

Bill No. CS/HB 1631

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Diaz-Balart moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 31, between lines 17 and 18,		
15			
16	insert:		
17	Section 25. Subsection (9) of section 239.115, Florida		
18	Statutes, is amended to read:		
19	239.115 Funds for operation of adult general education		
20	and vocational education programs.--		
21	(9) The Department of Education, the State Board of		
22	Community Colleges, and the Jobs and Education Partnership		
23	shall provide the Legislature with recommended formulas,		
24	criteria, timeframes, and mechanisms for distributing		
25	performance funds. The commissioner shall consolidate the		
26	recommendations and develop a consensus proposal for funding.		
27	The Legislature shall adopt a formula and distribute the		
28	performance funds to the Division of Community Colleges and		
29	the Division of Workforce Development through the General		
30	Appropriations Act. <u>The Legislature recognizes that community</u>		
31	<u>colleges and school districts must provide programs that are</u>		

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1 current and meet the demands of business and industry.  
 2 Therefore, the Legislature intends that the funding formula  
 3 set forth in this section not penalize institutions which  
 4 convert out-of-date or low demand programs into high  
 5 skill/high wage programs as identified by the State Workforce  
 6 Development Board. The Legislature also intends that  
 7 performance exemptions be granted to institutions that start  
 8 new or significantly expand existing workforce development  
 9 education programs for a period not to exceed 2 years from the  
 10 implementation of the new or significantly expanded program.

11 These recommendations shall be based on formulas that would  
 12 discourage low-performing or low-demand programs and encourage  
 13 through performance-funding awards:

14 (a) Programs that prepare people to enter high-wage  
 15 occupations identified by the Occupational Forecasting  
 16 Conference created by s. 216.136 and other programs as  
 17 approved by the Jobs and Education Partnership. At a minimum,  
 18 performance incentives shall be calculated for adults who  
 19 reach completion points or complete programs that lead to  
 20 specified high-wage employment and to their placement in that  
 21 employment.

22 (b) Programs that successfully prepare adults who are  
 23 eligible for public assistance, economically disadvantaged,  
 24 disabled, not proficient in English, or dislocated workers for  
 25 high-wage occupations. At a minimum, performance incentives  
 26 shall be calculated at an enhanced value for the completion of  
 27 adults identified in this paragraph and job placement of such  
 28 adults upon completion. In addition, adjustments may be made  
 29 in payments for job placements for areas of high unemployment.

30 (c) Programs identified by the Jobs and Education  
 31 Partnership as increasing the effectiveness and cost

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1 efficiency of education.

2 Section 26. Subsections (5), (8), and (18) and  
3 paragraph (a) of subsection (6) of section 239.117, Florida  
4 Statutes, are amended, to read:

5 239.117 Workforce development postsecondary student  
6 fees.--

7 (5) School districts and community colleges may waive  
8 fees for any fee-nonexempt student. The total value of fee  
9 waivers granted by the school district or community college  
10 may not exceed 8 percent of the district's or community  
11 college's postsecondary vocational certificate program  
12 enrollment hours unless otherwise indicated by an ~~the~~ amount  
13 established annually in the General Appropriations Act. Any  
14 student whose fees are waived in excess of the authorized  
15 amount may not be reported for state funding purposes. Any  
16 school district or community college that waives fees and  
17 requests state funding for a student in violation of the  
18 provisions of this section shall be penalized at a rate equal  
19 to 2 times the value of the full-time student enrollment  
20 reported.

