

By Senator Kirkpatrick

5-1225-00

See HB

1                                   A bill to be entitled  
2           An act relating to adult workforce development  
3           education; creating s. 239.214, F.S.; creating  
4           the "Workforce Development Education  
5           Unification Act of 2000"; providing legislative  
6           intent; providing for the transfer of all  
7           public adult workforce development programs and  
8           area technical centers from school districts to  
9           community colleges; providing for the transfer  
10          of educational plants and related equipment;  
11          providing for the transfer of staff; amending  
12          s. 20.15, F.S.; revising the duties of the  
13          Commissioner of Education, the Division of  
14          Workforce Development, and the State Board of  
15          Community Colleges; amending s. 228.053, F.S.,  
16          relating to developmental research schools;  
17          conforming cross-references; renumbering and  
18          amending s. 229.133, F.S.; requiring the State  
19          Board of Community Colleges to adopt rules  
20          regarding career education programs to meet  
21          workforce shortage needs; amending s. 229.551,  
22          F.S., relating to educational management;  
23          removing references to postsecondary vocational  
24          education in school districts; revising  
25          provisions relating to the transfer of credit  
26          for general education courses; revising  
27          requirements for guidelines for postsecondary  
28          vocational courses adopted by the Articulation  
29          Coordinating Committee; correcting terminology;  
30          amending s. 229.592, F.S.; removing provisions  
31          relating to area technical centers operated by

1 district school boards; renumbering and  
2 amending s. 230.63, F.S., relating to when area  
3 technical centers may be organized; authorizing  
4 community colleges, rather than school  
5 districts, to organize area technical centers;  
6 renumbering and amending s. 230.64, F.S.;  
7 revising the definition of an area technical  
8 center; requiring the State Board of Community  
9 Colleges to adopt standards; renumbering and  
10 amending s. 230.643, F.S., relating to academic  
11 transcripts for vocational-technical center  
12 students; revising terminology; amending s.  
13 231.361, F.S.; revising provisions relating to  
14 the status of vocational teachers to correct  
15 terminology; amending s. 232.2466, F.S.,  
16 relating to the college-ready diploma program;  
17 deleting a reference to an applied technology  
18 diploma; amending s. 232.435, F.S., relating to  
19 extracurricular athletic activities; revising  
20 terminology; amending s. 235.435, F.S.;  
21 removing adult disabled students and students  
22 enrolled in technical centers from  
23 determinations of student membership for  
24 purposes of educational plant funding; amending  
25 s. 239.101, F.S.; providing legislative intent  
26 regarding vocational, adult, and community  
27 education; amending s. 239.105, F.S.; removing  
28 the definition of the term "applied technology  
29 diploma program"; restricting the offering of  
30 degree vocational education programs to  
31 community colleges; removing references to

1 school boards, school districts, diploma career  
2 education programs, and the Department of  
3 Education from definitions of terms relating to  
4 vocational, adult, and community education;  
5 removing applied technology diplomas from the  
6 definition of the term "workforce development  
7 education"; amending s. 239.113, F.S.; removing  
8 references to school districts and the State  
9 Board for Career Education from provisions  
10 relating to the registration of adult students;  
11 amending s. 239.115, F.S., relating to adult  
12 education funding; removing applied technology  
13 diploma programs from the definitions of the  
14 terms "workforce development education" and  
15 "workforce development program"; restricting  
16 the offering of workforce development programs  
17 to community colleges; removing references to  
18 school districts; revising types of education  
19 authorized to be funded through the Workforce  
20 Development Education Fund; revising the  
21 performance output measure for vocational  
22 education programs of study; requiring adult  
23 basic education for the elderly to be provided  
24 by community colleges, rather than school  
25 districts; revising state funding and student  
26 fees for all workforce development education,  
27 other than continuing workforce education,  
28 funded through the Workforce Development  
29 Education Fund; requiring the State Board of  
30 Community Colleges to adopt a uniform fee;  
31 removing the Department of Education from those

1 entities responsible for making certain  
2 recommendations to the Legislature regarding  
3 the distribution of workforce development  
4 education performance funds; authorizing  
5 additional occupations to be included in the  
6 incentive funding program; deleting provisions  
7 relating to funds generated by high school  
8 students who attend programs at school district  
9 technical centers; authorizing the State Board  
10 of Community Colleges to adopt rules; amending  
11 s. 239.117, F.S.; requiring the State Board of  
12 Community Colleges to adopt a fee schedule for  
13 workforce development postsecondary student  
14 fees; removing references to workforce  
15 development programs offered by school  
16 districts; authorizing a community college to  
17 waive a portion of student fees for workforce  
18 development programs; deleting provisions  
19 relating to a fee schedule adopted by the State  
20 Board of Education; deleting a provision  
21 requiring the State Board of Education to adopt  
22 rules; removing a reference to the State Board  
23 for Career Education; restricting certain fee  
24 penalties from being charged against the  
25 Community College Program Fund; deleting a  
26 provision that restricts technology fees  
27 established by community college district  
28 boards of trustees to those for associate  
29 degree programs and courses; amending s.  
30 239.125, F.S., relating to computer-assisted  
31 student advising; removing a reference to area

1 technical centers; amending s. 239.205, F.S.;  
2 requiring the State Board of Community  
3 Colleges, rather than the State Board of  
4 Education, to adopt rules regarding career  
5 education programs; amending s. 239.213, F.S.,  
6 relating to vocational-preparatory instruction;  
7 requiring the State Board of Community  
8 Colleges, rather than the State Board of  
9 Education, to adopt rules; requiring students  
10 who enroll in a certificate career education  
11 program of 450 hours or more to complete an  
12 entry-level examination; amending s. 239.229,  
13 F.S.; deleting provisions relating to school  
14 board, superintendent, and area technical  
15 center accountability for diploma programs;  
16 amending s. 239.241, F.S., relating to  
17 vocational dual enrollment and early admission;  
18 deleting references to vocational technical  
19 centers and area technical centers; amending s.  
20 239.245, F.S., relating to public information  
21 on career education programs; deleting a  
22 reference to degree career education programs  
23 offered by school districts; amending s.  
24 239.301, F.S., relating to adult general  
25 education; deleting references to school boards  
26 and school districts; deleting a provision  
27 requiring the coordination of services offered  
28 by community colleges and school districts;  
29 replacing references to the State Board of  
30 Education with the State Board of Community  
31 Colleges; amending s. 239.501, F.S., relating

1 to the Florida Literacy Corps; removing school  
2 boards from those entities authorized to offer  
3 adult literacy programs; amending s. 239.513,  
4 F.S.; restricting school districts from  
5 offering workforce literacy programs; amending  
6 s. 239.514, F.S., relating to the Workforce  
7 Development Capitalization Incentive Grant  
8 Program; prohibiting the award of grants to  
9 school districts; shifting grant review and  
10 award responsibilities from the Postsecondary  
11 Education Planning Commission to the State  
12 Board of Community Colleges; amending s.  
13 240.115, F.S., relating to articulation between  
14 secondary and postsecondary education; deleting  
15 references to school districts and applied  
16 technology diploma programs; removing a  
17 provision relating to the articulation of  
18 applied technology diploma program graduates;  
19 revising requirements for the articulation of  
20 applied science degree programs and associate  
21 in science degree programs; requiring the State  
22 Board of Education to adopt core curricula for  
23 associate in science programs; removing  
24 obsolete language; amending s. 240.116, F.S.,  
25 relating to articulated acceleration; revising  
26 terminology; amending s. 240.118, F.S.,  
27 relating to postsecondary feedback of  
28 information to high schools; revising  
29 terminology; amending s. 240.319, F.S.;  
30 authorizing boards of trustees to enter into  
31 contractual agreements for the provision of

1 workforce development educational programs and  
2 services; conforming cross-references; amending  
3 s. 240.384, F.S., relating to the criminal  
4 justice training school consolidation project;  
5 conforming a cross-reference; amending s.  
6 339.0805, F.S., relating to funds for  
7 disadvantaged business enterprises; revising  
8 terminology; amending s. 376.0705, F.S.,  
9 relating to development of training programs  
10 for pollution discharge prevention and cleanup  
11 activities; revising terminology; amending s.  
12 403.716, F.S., relating to training of  
13 operators of solid waste management and other  
14 facilities; revising terminology; amending s.  
15 411.222, F.S., relating to intraagency and  
16 interagency coordination regarding parent  
17 education and child care courses; revising  
18 terminology; amending s. 420.0004, F.S.,  
19 relating to state housing; revising  
20 terminology; amending s. 420.524, F.S.,  
21 relating to the Predevelopment Loan Program  
22 Act; revising terminology; amending s. 420.602,  
23 F.S., relating to the Affordable Housing  
24 Planning and Community Assistance Act; revising  
25 terminology; amending s. 440.16, F.S., relating  
26 to compensation for death; revising  
27 terminology; conforming a cross-reference;  
28 amending s. 446.011, F.S., relating to  
29 apprenticeship training; providing legislative  
30 intent regarding preapprenticeship programs in  
31 the State Community College System; amending s.

1           446.041, F.S.; requiring the Division of Jobs  
2           and Benefits to cooperate with and assist the  
3           State Board of Community Colleges in the  
4           development of apprenticeship and  
5           preapprenticeship programs; amending s. 943.14,  
6           F.S., relating to criminal justice training  
7           schools; revising terminology; repealing s.  
8           235.199, F.S., relating to cooperative funding  
9           of vocational educational facilities; repealing  
10          s. 239.249, F.S., relating to performance-based  
11          incentive funding for vocational and technical  
12          education programs; repealing s. 239.5142,  
13          F.S., relating to a standard fee implementation  
14          schedule; amending s. 240.40685, F.S., relating  
15          to the Certified Education Paraprofessional  
16          Welfare Transition Program; conforming  
17          terminology; deleting obsolete provisions  
18          relating to the Performance Based Incentive  
19          Funding Program; amending s. 246.50, F.S.,  
20          relating to the Certified Teacher-Aide Welfare  
21          Transition Program; deleting obsolete  
22          provisions relating to the Performance Based  
23          Incentive Funding Program; repealing s.  
24          288.9952(5), F.S., relating to the Workforce  
25          Development Board; deleting obsolete provisions  
26          relating to the Performance Based Incentive  
27          Funding Program; providing an effective date.

28  
29       Be It Enacted by the Legislature of the State of Florida:  
30  
31



1           Section 1. Section 239.214, Florida Statutes, is  
2 created to read:

3           239.214 Workforce development education.--

4           (1) SHORT TITLE.--This section may be cited as the  
5 "Workforce Development Education Unification Act of 2000."

6           (2) LEGISLATIVE INTENT.--It is the intent of the  
7 Legislature to unify and consolidate the delivery of adult  
8 workforce development education programs to accomplish the  
9 following state-level priorities:

10           (a) Focus public schools on the mission of educating  
11 K-12 students.

12           (b) Strengthen high school vocational education  
13 programs that prepare students for postsecondary workforce  
14 education opportunities.

15           (c) Eliminate duplicative adult workforce development  
16 education programs and services.

17           (d) Reduce administrative costs associated with the  
18 delivery of adult workforce development education.

19           (e) Identify single points of entry for businesses and  
20 students for vocational certificate, adult education, and  
21 continuing workforce education.

22           (f) Provide one point of accountability relating to  
23 return on the investment of public dollars.

24           (g) Minimize waste by maximizing the transfer of  
25 credit hours without jeopardizing institutional accreditation.

26           (h) Unify facilities' planning, funding, and  
27 construction.

28           (3) TRANSFER OF EXISTING ADULT WORKFORCE DEVELOPMENT  
29 PROGRAMS.--Notwithstanding any other provision of law to the  
30 contrary, all public adult workforce development programs and  
31

1 all area technical centers shall be transferred to community  
2 colleges effective July 1, 2000, at which time:

3 (a) Responsibility for the provision of all public  
4 adult workforce development education will be shifted from the  
5 school district to the community college in whose service area  
6 the adult workforce development education program is located.

7 (b) The certification and accreditation status of an  
8 adult workforce development education program shall be  
9 unaffected by the transfer of the program to the respective  
10 community college, which shall maintain all standards  
11 necessary to continue to meet requirements for certification  
12 and accreditation.

13 (c) Area technical center and adult vocational program  
14 facilities or educational plants and related equipment, as  
15 defined in s. 235.011(6) and (7), which are owned by the state  
16 and paid for with only state funds, shall be transferred to  
17 the community college in whose service area the area technical  
18 center is located. If an educational facility or plant is used  
19 for purposes in addition to adult vocational education, the  
20 State Board of Education shall mediate the transfer or the  
21 development and implementation of a suitable and equitable  
22 multiuse arrangement between the local district school board  
23 and the community college board of trustees.

