



A bill to be entitled

An act relating to career education nomenclature; amending ss. 20.18, 112.19, 112.191, 112.1915, 238.01, 250.10, 288.047, 288.9511, 295.02, 295.125, 339.0805, 364.508, 376.0705, 380.0651, 402.305, 402.3051, 403.716, 414.0252, 420.0004, 420.524, 420.602, 440.16, 443.231, 445.003, 445.004, 445.009, 445.012, 445.0123, 445.024, 445.049, 446.011, 446.052, 446.22, 475.17, 475.451, 475.617, 475.627, 494.0029, 509.302, 553.841, 790.06, 790.115, 810.095, 943.14, 958.12, 985.315, 1000.04, 1000.05, 1001.42, 1001.44, 1001.452, 1001.453, 1001.64, 1002.01, 1002.20, 1002.22, 1002.34, 1002.42, 1003.01, 1003.02, 1003.43, 1003.47, 1003.491, 1003.51, 1003.52, 1004.02, 1004.07, 1004.54, 1004.65, 1004.73, 1004.91, 1004.92, 1004.93, 1004.98, 1005.21, 1006.035, 1006.051, 1006.21, 1006.31, 1007.21, 1007.23, 1007.24, 1007.25, 1007.27, 1007.271, 1008.37, 1008.385, 1008.405, 1008.41, 1008.42, 1008.43, 1008.45, 1009.22, 1009.25, 1009.40, 1009.532, 1009.533, 1009.536, 1009.55, 1009.61, 1009.64, 1009.98, 1010.20, 1010.58, 1011.62, 1011.68, 1011.80, 1011.83, 1012.01, 1012.39, 1012.41, 1012.43, 1013.03, 1013.31, 1013.64, and 1013.75, F.S.; changing terminology relating to vocational and technical education to career education; changing terminology relating to workforce education; providing an effective date.

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

Section 1. Paragraph (a) of subsection (4) of section 20.18, Florida Statutes, is amended to read:



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31 20.18 Department of Community Affairs.--There is created a  
32 Department of Community Affairs.

33 (4) In addition to its other powers, duties, and  
34 functions, the department shall, under the general supervision  
35 of the secretary and the Interdepartmental Coordinating Council  
36 on Community Services, assist and encourage the development of  
37 state programs by the various departments for the productive use  
38 of human resources, and the department shall work with other  
39 state agencies in order that together they might:

40 (a) Effect the coordination, by the responsible agencies  
41 of the state, of the career ~~vocational, technical,~~ and adult  
42 educational programs of the state in order to provide the  
43 maximum use and meaningful employment of persons completing  
44 courses of study from such programs;

45 Section 2. Subsection (3) of section 112.19, Florida  
46 Statutes, is amended to read:

47 112.19 Law enforcement, correctional, and correctional  
48 probation officers; death benefits.--

49 (3) If a law enforcement, correctional, or correctional  
50 probation officer is accidentally killed as specified in  
51 paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
52 intentionally killed as specified in paragraph (2)(c) on or  
53 after July 1, 1980, the state shall waive certain educational  
54 expenses that the child or spouse of the deceased officer incurs  
55 while obtaining a career ~~vocational-technical~~ certificate, an  
56 undergraduate education, or a postgraduate education. The amount  
57 waived by the state shall be an amount equal to the cost of  
58 tuition and matriculation and registration fees for a total of  
59 120 credit hours. The child or spouse may attend a state career  
60 institute ~~vocational-technical school~~, a state community



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61 college, or a state university. The child or spouse may attend  
62 any or all of the institutions specified in this subsection, on  
63 either a full-time or part-time basis. The benefits provided to  
64 a child under this subsection shall continue until the child's  
65 25th birthday. The benefits provided to a spouse under this  
66 subsection must commence within 5 years after the death occurs,  
67 and entitlement thereto shall continue until the 10th  
68 anniversary of that death.

69 (a) Upon failure of any child or spouse benefited by the  
70 provisions of this subsection to comply with the ordinary and  
71 minimum requirements of the institution attended, both as to  
72 discipline and scholarship, the benefits shall be withdrawn as  
73 to the child or spouse and no further moneys may be expended for  
74 the child's or spouse's benefits so long as such failure or  
75 delinquency continues.

76 (b) Only a student in good standing in his or her  
77 respective institution may receive the benefits thereof.

78 (c) A child or spouse receiving benefits under this  
79 subsection must be enrolled according to the customary rules and  
80 requirements of the institution attended.

81 Section 3. Subsection (3) of section 112.191, Florida  
82 Statutes, is amended to read:

83 112.191 Firefighters; death benefits.--

84 (3) If a firefighter is accidentally killed as specified  
85 in paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
86 intentionally killed as specified in paragraph (2)(c), on or  
87 after July 1, 1980, the state shall waive certain educational  
88 expenses that the child or spouse of the deceased firefighter  
89 incurs while obtaining a career ~~vocational-technical~~  
90 certificate, an undergraduate education, or a postgraduate



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91 education. The amount waived by the state shall be an amount  
92 equal to the cost of tuition and matriculation and registration  
93 fees for a total of 120 credit hours. The child or spouse may  
94 attend a state career institute ~~vocational-technical school~~, a  
95 state community college, or a state university. The child or  
96 spouse may attend any or all of the institutions specified in  
97 this subsection, on either a full-time or part-time basis. The  
98 benefits provided to a child under this subsection shall  
99 continue until the child's 25th birthday. The benefits provided  
100 to a spouse under this subsection must commence within 5 years  
101 after the death occurs, and entitlement thereto shall continue  
102 until the 10th anniversary of that death.

103 (a) Upon failure of any child or spouse benefited by the  
104 provisions of this subsection to comply with the ordinary and  
105 minimum requirements of the institution attended, both as to  
106 discipline and scholarship, the benefits thereof shall be  
107 withdrawn as to the child or spouse and no further moneys  
108 expended for the child's or spouse's benefits so long as such  
109 failure or delinquency continues.

110 (b) Only students in good standing in their respective  
111 institutions shall receive the benefits thereof.

112 (c) A child or spouse receiving benefits under this  
113 subsection must be enrolled according to the customary rules and  
114 requirements of the institution attended.

115 Section 4. Paragraph (d) of subsection (3) of section  
116 112.1915, Florida Statutes, is amended to read:

117 112.1915 Teachers and school administrators; death  
118 benefits.--Any other provision of law to the contrary  
119 notwithstanding:



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120 (3) If a teacher or school administrator dies under the  
121 conditions in subsection (2), benefits shall be provided as  
122 follows:

123 (d) Waiver of certain educational expenses which children  
124 of the deceased teacher or school administrator incur while  
125 obtaining a career ~~vocational-technical~~ certificate or an  
126 undergraduate education shall be according to conditions set  
127 forth in this paragraph. The amount waived by the state shall be  
128 an amount equal to the cost of tuition and matriculation and  
129 registration fees for a total of 120 credit hours at a  
130 university. The child may attend a state career institute  
131 ~~vocational-technical school~~, a state community college, or a  
132 state university. The child may attend any or all of the  
133 institutions specified in this paragraph, on either a full-time  
134 or part-time basis. The benefits provided under this paragraph  
135 shall continue to the child until the child's 25th birthday.

136 1. Upon failure of any child benefited by the provisions  
137 of this paragraph to comply with the ordinary and minimum  
138 requirements of the institution attended, both as to discipline  
139 and scholarship, the benefits shall be withdrawn as to the child  
140 and no further moneys may be expended for the child's benefits  
141 so long as such failure or delinquency continues.

142 2. A student who becomes eligible for benefits under the  
143 provisions of this paragraph while enrolled in an institution  
144 must be in good standing with the institution to receive the  
145 benefits provided herein.

146 3. A child receiving benefits under this paragraph must be  
147 enrolled according to the customary rules and requirements of  
148 the institution attended.



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149 Section 5. Subsection (3) of section 238.01, Florida  
150 Statutes, is amended to read:

151 238.01 Definitions.--The following words and phrases as  
152 used in this chapter shall have the following meanings unless a  
153 different meaning is plainly required by the context:

154 (3) "Teacher" means any member of the teaching or  
155 professional staff and any certificated employee of any public  
156 free school, of any district school system and career institute  
157 ~~vocational school~~, any member of the teaching or professional  
158 staff of the Florida School for the Deaf and Blind, child  
159 training schools of the Department of Juvenile Justice, the  
160 Department of Corrections, and any tax-supported institution of  
161 higher learning of the state, and any member and any certified  
162 employee of the Department of Education, any certified employee  
163 of the retirement system, any full-time employee of any  
164 nonprofit professional association or corporation of teachers  
165 functioning in Florida on a statewide basis, which seeks to  
166 protect and improve public school opportunities for children and  
167 advance the professional and welfare status of its members, any  
168 person now serving as superintendent, or who was serving as  
169 county superintendent of public instruction on July 1, 1939, and  
170 any hereafter duly elected or appointed superintendent, who  
171 holds a valid Florida teachers' certificate. In all cases of  
172 doubt the Department of Management Services shall determine  
173 whether any person is a teacher as defined herein.

174 Section 6. Paragraph (c) of subsection (7) of section  
175 250.10, Florida Statutes, is amended to read:

176 250.10 Appointment and duties of the Adjutant General.--

177 (7) The Adjutant General and representatives of the Board  
178 of Regents, the State Board of Community Colleges, and the State



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179 Board of Education shall design and develop a tuition assistance  
180 program for members in good standing of the active Florida  
181 National Guard who enroll in a public institution of higher  
182 learning in the state in accordance with the provisions of  
183 subsection (8).

184 (c) The program shall define those members of the active  
185 Florida National Guard ineligible to participate in the program  
186 and those courses of study not authorized for the program.

187 1. Such members shall include, but not be limited to:

188 a. Any member, commissioned officer or warrant officer or  
189 enlisted person, who has a baccalaureate degree.

190 b. Any member who has 15 years or more of total military  
191 service creditable toward retirement.

192 c. Any member who has not completed basic military  
193 training.

194 2. Courses not authorized include noncredit courses,  
195 courses which do not meet degree requirements, or courses which  
196 do not meet requirements for completion of career ~~vocational-~~  
197 ~~technical~~ training.

198 Section 7. Subsection (3) of section 288.047, Florida  
199 Statutes, is amended to read:

200 288.047 Quick-response training for economic  
201 development.--

202 (3) Requests for funding through the Quick-Response  
203 Training Program may be produced through inquiries from a  
204 specific business or industry, inquiries from a school district  
205 director of career education or community college occupational  
206 dean on behalf of a business or industry, or through official  
207 state or local economic development efforts. In allocating funds  
208 for the purposes of the program, Workforce Florida, Inc., shall



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209 establish criteria for approval of requests for funding and  
 210 shall select the entity that provides the most efficient, cost-  
 211 effective instruction meeting such criteria. Program funds may  
 212 be allocated to any career institute ~~area technical center~~,  
 213 community college, or state university. Program funds may be  
 214 allocated to private postsecondary institutions only upon a  
 215 review that includes, but is not limited to, accreditation and  
 216 licensure documentation and prior approval by Workforce Florida,  
 217 Inc. Instruction funded through the program must terminate when  
 218 participants demonstrate competence at the level specified in  
 219 the request; however, the grant term may not exceed 24 months.  
 220 Costs and expenditures for the Quick-Response Training Program  
 221 must be documented and separated from those incurred by the  
 222 training provider.

223 Section 8. Subsection (1) of section 288.9511, Florida  
 224 Statutes, is amended to read:

225 288.9511 Definitions.--As used in ss. 288.9511-288.9517,  
 226 the term:

227 (1) "Educational institutions" means Florida career  
 228 ~~technical~~ institutes ~~and vocational schools~~, and public and  
 229 private community colleges, colleges, and universities in the  
 230 state.

231 Section 9. Section 295.02, Florida Statutes, is amended to  
 232 read:

233 295.02 Use of funds; age, etc.--All sums appropriated and  
 234 expended under this chapter shall be used to pay tuition and  
 235 registration fees, board, and room rent and to buy books and  
 236 supplies for the children of deceased or disabled veterans or  
 237 service members, as defined and limited in s. 295.01, s.

238 295.016, s. 295.017, s. 295.018, or s. 295.0195, or of parents





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239 classified as prisoners of war or missing in action, as defined  
 240 and limited in s. 295.015, who are between the ages of 16 and 22  
 241 years and who are in attendance at a state-supported institution  
 242 of higher learning, including a community college or career  
 243 institute ~~vocational-technical school~~. Any child having entered  
 244 upon a course of training or education under the provisions of  
 245 this chapter, consisting of a course of not more than 4 years,  
 246 and arriving at the age of 22 years before the completion of  
 247 such course may continue the course and receive all benefits of  
 248 the provisions of this chapter until the course is completed.  
 249 The Department of Education shall administer this educational  
 250 program subject to regulations of the department.

251 Section 10. Subsections (1) and (2) of section 295.125,  
 252 Florida Statutes, are amended to read:

253 295.125 Preference for admission to career ~~vocational~~  
 254 training.--

255 (1) It is the intent of the Legislature through enactment  
 256 of this section to assist returning veterans of the Southeast  
 257 Asian conflict to train themselves for a civilian future.  
 258 Although the provisions of this section apply only to state-  
 259 supported career institute ~~vocational-technical~~ facilities and  
 260 programs, it is the further intent of the Legislature to  
 261 encourage privately supported career institutes ~~vocational-~~  
 262 ~~technical schools and centers~~ to join with the state in  
 263 assisting our returning veterans by providing preferences for  
 264 them in admission procedures and standards.

265 (2) In determining order of admission or acceptance for  
 266 students, every career institute ~~vocational training center,~~  
 267 ~~vocational-technical school,~~ or career ~~vocational~~ program which  
 268 receives state funding or support shall give preference as



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269 provided in subsection (3) to a person who served in the Armed  
270 Forces of the United States at any time during the Vietnam Era,  
271 as defined in s. 1.01(14), and who has been separated therefrom  
272 under honorable conditions, if such person's enrollment is  
273 directly related to his or her present employment or to his or  
274 her securing employment.

275 Section 11. Paragraph (d) of subsection (3) of section  
276 339.0805, Florida Statutes, is amended to read:

277 339.0805 Funds to be expended with certified disadvantaged  
278 business enterprises; specified percentage to be expended;  
279 construction management development program; bond guarantee  
280 program.--It is the policy of the state to meaningfully assist  
281 socially and economically disadvantaged business enterprises  
282 through a program that will provide for the development of  
283 skills through construction and business management training, as  
284 well as by providing contracting opportunities and financial  
285 assistance in the form of bond guarantees, to primarily remedy  
286 the effects of past economic disparity.

287 (3) The head of the department is authorized to expend up  
288 to 6 percent of the funds specified in subsection (1) which are  
289 designated to be expended on small business firms owned and  
290 controlled by socially and economically disadvantaged  
291 individuals to conduct, by contract or otherwise, a construction  
292 management development program. Participation in the program  
293 will be limited to those firms which are certified under the  
294 provisions of subsection (1) by the department or the federal  
295 Small Business Administration or to any firm which has annual  
296 gross receipts not exceeding \$2 million averaged over a 3-year  
297 period. The program will consist of classroom instruction and  
298 on-the-job instruction. To the extent feasible, the registration



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299 fee shall be set to cover the cost of instruction and overhead.

300 No salary will be paid to any participant.

301 (d) The department shall develop, under contract with the  
 302 State University System, the community college system, a school  
 303 district in behalf of its career institute ~~vocational-technical-~~  
 304 ~~center~~, or a private consulting firm, a curriculum for  
 305 instruction in the courses that will lead to a certification of  
 306 proficiency in the construction management development program.

307 Section 12. Subsection (7) of section 364.508, Florida  
 308 Statutes, is amended to read:

309 364.508 Definitions.--As used in this part:

310 (7) "Eligible facilities" means all approved campuses and  
 311 instructional centers of all public universities, public  
 312 community colleges, career institutes ~~area technical centers~~,  
 313 public elementary schools, middle schools, and high schools,  
 314 including school administrative offices, public libraries,  
 315 teaching hospitals, the research institute described in s.  
 316 1004.43, and rural public hospitals as defined in s. 395.602. If  
 317 no rural public hospital exists in a community, the public  
 318 health clinic which is responsible for individuals before they  
 319 can be transferred to a regional hospital shall be considered  
 320 eligible.

321 Section 13. Section 376.0705, Florida Statutes, is amended  
 322 to read:

323 376.0705 Development of training programs and educational  
 324 materials.--The department shall encourage the development of  
 325 training programs for personnel needed for pollutant discharge  
 326 prevention and cleanup activities. The department shall work  
 327 with accredited community colleges, career institutes  
 328 ~~vocational-technical centers~~, state universities, and private



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329 institutions in developing educational materials, courses of  
330 study, and other such information to be made available for  
331 persons seeking to be trained for pollutant discharge prevention  
332 and cleanup activities.

333 Section 14. Paragraph (k) of subsection (3) of section  
334 380.0651, Florida Statutes, is amended to read:

335 380.0651 Statewide guidelines and standards.--

336 (3) The following statewide guidelines and standards shall  
337 be applied in the manner described in s. 380.06(2) to determine  
338 whether the following developments shall be required to undergo  
339 development-of-regional-impact review:

340 (k) *Schools*.--

341 1. The proposed construction of any public, private, or  
342 proprietary postsecondary educational campus which provides for  
343 a design population of more than 5,000 full-time equivalent  
344 students, or the proposed physical expansion of any public,  
345 private, or proprietary postsecondary educational campus having  
346 such a design population that would increase the population by  
347 at least 20 percent of the design population.

348 2. As used in this paragraph, "full-time equivalent  
349 student" means enrollment for 15 or more quarter hours during a  
350 single academic semester. In career institutes ~~technical schools~~  
351 or other institutions which do not employ semester hours or  
352 quarter hours in accounting for student participation,  
353 enrollment for 18 contact hours shall be considered equivalent  
354 to one quarter hour, and enrollment for 27 contact hours shall  
355 be considered equivalent to one semester hour.

356 3. This paragraph does not apply to institutions which are  
357 the subject of a campus master plan adopted by the university  
358 board of trustees pursuant to s. 1013.30.



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359 Section 15. Paragraph (d) of subsection (2) of section  
360 402.305, Florida Statutes, is amended to read:

361 402.305 Licensing standards; child care facilities.--

362 (2) PERSONNEL.--Minimum standards for child care personnel  
363 shall include minimum requirements as to:

364 (d) Minimum training requirements for child care  
365 personnel.

366 1. Such minimum standards for training shall ensure that  
367 all child care personnel take an approved 40-clock-hour  
368 introductory course in child care, which course covers at least  
369 the following topic areas:

370 a. State and local rules and regulations which govern  
371 child care.

372 b. Health, safety, and nutrition.

373 c. Identifying and reporting child abuse and neglect.

374 d. Child development, including typical and atypical  
375 language, cognitive, motor, social, and self-help skills  
376 development.

377 e. Observation of developmental behaviors, including using  
378 a checklist or other similar observation tools and techniques to  
379 determine the child's developmental age level.

380 f. Specialized areas, including computer technology for  
381 professional and classroom use, as determined by the department,  
382 for owner-operators and child care personnel of a child care  
383 facility.

384  
385 Within 90 days after employment, child care personnel shall  
386 begin training to meet the training requirements. Child care  
387 personnel shall successfully complete such training within 1  
388 year after the date on which the training began, as evidenced by



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389 passage of a competency examination. Successful completion of  
390 the 40-clock-hour introductory course shall articulate into  
391 community college credit in early childhood education, pursuant  
392 to ss. 1007.24 and 1007.25. Exemption from all or a portion of  
393 the required training shall be granted to child care personnel  
394 based upon educational credentials or passage of competency  
395 examinations. Child care personnel possessing a 2-year degree or  
396 higher that includes 6 college credit hours in early childhood  
397 development or child growth and development, or a child  
398 development associate credential or an equivalent state-approved  
399 child development associate credential, or a child development  
400 associate waiver certificate shall be automatically exempted  
401 from the training requirements in sub-subparagraphs b., d., and  
402 e.

403 2. The introductory course in child care shall stress, to  
404 the extent possible, an interdisciplinary approach to the study  
405 of children.

406 3. On an annual basis in order to further their child care  
407 skills and, if appropriate, administrative skills, child care  
408 personnel who have fulfilled the requirements for the child care  
409 training shall be required to take an additional approved 8  
410 clock hours of inservice training or an equivalent as determined  
411 by the department.

412 4. Procedures for ensuring the training of qualified child  
413 care professionals to provide training of child care personnel,  
414 including onsite training, shall be included in the minimum  
415 standards. It is recommended that the state community child care  
416 coordination agencies (central agencies) be contracted by the  
417 department to coordinate such training when possible. Other  
418 district educational resources, such as community colleges and



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419 career ~~vocational-technical~~ programs, can be designated in such  
420 areas where central agencies may not exist or are determined not  
421 to have the capability to meet the coordination requirements set  
422 forth by the department.

423 5. Training requirements shall not apply to certain  
424 occasional or part-time support staff, including, but not  
425 limited to, swimming instructors, piano teachers, dance  
426 instructors, and gymnastics instructors.

427 6. The department shall evaluate or contract for an  
428 evaluation for the general purpose of determining the status of  
429 and means to improve staff training requirements and testing  
430 procedures. The evaluation shall be conducted every 2 years. The  
431 evaluation shall include, but not be limited to, determining the  
432 availability, quality, scope, and sources of current staff  
433 training; determining the need for specialty training; and  
434 determining ways to increase inservice training and ways to  
435 increase the accessibility, quality, and cost-effectiveness of  
436 current and proposed staff training. The evaluation methodology  
437 shall include a reliable and valid survey of child care  
438 personnel.

439 7. The child care operator shall be required to take basic  
440 training in serving children with disabilities within 5 years  
441 after employment, either as a part of the introductory training  
442 or the annual 8 hours of inservice training.

443 Section 16. Subsections (3) and (4) of section 402.3051,  
444 Florida Statutes, are amended to read:

445 402.3051 Child care market rate reimbursement; child care  
446 grants.--

447 (3) The department may provide child care grants to  
448 central agencies, community colleges, and career



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449 ~~vocational/technical~~ programs for the purpose of providing  
 450 support and technical assistance to licensed child care  
 451 providers.

452 (4) The department may use the state community child care  
 453 coordination agencies (central agencies), community colleges,  
 454 and career ~~vocational/technical~~ programs to implement this  
 455 section.

456 Section 17. Subsection (2) of section 403.716, Florida  
 457 Statutes, is amended to read:

458 403.716 Training of operators of solid waste management  
 459 and other facilities.--

460 (2) The department shall work with accredited community  
 461 colleges, career institutes ~~vocational-technical centers~~, state  
 462 universities, and private institutions in developing educational  
 463 materials, courses of study, and other such information to be  
 464 made available for persons seeking to be trained as operators of  
 465 solid waste management facilities.

466 Section 18. Subsection (8) of section 414.0252, Florida  
 467 Statutes, is amended to read:

468 414.0252 Definitions.--As used in ss. 414.025-414.55, the  
 469 term:

470 (8) "Minor child" means a child under 18 years of age, or  
 471 under 19 years of age if the child is a full-time student in a  
 472 secondary school or at the equivalent level of career ~~vocational~~  
 473 ~~or technical~~ training, and does not include anyone who is  
 474 married or divorced.

475 Section 19. Subsection (11) of section 420.0004, Florida  
 476 Statutes, is amended to read:

477 420.0004 Definitions.--As used in this part, unless the  
 478 context otherwise indicates:





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479 (11) "Student" means any person not living with his or her  
 480 parent or guardian who is eligible to be claimed by his or her  
 481 parent or guardian as a dependent under the federal income tax  
 482 code and who is enrolled on at least a half-time basis in a  
 483 secondary school, career institute ~~vocational-technical center~~,  
 484 community college, college, or university.

485 Section 20. Subsection (5) of section 420.524, Florida  
 486 Statutes, is amended to read:

487 420.524 Definitions relating to Predevelopment Loan  
 488 Program Act.--For the purpose of ss. 420.521-420.529, the term:

489 (5) "Student" means any person not living with that  
 490 person's parent or guardian who is eligible to be claimed by  
 491 that person's parent or guardian as a dependent under the  
 492 federal income tax code and who is enrolled on at least a half-  
 493 time basis in a secondary school, career institute ~~vocational-~~  
 494 ~~technical center~~, community college, college, or university. The  
 495 term does not include a person participating in an educational  
 496 or training program approved by the corporation.

497 Section 21. Subsection (11) of section 420.602, Florida  
 498 Statutes, is amended to read:

499 420.602 Definitions.--As used in this part, the following  
 500 terms shall have the following meanings, unless the context  
 501 otherwise requires:

502 (11) "Student" means any person not living with his or her  
 503 parent or guardian who is eligible to be claimed by his or her  
 504 parent or guardian as a dependent under the federal income tax  
 505 code and who is enrolled on at least a half-time basis in a  
 506 secondary school, career institute ~~vocational-technical center~~,  
 507 community college, college, or university.



