

Bill No. CS for CS for SB 2008, 1st Eng.

Amendment No. Barcode 531976

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

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

14 On page 7, line 26,

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16 insert:

17 Section 1. (1) The Legislature intends to ensure that

18 all high schools provide supportive services to students and

19 their parents to determine the comprehensive program of study

20 that will best meet the needs and goals of each student. At a

21 minimum, these services must include access to a guidance

22 counselor and assistance in developing an educational and

23 career plan. Each high school shall provide a variety of

24 comprehensive, relevant programs of study which will meet the

25 needs of all students and enable each student to pursue his or

26 her individual educational and career goals.

27 (2) Key components of this process are:

28 (a) A variety of programs of study which are based on

29 individual educational and career goals.

30 (b) Parental involvement in the identification of the

31 appropriate program of study.

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1 (c) Assurance that all programs of study are designed
2 to provide a seamless transition to an appropriate
3 postsecondary education and employment.

4 Section 2. (1) A career and technical education
5 program within a comprehensive high school program of study
6 must be certified or endorsed by the appropriate industry to
7 ensure that all components of the program are relevant and
8 appropriate to prepare the student for further education and
9 employment in that industry.

10 (2) Effective July 1, 2006, each career and technical
11 program preparing for postsecondary education and employment
12 offered as part of a comprehensive program of study in a high
13 school must be industry-certified or endorsed, except for
14 courses classified as exploratory, orientation, or practical
15 arts. A student enrolled in a course within a career and
16 technical program that is not industry-certified may not be
17 reported for full-time equivalent funding through the Florida
18 Education Finance Program unless the course is classified as
19 exploratory, orientation, or practical arts. The Department of
20 Education shall assure that each program is certified by July
21 1, 2006, and recertified at least every 5 years. The
22 department shall adopt rules for the certification process,
23 and the rules must establish any necessary procedures for
24 obtaining appropriate business partners and requirements for
25 business and industry involvement in curriculum oversight and
26 equipment procurement.

27 (3) Each full-time equivalent student in an
28 industry-certified or endorsed career and technical program
29 generates 1.15 times the cost factor for students enrolled in
30 the basic program for grades 9-12, as provided by section
31 236.081, Florida Statutes, and the annual General

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1 Appropriations Act.

2 (4) Effective July 1, 2006, each career and technical
3 education program offered by a high school and able to be
4 articulated to a postsecondary level must also have an
5 articulation agreement with one or more appropriate
6 postsecondary education institutions to ensure a seamless
7 transition to a related postsecondary program without a loss
8 of credit for the student. Students enrolled in a program that
9 is not articulated to a postsecondary program may not be
10 reported for full-time equivalent student funding through the
11 Florida Education Finance Program unless the course is
12 classified as exploratory, orientation, or practical arts or
13 terminates at the high school level.

14 Section 3. (1) A comprehensive program of study in
15 career and technical education must be designed to ensure
16 that, upon completion of the program of study and graduation
17 from high school, a student is prepared to continue his or her
18 education at a postsecondary education institution and obtain
19 employment. Therefore, a comprehensive career and technical
20 program of study must require of each student:

21 (a) Completion of academic courses with a designation
22 from the Department of Education of level two or above. All
23 credits earned to meet graduation requirements in mathematics,
24 science, and communication must have that designation.

25 (b) Attainment of at least one occupational completion
26 point in an industry-certified or endorsed career and
27 technical education program or completion of at least two
28 courses in a technology education program.

29 (c) Completion of a one-credit core course addressing
30 workplace-readiness skills. The Department of Education shall
31 define in rule the content of the course and shall assure that

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1 the course meets graduation requirements for performing arts
2 or practical arts. The course requirement may be satisfied
3 through infusing course content into existing select career
4 and technical education course.

5 (d) Participation in work-based learning experiences,
6 as defined in rule by the Department of Education.

7 (e) Participation in a capstone activity that includes
8 a project related to a career. This activity is designed to
9 apply and demonstrate the competencies and concepts attained
10 in the student's program of study. The Department of Education
11 may specify in rule characteristics of capstone activities
12 that meet the intent of this paragraph.

13 (2) The Legislature intends to recognize with an
14 endorsement on the high school diploma a student who:

15 (a) Completes the requirements for high school
16 graduation as provided in section 232.246, Florida Statutes,
17 and the additional requirements for a comprehensive career and
18 technical program of study provided in subsection (1).

19 (b) Passes the college entry-level placement test or
20 an equivalent test identified by the department with a score
21 adequate to enroll in a public postsecondary education program
22 without the need for college preparatory or vocational
23 preparatory instruction.

