the list of courses and
14 course substitutions that meet the prerequisite requirements
15 for each baccalaureate degree program; ~~and~~

16 (g) Expansion and ongoing maintenance of the common
17 course designation and numbering system to include the
18 numbering and designation of ~~college credit~~ postsecondary
19 vocational courses and facilitate the transfer of credits
20 between public schools, ~~and~~ community colleges, and state
21 universities. The Articulation Coordinating Committee shall:

22 1. Adopt guidelines for the participation of public
23 school districts and community colleges in offering ~~college~~
24 ~~credit~~ courses that may be transferred to a certificate,
25 diploma, or degree program. These guidelines shall establish
26 standards addressing faculty qualifications, admissions,
27 program curricula, participation in the common course
28 designation and numbering system, and other issues identified
29 by the Task Force on Workforce Development and the
30 Commissioner of Education. Guidelines should also address the
31 role of accreditation in the designation of courses as

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1 transferable ~~college~~ credit. Such guidelines must not
2 jeopardize the accreditation status of educational
3 institutions and must be based on data related to the history
4 of credit transfer among institutions in this state and
5 others.

6 2. Identify ~~Conduct a study identifying~~ postsecondary
7 vocational programs offered by community colleges and public
8 school districts. The list ~~study~~ shall also identify
9 ~~postsecondary~~ vocational courses designated as college credit
10 courses applicable toward a vocational diploma or degree.
11 Such ~~college credit~~ courses must be identified within the
12 common course numbering and designation system.

13 3. Appoint faculty committees representing both
14 community college and public school faculties to recommend a
15 standard program length and appropriate occupational
16 completion points for each postsecondary vocational
17 certificate program, diploma, and degree; and. ~~A course~~
18 ~~designated as college credit may be offered by a public school~~
19 ~~district or community college, provided the standards~~
20 ~~established in subparagraph 1. are met~~

21 (h) Development of common definitions necessary for
22 managing a uniform coordinated system of career education for
23 all levels of the state system of public education.

24 Section 5. Subsection (1) of section 229.8075, Florida
25 Statutes, is amended to read:

26 229.8075 Florida Education and Training Placement
27 Information Program.--

28 (1) The Department of Education shall develop and
29 maintain a continuing program of information management named
30 the "Florida Education and Training Placement Information
31 Program," the purpose of which is to compile, maintain, and

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1 disseminate information concerning the educational histories,
2 placement and employment, enlistments in the United States
3 armed services, and other measures of success of former
4 participants in state educational and workforce development
5 programs. Placement and employment information shall contain
6 data appropriate to calculate job retention and job retention
7 rates.

8 Section 6. Paragraph (h) of subsection (1) of section
9 236.081, Florida Statutes, is amended to read:

10 236.081 Funds for operation of schools.--If the annual
11 allocation from the Florida Education Finance Program to each
12 district for operation of schools is not determined in the
13 annual appropriations act or the substantive bill implementing
14 the annual appropriations act, it shall be determined as
15 follows:

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

20 (h) Instruction outside required number of school
21 days.--Students in grades 9 through 12 may be counted as
22 full-time equivalent students for instruction provided outside
23 the required ~~number of~~ school days or year if such instruction
24 counts as credit toward a high school graduation diploma.
25 However, if a high school student wishes to earn ~~additional~~
26 high school credits from a community college and enrolls in
27 one or more adult secondary education courses at the community
28 college, the community college shall be reimbursed ~~student's~~
29 ~~school district must pay the community college~~ for the costs
30 incurred because of the high school student's coenrollment as
31 provided in the General Appropriations Act.

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1 Section 7. Section 239.105, Florida Statutes, is
2 amended to read:

3 239.105 Definitions.--As used in this chapter, the
4 term:

5 (1) "Adult basic education" means courses of
6 instruction designed to improve the employability of the
7 state's workforce through instruction in mathematics, reading,
8 language, and workforce readiness skills at grade level
9 equivalency 0-8.9.~~at or below a fifth grade educational level~~
10 ~~in the language arts, including English for speakers of other~~
11 ~~languages, mathematics, natural and social sciences, consumer~~
12 ~~education and other courses that enable an adult to attain~~
13 ~~basic or functional literacy.~~

14 (2) "Adult ESOL" or "adult ESL" means noncredit
15 English language courses designed to improve the employability
16 of the state's workforce through acquisition of communication
17 skills and cultural competencies which enhance ability to
18 read, write, speak, and listen in English. ESOL means English
19 for Speaker of Other Languages. ESL means English as a Second
20 Language. The two terms are interchangeable.

21 (3)~~(2)~~ "Adult general education" means ~~a~~ comprehensive
22 instructional programs designed to improve the employability
23 of the state's workforce through ~~program of~~ adult basic
24 education, adult secondary education, English for Speakers of
25 Other Languages, vocational preparatory instruction, and
26 instruction for adults with disabilities.~~general educational~~
27 ~~development test instruction, and vocational preparatory~~
28 ~~instruction.~~

29 (4) "Adult high school credit program" means the award
30 of credits upon completion of courses and passing of state
31 mandated assessments necessary to qualify for a high school

1 diploma. Except as provided elsewhere in law, the graduation
2 standards for adults shall be the same as those for secondary
3 students.

4 (5)(3) "Adult secondary education" means courses
5 through which a person receives high school credit that leads
6 to the award of a high school diploma or courses of
7 instruction through which a student prepares to take the
8 General Educational Development test. ~~This includes grade~~
9 ~~levels 9.0 through 12.9.~~

10 (6) "Adult student" is a student who is beyond the
11 compulsory school age and who has legally left elementary or
12 secondary school, or a high school student who is taking an
13 adult course required for high school graduation.

14 (7) "Adult with disability," for the purpose of
15 funding, means an individual who has a physical or mental
16 impairment that substantially limits one or more major life
17 activities, has a record of such impairment, or is regarded as
18 having such an impairment, and who requires modifications to
19 the educational program, adaptive equipment, or specialized
20 instructional methods and services in order to participate in
21 workforce development programs that lead to competitive
22 employment.

23 (8) "Applied technology diploma program" means a
24 course of study that is part of a degree vocational education
25 program, is less than 60 credit hours, and leads to employment
26 in a specific occupation. An applied technology diploma
27 program may consist of either vocational credit or college
28 credit. A public school district may offer an applied
29 technology diploma program only as vocational credit, with
30 college credit awarded to a student upon articulation to a
31 community college. Statewide articulation among public schools

1 and community colleges is guaranteed by s. 240.115, and is
2 subject to guidelines and standards adopted by the
3 articulation coordinating committee pursuant to s.
4 229.551(1)(g).

5 (9)~~(4)~~ "Basic literacy," which is also referred to as
6 "beginning adult basic education," means the demonstration of
7 academic competence from 2.0 through 5.9 educational grade
8 levels as measured by means approved for this purpose by the
9 State Board of Education.

10 (10)~~(5)~~ "Beginning literacy" means the demonstration
11 of academic competence from 0 through 1.9 educational grade
12 levels as measured by means approved for this purpose by the
13 State Board of Education.

14 (11)~~(6)~~ "College-preparatory instruction" means
15 courses through which a high school graduate who applies for
16 an associate in arts degree program or an associate in science
17 ~~a~~ degree program may attain the communication and computation
18 skills necessary to enroll in college credit instruction.

19 (12)~~(7)~~ "Commissioner" means the Commissioner of
20 Education.

21 (13)~~(8)~~ "Community education" means the use of a
22 school or other public facility as a community center operated
23 in conjunction with other public, private, and governmental
24 organizations for the purpose of providing educational,
25 recreational, social, cultural, health, and community services
26 for persons in the community in accordance with the needs,
27 interests, and concerns of that community, including lifelong
28 learning.

29 (14) "Continuing workforce education" means
30 instruction that does not result in a vocational certificate,
31

1 diploma, associate in applied science degree, or associate in
2 science degree. Continuing workforce education is for:

3 (a) Individuals who are required to have training for
4 licensure renewal or certification renewal by a regulatory
5 agency or credentialing body;

6 (b) New or expanding businesses as described in
7 chapter 288;

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

12 (d) Individuals who are enhancing occupational skills
13 necessary to maintain current employment, to cross train, or
14 to upgrade employment.

15 (15)~~(18)~~ "Degree vocational education program" means a
16 course of study that leads to an associate in applied science
17 ~~technology~~ degree or an associate in science degree. A degree
18 vocational education program may contain within it one or more
19 occupational completion points and may lead to certificates or
20 diplomas within the course of study. The term is
21 interchangeable with the term "degree career education
22 program."