21 (6)(a) The Commissioner of Education shall provide to  
22 the State Board of Education no later than January ~~December~~ 31  
23 of each year a schedule of fees for workforce development  
24 education, excluding continuing workforce education, for  
25 school districts and community colleges. The fee schedule  
26 shall be based on the amount of student fees necessary to  
27 produce 25 percent of the prior year's average cost of a  
28 course of study leading to a certificate or diploma. ~~At the~~  
29 ~~discretion of a school board or a community college, this fee~~  
30 ~~schedule may be implemented over a 3-year period, with full~~  
31 ~~implementation in the 1999-2000 school year. In years~~

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1 ~~preceding that year, if fee increases are necessary for some~~  
2 ~~programs or courses, the fees shall be raised in increments~~  
3 ~~designed to lessen their impact upon students already~~  
4 ~~enrolled.~~ Fees for students who are not residents for tuition  
5 purposes must offset the full cost of instruction.  
6 Fee-nonexempt students enrolled in vocational-preparatory  
7 instruction shall be charged fees equal to the fees charged  
8 for certificate career education instruction. Each community  
9 college that conducts college-preparatory and  
10 vocational-preparatory instruction in the same class section  
11 may charge a single fee for both types of instruction.

12       (8) Each school board and community college board of  
13 trustees may establish a separate additional fee for financial  
14 aid purposes and a separate additional fee for technology,  
15 which in sum do not exceed 10 percent of the base  
16 matriculation fee assessed for workforce development programs  
17 funded through the Workforce Development Education Fund. Each  
18 school board and community college board of trustees may also  
19 establish additional financial aid and technology fees for  
20 non-resident students, which in sum do not exceed 10 percent  
21 of the base tuition fee assessed for workforce development  
22 programs funded through the Workforce Development Education  
23 Fund. When established, fees shall be assessed pursuant to  
24 the following criteria:

25       (a) Each school board and community college board of  
26 trustees may establish a separate fee for financial aid  
27 purposes in an additional amount of up to 10 percent of the  
28 student fees collected for workforce development programs  
29 funded through the Workforce Development Education Fund. All  
30 financial aid fees collected shall be deposited into a  
31 separate workforce development student financial aid fee trust

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1 fund of the district or community college to support students  
 2 enrolled in workforce development programs. Any undisbursed  
 3 balance remaining in the trust fund and interest income  
 4 accruing to investments from the trust fund shall increase the  
 5 total funds available for distribution to workforce  
 6 development education students. Awards shall be based on  
 7 student financial need and distributed in accordance with a  
 8 nationally recognized system of need analysis, as established  
 9 by each school board or community college district board of  
 10 trustees approved by the State Board for Career Education.  
 11 Fees collected pursuant to this paragraph subsection shall be  
 12 allocated in an expeditious manner.

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

30 Section 27. Subsections (2) and (3) of section  
 31 239.213, Florida Statutes, are amended to read:

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1           239.213 Vocational-preparatory instruction.--  
2           (2) Students who enroll in a certificate career  
3 education program of 450 hours or more shall complete an  
4 entry-level examination within the first 6 weeks of admission  
5 into the program. The state board shall designate  
6 examinations that are currently in existence, the results of  
7 which are comparable across institutions, to assess student  
8 mastery of basic skills. Any student deemed to lack a minimal  
9 level of basic skills for such program shall be referred to  
10 vocational-preparatory instruction or adult basic education  
11 for a structured program of basic skills instruction. Such  
12 instruction may include English for speakers of other  
13 languages. A student may not receive a certificate of  
14 vocational program completion prior to demonstrating the basic  
15 skills required in the state curriculum frameworks for the  
16 vocational program.

17           (3) Any student with disabilities who meets the  
18 criteria established in s. 240.152 or s. 240.153 ~~Exceptional~~  
19 ~~students, as defined in s. 228.041~~, may be exempted from the  
20 provisions of this section. A student who possesses an  
21 associate in arts, baccalaureate, or graduate-level degree,  
22 who has completed the college-level communication and  
23 computation skills examination pursuant to s. 240.107, or who  
24 is exempt from the college entry-level examination pursuant to  
25 s. 240.107 may be exempted from the provisions of this  
26 section. Pursuant to 29 C.F.R. part 30, students in registered  
27 apprenticeship programs may also be exempted from the  
28 provisions of this section.

