

Bill No. CS for CS for SB 2008

Amendment No.      Barcode 151924

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Klein moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 21, between lines 11 and 12,

15  
16 insert:

17 Section 13. 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 important to being competitively qualified for high skill/high  
 27 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 it could if such families realized their employment and income  
15 earning potential; and

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 frequent use of  
19 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 the design and implementation of  
24 programs that provide such opportunities to members of such  
25 at-risk 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.--There is created in the  
31 State Technology Office a Digital Divide Council. The Council

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1 shall be constituted as follows:

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 Florida appointed by the Speaker of the Florida  
19 House of Representatives;

20 (k) a representative of the information technology  
21 industry in Florida appointed by the President of the Florida  
22 Senate.

23 (l) two members of the Florida House of  
24 Representatives appointed by the Speaker of the House, one of  
25 whom shall be a member of the Republican caucus, and the other  
26 of whom shall be a member of the Democratic caucus; and

27 (m) two members of the Florida Senate appointed by the  
28 President of the Senate, one of whom shall be a member of the  
29 Republican caucus, and the other of whom shall be a member of  
30 the Democratic caucus.

31 (3) Term of appointed members of Council; vacancies;

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1 compensation of members.--

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

17 (4) Council meetings; election of officers.--The  
18 Council shall conduct its initial meeting by August 1, 2001,  
19 and shall meet thereafter at least once every 60 days. In its  
20 initial meeting, the members of the Council shall elect one of  
21 themselves to serve as Chair and another to serve as  
22 Vice-Chair, each for a term of one year from the date of the  
23 election. Any vacancy in the offices of Chair and Vice-Chair  
24 resulting from resignation, incapacity or death shall be  
25 filled by similar election within 30 days from the date the  
26 vacancy is effective.

27 (5) Administrative and technical support; payment of  
28 support costs.--The State Technology Office shall provide such  
29 administrative and technical support to the Council as is  
30 reasonably necessary for the Council to effectively and timely  
31 carry out its duties and responsibilities. All direct and

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1 indirect costs of providing such support and performing the  
2 other duties imposed on the State Technology Office related to  
3 design and implementation of the programs authorized above may  
4 be paid from appropriations authorized to be used for such  
5 purposes.

6 (6) Powers and duties of Council.--The Digital Divide  
7 Council, through the State Technology Office, is authorized  
8 and empowered to facilitate the design and implementation of  
9 programs that are aimed at achieving the objectives and goals  
10 stated in this section. The State Technology Office shall  
11 present and demonstrate to the Council the design  
12 characteristics and functional elements of each program  
13 proposed to be implemented to achieve the objectives and goals  
14 stated in this section, and each such program shall be  
15 reviewed and approved by the Council before being  
16 implemented. Such programs shall initially be implemented as  
17 pilot programs in a minimum of six different areas of the  
18 state to develop model programs that are likely to be  
19 successful if deployed throughout the state. The areas of the  
20 state where the pilot programs are implemented shall be  
21 selected by the Digital Divide Council with the objectives of  
22 testing the merits of the programs in each geographic region  
23 of the state and providing equal exposure of the programs to  
24 urban and rural communities alike. Implementation of all such  
25 pilot and model programs shall be administered by and through  
26 the local workforce development boards, and each such board  
27 shall coordinate and confirm the ready availability and timely  
28 delivery of all elements of such programs to ensure the  
29 highest probability of such programs achieving their intended  
30 results.

31 (7) Program objectives and goals.--The programs

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1 authorized by this section shall have the following objectives  
2 and goals:

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

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

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

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

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

24 (f) reducing the number of underemployed and  
25 unemployed members of at-risk families;

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

30 (h) training teachers in the state's K-12 school  
31 system to efficiently and effectively use information

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1 technology to plan, teach and administer all courses of  
2 instruction required and available by election of children  
3 enrolled in the system;

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

11 (j) bridging the digital divide in developing a  
12 competitive workforce to meet the employment needs of Florida  
13 based information technology businesses and establishing  
14 Florida as having the most information technology ready  
15 workforce in the western hemisphere.

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

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

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

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28 (Redesignate subsequent sections.)  
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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 3, line 27, after the semicolon

4

5 insert:

6 stating legislative findings and intent;  
7 providing for creation of the Digital Divide  
8 Council; authorizing design and implementation  
9 of programs; expressing program objectives and  
10 goals; providing for review and assessment of  
11 program performances;

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