

STORAGE NAME: h2195z.ei  
DATE: May 10, 2000

**\*\*FAILED TO PASS THE LEGISLATURE\*\***

**HOUSE OF REPRESENTATIVES  
COMMITTEE ON  
EDUCATION INNOVATION  
FINAL ANALYSIS**

**BILL #:** HB 2195 (PCB EI 00-06)

**RELATING TO:** Education Advisory Bodies

**SPONSOR(S):** Committee on Education Innovation and Representative Melvin

**TIED BILL(S):** none

**ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:**

- (1) EDUCATION INNOVATION YEAS 10 NAYS 0
  - (2)
  - (3)
  - (4)
  - (5)
- 

**I. SUMMARY:**

HB 2195 deletes *statutory references* to the following four *inactive* education advisory bodies:

- Task Force on Gender Equity in Education
- Vocational Inservice Education Task Force
- College-Ready Diploma Task Force
- Review Committee to Make Recommendations and Prioritize Request for Cooperative Development and Use of Satellite Facilities

The bill provides legislative intent that:

- All newly created education advisory bodies be given a termination date at the time of their creation or that the creating legislation include a repeal date.
- Studies and tasks included in legislation be assigned to existing education advisory bodies whenever possible.

The Department of Education is directed to identify all education advisory bodies and, beginning January 1, 2001, and every 5 years thereafter, review all the education advisory bodies and submit recommendations for either their continuation, revision, or elimination to the legislature.

The Commissioner of Education is required to be responsible for an accounting system which will accurately reflect the expenditures of each advisory body.

The bill does not appear to have any significant fiscal impact.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- |                                   |   |                             |   |
|-----------------------------------|---|-----------------------------|---|
| 1. <u>Less Government</u>         | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/>            |
| 2. <u>Lower Taxes</u>             | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u>      | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u>      | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

**Review of Advisory Bodies by the Committee on Education Innovation**

An interim report, *Review of Advisory Bodies*, by the Committee on Education Innovation reviewed boards, councils, commissions, advisory bodies, task forces, and organizations in the Florida K-12 educational system to determine if they were meeting their statutorily assigned purpose. The project identified 54 entities which were authorized or created within chapters 228 to 236 of the *1999 Florida Statutes*, the *1999 Laws of Florida*, and the *1999-2000 General Appropriations Act*. In addition to the interim project report, some of the entities reviewed were part of an independent study by the Department of Management Services (DMS). Both the interim project report and the DMS study recommended elimination of two entities: the Task Force on Gender Equity in Education and the Task Force for College-Ready Diploma Incentives. Additionally, the Review Committee to Make Recommendations and Prioritize Requests for Satellite Facilities was recommended for elimination by the committee's interim project.

**Task Force on Gender Equity in Education**

Pursuant to s. 228.2001(6)(f), F.S., a Task Force on Gender Equity in Education defines equity in athletics at all levels of public education and recommended rules for appropriate enforcement mechanisms to ensure equity. The Task Force consists of 11 members: 3 members appointed by the Commissioner of Education, and 2 members appointed by each of the following: Chancellor of the State University System, the Executive Director of the Community College System, the President of the Senate, and the Speaker of the House of Representative. The recommendations were required to include:

- A determination of an equitable rate of participation of males and females in athletics at public educational agencies and institutions.
- A determination of the appropriate consideration of revenues when making decisions about equitable use of funds for support of athletic activities.

The task force completed the statutorily assigned work in 1994 and at that time the group was disbanded. They have not met since 1994. The recommendations they made became State Board of Education Rules 6A-19.001 through 6A-19.010, F.A.C. The rules can be

located on the State Board of Education Rules web page: <http://www.firn.edu/doe/rules/6a-19.htm>. The rules are consistent with federal civil rights law. The interim project report on Advisory Bodies in the K-12 Education System recommended that the rules remain in effect.

### **Vocational Inservice Education Task Force**

Pursuant to s. 231.614, F.S., Vocational Inservice Education Task Force, consisting of 15 members who were jointly appointed by the Director of the Division of Workforce Development and the Director of the Division of Community Colleges, was established for, but not limited to:

1. The identification of inservice education needs of vocational and adult educators.
2. The identification of public sector and private sector resources available for meeting identified inservice needs.
3. The determination of the best means for delivering inservice instruction to vocational and adult educators.
4. The preparation of biennial reports to be submitted to the State Board of Education, President of the Senate, and Speaker of the House which delineates the recommendations of the task force and inservice opportunities provided as a result of such recommendation.

Presently, the Division of Workforce Development in the Department of Education performs these functions.