29           Section 28. Section 239.514, Florida Statutes, is  
30 amended to read:

31           239.514 Workforce Development Capitalization Incentive

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

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

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

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

20 Section 29. Subsection (11) is added to section  
21 240.1201, Florida Statutes, to read:

22 240.1201 Determination of resident status for tuition  
23 purposes.--Students shall be classified as residents or  
24 nonresidents for the purpose of assessing tuition fees in  
25 public community colleges and universities.

26 (11) The State Board of Education is authorized to  
27 adopt rules regarding the classification of students as  
28 residents or nonresidents for tuition purposes to implement  
29 the provisions of this section.

30 Section 30. Section 240.152, Florida Statutes, is  
31 amended to read:



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1           240.152 Individuals who have disabilities ~~impaired and~~  
2 ~~learning disabled persons~~; admission to postsecondary  
3 institutions; substitute requirements; rules.--Any person who  
4 is hearing impaired, visually impaired, speech impaired, or  
5 otherwise physically impaired, or dyslexic, or who has a  
6 specific learning disability, or who has a physical or mental  
7 impairment as defined in State Board of Education rule, shall  
8 be eligible for reasonable substitution for any requirement  
9 for admission to a state university, community college, or  
10 other postsecondary degree-career education institution where  
11 documentation can be provided that the person's failure to  
12 meet the admission requirement is related to the disability.  
13 The State Board of Education, the Board of Regents, and the  
14 State Board of Community Colleges shall adopt rules to  
15 implement this section and shall develop substitute admission  
16 requirements where appropriate.

17           Section 31. Section 240.153, Florida Statutes, is  
18 amended to read:

19           240.153 Individuals who have disabilities ~~impaired and~~  
20 ~~learning disabled persons~~; graduation, study program  
21 admission, and upper-division entry; substitute requirements;  
22 rules.--Any student in a state university, community college,  
23 or other postsecondary degree-career education institution who  
24 is hearing impaired, visually impaired, speech impaired, or  
25 otherwise physically impaired, or dyslexic, or who has a  
26 specific learning disability, or who has a physical or mental  
27 impairment as defined in State Board of Education rule, shall  
28 be eligible for reasonable substitution for any requirement  
29 for graduation, for admission into a program of study, or for  
30 entry into upper division where documentation can be provided  
31 that the person's failure to meet the requirement is related

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1 to the disability and where the failure to meet the graduation  
2 requirement or program admission requirement does not  
3 constitute a fundamental alteration in the nature of the  
4 program. The State Board of Education, the Board of Regents,  
5 and the State Board of Community Colleges shall adopt rules to  
6 implement this section and shall develop substitute  
7 requirements where appropriate.

8 Section 32. Paragraphs (g) and (j) of subsection (3),  
9 paragraph (c) of subsection (5), and paragraph (d) of  
10 subsection (8) of section 240.311, Florida Statutes, are  
11 amended to read:

12 240.311 State Board of Community Colleges; powers and  
13 duties.--

14 (3) The State Board of Community Colleges shall:

15 (g) Specify, by rule,~~Recommend to the State Board of~~  
16 ~~Education~~ minimum standards for the operation of each  
17 community college as required in s. 240.325, which standards  
18 may include, but are not limited to, general qualifications of  
19 personnel, budgeting, accounting and financial procedures,  
20 educational programs, student admissions and services, and  
21 community services.

22 (j) Establish, by rule, criteria for making  
23 recommendations relative to modifying district boundary lines  
24 and for making recommendations upon all proposals for the  
25 establishment of additional centers, instructional sites,  
26 special purpose centers, or campuses for community colleges.

27 (5) The State Board of Community Colleges is  
28 responsible for reviewing and administering the state program  
29 of support for the Florida Community College System and,  
30 subject to existing law, shall:

31 (c) Provide for and coordinate implementation of the

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1 community college program fund in accordance with provisions  
2 of ss. 240.359 and 240.323 and in accordance with rules of the  
3 State Board of Community Colleges Education.