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508 Section 22. Paragraph (c) of subsection (1) of section  
509 440.16, Florida Statutes, is amended to read:

510 440.16 Compensation for death.--

511 (1) If death results from the accident within 1 year  
512 thereafter or follows continuous disability and results from the  
513 accident within 5 years thereafter, the employer shall pay:

514 (c) To the surviving spouse, payment of postsecondary  
515 student fees for instruction at any career institute ~~area~~  
516 ~~technical center~~ established under s. 1001.44 for up to 1,800  
517 classroom hours or payment of student fees at any community  
518 college established under part III of chapter 1004 for up to 80  
519 semester hours. The spouse of a deceased state employee shall be  
520 entitled to a full waiver of such fees as provided in ss.  
521 1009.22 and 1009.23 in lieu of the payment of such fees. The  
522 benefits provided for in this paragraph shall be in addition to  
523 other benefits provided for in this section and shall terminate  
524 7 years after the death of the deceased employee, or when the  
525 total payment in eligible compensation under paragraph (b) has  
526 been received. To qualify for the educational benefit under this  
527 paragraph, the spouse shall be required to meet and maintain the  
528 regular admission requirements of, and be registered at, such  
529 career institute ~~area technical center~~ or community college, and  
530 make satisfactory academic progress as defined by the  
531 educational institution in which the student is enrolled.

532 Section 23. Section 443.231, Florida Statutes, is amended  
533 to read:

534 443.231 Florida Training Investment Program.--The Florida  
535 Training Investment Program is designed to extend additional  
536 benefit eligibility to dislocated workers throughout Florida who  
537 have lost their jobs, have limited marketable skills, and enroll



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538 in career ~~vocational~~ training intended to lead to employment in  
539 a recognized occupation for which there is labor market demand.  
540 Pursuant thereto:

541 (1) INTENT.--The Legislature hereby finds and declares  
542 that international competition and rapidly changing technologies  
543 have led to major changes in the nature of unemployment in the  
544 United States. Industries and associated occupations are made  
545 obsolete, while others emerge and grow rapidly. This has led to  
546 a mismatch between the skills of available workers and the  
547 requirements of the new workplace, a condition known as  
548 structural unemployment. Affected workers often cannot be  
549 retrained for a different occupation before their normal  
550 unemployment benefits are exhausted. The Legislature finds that  
551 this revolution in the workplace calls for an intervention  
552 strategy which combines wage loss replacement with retraining in  
553 a currently marketable skill.

554 (2) DEFINITIONS.--As used in this section:

555 (a) "Approved break" means an interruption of authorized  
556 training, scheduled by the authorized training institution,  
557 between school terms or during holidays that does not exceed 3  
558 calendar weeks.

559 (b) "Authorized training" means training which meets the  
560 following criteria:

561 1. Claimant must possess the aptitude and skills that can  
562 be usefully supplemented by training.

563 2. The labor market demands for the claimant's present  
564 skills must be minimal.

565 3. The training programs in career institutes ~~vocational~~  
566 ~~or technical schools~~ or classes must be designed to prepare the  
567 participant for gainful employment in a recognized occupation.



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568 Authorized training shall consist of a practical curriculum for  
569 development of vocational, rather than avocational, skills. The  
570 division may not approve as training programs, educational or  
571 academic programs primarily intended to lead toward a  
572 baccalaureate or higher degree. However, a basic education  
573 program which is a prerequisite for skilled training or other  
574 short-term, career-directed ~~vocational-directed~~ academic courses  
575 may be approved.

576 4. There must be reasonable expectations that the claimant  
577 will be employable upon completion of the training in the area  
578 of the state where the applicant expressed a willingness to  
579 work.

580 5. The training course or school must be approved by the  
581 Department of Education or other official government approving  
582 agency within the state where the training is being conducted.

583 6. The division may approve training programs established  
584 under s. 302 of the Job Training Partnership Act for claimants  
585 who are dislocated workers.

586 (c) "Authorized training institution" means a career  
587 ~~vocational, technical, Workforce Investment Act Job Training~~  
588 ~~Partnership Act~~, or career-directed ~~vocational-directed~~ basic  
589 education program or training institution approved by the  
590 division to provide authorized training to individuals  
591 participating in the Florida Training Investment Program.

592 (d) "Dislocated worker" means an individual who has been  
593 terminated or laid off or has received a notice of termination  
594 or layoff from employment, who is eligible for, or has exhausted  
595 his or her entitlement to, unemployment compensation and who is  
596 unlikely to have an opportunity to return to his or her previous



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597 industry or occupation, making a change in occupation necessary  
598 for reemployment in the labor market area.

599 (e) "Enrollee" means an individual who is attending or has  
600 been approved for admission by an authorized training  
601 institution and is considered to be enrolled for the purposes of  
602 the Florida Training Investment Program.

603 (f) "Exhausted claim" means a claim will be considered  
604 exhausted when the Florida claim and all available extensions,  
605 including those authorized under federal acts, have been  
606 depleted or ended.

607 (g) "Fiscal year" means the period from July 1 through  
608 June 30 of any year.

609 (h) "Stop-gap employment" means interim employment  
610 undertaken by a program participant prior to initiation of  
611 training, involving work of a lower skill level than the  
612 participant's last adversely affected employment, and paying  
613 average weekly wages no greater than 80 percent of the average  
614 weekly wages received from the participant's last adversely  
615 affected employment.

616 (i) "Subsistence allowance" means direct or indirect  
617 payment to a participant made for a purpose not directly  
618 associated with training under this section, including, but not  
619 limited to, payment for routine living expenses such as room,  
620 board, utilities, or general transportation costs. The term does  
621 not include payment to a participant for dependents' allowances,  
622 a one-time emergency payment, or payment or reimbursement for  
623 the direct cost of training such as tuition, books, supplies,  
624 tools, transportation to and from training, and child care  
625 during the time spent in training.



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626 (j) "Termination" means a separation from employment  
627 whether initiated by the claimant or the employer.

628 (3) LIMITATIONS ON BENEFITS.--Applications will be  
629 accepted and considered each fiscal year until all annual funds  
630 have been obligated by the division, at which point no further  
631 applications will be accepted or considered until the following  
632 fiscal year. The total amount of benefits payable statewide  
633 under this section shall not exceed \$16.5 million per fiscal  
634 year.

635 (4) ELIGIBILITY CRITERIA.--

636 (a) The applicant must be a dislocated worker who is  
637 enrolled in authorized training on or after October 1, 1996, and  
638 who has exhausted all benefits available in the benefit year.  
639 The applicant must also have established a Florida unemployment  
640 compensation claim with a benefit year beginning on or after  
641 July 1, 1996.

642 (b) The applicant must also:

643 1. Complete such forms as required by the division. The  
644 forms promulgated by the division are exempt from the  
645 requirements of chapter 120.

646 2. Attend all classes for each week of benefits claimed.  
647 Absences from class shall result in the ineligibility for  
648 benefits for the week in which the absence occurs unless the  
649 authorized training institution excuses the absence for good  
650 cause as determined by the authorized training institution.

651 3. Maintain satisfactory progress in the authorized  
652 training program, as determined by the authorized training  
653 institution.

654 4. Certify, on forms approved by the division, that the  
655 claimant attended all classes during the week of training being



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656 claimed or that the claimant was on an approved break. Upon  
657 request by the claimant, the authorized training institution  
658 shall certify attendance and performance. The claimant shall be  
659 responsible for timely furnishing the division with the required  
660 certifications.

661 5. Possess the qualifications or aptitude required to  
662 successfully complete the selected training program.

663 6. Be a resident of Florida.

664 (c) Eligibility for benefits to be paid to applicants  
665 occurs on the later of the actual date the training activities  
666 begin or the date the claimant exhausts eligibility for all  
667 other Florida unemployment compensation and extended benefit  
668 programs.

669 (d) Participation in an approved training program shall be  
670 considered the equivalent of active work search for any  
671 claimant.

672 (e) No dislocated worker who is otherwise eligible to  
673 receive benefits under this section shall be disqualified solely  
674 on the basis of termination of stop-gap employment to enter  
675 approved training.

676 (f) No participant shall be eligible for benefits under  
677 this section for any week with respect to which he or she  
678 received a subsistence allowance.

679 (g) The training sought by an applicant relates to an  
680 occupation or skill for which there are or are expected to be in  
681 the immediate future reasonable opportunities for employment in  
682 a labor market area of this state where the applicant expresses  
683 an intention or willingness to seek work. The training must also  
684 be planned and scheduled so as to lead to the earliest feasible  
685 completion and readiness for employment or reemployment.



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686 (h) That reasonable employment opportunities in  
687 occupations for which the claimant is qualified either do not  
688 exist or have been substantially diminished in the labor market  
689 area making a change in occupation necessary for reemployment in  
690 the labor market area. If the applicant has a skill in an  
691 occupation with an average wage that is the same or more than  
692 the average wage of the occupation from which the applicant is  
693 displaced, that applicant will not be eligible for benefits if  
694 there are reasonable employment opportunities in the local labor  
695 market. The division may use labor market projections, in  
696 conjunction with local job information data, to make a  
697 determination of the existence of a reasonable employment  
698 opportunity for an occupation.

699 (5) BENEFITS.--

700 (a) Any individual who is determined eligible to  
701 participate in the program may receive up to an additional 26  
702 weeks of unemployment benefits upon exhaustion of any  
703 unemployment benefits to which he or she is or was entitled  
704 under s. 443.111, or by virtue of federal act. The weekly  
705 benefit amount shall be determined pursuant to s. 443.111(3)(a).  
706 The weekly benefits amount for Florida Training Investment  
707 Program claims will equal the weekly benefit amount of the  
708 exhausted Florida unemployment compensation claim.

709 (b) The claimant shall be eligible for the receipt of  
710 benefits, not to exceed 26 weeks under this program and  
711 continuing until the earlier of the expiration of training or  
712 the date the claimant becomes eligible for regular or extended  
713 unemployment compensation benefits. Once the subsequent claim is  
714 exhausted the claimant may return to the Florida Training  
715 Investment Program if all eligibility requirements continue to





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716 be met. Florida Training Investment Program payments will resume  
717 at the initially established rate irrespective of any subsequent  
718 weekly benefit amount.

719 (6) PROCEDURE.--

720 (a) Any dislocated worker may apply to receive benefits  
721 under this section while enrolled in an approved course of  
722 training pursuant to this section.

723 (b) Upon approval of an application the division shall  
724 notify both the applicant and the training institution by mail  
725 of the applicant's status under this section and shall request  
726 the training institution to promptly notify the regular claims  
727 reporting office in writing if the participant's attendance or  
728 progress should become unsatisfactory.

729 (c) The division is required to notify applicants of the  
730 determination of eligibility by mail at the claimant's last  
731 known address. In addition to the initial approval or denial of  
732 the applicant, the division shall make any further  
733 determinations pursuant to s. 443.151(3) and rules 38B-3.016 and  
734 38B-3.017, Florida Administrative Code.

735 (d) A determination or redetermination will become final  
736 unless the claimant files, by mail or in person at the local  
737 one-stop career center, an appeal of a determination or  
738 redetermination within 20 calendar days after the mailing of the  
739 Notice of Determination or Redetermination to the claimant's  
740 last known address, or if such notice is not mailed, within 20  
741 calendar days after the date of delivery of such notice. Appeals  
742 by mail shall be considered filed when postmarked by the United  
743 States Postal Service.



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744 (7) EMPLOYERS NONCHARGED.--Benefits paid under this  
745 section shall not be charged to the experience rating accounts  
746 of employers.

747 (8) TERMINATION.--The Florida Training Investment Program  
748 shall terminate on June 30, 2002. No benefits shall be paid  
749 under this program to any dislocated worker for training that  
750 occurs after June 30, 2002.

751 Section 24. Subsection (2) of section 445.003, Florida  
752 Statutes, is amended to read:

753 445.003 Implementation of the federal Workforce Investment  
754 Act of 1998.--

755 (2) FIVE-YEAR PLAN.--Workforce Florida, Inc., shall  
756 prepare and submit a 5-year plan, which includes secondary  
757 career ~~vocational~~ education, to fulfill the early implementation  
758 requirements of Pub. L. No. 105-220 and applicable state  
759 statutes. Mandatory federal partners and optional federal  
760 partners shall be fully involved in designing the plan's one-  
761 stop delivery system strategy. The plan shall detail a process  
762 to clearly define each program's statewide duties and role  
763 relating to the system. Any optional federal partner may  
764 immediately choose to fully integrate its program's plan with  
765 this plan, which shall, notwithstanding any other state  
766 provisions, fulfill all their state planning and reporting  
767 requirements as they relate to the one-stop delivery system. The  
768 plan shall detail a process that would fully integrate all  
769 federally mandated and optional partners by the second year of  
770 the plan. All optional federal program partners in the planning  
771 process shall be mandatory participants in the second year of  
772 the plan.



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773 Section 25. Paragraphs (b) and (d) of subsection (6) of  
 774 section 445.004, Florida Statutes, are amended to read:

775 445.004 Workforce Florida, Inc.; creation; purpose;  
 776 membership; duties and powers.--

777 (6) Workforce Florida, Inc., may take action that it deems  
 778 necessary to achieve the purposes of this section, including,  
 779 but not limited to:

780 (b) Establishing policy direction for a funding system  
 781 that provides incentives to improve the outcomes of career  
 782 ~~vocational~~ education programs, and of registered apprenticeship  
 783 and work-based learning programs, and that focuses resources on  
 784 occupations related to new or emerging industries that add  
 785 greatly to the value of the state's economy.

786 (d) Designating Institutes of Applied Technology composed  
 787 of public and private postsecondary institutions working  
 788 together with business and industry to ensure that career  
 789 ~~technical and vocational~~ education programs use the most  
 790 advanced technology and instructional methods available and  
 791 respond to the changing needs of business and industry.

792 Section 26. Paragraph (f) of subsection (8) of section  
 793 445.009, Florida Statutes, is amended to read:

794 445.009 One-stop delivery system.--

795 (8)

796 (f) The accountability measures to be used in documenting  
 797 competencies acquired by the participant during training shall  
 798 be literacy completion points and occupational completion  
 799 points. Literacy completion points refers to the academic or  
 800 workforce readiness competencies that qualify a person for  
 801 further basic education, career ~~vocational~~ education, or for  
 802 employment. Occupational completion points refers to the career



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803 ~~vocational~~ competencies that qualify a person to enter an  
804 occupation that is linked to a career ~~vocational~~ program.

805 Section 27. Subsections (5) and (9) of section 445.012,  
806 Florida Statutes, are amended to read:

807 445.012 Careers for Florida's Future Incentive Grant  
808 Program.--

809 (5) A recipient who is pursuing a baccalaureate degree  
810 shall receive \$100 for each lower-division credit hour in which  
811 the student is enrolled at an eligible college or university, up  
812 to a maximum of \$1,500 per semester, and \$200 for each upper-  
813 division credit hour in which the student is enrolled at an  
814 eligible college or university, up to a maximum of \$3,000 per  
815 semester. For purposes of this section, a student is pursuing a  
816 baccalaureate degree if he or she is in a program that  
817 articulates into a baccalaureate degree program by agreement of  
818 the Articulation Coordinating Committee. A student in an applied  
819 technology diploma program, a certificate career education  
820 program, or a degree career education program that does not  
821 articulate into a baccalaureate degree program shall receive \$2  
822 for each career ~~vocational~~ contact hour, or the equivalent, for  
823 certificate programs, or \$60 for each credit hour, or the  
824 equivalent, for degree career education programs and applied  
825 technology programs for which the student is enrolled at an  
826 eligible college, career institute ~~technical center~~, or  
827 nonpublic career education school.

828 (9) Funds may not be used to pay for remedial, college-  
829 preparatory, or career-preparatory ~~vocational-preparatory~~  
830 coursework.

831 Section 28. Subsection (1) of section 445.0123, Florida  
832 Statutes, is amended to read:



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833 445.0123 Eligible postsecondary education institutions.--A  
 834 student is eligible for an award or the renewal of an award from  
 835 the Careers for Florida's Future Incentive Grant Program if the  
 836 student meets the requirements for the program as described in  
 837 ss. 445.012-445.0125 and is enrolled in a postsecondary  
 838 education institution that meets the description of any one of  
 839 the following:

840 (1) A public university, community college, or career  
 841 institute ~~technical center~~ in this state.

842 Section 29. Paragraph (g) of subsection (1) of section  
 843 445.024, Florida Statutes, is amended to read:

844 445.024 Work requirements.--

845 (1) WORK ACTIVITIES.--The following activities may be used  
 846 individually or in combination to satisfy the work requirements  
 847 for a participant in the temporary cash assistance program:

848 (g) Career ~~Vocational~~ education or training.--Career  
 849 ~~Vocational~~ education or training is education or training  
 850 designed to provide participants with the skills and  
 851 certification necessary for employment in an occupational area.  
 852 Career ~~Vocational~~ education or training may be used as a primary  
 853 program activity for participants when it has been determined  
 854 that the individual has demonstrated compliance with other  
 855 phases of program participation and successful completion of the  
 856 career ~~vocational~~ education or training is likely to result in  
 857 employment entry at a higher wage than the participant would  
 858 have been likely to attain without completion of the career  
 859 ~~vocational~~ education or training. Career ~~Vocational~~ education or  
 860 training may be combined with other program activities and also  
 861 may be used to upgrade skills or prepare for a higher paying  
 862 occupational area for a participant who is employed.



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863 1. Unless otherwise provided in this section, career  
864 ~~vocational~~ education shall not be used as the primary program  
865 activity for a period which exceeds 12 months. The 12-month  
866 restriction applies to instruction in a career education program  
867 and does not include remediation of basic skills, including  
868 English language proficiency, if remediation is necessary to  
869 enable a participant to benefit from a career education program.  
870 Any necessary remediation must be completed before a participant  
871 is referred to career ~~vocational~~ education as the primary work  
872 activity. In addition, use of career ~~vocational~~ education or  
873 training shall be restricted to the limitation established in  
874 federal law. Career ~~Vocational~~ education included in a program  
875 leading to a high school diploma shall not be considered career  
876 ~~vocational~~ education for purposes of this section.

877 2. When possible, a provider of career ~~vocational~~  
878 education or training shall use funds provided by funding  
879 sources other than the regional workforce board. The regional  
880 workforce board may provide additional funds to a career  
881 ~~vocational~~ education or training provider only if payment is  
882 made pursuant to a performance-based contract. Under a  
883 performance-based contract, the provider may be partially paid  
884 when a participant completes education or training, but the  
885 majority of payment shall be made following the participant's  
886 employment at a specific wage or job retention for a specific  
887 duration. Performance-based payments made under this  
888 subparagraph are limited to education or training for targeted  
889 occupations identified by the Workforce Estimating Conference  
890 under s. 216.136, or other programs identified by Workforce  
891 Florida, Inc., as beneficial to meet the needs of designated  
892 groups who are hard to place. If the contract pays the full cost



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893 of training, the community college or school district may not  
 894 report the participants for other state funding.

895 Section 30. Paragraph (i) of subsection (7) of section  
 896 445.049, Florida Statutes, is amended to read:

897 445.049 Digital Divide Council.--

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

900 (i) Using information technology to enable members of at-  
 901 risk families who are no longer enrolled in K-12 schools to  
 902 obtain the education needed to achieve successful completion of  
 903 general education development test preparation to earn a high  
 904 school diploma, an applied technology diploma, a career  
 905 ~~vocational~~ certificate, an associate of arts degree, or a  
 906 baccalaureate degree.

907 Section 31. Subsection (1) of section 446.011, Florida  
 908 Statutes, is amended to read:

909 446.011 Legislative intent regarding apprenticeship  
 910 training.--

911 (1) It is the intent of the State of Florida to provide  
 912 educational opportunities for its young people so that they can  
 913 be trained for trades, occupations, and professions suited to  
 914 their abilities. It is the intent of this act to promote the  
 915 mode of training known as apprenticeship in occupations  
 916 throughout industry in the state that require physical  
 917 manipulative skills. By broadening job training opportunities  
 918 and providing for increased coordination between public school  
 919 academic programs, career ~~vocational~~ programs, and registered  
 920 apprenticeship programs, the young people of the state will  
 921 benefit from the valuable training opportunities developed when  
 922 on-the-job training is combined with academic-related classroom



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923 experiences. This act is intended to develop the apparent  
 924 potentials in apprenticeship training by assisting in the  
 925 establishment of preapprenticeship programs in the public school  
 926 system and elsewhere and by expanding presently registered  
 927 programs as well as promoting new registered programs in jobs  
 928 that lend themselves to apprenticeship training.

929 Section 32. Subsection (2) of section 446.052, Florida  
 930 Statutes, is amended to read:

931 446.052 Preapprenticeship program.--

932 (2) The Division of Workforce Development of the  
 933 Department of Education, under regulations established by the  
 934 State Board of Education, is authorized to administer the  
 935 provisions of ss. 446.011-446.092 that relate to  
 936 preapprenticeship programs in cooperation with district school  
 937 boards and community college district boards of trustees.  
 938 District school boards, community college district boards of  
 939 trustees, and registered program sponsors shall cooperate in  
 940 developing and establishing programs that include career  
 941 ~~vocational~~ instruction and general education courses required to  
 942 obtain a high school diploma.

943 Section 33. Subsection (5) of section 446.22, Florida  
 944 Statutes, is amended to read:

945 446.22 Definitions.--As used in this act, the following  
 946 words and phrases shall have the meanings set forth herein,  
 947 except where the context otherwise requires:

948 (5) "Educational facility" means any secondary school,  
 949 community college, university, or career institute ~~vocational~~  
 950 ~~school~~ participating in the program.





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951 Section 34. Paragraph (a) of subsection (2), paragraph (a)  
 952 of subsection (3), and paragraph (a) of subsection (4) of  
 953 section 475.17, Florida Statutes, are amended to read:

954 475.17 Qualifications for practice.--

955 (2)(a)1. In addition to other requirements under this  
 956 part, the commission may require the satisfactory completion of  
 957 one or more of the educational courses or equivalent courses  
 958 conducted, offered, sponsored, prescribed, or approved pursuant  
 959 to s. 475.04, taken at an accredited college, university, or  
 960 community college, at a career institute ~~an area technical~~  
 961 ~~center~~, or at a registered real estate school, as a condition  
 962 precedent for any person to become licensed or to renew her or  
 963 his license as a broker, broker-salesperson, or salesperson. The  
 964 course or courses required for one to become initially licensed  
 965 shall not exceed a total of 63 classroom hours of 50 minutes  
 966 each, inclusive of examination, for a salesperson and 72  
 967 classroom hours of 50 minutes each, inclusive of examination,  
 968 for a broker. The satisfactory completion of an examination  
 969 administered by the accredited college, university, or community  
 970 college, by a career institute ~~the area technical center~~, or by  
 971 the registered real estate school shall be the basis for  
 972 determining satisfactory completion of the course. However,  
 973 notice of satisfactory completion shall not be issued if the  
 974 student has absences in excess of 8 classroom hours.

975 2. A distance learning course or courses shall be approved  
 976 by the commission as an option to classroom hours as  
 977 satisfactory completion of the course or courses as required by  
 978 this section. The schools authorized by this section have the  
 979 option of providing classroom courses, distance learning  
 980 courses, or both. However, satisfactory completion of a distance



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981 learning course requires the satisfactory completion of a timed  
 982 distance learning course examination. Such examination shall not  
 983 be required to be monitored or given at a centralized location.

984 3. Such required course or courses must be made available  
 985 by correspondence or other suitable means to any person who, by  
 986 reason of hardship, as defined by rule, cannot attend the place  
 987 or places where the course or courses are regularly conducted or  
 988 does not have access to the distance learning course or courses.

989 (3)(a) The commission may prescribe a postlicensure  
 990 education requirement in order for a person to maintain a valid  
 991 salesperson's license, which shall not exceed 45 classroom hours  
 992 of 50 minutes each, inclusive of examination, prior to the first  
 993 renewal following initial licensure. If prescribed, this shall  
 994 consist of one or more commission-approved courses which total  
 995 at least 45 classroom hours on one or more subjects which  
 996 include, but are not limited to, property management, appraisal,  
 997 real estate finance, or the economics of real estate management.  
 998 Required postlicensure education courses must be provided by an  
 999 accredited college, university, or community college, by a  
 1000 career institute ~~an area technical center~~, by a registered real  
 1001 estate school, or by a commission-approved sponsor.

1002 (4)(a) The commission may prescribe a postlicensure  
 1003 education requirement in order for a person to maintain a valid  
 1004 broker's license, which shall not exceed 60 classroom hours of  
 1005 50 minutes each, inclusive of examination, prior to the first  
 1006 renewal following initial licensure. If prescribed, this shall  
 1007 consist of one or more commission-approved courses which total  
 1008 at least 60 classroom hours on one or more subjects which  
 1009 include, but are not limited to, advanced appraisal, advanced  
 1010 property management, real estate marketing, business law,



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1011 advanced real estate investment analyses, advanced legal  
1012 aspects, general accounting, real estate economics,  
1013 syndications, commercial brokerage, feasibility analyses,  
1014 advanced real estate finance, residential brokerage, or real  
1015 estate brokerage office operations. Required postlicensure  
1016 education courses must be provided by an accredited college,  
1017 university, or community college, by a career institute ~~an area~~  
1018 ~~technical center~~, by a registered real estate school, or by a  
1019 commission-approved sponsor.