### **Task Force for a College Ready Diploma**

Pursuant to s. 232.2466(3), F.S., the Department of Education is required to periodically convene a task force of educators and employers to recommend additional incentives for students to pursue a college-ready diploma. The incentives may include awards and recognitions, preferences for positions in firms, and early registration privileges in postsecondary education institutions.

The 1997 Legislature required DOE to “convene” the task force. The 1998 Legislature amended the provision to require DOE to “periodically convene” the task force. According to DOE, the task force has met once on January 15, 1998. From that meeting, the following recommendations were adopted by DOE:

- Require the same course for the college ready diploma program as are required for the Bright Futures program
- Potential eligibility for a Bright Futures Scholarship if grade point average and test scores (SAT & ACT) are within the required range for a Bright Futures Scholarship
- Recognition at high school graduation ceremonies by placing a seal on the students’ diplomas

According to the Department of Education, their purpose has been served.

**Review Committee to Make Recommendations and Prioritize Requests for Satellite Facilities.**

Pursuant to s. 235.198(2), F.S., a review committee, appointed by the Commissioner of Education, is to make recommendations and prioritize requests for the cooperative development and use of satellite facilities by private industry and schools boards. The satellite facilities would be capital outlay projects involving both educational and private industry.

A review committee has never been appointed or convened and no funding has been used.

**Accounting Records for Advisory Bodies**

The Department of Education used to track travel expenses is organized by the traveler's social security number and is not always kept on a per entity basis. Additionally, other miscellaneous cost such as supplies and staff time are not kept on a per entity basis. The division, bureau, office or unit with DOE that is assigned administrative duties for the entity absorbs the majority of these types of costs.

**C. EFFECT OF PROPOSED CHANGES:**

The bill deletes the statutory references to the Task Force on Gender Equity in Education. Recommendations of the Task Force will remain in the rules of the State Board of Education.

The bill deletes statutory references relating to the Vocational Inservice Education Task Force, the College-Ready Diploma Task Force, and the Review Committee relating to cooperative development and use of satellite facilities.

The bill provides legislative intent regarding education advisory bodies. It requires the Department of Education to identify all education advisory bodies, and to review and make recommendations regarding the continuation, revision or elimination of those bodies every 5 years, beginning January 1, 2001. The Commissioner is assigned the responsibility for developing, maintaining, and modifying an accounting system for the expenditures of education advisory bodies.

**D. SECTION-BY-SECTION ANALYSIS:**

- Section 1.** Amends s. 228.2001, F.S., deleting references relating to the Task Force on Gender Equity in Education and requiring that certain recommendations of the Task Force be provided for in the rules of the State Board of Education.
- Section 2.** Creates s. 229.553, F.S., providing legislative intent regarding educational advisory bodies; requiring the Department of Education to identify all education advisory bodies; assigning the Commissioner of Education responsibility for developing, maintaining, and modifying an accounting system for the expenditures of education advisory bodies; requiring the department to review and submit to the Legislature recommendations regarding the continuation, revision, or elimination of education advisory bodies.
- Section 3.** Amends s. 231.614, F.S., deleting references relating to a vocational inservice educational task force.

**Section 4.** Amends s. 232.2466, F.S., deleting references relating to the college-ready diploma task force.

**Section 5.** Amends s. 235.198, F.S., deleting provisions relating to review committee for cooperative development and use off satellite facilities.

**Section 6.** Provides an effective date of July 1, 2000.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

N/A

2. Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

N/A

2. Expenditures:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

N/A

D. FISCAL COMMENTS:

Although undetermined at this time, the fiscal impact of tracking expenditures of advisory bodies is minimal. By assigning an identifier to each advisory body, expenses can be tracked though the current computer accounting system.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to expend funds.

**B. REDUCTION OF REVENUE RAISING AUTHORITY:**

This bill does not reduce the authority of counties or municipalities to raise revenue.

**C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:**

This bill does not reduce the percentages of state tax shared with counties and municipalities.

**V. COMMENTS:**

**A. CONSTITUTIONAL ISSUES:**

N/A

**B. RULE-MAKING AUTHORITY:**

N/A

**C. OTHER COMMENTS:**

N/A

**VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:**

HB 2195 was a proposed committee bill by the Committee on Education Innovation where it passed that committee with a vote of 10 to 0. The bill was then referred and withdrawn from Education Appropriations on April 12, 2000. HB 2195 passed the House with a vote of 110 to 0 and then was received in the Senate Committee on Education where it died on May 5, 2000.

**VII. SIGNATURES:**

**COMMITTEE ON EDUCATION INNOVATION:**

Prepared by:

Staff Director:

Alex Amengual

Ouida Ashworth

**FINAL ANALYSIS PREPARED BY THE COMMITTEE ON EDUCATION INNOVATION:**

Prepared by:

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