4 (8)

5 ~~(d) By December 31, 1999, and annually thereafter, the~~  
6 ~~State Board of Community Colleges shall report on the~~  
7 ~~implementation of this section to the Speaker of the House of~~  
8 ~~Representatives and the President of the Senate.~~

9 Section 33. Section 240.321, Florida Statutes, is  
10 amended to read:

11 240.321 Community college district board of trustees;  
12 rules for admissions of students.--The board of trustees shall  
13 make rules governing admissions of students. These rules  
14 shall include the following:

15 (1) Admissions counseling shall be provided to all  
16 students entering college credit programs, which counseling  
17 shall utilize tests to measure achievement of college-level  
18 communication and computation competencies by all students  
19 entering college credit programs.

20 (2) Admission to associate degree programs is subject  
21 to minimum standards adopted by the State Board of Education  
22 and shall require:

23 (a) A standard high school diploma, a high school  
24 equivalency diploma as prescribed in s. 229.814, previously  
25 demonstrated competency in college credit postsecondary  
26 coursework, or, in the case of a student who is home educated,  
27 a signed affidavit submitted by the student's parent or legal  
28 guardian attesting that the student has completed a home  
29 education program pursuant to the requirements of s. 232.0201.  
30 Students who are enrolled in a dual enrollment or early  
31 admission program pursuant to s. 240.116 and secondary

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1 students enrolled in college-level instruction creditable  
2 toward the associate degree, but not toward the high school  
3 diploma, shall be exempt from this requirement.

4 (b) A demonstrated level of achievement of  
5 college-level communication and computation skills. Students  
6 entering a postsecondary education program within 2 years of  
7 graduation from high school with an earned college-ready  
8 diploma issued pursuant to s. 232.2466 shall be exempt from  
9 this testing requirement.

10 (c) Any other requirements established by the board of  
11 trustees.

12 (3) Admission to other programs within the community  
13 college shall include education requirements as established by  
14 the board of trustees.

15  
~~16 Each board of trustees shall establish policies that notify  
17 students about, and place students into, adult basic  
18 education, adult secondary education, or other instructional  
19 programs that provide students with alternatives to  
20 traditional college preparatory instruction, including private  
21 provider instruction. Such notification shall include a  
22 written listing or a prominent display of information on  
23 alternative remedial options that must be available to each  
24 student who scores below college level in any area on the  
25 common placement test. The list or display shall include, but  
26 is not limited to, options provided by the community college,  
27 adult education programs, and programs provided by private  
28 sector providers. The college shall not endorse, recommend,  
29 evaluate, or rank any of the providers. The list of providers  
30 or the display materials shall include all those providers  
31 that request to be included. The written list must provide~~

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1 ~~students with specific contact information and disclose the~~  
 2 ~~full costs of the course tuition, laboratory fees, and~~  
 3 ~~instructional materials of each option listed. A student who~~  
 4 ~~elects a private provider for remedial instruction is entitled~~  
 5 ~~to enroll in up to 12 credits of college-level courses in~~  
 6 ~~skill areas other than those for which the student is being~~  
 7 ~~remediated. A student is prohibited from enrolling in~~  
 8 ~~additional college-level courses until the student scores~~  
 9 ~~above the cut-score on all sections of the common placement~~  
 10 ~~test.~~

11 Section 34. Section 240.325, Florida Statutes, is  
 12 amended to read:

13 240.325 Minimum standards, definitions, and guidelines  
 14 for community colleges.--Subject to the provisions of s.  
 15 240.311(2), the State Board of Community Colleges Education  
 16 shall prescribe, by rule, minimum standards, definitions, and  
 17 guidelines for community colleges and the Division of  
 18 Community Colleges which will assure the quality of education,  
 19 systemwide coordination, and efficient progress toward  
 20 attainment of the community college mission. The State Board  
 21 of Community Colleges shall adopt rules addressing ~~At a~~  
 22 ~~minimum, these rules must address:~~

- 23 (1) Personnel.
- 24 (2) Contracting.
- 25 (3) Program offerings and classification including
- 26 college-level communication and computation skills associated
- 27 with successful performance in college, with tests and other
- 28 assessment procedures which measure student achievement of
- 29 those skills. The performance measures shall provide that
- 30 students moving from one level of education to the next
- 31 acquire the necessary competencies for that level.