1020 Section 35. Subsection (1) and paragraph (c) of subsection  
1021 (2) of section 475.451, Florida Statutes, are amended to read:

1022 475.451 Schools teaching real estate practice.--

1023 (1) Each person, school, or institution, except approved  
1024 and accredited colleges, universities, community colleges, and  
1025 career institutes ~~area technical centers~~ in this state, which  
1026 offers or conducts any course of study in real estate practice,  
1027 teaches any course prescribed by the commission as a condition  
1028 precedent to licensure or renewal of licensure as a broker or  
1029 salesperson, or teaches any course designed or represented to  
1030 enable or assist applicants for licensure as brokers or  
1031 salespersons to pass examinations for such licensure shall,  
1032 before commencing or continuing further to offer or conduct such  
1033 course or courses, obtain a permit from the department and abide  
1034 by the regulations imposed upon such person, school, or  
1035 institution by this chapter and rules of the commission adopted  
1036 pursuant to this chapter. The exemption for colleges,  
1037 universities, community colleges, and career institutes ~~area~~  
1038 ~~technical centers~~ is limited to transferable college credit  
1039 courses offered by such institutions.



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1040 (2) An applicant for a permit to operate a proprietary  
1041 real estate school, to be a chief administrator of a proprietary  
1042 real estate school or a state institution, or to be an  
1043 instructor for a proprietary real estate school or a state  
1044 institution must meet the qualifications for practice set forth  
1045 in s. 475.17(1) and the following minimal requirements:

1046 (c) "School instructor" means an individual who instructs  
1047 persons in the classroom in noncredit college courses in a  
1048 college, university, or community college or courses in a career  
1049 institute ~~an area technical center~~ or proprietary real estate  
1050 school.

1051 1. Before commencing to provide such instruction, the  
1052 applicant must certify the applicant's competency and obtain an  
1053 instructor permit by meeting one of the following requirements:

1054 a. Hold a bachelor's degree in a business-related subject,  
1055 such as real estate, finance, accounting, business  
1056 administration, or its equivalent and hold a valid broker's  
1057 license in this state.

1058 b. Hold a bachelor's degree, have extensive real estate  
1059 experience, as defined by rule, and hold a valid broker's  
1060 license in this state.

1061 c. Pass an instructor's examination approved by the  
1062 commission.

1063 2. Any requirement by the commission for a teaching  
1064 demonstration or practical examination must apply to all school  
1065 instructor applicants.

1066 3. The department shall renew an instructor permit upon  
1067 receipt of a renewal application and fee. The renewal  
1068 application shall include proof that the permitholder has, since  
1069 the issuance or renewal of the current permit, successfully



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1070 completed a minimum of 15 classroom hours of instruction in real  
1071 estate subjects or instructional techniques, as prescribed by  
1072 the commission. The commission shall adopt rules providing for  
1073 the renewal of instructor permits at least every 2 years. Any  
1074 permit which is not renewed at the end of the permit period  
1075 established by the department shall automatically revert to  
1076 involuntarily inactive status.

1077  
1078 The department may require an applicant to submit names of  
1079 persons having knowledge concerning the applicant and the  
1080 enterprise; may propound interrogatories to such persons and to  
1081 the applicant concerning the character of the applicant,  
1082 including the taking of fingerprints for processing through the  
1083 Federal Bureau of Investigation; and shall make such  
1084 investigation of the applicant or the school or institution as  
1085 it may deem necessary to the granting of the permit. If an  
1086 objection is filed, it shall be considered in the same manner as  
1087 objections or administrative complaints against other applicants  
1088 for licensure by the department.

1089 Section 36. Subsection (1), paragraph (b) of subsection  
1090 (2), paragraph (b) of subsection (3), and paragraph (b) of  
1091 subsection (4) of section 475.617, Florida Statutes, are amended  
1092 to read:

1093 475.617 Education and experience requirements.--

1094 (1) To be registered as an assistant appraiser, an  
1095 applicant must present evidence satisfactory to the board that  
1096 she or he has successfully completed at least 75 hours of  
1097 approved academic courses in subjects related to real estate  
1098 appraisal, which shall include coverage of the Uniform Standards  
1099 of Professional Appraisal Practice from a nationally recognized



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1100 or state-recognized appraisal organization, career institute  
 1101 ~~area technical center~~, accredited community college, college, or  
 1102 university, state or federal agency or commission, or  
 1103 proprietary real estate school that holds a permit pursuant to  
 1104 s. 475.451. The board may increase the required number of hours  
 1105 to not more than 100 hours. A classroom hour is defined as 50  
 1106 minutes out of each 60-minute segment. Past courses may be  
 1107 approved on an hour-for-hour basis.

1108 (2) To be licensed as an appraiser, an applicant must  
 1109 present evidence satisfactory to the board that she or he:

1110 (b) Has successfully completed at least 90 classroom  
 1111 hours, inclusive of examination, of approved academic courses in  
 1112 subjects related to real estate appraisal, which shall include  
 1113 coverage of the Uniform Standards of Professional Appraisal  
 1114 Practice from a nationally recognized or state-recognized  
 1115 appraisal organization, career institute ~~area technical center~~,  
 1116 accredited community college, college, or university, state or  
 1117 federal agency or commission, or proprietary real estate school  
 1118 that holds a permit pursuant to s. 475.451. The board may  
 1119 increase the required number of hours to not more than 120  
 1120 hours. A classroom hour is defined as 50 minutes out of each 60-  
 1121 minute segment. Past courses may be approved by the board and  
 1122 substituted on an hour-for-hour basis.

1123 (3) To be certified as a residential appraiser, an  
 1124 applicant must present satisfactory evidence to the board that  
 1125 she or he:

1126 (b) Has successfully completed at least 120 classroom  
 1127 hours, inclusive of examination, of approved academic courses in  
 1128 subjects related to real estate appraisal, which shall include  
 1129 coverage of the Uniform Standards of Professional Appraisal



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1130 Practice from a nationally recognized or state-recognized  
 1131 appraisal organization, career institute ~~area technical center~~,  
 1132 accredited community college, college, or university, state or  
 1133 federal agency or commission, or proprietary real estate school  
 1134 that holds a permit pursuant to s. 475.451. The board may  
 1135 increase the required number of hours to not more than 165  
 1136 hours. A classroom hour is defined as 50 minutes out of each 60-  
 1137 minute segment. Past courses may be approved by the board and  
 1138 substituted on an hour-for-hour basis.

1139 (4) To be certified as a general appraiser, an applicant  
 1140 must present evidence satisfactory to the board that she or he:

1141 (b) Has successfully completed at least 180 classroom  
 1142 hours, inclusive of examination, of approved academic courses in  
 1143 subjects related to real estate appraisal, which shall include  
 1144 coverage of the Uniform Standards of Professional Appraisal  
 1145 Practice from a nationally recognized or state-recognized  
 1146 appraisal organization, career institute ~~area technical center~~,  
 1147 accredited community college, college, or university, state or  
 1148 federal agency or commission, or proprietary real estate school  
 1149 that holds a permit pursuant to s. 475.451. The board may  
 1150 increase the required number of hours to not more than 225  
 1151 hours. A classroom hour is defined as 50 minutes out of each 60-  
 1152 minute segment. Past courses may be approved by the board and  
 1153 substituted on an hour-for-hour basis.

1154 Section 37. Subsections (1) and (2) of section 475.627,  
 1155 Florida Statutes, are amended to read:

1156 475.627 Appraisal course instructors.--

1157 (1) Where the course or courses to be taught are  
 1158 prescribed by the board or approved precedent to registration,  
 1159 licensure, certification, or renewal as a registered assistant



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1160 appraiser, licensed appraiser, or certified residential  
 1161 appraiser, before commencing to instruct noncredit college  
 1162 courses in a college, university, or community college, or  
 1163 courses in a career institute ~~an area technical center~~ or  
 1164 proprietary real estate school, a person must certify her or his  
 1165 competency by meeting one of the following requirements:

1166 (a) Hold a valid certification as a residential real  
 1167 estate appraiser in this or any other state.

1168 (b) Pass an appraiser instructor's examination which shall  
 1169 test knowledge of residential appraisal topics.

1170 (2) Where the course or courses to be taught are  
 1171 prescribed by the board or approved precedent to registration,  
 1172 licensure, certification, or renewal as a registered assistant  
 1173 appraiser, licensed appraiser, or certified appraiser, before  
 1174 commencing to instruct noncredit college courses in a college,  
 1175 university, or community college, or courses in a career  
 1176 institute ~~an area technical center~~ or proprietary real estate  
 1177 school, a person must certify her or his competency by meeting  
 1178 one of the following requirements:

1179 (a) Hold a valid certification as a general real estate  
 1180 appraiser in this or any other state.

1181 (b) Pass an appraiser instructor's examination which shall  
 1182 test knowledge of residential and nonresidential appraisal  
 1183 topics.

1184 Section 38. Subsection (1) of section 494.0029, Florida  
 1185 Statutes, is amended to read:

1186 494.0029 Mortgage business schools.--

1187 (1) Each person, school, or institution, except accredited  
 1188 colleges, universities, community colleges, and career  
 1189 institutes ~~area technical centers~~ in this state, which offers or





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1190 conducts mortgage business training as a condition precedent to  
 1191 licensure as a mortgage broker or lender or a correspondent  
 1192 mortgage lender shall obtain a permit from the department and  
 1193 abide by the regulations imposed upon such person, school, or  
 1194 institution by this chapter and rules adopted pursuant to this  
 1195 chapter. The department shall, by rule, recertify the permits  
 1196 annually with initial and renewal permit fees that do not exceed  
 1197 \$500 plus the cost of accreditation.

1198 Section 39. Paragraph (a) of subsection (2) of section  
 1199 509.302, Florida Statutes, is amended to read:

1200 509.302 Director of education, personnel, employment  
 1201 duties, compensation.--

1202 (2) The director of education shall develop and implement  
 1203 an educational program, designated the "Hospitality Education  
 1204 Program," offered for the benefit of the entire industry. This  
 1205 program may affiliate with Florida State University, Florida  
 1206 International University, and the University of Central Florida.  
 1207 The program may also affiliate with any other member of the  
 1208 State University System or Florida Community College System, or  
 1209 with any privately funded college or university, which offers a  
 1210 program of hospitality administration and management. The  
 1211 primary goal of this program is to instruct and train all  
 1212 individuals and businesses licensed under this chapter, in  
 1213 cooperation with recognized associations that represent the  
 1214 licensees, in the application of state and federal laws and  
 1215 rules. Such programs shall also include:

1216 (a) Career ~~Vocational~~ training.

1217 Section 40. Subsection (4) of section 553.841, Florida  
 1218 Statutes, is amended to read:



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1219 553.841 Building code training program; participant  
 1220 competency requirements.--

1221 (4) The commission may enter into contracts with the  
 1222 Department of Education, the State University System, the  
 1223 Division of Community Colleges, model code organizations,  
 1224 professional organizations, career institutes ~~vocational-~~  
 1225 ~~technical schools~~, trade organizations, and private industry to  
 1226 administer the program.

1227 Section 41. Subsection (12) of section 790.06, Florida  
 1228 Statutes, is amended to read:

1229 790.06 License to carry concealed weapon or firearm.--

1230 (12) No license issued pursuant to this section shall  
 1231 authorize any person to carry a concealed weapon or firearm into  
 1232 any place of nuisance as defined in s. 823.05; any police,  
 1233 sheriff, or highway patrol station; any detention facility,  
 1234 prison, or jail; any courthouse; any courtroom, except that  
 1235 nothing in this section would preclude a judge from carrying a  
 1236 concealed weapon or determining who will carry a concealed  
 1237 weapon in his or her courtroom; any polling place; any meeting  
 1238 of the governing body of a county, public school district,  
 1239 municipality, or special district; any meeting of the  
 1240 Legislature or a committee thereof; any school, college, or  
 1241 professional athletic event not related to firearms; any school  
 1242 administration building; any portion of an establishment  
 1243 licensed to dispense alcoholic beverages for consumption on the  
 1244 premises, which portion of the establishment is primarily  
 1245 devoted to such purpose; any elementary or secondary school  
 1246 facility; any career institute ~~area technical center~~; any  
 1247 college or university facility unless the licensee is a  
 1248 registered student, employee, or faculty member of such college



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1249 or university and the weapon is a stun gun or nonlethal electric  
 1250 weapon or device designed solely for defensive purposes and the  
 1251 weapon does not fire a dart or projectile; inside the passenger  
 1252 terminal and sterile area of any airport, provided that no  
 1253 person shall be prohibited from carrying any legal firearm into  
 1254 the terminal, which firearm is encased for shipment for purposes  
 1255 of checking such firearm as baggage to be lawfully transported  
 1256 on any aircraft; or any place where the carrying of firearms is  
 1257 prohibited by federal law. Any person who willfully violates any  
 1258 provision of this subsection commits a misdemeanor of the second  
 1259 degree, punishable as provided in s. 775.082 or s. 775.083.

1260 Section 42. Section 790.115, Florida Statutes, is amended  
 1261 to read:

1262 790.115 Possessing or discharging weapons or firearms at a  
 1263 school-sponsored event or on school property prohibited;  
 1264 penalties; exceptions.--

1265 (1) A person who exhibits any sword, sword cane, firearm,  
 1266 electric weapon or device, destructive device, or other weapon,  
 1267 including a razor blade, box cutter, or knife, except as  
 1268 authorized in support of school-sanctioned activities, in the  
 1269 presence of one or more persons in a rude, careless, angry, or  
 1270 threatening manner and not in lawful self-defense, at a school-  
 1271 sponsored event or on the grounds or facilities of any school,  
 1272 school bus, or school bus stop, or within 1,000 feet of the real  
 1273 property that comprises a public or private elementary school,  
 1274 middle school, or secondary school, during school hours or  
 1275 during the time of a sanctioned school activity, commits a  
 1276 felony of the third degree, punishable as provided in s.  
 1277 775.082, s. 775.083, or s. 775.084. This subsection does not  
 1278 apply to the exhibition of a firearm or weapon on private real



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1279 property within 1,000 feet of a school by the owner of such  
1280 property or by a person whose presence on such property has been  
1281 authorized, licensed, or invited by the owner.

1282 (2)(a) A person shall not possess any firearm, electric  
1283 weapon or device, destructive device, or other weapon, including  
1284 a razor blade, box cutter, or knife, except as authorized in  
1285 support of school-sanctioned activities, at a school-sponsored  
1286 event or on the property of any school, school bus, or school  
1287 bus stop; however, a person may carry a firearm:

1288 1. In a case to a firearms program, class or function  
1289 which has been approved in advance by the principal or chief  
1290 administrative officer of the school as a program or class to  
1291 which firearms could be carried;

1292 2. In a case to a career institute ~~vocational school~~  
1293 having a firearms training range; or

1294 3. In a vehicle pursuant to s. 790.25(5); except that  
1295 school districts may adopt written and published policies that  
1296 waive the exception in this subparagraph for purposes of student  
1297 and campus parking privileges.

1298  
1299 For the purposes of this section, "school" means any preschool,  
1300 elementary school, middle school, junior high school, secondary  
1301 school, career institute ~~vocational school~~, or postsecondary  
1302 school, whether public or nonpublic.

1303 (b) A person who willfully and knowingly possesses any  
1304 electric weapon or device, destructive device, or other weapon,  
1305 including a razor blade, box cutter, or knife, except as  
1306 authorized in support of school-sanctioned activities, in  
1307 violation of this subsection commits a felony of the third



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1308 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1309 775.084.

1310 (c)1. A person who willfully and knowingly possesses any  
1311 firearm in violation of this subsection commits a felony of the  
1312 third degree, punishable as provided in s. 775.082, s. 775.083,  
1313 or s. 775.084.

1314 2. A person who stores or leaves a loaded firearm within  
1315 the reach or easy access of a minor who obtains the firearm and  
1316 commits a violation of subparagraph 1. commits a misdemeanor of  
1317 the second degree, punishable as provided in s. 775.082 or s.  
1318 775.083; except that this does not apply if the firearm was  
1319 stored or left in a securely locked box or container or in a  
1320 location which a reasonable person would have believed to be  
1321 secure, or was securely locked with a firearm-mounted push-  
1322 button combination lock or a trigger lock; if the minor obtains  
1323 the firearm as a result of an unlawful entry by any person; or  
1324 to members of the Armed Forces, National Guard, or State  
1325 Militia, or to police or other law enforcement officers, with  
1326 respect to firearm possession by a minor which occurs during or  
1327 incidental to the performance of their official duties.

1328 (d) A person who discharges any weapon or firearm while in  
1329 violation of paragraph (a), unless discharged for lawful defense  
1330 of himself or herself or another or for a lawful purpose,  
1331 commits a felony of the second degree, punishable as provided in  
1332 s. 775.082, s. 775.083, or s. 775.084.

1333 (e) The penalties of this subsection shall not apply to  
1334 persons licensed under s. 790.06. Persons licensed under s.  
1335 790.06 shall be punished as provided in s. 790.06(12), except  
1336 that a licenseholder who unlawfully discharges a weapon or  
1337 firearm on school property as prohibited by this subsection



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1338 commits a felony of the second degree, punishable as provided in  
 1339 s. 775.082, s. 775.083, or s. 775.084.

1340 (3) This section does not apply to any law enforcement  
 1341 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),  
 1342 (8), (9), or (14).

1343 (4) Notwithstanding s. 985.213, s. 985.214, or s.  
 1344 985.215(1), any minor under 18 years of age who is charged under  
 1345 this section with possessing or discharging a firearm on school  
 1346 property shall be detained in secure detention, unless the state  
 1347 attorney authorizes the release of the minor, and shall be given  
 1348 a probable cause hearing within 24 hours after being taken into  
 1349 custody. At the hearing, the court may order that the minor  
 1350 continue to be held in secure detention for a period of 21 days,  
 1351 during which time the minor shall receive medical, psychiatric,  
 1352 psychological, or substance abuse examinations pursuant to s.  
 1353 985.224, and a written report shall be completed.

1354 Section 43. Section 810.095, Florida Statutes, is amended  
 1355 to read:

1356 810.095 Trespass on school property with firearm or other  
 1357 weapon prohibited.--

1358 (1) It is a felony of the third degree, punishable as  
 1359 provided in s. 775.082, s. 775.083, or s. 775.084, for a person  
 1360 who is trespassing upon school property to bring onto, or to  
 1361 possess on, such school property, any weapon or firearm.

1362 (2) As used in this section, "school property" means the  
 1363 grounds or facility of any kindergarten, elementary school,  
 1364 middle school, junior high school, secondary school, career  
 1365 institute ~~vocational school~~, or postsecondary school, whether  
 1366 public or nonpublic.



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1367 Section 44. Paragraph (b) of subsection (6) of section  
 1368 943.14, Florida Statutes, is amended to read:

1369 943.14 Commission-certified criminal justice training  
 1370 schools; certificates and diplomas; exemptions; injunctive  
 1371 relief; fines.--

1372 (6)

1373 (b) All other criminal justice sciences or administration  
 1374 courses or subjects which are a part of the curriculum of any  
 1375 accredited college, university, community college, or career  
 1376 institute ~~vocational-technical center~~ of this state, and all  
 1377 full-time instructors of such institutions, are exempt from the  
 1378 provisions of subsections (1)-(5).

1379 Section 45. Subsection (1) of section 958.12, Florida  
 1380 Statutes, is amended to read:

1381 958.12 Participation in certain activities required.--

1382 (1) A youthful offender shall be required to participate  
 1383 in work assignments, and in career ~~vocational~~, academic,  
 1384 counseling, and other rehabilitative programs in accordance with  
 1385 this section, including, but not limited to:

1386 (a) All youthful offenders may be required, as  
 1387 appropriate, to participate in:

- 1388 1. Reception and orientation.
- 1389 2. Evaluation, needs assessment, and classification.
- 1390 3. Educational programs.
- 1391 4. Career ~~Vocational~~ and job training.
- 1392 5. Life and socialization skills training, including  
 1393 anger/aggression control.
- 1394 6. Prerelease orientation and planning.
- 1395 7. Appropriate transition services.



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1396 (b) In addition to the requirements in paragraph (a), the  
 1397 department shall make available:

- 1398 1. Religious services and counseling.
- 1399 2. Social services.
- 1400 3. Substance abuse treatment and counseling.
- 1401 4. Psychological and psychiatric services.
- 1402 5. Library services.
- 1403 6. Medical and dental health care.
- 1404 7. Athletic, recreational, and leisure time activities.
- 1405 8. Mail and visiting privileges.

1406  
 1407 Income derived by a youthful offender from participation in such  
 1408 activities may be used, in part, to defray a portion of the  
 1409 costs of his or her incarceration or supervision; to satisfy  
 1410 preexisting obligations; to pay fines, counseling fees, or other  
 1411 costs lawfully imposed; or to pay restitution to the victim of  
 1412 the crime for which the youthful offender has been convicted in  
 1413 an amount determined by the sentencing court. Any such income  
 1414 not used for such reasons or not used as provided in s. 946.513  
 1415 or s. 958.09 shall be placed in a bank account for use by the  
 1416 youthful offender upon his or her release.

1417 Section 46. Paragraphs (a) and (b) of subsection (1),  
 1418 paragraph (a) of subsection (2), and subsections (3) and (4) of  
 1419 section 985.315, Florida Statutes, are amended to read:

1420 985.315 Educational ~~Educational/technical~~ and career-  
 1421 related ~~vocational work-related~~ programs.--

1422 (1)(a) It is the finding of the Legislature that the  
 1423 educational ~~educational/technical~~ and career-related ~~vocational~~  
 1424 ~~work-related~~ programs of the Department of Juvenile Justice are  
 1425 uniquely different from other programs operated or conducted by





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1426 other departments in that it is essential to the state that  
1427 these programs provide juveniles with useful information and  
1428 activities that can lead to meaningful employment after release  
1429 in order to assist in reducing the return of juveniles to the  
1430 system.

1431 (b) It is further the finding of the Legislature that the  
1432 mission of a juvenile educational ~~educational/technical~~ and  
1433 career-related ~~vocational work-related~~ program is, in order of  
1434 priority:

1435 1. To provide a joint effort between the department, the  
1436 juvenile work programs, and educational ~~educational/technical~~  
1437 and career training ~~vocational training~~ programs to reinforce  
1438 relevant education, training, and postrelease job placement, and  
1439 help reduce recommitment.

1440 2. To serve the security goals of the state through the  
1441 reduction of idleness of juveniles and the provision of an  
1442 incentive for good behavior in residential commitment  
1443 facilities.

1444 3. To teach youth in juvenile justice programs relevant  
1445 job skills and the fundamentals of a trade in order to prepare  
1446 them for placement in the workforce.

1447 (2)(a) The department is strongly encouraged to require  
1448 juveniles placed in a high-risk residential, maximum-risk  
1449 residential, or a serious/habitual offender program to  
1450 participate in an educational ~~educational/technical~~ or career-  
1451 related ~~vocational work-related~~ program 5 hours per day, 5 days  
1452 per week. All policies developed by the department relating to  
1453 this requirement must be consistent with applicable federal,  
1454 state, and local labor laws and standards, including all laws  
1455 relating to child labor.



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1456 (3) In adopting or modifying master plans for juvenile  
1457 work programs and educational ~~educational/technical~~ and career  
1458 ~~vocational~~ training programs, and in the administration of the  
1459 Department of Juvenile Justice, it shall be the objective of the  
1460 department to develop:

1461 (a) Attitudes favorable to work, the work situation, and a  
1462 law-abiding life in each juvenile employed in the juvenile work  
1463 program.

1464 (b) Education and training opportunities that are  
1465 reasonably broad, but which develop specific work skills.

1466 (c) Programs that motivate juveniles to use their  
1467 abilities.

1468 (d) Education and training programs that will be of mutual  
1469 benefit to all governmental jurisdictions of the state by  
1470 reducing the costs of government to the taxpayers and which  
1471 integrate all instructional programs into a unified curriculum  
1472 suitable for all juveniles, but taking account of the different  
1473 abilities of each juvenile.

1474 (e) A logical sequence of educational  
1475 ~~educational/technical~~ or career ~~vocational~~ training, employment  
1476 by the juvenile work programs, and postrelease job placement for  
1477 juveniles participating in juvenile work programs.

1478 (4)(a) The Department of Juvenile Justice shall establish  
1479 guidelines for the operation of juvenile educational  
1480 ~~educational/technical~~ and career-related ~~vocational work-related~~  
1481 programs, which shall include the following procedures:

1482 1. Participation in the educational ~~educational/technical~~  
1483 and career-related ~~vocational work-related~~ programs shall be on  
1484 a 5-day-per-week, 5-hour-per-day basis.



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1485           2. The education, training, work experience, emotional and  
1486 mental abilities, and physical capabilities of the juvenile and  
1487 the duration of the term of placement imposed on the juvenile  
1488 are to be analyzed before assignment of the juvenile into the  
1489 various processes best suited for educational  
1490 ~~educational/technical~~ or career ~~vocational~~ training.

1491           3. When feasible, the department shall attempt to obtain  
1492 education or training credit for a juvenile seeking  
1493 apprenticeship status or a high school diploma or its  
1494 equivalent.

1495           4. The juvenile may begin in a general education and work  
1496 skills program and progress to a specific work skills training  
1497 program, depending upon the ability, desire, and education and  
1498 work record of the juvenile.

1499           5. Modernization and upgrading of equipment and facilities  
1500 should include greater automation and improved production  
1501 techniques to expose juveniles to the latest technological  
1502 procedures to facilitate their adjustment to real work  
1503 situations.