24 (3) The endorsement indicates that the student is
25 prepared to continue into postsecondary education without the
26 need for remediation and that the student has marketable
27 employment skills. The Department of Education may adopt by
28 rule a standard format for the endorsement.

29 (4) For each student who receives the endorsement on
30 his or her diploma, the school district shall receive
31 incentive funding, as provided in section 236.081, Florida

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1 Statutes, and the annual General Appropriations Act.

2 (5) A school district that generates funds as a result
3 of industry-certified programs or incentive funding for
4 student achievement of the endorsement must expend the total
5 amount on the comprehensive career and technical program of
6 study. The district may not apply indirect charges to
7 incentive funds earned.

8 Section 4. The Legislature finds that, to adequately
9 assist students in advanced technical and academic career
10 planning, high school guidance counselors and career
11 specialists require preservice and inservice professional
12 development programs that contain sufficient information on
13 career education.

14 (1) Each guidance counselor and career specialist in a
15 school with technical education programs certified as provided
16 in section 2 of this act shall complete 12 inservice points in
17 technical education and career development which include:

18 (a) An emphasis on labor-market trends and
19 projections;

20 (b) A practicum that focuses on development of a
21 career-awareness program; and

22 (c) Content related to a career or employment within
23 the counselor's work experience.

24 (2) The Department of Education shall assist guidance
25 counselors and career specialists in attaining the additional
26 inservice required. The State Board of Education shall revise
27 rules governing the certification and recertification of
28 guidance counselors to allow substitution of personal
29 work-based experiences and temporary-employment opportunities
30 in business and industry for the required classroom
31 instruction. A minimum of 12 hours of inservice in career and

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1 technical education will be required for each 5-year period.

2 (3) To implement the requirements of this act through
3 preservice education, the Legislature encourages colleges of
4 education to provide for the additional courses required
5 without increasing the total number of credit hours needed to
6 complete a program. Instead, the colleges are encouraged to
7 infuse course content required for ethics courses into courses
8 required for introduction, theory, and practicum.

9 Section 5. Paragraph (b) of subsection (9) of section
10 228.041, Florida Statutes, is amended to read:

11 228.041 Definitions.--Specific definitions shall be as
12 follows, and wherever such defined words or terms are used in
13 the Florida School Code, they shall be used as follows:

14 (9) INSTRUCTIONAL PERSONNEL.--"Instructional
15 personnel" means any staff member whose function includes the
16 provision of direct instructional services to students.
17 Instructional personnel also includes personnel whose
18 functions provide direct support in the learning process of
19 students. Included in the classification of instructional
20 personnel are:

21 (b) Pupil personnel services.--Pupil personnel
22 services include staff members responsible for: advising
23 students with regard to their abilities and aptitudes,
24 educational and occupational opportunities, and personal and
25 social adjustments; providing placement services; performing
26 educational evaluations; and similar functions. Included in
27 this classification are guidance counselors, social workers,
28 career occupational/placement specialists, and school
29 psychologists.

30 Section 6. Paragraph (c) of subsection (2) of section
31 229.601, Florida Statutes, is amended to read:

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1 229.601 Career education program.--

2 (2) There is hereby established a career education
3 program in the state educational system. The Commissioner of
4 Education and his or her designated staff shall administer
5 this program. In developing and administering the career
6 education program, the purpose of which is to promote positive
7 career opportunities for all students regardless of their
8 race, color, creed, national origin, ancestry, socioeconomic
9 status, or gender, the commissioner shall:

10 (c) Develop programs for preservice and inservice
11 training for the purpose of infusing career education concepts
12 into the basic curricula of public schools and core curricula
13 of community colleges and state universities and programs for
14 preservice and inservice training for counselors and career
15 ~~occupational and placement~~ specialists to assist in career
16 counseling and placement and followup activities.

17 Section 7. Paragraph (a) of subsection (5) of section
18 229.602, Florida Statutes, is amended to read:

19 229.602 Florida private sector and education
20 partnerships.--

21 (5) Each school district shall designate one or more
22 persons to coordinate local private sector and education
23 partnership activities. The general activities of these
24 coordinators shall be to enhance private sector and education
25 partnership activities. The specific duties of the district
26 coordinators shall include, but not be limited to, the
27 following:

28 (a) Maintaining contact with local businesses and
29 industries, local chamber of commerce organizations, regional
30 workforce boards ~~private industry councils with Job Training~~
31 ~~Partnership Act programs, district, career occupational~~

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1 specialists, guidance personnel, economics educators,
2 volunteer coordinators, community education coordinators,
3 appropriate governmental personnel, and any others interested
4 in private sector and education partnerships.