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1           Section 35. Subsection (3) of section 240.3341,  
2 Florida Statutes, is amended to read:

3           240.3341 Incubator facilities for small business  
4 concerns.--

5           (3)(a) The incubator facility and any improvements to  
6 the facility shall be owned or leased by the community  
7 college. The community college may charge residents of the  
8 facility all or part of the cost for facilities, utilities,  
9 and support personnel and equipment. No small business  
10 concern shall reside in the incubator facility for more than 5  
11 calendar years. The state shall not be liable for any act or  
12 failure to act of any small business concern residing in an  
13 incubator facility pursuant to this section or of any such  
14 concern benefiting from the incubator facilities program.

15           ~~(b) Notwithstanding any provision of paragraph (a) to~~  
16 ~~the contrary, and for the 1999-2000 fiscal year only, the~~  
17 ~~incubator facility may be leased by the community college.~~  
18 ~~This paragraph is repealed on July 1, 2000.~~

19           Section 36. Subsections (7) and (10) of section  
20 240.35, Florida Statutes, are amended to read:

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

27           (7) Each community college board of trustees shall  
28 establish matriculation and tuition fees, which may vary no  
29 more than 10 percent below and 15 percent above the fee  
30 schedule adopted by the State Board of Community Colleges.  
31 ~~provided that~~ Any amount from 10 to 15 percent above the fee

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1 ~~schedule must be expended solely is used only~~ to support  
2 ~~additional safety and security purposes and shall not supplant~~  
3 ~~funding expended in the prior year's budget for safety and~~  
4 ~~security purposes.~~ In order to assess an additional amount for  
5 safety and security purposes, a community college board of  
6 trustees must provide written justification to the State Board  
7 of Community Colleges based on criteria approved by the local  
8 board of trustees, including but not limited to criteria such  
9 as local crime data and information, and strategies for the  
10 implementation of local safety plans. ~~For 1999-2000, each~~  
11 ~~community college is authorized to increase the sum of the~~  
12 ~~matriculation fee and technology fee by not more than 5~~  
13 ~~percent of the sum of the matriculation and local safety and~~  
14 ~~security fees in 1998-1999. However, no fee in 1999-2000 shall~~  
15 ~~exceed the prescribed statutory limit. Should a college decide~~  
16 ~~to increase the matriculation fee, the funds raised by~~  
17 ~~increasing the matriculation fee must be expended solely for~~  
18 ~~additional safety and security purposes and shall not supplant~~  
19 ~~funding expended in the 1998-1999 budget for safety and~~  
20 ~~security purposes.~~

21 (10) Each community college district board of trustees  
22 may establish a separate activity and service fee not to  
23 exceed 10 percent of the matriculation fee, according to rules  
24 of the State Board of Education. The student activity and  
25 service fee shall be collected as a component part of the  
26 registration and tuition fees. The student activity and  
27 service fees shall be paid into a student activity and service  
28 fund at the community college and shall be expended for lawful  
29 purposes to directly benefit the student body in general.  
30 These purposes include, but are not limited to, student  
31 publications and grants to duly recognized student



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1 organizations, the membership of which is open to all students  
2 at the community college without regard to race, sex, or  
3 religion.