24 (d) Area technical center and adult vocational program  
25 educational facilities or plants and related equipment, as  
26 defined in s. 235.011(6) and (7), which are owned by the  
27 school district and paid for in whole or in part with local  
28 tax funds shall be leased to the community college in whose  
29 service area the area technical center is located. However, if  
30 such educational facility or plant, or part of such facility  
31 or plant, is used for other purposes in addition to adult

1 vocational education, the State Board of Education shall  
2 mediate a suitable and equitable lease agreement between the  
3 local school board and the community college board of  
4 trustees. If a school district and a community college cannot  
5 agree on the terms and conditions of the lease agreement, the  
6 State Board of Education shall finalize the agreement and  
7 report its decision to the Legislature.

8 (e) The community college board of trustees may  
9 provide for school district area technical center or adult  
10 vocational center staff employed in full-time budgeted  
11 positions to be transferred into the community college  
12 personnel system at the same rate of salary. Retirement and  
13 leave provisions shall be transferred according to law. In  
14 transferring staff from school districts to the community  
15 college, the community college shall make every effort  
16 possible to place current school district adult vocational  
17 education program staff in the community college and to assist  
18 such staff in acquiring training and certification necessary  
19 to be employed in the community college's adult vocational  
20 education programs.

21 (4) STUDY.--By December 31, 2000, the Bureau of  
22 Educational Facilities of the Department of Education shall  
23 conduct an analysis to determine the amount of local tax  
24 contribution used in the construction of a  
25 school-district-owned area technical center or other adult  
26 vocational educational center, or educational plant affected  
27 by the transfer. The local community college district board  
28 of trustees may make a legislative budget request through the  
29 State Board of Community Colleges to purchase the area  
30 technical center educational facility or plant, or the

31

1 community college may continue to lease the facility from the  
2 local school district.

3 Section 2. Paragraph (a) of subsection (2) and  
4 paragraphs (b) and (c) of subsection (5) of section 20.15,  
5 Florida Statutes, are amended to read:

6 20.15 Department of Education.--There is created a  
7 Department of Education.

8 (2) COMMISSIONER OF EDUCATION.--The head of the  
9 Department of Education is the Commissioner of Education who  
10 shall be elected by vote of the qualified electors of the  
11 state pursuant to s. 5, Art. IV of the State Constitution.

12 (a) The Commissioner of Education shall appoint a  
13 Deputy Commissioner for Educational Programs who has such  
14 powers, duties, responsibilities, and functions as are  
15 necessary to ensure the greatest possible coordination,  
16 efficiency, and effectiveness of kindergarten through  
17 12th-grade education and vocational and continuing education  
18 programs, ~~including workforce development.~~

19 (5) POWERS AND DUTIES.--The State Board of Education  
20 and the Commissioner of Education:

21 (b) Shall assign to the Division of Workforce  
22 Development such powers, duties, responsibilities, and  
23 functions as are necessary to ensure the greatest possible  
24 coordination, efficiency, and effectiveness of federally  
25 funded workforce development education and kindergarten  
26 through 12th grade vocational education.

27 (c) Shall assign to the State Board of Community  
28 Colleges such powers, duties, responsibilities, and functions  
29 as are necessary to ensure the coordination, efficiency, and  
30 effectiveness of community colleges, including all adult  
31 workforce development programs, except those duties

1 specifically assigned to the Commissioner of Education in ss.  
2 229.512 and 229.551, and the duties concerning physical  
3 facilities in chapter 235, ~~and the duties assigned to the~~  
4 ~~Division of Workforce Development in chapter 239.~~

5 Section 3. Paragraph (a) of subsection (12) of section  
6 228.053, Florida Statutes, is amended to read:

7 228.053 Developmental research schools.--

8 (12) EXCEPTIONS TO LAW.--To encourage innovative  
9 practices and facilitate the mission of the developmental  
10 research schools, in addition to the exceptions to law  
11 specified in s. 229.592, the following exceptions shall be  
12 permitted for developmental research schools:

13 (a) The methods and requirements of the following  
14 statutes shall be held in abeyance: ss. 230.01; 230.02;  
15 230.03; 230.04; 230.05; 230.061; 230.10; 230.105; 230.11;  
16 230.12; 230.15; 230.16; 230.17; 230.173; 230.18; 230.19;  
17 230.201; 230.202; 230.21; 230.22; 230.2215; 230.2318; 230.232;  
18 230.24; 230.241; 230.26; 230.28; 230.30; 230.303; 230.31;  
19 230.32; 230.321; 230.33; 230.35; 230.39; ~~230.63; 230.64;~~  
20 ~~230.643;~~234.01; 234.021; 234.112; 236.25; 236.261; 236.29;  
21 236.31; 236.32; 236.35; 236.36; 236.37; 236.38; 236.39;  
22 236.40; 236.41; 236.42; 236.43; 236.44; 236.45; 236.46;  
23 236.47; 236.48; 236.49; 236.50; 236.51; 236.52; 236.55;  
24 236.56; 237.051; 237.071; 237.091; 237.201; 237.40; and  
25 316.75. With the exception of subsection (16) of s. 230.23, s.  
26 230.23 shall be held in abeyance. Reference to school boards  
27 in s. 230.23(16) shall mean the president of the university or  
28 the president's designee.

29 Section 4. Section 229.133, Florida Statutes, is  
30 renumbered as section 239.219, Florida Statutes, and amended  
31 to read:

1           239.219 ~~229.133~~ Career education programs to meet  
2 workforce shortages; rulemaking.--The State Board of Community  
3 Colleges Education shall adopt rules pursuant to which an area  
4 technical center or community college may conduct career  
5 education programs to meet statewide workforce shortage needs.

6           Section 5. Subsection (1) of section 229.551, Florida  
7 Statutes, is amended to read:

8           229.551 Educational management.--

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

19           (a) Coordination of department plans for meeting  
20 educational needs and for improving the quality of education  
21 provided by the state system of public education.‡

22           (b) Coordination of management information system  
23 development for all levels of education and for all divisions  
24 of the department, to include the development and utilization  
25 of cooperative education computing networks for the state  
26 system of public education.‡

27           (c) Development of database definitions and all other  
28 items necessary for full implementation of a comprehensive  
29 management information system as required by s. 229.555.‡

30           (d) Coordination of all planning functions for all  
31 levels and divisions within the department.‡

1           (e) Coordination of all cost accounting and cost  
2 reporting activities for all levels of education, including  
3 public schools, vocational programs, community colleges, and  
4 institutions in the State University System.†

5           (f) Development and coordination of a common course  
6 designation and numbering system for postsecondary education  
7 in ~~school districts~~, community colleges, participating  
8 nonpublic postsecondary education institutions, and the State  
9 University System which will improve program planning,  
10 increase communication among all postsecondary delivery  
11 systems, and facilitate the transfer of students. The system  
12 shall not encourage or require course content prescription or  
13 standardization or uniform course testing, and the continuing  
14 maintenance of the system shall be accomplished by appropriate  
15 faculty committees representing public and participating  
16 nonpublic institutions. The Articulation Coordinating  
17 Committee, whose membership represents public and nonpublic  
18 postsecondary institutions, shall:

19           1. Identify the highest demand degree programs within  
20 the State University System.

21           2. Conduct a study of courses offered by universities  
22 and accepted for credit toward a degree. The study shall  
23 identify courses designated as either general education or  
24 required as a prerequisite for a degree. The study shall also  
25 identify these courses as upper-division level or  
26 lower-division level.

27           3. Appoint faculty committees representing both  
28 community college and university faculties to recommend a  
29 single level for each course included in the common course  
30 numbering and designation system. Any course designated as an  
31 upper-division level course must be characterized by a need

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

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

31



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

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

24           1. Adopt guidelines for the participation of ~~public~~  
25 ~~school districts and~~ community colleges in offering courses  
26 that may be transferred to a certificate, ~~diploma,~~ or degree  
27 program. These guidelines shall establish standards  
28 addressing faculty qualifications, admissions, program  
29 curricula, participation in the common course designation and  
30 numbering system, and other issues identified by the State  
31 Board of Community Colleges ~~Task Force on Workforce~~

1 ~~Development and the Commissioner of Education.~~ Guidelines  
2 should also address the role of accreditation in the  
3 designation of courses as transferable credit. Such guidelines  
4 must not jeopardize the accreditation status of educational  
5 institutions and must be based on data related to the history  
6 of credit transfer among institutions in this state and  
7 others.

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

16         3. Appoint faculty committees representing both  
17 community college ~~and public school~~ faculties to recommend a  
18 standard program length and appropriate occupational  
19 completion points for each postsecondary vocational  
20 certificate program, ~~diploma,~~ and degree, ~~and~~

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

25         Section 6. Subsection (1) of section 229.592, Florida  
26 Statutes, is amended to read:

27         229.592 Implementation of state system of school  
28 improvement and education accountability.--

29         (1) DEVELOPMENT.--It is the intent of the Legislature  
30 that every public school in the state, including schools  
31 operating for the purpose of providing educational services to

1 youth in Department of Juvenile Justice programs, shall have a  
2 school improvement plan, as required by s. 230.23(16).  
3 ~~Vocational standards considered pursuant to s. 239.229 shall~~  
4 ~~be incorporated into the school improvement plan for each area~~  
5 ~~technical center operated by a school board, and area~~  
6 ~~technical centers shall prepare school report cards~~  
7 ~~incorporating such standards, pursuant to s. 230.23(16).~~In  
8 order to accomplish this, the Commissioner of Education and  
9 the school districts and schools shall carry out the duties  
10 assigned to them by s. 230.23(16).

11 Section 7. Section 230.63, Florida Statutes, is  
12 renumbered as section 239.215, Florida Statutes, and amended  
13 to read:

14 239.215 ~~230.63~~ When area technical centers may be  
15 organized.--

16 ~~(1) SCHOOL BOARD MAY ESTABLISH OR ACQUIRE AREA~~  
17 ~~TECHNICAL CENTERS.--Any community college school board, after~~  
18 ~~first obtaining the approval of the State Board of Community~~  
19 ~~Colleges, Department of Education may, as a part of the~~  
20 ~~district school system under the provisions of s. 228.061,~~  
21 organize, establish and operate an area technical center, or  
22 acquire and operate a vocational-technical school previously  
23 established.

24 ~~(2) SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY~~  
25 ~~ESTABLISH OR ACQUIRE AREA TECHNICAL CENTERS.--The school~~  
26 ~~boards of any two or more contiguous districts may, upon first~~  
27 ~~obtaining the approval of the department, enter into an~~  
28 ~~agreement to organize, establish and operate, or acquire and~~  
29 ~~operate, an area technical center under this section.~~

30  
31

1 Section 8. Section 230.64, Florida Statutes, is  
2 renumbered as section 239.216, Florida Statutes, and amended  
3 to read:

4 239.216 ~~230.64~~ Area technical center ~~part of district~~  
5 ~~school system~~; minimum standards.--

6 (1) ~~AREA TECHNICAL CENTER PART OF DISTRICT SCHOOL~~  
7 ~~SYSTEM~~ DIRECTED BY A DIRECTOR.--An area technical center  
8 established or acquired under provisions of law, ~~shall~~  
9 ~~comprise a part of the district school system of the state and~~  
10 shall be ~~mean~~ an educational institution offering terminal  
11 courses of a technical and vocational nature, and courses for  
12 out-of-school youth and adults, shall be subject to the  
13 general school laws of the state insofar as such laws are  
14 applicable, ~~shall be under the control of the school board of~~  
15 ~~the district in which it is located~~ and shall be directed by a  
16 director, who shall be responsible to the president of a  
17 community college, through the district board of trustees of  
18 the community college in whose service area ~~superintendent to~~  
19 ~~the school board of the district in which the center is~~  
20 located.

21 (2) ~~COMMISSIONER SHALL PRESCRIBE MINIMUM~~  
22 ~~STANDARDS.~~--The State Board of Community Colleges ~~commissioner~~  
23 shall prescribe minimum standards that must be met before an  
24 area technical center is organized, acquired, or operated, and  
25 that will assure that the purposes of the center are attained.

26 Section 9. Section 230.643, Florida Statutes, is  
27 renumbered as section 239.218, Florida Statutes, and amended  
28 to read:

29 239.218 ~~230.643~~ Academic transcript for area technical  
30 ~~vocational-technical~~ center student; requirement.--Each area  
31 technical ~~vocational-technical~~ center shall maintain an

1 academic transcript for each student enrolled in the center.  
2 Such transcript shall delineate each course completed by the  
3 student. Courses shall be delineated by the course prefix and  
4 title assigned pursuant to s. 229.551(1)(f). The center shall  
5 make a copy of a student's transcript available to any student  
6 who requests such copy.

7 Section 10. Subsection (2) of section 231.361, Florida  
8 Statutes, is amended to read:

9 231.361 Vocational teachers; status.--

10 (2) A holder of a certificate based on nonacademic  
11 preparation which entitled him or her to employment to teach  
12 classes in career ~~or adult~~ education shall not be assigned to  
13 teach in a regular academic field of the kindergarten through  
14 grade 12 school program.

15 Section 11. Subsection (2) of section 232.2466,  
16 Florida Statutes, is amended to read:

17 232.2466 College-ready diploma program.--

18 (2) A college-ready diploma entitles a student to  
19 admission without additional placement testing to a public  
20 postsecondary education program that terminates in a technical  
21 certificate, ~~an applied technology diploma,~~ an associate in  
22 applied science degree, an associate in science degree, or an  
23 associate in arts degree, if the student enters postsecondary  
24 education within 2 years after earning the college-ready  
25 diploma.