5 Section 8. Paragraphs (c), (d), and (l) of subsection
6 (1) of section 236.081, Florida Statutes, are amended, present
7 paragraphs (m) through (p) of that subsection are redesignated
8 as paragraphs (n) through (q), respectively, and a new
9 paragraph (m) is added to that subsection, and paragraph (a)
10 of subsection (5) of that section is amended, to read:

11 236.081 Funds for operation of schools.--If the annual
12 allocation from the Florida Education Finance Program to each
13 district for operation of schools is not determined in the
14 annual appropriations act or the substantive bill implementing
15 the annual appropriations act, it shall be determined as
16 follows:

17 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
18 OPERATION.--The following procedure shall be followed in
19 determining the annual allocation to each district for
20 operation:

21 (c) Determination of programs.--Cost factors based on
22 desired relative cost differences between the following
23 programs shall be established in the annual General
24 Appropriations Act. A secondary career or technical education
25 program certified as required by section 2 of this act
26 generates funding as provided in paragraph (m). Effective July
27 1, 2006, a full-time equivalent student in a career or
28 technical education program that is not industry-certified or
29 endorsed shall not generate any state funding unless the
30 student is in a course classified as exploration, orientation,
31 or practical arts and the General Appropriations Act contains

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1 a cost factor for such courses. The Department of Education
2 shall complete a study by January 2002 to determine if career
3 and technical education programs should have differentiated
4 funding weights.The Commissioner of Education shall specify a
5 matrix of services and intensity levels to be used by
6 districts in the determination of the two weighted cost
7 factors for exceptional students with the highest levels of
8 need. For these students, the funding support level shall fund
9 the exceptional students' education program, with the
10 exception of extended school year services for students with
11 disabilities.

12 1. Basic programs.--

13 a. Kindergarten and grades 1, 2, and 3.

14 b. Grades 4, 5, 6, 7, and 8.

15 c. Grades 9, 10, 11, and 12.

16 2. Programs for exceptional students.--

17 a. Support Level IV.

18 b. Support Level V.

19 3. Secondary career and technical education programs,
20 industry-certified or endorsed--

21 4. Career and technical education programs, all other
22 programs--

23 ~~5.4.~~ English for Speakers of Other Languages.--

24 (d) Annual allocation calculation.--

25 1. The Department of Education shall ~~is authorized and~~
26 ~~directed to~~ review all district programs and enrollment
27 projections and calculate a maximum total weighted full-time
28 equivalent student enrollment for each district for the K-12
29 FEFP.

30 2. Maximum enrollments calculated by the department
31 shall be derived from enrollment estimates used by the

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1 Legislature to calculate the FEFP. If two or more districts
2 enter into an agreement under the provisions of s.
3 230.23(4)(d), after the final enrollment estimate is agreed
4 upon, the amount of FTE specified in the agreement, not to
5 exceed the estimate for the specific program as identified in
6 paragraph (c), may be transferred from the participating
7 districts to the district providing the program.

8 3. As part of its calculation of each district's
9 maximum total weighted full-time equivalent student
10 enrollment, the department shall establish separate enrollment
11 ceilings for each of two program groups. Group 1 shall be
12 composed of grades K-3, grades 4-8, and grades 9-12. Group 2
13 shall be composed of students in exceptional student education
14 programs, English for Speakers of Other Languages programs,
15 all basic programs other than the programs in group 1, and all
16 vocational programs in grades 6-12 ~~7-12~~.

17 a. The weighted enrollment ceiling for group 2
18 programs shall be calculated by multiplying the final
19 enrollment conference estimate for each program by the
20 appropriate program weight. The weighted enrollment ceiling
21 for program group 2 shall be the sum of the weighted
22 enrollment ceilings for each program in the program group,
23 plus the increase in weighted full-time equivalent student
24 membership from the prior year for clients of the Department
25 of Children and Family Services and the Department of Juvenile
26 Justice.

27 b. If, for any calculation of the FEFP, the weighted
28 enrollment for program group 2, derived by multiplying actual
29 enrollments by appropriate program weights, exceeds the
30 enrollment ceiling for that group, the following procedure
31 shall be followed to reduce the weighted enrollment for that

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1 group to equal the enrollment ceiling:

2 (I) The weighted enrollment ceiling for each program
3 in the program group shall be subtracted from the weighted
4 enrollment for that program derived from actual enrollments.