23 (16)~~(9)~~ "Department" means the Department of
24 Education.

25 ~~(10) "Document literacy" means the demonstration of~~
26 ~~competence in identifying and using information located in~~
27 ~~materials such as charts, forms, tables, and indexes.~~

28 (17)~~(11)~~ "Family literacy" means a program for adults
29 with a literacy component for parents and children or other
30 intergenerational literacy components.

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1 (18)~~(12)~~ "Functional literacy," which is also referred
2 to as "intermediate adult basic education," means the
3 demonstration of academic competence from 6.0 through 8.9
4 educational grade levels as measured by means approved for
5 this purpose by the State Board of Education.

6 (19)~~(13)~~ "General Educational Development(GED)test
7 preparation instruction" means courses of instruction designed
8 to prepare adults for success on the five GED subject area
9 tests leading to qualification for a State of Florida high
10 school diploma.~~noncredit courses through which persons~~
11 ~~prepare to take the general educational development test.~~

12 (20)~~(14)~~ "Lifelong learning" means a noncredit course
13 or activity offered by a school district or community college
14 which seeks to address community social and economic issues
15 related to health and human relations, government, parenting,
16 consumer economics, and senior citizens. The course or
17 activity must have specific expected outcomes that relate to
18 one or more of these areas.

19 (21)~~(15)~~ "Local educational agency" means a community
20 college or school district.

21 (22)~~(16)~~ "Local sponsor" means a school board,
22 community college board of trustees, public library, other
23 public entity, or private nonprofit entity, or any combination
24 of these entities, that provides adult literacy instruction.

25 (23)~~(17)~~ "Vocational certificate program"~~"Certificate~~
26 ~~vocational education program"~~ means a course of study that
27 leads to at least one occupational completion point. The
28 program may also confer credit that may articulate with a
29 diploma or degree career education program, if authorized by
30 rules of the Department of Education. Any ~~college~~ credit
31 instruction designed to articulate to a degree program is

1 subject to guidelines and standards adopted by the
2 Articulation Coordinating Committee pursuant to s.
3 229.551(1)(g). The term is interchangeable with the term
4 "certificate career education program."

5 (24)~~(19)~~ "Occupational completion point" means the
6 vocational competencies that qualify a person to enter an
7 occupation that is linked to a vocational program.

8 ~~(20) "Prose literacy" means the demonstration of~~
9 ~~competence in reading and interpreting materials such as~~
10 ~~newspapers, magazines, and books.~~

11 ~~(21) "Quantitative literacy" means the demonstration~~
12 ~~of competence in the application of arithmetic operations to~~
13 ~~materials such as loan documents, sale advertisements, order~~
14 ~~forms, and checking accounts.~~

15 (25)~~(22)~~ "Vocational education planning region" means
16 the geographic area in which career or adult education is
17 provided. Each vocational region is contiguous with one of
18 the 28 community college service areas. The term may be used
19 interchangeably with the term "career education planning
20 region."

21 (26)~~(23)~~ "Vocational-preparatory instruction" means
22 adult general education through which persons attain academic
23 and workforce readiness skills at the level of functional
24 literacy(grade levels 6.0-8.9)or higher so that such persons
25 may pursue certificate career education or higher-level career
26 education.

27 (27) "Vocational program" means a group of identified
28 competencies leading to occupations identified by a
29 Classification of Instructional Programs number.

30 (28)~~(25)~~ "Workforce development education" means adult
31 general education or vocational education and may consist of a

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1 continuing workforce education course ~~single course~~ or a
2 program ~~course~~ of study leading to an occupational completion
3 point, a vocational certificate, an applied technology
4 diploma, or a vocational education ~~an associate in applied~~
5 ~~technology degree, or an associate in science degree.~~

6 ~~(29)(24)~~ "Workforce literacy" means the basic skills
7 necessary to perform in entry-level occupations or the skills
8 necessary to adapt to technological advances in the workplace.

9 Section 8. Section 239.115, Florida Statutes, is
10 amended to read:

11 239.115 Funds for operation of adult general education
12 and vocational education programs.--

13 (1) As used in this section, the terms "workforce
14 development education" and "workforce development program"
15 include:

16 (a) Adult general education programs designed to
17 improve the employability skills of the state's workforce
18 through adult basic education, adult secondary education, GED
19 preparation, and vocational-preparatory education.†

20 (b) ~~Certificate~~ Vocational certificate ~~education~~
21 programs, including courses that lead to an occupational
22 completion point within a program that terminates in either a
23 certificate, a diploma or a degree.†

24 (c) Applied technology diploma programs.

25 (d) Continuing workforce education courses.

26 (e)(c) Degree vocational education programs that lead
27 ~~to an associate in applied technology degree or an associate~~
28 ~~in science degree; and~~

29 (f)(d) Apprenticeship and pre-apprenticeship programs
30 as defined in s. 446.021.

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1 (2) Any workforce development education program may be
2 conducted by a community college or a school district, except
3 that college credit and an associate in science degree may be
4 awarded only by a community college. However, if an associate
5 in science degree program contains within it an occupational
6 completion point that confers a certificate or an ~~associate in~~
7 applied technology diploma degree, that portion of the program
8 may be conducted by a school district technical center. Any
9 ~~college credit~~ instruction designed to articulate to a degree
10 program is subject to guidelines and standards adopted by the
11 Articulation Coordinating Committee pursuant to s.

12 229.551(1)(g).

13 (3) If a program for disabled adults pursuant to s.
14 239.301 is a workforce development program as defined in law
15 ~~this section~~ it must be funded as provided in this section.

16 (4) The Florida Workforce Development Education Fund
17 is created to provide performance-based funding for all
18 workforce development programs, whether the programs are
19 offered by a school district or a community college. Funding
20 for all workforce development education programs must be from
21 the Workforce Development Education Fund and must be based on
22 cost categories, performance output measures, and performance
23 outcome measures. This subsection takes effect July 1, 1999
24 ~~1998~~.

25 (a) The cost categories must be calculated to identify
26 high-cost programs, medium-cost programs, and low-cost
27 programs. The cost analysis used to calculate and assign a
28 program course of study to a cost category must include at
29 least both direct and indirect instructional costs, consumable
30 supplies, equipment, and standard ~~optimum~~ program length.

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1 (b)1. The performance output measure for a vocational
2 education programs ~~course~~ of study is student completion of a
3 vocational ~~a single course;~~ a program of study that leads to
4 an occupational completion point associated with a
5 certificate; an apprenticeship program; or a program that
6 leads to an ~~associate in applied technology~~ diploma ~~degree~~ or
7 an associate in science degree. Performance output measures
8 for registered apprenticeship programs shall be based on
9 program lengths that coincide with lengths established
10 pursuant to the requirements of chapter 446.

11 2. The performance output measure for an adult general
12 education course of study is measurable improvement in student
13 skills. This measure shall include improvement in literacy
14 skills, grade level improvement as measured by an approved
15 test, or attainment of a general education development diploma
16 or an adult high school diploma.

17 (c) The performance outcome measures for programs
18 funded through the Workforce Development Education Fund are
19 associated with placement and retention of students after
20 reaching a completion point or completing of a program ~~course~~
21 of study. These measures include placement or retention in
22 employment that is related to the program ~~course~~ of study;
23 placement into or retention in employment in an occupation on
24 the Occupational Forecasting Conference list of high-wage,
25 high-skill occupations with sufficient openings; and placement
26 and retention of WAGES clients or former WAGES clients, ~~and~~
27 ~~retention~~ in employment of ~~former WAGES clients~~. Continuing
28 postsecondary education at a level that will further enhance
29 employment is a performance outcome for adult general
30 education programs. Placement and retention must be reported
31 pursuant to ss. 229.8075 and 239.233.

1 (5) Effective July 1, 1999, for school districts
2 providing adult basic education for the elderly to at least
3 10,000 students during fiscal year 1996-97, and to at least
4 10,000 students during subsequent fiscal years, funds for
5 these adult basic education courses for the elderly may be
6 provided in a separate categorical subject to provisions
7 defined in the General Appropriations Act. Unless exempt
8 pursuant to s. 239.117, fees for these courses shall be set at
9 no less than 10 percent of the average cost of instruction.

10 (6) State funding and student fees for workforce
11 development instruction funded through the Workforce
12 Development Education Fund shall be established as follows:

13 (a) For a continuing workforce education course, state
14 funding shall equal 50 percent of the cost of instruction,
15 with student fees, business support, quick-response training
16 funds, or other means making up the remaining 50 percent.