26 Section 12. Paragraph (b) of subsection (4) of section  
27 232.435, Florida Statutes, is amended to read:

28 232.435 Extracurricular athletic activities; athletic  
29 trainers.--

30 (4) The Department of Education shall have the  
31 following responsibilities:

1 (b) To singly, or collectively with school districts,  
2 develop and implement one or more inservice education programs  
3 in conjunction with teacher education centers, area technical  
4 ~~vocational-technical~~ centers, community colleges, or state  
5 universities that assist instructional personnel in the  
6 attainment of standards required for designation as a teacher  
7 athletic trainer. Such programs may be conducted at the  
8 district, regional, or state level.

9 Section 13. Paragraph (a) of subsection (3) of section  
10 235.435, Florida Statutes, is amended to read:

11 235.435 Funds for comprehensive educational plant  
12 needs; construction cost maximums for school district capital  
13 projects.--Allocations from the Public Education Capital  
14 Outlay and Debt Service Trust Fund to the various boards for  
15 capital outlay projects shall be determined as follows:

16 (3)(a) Each district school board shall receive an  
17 amount from the Public Education Capital Outlay and Debt  
18 Service Trust Fund to be calculated by computing the capital  
19 outlay full-time equivalent membership as determined by the  
20 department. Such membership must include, but is not limited  
21 to:

22 1. K-12 students, except hospital and homebound  
23 part-time students; and

24 2. Students who are workforce development education  
25 students, ~~and adult disabled students and who are enrolled in~~  
26 ~~school district technical centers~~. The capital outlay  
27 full-time equivalent membership shall be determined for  
28 kindergarten through the 12th grade ~~and for~~  
29 ~~vocational-technical centers~~ by averaging the unweighted  
30 full-time equivalent student membership for the second and  
31 third surveys and comparing the results on a school-by-school

1 basis with the Florida Inventory for School Houses. The  
2 capital outlay full-time equivalent membership by grade level  
3 organization shall be used in making the following  
4 calculations: The capital outlay full-time equivalent  
5 membership by grade level organization for the 1981-1982  
6 fiscal year shall be computed as the base year. The capital  
7 outlay full-time equivalent membership by grade level  
8 organization for the 1984-1985 fiscal year shall be computed  
9 with the positive increase over the base year constituting  
10 growth. From the total amount appropriated by the Legislature  
11 pursuant to this subsection, 40 percent shall be allocated  
12 among the base capital outlay full-time equivalent membership  
13 and 60 percent among the growth capital outlay full-time  
14 equivalent membership. The allocation within each of these  
15 groups shall be prorated to the districts based upon each  
16 district's percentage of base and growth capital outlay  
17 full-time membership. The most recent 4-year capital outlay  
18 full-time equivalent membership data shall be used in each  
19 subsequent year's calculation for the allocation of funds  
20 pursuant to this subsection. If the growth capital outlay  
21 full-time equivalent membership for a district declines in any  
22 year used in their calculation after the initial allocation  
23 pursuant to this subsection, no allocation for growth capital  
24 outlay full-time equivalent membership shall be made for any  
25 subsequent year until the number of capital outlay full-time  
26 equivalent membership has exceeded the number for which an  
27 allocation has already been made. If a change, correction, or  
28 recomputation of data during any year results in a reduction  
29 or increase of the calculated amount previously allocated to a  
30 district, the allocation to that district shall be adjusted  
31 correspondingly. If such recomputation results in an increase

1 or decrease of the calculated amount, such additional or  
2 reduced amounts shall be added to or reduced from the  
3 district's future appropriations. However, no change,  
4 correction, or recomputation of data shall be made subsequent  
5 to 2 years following the initial annual allocation.

6 Section 14. Subsection (1) of section 239.101, Florida  
7 Statutes, is amended to read:

8 239.101 Legislative intent.--

9 (1) The Legislature recognizes that education is a  
10 function of both knowledge and the application of knowledge.  
11 In this context, career education assumes a paramount role.  
12 The Legislature finds that career and academic education are  
13 complementary, rather than exclusive. Students are better  
14 served by a curriculum that incorporates both forms of  
15 education than one that is vested in either area exclusively.  
16 The Legislature intends that public secondary schools focus  
17 their resources toward, and be primarily responsible for, the  
18 provision of K-12 education. The Legislature further intends  
19 that community colleges serve as the only public postsecondary  
20 education providers of adult workforce development education.

21 Section 15. Subsections (8) through (29) of section  
22 239.105, Florida Statutes, are amended to read:

23 239.105 Definitions.--As used in this chapter, the  
24 term:

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



1 ~~college credit awarded to a student upon articulation to a~~  
2 ~~community college. Statewide articulation among public schools~~  
3 ~~and community colleges is guaranteed by s. 240.115, and is~~  
4 ~~subject to guidelines and standards adopted by the~~  
5 ~~articulation coordinating committee pursuant to s.~~  
6 ~~229.551(1)(g).~~

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

12       (9)~~(10)~~ "Beginning literacy" means the demonstration  
13 of academic competence from 0 through 1.9 educational grade  
14 levels as measured by means approved for this purpose by the  
15 State Board of Education.

16       (10)~~(11)~~ "College-preparatory instruction" means  
17 courses through which a high school graduate who applies for  
18 an associate in arts degree program or an associate in science  
19 degree program may attain the communication and computation  
20 skills necessary to enroll in college credit instruction.

21       (11)~~(12)~~ "Commissioner" means the Commissioner of  
22 Education.

23       (12)~~(13)~~ "Community education" means the use of a  
24 school or other public facility as a community center operated  
25 in conjunction with other public, private, and governmental  
26 organizations for the purpose of providing educational,  
27 recreational, social, cultural, health, and community services  
28 for persons in the community in accordance with the needs,  
29 interests, and concerns of that community, including lifelong  
30 learning.

31

1           ~~(13)(14)~~ "Continuing workforce education" means  
2 instruction that does not result in a vocational certificate,  
3 diploma, associate in applied science degree, or associate in  
4 science degree. Continuing workforce education is for:

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

8           (b) New or expanding businesses as described in  
9 chapter 288;

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

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

17           ~~(14)(15)~~ "Degree vocational education program" means a  
18 course of study that leads to an associate in applied science  
19 degree or an associate in science degree. A degree vocational  
20 education program may contain within it one or more  
21 occupational completion points and may lead to certificates or  
22 diplomas within the course of study. Community colleges are  
23 the only public postsecondary education institutions  
24 authorized to offer these degrees.The term is interchangeable  
25 with the term "degree career education program."

26           ~~(15)(16)~~ "Department" means the Department of  
27 Education.

28           ~~(16)(17)~~ "Family literacy" means a program for adults  
29 with a literacy component for parents and children or other  
30 intergenerational literacy components.

31

1           (17)~~(18)~~ "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           (18)~~(19)~~ "General Educational Development (GED) test  
7 preparation" means courses of instruction designed to prepare  
8 adults for success on the five GED subject area tests leading  
9 to qualification for a State of Florida high school diploma.

10           (19)~~(20)~~ "Lifelong learning" means a noncredit course  
11 or activity offered by a ~~school district or~~ community college  
12 which seeks to address community social and economic issues  
13 related to health and human relations, government, parenting,  
14 consumer economics, and senior citizens. The course or  
15 activity must have specific expected outcomes that relate to  
16 one or more of these areas.

17           (20)~~(21)~~ "Local educational agency" means a community  
18 college or school district.

19           (21)~~(22)~~ "Local sponsor" means a ~~school board,~~  
20 community college board of trustees, public library, other  
21 public entity, or private nonprofit entity, or any combination  
22 of these entities, that provides adult literacy instruction.

23           (22)~~(23)~~ "Vocational certificate program" means a  
24 course of study that leads to at least one occupational  
25 completion point. The program may also confer credit that may  
26 articulate with a ~~diploma or~~ degree career education program,  
27 if authorized by rules of the State Board of Community  
28 Colleges Department of Education. Any credit instruction  
29 designed to articulate to a vocational education or  
30 baccalaureate degree program is subject to guidelines and  
31 standards adopted by the Articulation Coordinating Committee

1 pursuant to s. 229.551(1)(g). The term is interchangeable with  
2 the term "certificate career education program."

3 (23)~~(24)~~ "Occupational completion point" means the  
4 vocational competencies that qualify a person to enter an  
5 occupation that is linked to a vocational program.

6 (24)~~(25)~~ "Vocational education planning region" means  
7 the geographic area in which career or adult education is  
8 provided. Each vocational region is contiguous with one of  
9 the 28 community college service areas. The term may be used  
10 interchangeably with the term "career education planning  
11 region."

12 (25)~~(26)~~ "Vocational-preparatory instruction" means  
13 adult general education through which persons attain academic  
14 and workforce readiness skills at the level of functional  
15 literacy (grade levels 6.0-8.9) or higher so that such persons  
16 may pursue certificate career education or higher-level career  
17 education.

18 (26)~~(27)~~ "Vocational program" means a group of  
19 identified competencies leading to occupations identified by a  
20 Classification of Instructional Programs number.

21 (27)~~(28)~~ "Workforce development education" means adult  
22 general education or vocational education and may consist of a  
23 continuing workforce education course or a program of study  
24 leading to an occupational completion point, a vocational  
25 certificate, ~~an applied technology diploma,~~ or a vocational  
26 education degree.

27 (28)~~(29)~~ "Workforce literacy" means the basic skills  
28 necessary to perform in entry-level occupations or the skills  
29 necessary to adapt to technological advances in the workplace.

30 Section 16. Section 239.113, Florida Statutes, is  
31 amended to read:

1           239.113 Registration of adult students.--Each ~~school~~  
2 ~~district and~~ community college shall maintain sufficient  
3 information for each student enrolled in workforce development  
4 education or lifelong learning courses to allow local and  
5 state administrators to locate such student upon the  
6 termination of instruction and to determine the  
7 appropriateness of student placement in specific instructional  
8 programs. The State Board of Community Colleges ~~for Career~~  
9 ~~Education~~ shall adopt, in rule, specific information that must  
10 be maintained and acceptable means of maintaining that  
11 information.

12           Section 17. Section 239.115, Florida Statutes, is  
13 amended to read:

14           239.115 Funds for operation of adult general education  
15 and adult vocational education programs.--

16           (1) As used in this section, the terms "workforce  
17 development education" and "workforce development program"  
18 include:

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

23           (b) Vocational certificate programs, including courses  
24 that lead to an occupational completion point within a program  
25 that terminates in either a certificate, ~~a diploma~~ or a  
26 vocational education degree.

27           ~~(c) Applied technology diploma programs.~~

28           (c)~~(d)~~ Continuing workforce education courses.

29           (d)~~(e)~~ Degree vocational education programs.

30           (e)~~(f)~~ Apprenticeship and preapprenticeship programs

31 as defined in s. 446.021.

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 applied~~  
7 ~~technology diploma, that portion of the program may be~~  
8 ~~conducted by a school district technical center. Any~~  
9 instruction designed to articulate to a vocational education  
10 or baccalaureate degree program is subject to guidelines and  
11 standards adopted by the Articulation Coordinating Committee  
12 pursuant to s. 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 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 adult  
18 ~~workforce development programs, whether the programs are~~  
19 ~~offered by a school district or a community college.~~ Funding  
20 for all adult workforce development education programs must be  
21 from the Workforce Development Education Fund and must be  
22 based on cost categories, performance output measures, and  
23 performance outcome measures. This subsection takes effect  
24 July 1, 2000 ~~1999~~.

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 of study to a cost category must include at least both  
29 direct and indirect instructional costs, consumable supplies,  
30 equipment, and standard program length.

31

1 (b)1. The performance output measure for vocational  
2 education programs of study is student completion of a  
3 vocational program of study that leads to an occupational  
4 completion point associated with a certificate; an  
5 apprenticeship program; or a program that leads to ~~an applied~~  
6 ~~technology diploma~~ or an associate in science or associate in  
7 applied science degree. Performance output measures for  
8 registered apprenticeship programs shall be based on program  
9 lengths that coincide with lengths established pursuant to the  
10 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 a program of study.  
21 These measures include placement or retention in employment  
22 that is related to the program of study; placement into or  
23 retention in employment in an occupation on the Occupational  
24 Forecasting Conference list of high-wage, high-skill  
25 occupations with sufficient openings; and placement and  
26 retention of WAGES clients or former WAGES clients in  
27 employment. Continuing postsecondary education at a level that  
28 will further enhance employment is a performance outcome for  
29 adult general education programs. Placement and retention must  
30 be reported pursuant to ss. 229.8075 and 239.233.

31

1           (5) Effective July 1, 2000 ~~1999~~, for community  
2 colleges ~~school districts~~ providing adult basic education for  
3 the elderly to at least 10,000 students during fiscal year  
4 1996-1997, and to at least 10,000 students during subsequent  
5 fiscal years, funds for these adult basic education courses  
6 for the elderly may be provided in a separate categorical  
7 subject to provisions defined in the General Appropriations  
8 Act. Unless exempt pursuant to s. 239.117, fees for these  
9 courses shall be set at no less than 10 percent of the average  
10 cost of instruction.