5 (II) If the difference calculated under
6 sub-sub-subparagraph (I) is greater than zero for any program,
7 a reduction proportion shall be computed for the program by
8 dividing the absolute value of the difference by the total
9 amount by which the weighted enrollment for the program group
10 exceeds the weighted enrollment ceiling for the program group.

11 (III) The reduction proportion calculated under
12 sub-sub-subparagraph (II) shall be multiplied by the total
13 amount of the program group's enrollment over the ceiling as
14 calculated under sub-sub-subparagraph (I).

15 (IV) The prorated reduction amount calculated under
16 sub-sub-subparagraph (III) shall be subtracted from the
17 program's weighted enrollment. For any calculation of the
18 FEFP, the enrollment ceiling for group 1 shall be calculated
19 by multiplying the actual enrollment for each program in the
20 program group by its appropriate program weight.

21 c. For program group 2, the weighted enrollment
22 ceiling shall be a number not less than the sum obtained by:

23 (I) Multiplying the sum of reported FTE for all
24 programs in the program group that have a cost factor of 1.0
25 or more by 1.0, and

26 (II) By adding this number to the sum obtained by
27 multiplying the projected FTE for all programs with a cost
28 factor less than 1.0 by the actual cost factor.

29 4. Following completion of the weighted enrollment
30 ceiling calculation as provided in subparagraph 3., a
31 supplemental capping calculation shall be employed for those

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1 districts that are over their weighted enrollment ceiling. For
2 each such district, the total reported unweighted FTE
3 enrollment for group 2 programs shall be compared with the
4 total appropriated unweighted FTE enrollment for group 2
5 programs. If the total reported unweighted FTE for group 2 is
6 greater than the appropriated unweighted FTE, then the excess
7 unweighted FTE up to the unweighted FTE transferred from group
8 2 to group 1 for each district by the Public School FTE
9 Estimating Conference shall be funded at a weight of 1.0 and
10 added to the funded weighted FTE computed in subparagraph 3.
11 This adjustment shall be calculated beginning with the third
12 calculation of the 1998-1999 FEFP.

13 (1) Instruction in career education.--~~Effective for~~
14 ~~the 1985-1986 school year and thereafter,~~District pupil
15 progression plans shall provide for the substitution of
16 vocational courses for the nonelective courses required for
17 high school graduation pursuant to s. 232.246. Beginning July
18 1, 2006, a career and technical course may not be substituted
19 for another required course unless it is part of an
20 industry-certified or endorsed program certified as provided
21 in section 2 of this act.A student in grades 9 through 12 who
22 enrolls in and satisfactorily completes a job-preparatory
23 course program may substitute credit for a portion of the
24 required four credits in English, three credits in
25 mathematics, any credits in social studies, and three credits
26 in science. The credit substituted for English, mathematics,
27 social studies, or science earned through the vocational
28 job-preparatory course program shall be on a curriculum
29 equivalency basis as provided for in the State Course Code
30 Directory. The State Board of Education shall authorize by
31 rule vocational course substitutions not to exceed two credits

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1 in each of the nonelective academic subject areas of English,
2 mathematics, social studies, and science. School districts
3 shall provide for vocational course substitutions not to
4 exceed two credits in each of the nonelective academic subject
5 areas of English, mathematics, social studies, and science,
6 upon adoption of vocational student performance standards by
7 the school board pursuant to s. 232.2454. A career and
8 technical course ~~vocational program~~ which has been used as a
9 substitute for a nonelective academic credit in one subject
10 area may not be used as a substitute for any other subject
11 area. The credit in practical arts or exploratory career
12 education required for high school graduation pursuant to s.
13 232.246(1) shall be funded as a career education course. Such
14 a course is eligible for funding at 1.15 times the cost factor
15 for students enrolled in the basic program for grades 9-12
16 only if it is part of a program certified or endorsed as
17 required by section 2 of this act.

18 (m) Calculation of full-time equivalent membership for
19 an industry-certified or endorsed technical program.--Funding
20 for students enrolled in an industry-certified program as
21 provided in section 2 of this act is calculated at 1.15 times
22 the cost factor for students enrolled in the program for
23 grades 9-12 and multiplying that number by the number of
24 full-time equivalent students in an industry-certified or
25 endorsed career and technical program. A student who earns the
26 endorsement authorized by section 3 of this act generates
27 additional incentive funding for the program, as provided in
28 subsection (5). During the transition from the 2001-2002
29 school year until July 1, 2006, all career and technical
30 education programs not industry-certified or endorsed or
31 articulated to postsecondary institutions will continue to

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1 earn weighted funding as determined in the General
2 Appropriations Act.