17 (b) For all other workforce development education
18 funded through the Workforce Development Education Fund, state
19 funding shall equal 75 percent of the average cost of
20 instruction with the remaining 25 percent made up from student
21 fees. Fees for courses within a program shall not vary
22 according to the cost of the individual program, but instead
23 shall be based on a uniform fee calculated and set at the
24 state level, as adopted by the State Board of Education,
25 unless otherwise specified in the General Appropriations Act.

26 (c) For fee-exempt students pursuant to s. 239.117,
27 unless otherwise provided for in law, state funding shall
28 equal 100 percent of the average cost of instruction.

29 (7) Beginning in fiscal year 1999-2000, a school
30 district or a community college that provides workforce
31 development education funded through the Workforce Development

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1 Education Fund shall receive funds in accordance with
2 distributions for base and performance funding established by
3 the Legislature in the General Appropriations Act, pursuant to
4 the following conditions:

5 (a) Base funding shall not exceed 85 percent of the
6 current fiscal year total Workforce Development Education Fund
7 allocation, which shall be distributed by the Legislature in
8 the General Appropriations Act based on a maximum of 85
9 percent of the institution's prior year's total allocation
10 from base and performance funds.

11 (b) Performance funding shall be at least 15 percent
12 of the current fiscal year total Workforce Development
13 Education Fund allocation, which shall be distributed by the
14 Legislature in the General Appropriations Act based on the
15 previous fiscal year's achievement of output and outcomes in
16 accordance with formulas adopted pursuant to subsection (9).
17 Performance funding must incorporate payments for at least
18 three levels of placements that reflect wages and workforce
19 demand. Payments for completions must not exceed 60 percent of
20 the payments for placement. For fiscal year 1999-2000, school
21 districts and community colleges shall be awarded funds
22 pursuant to this paragraph based on performance output data
23 generated for fiscal year 1998-1999 and performance outcome
24 data available in that year.

25 (c) If a local educational agency achieves a level of
26 performance sufficient to generate a full allocation as
27 authorized by the workforce development funding formula, the
28 agency may earn performance incentive funds as appropriated
29 for that purpose in a General Appropriations Act. If
30 performance incentive funds are funded and awarded, these
31 funds must be added to the local educational agency's prior

1 year total allocation from the Workforce Development Education
2 Fund and shall be used to calculate the following year's base
3 funding.

4 (8) A school district or community college that earns
5 performance funding must use the money to benefit the
6 postsecondary vocational and adult education programs it
7 provides. The money may be used for equipment upgrades,
8 program expansions, or any other use that would result in
9 workforce development program improvement. The school board or
10 community college board of trustees may not withhold any
11 portion of the performance funding for indirect costs.
12 Notwithstanding s. 216.351, funds awarded pursuant to this
13 section may be carried across fiscal years and shall not
14 revert to any other fund maintained by the school board or
15 community college board of trustees.

16 (9) The Department of Education, the State Board of
17 Community Colleges, and the Jobs and Education Partnership
18 shall provide the Legislature with recommended formulas,
19 criteria, timeframes, and mechanisms for distributing
20 performance funds. The commissioner shall consolidate the
21 recommendations and develop a consensus proposal for funding.
22 The Legislature shall adopt a formula and distribute the
23 performance funds to the Division of Community Colleges and
24 the Division of Workforce Development through the General
25 Appropriations Act. These recommendations shall be based on
26 formulas that would discourage low-performing or low-demand
27 programs and encourage through performance-funding awards:

28 (a) Programs that prepare people to enter high-wage
29 occupations identified by the Occupational Forecasting
30 Conference created by s. 216.136 and other programs as
31 approved by the Jobs and Education Partnership. At a minimum,

1 performance incentives shall be calculated for adults who
2 reach completion points or complete programs that lead to
3 specified high-wage employment and to their placement in that
4 employment.

5 (b) Programs that successfully prepare adults who are
6 eligible for public assistance, economically disadvantaged,
7 disabled, not proficient in English, or dislocated workers for
8 high-wage occupations. At a minimum, performance incentives
9 shall be calculated at an enhanced value for the completion of
10 adults identified in this paragraph and job placement of such
11 adults upon completion. In addition, adjustments may be made
12 in payments for job placements for areas of high unemployment.

13 (c) Programs identified by the Jobs and Education
14 Partnership as increasing the effectiveness and cost
15 efficiency of education.

16 ~~(5) Initial state funding is generated by student~~
17 ~~enrollment in a course of study. When the student completes~~
18 ~~the course of study or the program, the agency may collect the~~
19 ~~remaining state funding. This subsection takes effect July 1,~~
20 ~~1998.~~

21 ~~(6) The total state funding entitlement for each~~
22 ~~course of study is determined by its length, the output~~
23 ~~measures, and its cost category. The district cost~~
24 ~~differential, as established annually in the General~~
25 ~~Appropriations Act, must be applied to the appropriation for~~
26 ~~the workforce development education fund.~~

27 ~~(a)1. For a course that does not result in an~~
28 ~~occupational completion point, state funding equals 50 percent~~
29 ~~of the cost of the course, with student fees, business~~
30 ~~support, quick-response training funds, or other means making~~
31 ~~up the remaining 50 percent.~~

1 ~~2. For a program that results in an occupational~~
2 ~~completion point, an educational agency may collect 100~~
3 ~~percent of the cost of the program, with 85 percent generated~~
4 ~~from a combination of student fees and state support during a~~
5 ~~student's enrollment, and the remaining 15 percent generated~~
6 ~~upon the student's reaching an occupational completion point~~
7 ~~or completing the program.~~

8 ~~(b) Student output measures for adult education~~
9 ~~instruction consist of improvement in literacy skills, grade~~
10 ~~level improvement as measured by an approved test, or~~
11 ~~attainment of a general education development diploma or an~~
12 ~~adult high school diploma.~~

13 ~~(c) The cost category of a course that is part of a~~
14 ~~vocational program or an adult general education program is~~
15 ~~the same as that of the program. This subsection takes effect~~
16 ~~July 1, 1998.~~

17 ~~(7) When a student reaches an occupational completion~~
18 ~~point or completes a program, the educational agency shall~~
19 ~~first collect the remainder of the total state funding~~
20 ~~entitlement and may be eligible for additional incentive funds~~
21 ~~generated by student outcome measures. However, the total~~
22 ~~funding earned by an educational agency under the formula,~~
23 ~~including state funding and student fees, may not exceed 125~~
24 ~~percent of the calculated program cost. Any funds earned in~~
25 ~~excess of program cost must be expended to improve the~~
26 ~~program. This subsection takes effect July 1, 1998.~~

27 ~~(8) For each course of study, an educational agency~~
28 ~~that serves students in workforce education programs shall~~
29 ~~submit an enrollment count each semester, which shall replace~~
30 ~~the full-time equivalent student enrollment used by the~~
31 ~~Florida Education Finance Program and the enrollment~~

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1 ~~calculation used by the Community College Program Fund. The~~
2 ~~Division of Workforce Development shall calculate the funding~~
3 ~~entitlement for that semester by a date established by the~~
4 ~~Department of Education. This subsection takes effect July 1,~~
5 ~~1998.~~

6 ~~(9) A school district or a community college that~~
7 ~~provides workforce development education shall receive initial~~
8 ~~funding for each student in the semester in which the student~~
9 ~~enrolls. During each subsequent semester, a funding~~
10 ~~entitlement shall be calculated for each student by~~
11 ~~subtracting the student fee amount from the total funding~~
12 ~~amount for the course of study in its assigned cost category.~~
13 ~~The semester funding amount is 85 percent of the cost of the~~
14 ~~program, including student fees, divided by the number of~~
15 ~~semesters in the course of study. When a student reaches an~~
16 ~~occupational completion point or completes a course, the~~
17 ~~educational agency shall collect the difference between the~~
18 ~~total state funding entitlement and the amount in state~~
19 ~~funding already paid. A student may not generate funding for~~
20 ~~any semester in which the student is not enrolled. This~~
21 ~~subsection takes effect July 1, 1998.~~

22 (10) A high school student dually enrolled under s.
23 240.116 in a workforce development program funded through the
24 Workforce Development Education Fund and operated by a
25 community college or school district technical center
26 generates the amount calculated by the Workforce Development
27 Education Fund, including any payment of performance funding
28 incentives, and the proportional share of full-time equivalent
29 enrollment generated through the Florida Education Finance
30 Program for the student's enrollment in a high school. If a
31 high school student is dually enrolled in a community college

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1 program, including a program conducted at a high school, the
2 community college earns the funds generated through the
3 Workforce Development Education Fund and the school district
4 earns the proportional share of full-time equivalent funding
5 from the Florida Education Finance Program. If a student is
6 dually enrolled in a technical center operated by the same
7 district as the district in which the student attends high
8 school, that district earns the funds generated through the
9 Workforce Development Education Fund and also earns the
10 proportional share of full-time equivalent funding from the
11 Florida Education Finance Program. If a student is dually
12 enrolled in a workforce development program provided by a
13 technical center operated by a different school district, the
14 funds must be divided between the two school districts
15 proportionally from the two funding sources. A student may not
16 be reported for funding in a dual enrollment workforce
17 development program unless the student has completed the basic
18 skills assessment pursuant to s. 239.213.