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

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

18           (b) For all other workforce development education  
19 funded through the Workforce Development Education Fund, state  
20 funding shall equal no less than 75 percent of the average  
21 cost of instruction with the remaining percentage ~~25 percent~~  
22 made up from student fees. Fees for courses within a program  
23 shall not vary according to the cost of the individual  
24 program, but instead shall be based on a uniform fee  
25 calculated and set at the state level, as adopted by the State  
26 Board of Community Colleges ~~Education~~, unless otherwise  
27 specified in the General Appropriations Act.

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

31



1           (7) Beginning in fiscal year 2000-2001 ~~1999-2000~~, a  
2 ~~school district or a~~ community college that provides workforce  
3 development education funded through the Workforce Development  
4 Education Fund shall receive funds in accordance with  
5 distributions for base and performance funding established by  
6 the Legislature in the General Appropriations Act, pursuant to  
7 the following conditions:

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

14           (b) Performance funding shall be at least 15 percent  
15 of the current fiscal year total Workforce Development  
16 Education Fund allocation, which shall be distributed by the  
17 Legislature in the General Appropriations Act based on the  
18 previous fiscal year's achievement of output and outcomes in  
19 accordance with formulas adopted pursuant to subsection (9).  
20 Performance funding must incorporate payments for at least  
21 three levels of placements that reflect wages and workforce  
22 demand. Payments for completions must not exceed 60 percent of  
23 the payments for placement. For fiscal year 2000-2001  
24 ~~1999-2000, school districts and~~ community colleges shall be  
25 awarded funds pursuant to this paragraph based on performance  
26 output data generated for fiscal year 1998-1999 and  
27 performance outcome data available in fiscal year 1997-1998  
28 ~~that year.~~

29           (c) If a community college ~~local educational agency~~  
30 achieves a level of performance sufficient to generate a full  
31 allocation as authorized by the workforce development funding

1 formula, the community college ~~agency~~ may earn performance  
2 incentive funds as appropriated for that purpose in a General  
3 Appropriations Act. If performance incentive funds are funded  
4 and awarded, these funds must be added to the community  
5 college's ~~local educational agency's~~ prior year total  
6 allocation from the Workforce Development Education Fund and  
7 shall be used to calculate the following year's base funding.

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

20 (9) The ~~Department of Education,~~ the State Board of  
21 Community Colleges, in consultation with ~~and~~ the Jobs and  
22 Education Partnership and the Department of Education, shall  
23 provide the Legislature with recommended formulas, criteria,  
24 timeframes, and mechanisms for distributing performance funds.  
25 Such recommendations may provide performance exemptions for  
26 new workforce development education programs and workforce  
27 development education programs transferred from school  
28 districts to community colleges, as defined in s. 239.105, for  
29 a period not to exceed 2 years from the implementation of the  
30 new program. ~~The commissioner shall consolidate the~~  
31 ~~recommendations and develop a consensus proposal for funding.~~

1 The Legislature shall adopt a formula and distribute the  
2 performance funds to the Division of Community Colleges ~~and~~  
3 ~~the Division of Workforce Development~~ through the General  
4 Appropriations Act. These recommendations shall be based on  
5 formulas that would discourage low-performing or low-demand  
6 programs and encourage through performance-funding awards:  
7       (a) Programs that prepare people to enter high-wage  
8 occupations identified by the Occupational Forecasting  
9 Conference created by s. 216.136 and other programs as  
10 approved by the Jobs and Education Partnership. At a minimum,  
11 performance incentives shall be calculated for adults who  
12 reach completion points or complete programs that lead to  
13 specified high-wage employment and to their placement in that  
14 employment.  
15       (b) Programs that successfully prepare adults who are  
16 eligible for public assistance, economically disadvantaged,  
17 disabled, not proficient in English, or dislocated workers for  
18 high-wage occupations. At a minimum, performance incentives  
19 shall be calculated at an enhanced value for the completion of  
20 adults identified in this paragraph and job placement of such  
21 adults upon completion. In addition, adjustments may be made  
22 in payments for job placements for areas of high unemployment.  
23       (c) Programs identified by the Jobs and Education  
24 Partnership as increasing the effectiveness and cost  
25 efficiency of education.  
26       (d) Upon the joint recommendation of local elected  
27 officials, a regional workforce development board, and a  
28 community college, the Jobs and Education Partnership may  
29 expand the occupations that are included in the performance  
30 funding program. Occupations so identified must meet needs  
31 created by local emergencies or plant closings.

1           (e) The Jobs and Education Partnership may add  
2 occupations recommended by the Quick-Response Advisory  
3 Committee as emerging occupations according to s. 288.047 to  
4 the list of recommendations produced by the Occupational  
5 Forecasting Conference.

6           (10) A high school student dually enrolled under s.  
7 240.116 in a workforce development program funded through the  
8 Workforce Development Education Fund and operated by a  
9 community college ~~or school district technical center~~  
10 generates the amount calculated by the Workforce Development  
11 Education Fund, including any payment of performance funding,  
12 and the proportional share of full-time equivalent enrollment  
13 generated through the Florida Education Finance Program for  
14 the student's enrollment in a high school. If a high school  
15 student is dually enrolled in a community college program,  
16 including a program conducted at a high school, the community  
17 college earns the funds generated through the Workforce  
18 Development Education Fund and the school district earns the  
19 proportional share of full-time equivalent funding from the  
20 Florida Education Finance Program. ~~If a student is dually~~  
21 ~~enrolled in a technical center operated by the same district~~  
22 ~~as the district in which the student attends high school, that~~  
23 ~~district earns the funds generated through the Workforce~~  
24 ~~Development Education Fund and also earns the proportional~~  
25 ~~share of full-time equivalent funding from the Florida~~  
26 ~~Education Finance Program. If a student is dually enrolled in~~  
27 ~~a workforce development program provided by a technical center~~  
28 ~~operated by a different school district, the funds must be~~  
29 ~~divided between the two school districts proportionally from~~  
30 ~~the two funding sources.~~ A student may not be reported for  
31 funding in a dual enrollment workforce development program

1 unless the student has completed the basic skills assessment  
2 pursuant to s. 239.213.

3 (11) The State Board of Community Colleges ~~Department~~  
4 ~~of Education~~ may adopt rules to administer this section.

5 (12) The Auditor General shall annually audit the  
6 Workforce Development Education Fund. The Office of Program  
7 Policy Analysis and Government Accountability shall review the  
8 workforce development program and provide a report to the  
9 Legislature by December 31, 2000, and thereafter at the  
10 direction of the Joint Legislative Auditing Committee. Such  
11 audits and reviews shall be based on source data at the  
12 community colleges and school districts, until such time as  
13 all workforce development programs are offered only by  
14 community colleges, when such audits and reviews shall be  
15 based on source data at the community colleges only.

16 Section 18. Section 239.117, Florida Statutes, is  
17 amended to read:

18 239.117 Workforce development postsecondary student  
19 fees.--

20 (1) This section applies to students enrolled in  
21 workforce development programs who are reported for funding  
22 through the Workforce Development Education Fund, except that  
23 college credit fees for the community colleges are governed by  
24 s. 240.35.

25 (2) All students shall be charged fees in accordance  
26 with a fee schedule adopted by the State Board of Community  
27 Colleges except students who are exempt from fees or students  
28 whose fees are waived.

29 (3) The following students are exempt from any  
30 requirement for the payment of registration, matriculation,  
31

1 and laboratory fees for adult basic, adult secondary, or  
2 vocational-preparatory instruction:

3 (a) A student who does not have a high school diploma  
4 or its equivalent.

5 (b) A student who has a high school diploma or its  
6 equivalent and who has academic skills at or below the eighth  
7 grade level pursuant to state board rule. A student is  
8 eligible for this exemption from fees if the student's skills  
9 are at or below the eighth grade level as measured by a test  
10 administered in the English language and approved by the  
11 Department of Education, even if the student has skills above  
12 that level when tested in the student's native language.

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

15 (a) A student enrolled in a dual enrollment or early  
16 admission program pursuant to s. 239.241.

17 (b) A student enrolled in an approved apprenticeship  
18 program, as defined in s. 446.021.

19 (c) A student for whom the state is paying a foster  
20 care board payment pursuant to s. 409.145(3) or pursuant to  
21 parts II and III of chapter 39, for whom the permanency  
22 planning goal pursuant to part III of chapter 39 is long-term  
23 foster care or independent living, or who is adopted from the  
24 Department of Children and Family Services after May 5, 1997.  
25 Such exemption includes fees associated with enrollment in  
26 vocational-preparatory instruction and completion of the  
27 college-level communication and computation skills testing  
28 program. Such exemption shall be available to any student  
29 adopted from the Department of Children and Family Services  
30 after May 5, 1997; however, the exemption shall be valid for  
31

1 no more than 4 years after the date of graduation from high  
2 school.

3 (d) A student enrolled in an employment and training  
4 program under the WAGES Program. The local WAGES coalition  
5 shall pay the community college ~~or school district~~ for costs  
6 incurred for WAGES clients.

7 (e) A student who lacks a fixed, regular, and adequate  
8 nighttime residence or whose primary nighttime residence is a  
9 public or private shelter designed to provide temporary  
10 residence for individuals intended to be institutionalized, or  
11 a public or private place not designed for, or ordinarily used  
12 as, a regular sleeping accommodation for human beings.

13 (f) A student who is a proprietor, owner, or worker of  
14 a company whose business has been at least 50 percent  
15 negatively financially impacted by the buy-out of property  
16 around Lake Apopka by the State of Florida. Such a student may  
17 receive a fee exemption only if the student has not received  
18 compensation because of the buy-out, the student is designated  
19 a Florida resident for tuition purposes, pursuant to s.  
20 240.1201, and the student has applied for and been denied  
21 financial aid, pursuant to s. 240.404, which would have  
22 provided, at a minimum, payment of all student fees. The  
23 student is responsible for providing evidence to the  
24 postsecondary education institution verifying that the  
25 conditions of this paragraph have been met, including support  
26 documentation provided by the Department of Revenue. The  
27 student must be currently enrolled in, or begin coursework  
28 within, a program area by fall semester 2000. The exemption  
29 is valid for a period of 4 years from the date that the  
30 postsecondary education institution confirms that the  
31 conditions of this paragraph have been met.

1           (5) ~~School districts and~~ Community colleges may waive  
2 fees for any fee-nonexempt student. A community college may  
3 wave fees up to an amount equal to 8 percent of the community  
4 college's total workforce development enrollment hours.The  
5 total value of fee waivers granted by the ~~school district or~~  
6 community college may not exceed the amount established  
7 annually in the General Appropriations Act. Any student whose  
8 fees are waived in excess of the authorized amount may not be  
9 reported for state funding purposes. Any ~~school district or~~  
10 community college that waives fees and requests state funding  
11 for a student in violation of the provisions of this section  
12 shall be penalized at a rate equal to 2 times the value of the  
13 full-time student enrollment reported.

14           (6)(a) The State Board of Community Colleges  
15 ~~Commissioner of Education~~ shall provide to the Legislature  
16 ~~State Board of Education~~ no later than December 31 of each  
17 year a schedule of fees for workforce development education,  
18 excluding continuing workforce education, for ~~school districts~~  
19 ~~and~~ community colleges. The fee schedule shall be based on the  
20 amount of student fees necessary to produce no more than 25  
21 percent of the prior year's average cost of a course of study  
22 leading to a certificate ~~or diploma~~. The schedule so  
23 calculated shall be implemented, unless otherwise specified in  
24 the General Appropriations Act.~~At the discretion of a school~~  
25 ~~board or a community college, this fee schedule may be~~  
26 ~~implemented over a 3-year period, with full implementation in~~  
27 ~~the 1999-2000 school year. In years preceding that year, if~~  
28 ~~fee increases are necessary for some programs or courses, the~~  
29 ~~fees shall be raised in increments designed to lessen their~~  
30 ~~impact upon students already enrolled.~~Fees for students who  
31 are not residents for tuition purposes must offset the full



1 cost of instruction. Fee-nonexempt students enrolled in  
2 vocational-preparatory instruction shall be charged fees equal  
3 to the fees charged for certificate career education  
4 instruction. Each community college that conducts  
5 college-preparatory and vocational-preparatory instruction in  
6 the same class section may charge a single fee for both types  
7 of instruction.

8 (b) Fees for continuing workforce education shall be  
9 locally determined by the ~~school board or~~ community college.  
10 However, at least 50 percent of the expenditures for the  
11 continuing workforce education program provided by the  
12 community college ~~or school district~~ must be derived from  
13 fees.