3 (5) CATEGORICAL PROGRAMS.--The Legislature hereby
4 provides for the establishment of selected categorical
5 programs to assist in the development and maintenance of
6 activities giving indirect support to the programs previously
7 funded. These categorical appropriations may be funded as
8 general and transitional categorical programs. It is the
9 intent of the Legislature that no transitional categorical
10 program be funded for more than 4 fiscal years from the date
11 of original authorization. Such programs are as follows:

12 (a) General.--

13 1. Comprehensive school construction and debt service
14 as provided by law.

15 2. Community schools as provided by law.

16 3. School lunch programs as provided by law.

17 4. Instructional material funds as provided by law.

18 5. Student transportation as provided by law.

19 6. Student development services as provided by law.

20 7. Diagnostic and learning resource centers as
21 provided by law.

22 8. Comprehensive health education as provided by law.

23 9. Excellent Teaching Program as provided by law.

24 10. Attainment of the high school career and technical
25 endorsement authorized by section 3 of this act and rules of
26 the State Board of Education.

27 Section 9. Section 239.121, Florida Statutes, is
28 amended to read:

29 239.121 Career ~~Occupational~~ specialists.--

30 (1) District school boards and community college
31 boards of trustees may employ career ~~occupational~~ specialists

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1 to provide student counseling services and occupational
2 information to students and to provide information to local
3 business and industry regarding the availability of vocational
4 programs through local educational institutions. Under the
5 supervision of a certified counselor, career ~~occupational~~
6 specialists may undertake special assignments that include,
7 but are not limited to, the identification and intensive
8 counseling of current and former students and the parents of
9 such students, as well as counseling students and all
10 education personnel regarding job and career opportunities.

11 (2) Career ~~Occupational~~ specialists shall receive
12 certification pursuant to State Board of Education rule and s.
13 231.1725. A career ~~No occupational~~ specialist may not be paid
14 less than any other member of the instructional personnel who
15 has equivalent qualifications and provides similar services.
16 Career ~~Occupational~~ specialists may receive salary supplements
17 upon documentation that such supplements are necessary for
18 recruiting or retaining suitable personnel.

19 (3) The Department of Education and each school
20 district that employs a career specialist shall assist that
21 person in preparing a professional development plan designed
22 to provide the skills necessary to perform the duties
23 associated with implementing a comprehensive technical
24 education program of study.

25 Section 10. Paragraph (a) of subsection (2) of section
26 239.229, Florida Statutes, is amended to read:

27 239.229 Vocational standards.--

28 (2)(a) Each school board and superintendent shall
29 direct the smooth transition of high school career and
30 technical education programs to industry-certified or endorsed
31 programs of study included in a comprehensive course of study.

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1 Each school board and superintendent shall also direct the
2 implementation of all components required to obtain the
3 endorsement authorized in section 3 of this act if the
4 district chooses to offer the endorsement. School board,
5 superintendent, and school accountability for career education
6 within elementary and secondary schools includes, but is not
7 limited to:

8 1. Student exposure to a variety of careers and
9 provision of instruction to explore specific careers in
10 greater depth.

11 2. Student awareness of available vocational programs
12 and the corresponding occupations into which such programs
13 lead.

14 3. Student development of individual career plans.

15 4. Integration of academic and vocational skills in
16 the secondary curriculum.

17 5. Student preparation to enter the workforce and
18 enroll in postsecondary education without being required to
19 complete college-preparatory or vocational-preparatory
20 instruction.

21 6. Student retention in school through high school
22 graduation.

23 7. Career and technical ~~Vocational~~ curriculum
24 articulation with corresponding postsecondary programs in the
25 local area technical center or community college, or both.

26
27 (Redesignate subsequent sections.)
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29

30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

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1 On page 1, line 2, after the semicolon
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3 insert:
4 providing legislative intent for certain career
5 and technical education programs within
6 comprehensive programs of study in high
7 schools; providing for industry-certification,
8 for certain required courses and activities;
9 authorizing an endorsement and funding;
10 authorizing rules of the Department of
11 Education; requiring certain programs and
12 career-development activities to assist
13 counselors; amending ss. 228.041, 229.601,
14 229.602, 239.121, F.S.; revising a personnel
15 classification title; amending s. 236.081,
16 F.S.; providing for funding of certain
17 programs; prohibiting certain courses and
18 programs from being reported for funding or
19 from being substituted for other courses or
20 programs; providing for certain
21 professional-development activities; amending
22 s. 239.229, F.S.; providing certain
23 responsibilities for school boards and
24 superintendents;
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