19 (11) The Department of Education may adopt rules to
20 administer this section.

21 (12) The Auditor General shall annually audit the
22 Workforce Development Education Fund. The Office of Program
23 Policy Analysis and Government Accountability shall review the
24 workforce development program and provide a report to the
25 Legislature by December 31, 2000, and thereafter at the
26 direction of the Joint Legislative Auditing Committee. Such
27 audits and reviews shall be based on source data at the
28 community colleges and school districts.

29 Section 9. Subsections (1), (7), and (8), paragraphs
30 (c) and (d) of subsection (4), and paragraphs (a) and (c) of
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1 subsection (6) of section 239.117, Florida Statutes, are
2 amended to read:

3 239.117 Postsecondary student fees.--

4 (1) This section applies to students enrolled in
5 workforce development programs, ~~including programs and courses~~
6 ~~leading to an associate in applied technology degree or an~~
7 ~~associate in science degree~~ who are reported for funding
8 through the Workforce Development Education Fund, except that
9 college credit fees for the community colleges are governed by
10 s. 240.35.

11 (4) The following students are exempt from the payment
12 of registration, matriculation, and laboratory fees:

13 (c) A student for whom the state is paying a foster
14 care board payment pursuant to s. 409.145(3) or pursuant to
15 parts II ~~III~~ and III ~~V~~ of chapter 39, for whom the permanency
16 planning goal pursuant to part III ~~V~~ of chapter 39 is
17 long-term foster care or independent living, or who is adopted
18 from the Department of Children and Family Services after
19 December 31, 1997. Such exemption includes fees associated
20 with enrollment in vocational ~~college~~-preparatory instruction
21 and completion of the college-level communication and
22 computation skills testing program. Such exemption shall be
23 available to any student adopted from the Department of
24 Children and Family Services after December 31, 1997; however,
25 the exemption shall be valid for no more than 4 years after
26 the date of graduation from high school.

27 (d) A student enrolled in an employment and training
28 program under the WAGES Program. ~~Such a student may receive a~~
29 ~~fee exemption only if the student applies for and does not~~
30 ~~receive student financial aid, including Job Training~~
31 ~~Partnership Act or Family Support Act funds. Schools and~~

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1 ~~community colleges shall help such students apply for~~
2 ~~financial aid, but may not deny such students program~~
3 ~~participation during the financial aid application process.~~
4 ~~Such a student may not be required to incur debt within the~~
5 ~~financial aid package.~~The local WAGES coalition shall pay the
6 community college or school district for costs incurred for
7 WAGES clients.

8 (6)(a) The Commissioner of Education shall provide
9 ~~recommend~~ to the State Board of Education no later than
10 December 31 of each year a schedule of fees for workforce
11 development education for school districts and community
12 colleges. The fee schedule shall be based on the amount of
13 student fees necessary to produce 25 percent of the prior
14 year's average cost of a course of study leading to a
15 certificate or diploma ~~degree~~ and 50 percent of the prior
16 year's cost of a continuing workforce education course ~~that~~
17 ~~does not lead to an occupational completion point~~. At the
18 discretion of a school board or a community college, this fee
19 schedule may be implemented over a 3-year period, with full
20 implementation in the 1999-2000 school year. In years
21 preceding that year, if fee increases are necessary for some
22 programs or courses, the fees shall be raised in increments
23 designed to lessen their impact upon students already
24 enrolled. Fees for students who are not residents for tuition
25 purposes must offset the full cost of instruction.
26 Fee-nonexempt students enrolled in vocational preparatory
27 instruction shall be charged fees equal to the fees charged
28 for certificate career education instruction. Each community
29 college that conducts college-preparatory and
30 vocational-preparatory instruction in the same class section
31 may charge a single fee for both types of instruction.

1 (c) The State Board of Education shall adopt, by rule,
2 the definitions and procedures that school boards shall use in
3 the calculation of cost borne by students. ~~Such rule must~~
4 ~~define the cost of educational programs as the product of~~
5 ~~semester enrollment counts times the average instructional~~
6 ~~cost for the course of study, divided by the number of~~
7 ~~semesters in the course of study. A course of study is a~~
8 ~~single course or a series of two or more courses leading to an~~
9 ~~occupational completion point, an associate in applied~~
10 ~~technology degree, or an associate in science degree. The~~
11 ~~rule shall be developed in consultation with the Legislature.~~

12 (7)(a) Each year the State Board of Community Colleges
13 shall review and evaluate the percentage of the cost of adult
14 programs and certificate career education programs supported
15 through student fees. ~~If this review indicates that student~~
16 ~~fees generate less than the percentage targeted for the~~
17 ~~program, the State Board of Community Colleges shall adopt a~~
18 ~~schedule of fee increases by December 31 for the following~~
19 ~~fall semester. For students who are residents for tuition~~
20 ~~purposes, the schedule so adopted must produce revenues equal~~
21 ~~to 25 percent of the prior year's average program cost for~~
22 ~~college-preparatory and certificate-level workforce~~
23 ~~development supplemental vocational programs and 50 to percent~~
24 ~~of the prior year's program cost for student enrollment in~~
25 ~~continuing workforce education certificate career education~~
26 ~~and vocational preparatory programs. The fee schedule for~~
27 ~~lifelong learning programs shall be based on student fees and~~
28 ~~nonstate funds necessary to produce 50 percent of the prior~~
29 ~~year's cost of lifelong learning programs. State funds may not~~
30 ~~exceed 50 percent of the prior year's cost of lifelong~~
31 ~~learning programs. The state board may not increase fees more~~

1 ~~than 10 percent for students who are residents for tuition~~
2 ~~purposes. Unless otherwise specified in the General~~
3 ~~Appropriations Act, the fee schedule shall take effect and the~~
4 ~~college shall expend student fees on instruction. If the~~
5 ~~Legislature enacts a calculation different than that adopted~~
6 ~~by the state board, the state board shall adopt a fee schedule~~
7 ~~that generates the same revenues as the calculation contained~~
8 ~~in the General Appropriations Act. Each community college~~
9 ~~board of trustees shall establish matriculation, tuition, and~~
10 ~~noncredit fees that may vary no more than 10 percent from the~~
11 ~~schedule approved by the State Board of Education. Fees for~~
12 ~~students who are not residents for tuition purposes must~~
13 ~~offset the full cost of instruction.~~

14 ~~(b) Students enrolled in college-preparatory~~
15 ~~instruction shall pay fees equal to the fees charged for~~
16 ~~college credit courses. Students enrolled in the same~~
17 ~~college-preparatory class within a skill area more than one~~
18 ~~time shall pay fees at 100 percent of the full cost of~~
19 ~~instruction and shall not be included in calculations of~~
20 ~~full-time equivalent enrollments for state funding purposes;~~
21 ~~however, students who withdraw or fail a class due to~~
22 ~~extenuating circumstances may be granted an exception only~~
23 ~~once for each class, provided approval is granted according to~~
24 ~~policy established by the board of trustees. Each community~~
25 ~~college shall have the authority to review and reduce payment~~
26 ~~for increased fees due to continued enrollment in a~~
27 ~~college-preparatory class on an individual basis, contingent~~
28 ~~upon a student's financial hardship, pursuant to definitions~~
29 ~~and fee levels established by the State Board of Community~~
30 ~~Colleges. Fee-nonexempt students enrolled in~~
31 ~~vocational-preparatory instruction shall be charged fees equal~~

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1 ~~to the fees charged for certificate career education~~
2 ~~instruction. Each community college that conducts~~
3 ~~college-preparatory and vocational-preparatory instruction in~~
4 ~~the same class section may charge a single fee for both types~~
5 ~~of instruction.~~

6 (8) Each school board and community college board of
7 trustees may collect, for financial aid purposes, up to an
8 additional 10 percent of the student fees collected for
9 workforce development programs funded through the Workforce
10 Development Education Fund. All fees collected shall be
11 deposited into a separate workforce development the student
12 financial aid fee trust fund of the district or community
13 college to support students enrolled in workforce development
14 programs. Any undisbursed balance remaining in the trust fund
15 and interest income accruing to investments from the trust
16 fund shall increase the total funds available for distribution
17 to workforce development education ~~certificate career~~
18 ~~education~~ students. Awards shall be based on student
19 financial need and distributed in accordance with a nationally
20 recognized system of need analysis approved by the State Board
21 for Career Education. Fees collected pursuant to this
22 subsection shall be allocated in an expeditious manner.