1504           (b) Evaluations of juvenile educational  
1505 ~~educational/technical~~ and career-related ~~vocational-work-related~~  
1506 programs shall be conducted according to the following  
1507 guidelines:

1508           1. Systematic evaluations and quality assurance monitoring  
1509 shall be implemented, in accordance with s. 985.412(1), (2), and  
1510 (5), to determine whether the programs are related to successful  
1511 postrelease adjustments.

1512           2. Operations and policies of the programs shall be  
1513 reevaluated to determine if they are consistent with their  
1514 primary objectives.



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1515 (c) The department shall seek the advice of private labor  
1516 and management to:

1517 1. Assist its work programs in the development of  
1518 statewide policies aimed at innovation and organizational  
1519 change.

1520 2. Obtain technical and practical assistance, information,  
1521 and guidance.

1522 3. Encourage the cooperation and involvement of the  
1523 private sector.

1524 4. Assist in the placement of youth into meaningful jobs  
1525 upon release from the residential program.

1526 (d) The department and providers are strongly encouraged  
1527 to work in partnership with local businesses and trade groups in  
1528 the development and operation of educational  
1529 ~~educational/technical~~ and career ~~vocational~~ programs.

1530 Section 47. Subsections (1) and (2) of section 1000.04,  
1531 Florida Statutes, are amended to read:

1532 1000.04 Components for the delivery of public education  
1533 within the Florida K-20 education system.--Florida's K-20  
1534 education system provides for the delivery of public education  
1535 through publicly supported and controlled K-12 schools,  
1536 community colleges, state universities and other postsecondary  
1537 educational institutions, other educational institutions, and  
1538 other educational services as provided or authorized by the  
1539 Constitution and laws of the state.

1540 (1) PUBLIC K-12 SCHOOLS.--The public K-12 schools include  
1541 charter schools and consist of kindergarten classes; elementary,  
1542 middle, and high school grades and special classes; workforce  
1543 ~~development~~ education; career institutes ~~area technical centers~~;  
1544 adult, part-time, ~~career and technical~~, and evening schools,



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1545 courses, or classes, as authorized by law to be operated under  
1546 the control of district school boards; and lab schools operated  
1547 under the control of state universities.

1548 (2) PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS.--Public  
1549 postsecondary educational institutions include workforce  
1550 ~~development~~ education; community colleges; colleges; state  
1551 universities; and all other state-supported postsecondary  
1552 educational institutions that are authorized and established by  
1553 law.

1554 Section 48. Paragraph (e) of subsection (2) and subsection  
1555 (4) of section 1000.05, Florida Statutes, are amended to read:

1556 1000.05 Discrimination against students and employees in  
1557 the Florida K-20 public education system prohibited; equality of  
1558 access required.--

1559 (2)

1560 (e) Guidance services, counseling services, and financial  
1561 assistance services in the state public K-20 education system  
1562 shall be available to students equally. Guidance and counseling  
1563 services, materials, and promotional events shall stress access  
1564 to academic and, ~~career and technical~~ opportunities for students  
1565 without regard to race, ethnicity, national origin, gender,  
1566 disability, or marital status.

1567 (4) Educational institutions within the state public K-20  
1568 education system shall develop and implement methods and  
1569 strategies to increase the participation of students of a  
1570 particular race, ethnicity, national origin, gender, disability,  
1571 or marital status in programs and courses in which students of  
1572 that particular race, ethnicity, national origin, gender,  
1573 disability, or marital status have been traditionally  
1574 underrepresented, including, but not limited to, mathematics,



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1575 science, computer technology, electronics, communications  
 1576 technology, engineering, and career ~~and technical~~ education.

1577 Section 49. Paragraph (h) of subsection (4) of section  
 1578 1001.42, Florida Statutes, is amended to read:

1579 1001.42 Powers and duties of district school board.--The  
 1580 district school board, acting as a board, shall exercise all  
 1581 powers and perform all duties listed below:

1582 (4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF  
 1583 SCHOOLS.--Adopt and provide for the execution of plans for the  
 1584 establishment, organization, and operation of the schools of the  
 1585 district, including, but not limited to, the following:

1586 (h) ~~Career and technical~~ classes and schools.--Provide for  
 1587 the establishment and maintenance of career ~~and technical~~  
 1588 schools, departments, or classes, giving instruction in career  
 1589 ~~and technical~~ education as defined by rules of the State Board  
 1590 of Education, and use any moneys raised by public taxation in  
 1591 the same manner as moneys for other school purposes are used for  
 1592 the maintenance and support of public schools or classes.

1593 Section 50. Section 1001.44, Florida Statutes, is amended  
 1594 to read:

1595 1001.44 Career institutes ~~Technical centers~~.--

1596 (1) DISTRICT SCHOOL BOARD MAY ESTABLISH OR ACQUIRE CAREER  
 1597 INSTITUTES ~~TECHNICAL CENTERS~~.--Any district school board, after  
 1598 first obtaining the approval of the Department of Education,  
 1599 may, as a part of the district school system, organize,  
 1600 establish and operate a career institute ~~technical center~~, or  
 1601 acquire and operate a career institute ~~technical school~~  
 1602 previously established.

1603 (2) DISTRICT SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY  
 1604 ESTABLISH OR ACQUIRE CAREER INSTITUTES ~~TECHNICAL CENTERS~~.--The



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1605 district school boards of any two or more contiguous districts  
1606 may, upon first obtaining the approval of the department, enter  
1607 into an agreement to organize, establish and operate, or acquire  
1608 and operate, a career institute ~~technical center~~ under this  
1609 section.

1610 (3) CAREER INSTITUTE ~~TECHNICAL CENTER~~ PART OF DISTRICT  
1611 SCHOOL SYSTEM DIRECTED BY A DIRECTOR.--

1612 (a) A career institute ~~technical center~~ established or  
1613 acquired under provisions of law and minimum standards  
1614 prescribed by the commissioner shall comprise a part of the  
1615 district school system and shall mean an educational institution  
1616 offering terminal courses of a technical nature, and courses for  
1617 out-of-school youth and adults; shall be subject to all  
1618 applicable provisions of this code; shall be under the control  
1619 of the district school board of the school district in which it  
1620 is located; and shall be directed by a director responsible  
1621 through the district school superintendent to the district  
1622 school board of the school district in which the institute  
1623 ~~center~~ is located.

1624 (b) Each career institute ~~technical center~~ shall maintain  
1625 an academic transcript for each student enrolled in the  
1626 institute ~~center~~. Such transcript shall delineate each course  
1627 completed by the student. Courses shall be delineated by the  
1628 course prefix and title assigned pursuant to s. 1007.24. The  
1629 institute ~~center~~ shall make a copy of a student's transcript  
1630 available to any student who requests it.

1631 Section 51. Paragraph (a) of subsection (1) of section  
1632 1001.452, Florida Statutes, is amended to read:

1633 1001.452 District and school advisory councils.--

1634 (1) ESTABLISHMENT.--



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1635 (a) The district school board shall establish an advisory  
 1636 council for each school in the district and shall develop  
 1637 procedures for the election and appointment of advisory council  
 1638 members. Each school advisory council shall include in its name  
 1639 the words "school advisory council." The school advisory council  
 1640 shall be the sole body responsible for final decisionmaking at  
 1641 the school relating to implementation of the provisions of ss.  
 1642 1001.42(16) and 1008.345. A majority of the members of each  
 1643 school advisory council must be persons who are not employed by  
 1644 the school. Each advisory council shall be composed of the  
 1645 principal and an appropriately balanced number of teachers,  
 1646 education support employees, students, parents, and other  
 1647 business and community citizens who are representative of the  
 1648 ethnic, racial, and economic community served by the school.  
 1649 Career institute ~~Technical center~~ and high school advisory  
 1650 councils shall include students, and middle and junior high  
 1651 school advisory councils may include students. School advisory  
 1652 councils of career institutes ~~technical~~ and adult education  
 1653 centers are not required to include parents as members. Council  
 1654 members representing teachers, education support employees,  
 1655 students, and parents shall be elected by their respective peer  
 1656 groups at the school in a fair and equitable manner as follows:

- 1657 1. Teachers shall be elected by teachers.
- 1658 2. Education support employees shall be elected by  
 1659 education support employees.
- 1660 3. Students shall be elected by students.
- 1661 4. Parents shall be elected by parents.

1662  
 1663 The district school board shall establish procedures for use by  
 1664 schools in selecting business and community members that include





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1665 means of ensuring wide notice of vacancies and of taking input  
 1666 on possible members from local business, chambers of commerce,  
 1667 community and civic organizations and groups, and the public at  
 1668 large. The district school board shall review the membership  
 1669 composition of each advisory council. If the district school  
 1670 board determines that the membership elected by the school is  
 1671 not representative of the ethnic, racial, and economic community  
 1672 served by the school, the district school board shall appoint  
 1673 additional members to achieve proper representation. The  
 1674 commissioner shall determine if schools have maximized their  
 1675 efforts to include on their advisory councils minority persons  
 1676 and persons of lower socioeconomic status. Although schools are  
 1677 strongly encouraged to establish school advisory councils, the  
 1678 district school board of any school district that has a student  
 1679 population of 10,000 or fewer may establish a district advisory  
 1680 council which shall include at least one duly elected teacher  
 1681 from each school in the district. For the purposes of school  
 1682 advisory councils and district advisory councils, the term  
 1683 "teacher" shall include classroom teachers, certified student  
 1684 services personnel, and media specialists. For purposes of this  
 1685 paragraph, "education support employee" means any person  
 1686 employed by a school who is not defined as instructional or  
 1687 administrative personnel pursuant to s. 1012.01 and whose duties  
 1688 require 20 or more hours in each normal working week.

1689 Section 52. Paragraph (a) of subsection (1) of section  
 1690 1001.453, Florida Statutes, is amended to read:

1691 1001.453 Direct-support organization; use of property;  
 1692 board of directors; audit.--

1693 (1) DEFINITIONS.--For the purposes of this section, the  
 1694 term:



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1695 (a) "District school board direct-support organization"  
 1696 means an organization that:

- 1697 1. Is approved by the district school board;
- 1698 2. Is a Florida corporation not for profit, incorporated  
 1699 under the provisions of chapter 617 and approved by the  
 1700 Department of State; and
- 1701 3. Is organized and operated exclusively to receive, hold,  
 1702 invest, and administer property and to make expenditures to or  
 1703 for the benefit of public kindergarten through 12th grade  
 1704 education and adult career ~~and technical~~ and community education  
 1705 programs in this state.

1706 Section 53. Subsection (16) of section 1001.64, Florida  
 1707 Statutes, is amended to read:

1708 1001.64 Community college boards of trustees; powers and  
 1709 duties.--

1710 (16) Each board of trustees must expend performance funds  
 1711 provided for workforce ~~development~~ education pursuant to the  
 1712 provisions of s. 1011.80.

1713 Section 54. Subsection (2) of section 1002.01, Florida  
 1714 Statutes, is amended to read:

1715 1002.01 Definitions.--

1716 (2) A "private school" is a nonpublic school defined as an  
 1717 individual, association, copartnership, or corporation, or  
 1718 department, division, or section of such organizations, that  
 1719 designates itself as an educational center that includes  
 1720 kindergarten or a higher grade or as an elementary, secondary,  
 1721 business, technical, or trade school below college level or any  
 1722 organization that provides instructional services that meet the  
 1723 intent of s. 1003.01(14) or that gives preemployment or  
 1724 supplementary training in technology or in fields of trade or



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1725 industry or that offers academic, literary, or career ~~and~~  
 1726 ~~technical~~ training below college level, or any combination of  
 1727 the above, including an institution that performs the functions  
 1728 of the above schools through correspondence or extension, except  
 1729 those licensed under the provisions of chapter 1005. A private  
 1730 school may be a parochial, religious, denominational, for-  
 1731 profit, or nonprofit school. This definition does not include  
 1732 home education programs conducted in accordance with s. 1002.41.

1733 Section 55. Paragraph (f) of subsection (3) of section  
 1734 1002.20, Florida Statutes, is amended to read:

1735 1002.20 K-12 student and parent rights.--K-12 students and  
 1736 their parents are afforded numerous statutory rights including,  
 1737 but not limited to, the following:

1738 (3) HEALTH ISSUES.--

1739 (f) *Career ~~and technical~~ education courses involving*  
 1740 *hazardous substances.*--High school students must be given plano  
 1741 safety glasses or devices in career ~~and technical~~ education  
 1742 courses involving the use of hazardous substances likely to  
 1743 cause eye injury, in accordance with the provisions of s.  
 1744 1006.65.

1745 Section 56. Paragraph (a) of subsection (2) and  
 1746 subsections (3) and (5) of section 1002.22, Florida Statutes,  
 1747 are amended to read:

1748 1002.22 Student records and reports; rights of parents and  
 1749 students; notification; penalty.--

1750 (2) DEFINITIONS.--As used in this section:

1751 (a) "Chief executive officer" means that person, whether  
 1752 elected or appointed, who is responsible for the management and  
 1753 administration of any public educational body or unit, or the  
 1754 chief executive officer's designee for student records; that is,



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1755 the district school superintendent, the director of a career  
 1756 institute ~~an area technical center~~, the president of a public  
 1757 postsecondary educational institution, or their designees.

1758 (3) RIGHTS OF PARENT OR STUDENT.--The parent of any  
 1759 student who attends or has attended any public school, career  
 1760 institute ~~area technical center~~, or public postsecondary  
 1761 educational institution shall have the following rights with  
 1762 respect to any records or reports created, maintained, and used  
 1763 by any public educational institution in the state. However,  
 1764 whenever a student has attained 18 years of age, or is attending  
 1765 a postsecondary educational institution, the permission or  
 1766 consent required of, and the rights accorded to, the parents of  
 1767 the student shall thereafter be required of and accorded to the  
 1768 student only, unless the student is a dependent student of such  
 1769 parents as defined in 26 U.S.C. s. 152 (s. 152 of the Internal  
 1770 Revenue Code of 1954). The State Board of Education shall adopt  
 1771 rules whereby parents or students may exercise these rights:

1772 (a) *Right of access.*--

1773 1. Such parent or student shall have the right, upon  
 1774 request directed to the appropriate school official, to be  
 1775 provided with a list of the types of records and reports,  
 1776 directly related to students, as maintained by the institution  
 1777 that the student attends or has attended.

1778 2. Such parent or student shall have the right, upon  
 1779 request, to be shown any record or report relating to such  
 1780 student maintained by any public educational institution. When  
 1781 the record or report includes information on more than one  
 1782 student, the parent or student shall be entitled to receive, or  
 1783 be informed of, only that part of the record or report that  
 1784 pertains to the student who is the subject of the request. Upon



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1785 a reasonable request therefor, the institution shall furnish  
1786 such parent or student with an explanation or interpretation of  
1787 any such record or report.

1788 3. Copies of any list, record, or report requested under  
1789 the provisions of this paragraph shall be furnished to the  
1790 parent or student upon request.

1791 4. The State Board of Education shall adopt rules to be  
1792 followed by all public educational institutions in granting  
1793 requests for lists, or for access to reports and records or for  
1794 copies or explanations thereof under this paragraph. However,  
1795 access to any report or record requested under the provisions of  
1796 subparagraph 2. shall be granted within 30 days after receipt of  
1797 such request by the institution. Fees may be charged for  
1798 furnishing any copies of reports or records requested under  
1799 subparagraph 3., but such fees shall not exceed the actual cost  
1800 to the institution of producing such copies.

1801 (b) *Right of waiver of access to confidential letters or*  
1802 *statements.*--A parent or student shall have the right to waive  
1803 the right of access to letters or statements of recommendation  
1804 or evaluation, except that such waiver shall apply to  
1805 recommendations or evaluations only if:

1806 1. The parent or student is, upon request, notified of the  
1807 names of all persons submitting confidential letters or  
1808 statements.

1809 2. Such recommendations or evaluations are used solely for  
1810 the purpose for which they were specifically intended.

1811  
1812 Such waivers may not be required as a condition for admission  
1813 to, receipt of financial aid from, or receipt of any other



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1814 services or benefits from, any public agency or public  
1815 educational institution in this state.

1816 (c) *Right to challenge and hearing.*--A parent or student  
1817 shall have the right to challenge the content of any record or  
1818 report to which such person is granted access under paragraph  
1819 (a), in order to ensure that the record or report is not  
1820 inaccurate, misleading, or otherwise in violation of the privacy  
1821 or other rights of the student and to provide an opportunity for  
1822 the correction, deletion, or expunction of any inaccurate,  
1823 misleading, or otherwise inappropriate data or material  
1824 contained therein. Any challenge arising under the provisions of  
1825 this paragraph may be settled through informal meetings or  
1826 discussions between the parent or student and appropriate  
1827 officials of the educational institution. If the parties at such  
1828 a meeting agree to make corrections, to make deletions, to  
1829 expunge material, or to add a statement of explanation or  
1830 rebuttal to the file, such agreement shall be reduced to writing  
1831 and signed by the parties; and the appropriate school officials  
1832 shall take the necessary actions to implement the agreement. If  
1833 the parties cannot reach an agreement, upon the request of  
1834 either party, a hearing shall be held on such challenge under  
1835 rules adopted by the State Board of Education. Upon the request  
1836 of the parent or student, the hearing shall be exempt from the  
1837 requirements of s. 286.011. Such rules shall include at least  
1838 the following provisions:

1839 1. The hearing shall be conducted within a reasonable  
1840 period of time following the request for the hearing.

1841 2. The hearing shall be conducted, and the decision  
1842 rendered, by an official of the educational institution or other



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1843 party who does not have a direct interest in the outcome of the  
1844 hearing.

1845 3. The parent or student shall be afforded a full and fair  
1846 opportunity to present evidence relevant to the issues raised  
1847 under this paragraph.

1848 4. The decision shall be rendered in writing within a  
1849 reasonable period of time after the conclusion of the hearing.

1850 5. The appropriate school officials shall take the  
1851 necessary actions to implement the decision.

1852 (d) *Right of privacy.*--Every student shall have a right of  
1853 privacy with respect to the educational records kept on him or  
1854 her. Personally identifiable records or reports of a student,  
1855 and any personal information contained therein, are confidential  
1856 and exempt from the provisions of s. 119.07(1). No state or  
1857 local educational agency, board, public school, career institute  
1858 ~~technical center~~, or public postsecondary educational  
1859 institution shall permit the release of such records, reports,  
1860 or information without the written consent of the student's  
1861 parent, or of the student himself or herself if he or she is  
1862 qualified as provided in this subsection, to any individual,  
1863 agency, or organization. However, personally identifiable  
1864 records or reports of a student may be released to the following  
1865 persons or organizations without the consent of the student or  
1866 the student's parent:

1867 1. Officials of schools, school systems, career institutes  
1868 ~~technical centers~~, or public postsecondary educational  
1869 institutions in which the student seeks or intends to enroll;  
1870 and a copy of such records or reports shall be furnished to the  
1871 parent or student upon request.



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1872           2. Other school officials, including teachers within the  
1873 educational institution or agency, who have legitimate  
1874 educational interests in the information contained in the  
1875 records.

1876           3. The United States Secretary of Education, the Director  
1877 of the National Institute of Education, the Assistant Secretary  
1878 for Education, the Comptroller General of the United States, or  
1879 state or local educational authorities who are authorized to  
1880 receive such information subject to the conditions set forth in  
1881 applicable federal statutes and regulations of the United States  
1882 Department of Education, or in applicable state statutes and  
1883 rules of the State Board of Education.

1884           4. Other school officials, in connection with a student's  
1885 application for or receipt of financial aid.

1886           5. Individuals or organizations conducting studies for or  
1887 on behalf of an institution or a board of education for the  
1888 purpose of developing, validating, or administering predictive  
1889 tests, administering student aid programs, or improving  
1890 instruction, if such studies are conducted in such a manner as  
1891 will not permit the personal identification of students and  
1892 their parents by persons other than representatives of such  
1893 organizations and if such information will be destroyed when no  
1894 longer needed for the purpose of conducting such studies.

1895           6. Accrediting organizations, in order to carry out their  
1896 accrediting functions.

1897           7. School readiness coalitions and the Florida Partnership  
1898 for School Readiness in order to carry out their assigned  
1899 duties.





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1900           8. For use as evidence in student expulsion hearings  
1901 conducted by a district school board pursuant to the provisions  
1902 of chapter 120.

1903           9. Appropriate parties in connection with an emergency, if  
1904 knowledge of the information in the student's educational  
1905 records is necessary to protect the health or safety of the  
1906 student or other individuals.

1907           10. The Auditor General and the Office of Program Policy  
1908 Analysis and Government Accountability in connection with their  
1909 official functions; however, except when the collection of  
1910 personally identifiable information is specifically authorized  
1911 by law, any data collected by the Auditor General and the Office  
1912 of Program Policy Analysis and Government Accountability is  
1913 confidential and exempt from the provisions of s. 119.07(1) and  
1914 shall be protected in such a way as will not permit the personal  
1915 identification of students and their parents by other than the  
1916 Auditor General, the Office of Program Policy Analysis and  
1917 Government Accountability, and their staff, and such personally  
1918 identifiable data shall be destroyed when no longer needed for  
1919 the Auditor General's and the Office of Program Policy Analysis  
1920 and Government Accountability's official use.

1921           11.a. A court of competent jurisdiction in compliance with  
1922 an order of that court or the attorney of record pursuant to a  
1923 lawfully issued subpoena, upon the condition that the student  
1924 and the student's parent are notified of the order or subpoena  
1925 in advance of compliance therewith by the educational  
1926 institution or agency.

1927           b. A person or entity pursuant to a court of competent  
1928 jurisdiction in compliance with an order of that court or the  
1929 attorney of record pursuant to a lawfully issued subpoena, upon



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1930 the condition that the student, or his or her parent if the  
 1931 student is either a minor and not attending a postsecondary  
 1932 educational institution or a dependent of such parent as defined  
 1933 in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of  
 1934 1954), is notified of the order or subpoena in advance of  
 1935 compliance therewith by the educational institution or agency.

1936 12. Credit bureaus, in connection with an agreement for  
 1937 financial aid that the student has executed, provided that such  
 1938 information may be disclosed only to the extent necessary to  
 1939 enforce the terms or conditions of the financial aid agreement.  
 1940 Credit bureaus shall not release any information obtained  
 1941 pursuant to this paragraph to any person.

1942 13. Parties to an interagency agreement among the  
 1943 Department of Juvenile Justice, school and law enforcement  
 1944 authorities, and other signatory agencies for the purpose of  
 1945 reducing juvenile crime and especially motor vehicle theft by  
 1946 promoting cooperation and collaboration, and the sharing of  
 1947 appropriate information in a joint effort to improve school  
 1948 safety, to reduce truancy and in-school and out-of-school  
 1949 suspensions, and to support alternatives to in-school and out-  
 1950 of-school suspensions and expulsions that provide structured and  
 1951 well-supervised educational programs supplemented by a  
 1952 coordinated overlay of other appropriate services designed to  
 1953 correct behaviors that lead to truancy, suspensions, and  
 1954 expulsions, and that support students in successfully completing  
 1955 their education. Information provided in furtherance of such  
 1956 interagency agreements is intended solely for use in determining  
 1957 the appropriate programs and services for each juvenile or the  
 1958 juvenile's family, or for coordinating the delivery of such  
 1959 programs and services, and as such is inadmissible in any court



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1960 proceedings prior to a dispositional hearing unless written  
 1961 consent is provided by a parent or other responsible adult on  
 1962 behalf of the juvenile.

1963  
 1964 This paragraph does not prohibit any educational institution  
 1965 from publishing and releasing to the general public directory  
 1966 information relating to a student if the institution elects to  
 1967 do so. However, no educational institution shall release, to any  
 1968 individual, agency, or organization that is not listed in  
 1969 subparagraphs 1.-13., directory information relating to the  
 1970 student body in general or a portion thereof unless it is  
 1971 normally published for the purpose of release to the public in  
 1972 general. Any educational institution making directory  
 1973 information public shall give public notice of the categories of  
 1974 information that it has designated as directory information with  
 1975 respect to all students attending the institution and shall  
 1976 allow a reasonable period of time after such notice has been  
 1977 given for a parent or student to inform the institution in  
 1978 writing that any or all of the information designated should not  
 1979 be released.

1980 (5) PENALTY.--In the event that any public school official  
 1981 or employee, district school board official or employee, career  
 1982 institute ~~technical center~~ official or employee, or public  
 1983 postsecondary educational institution official or employee  
 1984 refuses to comply with any of the provisions of this section,  
 1985 the aggrieved parent or student shall have an immediate right to  
 1986 bring an action in the circuit court to enforce the violated  
 1987 right by injunction. Any aggrieved parent or student who brings  
 1988 such an action and whose rights are vindicated may be awarded  
 1989 attorney's fees and court costs.



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1990 Section 57. Paragraph (a) of subsection (11) of section  
 1991 1002.34, Florida Statutes, is amended to read:

1992 1002.34 Charter technical career centers.--

1993 (11) FUNDING.--

1994 (a) Each district school board and community college that  
 1995 sponsors a charter technical career center shall pay directly to  
 1996 the center an amount stated in the charter. State funding shall  
 1997 be generated for the center for its student enrollment and  
 1998 program outcomes as provided in law. A center is eligible for  
 1999 funding from the Florida Workforce ~~Development~~ Education Fund,  
 2000 the Florida Education Finance Program, and the Community College  
 2001 Program Fund, depending upon the programs conducted by the  
 2002 center.

