

Amendment No. 2 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 Representative(s) Hart and Jennings offered the following:

13 **Amendment (with title amendment)**

14 On page 3, between lines 10 & 11,

16 insert:

17 Section 3. Legislative findings and intent; Digital
18 Divide Council; powers and duties; program objectives and
19 goals; review and assessment of program performances; annual
20 report.--

21 (1) LEGISLATIVE FINDINGS AND INTENT.--The Legislature
22 finds as follows:

23 (a) Frequent access to use of information technology
24 and possession of the knowledge and skills required to use
25 information technology productively is becoming increasingly
26 more important to being competitively qualified for
27 high-skill, high-wage employment.

28 (b) The availability of reasonable opportunities to
29 have frequent access to use of information technology and to
30 obtain the education and training necessary to acquire the
31 knowledge and skills required to use information technology

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1 productively is critical to becoming competitively qualified
2 for high-skill, high-wage employment.

3 (c) Families that are living near or below the poverty
4 level are without adequate economic resources to have
5 reasonable opportunities to obtain frequent access to use of
6 information technology or the education and training necessary
7 to acquire the knowledge and skills required to become
8 competitively qualified for high-skill, high-wage employment.

9 (d) The absence of such economic resources divides
10 such families from those who have adequate economic resources
11 to have such opportunities, places such families at risk of
12 never realizing their employment and income earning potential,
13 and prevents the state's economy from prospering to the extent
14 possible if such families realized their employment and income
15 earning potential.

16 (e) The divide between the members of such at-risk
17 families and those who have adequate economic resources to
18 have reasonable opportunities to obtain access to frequent use
19 of information technology and the education and training
20 necessary to acquire the knowledge and skills required to
21 become competitively qualified for high-skill, high-wage
22 employment could be reduced, and the economy of the state
23 could be enhanced, by designing and implementing programs that
24 provide such opportunities to members of such at-risk
25 families.

26
27 It is the intent of the Legislature to provide the authority
28 and resources reasonably necessary to facilitate design and
29 implementation of such programs.

30 (2) DIGITAL DIVIDE COUNCIL.--The Digital Divide
31 Council is created in the State Technology Office. The council

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1 shall consist of:

2 (a) The chief information officer in the State
3 Technology Office.

4 (b) The director of the Office of Tourism, Trade, and
5 Economic Development in the Executive Office of the Governor.

6 (c) The president of Workforce Florida, Inc.

7 (d) The director of the Agency for Workforce
8 Innovation.

9 (e) The chair of itflorida.com, Inc.

10 (f) The Commissioner of Education.

11 (g) The executive director of the State Board of
12 Community Colleges.

13 (h) The executive director of the State Board for
14 Career Education.

15 (i) The chair of the Network Access Point of the
16 Americas.

17 (j) A representative of the information technology
18 industry in this state appointed by the Speaker of the House
19 of Representatives.

20 (k) A representative of the information technology
21 industry in this state appointed by the President of the
22 Senate.

23 (l) Two members of the House of Representatives, who
24 shall be ex officio, nonvoting members of the council,
25 appointed by the Speaker of the House of Representatives, one
26 of whom shall be a member of the Republican caucus and the
27 other of whom shall be a member of the Democratic caucus.

28 (m) Two members of the Senate, who shall be ex
29 officio, nonvoting members of the council, appointed by the
30 President of the Senate, one of whom shall be a member of the
31 Republican caucus and the other of whom shall be a member of

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1 the Democratic caucus.

2 (3) TERMS OF APPOINTED MEMBERS OF COUNCIL; VACANCIES;
3 COMPENSATION OF MEMBERS.--The appointed members of the council
4 shall serve an initial term of 1 year commencing July 1, 2001,
5 and ending June 30, 2002, and successor appointees shall serve
6 a term of 2 years, the first of which shall commence July 1,
7 2002, and end June 30, 2004. Successive 2-year terms shall
8 commence and end on the same schedule in subsequent years. Any
9 vacancy in the membership of the council resulting from
10 resignation, incapacity, or death shall be filled within 30
11 days after the date the vacancy is effective. The appointed
12 members of the council shall serve without compensation, but
13 such appointees and the other members of the council shall be
14 entitled to receive per diem and reimbursement for travel
15 expenses as provided in s. 112.061, Florida Statutes. Payment
16 of such per diem and reimbursement of such travel expenses may
17 be made from appropriations authorized to be used for such
18 purposes.

19 (4) COUNCIL MEETINGS; ELECTION OF OFFICERS.--The
20 council shall conduct its initial meeting by August 1, 2001,
21 and shall meet thereafter at least once every 60 days. In its
22 initial meeting, the members of the council shall elect a
23 member to serve as chair and another to serve as vice chair,
24 each for a term of 1 year from the date of the election. Any
25 vacancy in the offices of chair and vice chair resulting from
26 resignation, incapacity, or death shall be filled by similar
27 election within 30 days after the date the vacancy is
28 effective.

29 (5) ADMINISTRATIVE AND TECHNICAL SUPPORT; PAYMENT OF
30 SUPPORT COSTS.--The State Technology Office shall provide such
31 administrative and technical support to the council as is

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1 reasonably necessary for the council to effectively and timely
2 carry out its duties and responsibilities. All direct and
3 indirect costs of providing such support and performing the
4 other duties assigned to the State Technology Office related
5 to design and implementation of the programs authorized by
6 this section may be paid from appropriations authorized to be
7 used for such purposes.