23 Section 10. Subsection (2) of section 239.213, Florida
24 Statutes, is amended to read:

25 239.213 Vocational-preparatory instruction.--

26 (2) Students who enroll in a certificate career
27 education program ~~of 450 hours or more~~ shall complete an
28 entry-level examination within the first 6 weeks of admission
29 into the program. The state board shall designate
30 examinations that are currently in existence, the results of
31 which are comparable across institutions, to assess student

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1 mastery of basic skills. Any student deemed to lack a minimal
2 level of basic skills for such program shall be referred to
3 vocational-preparatory instruction or adult basic education
4 for a structured program of basic skills instruction. Such
5 instruction may include English for speakers of other
6 languages. A student may not receive a certificate of
7 vocational program completion prior to demonstrating the basic
8 skills required in the state curriculum frameworks for the
9 vocational program.

10 Section 11. Subsection (2) of section 239.229, Florida
11 Statutes, is amended to read:

12 239.229 Vocational standards.--

13 (2)(a) School board, superintendent, and school
14 accountability for career education within elementary and
15 secondary schools includes, but is not limited to:

16 1. Student exposure to a variety of careers and
17 provision of instruction to explore specific careers in
18 greater depth.

19 2. Student awareness of available vocational programs
20 and the corresponding occupations into which such programs
21 lead.

22 3. Student development of individual career plans.

23 4. Integration of academic and vocational skills in
24 the secondary curriculum.

25 5. Student preparation to enter the workforce and
26 enroll in postsecondary education without being required to
27 complete college-preparatory or vocational-preparatory
28 instruction.

29 6. Student retention in school through high school
30 graduation.

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1 7. Vocational curriculum articulation with
2 corresponding postsecondary programs in the local area
3 technical center or community college, or both.

4 (b) School board, superintendent, and area technical
5 center, and community college board of trustees and president,
6 accountability for certificate career education and diploma
7 programs includes, but is not limited to:

8 1. Student demonstration of the academic skills
9 necessary to enter an occupation.

10 2. Student preparation to enter an occupation in an
11 entry-level position or continue postsecondary study.

12 3. Vocational program articulation with other
13 corresponding postsecondary programs and job training
14 experiences.

15 4. Employer satisfaction with the performance of
16 students who complete workforce development education or reach
17 occupational completion points.

18 5. Student completion, ~~and~~ placement, and retention
19 rates as defined in s. 239.233.

20 (c) Department of Education accountability for career
21 education includes, but is not limited to:

22 1. The provision of timely, accurate technical
23 assistance to school districts and community colleges.

24 2. The provision of timely, accurate information to
25 the State Board for Career Education, the Legislature, and the
26 public.

27 3. The development of policies, rules, and procedures
28 that facilitate institutional attainment of the accountability
29 standards and coordinate the efforts of all divisions within
30 the department.

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1 4. The development of program standards and
2 industry-driven benchmarks for vocational, adult, and
3 community education programs.

4 5. Overseeing school district and community college
5 compliance with the provisions of this chapter.

6 6. Ensuring that the educational outcomes for the
7 technical component of workforce development programs ~~the~~
8 ~~associate in science degree, the associate in applied~~
9 ~~technology degree,~~ and secondary vocational job-preparatory
10 programs ~~are~~ shall be uniform and designed to provide a
11 graduate of high quality who is capable of entering the
12 workforce on an equally competitive basis regardless of the
13 institution of choice.

14 Section 12. Paragraph (a) of subsection (1) of section
15 239.233, Florida Statutes, is amended to read:

16 239.233 Reporting requirements.--

17 (1)(a) The Department of Education shall develop a
18 system of performance measures in order to evaluate the
19 vocational and technical education programs as required in s.
20 239.229. This system must measure program enrollment,
21 completion rates, placement rates, and amount of earnings at
22 the time of placement. Placement and employment information,
23 where applicable, shall contain data relevant to job
24 retention, including retention rates. The State Board of
25 Education shall adopt by rule the specific measures and any
26 definitions needed to establish the system of performance
27 measures.

28 Section 13. Present subsections (6), (7), (8), and (9)
29 of section 239.301, Florida Statutes, are redesignated as (8),
30 (9), (10), and (11), respectively, and new subsections (6) and
31 (7) are added to that section to read:

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1 239.301 Adult general education.--

2 (6) If students who have been determined to be adults
3 with disabilities are enrolled in workforce development
4 programs, the funding formula must provide additional
5 incentives for their achievement of performance outputs and
6 outcomes.

7 (7) If the plan for a program for adults with
8 disabilities pursuant to subsection (5) indicates that there
9 are students whose expected time to completion exceeds twice
10 that of a similar program for nondisabled students, or if
11 there are students enrolled whose individual education plan
12 does not include competitive employment, those students shall
13 generate funds in addition to funds from the workforce
14 development fund, as provided in the annual General
15 Appropriations Act.

16 Section 14. Subsections (1) and (2) of section
17 240.115, Florida Statutes, are amended to read:

18 240.115 Articulation agreement; acceleration
19 mechanisms.--

20 (1)(a) Articulation between secondary and
21 postsecondary education; admission of associate in arts degree
22 graduates from Florida community colleges and state
23 universities; admission of applied technology diploma program
24 graduates from public community colleges or technical centers;
25 admission of associate in science degree and associate in
26 applied science degree graduates from Florida community
27 colleges;the use of acceleration mechanisms, including
28 nationally standardized examinations through which students
29 may earn credit; general education requirements and common
30 course code numbers as provided for in s. 229.551(1)~~(f)4.~~; and
31 articulation among programs in nursing shall be governed by

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1 the articulation agreement, as established by the Department
2 of Education. The articulation agreement must specifically
3 provide that every associate in arts graduate of a Florida
4 community college shall have met all general education
5 requirements and must be granted admission to the upper
6 division of a state university except to a limited access or
7 teacher certification program or a major program requiring an
8 audition. After admission has been granted to students under
9 provisions of this section and to university students who have
10 successfully completed 60 credit hours of coursework,
11 including 36 hours of general education, and met the
12 requirements of s. 240.107, admission shall be granted to
13 State University System and Florida community college students
14 who have successfully completed 60 credit hours of work,
15 including 36 hours of general education. Community college
16 associate in arts graduates shall receive priority for
17 admission to a state university over out-of-state students.
18 Orientation programs and student handbooks provided to
19 freshman enrollees and transfer students at state universities
20 must include an explanation of this provision of the
21 articulation agreement.

22 (b) Any student who transfers among ~~regionally~~
23 ~~accredited~~ postsecondary institutions that are fully
24 accredited by a regional or national accrediting agency
25 recognized by the United States Department of Education and
26 that participate in the common course designation and
27 numbering system shall be awarded credit by the receiving
28 institution for courses satisfactorily completed by the
29 student at the previous institutions. Credit shall be awarded
30 if the courses are judged by the appropriate common course
31 designation and numbering system faculty task force

1 representing school districts, community colleges, public
2 universities, and participating nonpublic postsecondary
3 education institutions to be academically equivalent to
4 courses offered at the receiving institution, including
5 equivalency of faculty credentials, regardless of the public
6 or nonpublic control of the previous institution. The
7 Department of Education shall ensure that credits to be
8 accepted by a receiving institution are generated in courses
9 for which the faculty possess credentials that are comparable
10 to those required by the accrediting association of the
11 receiving institution. The award of credit may be limited to
12 courses that are entered in the common course designation and
13 numbering system. Credits awarded pursuant to this subsection
14 shall satisfy institutional requirements on the same basis as
15 credits awarded to native students.

16 (c) The articulation agreement must guarantee the
17 statewide articulation of appropriate workforce development
18 programs and courses between school districts and community
19 colleges and specifically provide that every applied
20 technology diploma graduate must be granted the same amount of
21 credit upon admission to an associate in science degree or
22 associate in applied science degree program unless it is a
23 limited access program. Preference for admission must be given
24 to graduates who are residents of Florida.