2003 Section 58. Paragraph (a) of subsection (2) of section  
 2004 1002.42, Florida Statutes, is amended to read:

2005 1002.42 Private schools.--

2006 (2) ANNUAL PRIVATE SCHOOL SURVEY.--

2007 (a) The Department of Education shall organize, maintain,  
 2008 and annually update a database of educational institutions  
 2009 within the state coming within the provisions of this section.  
 2010 There shall be included in the database of each institution the  
 2011 name, address, and telephone number of the institution; the type  
 2012 of institution; the names of administrative officers; the  
 2013 enrollment by grade or special group (e.g., career ~~and technical~~  
 2014 education and exceptional child education); the number of  
 2015 graduates; the number of instructional and administrative  
 2016 personnel; the number of days the school is in session; and such  
 2017 data as may be needed to meet the provisions of this section and  
 2018 s. 1003.23(2).



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2019 Section 59. Subsection (4) and paragraph (c) of subsection  
 2020 (9) of section 1003.01, Florida Statutes, are amended to read:

2021 1003.01 Definitions.--As used in this chapter, the term:

2022 (4) "~~Career and technical~~ education" means education that  
 2023 provides instruction for the following purposes:

2024 (a) At the elementary, middle, and secondary school  
 2025 levels, exploratory courses designed to give students initial  
 2026 exposure to a broad range of occupations to assist them in  
 2027 preparing their academic and occupational plans, and practical  
 2028 arts courses that provide generic skills that may apply to many  
 2029 occupations but are not designed to prepare students for entry  
 2030 into a specific occupation. ~~Career and technical~~ education  
 2031 provided before high school completion must be designed to  
 2032 enhance both occupational and academic skills through  
 2033 integration with academic instruction.

2034 (b) At the secondary school level, job-preparatory  
 2035 instruction in the competencies that prepare students for  
 2036 effective entry into an occupation, including diversified  
 2037 cooperative education, work experience, and job-entry programs  
 2038 that coordinate directed study and on-the-job training.

2039 (c) At the postsecondary education level, courses of study  
 2040 that provide competencies needed for entry into specific  
 2041 occupations or for advancement within an occupation.

2042 (9) "Dropout" means a student who meets any one or more of  
 2043 the following criteria:

2044 (c) The student has withdrawn from school, but has not  
 2045 transferred to another public or private school or enrolled in  
 2046 any ~~career and technical~~, adult, home education, or alternative  
 2047 educational program;

2048



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2049 The State Board of Education may adopt rules to implement the  
 2050 provisions of this subsection.

2051 Section 60. Section 1003.02, Florida Statutes, is amended  
 2052 to read:

2053 1003.02 District school board operation and control of  
 2054 public K-12 education within the school district.--As provided  
 2055 in part II of chapter 1001, district school boards are  
 2056 constitutionally and statutorily charged with the operation and  
 2057 control of public K-12 education within their school district.  
 2058 The district school boards must establish, organize, and operate  
 2059 their public K-12 schools and educational programs, employees,  
 2060 and facilities. Their responsibilities include staff  
 2061 development, public K-12 school student education including  
 2062 education for exceptional students and students in juvenile  
 2063 justice programs, special programs, adult education programs,  
 2064 and career ~~and technical~~ education programs. Additionally,  
 2065 district school boards must:

2066 (1) Provide for the proper accounting for all students of  
 2067 school age, for the attendance and control of students at  
 2068 school, and for proper attention to health, safety, and other  
 2069 matters relating to the welfare of students in the following  
 2070 fields:

2071 (a) *Admission, classification, promotion, and graduation*  
 2072 *of students.*--Adopt rules for admitting, classifying, promoting,  
 2073 and graduating students to or from the various schools of the  
 2074 district. (1) Provide for the proper accounting for all  
 2075 students of school age, for the attendance and control of  
 2076 students at school, and for proper attention to health, safety,  
 2077 and other matters relating to the welfare of students in the  
 2078 following fields:



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2079 (b) *Enforcement of attendance laws.*--Provide for the  
2080 enforcement of all laws and rules relating to the attendance of  
2081 students at school.

2082 (c) *Control of students.*--

2083 1. Adopt rules for the control, attendance, discipline,  
2084 in-school suspension, suspension, and expulsion of students and  
2085 decide all cases recommended for expulsion.

2086 2. Maintain a code of student conduct as provided in  
2087 chapter 1006.

2088 (d) *Courses of study and instructional materials.*--

2089 1. Provide adequate instructional materials for all  
2090 students as follows and in accordance with the requirements of  
2091 chapter 1006, in the core courses of mathematics, language arts,  
2092 social studies, science, reading, and literature, except for  
2093 instruction for which the school advisory council approves the  
2094 use of a program that does not include a textbook as a major  
2095 tool of instruction.

2096 2. Adopt courses of study for use in the schools of the  
2097 district.

2098 3. Provide for proper requisitioning, distribution,  
2099 accounting, storage, care, and use of all instructional  
2100 materials as may be needed, and ensure that instructional  
2101 materials used in the district are consistent with the district  
2102 goals and objectives and the curriculum frameworks approved by  
2103 the State Board of Education, as well as with the state and  
2104 school district performance standards required by law and state  
2105 board rule.

2106 (e) *Transportation.*--Make provision for the transportation  
2107 of students to the public schools or school activities they are



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2108 required or expected to attend, efficiently and economically, in  
 2109 accordance with the requirements of chapter 1006.

2110 (f) *Facilities and school plant.*--

2111 1. Approve and adopt a districtwide school facilities  
 2112 program, in accordance with the requirements of chapter 1013.

2113 2. Approve plans for locating, planning, constructing,  
 2114 sanitating, insuring, maintaining, protecting, and condemning  
 2115 school property as prescribed in chapter 1013.

2116 3. Approve and adopt a districtwide school building  
 2117 program.

2118 4. Select and purchase school sites, playgrounds, and  
 2119 recreational areas located at centers at which schools are to be  
 2120 constructed, of adequate size to meet the needs of projected  
 2121 students to be accommodated.

2122 5. Approve the proposed purchase of any site, playground,  
 2123 or recreational area for which school district funds are to be  
 2124 used.

2125 6. Expand existing sites.

2126 7. Rent buildings when necessary.

2127 8. Enter into leases or lease-purchase arrangements, in  
 2128 accordance with the requirements and conditions provided in s.  
 2129 1013.15(2).

2130 9. Provide for the proper supervision of construction.

2131 10. Make or contract for additions, alterations, and  
 2132 repairs on buildings and other school properties.

2133 11. Ensure that all plans and specifications for buildings  
 2134 provide adequately for the safety and well-being of students, as  
 2135 well as for economy of construction.

2136 12. Provide adequately for the proper maintenance and  
 2137 upkeep of school plants.





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2138 13. Carry insurance on every school building in all school  
 2139 plants including contents, boilers, and machinery, except  
 2140 buildings of three classrooms or less which are of frame  
 2141 construction and located in a tenth class public protection zone  
 2142 as defined by the Florida Inspection and Rating Bureau, and on  
 2143 all school buses and other property under the control of the  
 2144 district school board or title to which is vested in the  
 2145 district school board, except as exceptions may be authorized  
 2146 under rules of the State Board of Education.

2147 14. Condemn and prohibit the use for public school  
 2148 purposes of any building under the control of the district  
 2149 school board.

2150 (g) *School operation.--*

2151 1. Provide for the operation of all public schools as free  
 2152 schools for a term of at least 180 days or the equivalent on an  
 2153 hourly basis as specified by rules of the State Board of  
 2154 Education; determine district school funds necessary in addition  
 2155 to state funds to operate all schools for the minimum term; and  
 2156 arrange for the levying of district school taxes necessary to  
 2157 provide the amount needed from district sources.

2158 2. Prepare, adopt, and timely submit to the Department of  
 2159 Education, as required by law and by rules of the State Board of  
 2160 Education, the annual school budget, so as to promote the  
 2161 improvement of the district school system.

2162 (h) *Records and reports.--*

2163 1. Keep all necessary records and make all needed and  
 2164 required reports, as required by law or by rules of the State  
 2165 Board of Education.

2166 2. At regular intervals require reports to be made by  
 2167 principals or teachers in all public schools to the parents of



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2168 the students enrolled and in attendance at their schools,  
2169 apprising them of the academic and other progress being made by  
2170 the student and giving other useful information.

2171 (2) Require that all laws, all rules of the State Board of  
2172 Education, and all rules of the district school board are  
2173 properly enforced.

2174 (3) Maintain a system of school improvement and education  
2175 accountability as required by law and State Board of Education  
2176 rule, including but not limited to the requirements of chapter  
2177 1008.

2178 (4) For any school within the district that is not in  
2179 compliance with the small school size requirements of chapter  
2180 1013, in order to reduce the anonymity of students in large  
2181 schools, adopt policies that encourage subdivision of the school  
2182 into schools-within-a-school, which shall operate within  
2183 existing resources. A "school-within-a-school" means an  
2184 operational program that uses flexible scheduling, team  
2185 planning, and curricular and instructional innovation to  
2186 organize groups of students with groups of teachers as smaller  
2187 units, so as to functionally operate as a smaller school.  
2188 Examples of this include, but are not limited to:

2189 (a) An organizational arrangement assigning both students  
2190 and teachers to smaller units in which the students take some or  
2191 all of their coursework with their fellow grouped students and  
2192 from the teachers assigned to the smaller unit. A unit may be  
2193 grouped together for 1 year or on a vertical, multiyear basis.

2194 (b) An organizational arrangement similar to that  
2195 described in paragraph (a) with additional variations in  
2196 instruction and curriculum. The smaller unit usually seeks to  
2197 maintain a program different from that of the larger school, or



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2198 of other smaller units. It may be vertically organized, but is  
 2199 dependent upon the school principal for its existence, budget,  
 2200 and staff.

2201 (c) A separate and autonomous smaller unit formally  
 2202 authorized by the district school board or district school  
 2203 superintendent. The smaller unit plans and runs its own program,  
 2204 has its own staff and students, and receives its own separate  
 2205 budget. The smaller unit must negotiate the use of common space  
 2206 with the larger school and defer to the building principal on  
 2207 matters of safety and building operation.

2208 Section 61. Subsections (1) and (9) of section 1003.43,  
 2209 Florida Statutes, are amended to read:

2210 1003.43 General requirements for high school graduation.--

2211 (1) Graduation requires successful completion of either a  
 2212 minimum of 24 academic credits in grades 9 through 12 or an  
 2213 International Baccalaureate curriculum. The 24 credits shall be  
 2214 distributed as follows:

2215 (a) Four credits in English, with major concentration in  
 2216 composition and literature.

2217 (b) Three credits in mathematics. Effective for students  
 2218 entering the 9th grade in the 1997-1998 school year and  
 2219 thereafter, one of these credits must be Algebra I, a series of  
 2220 courses equivalent to Algebra I, or a higher-level mathematics  
 2221 course.

2222 (c) Three credits in science, two of which must have a  
 2223 laboratory component. The State Board of Education may grant an  
 2224 annual waiver of the laboratory requirement to a district school  
 2225 board that certifies that its laboratory facilities are  
 2226 inadequate, provided the district school board submits a capital  
 2227 outlay plan to provide adequate facilities and makes the funding



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2228 of this plan a priority of the district school board.  
 2229 Agriscience Foundations I, the core course in secondary  
 2230 Agriscience and Natural Resources programs, counts as one of the  
 2231 science credits.

2232 (d) One credit in American history.

2233 (e) One credit in world history, including a comparative  
 2234 study of the history, doctrines, and objectives of all major  
 2235 political systems.

2236 (f) One-half credit in economics, including a comparative  
 2237 study of the history, doctrines, and objectives of all major  
 2238 economic systems. The Florida Council on Economic Education  
 2239 shall provide technical assistance to the department and  
 2240 district school boards in developing curriculum materials for  
 2241 the study of economics.

2242 (g) One-half credit in American government, including  
 2243 study of the Constitution of the United States. For students  
 2244 entering the 9th grade in the 1997-1998 school year and  
 2245 thereafter, the study of Florida government, including study of  
 2246 the State Constitution, the three branches of state government,  
 2247 and municipal and county government, shall be included as part  
 2248 of the required study of American government.

2249 (h)1. One credit in practical arts career ~~and technical~~  
 2250 education or exploratory career ~~and technical~~ education. Any  
 2251 career ~~and technical~~ education course as defined in s. 1003.01  
 2252 may be taken to satisfy the high school graduation requirement  
 2253 for one credit in practical arts or exploratory career ~~and~~  
 2254 ~~technical~~ education provided in this subparagraph;

2255 2. One credit in performing fine arts to be selected from  
 2256 music, dance, drama, painting, or sculpture. A course in any art  
 2257 form, in addition to painting or sculpture, that requires manual



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2258 dexterity, or a course in speech and debate, may be taken to  
 2259 satisfy the high school graduation requirement for one credit in  
 2260 performing arts pursuant to this subparagraph; or

2261 3. One-half credit each in practical arts career ~~and~~  
 2262 ~~technical~~ education or exploratory career ~~and technical~~  
 2263 education and performing fine arts, as defined in this  
 2264 paragraph.

2265  
 2266 Such credit for practical arts career ~~and technical~~ education or  
 2267 exploratory career ~~and technical~~ education or for performing  
 2268 fine arts shall be made available in the 9th grade, and students  
 2269 shall be scheduled into a 9th grade course as a priority.

2270 (i) One-half credit in life management skills to include  
 2271 consumer education, positive emotional development, marriage and  
 2272 relationship skill-based education, nutrition, prevention of  
 2273 human immunodeficiency virus infection and acquired immune  
 2274 deficiency syndrome and other sexually transmissible diseases,  
 2275 benefits of sexual abstinence and consequences of teenage  
 2276 pregnancy, information and instruction on breast cancer  
 2277 detection and breast self-examination, cardiopulmonary  
 2278 resuscitation, drug education, and the hazards of smoking. Such  
 2279 credit shall be given for a course to be taken by all students  
 2280 in either the 9th or 10th grade.

2281 (j) One credit in physical education to include  
 2282 assessment, improvement, and maintenance of personal fitness.  
 2283 Participation in an interscholastic sport at the junior varsity  
 2284 or varsity level, for two full seasons, shall satisfy the one-  
 2285 credit requirement in physical education if the student passes a  
 2286 competency test on personal fitness with a score of "C" or  
 2287 better. The competency test on personal fitness must be



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2288 developed by the Department of Education. A district school  
2289 board may not require that the one credit in physical education  
2290 be taken during the 9th grade year. Completion of one semester  
2291 with a grade of "C" or better in a marching band class or in a  
2292 physical activity class that requires participation in marching  
2293 band activities as an extracurricular activity shall satisfy a  
2294 one-half credit requirement in physical education. This one-half  
2295 credit may not be used to satisfy the personal fitness  
2296 requirement or the requirement for adaptive physical education  
2297 under an individual educational plan (IEP) or 504 plan.

2298 (k) Eight and one-half elective credits.

2299

2300 District school boards may award a maximum of one-half credit in  
2301 social studies and one-half elective credit for student  
2302 completion of nonpaid voluntary community or school service  
2303 work. Students choosing this option must complete a minimum of  
2304 75 hours of service in order to earn the one-half credit in  
2305 either category of instruction. Credit may not be earned for  
2306 service provided as a result of court action. District school  
2307 boards that approve the award of credit for student volunteer  
2308 service shall develop guidelines regarding the award of the  
2309 credit, and school principals are responsible for approving  
2310 specific volunteer activities. A course designated in the Course  
2311 Code Directory as grade 9 through grade 12 that is taken below  
2312 the 9th grade may be used to satisfy high school graduation  
2313 requirements or Florida Academic Scholars award requirements as  
2314 specified in a district school board's student progression plan.  
2315 A student shall be granted credit toward meeting the  
2316 requirements of this subsection for equivalent courses, as



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2317 identified pursuant to s. 1007.271(6), taken through dual  
 2318 enrollment.

2319 (9) A student who meets all requirements prescribed in  
 2320 subsections (1), (4), and (5) shall be awarded a standard  
 2321 diploma in a form prescribed by the State Board of Education. A  
 2322 district school board may attach the Florida gold seal career  
 2323 ~~and technical~~ endorsement to a standard diploma or, instead of  
 2324 the standard diploma, award differentiated diplomas to those  
 2325 exceeding the prescribed minimums. A student who completes the  
 2326 minimum number of credits and other requirements prescribed by  
 2327 subsections (1) and (4), but who is unable to meet the standards  
 2328 of paragraph (5)(a), paragraph (5)(b), or paragraph (5)(c),  
 2329 shall be awarded a certificate of completion in a form  
 2330 prescribed by the State Board of Education. However, any student  
 2331 who is otherwise entitled to a certificate of completion may  
 2332 elect to remain in the secondary school either as a full-time  
 2333 student or a part-time student for up to 1 additional year and  
 2334 receive special instruction designed to remedy his or her  
 2335 identified deficiencies.

2336 Section 62. Subsection (3) of section 1003.47, Florida  
 2337 Statutes, is amended to read:

2338 1003.47 Biological experiments on living subjects.--

2339 (3) If any instructional employee of a public high school  
 2340 or career institute ~~area technical center~~ knowingly or  
 2341 intentionally fails or refuses to comply with any of the  
 2342 provisions of this section, the district school board may  
 2343 suspend, dismiss, return to annual contract, or otherwise  
 2344 discipline such employee as provided in s. 1012.22(1)(f) in  
 2345 accordance with procedures established in chapter 1012. If any  
 2346 instructional employee of any private school knowingly or



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2347 intentionally fails or refuses to comply with the provisions of  
 2348 this section, the governing authority of the private school may  
 2349 suspend, dismiss, or otherwise discipline such employee in  
 2350 accordance with its standard personnel procedures.

2351 Section 63. Subsection (1) of section 1003.491, Florida  
 2352 Statutes, is amended to read:

2353 1003.491 Career ~~and technical~~ education.--

2354 (1) School board, superintendent, and school  
 2355 accountability for career ~~and technical~~ education within  
 2356 elementary and secondary schools includes, but is not limited  
 2357 to:

2358 (a) Student exposure to a variety of careers and provision  
 2359 of instruction to explore specific careers in greater depth.

2360 (b) Student awareness of available career ~~and technical~~  
 2361 programs and the corresponding occupations into which such  
 2362 programs lead.

2363 (c) Student development of individual career plans.

2364 (d) Integration of academic and career ~~and technical~~  
 2365 skills in the secondary curriculum.

2366 (e) Student preparation to enter the workforce and enroll  
 2367 in postsecondary education without being required to complete  
 2368 college preparatory or career ~~vocational~~ preparatory  
 2369 instruction.

2370 (f) Student retention in school through high school  
 2371 graduation.

2372 (g) Career ~~and technical~~ curriculum articulation with  
 2373 corresponding postsecondary programs in the career institute  
 2374 ~~local area technical center~~ or community college, or both.

2375 Section 64. Paragraphs (e) and (f) of subsection (2) of  
 2376 section 1003.51, Florida Statutes, are amended to read:





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2377 1003.51 Other public educational services.--

2378 (2) The State Board of Education shall adopt and maintain  
 2379 an administrative rule articulating expectations for effective  
 2380 education programs for youth in Department of Juvenile Justice  
 2381 programs, including, but not limited to, education programs in  
 2382 juvenile justice commitment and detention facilities. The rule  
 2383 shall articulate policies and standards for education programs  
 2384 for youth in Department of Juvenile Justice programs and shall  
 2385 include the following:

2386 (e) Assessment procedures, which:

2387 1. Include appropriate academic and career ~~and technical~~  
 2388 assessments administered at program entry and exit that are  
 2389 selected by the Department of Education in partnership with  
 2390 representatives from the Department of Juvenile Justice,  
 2391 district school boards, and providers.

2392 2. Require district school boards to be responsible for  
 2393 ensuring the completion of the assessment process.

2394 3. Require assessments for students in detention who will  
 2395 move on to commitment facilities, to be designed to create the  
 2396 foundation for developing the student's education program in the  
 2397 assigned commitment facility.

2398 4. Require assessments of students sent directly to  
 2399 commitment facilities to be completed within the first week of  
 2400 the student's commitment.

2401  
 2402 The results of these assessments, together with a portfolio  
 2403 depicting the student's academic and career ~~and technical~~  
 2404 accomplishments, shall be included in the discharge package  
 2405 assembled for each youth.



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2406 (f) Recommended instructional programs, including, but not  
 2407 limited to, career ~~and technical~~ training and job preparation.

2408 Section 65. Paragraph (c) of subsection (1) and  
 2409 subsections (3), (5), and (23) of section 1003.52, Florida  
 2410 Statutes, are amended to read:

2411 1003.52 Educational services in Department of Juvenile  
 2412 Justice programs.--

2413 (1) The Legislature finds that education is the single  
 2414 most important factor in the rehabilitation of adjudicated  
 2415 delinquent youth in the custody of the Department of Juvenile  
 2416 Justice in detention or commitment facilities. It is the goal of  
 2417 the Legislature that youth in the juvenile justice system  
 2418 continue to be allowed the opportunity to obtain a high quality  
 2419 education. The Department of Education shall serve as the lead  
 2420 agency for juvenile justice education programs, curriculum,  
 2421 support services, and resources. To this end, the Department of  
 2422 Education and the Department of Juvenile Justice shall each  
 2423 designate a Coordinator for Juvenile Justice Education Programs  
 2424 to serve as the point of contact for resolving issues not  
 2425 addressed by district school boards and to provide each  
 2426 department's participation in the following activities:

2427 (c) Developing academic and career ~~and technical~~ protocols  
 2428 that provide guidance to district school boards and providers in  
 2429 all aspects of education programming, including records transfer  
 2430 and transition.

2431  
 2432 Annually, a cooperative agreement and plan for juvenile justice  
 2433 education service enhancement shall be developed between the  
 2434 Department of Juvenile Justice and the Department of Education



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2435 and submitted to the Secretary of Juvenile Justice and the  
 2436 Commissioner of Education by June 30.

2437 (3) The district school board of the county in which the  
 2438 residential or nonresidential care facility or juvenile  
 2439 assessment facility is located shall provide appropriate  
 2440 educational assessments and an appropriate program of  
 2441 instruction and special education services. The district school  
 2442 board shall make provisions for each student to participate in  
 2443 basic, career ~~and technical~~ education, and exceptional student  
 2444 programs as appropriate. Students served in Department of  
 2445 Juvenile Justice programs shall have access to the appropriate  
 2446 courses and instruction to prepare them for the GED test.  
 2447 Students participating in GED preparation programs shall be  
 2448 funded at the basic program cost factor for Department of  
 2449 Juvenile Justice programs in the Florida Education Finance  
 2450 Program. Each program shall be conducted according to applicable  
 2451 law providing for the operation of public schools and rules of  
 2452 the State Board of Education.

2453 (5) The educational program shall consist of appropriate  
 2454 basic academic, career ~~and technical~~, or exceptional curricula  
 2455 and related services which support the treatment goals and  
 2456 reentry and which may lead to completion of the requirements for  
 2457 receipt of a high school diploma or its equivalent. If the  
 2458 duration of a program is less than 40 days, the educational  
 2459 component may be limited to tutorial activities and career ~~and~~  
 2460 ~~technical~~ employability skills.

2461 (23) The Department of Juvenile Justice and the Department  
 2462 of Education shall, in consultation with the statewide Workforce  
 2463 Development Youth Council, district school boards, providers,  
 2464 and others, jointly develop a multiagency plan for career ~~and~~



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2465 ~~technical~~ education which describes the curriculum, goals, and  
 2466 outcome measures for career ~~and technical~~ education programming  
 2467 in juvenile commitment facilities, pursuant to s. 985.3155.

2468 Section 66. Subsections (21), (23), (25), and (26) of  
 2469 section 1004.02, Florida Statutes, are amended to read:

2470 1004.02 Definitions.--As used in this chapter:

2471 (21) "Career ~~Technical~~ certificate program" means a course  
 2472 of study that leads to at least one occupational completion  
 2473 point. The program may also confer credit that may articulate  
 2474 with a diploma or career ~~technical~~ degree education program, if  
 2475 authorized by rules of the State Board of Education. Any credit  
 2476 instruction designed to articulate to a degree program is  
 2477 subject to guidelines and standards adopted by the Department of  
 2478 Education pursuant to chapter 1007. The term is interchangeable  
 2479 with the term "certificate career ~~and technical~~ education  
 2480 program."

2481 (23) "Career ~~and technical~~ education planning region"  
 2482 means the geographic area in which career ~~and technical~~ or adult  
 2483 education is provided. Each career ~~and technical~~ region is  
 2484 contiguous with one of the 28 community college service areas.

2485 (25) "Career ~~and technical~~ program" means a group of  
 2486 identified competencies leading to occupations identified by a  
 2487 Classification of Instructional Programs number.

2488 (26) "Workforce ~~development~~ education" means adult general  
 2489 education or career ~~and technical~~ education and may consist of a  
 2490 continuing workforce education course or a program of study  
 2491 leading to an occupational completion point, a career ~~technical~~  
 2492 certificate, an applied technology diploma, or a career  
 2493 ~~technical~~ degree.