8 (6) POWERS AND DUTIES OF COUNCIL.--The council,
9 through the State Technology Office, is authorized and
10 empowered to facilitate the design and implementation of
11 programs that are aimed at achieving the objectives and goals
12 stated in this section. The State Technology Office shall
13 present and demonstrate to the council the design
14 characteristics and functional elements of each program
15 proposed to be implemented to achieve the objectives and goals
16 stated in this section and each such program shall be reviewed
17 and approved by the council before being implemented. Such
18 programs shall initially be implemented as pilot programs in a
19 minimum of six different areas of the state to develop model
20 programs that are likely to be successful if implemented
21 throughout the state. The areas of the state where the pilot
22 programs are implemented shall be selected by the council with
23 the objectives of testing the merits of the programs in each
24 geographic region of the state and providing equal exposure of
25 the programs to urban and rural communities alike.

26 Implementation of all such pilot and model programs shall be
27 administered by and through the local workforce development
28 boards and each such board shall coordinate and confirm the
29 ready availability and timely delivery of all elements of such
30 programs to ensure the highest probability of such programs
31 achieving their intended results.

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1 (7) PROGRAM OBJECTIVES AND GOALS.--The programs
2 authorized by this section shall have the following objectives
3 and goals:

4 (a) Maximizing efficient and productive use of
5 existing facilities, equipment, personnel, programs, and funds
6 available from federal, state, and local government agencies
7 and from any private person or entity.

8 (b) Using innovative concepts employing newly
9 developed technologies in educating and training those who are
10 enrolled in the programs authorized by this section.

11 (c) Developing viable partnerships between public
12 agencies and private persons and entities based on mutual
13 commitment to responsible and dedicated participation in
14 designing and implementing the programs authorized by this
15 section.

16 (d) Recruiting, enrolling, retaining, and graduating
17 as many at-risk family members as feasible to ensure that they
18 have reasonable opportunities to obtain access to frequent use
19 of information technology and the education and training
20 necessary to competitively qualify them for high-skill,
21 high-wage employment.

22 (e) Reducing the number of underachieving and failing
23 students in the state's public school systems who are members
24 of at-risk families.

25 (f) Reducing the number of underemployed and
26 unemployed members of at-risk families.

27 (g) Using information technology to facilitate
28 achievement of the Sunshine State Standards by all children
29 enrolled in the state's K-12 school system who are members of
30 at-risk families.

31 (h) Training teachers in the state's K-12 school

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1 system to efficiently and effectively use information
2 technology to plan, teach, and administer all courses of
3 instruction required and available by election of children
4 enrolled in the system.

5 (i) Using information technology to enable members of
6 at-risk families who are no longer enrolled in K-12 schools to
7 obtain the education needed to achieve successful completion
8 of general education development test preparation to earn a
9 high school diploma, an applied technology diploma, a
10 vocational certificate, an associate of arts degree, or a
11 baccalaureate degree.

12 (j) Bridge the digital divide in developing a
13 competitive workforce to meet the employment needs of
14 state-based information technology businesses and establish
15 this state as having the most information technology ready
16 workforce in the western hemisphere.

17 (8) MONITORING, REVIEWING, AND EVALUATING PROGRAM
18 PERFORMANCES; REPORTING RESULTS.--The council, through the
19 State Technology Office, shall continually monitor, review,
20 and evaluate the progress of performances realized from
21 implementation of the programs authorized by this section. The
22 State Technology Office shall prepare and submit a report to
23 the council at least 10 days before each of its meetings
24 subsequent to its initial meeting and each such report shall,
25 at a minimum, identify and describe the functional elements of
26 each program being implemented and identify and describe the
27 facilities, equipment, personnel, programs, and funds used to
28 design and implement the program. For each such program, the
29 report shall also identify by name, address, age, and sex the
30 school-age children, and their older siblings and parents, who
31 are enrolled in the program, state the educational level

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1 achieved by each enrollee as of the date he or she enrolled in
2 the program, state the attendance and achievement level
3 recorded for each enrollee in the program, evaluate the
4 progress each enrollee is making toward successful completion
5 of the program, and identify by name, address, age, and sex
6 each enrollee who successfully completes the program. For each
7 such program that is designed to prepare enrollees for
8 high-skill, high-wage employment, the report shall identify
9 each enrollee who successfully completes the program, describe
10 each such employment position for which each enrollee has
11 applied, identify by name, address, and nature of business
12 each employer based in this state to whom each such
13 application for employment has been addressed, state the
14 results each enrollee obtained from making each such
15 application, and describe the nature of any employment
16 obtained and terms of compensation being earned from such
17 employment by each enrollee as a result of making such
18 applications.

19 (9) ANNUAL REPORT.--By March 1, 2002, the council,
20 through the State Technology Office, shall report to the
21 Executive Office of the Governor, the Speaker of the House of
22 Representatives, and the President of the Senate the results
23 of the council's monitoring, reviewing, and evaluating such
24 programs since their inception and the council's
25 recommendations as to whether such programs should be
26 continued and expanded to achieve the objectives and goals
27 stated in this section.

28
29 (Renumber subsequent sections)

30
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1 ===== T I T L E A M E N D M E N T =====
2 And the title is amended as follows:
3 On page 1, line 7 after the semicolon,
4
5 insert:
6 providing legislative findings and intent;
7 creating the Digital Divide Council in the
8 State Technology Office; specifying membership;
9 providing for terms, filling vacancies, and
10 compensation; providing for council meetings
11 and officers; requiring the State Technology
12 Office to provide administrative and technical
13 support; providing powers and duties of the
14 council; authorizing design and implementation
15 of certain programs; providing program
16 objectives and goals; requiring the council to
17 monitor, review, and assess program
18 performances; requiring reports;
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