25 (d) By fall semester 1998, the articulation agreement
26 must guarantee the statewide articulation of appropriate
27 courses within associate in science degree programs to
28 baccalaureate degree programs, according to standards
29 established by the Articulation Coordinating Committee after
30 consultation with the Board of Regents and the State Board of
31 Community Colleges. Courses within an associate in applied

1 science degree program may articulate into a baccalaureate
2 degree program on an individual or block basis as authorized
3 in local inter-institutional articulation agreements.

4 (2) The universities, community college district
5 boards of trustees, and district school boards are authorized
6 to establish intrainstitutional and interinstitutional
7 programs to maximize this articulation. Programs may include
8 upper-division-level courses offered at the community college,
9 distance learning, transfer agreements that facilitate the
10 transfer of credits between public and nonpublic postsecondary
11 institutions,and the concurrent enrollment of students at a
12 community college and a state university to enable students to
13 take any level of baccalaureate degree coursework. Should the
14 establishment of these programs necessitate the waiver of
15 existing State Board of Education rules, reallocation of
16 funds, or revision or modification of student fees, each
17 college or university shall submit the proposed articulation
18 program to the State Board of Education for review and
19 approval. The State Board of Education is authorized to waive
20 its rules and make appropriate reallocations, revisions, or
21 modifications in accordance with the above.

22 Section 15. Section 240.3031, Florida Statutes, is
23 amended to read:

24 240.3031 Florida ~~State~~ Community College System
25 defined.--The Florida ~~State~~ Community College System shall
26 consist of the following:

27 (1) The State Board of Community Colleges of the
28 Division of Community Colleges of the Department of Education.

29 (2) Brevard Community College.

30 (3) Broward Community College.

31 (4) Central Florida Community College.

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- 1 (5) Chipola Junior College.
2 (6) Daytona Beach Community College.
3 (7) Edison Community College.
4 (8) Florida Community College at Jacksonville.
5 (9) Florida Keys Community College.
6 (10) Gulf Coast Community College.
7 (11) Hillsborough Community College.
8 (12) Indian River Community College.
9 (13) Lake City Community College.
10 (14) Lake-Sumter Community College.
11 (15) Manatee Community College.
12 (16) Miami-Dade Community College.
13 (17) North Florida Community College.
14 (18) Okaloosa-Walton Community College.
15 (19) Palm Beach Community College.
16 (20) Pasco-Hernando Community College.
17 (21) Pensacola Junior College.
18 (22) Polk Community College.
19 (23) St. Johns River Community College.
20 (24) St. Petersburg Junior College.
21 (25) Santa Fe Community College.
22 (26) Seminole Community College.
23 (27) South Florida Community College.
24 (28) Tallahassee Community College.
25 (29) Valencia Community College.
26 Section 16. Paragraphs (b) and (c) of subsection (3)
27 and paragraph (a) of subsection (5) of section 240.311,
28 Florida Statutes, are amended to read:
29 240.311 State Board of Community Colleges; powers and
30 duties.--
31 (3) The State Board of Community Colleges shall:

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1 (b) Provide, through rule, for the coordination of the
2 Florida ~~state~~ community college system.

3 (c) Review new associate degree, diploma, and or
4 certificate programs for relationship to student demand;
5 conduct periodic reviews of existing programs; and provide
6 rules for termination of associate degree or certificate
7 programs when excessive duplication exists.

8 (5) The State Board of Community Colleges is
9 responsible for reviewing and administering the state program
10 of support for the Florida ~~state~~ community college system and,
11 subject to existing law, shall:

12 (a) Review and approve all budgets and recommended
13 budget amendments in the Florida ~~state~~ community college
14 system.

15 Section 17. Section 240.35, Florida Statutes, as
16 amended by chapter 97-383, Laws of Florida, is amended to
17 read:

18 240.35 Student fees.--Unless otherwise provided, the
19 provisions of this section apply only to fees charged for
20 college credit instruction leading to an associate in arts
21 degree, an associate in applied science degree, or an
22 associate in science degree and noncollege credit, ~~including~~
23 college-preparatory courses defined in s. 239.105.

24 (1) The State Board of Community Colleges shall
25 establish the matriculation and tuition fees for
26 college-preparatory instruction and for credit instruction
27 which may be counted toward an associate in arts degree, an
28 associate in applied science degree, or an associate in
29 science degree. This instruction includes advanced programs
30 ~~and professional programs.~~

31

1 (2)(a) Any student for whom the state is paying a
2 foster care board payment pursuant to s. 409.145(3) or parts
3 II ~~III~~ and III ~~V~~ of chapter 39, for whom the permanency
4 planning goal pursuant to part III ~~V~~ of chapter 39 is
5 long-term foster care or independent living, or who is adopted
6 from the Department of Children and Family Services after
7 December 31, 1997, shall be exempt from the payment of all
8 undergraduate fees, including fees associated with enrollment
9 in college-preparatory instruction or completion of the
10 college-level communication and computation skills testing
11 program. Before a fee exemption can be given, the student
12 shall have applied for and been denied financial aid, pursuant
13 to s. 240.404, which would have provided, at a minimum,
14 payment of all student fees. Such exemption shall be available
15 to any student adopted from the Department of Children and
16 Family Services after December 31, 1997; however, the
17 exemption shall be valid for no more than 4 years after the
18 date of graduation from high school.

19 (b) Any student qualifying for a fee exemption under
20 this subsection shall receive such an exemption for not more
21 than 2 consecutive years or 4 semesters, unless the student is
22 participating in college-preparatory instruction or requires
23 additional time to complete the college-level communication
24 and computation skills testing program. Such a student is
25 eligible to receive a fee exemption for a maximum of 3
26 consecutive years or 6 semesters.

27 (c) As a condition for continued fee exemption, a
28 student shall earn a grade point average of at least 2.0 on a
29 4.0 scale for the previous term, maintain at least an overall
30 2.0 average for college work, or have an average below 2.0 for
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1 only the previous term and be eligible for continued
2 enrollment in the institution.

3 (3) Students enrolled in dual enrollment and early
4 admission programs under s. 240.116 and students enrolled in
5 employment and training programs under the WAGES Program are
6 exempt from the payment of registration, matriculation, and
7 laboratory fees; however, such students may not be included
8 within calculations of fee-waived enrollments. ~~The community~~
9 ~~college shall assist a student under the WAGES Program in~~
10 ~~obtaining financial aid as it would any other student. A~~
11 ~~student under the WAGES Program may not be denied~~
12 ~~participation in programs during the application process for~~
13 ~~financial aid. If financial aid is denied, The local WAGES~~
14 ~~coalition shall pay the community college for costs incurred~~
15 ~~by that WAGES participant related to that person's classes or~~
16 ~~program. Other fee-exempt instruction provided under this~~
17 ~~subsection generates an additional one-fourth full-time~~
18 ~~equivalent enrollment.~~

19 (4)(a) Fees shall be waived for certain members of the
20 active Florida National Guard pursuant to s. 250.10(8).

21 (b) Community colleges may waive fees for any
22 fee-nonexempt student. A student whose fees are waived in
23 excess of the amount authorized annually in the General
24 Appropriations Act may not be included in calculations of
25 full-time equivalent enrollments for state funding purposes.
26 Any community college that waives fees and requests state
27 funding for a student in violation of the provisions of this
28 subsection shall be penalized at a rate equal to two times the
29 value of the full-time equivalent student enrollment reported
30 served. Such penalty shall be charged against the following
31 year's allocation from the Community College Program Fund.

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1 (5) Subject to review and final approval by the State
2 Board of Education, the State Board of Community Colleges
3 shall adopt by December 31 of each year a resident fee
4 schedule for the following fall for advanced and professional,
5 associate in science degree, and college-preparatory programs
6 that produce revenues in the amount of 25 percent of the full
7 prior year's cost of these programs. However, the board may
8 not adopt an annual fee increase in any program for resident
9 students which exceeds 10 percent. Fees for courses in
10 college-preparatory programs and associate in arts and
11 associate in science degree programs may be established at the
12 same level.In the absence of a provision to the contrary in
13 an appropriations act, the fee schedule shall take effect and
14 the colleges shall expend the funds on instruction. If the
15 Legislature provides for an alternative fee calculation in an
16 appropriations act, the board shall establish a fee schedule
17 that produces the fee revenue established in the
18 appropriations act based on the assigned enrollment.

