

By the Committee on Appropriations; and Senator Cowin

309-2357A-03

1                                   A bill to be entitled  
2           An act relating to education; amending s.  
3           1007.271, F.S., relating to dual enrollment  
4           programs; authorizing the Commissioner of  
5           Education to encourage the use of accelerated  
6           education mechanisms; requiring audits to  
7           determine a school district's compliance with  
8           requirements pertaining to student access and  
9           notification; requiring the State Board of  
10          Education to reduce a district's discretionary  
11          appropriation if the district is not in  
12          compliance as required; amending s. 1011.62,  
13          F.S.; requiring students enrolled in community  
14          college or university dual enrollment  
15          instruction to be included in calculations of  
16          full-time equivalent student memberships for  
17          certain programs; providing for funding dually  
18          enrolled high school students; providing  
19          requirements for calculating the disbursement  
20          amount to postsecondary institutions; providing  
21          an effective date.

22  
23 Be It Enacted by the Legislature of the State of Florida:

24  
25           Section 1. Subsections (1) and (5) of section  
26   1007.271, Florida Statutes, are amended to read:  
27           1007.271 Dual enrollment programs.--  
28           (1)(a) The dual enrollment program is the enrollment  
29   of an eligible secondary student or home education student in  
30   a postsecondary course creditable toward a career and  
31   technical certificate or an associate or baccalaureate degree.

1           (b) In an effort to assist in class-size reduction,  
2 the Commissioner of Education is authorized to encourage the  
3 use of accelerated education mechanisms, including dual  
4 enrollment as authorized under this section.

5           (5)(a) Each district school board shall inform all  
6 secondary students of dual enrollment as an educational option  
7 and mechanism for acceleration. Students shall be informed of  
8 eligibility criteria, the option for taking dual enrollment  
9 courses beyond the regular school year, and the 24 minimum  
10 academic credits required for graduation. District school  
11 boards shall annually assess the demand for dual enrollment  
12 and other advanced courses, and the district school board  
13 shall consider strategies and programs to meet that demand.

14           (b) The Commissioner of Education shall perform  
15 compliance audits to determine each school district's  
16 compliance with the requirements of subsection (3) pertaining  
17 to student access and the requirements of this subsection. If  
18 a school district is found to be not in compliance, the State  
19 Board of Education shall reduce the discretionary lottery  
20 appropriation for that district until the district is in  
21 compliance as provided in s. 1008.32(4)(b).

22           Section 2. Paragraph (i) of subsection (1) of section  
23 1011.62, Florida Statutes, is amended to read:

24           1011.62 Funds for operation of schools.--If the annual  
25 allocation from the Florida Education Finance Program to each  
26 district for operation of schools is not determined in the  
27 annual appropriations act or the substantive bill implementing  
28 the annual appropriations act, it shall be determined as  
29 follows:

30           (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
31 OPERATION.--The following procedure shall be followed in

1 determining the annual allocation to each district for  
2 operation:  
3 (i) Calculation of full-time equivalent membership  
4 with respect to instruction from community colleges or state  
5 universities.--Students enrolled in community college or  
6 university dual enrollment instruction pursuant to s. 1007.271  
7 shall ~~may~~ be included in calculations of full-time equivalent  
8 student memberships for basic programs for grades 9 through 12  
9 by a district school board. ~~Such students may also be~~  
10 ~~calculated as the proportional shares of full-time equivalent~~  
11 ~~enrollments they generate for the community college or~~  
12 ~~university conducting the dual enrollment instruction.~~Early  
13 admission students shall be considered dual enrollments for  
14 funding purposes. Students may be enrolled in dual enrollment  
15 instruction provided by an eligible independent college or  
16 university and may be included in calculations of full-time  
17 equivalent student memberships for basic programs for grades 9  
18 through 12 by a district school board. However, those  
19 provisions of law which exempt dual enrolled and early  
20 admission students from payment of instructional materials and  
21 tuition and fees, including laboratory fees, shall not apply  
22 to students who select the option of enrolling in an eligible  
23 independent institution. An independent college or university  
24 which is located and chartered in Florida, is not for profit,  
25 is accredited by the Commission on Colleges of the Southern  
26 Association of Colleges and Schools or the Accrediting  
27 Commission of the Association of Independent Colleges and  
28 Schools, and which confers degrees as defined in s. 1005.02  
29 shall be eligible for inclusion in the dual enrollment or  
30 early admission program. Students enrolled in dual enrollment  
31 instruction shall be exempt from the payment of tuition and

1 fees, including laboratory fees. No student enrolled in  
2 college credit mathematics or English dual enrollment  
3 instruction shall be funded as a dual enrollment unless the  
4 student has successfully completed the relevant section of the  
5 entry-level examination required pursuant to s. 1008.30.

6 1. Funding for dually enrolled high school students  
7 shall be provided to the district or eligible postsecondary  
8 institution employing the instructor. If an eligible  
9 postsecondary institution employs the instructor, school  
10 district membership surveys shall include dual enrollment  
11 students on the basis of 75 membership hours for each one-half  
12 credit earned or 150 membership hours for each full high  
13 school credit earned. If an eligible postsecondary institution  
14 employs the instructor, notwithstanding the limitation of ss.  
15 1007.271(2) and 1011.61(4), the full-time equivalency of a  
16 dually enrolled student shall be reported for funding. If an  
17 eligible postsecondary institution employs the instructor, the  
18 school district shall make monthly payments based on  
19 documented estimates of such credits to be earned, with  
20 subsequent adjustments for actual credits earned.

21 2. The calculation of the amount to be disbursed to  
22 the postsecondary institution shall be the product of the  
23 full-time equivalent student membership, the cost factor for  
24 grades 9-12, the base student allocation, and the district  
25 cost differential. School districts may negotiate with the  
26 eligible postsecondary institution in the local articulation  
27 agreement to share a percentage of the funding.

28 3. Funding provided for dual enrollment in this  
29 subsection to a postsecondary institution shall be deducted  
30 from postsecondary funding calculations that provide state  
31 support for operations based on dual enrollment FTE.