14 ~~(c) The State Board of Education shall adopt a fee~~  
15 ~~schedule for school districts that produces the fee revenues~~  
16 ~~calculated pursuant to paragraph (a). The schedule so~~  
17 ~~calculated shall take effect, unless otherwise specified in~~  
18 ~~the General Appropriations Act.~~

19 ~~(d) The State Board of Education shall adopt, by rule,~~  
20 ~~the definitions and procedures that school boards shall use in~~  
21 ~~the calculation of cost borne by students.~~

22 ~~(7) Each year the State Board of Community Colleges~~  
23 ~~shall review and evaluate the percentage of the cost of adult~~  
24 ~~programs and certificate career education programs supported~~  
25 ~~through student fees. For students who are residents for~~  
26 ~~tuition purposes, the schedule so adopted must produce~~  
27 ~~revenues equal to 25 percent of the prior year's average~~  
28 ~~program cost for college-preparatory and certificate-level~~  
29 ~~workforce development programs. Fees for continuing workforce~~  
30 ~~education shall be locally determined by the school board or~~  
31 ~~community college. However, at least 50 percent of the~~

1 ~~expenditures for the continuing workforce education program~~  
2 ~~provided by the community college or school district must be~~  
3 ~~derived from fees. Fees for students who are not residents for~~  
4 ~~tuition purposes must offset the full cost of instruction.~~

5 (7)~~(8)~~ Each ~~school board and~~ community college board  
6 of trustees may establish a separate fee for financial aid  
7 purposes in an additional amount of up to 10 percent of the  
8 student fees collected for workforce development programs  
9 funded through the Workforce Development Education Fund. All  
10 fees collected shall be deposited into a separate workforce  
11 development student financial aid fee trust fund of the  
12 ~~district or~~ community college to support students enrolled in  
13 workforce development programs. Any undisbursed balance  
14 remaining in the trust fund and interest income accruing to  
15 investments from the trust fund shall increase the total funds  
16 available for distribution to workforce development education  
17 students. Awards shall be based on student financial need and  
18 distributed in accordance with a nationally recognized system  
19 of need analysis approved by the State Board of Community  
20 Colleges for Career Education. Fees collected pursuant to this  
21 subsection shall be allocated in an expeditious manner.

22 (8)~~(9)~~ The State Board of Education and the State  
23 Board of Community Colleges shall adopt rules to allow the  
24 deferral of registration and tuition fees for students  
25 receiving financial aid from a federal or state assistance  
26 program when such aid is delayed in being transmitted to the  
27 student through circumstances beyond the control of the  
28 student. The failure to make timely application for such aid  
29 is an insufficient reason to receive a deferral of fees. The  
30 rules must provide for the enforcement and collection or other  
31 settlement of delinquent accounts.

1           (9)~~(10)~~ Any veteran or other eligible student who  
2 receives benefits under chapter 30, chapter 31, chapter 32,  
3 chapter 34, or chapter 35 of Title 38, U.S.C., or chapter 106  
4 of Title 10, U.S.C., is entitled to one deferment each  
5 academic year and an additional deferment each time there is a  
6 delay in the receipt of benefits.

7           (10)~~(11)~~ Each ~~school district~~ and community college  
8 shall be responsible for collecting all deferred fees. If a  
9 ~~school district~~ or community college has not collected a  
10 deferred fee, the student may not earn state funding for any  
11 course for which the student subsequently registers until the  
12 fee has been paid.

13           (11)~~(12)~~ Any ~~school district~~ or community college that  
14 reports students who have not paid fees in an approved manner  
15 in calculations of full-time equivalent enrollments for state  
16 funding purposes shall be penalized at a rate equal to 2 times  
17 the value of such enrollments. Such penalty shall be charged  
18 against the following year's allocation from the Florida  
19 Workforce Development Education Fund ~~or the Community College~~  
20 ~~Program Fund~~ and shall revert to the General Revenue Fund.  
21 The State Board of Education shall specify, in rule, approved  
22 methods of student fee payment. Such methods must include,  
23 but need not be limited to, student fee payment; payment  
24 through federal, state, or institutional financial aid; and  
25 employer fee payments.

26           (12)~~(13)~~ Each ~~school district~~ and community college  
27 shall report only those students who have actually enrolled in  
28 instruction provided or supervised by instructional personnel  
29 under contract with the ~~district~~ or community college in  
30 calculations of actual full-time enrollments for state funding  
31 purposes. A student who has been exempted from taking a

1 course or who has been granted academic or vocational credit  
2 through means other than actual coursework completed at the  
3 granting institution may not be calculated for enrollment in  
4 the course from which the student has been exempted or for  
5 which the student has been granted credit. ~~School districts~~  
6 ~~and~~ Community colleges that report enrollments in violation of  
7 this subsection shall be penalized at a rate equal to 2 times  
8 the value of such enrollments. Such penalty shall be charged  
9 against the following year's allocation from the Workforce  
10 Development Education Fund and shall revert to the General  
11 Revenue Fund.

12 (13)~~(14)~~ ~~School boards and~~ Community college boards of  
13 trustees may establish scholarship funds using donations. If  
14 such funds are established, ~~school boards and~~ community  
15 college boards of trustees shall adopt rules that provide for  
16 the criteria and methods for awarding scholarships from the  
17 fund.

18 (14)~~(15)~~ Each ~~school board and~~ community college board  
19 of trustees may establish a separate fee for capital  
20 improvements, technology enhancements, or equipping buildings  
21 which may not exceed 5 percent of the matriculation fee for  
22 resident students or 5 percent of the matriculation and  
23 tuition fee for nonresident students. Funds collected by  
24 community colleges through these fees may be bonded only for  
25 the purpose of financing or refinancing new construction and  
26 equipment, renovation, or remodeling of educational  
27 facilities. The fee shall be collected as a component part of  
28 the registration and tuition fees, paid into a separate  
29 account, and expended only to construct and equip, maintain,  
30 improve, or enhance the certificate career education or adult  
31 education facilities of the ~~school district or~~ community

1 college. Projects funded through the use of the capital  
2 improvement fee must meet the survey and construction  
3 requirements of chapter 235. Pursuant to s. 216.0158, each  
4 ~~school board and~~ community college board of trustees shall  
5 identify each project, including maintenance projects,  
6 proposed to be funded in whole or in part by such fee. Capital  
7 improvement fee revenues may be pledged by a board of trustees  
8 as a dedicated revenue source to the repayment of debt,  
9 including lease-purchase agreements and revenue bonds, with a  
10 term not to exceed 20 years, and not to exceed the useful life  
11 of the asset being financed, only for the new construction and  
12 equipment, renovation, or remodeling of educational  
13 facilities. Community colleges may use the services of the  
14 Division of Bond Finance of the State Board of Administration  
15 to issue any bonds authorized through the provisions of this  
16 subsection. Any such bonds issued by the Division of Bond  
17 Finance shall be in compliance with the provisions of the  
18 State Bond Act. Bonds issued pursuant to the State Bond Act  
19 shall be validated in the manner provided by chapter 75. The  
20 complaint for such validation shall be filed in the circuit  
21 court of the county where the seat of state government is  
22 situated, the notice required to be published by s. 75.06  
23 shall be published only in the county where the complaint is  
24 filed, and the complaint and order of the circuit court shall  
25 be served only on the state attorney of the circuit in which  
26 the action is pending. A maximum of 15 cents per credit hour  
27 may be allocated from the capital improvement fee for child  
28 care centers conducted by the ~~school board or~~ community  
29 college board of trustees.

30 (15)~~(16)~~ Community colleges ~~and district school boards~~  
31 are not authorized to charge students enrolled in workforce

1 development programs any fee that is not specifically  
2 authorized by statute. In addition to matriculation, tuition,  
3 financial aid, capital improvement, and technology fees, as  
4 authorized in this section, community colleges ~~and district~~  
5 ~~school boards~~ are authorized to establish fee schedules for  
6 the following user fees and fines: laboratory fees; parking  
7 fees and fines; library fees and fines; fees and fines  
8 relating to facilities and equipment use or damage; access or  
9 identification card fees; duplicating, photocopying, binding,  
10 or microfilming fees; standardized testing fees; diploma  
11 replacement fees; transcript fees; application fees;  
12 graduation fees; and late fees related to registration and  
13 payment. Such user fees and fines shall not exceed the cost of  
14 the services provided and shall only be charged to persons  
15 receiving the service. Parking fee revenues may be pledged by  
16 a community college board of trustees as a dedicated revenue  
17 source for the repayment of debt, including lease-purchase  
18 agreements and revenue bonds with terms not exceeding 20 years  
19 and not exceeding the useful life of the asset being financed.  
20 Community colleges shall use the services of the Division of  
21 Bond Finance of the State Board of Administration to issue any  
22 revenue bonds authorized by the provisions of this subsection.  
23 Any such bonds issued by the Division of Bond Finance shall be  
24 in compliance with the provisions of the State Bond Act. Bonds  
25 issued pursuant to the State Bond Act shall be validated in  
26 the manner established in chapter 75. The complaint for such  
27 validation shall be filed in the circuit court of the county  
28 where the seat of state government is situated, the notice  
29 required to be published by s. 75.06 shall be published only  
30 in the county where the complaint is filed, and the complaint  
31

1 and order of the circuit court shall be served only on the  
2 state attorney of the circuit in which the action is pending.

3 (16)~~(17)~~ Each ~~district school board and~~ community  
4 college district board of trustees is authorized to establish  
5 specific fees for workforce development instruction not  
6 reported for state funding purposes or for workforce  
7 development instruction not reported as state funded full-time  
8 equivalent students. ~~District school boards and~~ District  
9 boards of trustees are not required to charge any other fee  
10 specified in this section for this type of instruction.

11 (17)~~(18)~~ Each ~~district school board and~~ community  
12 college district board of trustees is authorized to establish  
13 a separate fee for technology, not to exceed \$1.80 per credit  
14 hour or credit-hour equivalent for resident students and not  
15 more than \$5.40 per credit hour or credit-hour equivalent for  
16 nonresident students, or the equivalent, to be expended in  
17 accordance with technology improvement plans. ~~The technology~~  
18 ~~fee may apply only to associate degree programs and courses.~~  
19 Fifty percent of technology fee revenues may be pledged by a  
20 community college board of trustees as a dedicated revenue  
21 source for the repayment of debt, including lease-purchase  
22 agreements, not to exceed the useful life of the asset being  
23 financed. Revenues generated from the technology fee may not  
24 be bonded.

25 Section 19. Section 239.125, Florida Statutes, is  
26 amended to read:

27 239.125 Computer-assisted student advising.--In  
28 conjunction with s. 240.2099, each public secondary school  
29 shall provide computer-assisted student advising through which  
30 students obtain information related to career descriptions and  
31 corresponding educational requirements; institutional

1 admission requirements for state universities and, community  
2 colleges, ~~and area technical centers~~; and available sources of  
3 student financial aid. Such advising must also enable  
4 students to examine their interests and aptitudes for the  
5 purpose of curricular and career planning.

6 Section 20. Section 239.205, Florida Statutes, is  
7 amended to read:

8 239.205 State Board of Community Colleges ~~Education~~  
9 rules regarding career education programs; common definitions;  
10 criteria for determining program level.--

11 (1) The State Board of Community Colleges ~~Education~~  
12 shall adopt, by rule, common definitions for associate in  
13 science degrees and for certificates.

14 (2) The State Board of Community Colleges ~~Education~~  
15 shall develop guidelines to determine the criteria by which  
16 the level of degree or certificate is assigned to a vocational  
17 program. The guidelines must ensure that assignments are made  
18 at the lowest level possible commensurate with sound  
19 professional practice; however, the guidelines must also  
20 ensure that assignments are updated for programs that increase  
21 in technical complexity or general education requirements  
22 beyond the parameters of a certificate program. Institutions  
23 may continue to offer existing programs that are assigned to a  
24 lower level; however, such programs shall be funded at the  
25 assigned level. The State Board of Community Colleges  
26 ~~Education~~ shall adopt rules regarding reporting requirements  
27 for vocational programs.

28 Section 21. Subsections (1) and (2) of section  
29 239.213, Florida Statutes, are amended to read:

30 239.213 Vocational-preparatory instruction.--  
31



1           (1) The State Board of Community Colleges ~~for Career~~  
2 ~~Education~~ shall adopt, by rule, standards of basic skill  
3 mastery for certificate career education programs. Each ~~school~~  
4 ~~district and~~ community college that conducts certificate  
5 career education programs shall provide vocational-preparatory  
6 instruction through which students receive the basic skills  
7 instruction required pursuant to this section.

8           (2) Students who enroll in a certificate career  
9 education program of 450 hours or more shall complete an  
10 entry-level examination within the first 6 weeks of admission  
11 into the program. The State Board of Community Colleges shall  
12 designate examinations that are currently in existence, the  
13 results of which are comparable across institutions, to assess  
14 student mastery of basic skills. Any student deemed to lack a  
15 minimal level of basic skills for such program shall be  
16 referred to vocational-preparatory instruction or adult basic  
17 education for a structured program of basic skills  
18 instruction. Such instruction may include English for speakers  
19 of other languages. A student may not receive a certificate  
20 of vocational program completion prior to demonstrating the  
21 basic skills required in the state curriculum frameworks for  
22 the vocational program.