4 Section 37. Paragraph (c) of subsection (1) of section  
5 240.359, Florida Statutes, is amended to read:

6 240.359 Procedure for determining state financial  
7 support and annual apportionment of state funds to each  
8 community college district.--The procedure for determining  
9 state financial support and the annual apportionment to each  
10 community college district authorized to operate a community  
11 college under the provisions of s. 240.313 shall be as  
12 follows:

13 (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE STATE  
14 COMMUNITY COLLEGE PROGRAM FUND FOR THE CURRENT OPERATING  
15 PROGRAM.--

16 (c) If a student enrolls in any course that he or she  
17 has previously taken, unless it is a credit course in which  
18 the student earned a grade of D or F, the hours shall not be  
19 used in the calculation of full-time equivalent enrollments  
20 for state funding purposes.~~The category of lifelong learning~~  
21 ~~is for students enrolled pursuant to s. 239.301. A student~~  
22 ~~shall also be reported as a lifelong learning student for his~~  
23 ~~or her enrollment in any course that he or she has previously~~  
24 ~~taken, unless it is a credit course in which the student~~  
25 ~~earned a grade of D or F.~~

26 Section 38. For fiscal year 2001-2002, up to 10  
27 percent of each community college's and school district's  
28 total state funding for workforce development education  
29 programs, pursuant to s. 239.115, may be exempted by the State  
30 Workforce Board from the performance requirements of  
31 subsection (7) of s. 239.115 based on the implementation of

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1 new programs and the expansion of existing programs targeted  
2 by the board.

3  
4 (Redesignate subsequent sections.)

5  
6  
7 ===== T I T L E A M E N D M E N T =====

8 And the title is amended as follows:

9 On page 5, line 16, after the semicolon,

10  
11 insert:

12 amending s. 239.115, F.S.; establishing  
13 legislative intent that funding formulas not  
14 penalize institutions for certain actions;  
15 workforce development education programs;  
16 amending s. 239.117, F.S., relating to  
17 workforce development postsecondary student  
18 fees; revising a limitation on the total value  
19 of fee waivers; revising the date by which the  
20 Commissioner of Education must provide a fee  
21 schedule; deleting obsolete language; requiring  
22 each school board or community college district  
23 board of trustees to determine the method for  
24 distributing certain awards; deleting a  
25 provision that limits technology fees to  
26 associate degree programs and courses;  
27 authorizing school boards and community college  
28 boards of trustees to establish technology and  
29 financial aid fees; amending s. 239.213, F.S.,  
30 relating to vocational preparatory instruction;  
31 requiring students who enroll in certificate

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1 career education programs of 450 hours or more  
2 to complete an entry-level examination within a  
3 certain period of time; revising provisions  
4 relating to exceptional students to conform  
5 with federal requirements; amending s. 239.514,  
6 F.S., relating to the workforce development  
7 capitalization incentive grant program;  
8 authorizing the use of such funds to upgrade  
9 workforce development programs; amending s.  
10 240.1201, F.S.; authorizing the State Board of  
11 Education to classify students as residents or  
12 nonresidents for tuition purposes; amending ss.  
13 240.152 and 240.153, F.S.; conforming  
14 provisions relating to students with  
15 disabilities with federal requirements;  
16 requiring the State Board of Education to  
17 define "physical or mental impairment" by rule;  
18 amending s. 240.311, F.S.; revising the role of  
19 the State Board of Community Colleges in  
20 rulemaking; providing specific rulemaking  
21 authority; amending s. 240.321, F.S.;  
22 clarifying requirements regarding the provision  
23 of adequate information on remediation courses;  
24 amending s. 240.325, F.S.; requiring the State  
25 Board of Community Colleges, rather than the  
26 State Board of Education, to adopt rules;  
27 requiring the adoption of rules to address  
28 accreditation, student withdrawal, and grade  
29 forgiveness; amending s. 240.3341, F.S.;  
30 authorizing community colleges to lease  
31 incubator facilities; deleting obsolete

Bill No. CS/HB 1631

Amendment No. \_\_\_\_

1 language; amending s. 240.35, F.S., relating to  
2 student fees; deleting obsolete and redundant  
3 language; amending s. 240.359, F.S.;  
4 prohibiting the inclusion of certain hours in  
5 calculations of full-time equivalent  
6 enrollments; eliminating provisions relating to  
7 funding for the category of lifelong learning;  
8 providing one year performance exemptions for  
9 new and expanded workforce development  
10 programs;

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