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2494 Section 67. Section 1004.07, Florida Statutes, is amended  
2495 to read:

2496 1004.07 Student withdrawal from courses due to military  
2497 service; effect.--Each district school board, community college  
2498 district board of trustees, and university board of trustees  
2499 shall establish, by rule and pursuant to guidelines of the  
2500 Florida Board of Education, policies regarding currently  
2501 enrolled students who are called to, or enlist in, active  
2502 military service. Such policies shall provide that any student  
2503 enrolled in a postsecondary course or courses at a career  
2504 institute ~~an area technical center~~, a public community college,  
2505 a public college, or a state university shall not incur academic  
2506 or financial penalties by virtue of performing military service  
2507 on behalf of our country. Such student shall be permitted the  
2508 option of either completing the course or courses at a later  
2509 date without penalty or withdrawing from the course or courses  
2510 with a full refund of fees paid. If the student chooses to  
2511 withdraw, the student's record shall reflect that the withdrawal  
2512 is due to active military service.

2513 Section 68. Paragraphs (b), (c), (d), and (g) of  
2514 subsection (4) of section 1004.54, Florida Statutes, are amended  
2515 to read:

2516 1004.54 Learning Development and Evaluation Center.--

2517 (4) An outreach component shall be established which shall  
2518 include:

2519 (b) Working with community colleges, career institutes  
2520 ~~technical centers~~, and community agencies to identify students  
2521 who may benefit from the program.

2522 (c) Providing secondary schools, community colleges,  
2523 career institutes ~~technical centers~~, and community agencies with



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2524 a description of methods used by the program for identification  
 2525 of students who have learning disabilities.

2526 (d) Providing secondary schools, community colleges,  
 2527 career institutes ~~technical centers~~, and community agencies with  
 2528 a description of program services and the support services  
 2529 available.

2530 (g) Designing, developing, and implementing, in  
 2531 cooperation with Florida Agricultural and Mechanical University,  
 2532 public school districts, community colleges, and career  
 2533 institutes ~~technical centers~~ within the Department of Education,  
 2534 model programs for the learning disabled student.

2535 Section 69. Subsection (6) of section 1004.65, Florida  
 2536 Statutes, is amended to read:

2537 1004.65 Community colleges; definition, mission, and  
 2538 responsibilities.--

2539 (6) The primary mission and responsibility of community  
 2540 colleges is responding to community needs for postsecondary  
 2541 academic education and career ~~technical~~ degree education. This  
 2542 mission and responsibility includes being responsible for:

2543 (a) Providing lower level undergraduate instruction and  
 2544 awarding associate degrees.

2545 (b) Preparing students directly for careers ~~vocations~~  
 2546 requiring less than baccalaureate degrees. This may include  
 2547 preparing for job entry, supplementing of skills and knowledge,  
 2548 and responding to needs in new areas of technology. Career ~~and~~  
 2549 ~~technical~~ education in the community college shall consist of  
 2550 career ~~technical~~ certificates, credit courses leading to  
 2551 associate in science degrees and associate in applied science  
 2552 degrees, and other programs in fields requiring substantial  
 2553 academic work, background, or qualifications. A community



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2554 college may offer career ~~and technical~~ education programs in  
 2555 fields having lesser academic or technical requirements.

2556 (c) Providing student development services, including  
 2557 assessment, student tracking, support for disabled students,  
 2558 advisement, counseling, financial aid, career development, and  
 2559 remedial and tutorial services, to ensure student success.

2560 (d) Promoting economic development for the state within  
 2561 each community college district through the provision of special  
 2562 programs, including, but not limited to, the:

- 2563 1. Enterprise Florida-related programs.
- 2564 2. Technology transfer centers.
- 2565 3. Economic development centers.
- 2566 4. Workforce literacy programs.

2567 (e) Providing dual enrollment instruction.

2568 Section 70. Paragraph (b) of subsection (3) and paragraph  
 2569 (a) of subsection (8) of section 1004.73, Florida Statutes, are  
 2570 amended to read:

2571 1004.73 St. Petersburg College.--

2572 (3) STUDENTS; FEES.--

2573 (b) The Board of Trustees of St. Petersburg College shall  
 2574 establish the level of tuition and other authorized student fees  
 2575 consistent with law and proviso in the General Appropriations  
 2576 Act.

2577 1. For each credit hour of enrollment in a certificate  
 2578 level course or lower-division level college credit course,  
 2579 tuition and fees must be within the range authorized in law and  
 2580 rule for a community college student at that level.

2581 2. For each credit hour of enrollment in an upper-division  
 2582 level course, matriculation and tuition fees must be in an  
 2583 amount established by the Board of Trustees of St. Petersburg



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2584 College. However, fees for upper-division students must reflect  
 2585 the fact that the college does not incur the costs of major  
 2586 research programs. Therefore, the board of trustees shall  
 2587 establish fees for upper-division students within a range that  
 2588 is lower than the fees established for students at a state  
 2589 university but higher than the fees for community college  
 2590 students.

2591 3. Other mandatory fees and local fees must be at the same  
 2592 level for all lower-division students. For upper-division  
 2593 students, other mandatory fees and local fees must be at a level  
 2594 less than fees established for University of South Florida  
 2595 students, regardless of program enrollment or level. However,  
 2596 students in workforce ~~development~~ education courses maintain the  
 2597 authorized fee exemptions described in s. 1009.25 and may be  
 2598 exempt from local fees imposed by the board of trustees, at the  
 2599 board's discretion.

2600 (8) STATE FUNDING.--

2601 (a) The Legislature intends to fund St. Petersburg College  
 2602 as a community college for its workforce ~~development~~ education  
 2603 programs and for its lower-division level college credit courses  
 2604 and programs.

2605 Section 71. Subsections (1) and (2) of section 1004.91,  
 2606 Florida Statutes, are amended to read:

2607 1004.91 Career-preparatory ~~Vocational-preparatory~~  
 2608 instruction.--

2609 (1) The State Board of Education shall adopt, by rule,  
 2610 standards of basic skill mastery for certificate career  
 2611 ~~technical~~ education programs. Each school district and community  
 2612 college that conducts programs that confer career ~~technical~~  
 2613 credit shall provide career-preparatory ~~vocational-preparatory~~





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2614 instruction through which students receive the basic skills  
 2615 instruction required pursuant to this section.

2616 (2) Students who enroll in a program offered for career  
 2617 ~~technical~~ credit of 450 hours or more shall complete an entry-  
 2618 level examination within the first 6 weeks of admission into the  
 2619 program. The State Board of Education shall designate  
 2620 examinations that are currently in existence, the results of  
 2621 which are comparable across institutions, to assess student  
 2622 mastery of basic skills. Any student found to lack the required  
 2623 level of basic skills for such program shall be referred to  
 2624 career-preparatory ~~vocational-preparatory~~ instruction or adult  
 2625 basic education for a structured program of basic skills  
 2626 instruction. Such instruction may include English for speakers  
 2627 of other languages. A student may not receive a career ~~technical~~  
 2628 certificate of completion without first demonstrating the basic  
 2629 skills required in the state curriculum frameworks for the  
 2630 program.

2631 Section 72. Section 1004.92, Florida Statutes, is amended  
 2632 to read:

2633 1004.92 Purpose and responsibilities for career ~~and~~  
 2634 ~~technical~~ education.--

2635 (1) The purpose of career ~~and technical~~ education is to  
 2636 enable students who complete career ~~and technical~~ programs to  
 2637 attain and sustain employment and realize economic self-  
 2638 sufficiency. The purpose of this section is to identify issues  
 2639 related to career ~~and technical~~ education for which school  
 2640 boards and community college boards of trustees are accountable.  
 2641 It is the intent of the Legislature that the standards  
 2642 articulated in subsection (2) be considered in the development  
 2643 of accountability standards for public schools pursuant to ss.



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2644 1000.03, 1001.42(16), and 1008.345 and for community colleges  
2645 pursuant to s. 1008.45.

2646 (2)(a) School board, superintendent, and career institute  
2647 ~~technical center~~, and community college board of trustees and  
2648 president, accountability for career ~~and technical~~ education  
2649 programs includes, but is not limited to:

2650 1. Student demonstration of the academic skills necessary  
2651 to enter an occupation.

2652 2. Student preparation to enter an occupation in an entry-  
2653 level position or continue postsecondary study.

2654 3. Career ~~and technical~~ program articulation with other  
2655 corresponding postsecondary programs and job training  
2656 experiences.

2657 4. Employer satisfaction with the performance of students  
2658 who complete career ~~and technical~~ education or reach  
2659 occupational completion points.

2660 5. Student completion, placement, and retention rates  
2661 pursuant to s. 1008.43.

2662 (b) Department of Education accountability for career ~~and~~  
2663 ~~technical~~ education includes, but is not limited to:

2664 1. The provision of timely, accurate technical assistance  
2665 to school districts and community colleges.

2666 2. The provision of timely, accurate information to the  
2667 State Board of Education, the Legislature, and the public.

2668 3. The development of policies, rules, and procedures that  
2669 facilitate institutional attainment of the accountability  
2670 standards and coordinate the efforts of all divisions within the  
2671 department.

2672 4. The development of program standards and industry-  
2673 driven benchmarks for career ~~and technical~~, adult, and community



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2674 education programs, which must be updated every 3 years. The  
 2675 standards must include career ~~technical~~, academic, and workplace  
 2676 skills; viability of distance learning for instruction; and  
 2677 work/learn cycles that are responsive to business and industry.

2678 5. Overseeing school district and community college  
 2679 compliance with the provisions of this chapter.

2680 6. Ensuring that the educational outcomes for the  
 2681 technical component of career ~~and technical~~ programs are uniform  
 2682 and designed to provide a graduate who is capable of entering  
 2683 the workforce on an equally competitive basis regardless of the  
 2684 institution of choice.

2685 (3) Each career institute ~~technical center~~ operated by a  
 2686 district school board shall establish an institute ~~a center~~  
 2687 advisory council pursuant to s. 1001.452. The institute ~~center~~  
 2688 advisory council shall assist in the preparation and evaluation  
 2689 of institute ~~center~~ improvement plans required pursuant to s.  
 2690 1001.42(16) and may provide assistance, upon the request of the  
 2691 institute ~~center~~ director, in the preparation of the institute's  
 2692 ~~center's~~ annual budget and plan as required by s. 1008.385(1).

2693 Section 73. Paragraph (b) of subsection (1), paragraph (d)  
 2694 of subsection (2), and paragraph (c) of subsection (4) of  
 2695 section 1004.93, Florida Statutes, are amended to read:

2696 1004.93 Adult general education.--

2697 (1)

2698 (b) It is further intended that educational opportunities  
 2699 be available for adults who have earned a diploma or high school  
 2700 equivalency diploma but who lack the basic skills necessary to  
 2701 function effectively in everyday situations, to enter the job  
 2702 market, or to enter career ~~technical~~ certificate instruction.



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2703 (2) The adult education program must provide academic  
 2704 services to students in the following priority:

2705 (d) Students who have earned high school diplomas and  
 2706 require specific improvement in order to:

2707 1. Obtain or maintain employment or benefit from  
 2708 certificate career ~~technical~~ education programs;

2709 2. Pursue a postsecondary degree; or

2710 3. Develop competence in the English language to qualify  
 2711 for employment.

2712 (4)

2713 (c) The State Board of Education shall define, by rule,  
 2714 the levels and courses of instruction to be funded through the  
 2715 college-preparatory program. The state board shall coordinate  
 2716 the establishment of costs for college-preparatory courses, the  
 2717 establishment of statewide standards that define required levels  
 2718 of competence, acceptable rates of student progress, and the  
 2719 maximum amount of time to be allowed for completion of college-  
 2720 preparatory instruction. College-preparatory instruction is part  
 2721 of an associate in arts degree program and may not be funded as  
 2722 an adult career ~~and technical~~ education program.

2723 Section 74. Subsection (2) of section 1004.98, Florida  
 2724 Statutes, is amended to read:

2725 1004.98 Workforce literacy programs.--

2726 (2) Each community college and school district may conduct  
 2727 courses and programs through which adults gain the communication  
 2728 and computation skills necessary to complete a career ~~and~~  
 2729 ~~technical~~ program, to gain or maintain entry-level employment,  
 2730 or to upgrade employment. Courses may not be conducted until the  
 2731 community college or school district identifies current and  
 2732 prospective employees who do not possess the skills necessary to



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2733 enter career ~~and technical~~ programs or to obtain or maintain  
2734 employment.

2735 Section 75. Paragraph (c) of subsection (2) of section  
2736 1005.21, Florida Statutes, is amended to read:

2737 1005.21 Commission for Independent Education.--

2738 (2) The Commission for Independent Education shall consist  
2739 of seven members who are residents of this state. The commission  
2740 shall function in matters concerning independent postsecondary  
2741 educational institutions in consumer protection, program  
2742 improvement, and licensure for institutions under its purview.  
2743 The Governor shall appoint the members of the commission who are  
2744 subject to confirmation by the Senate. The membership of the  
2745 commission shall consist of:

2746 (c) One member from a public school district or community  
2747 college who is an administrator of career ~~and technical~~  
2748 education.

2749 Section 76. Subsections (2) and (5) of section 1006.035,  
2750 Florida Statutes, are amended to read:

2751 1006.035 Dropout reentry and mentor project.--

2752 (2) The project shall identify 15 black students in each  
2753 location who have dropped out of high school but were not  
2754 encountering academic difficulty when they left school. Students  
2755 chosen to participate may not have a high school diploma, be  
2756 enrolled in an adult general education program which includes a  
2757 GED program or an adult high school, or be enrolled in a career  
2758 institute ~~technical school~~. Students may be employed but must be  
2759 able to adjust their work schedules to accommodate classes and  
2760 project sessions. Priority must be given to students who have  
2761 dropped out of school within the last 3 years.



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2762 (5) Selected project participants shall be evaluated and  
 2763 enrolled in a GED program, regular high school, career institute  
 2764 ~~technical school~~, or alternative school. In conjunction with  
 2765 school guidance personnel, project staff shall design a  
 2766 supplemental program to reinforce basic skills, provide  
 2767 additional counseling, and offer tutorial assistance. Weekly,  
 2768 project staff shall monitor students' attendance, performance,  
 2769 homework, and attitude toward school.

2770 Section 77. Subsection (1) of section 1006.051, Florida  
 2771 Statutes, is amended to read:

2772 1006.051 Sunshine Workforce Solutions Grant Program.--

2773 (1) The Legislature recognizes the need for school  
 2774 districts to be able to respond to critical workforce shortages  
 2775 in nursing. The Sunshine Workforce Solutions Grant Program is  
 2776 created to provide grants to school districts on a competitive  
 2777 basis to fund all or some of the costs associated with  
 2778 establishing an exploratory program in nursing at the middle  
 2779 school level or a comprehensive career ~~and technical~~ education  
 2780 program within a high school that provides a program of study in  
 2781 nursing that will provide a seamless transition to appropriate  
 2782 postsecondary education or employment.

2783 (a) A comprehensive career ~~and technical~~ education program  
 2784 within a high school that provides a program of study in nursing  
 2785 must be certified or endorsed by the Florida Board of Nursing to  
 2786 ensure that all components of the program are relevant and  
 2787 appropriate to prepare the student for further education and  
 2788 employment in nursing.

2789 (b) For career ~~and technical~~ education programs in which  
 2790 high school credit is articulated to a related postsecondary  
 2791 education program, there must be an articulation agreement that



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2792 ensures seamless transition from one level to the next without a  
 2793 loss of credit for the student.

2794 (c) Participation in work-based learning experiences, as  
 2795 defined in rule by the Department of Education, shall be  
 2796 required in career ~~and technical~~ education programs at the high  
 2797 school level.

2798 Section 78. Paragraph (c) of subsection (3) of section  
 2799 1006.21, Florida Statutes, is amended to read:

2800 1006.21 Duties of district school superintendent and  
 2801 district school board regarding transportation.--

2802 (3) District school boards, after considering  
 2803 recommendations of the district school superintendent:

2804 (c) May provide transportation for public school migrant,  
 2805 exceptional, nursery, and other public school students in  
 2806 membership below kindergarten; kindergarten through grade 12  
 2807 students in membership in a public school; and adult students in  
 2808 membership in adult career ~~and technical~~, basic, and high school  
 2809 graduation programs in a public school when, and only when,  
 2810 transportation is necessary to provide adequate educational  
 2811 facilities and opportunities which otherwise would not be  
 2812 available.

2813 Section 79. Paragraph (a) of subsection (4) of section  
 2814 1006.31, Florida Statutes, is amended to read:

2815 1006.31 Duties of each state instructional materials  
 2816 committee.--The duties of each state instructional materials  
 2817 committee are:

2818 (4) EVALUATION OF INSTRUCTIONAL MATERIALS.--To evaluate  
 2819 carefully all instructional materials submitted, to ascertain  
 2820 which instructional materials, if any, submitted for  
 2821 consideration best implement the selection criteria developed by



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2822 the commissioner and those curricular objectives included within  
2823 applicable performance standards provided for in s. 1001.03(1).

2824 (a) When recommending instructional materials for use in  
2825 the schools, each committee shall include only instructional  
2826 materials that accurately portray the ethnic, socioeconomic,  
2827 cultural, and racial diversity of our society, including men and  
2828 women in professional, career ~~and technical~~, and executive  
2829 roles, and the role and contributions of the entrepreneur and  
2830 labor in the total development of this state and the United  
2831 States.

2832  
2833 The findings of the committees, including the evaluation of  
2834 instructional materials, shall be in sessions open to the  
2835 public. All decisions leading to determinations of the  
2836 committees shall be by roll call vote, and at no time will a  
2837 secret ballot be permitted.

2838 Section 80. Paragraph (a) of subsection (2) and paragraph  
2839 (b) of subsection (3) of section 1007.21, Florida Statutes, are  
2840 amended to read:

2841 1007.21 Readiness for postsecondary education and the  
2842 workplace.--

2843 (2)(a) Students entering the 9th grade and their parents  
2844 shall be active participants in choosing an end-of-high-school  
2845 student destination based upon both student and parent or  
2846 guardian goals. Four or more destinations should be available  
2847 with bridges between destinations to enable students to shift  
2848 destinations should they choose to change goals. The  
2849 destinations shall accommodate the needs of students served in  
2850 exceptional education programs to the extent appropriate for  
2851 individual students. Exceptional education students may continue





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2852 to follow the courses outlined in the district school board  
 2853 student progression plan. Participating students and their  
 2854 parents shall choose among destinations, which must include:

- 2855 1. Four-year college or university, community college plus
- 2856 university, or military academy.
- 2857 2. Two-year postsecondary degree.
- 2858 3. Postsecondary career ~~and technical~~ certificate.
- 2859 4. Immediate employment or entry-level military.

2860 (3)

2861 (b) The school principal shall:

2862 1. Designate a member of the existing instructional or  
 2863 administrative staff to serve as a specialist to help coordinate  
 2864 the use of student achievement strategies to help students  
 2865 succeed in their coursework. The specialist shall also assist  
 2866 teachers in integrating the academic and career ~~and technical~~  
 2867 curricula, utilizing technology, providing feedback regarding  
 2868 student achievement, and implementing the Blueprint for Career  
 2869 Preparation and Tech Prep programs.

2870 2. Institute strategies to eliminate reading, writing, and  
 2871 mathematics deficiencies of secondary students.

2872 Section 81. Paragraph (c) of subsection (1) of section  
 2873 1007.23, Florida Statutes, is amended to read:

2874 1007.23 Statewide articulation agreement.--

2875 (1) The State Board of Education shall establish in rule a  
 2876 statewide articulation agreement that governs:

2877 (c) Admission of applied technology diploma program  
 2878 graduates from community colleges or career institutes ~~technical~~  
 2879 ~~centers~~;

2880 Section 82. Subsection (2) of section 1007.24, Florida  
 2881 Statutes, is amended to read:



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2882 1007.24 Statewide course numbering system.--

2883 (2) The Commissioner of Education shall appoint faculty  
2884 committees representing faculties of participating institutions  
2885 to recommend a single level for each course, including  
2886 postsecondary career ~~and technical~~ education courses, included  
2887 in the statewide course numbering system.

2888 (a) Any course designated as an upper-division-level  
2889 course must be characterized by a need for advanced academic  
2890 preparation and skills that a student would be unlikely to  
2891 achieve without significant prior coursework.

2892 (b) A course that is offered as part of an associate in  
2893 science degree program and as an upper-division course for a  
2894 baccalaureate degree shall be designated for both the lower and  
2895 upper division.

2896 (c) A course designated as lower-division may be offered  
2897 by any community college.

2898 Section 83. Subsections (2) and (11) of section 1007.25,  
2899 Florida Statutes, are amended to read:

2900 1007.25 General education courses; common prerequisites;  
2901 and other degree requirements.--

2902 (2) The department shall identify postsecondary career ~~and~~  
2903 ~~technical~~ education programs offered by community colleges and  
2904 district school boards. The department shall also identify  
2905 career ~~and technical~~ courses designated as college credit  
2906 courses applicable toward a career ~~and technical~~ education  
2907 diploma or degree. Such courses must be identified within the  
2908 statewide course numbering system.

2909 (11) The Commissioner of Education shall appoint faculty  
2910 committees representing both community college and public school  
2911 faculties to recommend to the commissioner for approval by the



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2912 State Board of Education a standard program length and  
 2913 appropriate occupational completion points for each  
 2914 postsecondary career ~~and technical~~ certificate program, diploma,  
 2915 and degree.

2916 Section 84. Subsection (4) of section 1007.27, Florida  
 2917 Statutes, is amended to read:

2918 1007.27 Articulated acceleration mechanisms.--

2919 (4) It is the intent of the Legislature to provide  
 2920 articulated acceleration mechanisms for students who are in home  
 2921 education programs, as defined in s. 1003.01(11), consistent  
 2922 with the educational opportunities available to public and  
 2923 private secondary school students. Home education students may  
 2924 participate in dual enrollment, career ~~and technical~~ dual  
 2925 enrollment, early admission, and credit by examination. Credit  
 2926 earned by home education students through dual enrollment shall  
 2927 apply toward the completion of a home education program that  
 2928 meets the requirements of s. 1002.41.

2929 Section 85. Subsections (1), (3), (4), (8), and (10) of  
 2930 section 1007.271, Florida Statutes, are amended to read:

2931 1007.271 Dual enrollment programs.--

2932 (1) The dual enrollment program is the enrollment of an  
 2933 eligible secondary student or home education student in a  
 2934 postsecondary course creditable toward a career ~~and technical~~  
 2935 certificate or an associate or baccalaureate degree.

2936 (3) The Department of Education shall adopt guidelines  
 2937 designed to achieve comparability across school districts of  
 2938 both student qualifications and teacher qualifications for dual  
 2939 enrollment courses. Student qualifications must demonstrate  
 2940 readiness for college-level coursework if the student is to be  
 2941 enrolled in college courses. Student qualifications must



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2942 demonstrate readiness for career-level ~~career and technical-~~  
 2943 ~~level~~ coursework if the student is to be enrolled in career ~~and~~  
 2944 ~~technical~~ courses. In addition to the common placement  
 2945 examination, student qualifications for enrollment in college  
 2946 credit dual enrollment courses must include a 3.0 unweighted  
 2947 grade point average, and student qualifications for enrollment  
 2948 in career and technical certificate dual enrollment courses must  
 2949 include a 2.0 unweighted grade point average. Exceptions to the  
 2950 required grade point averages may be granted if the educational  
 2951 entities agree and the terms of the agreement are contained  
 2952 within the dual enrollment interinstitutional articulation  
 2953 agreement. Community college boards of trustees may establish  
 2954 additional admissions criteria, which shall be included in the  
 2955 district interinstitutional articulation agreement developed  
 2956 according to s. 1007.235, to ensure student readiness for  
 2957 postsecondary instruction. Additional requirements included in  
 2958 the agreement shall not arbitrarily prohibit students who have  
 2959 demonstrated the ability to master advanced courses from  
 2960 participating in dual enrollment courses. District school boards  
 2961 may not refuse to enter into an agreement with a local community  
 2962 college if that community college has the capacity to offer dual  
 2963 enrollment courses.

2964 (4) Career ~~and technical~~ dual enrollment shall be provided  
 2965 as a curricular option for secondary students to pursue in order  
 2966 to earn a series of elective credits toward the high school  
 2967 diploma. However, career ~~and technical~~ dual enrollment shall not  
 2968 supplant student acquisition of the diploma. Career ~~and~~  
 2969 ~~technical~~ dual enrollment shall be available for secondary  
 2970 students seeking a degree or certificate from a complete career-  
 2971 preparatory ~~job-preparatory~~ program, but shall not sustain



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2972 student enrollment in isolated career ~~and technical~~ courses. It  
 2973 is the intent of the Legislature that career ~~and technical~~ dual  
 2974 enrollment reflect the interests and aptitudes of the student.  
 2975 The provision of a comprehensive academic and career ~~and~~  
 2976 ~~technical~~ dual enrollment program within the career institute  
 2977 ~~area technical center~~ or community college is supportive of  
 2978 legislative intent; however, such provision is not mandatory.

2979 (8) Career ~~and technical~~ early admission is a form of  
 2980 career ~~and technical~~ dual enrollment through which eligible  
 2981 secondary students enroll full time in a career institute ~~an~~  
 2982 ~~area technical center~~ or a community college in courses that are  
 2983 creditable toward the high school diploma and the certificate or  
 2984 associate degree. Participation in the career ~~and technical~~  
 2985 early admission program shall be limited to students who have  
 2986 completed a minimum of 6 semesters of full-time secondary  
 2987 enrollment, including studies undertaken in the ninth grade.  
 2988 Students enrolled pursuant to this section are exempt from the  
 2989 payment of registration, tuition, and laboratory fees.