23           Section 22. Section 239.229, Florida Statutes, is  
24 amended to read:

25           239.229 Vocational standards.--

26           (1) The purpose of career education is to enable  
27 students who complete vocational programs to attain and  
28 sustain employment and realize economic self-sufficiency. The  
29 purpose of this section is to identify issues related to  
30 career education for which school boards and community college  
31 boards of trustees are accountable. It is the intent of the

1 Legislature that the standards articulated in subsection (2)  
2 be considered in the development of accountability standards  
3 for public schools pursuant to ss. 229.591, 229.592, and  
4 230.23(16), and that the standards articulated in subsection  
5 (3) be considered in the development of accountability  
6 standards for community colleges pursuant to s. 240.324.

7 (2)~~(a)~~ School board, superintendent, and school  
8 accountability for career education within elementary and  
9 secondary schools includes, but is not limited to:

10 (a)1- Student exposure to a variety of careers and  
11 provision of instruction to explore specific careers in  
12 greater depth.

13 (b)2- Student awareness of available vocational  
14 programs and the corresponding occupations into which such  
15 programs lead.

16 (c)3- Student development of individual career plans.

17 (d)4- Integration of academic and vocational skills in  
18 the secondary curriculum.

19 (e)5- Student preparation to enter the workforce and  
20 enroll in postsecondary education without being required to  
21 complete college-preparatory or vocational-preparatory  
22 instruction.

23 (f)6- Student retention in school through high school  
24 graduation.

25 (g)7- Vocational curriculum articulation with  
26 corresponding postsecondary programs in the ~~local area~~  
27 ~~technical center or community college, or both.~~

28 ~~(3)(b) School board, superintendent, and area~~  
29 ~~technical center, and Community college board of trustees and~~  
30 ~~president, accountability for certificate career education and~~  
31 ~~diploma~~ programs includes, but is not limited to:

1           (a)1. Student demonstration of the academic skills  
2 necessary to enter an occupation.

3           (b)2. Student preparation to enter an occupation in an  
4 entry-level position or continue postsecondary study.

5           (c)3. Vocational program articulation with other  
6 corresponding postsecondary programs and job training  
7 experiences.

8           (d)4. Employer satisfaction with the performance of  
9 students who complete workforce development education or reach  
10 occupational completion points.

11           (e)5. Student completion, placement, and retention  
12 rates as defined in s. 239.233.

13           (4)(c) Department of Education accountability for  
14 career education includes, but is not limited to:

15           (a)1. The provision of timely, accurate technical  
16 assistance to school districts and community colleges.

17           (b)2. The provision of timely, accurate information to  
18 the State Board for Career Education, the Legislature, and the  
19 public.

20           (c)3. The development of policies, rules, and  
21 procedures that facilitate institutional attainment of the  
22 accountability standards and coordinate the efforts of all  
23 divisions within the department.

24           (d)4. The development of program standards and  
25 industry-driven benchmarks for vocational, adult, and  
26 community education programs.

27           (e)5. Overseeing school district and community college  
28 compliance with the provisions of this chapter.

29           (f)6. Ensuring that the educational outcomes for the  
30 technical component of workforce development programs and  
31 secondary vocational job-preparatory programs are uniform and

1 designed to provide a graduate of high quality who is capable  
2 of entering the workforce on an equally competitive basis  
3 regardless of the institution of choice.

4 ~~(3) Each area technical center operated by a school~~  
5 ~~board shall establish a center advisory council pursuant to s.~~  
6 ~~229.58. The center advisory council shall assist in the~~  
7 ~~preparation and evaluation of center improvement plans~~  
8 ~~required pursuant to s. 230.23(16) and may provide assistance,~~  
9 ~~upon the request of the center director, in the preparation of~~  
10 ~~the center's annual budget and plan as required by s.~~  
11 ~~229.555(1).~~

12 Section 23. Section 239.241, Florida Statutes, is  
13 amended to read:

14 239.241 Vocational dual enrollment and early  
15 admission.--

16 (1) Vocational dual enrollment shall be provided as a  
17 curricular option for secondary students to pursue in order to  
18 earn a series of elective credits toward the high school  
19 diploma. However, vocational dual enrollment may not supplant  
20 student acquisition of the diploma. Vocational dual  
21 enrollment must be available for a secondary student seeking a  
22 degree or certificate from a complete job-preparatory program,  
23 but may not sustain student enrollment in isolated vocational  
24 courses. It is the intent of the Legislature that student  
25 enrollment in a vocational dual enrollment program reflect the  
26 interests and aptitudes of the student. The provision of a  
27 comprehensive academic and vocational dual enrollment program  
28 within the ~~vocational-technical center~~ or community college is  
29 supportive of legislative intent; however, such provision is  
30 not mandatory.

31

1           (2) Vocational early admission is a form of vocational  
2 dual enrollment through which eligible secondary students  
3 enroll full time in ~~an area technical center or~~ a community  
4 college in courses that are creditable toward the high school  
5 diploma and the certificate or associate degree.

6 Participation in the vocational early admission program shall  
7 be limited to students who have completed a minimum of 6  
8 semesters of full-time secondary enrollment, including studies  
9 undertaken in the ninth grade. Students enrolled pursuant to  
10 this section are exempt from the payment of registration,  
11 matriculation, and laboratory fees.

12           Section 24. Paragraph (b) of subsection (2) of section  
13 239.245, Florida Statutes, is amended to read:

14           239.245 Public information on career education  
15 programs.--

16           (2) The dissemination shall be conducted in accordance  
17 with the following procedures:

18           (b)1. Each school district shall publish, at a  
19 minimum, the most recently available placement rate for each  
20 certificate career education program conducted by that school  
21 district at the secondary school level ~~and at the degree~~  
22 ~~career education level~~. The placement rates for the preceding  
23 3 years shall be published, if available; shall be included in  
24 each publication that informs the public of the availability  
25 of the program; and shall be made available to each school  
26 guidance counselor. If a program does not have a placement  
27 rate, a publication that lists or describes that program must  
28 state that the rate is unavailable.

29           2. Each community college shall publish, at a minimum,  
30 the most recent placement rate for each certificate career  
31 education program and for each degree career education program

1 in its annual catalog. The placement rates for the preceding 3  
2 years shall be published, if available, and shall be included  
3 in any publication that informs the public of the availability  
4 of the program. If a program does not have a placement rate,  
5 the publication that lists or describes that program must  
6 state that the rate is unavailable.

7           3. If a school district or a community college has  
8 calculated for a program a placement rate that differs from  
9 the rate reported by the department, and if each record of a  
10 placement was obtained through a process that was capable of  
11 being audited, procedurally sound, and consistent statewide,  
12 the district or the community college may use the locally  
13 calculated placement rate in the report required by this  
14 section. However, that rate may not be combined with the rate  
15 maintained in the computer files of the Department of  
16 Education's Florida Education and Training Placement  
17 Information Program.

18           4. An independent degree career education, technical,  
19 trade, or business school may not publish a placement rate  
20 unless the placement rate was determined as provided by this  
21 section.

22           Section 25. Paragraphs (a) and (b) of subsection (3),  
23 paragraph (e) of subsection (4), and subsections (5), (8),  
24 (9), (10), and (11) of section 239.301, Florida Statutes, are  
25 amended to read:

26           239.301 Adult general education.--

27           (3)(a) Each ~~school board or~~ community college board of  
28 trustees shall negotiate with local personnel of the  
29 Department of Children and Family Services for basic and  
30 functional literacy skills assessments for participants in  
31 employment and training programs under the WAGES Program. Such

1 assessments shall be conducted at a site mutually acceptable  
2 to the ~~school board or~~ community college board of trustees and  
3 the Department of Children and Family Services.

4 (b) State employees who are employed in local or  
5 regional offices of state agencies shall inform clients of the  
6 availability of adult basic and secondary programs in the  
7 region. The identities of clients who do not possess high  
8 school diplomas or who demonstrate skills below the level of  
9 functional literacy shall be conveyed, with their consent, to  
10 the local ~~school district or~~ community college, ~~or both~~.

11 (4)

12 (e) A ~~district school board or a~~ community college  
13 board of trustees may negotiate a contract with the local  
14 WAGES coalition for specialized services for WAGES clients,  
15 beyond what is routinely provided for the general public, to  
16 be funded by the WAGES coalition pursuant to s. 414.065.

17 (5)(a) An educational program for disabled adults may  
18 be conducted within and funded through the Workforce  
19 Development Education Fund or the Community College Program  
20 Fund. Each ~~school board or~~ community college board of  
21 trustees that has an educational program for disabled adults  
22 shall submit a plan to the commissioner which includes, at a  
23 minimum:

24 1. A description of the population to be served and an  
25 estimation of the number of such students.

26 2. A description of the courses and programs in the  
27 program, including corresponding expected student outcomes.

28 3. Provision for individualized educational plans and  
29 periodic student evaluation.

30 4. An interagency memorandum of agreement that  
31 provides for the coordination of adult education, career

1 education, exceptional student education, the Department of  
2 Children and Family Services, vocational rehabilitation, and  
3 other local organizations whose adult disabled clients  
4 participate in the program.

5 ~~5. Provision for coordination of services, if both the~~  
6 ~~community college and one or more school districts within the~~  
7 ~~service area have approved programs for disabled adults.~~

8 ~~5.6.~~ Provision for a single administrator for adult  
9 courses and programs for the disabled.

10 (b) Each participating ~~school board and~~ community  
11 college board of trustees shall submit an annual plan to the  
12 commissioner on or before March 1 which reports progress  
13 toward meeting the goals stated in the plan. The report must  
14 identify the number of students served, by head count and  
15 full-time equivalent enrollments, the number and location of  
16 courses and programs, and clock-hour length of each course or  
17 program.

18 (c) The State Board of Community Colleges Education  
19 shall adopt entrance and exit criteria, curriculum frameworks,  
20 and performance standards for disabled adult programs.

21 (d) This subsection is not intended to discourage a  
22 ~~school district or~~ community college from providing  
23 educational services for disabled adults through classes in  
24 which nondisabled adults participate; however, in order to  
25 receive state funding designated especially for the program, a  
26 ~~school district or~~ community college must have an approved  
27 program for adult-disabled students, and each student  
28 reported for funding pursuant to this subsection must have  
29 been determined to be a disabled adult.

30 (8) The State Board of Community Colleges ~~commissioner~~  
31 shall recommend the level of funding for ~~public school and~~



1 community college adult education within the legislative  
2 budget request and make other recommendations and reports  
3 considered necessary or required by rules of the State Board  
4 of Community Colleges.

5 (9) Upon the request of any ~~school board or~~ community  
6 college board of trustees, the Department of Education shall  
7 provide technical assistance in the development and  
8 maintenance of adult education programs.

9 (10) Buildings, land, equipment, and other property  
10 owned by a ~~school board or~~ community college board of trustees  
11 may be used for the conduct of the adult education program.  
12 Buildings, land, equipment, and other property owned or leased  
13 by cooperating public or private agencies, organizations, or  
14 institutions may also be used for the purposes of this  
15 section.

16 (11) The State Board of Community Colleges ~~Education~~  
17 may adopt rules necessary for the implementation of this  
18 section.

19 Section 26. Subsection (2), paragraph (b) of  
20 subsection (4), and paragraph (d) of subsection (6) of section  
21 239.501, Florida Statutes, are amended to read:

22 239.501 Florida Literacy Corps.--

23 (2) There is created a Florida Literacy Corps to be  
24 administered by the Department of Education pursuant to this  
25 section and rules of the State Board of Education.  
26 Participating students earn college credit for tutoring adults  
27 who do not possess basic or functional literacy skills  
28 pursuant to an agreement between the institution in which the  
29 student is enrolled and the ~~school board,~~community college  
30 board of trustees, public library, or nonprofit organization  
31 offering literacy instruction to adults pursuant to s.

1 239.305. The ~~school board~~,community college board of  
2 trustees, public library, or nonprofit organization is solely  
3 responsible for providing literacy programs and instructing  
4 participating postsecondary students.

5 (4) In order to be eligible to participate in the  
6 Florida Literacy Corps, a state university or community  
7 college must:

8 (b) Submit a proposal to the Department of Education  
9 for review and approval. The proposal must include, but is not  
10 limited to:

11 1. Identification of the ~~school district~~,community  
12 college, public library, or nonprofit organization with which  
13 participating students will be working.

14 2. Demonstration of the need for literacy tutors by  
15 the ~~school district~~,community college, public library, or  
16 nonprofit organization.

17 3. Demonstration of commitment by the ~~public school~~,  
18 community college, public library, or nonprofit organization  
19 to provide instruction for tutors.

20 4. Description of the literacy program.

21 5. Demonstration of student interest in program  
22 participation.

23 6. Designation of one or more faculty to conduct the  
24 Florida Literacy Corps course and identification of the  
25 qualifications of such faculty.

26 (6) Each participating state university and community  
27 college shall submit an annual report to the Commissioner of  
28 Education which includes, but is not limited to:

29 (d) An evaluation of the tutors' effectiveness as  
30 judged by the participating ~~school district~~,community  
31 college, public library, or nonprofit organization. The

1 department shall develop a common evaluation form for this  
2 purpose.