19 (6) Each community college board of trustees shall
20 establish matriculation and tuition fees, which may vary no
21 more than 10 percent from the fee schedule adopted by the
22 State Board of Community Colleges.

23 (7) The sum of nonresident student matriculation and
24 tuition fees must be sufficient to defray the full cost of
25 each program. The annual fee increases for nonresident
26 students established by the board, in the absence of
27 legislative action to the contrary in an appropriations act,
28 may not exceed 25 percent.

29 (8) The State Board of Community Colleges shall adopt
30 a rule specifying the definitions and procedures to be used in
31 the calculation of the percentage of cost paid by students.

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1 The rule must provide for the calculation of the full cost of
2 educational programs based on the allocation of all funds
3 provided through the general current fund to programs of
4 instruction, and other activities as provided in the annual
5 expenditure analysis. The rule shall be developed in
6 consultation with the Legislature.

7 (9) Each community college district board of trustees
8 may establish a separate activity and service fee not to
9 exceed 10 percent of the matriculation fee, according to rules
10 of the State Board of Education. The student activity and
11 service fee shall be collected as a component part of the
12 registration and tuition fees. The student activity and
13 service fees shall be paid into a student activity and service
14 fund at the community college and shall be expended for lawful
15 purposes to benefit the student body in general. These
16 purposes include, but are not limited to, student publications
17 and grants to duly recognized student organizations, the
18 membership of which is open to all students at the community
19 college without regard to race, sex, or religion.

20 (10)(a) Each community college is authorized to
21 collect for financial aid purposes an additional amount up to,
22 but not to exceed, 5 percent of the total student tuition or
23 matriculation fees collected. Each community college may
24 collect up to an additional 2 percent if the amount generated
25 by the total financial aid fee is less than \$250,000. If the
26 amount generated is less than \$250,000, a community college
27 that charges tuition and matriculation fees at least equal to
28 the average fees established by rule may transfer from the
29 general current fund to the scholarship fund an amount equal
30 to the difference between \$250,000 and the amount generated by
31 the total financial aid fee assessment. No other transfer

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1 from the general current fund to the loan, endowment, or
2 scholarship fund, by whatever name known, is authorized.

3 (b) All funds collected under this program shall be
4 placed in the loan and endowment fund or scholarship fund of
5 the college, by whatever name known. Such funds shall be
6 disbursed to students as quickly as possible. An amount not
7 greater than 40 percent of the fees collected in a fiscal year
8 may be carried forward unexpended to the following fiscal
9 year. However, funds collected prior to July 1, 1989, and
10 placed in an endowment fund may not be considered part of the
11 balance of funds carried forward unexpended to the following
12 fiscal year.

13 (c) Up to 25 percent or \$300,000~~\$250,000~~, whichever
14 is greater, of the fees collected may be used to assist
15 students who demonstrate academic merit, who participate in
16 athletics, public service, cultural arts, and other
17 extracurricular programs as determined by the institution, or
18 who are identified as members of a targeted gender or ethnic
19 minority population. The financial aid fee revenues allocated
20 for athletic scholarships and fee exemptions provided pursuant
21 to subsection (14) for athletes shall be distributed equitably
22 as required by s. 228.2001(3)(d). A minimum of 50 percent of
23 the balance of these funds shall be used to provide financial
24 aid based on absolute need, and the remainder of the funds
25 shall be used for academic merit purposes and other purposes
26 approved by the district boards of trustees. Such other
27 purposes shall include the payment of child care fees for
28 students with financial need. The State Board of Community
29 Colleges shall develop criteria for making financial aid
30 awards. Each college shall report annually to the Department
31 of Education on the criteria used to make awards, the amount

1 and number of awards for each criterion, and a delineation of
2 the distribution of such awards. Awards which are based on
3 financial need shall be distributed in accordance with a
4 nationally recognized system of need analysis approved by the
5 State Board of Community Colleges. An award for academic merit
6 shall require a minimum overall grade point average of 3.0 on
7 a 4.0 scale or the equivalent for both initial receipt of the
8 award and renewal of the award.

9 (d) These funds may not be used for direct or indirect
10 administrative purposes or salaries.

11 (11) Any community college that reports students who
12 have not paid fees in an approved manner in calculations of
13 full-time equivalent enrollments for state funding purposes
14 shall be penalized at a rate equal to two times the value of
15 such enrollments. Such penalty shall be charged against the
16 following year's allocation from the Community College Program
17 Fund and shall revert to the General Revenue Fund. The State
18 Board of Education shall specify, as necessary, by rule,
19 approved methods of student fee payment. Such methods shall
20 include, but not be limited to, student fee payment; payment
21 through federal, state, or institutional financial aid; and
22 employer fee payments. A community college may not charge any
23 fee except as authorized by law or rules of the State Board of
24 Education.

25 (12) Each community college shall report only those
26 students who have actually enrolled in instruction provided or
27 supervised by instructional personnel under contract with the
28 community college in calculations of actual full-time
29 equivalent enrollments for state funding purposes. No student
30 who has been exempted from taking a course or who has been
31 granted academic or vocational credit through means other than

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1 actual coursework completed at the granting institution shall
2 be calculated for enrollment in the course from which he or
3 she has been exempted or granted credit. Community colleges
4 that report enrollments in violation of this subsection shall
5 be penalized at a rate equal to two times the value of such
6 enrollments. Such penalty shall be charged against the
7 following year's allocation from the Community College Program
8 Fund and shall revert to the General Revenue Fund.

9 (13) Each community college board of trustees may
10 establish a separate fee for capital improvements or equipping
11 student buildings which may not exceed \$1 per credit hour or
12 credit-hour equivalent for residents and which equals or
13 exceeds \$3 per credit hour for nonresidents. Funds collected
14 by community colleges through these fees may be bonded only
15 for the purpose of financing or refinancing new construction
16 of educational facilities. The fee shall be collected as a
17 component part of the registration and tuition fees, paid into
18 a separate account, and expended only to construct and equip,
19 maintain, improve, or enhance the educational facilities of
20 the community college. Projects funded through the use of the
21 capital improvement fee shall meet the survey and construction
22 requirements of chapter 235. Pursuant to s. 216.0158, each
23 community college shall identify each project, including
24 maintenance projects, proposed to be funded in whole or in
25 part by such fee. Capital improvement fee revenues may be
26 pledged by a board of trustees as a dedicated revenue source
27 to the repayment of debt, including lease-purchase agreements
28 and revenue bonds, with a term not to exceed 20 years, only
29 for the new construction of educational facilities. Community
30 colleges may use the services of the Division of Bond Finance
31 of the State Board of Administration to issue any bonds

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1 authorized through the provisions of this subsection. Any such
2 bonds issued by the Division of Bond Finance shall be in
3 compliance with the provisions of the State Bond Act. Bonds
4 issued pursuant to the State Bond Act shall be validated in
5 the manner provided by chapter 75. The complaint for such
6 validation shall be filed in the circuit court of the county
7 where the seat of state government is situated, the notice
8 required to be published by s. 75.06 shall be published only
9 in the county where the complaint is filed, and the complaint
10 and order of the circuit court shall be served only on the
11 state attorney of the circuit in which the action is pending.
12 A maximum of 15 cents per credit hour may be allocated from
13 the capital improvement fee for child care centers conducted
14 by the community college.

15 (14) Each community college is authorized to grant
16 student fee exemptions from all fees adopted by the State
17 Board of Community Colleges and the community college board of
18 trustees for up to 40 full-time equivalent students at each
19 institution.

20 Section 18. Paragraph (b) of subsection (1) of section
21 240.359, Florida Statutes, is amended to read:

22 240.359 Procedure for determining state financial
23 support and annual apportionment of state funds to each
24 community college district.--The procedure for determining
25 state financial support and the annual apportionment to each
26 community college district authorized to operate a community
27 college under the provisions of s. 240.313 shall be as
28 follows:

29 (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE STATE
30 COMMUNITY COLLEGE PROGRAM FUND FOR THE CURRENT OPERATING
31 PROGRAM.--

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1 (b) The allocation of funds for community colleges
2 shall be based on advanced and professional disciplines,
3 college-preparatory programs, and ~~on~~ other programs for adults
4 funded pursuant to s. 239.115.