2990 (10)(a) The dual enrollment program for home education  
 2991 students consists of the enrollment of an eligible home  
 2992 education secondary student in a postsecondary course creditable  
 2993 toward an associate degree, a career ~~or technical~~ certificate,  
 2994 or a baccalaureate degree. To participate in the dual enrollment  
 2995 program, an eligible home education secondary student must:

2996 1. Provide proof of enrollment in a home education program  
 2997 pursuant to s. 1002.41.

2998 2. Be responsible for his or her own instructional  
 2999 materials and transportation unless provided for otherwise.

3000 (b) Each career institute ~~technical center~~, community  
 3001 college, and state university shall:



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3002 1. Delineate courses and programs for dually enrolled home  
3003 education students. Courses and programs may be added, revised,  
3004 or deleted at any time.

3005 2. Identify eligibility criteria for home education  
3006 student participation, not to exceed those required of other  
3007 dually enrolled students.

3008 Section 86. Subsection (1) of section 1008.37, Florida  
3009 Statutes, is amended to read:

3010 1008.37 Postsecondary feedback of information to high  
3011 schools.--

3012 (1) The State Board of Education shall adopt rules that  
3013 require the Commissioner of Education to report to the State  
3014 Board of Education, the Legislature, and the district school  
3015 boards on the performance of each first-time-in-postsecondary  
3016 education student from each public high school in this state who  
3017 is enrolled in a public postsecondary institution or public  
3018 career institute ~~technical center~~. Such reports must be based on  
3019 information databases maintained by the Department of Education.  
3020 In addition, the public postsecondary educational institutions  
3021 and career institutes ~~technical centers~~ shall provide district  
3022 school boards access to information on student performance in  
3023 regular and preparatory courses and shall indicate students  
3024 referred for remediation pursuant to s. 1004.91 or s. 1008.30.

3025 Section 87. Paragraph (b) of subsection (1) of section  
3026 1008.385, Florida Statutes, is amended to read:

3027 1008.385 Educational planning and information systems.--

3028 (1) EDUCATIONAL PLANNING.--

3029 (b) Each district school board shall maintain a continuing  
3030 system of planning and budgeting designed to aid in identifying  
3031 and meeting the educational needs of students and the public.



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3032 Provision shall be made for coordination between district school  
 3033 boards and community college boards of trustees concerning the  
 3034 planning for career ~~and technical~~ education and adult  
 3035 educational programs. The major emphasis of the system shall be  
 3036 upon locally determined goals and objectives, the state plan for  
 3037 education, and the Sunshine State Standards developed by the  
 3038 Department of Education and adopted by the State Board of  
 3039 Education. The district planning and budgeting system must  
 3040 include consideration of student achievement data obtained  
 3041 pursuant to ss. 1008.22 and 1008.34. The system shall be  
 3042 structured to meet the specific management needs of the district  
 3043 and to align the budget adopted by the district school board  
 3044 with the plan the board has also adopted. Each district school  
 3045 board shall utilize its system of planning and budgeting to  
 3046 emphasize a system of school-based management in which  
 3047 individual school centers become the principal planning units  
 3048 and to integrate planning and budgeting at the school level.

3049 Section 88. Section 1008.405, Florida Statutes, is amended  
 3050 to read:

3051 1008.405 Adult student information.--Each school district  
 3052 and community college shall maintain sufficient information for  
 3053 each student enrolled in workforce ~~development~~ education to  
 3054 allow local and state administrators to locate such student upon  
 3055 the termination of instruction and to determine the  
 3056 appropriateness of student placement in specific instructional  
 3057 programs. The State Board of Education shall adopt, in rule,  
 3058 specific information that must be maintained and acceptable  
 3059 means of maintaining that information.

3060 Section 89. Subsections (1) and (2) of section 1008.41,  
 3061 Florida Statutes, are amended to read:



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3062           1008.41 Workforce ~~Development~~ education; management  
3063 information system.--

3064           (1) The Commissioner of Education shall coordinate uniform  
3065 program structures, common definitions, and uniform management  
3066 information systems for workforce ~~development~~ education for all  
3067 divisions within the department. In performing these functions,  
3068 the commissioner shall designate deadlines after which data  
3069 elements may not be changed for the coming fiscal or school  
3070 year. School districts and community colleges shall be notified  
3071 of data element changes at least 90 days prior to the start of  
3072 the subsequent fiscal or school year. Such systems must provide  
3073 for:

3074           (a) Individual student reporting.

3075           (b) Compliance with state and federal confidentiality  
3076 requirements, except that the department shall have access to  
3077 the unemployment insurance wage reports to collect and report  
3078 placement information about former students. Such placement  
3079 reports must not disclose the individual identities of former  
3080 students.

3081           (c) Maximum use of automated technology and records in  
3082 existing data bases and data systems. To the extent feasible,  
3083 the Florida Information Resource Network shall be employed for  
3084 this purpose.

3085           (d) Annual reports of student enrollment, completion, and  
3086 placement by program.

3087           (2) The State Board of Education shall identify, by rule,  
3088 the components to be included in the workforce ~~development~~  
3089 education management information system. All such components  
3090 shall be comparable between school districts and community  
3091 colleges.





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3092 Section 90. Subsection (2) of section 1008.42, Florida  
 3093 Statutes, is amended to read:

3094 1008.42 Public information on career ~~and technical~~  
 3095 education programs.--

3096 (2) The dissemination shall be conducted in accordance  
 3097 with the following procedures:

3098 (a) Annually, the Department of Education shall publish  
 3099 the placement rates and average quarterly earnings for students  
 3100 who complete each type of career ~~technical~~ certificate program  
 3101 and career ~~technical~~ degree program. This information must be  
 3102 aggregated to the state level and must be included in any  
 3103 accountability reports. A program that was created or modified  
 3104 so that placement rates cannot be calculated must be so  
 3105 identified in such reports.

3106 (b)1. Each district school board shall publish, at a  
 3107 minimum, the most recently available placement rate for each  
 3108 career ~~technical~~ certificate program conducted by that school  
 3109 district at the secondary school level and at the career  
 3110 ~~technical~~ degree level. The placement rates for the preceding 3  
 3111 years shall be published if available, shall be included in each  
 3112 publication that informs the public of the availability of the  
 3113 program, and shall be made available to each school guidance  
 3114 counselor. If a program does not have a placement rate, a  
 3115 publication that lists or describes that program must state that  
 3116 the rate is unavailable.

3117 2. Each community college shall publish, at a minimum, the  
 3118 most recent placement rate for each career ~~technical~~ certificate  
 3119 program and for each career ~~technical~~ degree program in its  
 3120 annual catalog. The placement rates for the preceding 3 years  
 3121 shall be published, if available, and shall be included in any



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3122 publication that informs the public of the availability of the  
3123 program. If a program does not have a placement rate, the  
3124 publication that lists or describes that program must state that  
3125 the rate is unavailable.

3126 3. If a school district or a community college has  
3127 calculated for a program a placement rate that differs from the  
3128 rate reported by the department, and if each record of a  
3129 placement was obtained through a process that was capable of  
3130 being audited, procedurally sound, and consistent statewide, the  
3131 district or the community college may use the locally calculated  
3132 placement rate in the report required by this section. However,  
3133 that rate may not be combined with the rate maintained in the  
3134 computer files of the Department of Education's Florida  
3135 Education and Training Placement Information Program.

3136 4. An independent career ~~and technical~~, trade, or business  
3137 school may not publish a placement rate unless the placement  
3138 rate was determined as provided by this section.

3139 Section 91. Paragraphs (a) and (c) of subsection (1) and  
3140 subsection (2) of section 1008.43, Florida Statutes, are amended  
3141 to read:

3142 1008.43 Career ~~and technical~~ program reporting  
3143 requirements.--

3144 (1)(a) The Department of Education shall develop a system  
3145 of performance measures in order to evaluate the career ~~and~~  
3146 ~~technical~~ education programs as required in s. 1008.42. This  
3147 system must measure program enrollment, completion rates,  
3148 placement rates, and amount of earnings at the time of  
3149 placement. Placement and employment information, where  
3150 applicable, shall contain data relevant to job retention,  
3151 including retention rates. The State Board of Education shall



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3152 adopt by rule the specific measures and any definitions needed  
3153 to establish the system of performance measures.

3154 (c) The State Board of Education shall adopt standards for  
3155 the department, district school boards, and community college  
3156 district boards of trustees to use in program planning, program  
3157 review, and program evaluation. The standards must include, at a  
3158 minimum, the completion rates, placement rates, and earnings  
3159 from employment of former students of career ~~and technical~~  
3160 education programs.

3161 (2) The State Board of Education shall adopt procedures  
3162 for reviewing the career ~~and technical~~ education programs  
3163 administered by the district school boards and the community  
3164 college district boards of trustees when program performance  
3165 falls below the standards required by this section.

3166 Section 92. Paragraphs (d) and (f) of subsection (1) of  
3167 section 1008.45, Florida Statutes, are amended to read:

3168 1008.45 Community college accountability process.--

3169 (1) It is the intent of the Legislature that a management  
3170 and accountability process be implemented which provides for the  
3171 systematic, ongoing improvement and assessment of the  
3172 improvement of the quality and efficiency of the Florida  
3173 community colleges. Accordingly, the State Board of Education  
3174 and the community college boards of trustees shall develop and  
3175 implement an accountability plan to improve and evaluate the  
3176 instructional and administrative efficiency and effectiveness of  
3177 the Florida Community College System. This plan shall be  
3178 designed in consultation with staff of the Governor and the  
3179 Legislature and must address the following issues:

3180 (d) Job placement rates of community college career ~~and~~  
3181 ~~technical~~ students.



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3182 (f) Career ~~and technical~~ accountability standards  
3183 identified in s. 1008.42.

3184 Section 93. Subsection (1), paragraph (a) of subsection  
3185 (3), and subsections (5), (12), and (13) of section 1009.22,  
3186 Florida Statutes, are amended to read:

3187 1009.22 Workforce development postsecondary student fees.-

3188 -

3189 (1) This section applies to students enrolled in workforce  
3190 development programs who are reported for funding through the  
3191 Workforce ~~Development~~ Education Fund, except that college credit  
3192 fees for the community colleges are governed by s. 1009.23.

3193 (3)(a) The Commissioner of Education shall provide to the  
3194 State Board of Education no later than December 31 of each year  
3195 a schedule of fees for workforce ~~development~~ education,  
3196 excluding continuing workforce education, for school districts  
3197 and community colleges. The fee schedule shall be based on the  
3198 amount of student fees necessary to produce 25 percent of the  
3199 prior year's average cost of a course of study leading to a  
3200 certificate or diploma. Except as otherwise provided by law,  
3201 fees for students who are not residents for tuition purposes  
3202 must offset the full cost of instruction. Fee-nonexempt students  
3203 enrolled in vocational-preparatory instruction shall be charged  
3204 fees equal to the fees charged for certificate career education  
3205 instruction. Each community college that conducts college-  
3206 preparatory and vocational-preparatory instruction in the same  
3207 class section may charge a single fee for both types of  
3208 instruction.

3209 (5) Each district school board and community college board  
3210 of trustees may establish a separate fee for financial aid  
3211 purposes in an additional amount of up to 10 percent of the



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3212 student fees collected for workforce development programs funded  
 3213 through the Workforce ~~Development~~ Education Fund. All fees  
 3214 collected shall be deposited into a separate workforce  
 3215 development student financial aid fee trust fund of the school  
 3216 district or community college to support students enrolled in  
 3217 workforce development programs. Any undisbursed balance  
 3218 remaining in the trust fund and interest income accruing to  
 3219 investments from the trust fund shall increase the total funds  
 3220 available for distribution to workforce ~~development~~ education  
 3221 students. Awards shall be based on student financial need and  
 3222 distributed in accordance with a nationally recognized system of  
 3223 need analysis approved by the State Board of Education. Fees  
 3224 collected pursuant to this subsection shall be allocated in an  
 3225 expeditious manner.

3226 (12) Any school district or community college that reports  
 3227 students who have not paid fees in an approved manner in  
 3228 calculations of full-time equivalent enrollments for state  
 3229 funding purposes shall be penalized at a rate equal to 2 times  
 3230 the value of such enrollments. Such penalty shall be charged  
 3231 against the following year's allocation from the Florida  
 3232 Workforce ~~Development~~ Education Fund or the Community College  
 3233 Program Fund and shall revert to the General Revenue Fund. The  
 3234 State Board of Education shall specify, in rule, approved  
 3235 methods of student fee payment. Such methods must include, but  
 3236 need not be limited to, student fee payment; payment through  
 3237 federal, state, or institutional financial aid; and employer fee  
 3238 payments.

3239 (13) Each school district and community college shall  
 3240 report only those students who have actually enrolled in  
 3241 instruction provided or supervised by instructional personnel



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3242 under contract with the district or community college in  
3243 calculations of actual full-time enrollments for state funding  
3244 purposes. A student who has been exempted from taking a course  
3245 or who has been granted academic or technical credit through  
3246 means other than actual coursework completed at the granting  
3247 institution may not be calculated for enrollment in the course  
3248 from which the student has been exempted or for which the  
3249 student has been granted credit. School districts and community  
3250 colleges that report enrollments in violation of this subsection  
3251 shall be penalized at a rate equal to 2 times the value of such  
3252 enrollments. Such penalty shall be charged against the following  
3253 year's allocation from the Workforce ~~Development~~ Education Fund  
3254 and shall revert to the General Revenue Fund.

3255 Section 94. Subsections (1) and (2) of section 1009.25,  
3256 Florida Statutes, are amended to read:

3257 1009.25 Fee exemptions.--

3258 (1) The following students are exempt from any requirement  
3259 for the payment of tuition and fees, including lab fees, for  
3260 adult basic, adult secondary, or career-preparatory ~~vocational-~~  
3261 ~~preparatory~~ instruction:

3262 (a) A student who does not have a high school diploma or  
3263 its equivalent.

3264 (b) A student who has a high school diploma or its  
3265 equivalent and who has academic skills at or below the eighth  
3266 grade level pursuant to state board rule. A student is eligible  
3267 for this exemption from fees if the student's skills are at or  
3268 below the eighth grade level as measured by a test administered  
3269 in the English language and approved by the Department of  
3270 Education, even if the student has skills above that level when  
3271 tested in the student's native language.



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3272 (2) The following students are exempt from the payment of  
 3273 tuition and fees, including lab fees, at a school district that  
 3274 provides postsecondary career ~~and technical~~ programs, community  
 3275 college, or state university:

3276 (a) A student enrolled in a dual enrollment or early  
 3277 admission program pursuant to s. 1007.27 or s. 1007.271.

3278 (b) A student enrolled in an approved apprenticeship  
 3279 program, as defined in s. 446.021.

3280 (c) A student to whom the state has awarded a Road-to-  
 3281 Independence Scholarship, or who is or was at the time he or she  
 3282 reached 18 years of age in the custody of a relative under s.  
 3283 39.5085, or who is adopted from the Department of Children and  
 3284 Family Services after May 5, 1997. Such exemption includes fees  
 3285 associated with enrollment in career-preparatory ~~vocational-~~  
 3286 ~~preparatory~~ instruction and completion of the college-level  
 3287 communication and computation skills testing program. Such an  
 3288 exemption is available to any student who was in the custody of  
 3289 a relative under s. 39.5085 at the time he or she reached 18  
 3290 years of age or was adopted from the Department of Children and  
 3291 Family Services after May 5, 1997; however, the exemption  
 3292 remains valid for no more than 4 years after the date of  
 3293 graduation from high school.

3294 (d) A student enrolled in an employment and training  
 3295 program under the welfare transition program. The regional  
 3296 workforce board shall pay the state university, community  
 3297 college, or school district for costs incurred for welfare  
 3298 transition program participants.

3299 (e) A student who lacks a fixed, regular, and adequate  
 3300 nighttime residence or whose primary nighttime residence is a  
 3301 public or private shelter designed to provide temporary



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3302 residence for individuals intended to be institutionalized, or a  
 3303 public or private place not designed for, or ordinarily used as,  
 3304 a regular sleeping accommodation for human beings.

3305 (f) A student who is a proprietor, owner, or worker of a  
 3306 company whose business has been at least 50 percent negatively  
 3307 financially impacted by the buy-out of property around Lake  
 3308 Apopka by the State of Florida. Such a student may receive a fee  
 3309 exemption only if the student has not received compensation  
 3310 because of the buy-out, the student is designated a Florida  
 3311 resident for tuition purposes, pursuant to s. 1009.21, and the  
 3312 student has applied for and been denied financial aid, pursuant  
 3313 to s. 1009.40, which would have provided, at a minimum, payment  
 3314 of all student fees. The student is responsible for providing  
 3315 evidence to the postsecondary education institution verifying  
 3316 that the conditions of this paragraph have been met, including  
 3317 support documentation provided by the Department of Revenue. The  
 3318 student must be currently enrolled in, or begin coursework  
 3319 within, a program area by fall semester 2000. The exemption is  
 3320 valid for a period of 4 years from the date that the  
 3321 postsecondary education institution confirms that the conditions  
 3322 of this paragraph have been met.

3323 Section 95. Paragraph (a) of subsection (1) of section  
 3324 1009.40, Florida Statutes, is amended to read:

3325 1009.40 General requirements for student eligibility for  
 3326 state financial aid.--

3327 (1)(a) The general requirements for eligibility of  
 3328 students for state financial aid awards consist of the  
 3329 following:

3330 1. Achievement of the academic requirements of and  
 3331 acceptance at a state university or community college; a nursing





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3332 diploma school approved by the Florida Board of Nursing; a  
 3333 Florida college, university, or community college which is  
 3334 accredited by an accrediting agency recognized by the State  
 3335 Board of Education; any Florida institution the credits of which  
 3336 are acceptable for transfer to state universities; any career  
 3337 institute ~~technical center~~; or any private career ~~technical~~  
 3338 institution accredited by an accrediting agency recognized by  
 3339 the State Board of Education.

3340         2. Residency in this state for no less than 1 year  
 3341 preceding the award of aid for a program established pursuant to  
 3342 s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54, s.  
 3343 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.  
 3344 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.  
 3345 1009.89. Residency in this state must be for purposes other than  
 3346 to obtain an education. Resident status for purposes of  
 3347 receiving state financial aid awards shall be determined in the  
 3348 same manner as resident status for tuition purposes pursuant to  
 3349 s. 1009.21 and rules of the State Board of Education.

3350         3. Submission of certification attesting to the accuracy,  
 3351 completeness, and correctness of information provided to  
 3352 demonstrate a student's eligibility to receive state financial  
 3353 aid awards. Falsification of such information shall result in  
 3354 the denial of any pending application and revocation of any  
 3355 award currently held to the extent that no further payments  
 3356 shall be made. Additionally, students who knowingly make false  
 3357 statements in order to receive state financial aid awards shall  
 3358 be guilty of a misdemeanor of the second degree subject to the  
 3359 provisions of s. 837.06 and shall be required to return all  
 3360 state financial aid awards wrongfully obtained.



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3361 Section 96. Subsection (2) of section 1009.532, Florida  
3362 Statutes, is amended to read:

3363 1009.532 Florida Bright Futures Scholarship Program;  
3364 student eligibility requirements for renewal awards.--

3365 (2) A student who is enrolled in a program that terminates  
3366 in an associate degree or a baccalaureate degree may receive an  
3367 award for a maximum of 110 percent of the number of credit hours  
3368 required to complete the program. A student who is enrolled in a  
3369 program that terminates in a career ~~technical~~ certificate may  
3370 receive an award for a maximum of 110 percent of the credit  
3371 hours or clock hours required to complete the program up to 90  
3372 credit hours. A student who transfers from one of these program  
3373 levels to another becomes eligible for the higher of the two  
3374 credit hour limits.

3375 Section 97. Subsection (1) of section 1009.533, Florida  
3376 Statutes, is amended to read:

3377 1009.533 Florida Bright Futures Scholarship Program;  
3378 eligible postsecondary education institutions.--A student is  
3379 eligible for an award or the renewal of an award from the  
3380 Florida Bright Futures Scholarship Program if the student meets  
3381 the requirements for the program as described in this act and is  
3382 enrolled in a postsecondary education institution that meets the  
3383 description in any one of the following subsections:

3384 (1) A Florida public university, community college, or  
3385 career institute ~~technical center~~.

3386 Section 98. Section 1009.536, Florida Statutes, is amended  
3387 to read:

3388 1009.536 Florida Gold Seal Vocational Scholars award.--The  
3389 Florida Gold Seal Vocational Scholars award is created within  
3390 the Florida Bright Futures Scholarship Program to recognize and



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3391 reward academic achievement and career ~~and technical~~ preparation  
3392 by high school students who wish to continue their education.

3393 (1) A student is eligible for a Florida Gold Seal  
3394 Vocational Scholars award if the student meets the general  
3395 eligibility requirements for the Florida Bright Futures  
3396 Scholarship Program and the student:

3397 (a) Completes the secondary school portion of a sequential  
3398 program of studies that requires at least three secondary school  
3399 career ~~and technical~~ credits taken over at least 2 academic  
3400 years, and is continued in a planned, related postsecondary  
3401 education program. If the student's school does not offer such a  
3402 two-plus-two or tech-prep program, the student must complete a  
3403 job-preparatory career education program selected by the  
3404 Workforce Estimating Conference or Workforce Florida, Inc., for  
3405 its ability to provide high-wage employment in an occupation  
3406 with high potential for employment opportunities. On-the-job  
3407 training may not be substituted for any of the three required  
3408 career ~~and technical~~ credits.

3409 (b) Demonstrates readiness for postsecondary education by  
3410 earning a passing score on the Florida College Entry Level  
3411 Placement Test or its equivalent as identified by the Department  
3412 of Education.

3413 (c) Earns a minimum cumulative weighted grade point  
3414 average of 3.0, as calculated pursuant to s. 1009.531, on all  
3415 subjects required for a standard high school diploma, excluding  
3416 elective courses.

3417 (d) Earns a minimum unweighted grade point average of 3.5  
3418 on a 4.0 scale for secondary career and technical courses  
3419 comprising the career ~~and technical~~ program.



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3420 (2) A Florida Gold Seal Vocational Scholar is eligible for  
3421 an award equal to the amount required to pay 75 percent of  
3422 tuition and fees, if the student is enrolled in a public  
3423 postsecondary education institution. A student who is enrolled  
3424 in a nonpublic postsecondary education institution is eligible  
3425 for an award equal to the amount that would be required to pay  
3426 75 percent of the tuition and mandatory fees of a public  
3427 postsecondary education institution at the comparable level.

3428 (3) To be eligible for a renewal award as a Florida Gold  
3429 Seal Vocational Scholar, a student must maintain the equivalent  
3430 of a cumulative grade point average of 2.75 on a 4.0 scale with  
3431 an opportunity for reinstatement one time as provided in this  
3432 chapter.

3433 (4) A student may earn a Florida Gold Seal Vocational  
3434 Scholarship for 110 percent of the number of credit hours  
3435 required to complete the program, up to 90 credit hours or the  
3436 equivalent. A Florida Gold Seal Scholar who has a cumulative  
3437 grade point average of 2.75 in all postsecondary education work  
3438 attempted may apply for a Florida Medallion Scholars award at  
3439 any renewal period. All other provisions of that program apply,  
3440 and the credit-hour limitation must be calculated by subtracting  
3441 from the student's total eligibility the number of credit hours  
3442 the student attempted while earning the Gold Seal Vocational  
3443 Scholarship.

3444 Section 99. Paragraph (d) of subsection (2) and paragraph  
3445 (c) of subsection (3) of section 1009.55, Florida Statutes, are  
3446 amended to read:

3447 1009.55 Rosewood Family Scholarship Program.--

3448 (2) The Rosewood Family Scholarship Program shall be  
3449 administered by the Department of Education. The State Board of



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3450 Education shall adopt rules for administering this program which  
3451 shall at a minimum provide for the following:

3452 (d) Payment of an award shall be transmitted in advance of  
3453 the registration period each semester on behalf of the student  
3454 to the president of the university or community college, or his  
3455 or her representative, or to the director of the career  
3456 institute ~~technical school~~ which the recipient is attending.

3457 (3) Beginning with the 1994-1995 academic year, the  
3458 department is authorized to make awards for undergraduate study  
3459 to students who:

3460 (c) Enroll as certificate-seeking or degree-seeking  
3461 students at a state university, community college, or career  
3462 institute ~~technical school~~ authorized by law.

3463 Section 100. Paragraph (c) of subsection (1) of section  
3464 1009.61, Florida Statutes, is amended to read:

3465 1009.61 Teacher/Quest Scholarship Program.--The  
3466 Teacher/Quest Scholarship Program is created for the purpose of  
3467 providing teachers with the opportunity to enhance their  
3468 knowledge of science, mathematics, and computer applications in  
3469 business, industry, and government. A school district or  
3470 developmental research school may propose that one or more  
3471 teachers be granted a Teacher/Quest Scholarship by submitting to  
3472 the Department of Education:

3473 (1) A project proposal specifying activities a teacher  
3474 will carry out to improve his or her:

3475 (c) Knowledge of career ~~and technical~~ requirements for  
3476 competency in mathematics, science, and computing; and

3477 Section 101. Subsection (4) and paragraph (a) of  
3478 subsection (6) of section 1009.64, Florida Statutes, are amended  
3479 to read:



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3480 1009.64 Certified Education Paraprofessional Welfare  
 3481 Transition Program.--

3482 (4) The agencies shall complete an implementation plan  
 3483 that addresses at least the following recommended components of  
 3484 the program:

3485 (a) A method of selecting participants. The method must  
 3486 not duplicate services provided by those assigned to screen  
 3487 participants of the welfare transition program, but must assure  
 3488 that screening personnel are trained to identify recipients of  
 3489 public assistance whose personal aptitudes and motivation make  
 3490 them most likely to succeed in the program and advance in a  
 3491 career related to the school community.