3 Section 27. Section 239.513, Florida Statutes, is  
4 amended to read:

5 239.513 Workforce literacy programs.--

6 (1) The workforce literacy program is established  
7 within the community college system ~~and local school districts~~  
8 to ensure the existence of sufficient numbers of employees who  
9 possess the skills necessary to perform in entry-level  
10 occupations and to adapt to technological advances in the  
11 workplace. Workforce literacy programs are intended to  
12 support economic development by increasing adult literacy and  
13 producing an educated workforce.

14 (2) Each community college ~~and school district~~ may  
15 conduct courses and programs through which adults gain the  
16 communication and computation skills necessary to complete a  
17 vocational program, to gain or maintain entry-level  
18 employment, or to upgrade employment. Courses may not be  
19 conducted until the community college ~~or school district~~  
20 identifies current and prospective employees who do not  
21 possess the skills necessary to enter vocational programs or  
22 to obtain or maintain employment.

23 (3) A community college ~~or school district~~ may be  
24 eligible to fund a workforce literacy program pursuant to the  
25 provisions of s. 239.305.

26 Section 28. Section 239.514, Florida Statutes, is  
27 amended to read:

28 239.514 Workforce Development Capitalization Incentive  
29 Grant Program.--The Legislature recognizes that the need for  
30 ~~school districts and~~ community colleges to be able to respond  
31 to emerging local or statewide economic development needs is

1 critical to the workforce development system. The Workforce  
2 Development Capitalization Incentive Grant Program is created  
3 to provide grants to ~~school districts and~~ community colleges  
4 on a competitive basis to fund some or all of the costs  
5 associated with the creation or expansion of workforce  
6 development programs that serve specific employment workforce  
7 needs. Funds may also be used to upgrade workforce development  
8 programs to established industry standards in accordance with  
9 program updates conducted by the Division of Community  
10 Colleges.

11 (1) Funds awarded for a workforce development  
12 capitalization incentive grant may be used for instructional  
13 equipment, laboratory equipment, supplies, personnel, student  
14 services, or other expenses associated with the creation,  
15 upgrade, or expansion of a workforce development program.  
16 Expansion of a program may include either the expansion of  
17 enrollments in a program or expansion into new areas of  
18 specialization within a program. No grant funds may be used  
19 for recurring instructional costs or for institutions'  
20 indirect costs unless otherwise provided for in the General  
21 Appropriations Act.

22 (2) The State Board of Community Colleges  
23 ~~Postsecondary Education Planning Commission~~ shall accept  
24 applications from ~~school districts or~~ community colleges for  
25 workforce development capitalization incentive grants.  
26 Applications from ~~school districts or~~ community colleges shall  
27 contain projected enrollments and projected costs for the new  
28 or expanded workforce development program. The State Board of  
29 Community Colleges ~~Postsecondary Education Planning~~  
30 ~~Commission~~, in consultation with the Jobs and Education  
31 Partnership, ~~the Department of Education, and the~~

1 Postsecondary Education Planning Commission ~~State Board of~~  
2 ~~Community Colleges~~, shall review and rank each application for  
3 a grant according to subsection (3) and shall submit to the  
4 Legislature a list in priority order of applications  
5 recommended for a grant award.

6 (3) The State Board of Community Colleges ~~commission~~  
7 shall give highest priority to programs that train people to  
8 enter high-skill, high-wage occupations identified by the  
9 occupational forecasting conference and other programs  
10 approved by the Jobs and Education Partnership; programs that  
11 train people to enter occupations on the WAGES list; or  
12 programs that train for the workforce adults who are eligible  
13 for public assistance, economically disadvantaged, disabled,  
14 not proficient in English, or dislocated workers. The State  
15 Board of Community Colleges ~~commission~~ shall consider the  
16 statewide geographic dispersion of grant funds in ranking the  
17 applications and shall give priority to applications from  
18 education agencies that are making maximum use of their  
19 workforce development funding by offering high-performing,  
20 high-demand programs.

21 Section 29. Paragraphs (a), (b), (c), and (d) of  
22 subsection (1) and subsections (2) and (3) of section 240.115,  
23 Florida Statutes, are amended to read:

24 240.115 Articulation agreement; acceleration  
25 mechanisms.--

26 (1)(a) Articulation between secondary and  
27 postsecondary education; admission of associate in arts degree  
28 graduates from Florida community colleges and state  
29 universities; ~~admission of applied technology diploma program~~  
30 ~~graduates from public community colleges or technical centers;~~  
31 admission of associate in science degree and associate in

1 applied science degree graduates from Florida community  
2 colleges; the use of acceleration mechanisms, including  
3 nationally standardized examinations through which students  
4 may earn credit; general education requirements and common  
5 course code numbers as provided for in s. 229.551(1); and  
6 articulation among programs in nursing shall be governed by  
7 the articulation agreement, as established by the Department  
8 of Education.

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

29       **(c)**~~(b)~~ Any student who transfers among postsecondary  
30 institutions that are fully accredited by a regional or  
31 national accrediting agency recognized by the United States

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

22 ~~(d)(c)~~ The articulation agreement must guarantee the  
23 statewide articulation of appropriate workforce development  
24 programs and courses between ~~school districts and~~ community  
25 colleges and state universities and must specifically provide  
26 for that every appropriate vocational certificate applied  
27 technology diploma graduate to ~~must~~ be granted the same amount  
28 of credit upon admission to an associate ~~in science degree or~~  
29 ~~associate in applied science~~ degree program unless it is a  
30 limited access program. Courses within an associate in applied  
31 science degree program may articulate into a baccalaureate

1 degree program on an individual or block basis as authorized  
2 in local interinstitutional articulation agreements. The  
3 articulation agreement must guarantee the statewide  
4 articulation of appropriate courses within associate in  
5 science degree programs to baccalaureate degree programs,  
6 according to standards established by the Articulation  
7 Coordinating Committee after consultation with the Board of  
8 Regents and the State Board of Community Colleges. Preference  
9 for admission must be given to graduates who are residents of  
10 Florida.

11 ~~(d) By fall semester 1998, the articulation agreement~~  
12 ~~must guarantee the statewide articulation of appropriate~~  
13 ~~courses within associate in science degree programs to~~  
14 ~~baccalaureate degree programs, according to standards~~  
15 ~~established by the Articulation Coordinating Committee after~~  
16 ~~consultation with the Board of Regents and the State Board of~~  
17 ~~Community Colleges. Courses within an associate in applied~~  
18 ~~science degree program may articulate into a baccalaureate~~  
19 ~~degree program on an individual or block basis as authorized~~  
20 ~~in local interinstitutional articulation agreements.~~

21 (2) The universities and, community college district  
22 boards of trustees, ~~and district school boards~~ are authorized  
23 to establish intrainstitutional and interinstitutional  
24 programs to maximize this articulation. Programs may include  
25 upper-division-level courses offered at the community college,  
26 distance learning, transfer agreements that facilitate the  
27 transfer of credits between public and nonpublic postsecondary  
28 institutions, and the concurrent enrollment of students at a  
29 community college and a state university to enable students to  
30 take any level of baccalaureate degree coursework. Should the  
31 establishment of these programs necessitate the waiver of



1 existing State Board of Education rules, reallocation of  
2 funds, or revision or modification of student fees, each  
3 college or university shall submit the proposed articulation  
4 program to the State Board of Education for review and  
5 approval. The State Board of Education is authorized to waive  
6 its rules and make appropriate reallocations, revisions, or  
7 modifications in accordance with the above.

8 (3) The universities and boards of trustees of the  
9 community colleges shall identify their core curricula, which  
10 shall include courses required by the State Board of  
11 Education. The universities and community colleges shall work  
12 with their school districts to assure that high school  
13 curricula coordinate with the core curricula and to prepare  
14 students for college-level work. Core curricula for associate  
15 in arts programs and associate in science programs shall be  
16 adopted in rule by the State Board of Education and shall  
17 include 36 semester hours of general education courses in the  
18 subject areas of communication, mathematics, social sciences,  
19 humanities, and natural sciences. ~~By January 1, 1996,~~ General  
20 education coursework shall be identified by common course code  
21 numbers, consistent with the recommendations of the  
22 Articulation Coordinating Committee, pursuant to s.  
23 229.551(1)(f)4. ~~By fall semester 1996,~~ Degree program  
24 prerequisite courses and course substitutions shall be  
25 available at community colleges. With the exception of  
26 programs approved by the Board of Regents pursuant to s.  
27 240.209(5)(f), degree program prerequisite courses shall be  
28 common across delivery systems and shall be identified by  
29 their common course code number consistent with the  
30 recommendations of the Articulation Coordinating Committee,  
31 pursuant to s. 229.551(1)(f)5.

1           Section 30. Paragraph (b) of subsection (2) of section  
2 240.116, Florida Statutes, is amended to read:

3           240.116 Articulated acceleration.--

4           (2)

5           (b) Vocational dual enrollment shall be provided as a  
6 curricular option for secondary students to pursue in order to  
7 earn a series of elective credits toward the high school  
8 diploma. However, vocational dual enrollment shall not  
9 supplant student acquisition of the diploma. Vocational dual  
10 enrollment shall be available for secondary students seeking a  
11 degree or certificate from a complete job-preparatory program,  
12 but shall not sustain student enrollment in isolated  
13 vocational courses. It is the intent of the Legislature that  
14 vocational dual enrollment be implemented as a positive  
15 measure. The provision of a comprehensive academic and  
16 vocational dual enrollment program within the area technical  
17 ~~vocational-technical~~ center or community college is supportive  
18 of legislative intent; however, such provision is not  
19 mandatory.

20           Section 31. Subsection (1) of section 240.118, Florida  
21 Statutes, is amended to read:

22           240.118 Postsecondary feedback of information to high  
23 schools.--

24           (1) The State Board of Education shall adopt rules  
25 that require the Commissioner of Education to report to the  
26 State Board of Education, the Legislature, and the school  
27 districts on the performance of each  
28 first-time-in-postsecondary education student from each public  
29 high school in this state who is enrolled in a university,  
30 community college, or area public technical center. Such  
31 reports must be based on information databases maintained by

1 the Division of Universities, Division of Community Colleges,  
2 and Division of Workforce Development. In addition, the  
3 universities, community colleges, and technical centers shall  
4 provide school districts access to information on student  
5 performance in regular and preparatory courses and shall  
6 indicate students referred for remediation pursuant to s.  
7 240.117 or s. 239.213.

8 Section 32. Paragraphs (c) and (t) of subsection (4)  
9 of section 240.319, Florida Statutes, are amended to read:  
10 240.319 Community college district boards of trustees;  
11 duties and powers.--

12 (4) Such rules, procedures, and policies for the  
13 boards of trustees include, but are not limited to, the  
14 following:

15 (c) Each board of trustees constitutes the contracting  
16 agent of the community college. It may, when acting as a  
17 body, make contracts, sue, and be sued in the name of the  
18 board of trustees. In any suit, a change in personnel of the  
19 board shall not abate the suit, which shall proceed as if such  
20 change had not taken place. Each board may adopt rules,  
21 procedures, and policies related to contracts and contract  
22 management, including contractual arrangements with public  
23 schools or other educational entities for the provision of  
24 workforce development educational programs and services.

25 (t) Each board of trustees is authorized to borrow  
26 funds and incur debt, including entering into lease-purchase  
27 agreements and the issuance of revenue bonds as specifically  
28 authorized and only for the purposes authorized in ss.  
29 239.117~~(14)~~~~(15)~~and~~(15)~~~~(16)~~and 240.35(14) and (15). At the  
30 option of the board of trustees, bonds may be issued which are  
31 secured by a combination of revenues authorized to be pledged

1 to bonds pursuant to ss. 239.117(14)(~~15~~)and 240.35(14) or ss.  
2 239.117(15)(~~16~~)and 240.35(15). Lease-purchase agreements may  
3 be secured by a combination of revenues as specifically  
4 authorized pursuant to ss. 239.117(17)(~~18~~)and 240.35(16).

5 Section 33. Subsection (2) of section 240.384, Florida  
6 Statutes, is amended to read:

7 240.384 Training school consolidation pilot  
8 projects.--

9 (2) EXISTING PUBLIC CRIMINAL JUSTICE TRAINING  
10 PROGRAMS.--Notwithstanding ss. 229.551(1)(g), 230.02, 230.35,  
11 and 239.216 ~~230.64~~, or any other provision of law to the  
12 contrary, criminal justice training programs in the pilot  
13 counties will transfer to community colleges, effective July  
14 1, 1999, at which time responsibility for the provision of  
15 basic recruit, advanced, career development, and continuing  
16 training courses and programs offered in public criminal  
17 justice training programs and for the operation of existing  
18 public criminal justice training programs will be shifted from  
19 the school district to the community college in whose service  
20 area the public criminal justice training program is located.  
21 Certification of the program granted by the Criminal Justice  
22 Standards and Training Commission will be transferred to the  
23 respective community college and the college must continue to  
24 meet the requirements of the commission.