5 Section 19. Subsection (1) of section 246.013, Florida
6 Statutes, is amended to read:

7 246.013 Participation in the common course designation
8 and numbering system.--

9 (1) Nonpublic colleges and schools that have been
10 issued a regular license pursuant to s. 246.081(2), or
11 nonpublic postsecondary colleges that are exempt from state
12 licensure pursuant to s. 246.085(1)(a) and that are fully
13 accredited by a regional or national accrediting agency
14 recognized by the United States Department of Education, ~~by a~~
15 ~~member of the Commission on Colleges of the Southern~~
16 ~~Association of Colleges and Schools and accredited nonpublic~~
17 ~~postsecondary colleges exempt from state licensure pursuant to~~
18 ~~s. 246.085(1)(a)~~ may participate in the common course
19 designation and numbering system pursuant to s. 229.551.
20 Participating colleges and schools shall bear the costs
21 associated with inclusion in the system and shall meet the
22 terms and conditions for institutional participation in the
23 system. The department shall adopt a fee schedule that
24 includes the expenses incurred through data processing,
25 faculty task force travel and per diem, and staff and clerical
26 support time. Such fee schedule may differentiate between the
27 costs associated with initial course inclusion in the system
28 and costs associated with subsequent course maintenance in the
29 system. Decisions regarding initial course inclusion and
30 subsequent course maintenance must be made within 360 days
31 after submission of the required materials and fees by the

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1 institution. The Department of Education may select a date by
2 which colleges must submit requests for new courses to be
3 included, and may delay review of courses submitted after that
4 date until the next year's cycle.Any college that currently
5 participates in the system, and that participated in the
6 system prior to July 1, 1986, shall not be required to pay the
7 costs associated with initial course inclusion in the system.
8 Fees collected for participation in the common course
9 designation and numbering system pursuant to the provisions of
10 this section shall be deposited in the Institutional
11 Assessment Trust Fund created by s. 246.31. Any nonpublic,
12 nonprofit college or university that is eligible to
13 participate in the common course designation and numbering
14 system shall not be required to pay the costs associated with
15 participation in the system.~~The Legislature finds and~~
16 ~~declares that independent nonprofit colleges and universities~~
17 ~~eligible to participate in the Florida resident access grant~~
18 ~~program pursuant to s. 240.605 are an integral part of the~~
19 ~~higher education system in this state and that a significant~~
20 ~~number of state residents choose this form of higher~~
21 ~~education. Any independent college or university that is~~
22 ~~eligible to participate in the Florida resident access grant~~
23 ~~program shall not be required to pay the costs associated with~~
24 ~~participation in the common course designation and numbering~~
25 ~~system.~~

26 Section 20. Subsection (2) of section 446.011, Florida
27 Statutes, is amended to read:

28 446.011 Declaration of legislative intent with respect
29 to apprenticeship training.--

30 (2) It is the intent of the Legislature that the
31 Division of Jobs and Benefits of the Department of Labor and

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1 Employment Security have responsibility for the development of
2 the apprenticeship and preapprenticeship uniform minimum
3 standards for the apprenticeable trades and that the Division
4 of Workforce Development ~~and the Division of Public Schools~~
5 ~~and Community Education~~ of the Department of Education have
6 responsibility for assisting district school boards and
7 community college district boards of trustees in developing
8 preapprenticeship programs in compliance with the standards
9 established by the Division of Jobs and Benefits.

10 Section 21. Subsection (8) of section 446.041, Florida
11 Statutes, is amended to read:

12 446.041 Apprenticeship program, duties of
13 division.--The Division of Jobs and Benefits shall:

14 (8) Cooperate with and assist the Division of
15 Workforce Development ~~and the Division of Public Schools and~~
16 ~~Community Education~~ of the Department of Education and
17 appropriate education institutions in the development of
18 viable apprenticeship and preapprenticeship programs.

19 Section 22. Subsections (2) and (3) of section
20 446.052, Florida Statutes, is amended to read:

21 446.052 Preapprenticeship program.--

22 (2) The Division of Workforce Development ~~Public~~
23 ~~Schools and Community Education~~ of the Department of
24 Education, under regulations established by the State Board of
25 Education, is authorized to administer the provisions of ss.
26 446.011-446.092 that relate to preapprenticeship programs in
27 cooperation with district school boards and community college
28 district boards of trustees. District school boards, community
29 college district boards of trustees, and registered program
30 sponsors shall cooperate in developing and establishing

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1 programs that include vocational instruction and general
2 education courses required to obtain a high school diploma.

3 (3) The Division of Workforce Development ~~Public~~
4 ~~Schools and Community Education~~, the district school boards,
5 the community college district boards of trustees, and the
6 Division of Jobs and Benefits shall work together with
7 existing registered apprenticeship programs so that
8 individuals completing such preapprenticeship programs may be
9 able to receive credit towards completing a registered
10 apprenticeship program.

11 Section 23. (1) The State Board of Education shall
12 adopt an implementation schedule that establishes standard
13 fees for instruction in certificate career education and
14 continuing workforce education offered by community colleges
15 and school districts. The schedule shall establish fees for
16 the 1998-1999 school year and shall take effect in the fall
17 term of 1998. This implementation schedule must provide a
18 transition in fee levels from the 1997-1998 fees to the level
19 established in this act, and must provide authority for local
20 educational agencies to vary their fees by 10 percent below
21 the standard. However, the fee schedule must not require an
22 educational agency to reduce its fees to reach the standard
23 fee level.

24 (2) A local educational agency may waive fees, as
25 designated in section 239.117(5), Florida Statutes, up to an
26 amount equal to 8 percent of the agency's total Workforce
27 Development enrollment hours.

28 Section 24. (1) The Commissioner of Education and the
29 Executive Director of the State Board of Community Colleges
30 shall continue to investigate issues related to implementation
31 of this act, especially those issues associated with:

1 (a) The adoption of common reporting formats and
2 common timeframes associated with the Workforce Development
3 Information System;

4 (b) The expansion of electronic transcript systems;

5 (c) The implementation of occupational completion
6 points and literacy completion points;

7 (d) The consolidation of state and federal workforce
8 development funds into a common administrative entity; and

9 (e) The elimination of duplicative reporting
10 requirements.

11 (2) The commissioner and director shall report to the
12 Executive Office of the Governor and the Legislature before
13 December 31, 1998, on the progress of the implementation of
14 the provisions of this act and this section. The report must
15 indicate recommendations for changes in law or policy.

16 Section 25. There is established the Employment Task
17 Force for Adults with Disabilities, to be composed of an equal
18 number of members appointed by the Commissioner of Education
19 and the Executive Director of the State Board of Community
20 Colleges. The commissioner shall appoint an additional member
21 to serve as chairperson. Composition of the task force must
22 include representation from organizations and state agencies
23 that provide services to people with disabilities and people
24 who receive services through programs that enroll adults with
25 disabilities.

26 (1) The task force shall:

27 (a) Review current programs that provide education for
28 adults with disabilities and identify those that are
29 appropriately funded by the Workforce Development Education
30 Fund or the categorical fund created in Specific
31 Appropriations 119-A and 157-A of the Conference Report on

1 House Bill 4201. If the task force identifies programs that
2 are appropriate for funding from both sources, it shall define
3 conditions of the programs or the students that make the dual
4 funding appropriate.

5 (b) Identify and classify programs conducted for
6 adults with disabilities and report the number of adults with
7 disabilities enrolled in those programs and in other workforce
8 development education programs during the 1997-1998 and
9 1998-1999 school years.

10 (c) Review the expenditure of funds by school
11 districts and community colleges for educational programs for
12 adults with disabilities. This review includes identifying
13 programs in which funds are used with maximum efficiency and
14 an analysis of the characteristics of effective and efficient
15 funding methods.

16 (d) Identify and recommend remedies for conditions
17 that could preclude the participation of people who are
18 capable of working toward competitive employment.

19 (2) The Department of Education shall provide staff to
20 assist the task force. Task force members may be reimbursed
21 for travel expenses as provided in section 112.061, Florida
22 Statutes.

23 (3) The task force shall submit a report to the
24 Commissioner of Education by December 1, 1998. The report may
25 include recommendations for changes in policy, rule, or law to
26 increase the effectiveness of programs that enroll adults with
27 disabilities.

28 Section 26. (1) The State Board of Community Colleges
29 shall identify procedures that will encourage the joint use of
30 facilities by community colleges and school districts for the
31

ENROLLED

1998 Legislature

CS for CS for SB's 1124, 2048 & 1120
1st Engrossed (corrected)

1 purpose of conducting educational programs in workforce
2 development.

3 (2) The board shall report its findings and
4 recommendations to the Legislature by December 1, 1998.

5 Section 27. This act shall take effect July 1, 1998.
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