25 Section 34. Paragraph (d) of subsection (3) of section  
26 339.0805, Florida Statutes, is amended to read:

27 339.0805 Funds to be expended with certified  
28 disadvantaged business enterprises; specified percentage to be  
29 expended; construction management development program; bond  
30 guarantee program.--It is the policy of the state to  
31 meaningfully assist socially and economically disadvantaged

1 business enterprises through a program that will provide for  
2 the development of skills through construction and business  
3 management training, as well as by providing contracting  
4 opportunities and financial assistance in the form of bond  
5 guarantees, to primarily remedy the effects of past economic  
6 disparity.

7 (3) The head of the department is authorized to expend  
8 up to 6 percent of the funds specified in subsection (1) which  
9 are designated to be expended on small business firms owned  
10 and controlled by socially and economically disadvantaged  
11 individuals to conduct, by contract or otherwise, a  
12 construction management development program. Participation in  
13 the program will be limited to those firms which are certified  
14 under the provisions of subsection (1) by the department or  
15 the federal Small Business Administration or to any firm which  
16 has annual gross receipts not exceeding \$2 million averaged  
17 over a 3-year period. The program will consist of classroom  
18 instruction and on-the-job instruction. To the extent  
19 feasible, the registration fee shall be set to cover the cost  
20 of instruction and overhead. No salary will be paid to any  
21 participant.

22 (d) The department shall develop, under contract with  
23 the State University System, the community college system, an  
24 area technical ~~a school district in behalf of its~~  
25 ~~vocational-technical~~ center, or a private consulting firm, a  
26 curriculum for instruction in the courses that will lead to a  
27 certification of proficiency in the construction management  
28 development program.

29 Section 35. Section 376.0705, Florida Statutes, is  
30 amended to read:

31

1           376.0705 Development of training programs and  
2 educational materials.--The department shall encourage the  
3 development of training programs for personnel needed for  
4 pollutant discharge prevention and cleanup activities. The  
5 department shall work with accredited community colleges, area  
6 technical ~~vocational-technical~~ centers, state universities,  
7 and private institutions in developing educational materials,  
8 courses of study, and other such information to be made  
9 available for persons seeking to be trained for pollutant  
10 discharge prevention and cleanup activities.

11           Section 36. Subsection (2) of section 403.716, Florida  
12 Statutes, is amended to read:

13           403.716 Training of operators of solid waste  
14 management and other facilities.--

15           (2) The department shall work with accredited  
16 community colleges, area technical ~~vocational-technical~~  
17 centers, state universities, and private institutions in  
18 developing educational materials, courses of study, and other  
19 such information to be made available for persons seeking to  
20 be trained as operators of solid waste management facilities.

21           Section 37. Paragraph (a) of subsection (1) of section  
22 411.222, Florida Statutes, is amended to read:

23           411.222 Intraagency and interagency coordination;  
24 creation of offices; responsibilities; memorandum of  
25 agreement; creation of coordinating council;  
26 responsibilities.--

27           (1) DEPARTMENT OF EDUCATION.--There is created within  
28 the Department of Education an Office of Prevention, Early  
29 Assistance, and Child Development for the purpose of  
30 intraagency and interagency planning, policy, and program  
31 development and coordination to enhance existing programs and

1 services and to develop new programs and services for  
2 high-risk children and their families. The Department of  
3 Education, as the designated lead agency for administration of  
4 part H of Pub. L. No. 99-457, shall assign primary  
5 responsibility for implementation of part H to the Office of  
6 Prevention, Early Assistance, and Child Development.

7 (a) Intraagency responsibilities.--

8 1. Assure planning, policy, and program coordination  
9 in programs serving high-risk children and their families,  
10 including, but not limited to:

11 a. Preschool programs for children of migrant farm  
12 workers.

13 b. Preschool programs for handicapped children.

14 c. Prekindergarten Early Intervention Program.

15 d. Florida First Start Program.

16 e. Preschool programs for educationally disadvantaged  
17 children funded through federal funds, such as Head Start and  
18 chapter I of Pub. L. No. 97-35, when applicable.

19 f. Programs for teen parents and their children.

20 g. Programs for preventing sexual activity and teenage  
21 pregnancy.

22 h. Food services for preschool and child care  
23 programs.

24 i. Transportation for programs serving preschool  
25 children.

26 j. Facilities for programs serving preschool children.

27 k. School volunteer programs serving preschool  
28 children.

29 l. Support services, including social work and school  
30 health services for preschool children.

31

1 m. Parent education, child care courses, and child  
2 care laboratories in high schools ~~and vocational-technical~~  
3 ~~centers~~.

4 2. Serve as clearinghouse for the collection and  
5 dissemination of information relating to programs and services  
6 for high-risk children and their families, including model and  
7 exemplary programs that have demonstrated effectiveness and  
8 beneficial outcomes.

9 3. Develop publications, including, but not limited  
10 to, directories, newsletters, public awareness documents, and  
11 other resource materials which assist agencies, programs, and  
12 families in meeting the needs of the high-risk population.

13 4. Provide technical assistance at the request of  
14 agencies, programs, and services.

15 5. Disseminate information regarding the availability  
16 of federal, state, and private grants which target high-risk  
17 children and their families.

18 6. Perform duties relating to the joint strategic plan  
19 as specified in s. 411.221.

20 Section 38. Subsection (11) of section 420.0004,  
21 Florida Statutes, is amended to read:

22 420.0004 Definitions.--As used in this part, unless  
23 the context otherwise indicates:

24 (11) "Student" means any person not living with his or  
25 her parent or guardian who is eligible to be claimed by his or  
26 her parent or guardian as a dependent under the federal income  
27 tax code and who is enrolled on at least a half-time basis in  
28 a secondary school, area technical ~~vocational-technical~~  
29 center, community college, college, or university.

30 Section 39. Subsection (5) of section 420.524, Florida  
31 Statutes, is amended to read:



1           420.524 Definitions.--For the purpose of ss.  
2 420.521-420.529, the term:

3           (5) "Student" means any person not living with that  
4 person's parent or guardian who is eligible to be claimed by  
5 that person's parent or guardian as a dependent under the  
6 federal income tax code and who is enrolled on at least a  
7 half-time basis in a secondary school, area technical  
8 ~~vocational-technical~~ center, community college, college, or  
9 university. The term does not include a person participating  
10 in an educational or training program approved by the agency.

11           Section 40. Subsection (11) of section 420.602,  
12 Florida Statutes, is amended to read:

13           420.602 Definitions.--As used in this part, the  
14 following terms shall have the following meanings, unless the  
15 context otherwise requires:

16           (11) "Student" means any person not living with his or  
17 her parent or guardian who is eligible to be claimed by his or  
18 her parent or guardian as a dependent under the federal income  
19 tax code and who is enrolled on at least a half-time basis in  
20 a secondary school, area technical ~~vocational-technical~~  
21 center, community college, college, or university.

22           Section 41. Paragraph (c) of subsection (1) of section  
23 440.16, Florida Statutes, is amended to read:

24           440.16 Compensation for death.--

25           (1) If death results from the accident within 1 year  
26 thereafter or follows continuous disability and results from  
27 the accident within 5 years thereafter, the employer shall  
28 pay:

29           (c) To the surviving spouse, payment of postsecondary  
30 student fees for instruction at any area technical center  
31 established under s. 239.215 ~~230.63~~ for up to 1,800 classroom

1 hours or payment of student fees at any community college  
2 established under part III of chapter 240 for up to 80  
3 semester hours. The spouse of a deceased state employee shall  
4 be entitled to a full waiver of such fees as provided in ss.  
5 239.117 and 240.345 in lieu of the payment of such fees. The  
6 benefits provided for in this paragraph shall be in addition  
7 to other benefits provided for in this section and shall  
8 terminate 7 years after the death of the deceased employee, or  
9 when the total payment in eligible compensation under  
10 paragraph (b) has been received. To qualify for the  
11 educational benefit under this paragraph, the spouse shall be  
12 required to meet and maintain the regular admission  
13 requirements of, and be registered at, such area technical  
14 center or community college, and make satisfactory academic  
15 progress as defined by the educational institution in which  
16 the student is enrolled.

17 Section 42. Subsection (1) of section 446.011, Florida  
18 Statutes, is amended to read:

19 446.011 Legislative intent regarding apprenticeship  
20 training.--

21 (1) It is the intent of the State of Florida to  
22 provide educational opportunities for its young people so that  
23 they can be trained for trades, occupations, and professions  
24 suited to their abilities. It is the intent of this act to  
25 promote the mode of training known as apprenticeship in  
26 occupations throughout industry in the state that require  
27 physical manipulative skills. By broadening job training  
28 opportunities and providing for increased coordination between  
29 public school academic programs, vocational programs, and  
30 registered apprenticeship programs, the young people of the  
31 state will benefit from the valuable training opportunities

1 developed when on-the-job training is combined with  
2 academic-related classroom experiences. This act is intended  
3 to develop the apparent potentials in apprenticeship training  
4 by assisting in the establishment of preapprenticeship  
5 programs in the community college and public school system and  
6 elsewhere and by expanding presently registered programs as  
7 well as promoting new registered programs in jobs that lend  
8 themselves to apprenticeship training.

9 Section 43. Subsection (8) of section 446.041, Florida  
10 Statutes, is amended to read:

11 446.041 Apprenticeship program, duties of  
12 division.--The Division of Jobs and Benefits shall:

13 (8) Cooperate with and assist the State Board of  
14 Community Colleges, the Division of Workforce Development of  
15 the Department of Education, and appropriate education  
16 institutions in the development of viable apprenticeship and  
17 preapprenticeship programs.

18 Section 44. Paragraph (b) of subsection (7) of section  
19 943.14, Florida Statutes, is amended to read:

20 943.14 Criminal justice training schools; certificates  
21 and diplomas; exemptions; injunctive relief; fines.--

22 (7)

23 (b) All other criminal justice sciences or  
24 administration courses or subjects which are a part of the  
25 curriculum of any accredited college, university, community  
26 college, or area technical ~~vocational-technical~~ center of this  
27 state, and all full-time instructors of such institutions, are  
28 exempt from the provisions of subsections (1)-(5).

29 Section 45. Sections 235.199, 239.249, and 239.5142,  
30 Florida Statutes, are repealed.

31

1 Section 46. Paragraph (b) of subsection (4) and  
2 paragraphs (a) and (c) of subsection (6) of section 240.40685,  
3 Florida Statutes, are amended to read:

4 240.40685 Certified Education Paraprofessional Welfare  
5 Transition Program.--

6 (4) The agencies shall complete an implementation plan  
7 that addresses at least the following recommended components  
8 of the program:

9 (b) A budget for use of incentive funding to provide  
10 motivation to participants to succeed and excel. The budget  
11 for incentive funding includes:

12 1. Funds allocated by the Legislature directly for the  
13 program.

14 2. Funds that may be made available from the federal  
15 Job Training Partnership Act based on client eligibility or  
16 requested waivers to make the clients eligible.

17 3. Funds made available by implementation strategies  
18 that would make maximum use of work supplementation funds  
19 authorized by federal law.

20 4. Funds authorized by strategies to lengthen  
21 participants' eligibility for federal programs such as  
22 Medicaid, subsidized child care, and transportation.

23  
24 Incentives may include a stipend during periods of college  
25 classroom training, a bonus and recognition for a high  
26 grade-point average, child care and prekindergarten services  
27 for children of participants, and services to increase a  
28 participant's ability to advance to higher levels of  
29 employment. Nonfinancial incentives should include providing a  
30 mentor or tutor, and service incentives should continue and  
31 increase for any participant who plans to complete the

1 baccalaureate degree and become a certified teacher. Services  
2 may be provided in accordance with family choice by community  
3 colleges and area ~~school district~~ technical centers, through  
4 family service centers and full-service schools, or under  
5 contract with providers through central agencies.

6 (6)(a) A community college or area ~~school district~~  
7 technical center is eligible to participate if it provides a  
8 technical certificate program in Child Development Early  
9 Intervention as approved by the Jobs and Education Partnership  
10 ~~and it is participating in the Performance Based Incentive~~  
11 ~~Funding program authorized in s. 239.249.~~ Priority programs  
12 provide an option and incentives to articulate with an  
13 associate in science degree program or a baccalaureate degree  
14 program.

15 (c) Historically black colleges or universities that  
16 have established programs that serve participants of the WAGES  
17 Program ~~are eligible to participate in the Performance Based~~  
18 ~~Incentive Funding Program~~ and may earn an incentive award  
19 determined by the Jobs and Education Partnership for  
20 successful placement of program completers in jobs as  
21 education paraprofessionals in at-risk schools.

22 Section 47. Section 246.50, Florida Statutes, is  
23 amended to read:

24 246.50 Certified Teacher-Aide Welfare Transition  
25 Program; participation by independent postsecondary  
26 schools.--An independent postsecondary school may participate  
27 in the Certified Teacher-Aide Welfare Transition Program ~~and~~  
28 ~~may receive incentives for successful performance from the~~  
29 ~~Performance Based Incentive Funding Program~~ if:

30  
31