3492 (b) A budget for use of incentive funding to provide  
 3493 motivation to participants to succeed and excel. The budget for  
 3494 incentive funding includes:

3495 1. Funds allocated by the Legislature directly for the  
 3496 program.

3497 2. Funds that may be made available from the federal  
 3498 Workforce Investment Act based on client eligibility or  
 3499 requested waivers to make the clients eligible.

3500 3. Funds made available by implementation strategies that  
 3501 would make maximum use of work supplementation funds authorized  
 3502 by federal law.

3503 4. Funds authorized by strategies to lengthen  
 3504 participants' eligibility for federal programs such as Medicaid,  
 3505 subsidized child care, and transportation.

3506  
 3507 Incentives may include a stipend during periods of college  
 3508 classroom training, a bonus and recognition for a high grade-  
 3509 point average, child care and prekindergarten services for



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3510 children of participants, and services to increase a  
 3511 participant's ability to advance to higher levels of employment.  
 3512 Nonfinancial incentives should include providing a mentor or  
 3513 tutor, and service incentives should continue and increase for  
 3514 any participant who plans to complete the baccalaureate degree  
 3515 and become a certified teacher. Services may be provided in  
 3516 accordance with family choice by community colleges and school  
 3517 district career institutes ~~technical centers~~, through family  
 3518 service centers and full-service schools, or under contract with  
 3519 providers through central agencies.

3520 (6)(a) A community college or school district career  
 3521 institute ~~technical center~~ is eligible to participate if it  
 3522 provides a career ~~technical~~ certificate program in Child  
 3523 Development Early Intervention as approved by Workforce Florida,  
 3524 Inc. Priority programs provide an option and incentives to  
 3525 articulate with an associate in science degree program or a  
 3526 baccalaureate degree program.

3527 Section 102. Subsection (3) of section 1009.98, Florida  
 3528 Statutes, is amended to read:

3529 1009.98 Florida Prepaid College Program.--

3530 (3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE  
 3531 COLLEGES AND UNIVERSITIES AND TO CAREER INSTITUTES ~~AREA~~  
 3532 ~~TECHNICAL CENTERS~~.--A qualified beneficiary may apply the  
 3533 benefits of an advance payment contract toward:

3534 (a) An independent college or university that is located  
 3535 and chartered in Florida, that is not for profit, that is  
 3536 accredited by the Commission on Colleges of the Southern  
 3537 Association of Colleges and Schools or the Accrediting Council  
 3538 for Independent Colleges and Schools, and that confers degrees  
 3539 as defined in s. 1005.02.



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3540 (b) An out-of-state college or university that is not for  
3541 profit and is accredited by a regional accrediting association,  
3542 and that confers degrees.

3543 (c) An applied technology diploma program or career  
3544 ~~technical~~ certificate program conducted by a community college  
3545 listed in s. 1004.02(2) or career institute ~~technical center~~  
3546 operated by a district school board.

3547  
3548 The board shall transfer or cause to be transferred to the  
3549 institution designated by the qualified beneficiary an amount  
3550 not to exceed the redemption value of the advance payment  
3551 contract at a state postsecondary institution. If the cost of  
3552 registration or housing fees at such institution is less than  
3553 the corresponding fees at a state postsecondary institution, the  
3554 amount transferred may not exceed the actual cost of  
3555 registration and housing fees. A transfer authorized under this  
3556 subsection may not exceed the number of semester credit hours or  
3557 semesters of dormitory residence contracted on behalf of a  
3558 qualified beneficiary. Notwithstanding any other provision in  
3559 this section, an institution must be an "eligible educational  
3560 institution" under s. 529 of the Internal Revenue Code to be  
3561 eligible for the transfer of advance payment contract benefits.

3562 Section 103. Paragraph (a) of subsection (3) of section  
3563 1010.20, Florida Statutes, is amended to read:

3564 1010.20 Cost accounting and reporting for school  
3565 districts.--

3566 (3) PROGRAM EXPENDITURE REQUIREMENTS.--

3567 (a) Each district shall expend at least the percent of the  
3568 funds generated by each of the programs listed in this section  
3569 on the aggregate total school costs for such programs:





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- 3570 1. Kindergarten and grades 1, 2, and 3, 90 percent.
- 3571 2. Grades 4, 5, 6, 7, and 8, 80 percent.
- 3572 3. Grades 9, 10, 11, and 12, 80 percent.
- 3573 4. Programs for exceptional students, on an aggregate
- 3574 program basis, 90 percent.
- 3575 5. Grades 7 through 12 career ~~and technical~~ education
- 3576 programs, on an aggregate program basis, 80 percent.
- 3577 6. Students-at-risk programs, on an aggregate program
- 3578 basis, 80 percent.
- 3579 7. Juvenile justice programs, on an aggregate program
- 3580 basis, 80 percent.
- 3581 8. Any new program established and funded under s.
- 3582 1011.62(1)(c), that is not included under subparagraphs 1.-6.,
- 3583 on an aggregate basis as appropriate, 80 percent.

3584 Section 104. Subsection (1) of section 1010.58, Florida  
 3585 Statutes, is amended to read:

3586 1010.58 Procedure for determining number of instruction  
 3587 units for community colleges.--The number of instruction units  
 3588 for community colleges shall be determined from the full-time  
 3589 equivalent students in the community college, provided that  
 3590 full-time equivalent students may not be counted more than once  
 3591 in determining instruction units. Instruction units for  
 3592 community colleges shall be computed as follows:

- 3593 (1) One unit for each 12 full-time equivalent students at
- 3594 a community college for the first 420 students and one unit for
- 3595 each 15 full-time equivalent students for all over 420 students,
- 3596 in other than career ~~and technical~~ education programs as defined
- 3597 by rules of the State Board of Education, and one unit for each
- 3598 10 full-time equivalent students in career ~~and technical~~
- 3599 education programs and compensatory education programs as



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3600 defined by rules of the State Board of Education. Full-time  
3601 equivalent students enrolled in a community college shall be  
3602 defined by rules of the State Board of Education.

3603 Section 105. Paragraphs (c), (d), and (e) of subsection  
3604 (1) of section 1011.62, Florida Statutes, are amended to read:

3605 1011.62 Funds for operation of schools.--If the annual  
3606 allocation from the Florida Education Finance Program to each  
3607 district for operation of schools is not determined in the  
3608 annual appropriations act or the substantive bill implementing  
3609 the annual appropriations act, it shall be determined as  
3610 follows:

3611 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
3612 OPERATION.--The following procedure shall be followed in  
3613 determining the annual allocation to each district for  
3614 operation:

3615 (c) *Determination of programs.*--Cost factors based on  
3616 desired relative cost differences between the following programs  
3617 shall be established in the annual General Appropriations Act.  
3618 The Commissioner of Education shall specify a matrix of services  
3619 and intensity levels to be used by districts in the  
3620 determination of the two weighted cost factors for exceptional  
3621 students with the highest levels of need. For these students,  
3622 the funding support level shall fund the exceptional students'  
3623 education program, with the exception of extended school year  
3624 services for students with disabilities.

- 3625 1. Basic programs.--
- 3626 a. Kindergarten and grades 1, 2, and 3.
- 3627 b. Grades 4, 5, 6, 7, and 8.
- 3628 c. Grades 9, 10, 11, and 12.
- 3629 2. Programs for exceptional students.--



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- 3630 a. Support Level IV.
- 3631 b. Support Level V.
- 3632 3. Secondary career ~~and technical~~ education programs.--
- 3633 4. English for Speakers of Other Languages.--
- 3634 (d) *Annual allocation calculation*.--
- 3635 1. The Department of Education is authorized and directed
- 3636 to review all district programs and enrollment projections and
- 3637 calculate a maximum total weighted full-time equivalent student
- 3638 enrollment for each district for the K-12 FEFP.
- 3639 2. Maximum enrollments calculated by the department shall
- 3640 be derived from enrollment estimates used by the Legislature to
- 3641 calculate the FEFP. If two or more districts enter into an
- 3642 agreement under the provisions of s. 1001.42(4)(d), after the
- 3643 final enrollment estimate is agreed upon, the amount of FTE
- 3644 specified in the agreement, not to exceed the estimate for the
- 3645 specific program as identified in paragraph (c), may be
- 3646 transferred from the participating districts to the district
- 3647 providing the program.
- 3648 3. As part of its calculation of each district's maximum
- 3649 total weighted full-time equivalent student enrollment, the
- 3650 department shall establish separate enrollment ceilings for each
- 3651 of two program groups. Group 1 shall be composed of basic
- 3652 programs for grades K-3, grades 4-8, and grades 9-12. Group 2
- 3653 shall be composed of students in exceptional student education
- 3654 programs, English for Speakers of Other Languages programs, and
- 3655 all career ~~and technical~~ programs in grades 7-12.
- 3656 a. The weighted enrollment ceiling for group 2 programs
- 3657 shall be calculated by multiplying the final enrollment
- 3658 conference estimate for each program by the appropriate program
- 3659 weight. The weighted enrollment ceiling for program group 2



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3660 shall be the sum of the weighted enrollment ceilings for each  
3661 program in the program group, plus the increase in weighted  
3662 full-time equivalent student membership from the prior year for  
3663 clients of the Department of Children and Family Services and  
3664 the Department of Juvenile Justice.

3665 b. If, for any calculation of the FEFP, the weighted  
3666 enrollment for program group 2, derived by multiplying actual  
3667 enrollments by appropriate program weights, exceeds the  
3668 enrollment ceiling for that group, the following procedure shall  
3669 be followed to reduce the weighted enrollment for that group to  
3670 equal the enrollment ceiling:

3671 (I) The weighted enrollment ceiling for each program in  
3672 the program group shall be subtracted from the weighted  
3673 enrollment for that program derived from actual enrollments.

3674 (II) If the difference calculated under sub-sub-  
3675 subparagraph (I) is greater than zero for any program, a  
3676 reduction proportion shall be computed for the program by  
3677 dividing the absolute value of the difference by the total  
3678 amount by which the weighted enrollment for the program group  
3679 exceeds the weighted enrollment ceiling for the program group.

3680 (III) The reduction proportion calculated under sub-sub-  
3681 subparagraph (II) shall be multiplied by the total amount of the  
3682 program group's enrollment over the ceiling as calculated under  
3683 sub-sub-subparagraph (I).

3684 (IV) The prorated reduction amount calculated under sub-  
3685 sub-subparagraph (III) shall be subtracted from the program's  
3686 weighted enrollment. For any calculation of the FEFP, the  
3687 enrollment ceiling for group 1 shall be calculated by  
3688 multiplying the actual enrollment for each program in the  
3689 program group by its appropriate program weight.



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3690 c. For program group 2, the weighted enrollment ceiling  
3691 shall be a number not less than the sum obtained by:

3692 (I) Multiplying the sum of reported FTE for all programs  
3693 in the program group that have a cost factor of 1.0 or more by  
3694 1.0, and

3695 (II) By adding this number to the sum obtained by  
3696 multiplying the projected FTE for all programs with a cost  
3697 factor less than 1.0 by the actual cost factor.

3698 4. Following completion of the weighted enrollment ceiling  
3699 calculation as provided in subparagraph 3., a supplemental  
3700 capping calculation shall be employed for those districts that  
3701 are over their weighted enrollment ceiling. For each such  
3702 district, the total reported unweighted FTE enrollment for group  
3703 2 programs shall be compared with the total appropriated  
3704 unweighted FTE enrollment for group 2 programs. If the total  
3705 reported unweighted FTE for group 2 is greater than the  
3706 appropriated unweighted FTE, then the excess unweighted FTE up  
3707 to the unweighted FTE transferred from group 2 to group 1 for  
3708 each district by the Public School FTE Estimating Conference  
3709 shall be funded at a weight of 1.0 and added to the funded  
3710 weighted FTE computed in subparagraph 3.

3711 (e) *Funding model for exceptional student education*  
3712 *programs.*--

3713 1.a. The funding model uses basic, at-risk, support levels  
3714 IV and V for exceptional students and career ~~and technical~~  
3715 Florida Education Finance Program cost factors, and a guaranteed  
3716 allocation for exceptional student education programs.  
3717 Exceptional education cost factors are determined by using a  
3718 matrix of services to document the services that each  
3719 exceptional student will receive. The nature and intensity of



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3720 the services indicated on the matrix shall be consistent with  
3721 the services described in each exceptional student's individual  
3722 educational plan.

3723 b. In order to generate funds using one of the two  
3724 weighted cost factors, a matrix of services must be completed at  
3725 the time of the student's initial placement into an exceptional  
3726 student education program and at least once every 3 years by  
3727 personnel who have received approved training. Nothing listed in  
3728 the matrix shall be construed as limiting the services a school  
3729 district must provide in order to ensure that exceptional  
3730 students are provided a free, appropriate public education.

3731 c. Students identified as exceptional, in accordance with  
3732 chapter 6A-6, Florida Administrative Code, who do not have a  
3733 matrix of services as specified in sub-subparagraph b. shall  
3734 generate funds on the basis of full-time-equivalent student  
3735 membership in the Florida Education Finance Program at the same  
3736 funding level per student as provided for basic students.

3737 Additional funds for these exceptional students will be provided  
3738 through the guaranteed allocation designated in subparagraph 2.

3739 2. For students identified as exceptional who do not have  
3740 a matrix of services, there is created a guaranteed allocation  
3741 to provide these students with a free appropriate public  
3742 education, in accordance with s. 1001.42(4)(m) and rules of the  
3743 State Board of Education, which shall be allocated annually to  
3744 each school district in the amount provided in the General  
3745 Appropriations Act. These funds shall be in addition to the  
3746 funds appropriated on the basis of FTE student membership in the  
3747 Florida Education Finance Program, and the amount allocated for  
3748 each school district shall not be recalculated during the year.



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3749 These funds shall be used to provide special education and  
3750 related services for exceptional students.

3751 Section 106. Paragraph (d) of subsection (1) of section  
3752 1011.68, Florida Statutes, is amended to read:

3753 1011.68 Funds for student transportation.--The annual  
3754 allocation to each district for transportation to public school  
3755 programs, including charter schools as provided in s.  
3756 1002.33(18)(b), of students in membership in kindergarten  
3757 through grade 12 and in migrant and exceptional student programs  
3758 below kindergarten shall be determined as follows:

3759 (1) Subject to the rules of the State Board of Education,  
3760 each district shall determine the membership of students who are  
3761 transported:

3762 (d) By reason of being career ~~and technical~~, dual  
3763 enrollment, or students with disabilities transported from one  
3764 school center to another to participate in an instructional  
3765 program or service; or students with disabilities, transported  
3766 from one designation to another in the state, provided one  
3767 designation is a school center and provided the student's  
3768 individual educational plan (IEP) identifies the need for the  
3769 instructional program or service and transportation to be  
3770 provided by the school district. A "school center" is defined as  
3771 a public school center, community college, state university, or  
3772 other facility rented, leased, or owned and operated by the  
3773 school district or another public agency. A "dual enrollment  
3774 student" is defined as a public school student in membership in  
3775 both a public secondary school program and a community college  
3776 or a state university program under a written agreement to  
3777 partially fulfill ss. 1003.435 and 1007.23 and earning full-time  
3778 equivalent membership under s. 1011.62(1)(i).



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3779 Section 107. Subsections (1), (2), (4), and (5), paragraph  
 3780 (a) of subsection (6), and subsections (7) and (9) of section  
 3781 1011.80, Florida Statutes, are amended to read:

3782 1011.80 Funds for operation of adult career ~~technical~~  
 3783 education programs.--

3784 (1) As used in this section, the terms "workforce  
 3785 ~~development~~ education" and "workforce development program"  
 3786 include:

3787 (a) Adult general education programs designed to improve  
 3788 the employability skills of the state's workforce as defined in  
 3789 s. 1004.02(3)(5).

3790 (b) Career ~~and technical~~ certificate programs, as defined  
 3791 in s. 1004.02(21)(23).

3792 (c) Applied technology diploma programs.

3793 (d) Continuing workforce education courses.

3794 (e) Degree career ~~technical~~ education programs.

3795 (f) Apprenticeship and preapprenticeship programs as  
 3796 defined in s. 446.021.

3797 (2) Any workforce ~~development~~ education program may be  
 3798 conducted by a community college or a school district, except  
 3799 that college credit in an associate in applied science or an  
 3800 associate in science degree may be awarded only by a community  
 3801 college. However, if an associate in applied science or an  
 3802 associate in science degree program contains within it an  
 3803 occupational completion point that confers a certificate or an  
 3804 applied technology diploma, that portion of the program may be  
 3805 conducted by a school district career institute ~~technical~~  
 3806 ~~center~~. Any instruction designed to articulate to a degree  
 3807 program is subject to guidelines and standards adopted by the  
 3808 State Board of Education pursuant to s. 1007.25.





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3809           (4) The Florida Workforce ~~Development~~ Education Fund is  
3810 created to provide performance-based funding for all workforce  
3811 development programs, whether the programs are offered by a  
3812 school district or a community college. Funding for all  
3813 workforce ~~development~~ education programs must be from the  
3814 Workforce ~~Development~~ Education Fund and must be based on cost  
3815 categories, performance output measures, and performance outcome  
3816 measures.

3817           (a) The cost categories must be calculated to identify  
3818 high-cost programs, medium-cost programs, and low-cost programs.  
3819 The cost analysis used to calculate and assign a program of  
3820 study to a cost category must include at least both direct and  
3821 indirect instructional costs, consumable supplies, equipment,  
3822 and standard program length.

3823           (b)1. The performance output measure for career ~~and~~  
3824 ~~technical~~ education programs of study is student completion of a  
3825 career ~~and technical~~ program of study that leads to an  
3826 occupational completion point associated with a certificate; an  
3827 apprenticeship program; or a program that leads to an applied  
3828 technology diploma or an associate in applied science or  
3829 associate in science degree. Performance output measures for  
3830 registered apprenticeship programs shall be based on program  
3831 lengths that coincide with lengths established pursuant to the  
3832 requirements of chapter 446.

3833           2. The performance output measure for an adult general  
3834 education course of study is measurable improvement in student  
3835 skills. This measure shall include improvement in literacy  
3836 skills, grade level improvement as measured by an approved test,  
3837 or attainment of a State of Florida diploma or an adult high  
3838 school diploma.



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3839 (c) The performance outcome measures for programs funded  
3840 through the Workforce ~~Development~~ Education Fund are associated  
3841 with placement and retention of students after reaching a  
3842 completion point or completing a program of study. These  
3843 measures include placement or retention in employment that is  
3844 related to the program of study; placement into or retention in  
3845 employment in an occupation on the Workforce Estimating  
3846 Conference list of high-wage, high-skill occupations with  
3847 sufficient openings, or other High Wage/High Skill Program  
3848 occupations as determined by Workforce Florida, Inc.; and  
3849 placement and retention of participants or former participants  
3850 in the welfare transition program in employment. Continuing  
3851 postsecondary education at a level that will further enhance  
3852 employment is a performance outcome for adult general education  
3853 programs. Placement and retention must be reported pursuant to  
3854 ss. 1008.39 and 1008.43.

3855 (5) State funding and student fees for workforce  
3856 ~~development~~ instruction funded through the Workforce ~~Development~~  
3857 Education Fund shall be established as follows:

3858 (a) For a continuing workforce education course, state  
3859 funding shall equal 50 percent of the cost of instruction, with  
3860 student fees, business support, quick-response training funds,  
3861 or other means making up the remaining 50 percent.

3862 (b) For all other workforce ~~development~~ education funded  
3863 through the Workforce ~~Development~~ Education Fund, state funding  
3864 shall equal 75 percent of the average cost of instruction with  
3865 the remaining 25 percent made up from student fees. Fees for  
3866 courses within a program shall not vary according to the cost of  
3867 the individual program, but instead shall be based on a uniform  
3868 fee calculated and set at the state level, as adopted by the



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3869 State Board of Education, unless otherwise specified in the  
 3870 General Appropriations Act.

3871 (c) For fee-exempt students pursuant to s. 1009.25, unless  
 3872 otherwise provided for in law, state funding shall equal 100  
 3873 percent of the average cost of instruction.

3874 (6)(a) A school district or a community college that  
 3875 provides workforce ~~development~~ education funded through the  
 3876 Workforce ~~Development~~ Education Fund shall receive funds in  
 3877 accordance with distributions for base and performance funding  
 3878 established by the Legislature in the General Appropriations  
 3879 Act, pursuant to the following conditions:

3880 1. Base funding shall not exceed 85 percent of the current  
 3881 fiscal year total Workforce ~~Development~~ Education Fund  
 3882 allocation, which shall be distributed by the Legislature in the  
 3883 General Appropriations Act based on a maximum of 85 percent of  
 3884 the institution's prior year total allocation from base and  
 3885 performance funds.

3886 2. Performance funding shall be at least 15 percent of the  
 3887 current fiscal year total Workforce ~~Development~~ Education Fund  
 3888 allocation, which shall be distributed by the Legislature in the  
 3889 General Appropriations Act based on the previous fiscal year's  
 3890 achievement of output and outcomes in accordance with formulas  
 3891 adopted pursuant to subsection (9). Performance funding must  
 3892 incorporate payments for at least three levels of placements  
 3893 that reflect wages and workforce demand. Payments for  
 3894 completions must not exceed 60 percent of the payments for  
 3895 placement. School districts and community colleges shall be  
 3896 awarded funds pursuant to this paragraph based on performance  
 3897 output data and performance outcome data available in that year.



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3898 3. If a local educational agency achieves a level of  
3899 performance sufficient to generate a full allocation as  
3900 authorized by the workforce education ~~development~~ funding  
3901 formula, the agency may earn performance incentive funds as  
3902 appropriated for that purpose in a General Appropriations Act.  
3903 If performance incentive funds are funded and awarded, these  
3904 funds must be added to the local educational agency's prior year  
3905 total allocation from the Workforce ~~Development~~ Education Fund  
3906 and shall be used to calculate the following year's base  
3907 funding.

3908 (7) A school district or community college that earns  
3909 performance funding must use the money to benefit the  
3910 postsecondary adult and career ~~technical~~ education programs it  
3911 provides. The money may be used for equipment upgrades, program  
3912 expansions, or any other use that would result in workforce  
3913 development program improvement. The district school board or  
3914 community college board of trustees may not withhold any portion  
3915 of the performance funding for indirect costs. Notwithstanding  
3916 s. 216.351, funds awarded pursuant to this section may be  
3917 carried across fiscal years and shall not revert to any other  
3918 fund maintained by the district school board or community  
3919 college board of trustees.

3920 (9) A high school student dually enrolled under s.  
3921 1007.271 in a workforce development program funded through the  
3922 Workforce ~~Development~~ Education Fund and operated by a community  
3923 college or school district career institute ~~technical center~~  
3924 generates the amount calculated by the Workforce ~~Development~~  
3925 Education Fund, including any payment of performance funding,  
3926 and the proportional share of full-time equivalent enrollment  
3927 generated through the Florida Education Finance Program for the



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3928 student's enrollment in a high school. If a high school student  
 3929 is dually enrolled in a community college program, including a  
 3930 program conducted at a high school, the community college earns  
 3931 the funds generated through the Workforce ~~Development~~ Education  
 3932 Fund and the school district earns the proportional share of  
 3933 full-time equivalent funding from the Florida Education Finance  
 3934 Program. If a student is dually enrolled in a career institute  
 3935 ~~technical center~~ operated by the same district as the district  
 3936 in which the student attends high school, that district earns  
 3937 the funds generated through the Workforce ~~Development~~ Education  
 3938 Fund and also earns the proportional share of full-time  
 3939 equivalent funding from the Florida Education Finance Program.  
 3940 If a student is dually enrolled in a workforce development  
 3941 program provided by a career institute ~~technical center~~ operated  
 3942 by a different school district, the funds must be divided  
 3943 between the two school districts proportionally from the two  
 3944 funding sources. A student may not be reported for funding in a  
 3945 dual enrollment workforce development program unless the student  
 3946 has completed the basic skills assessment pursuant to s.  
 3947 1004.91.

3948 Section 108. Section 1011.83, Florida Statutes, is amended  
 3949 to read:

3950 1011.83 Financial support of community colleges.--Each  
 3951 community college that has been approved by the Department of  
 3952 Education and meets the requirements of law and rules of the  
 3953 State Board of Education shall participate in the Community  
 3954 College Program Fund. However, funds to support workforce  
 3955 development programs conducted by community colleges shall be  
 3956 provided by the Workforce ~~Development~~ Education Fund pursuant to  
 3957 s. 1011.80.



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3958 Section 109. Paragraph (a) of subsection (2), subsection  
 3959 (3), and paragraph (b) of subsection (6) of section 1012.01,  
 3960 Florida Statutes, are amended to read:

3961 1012.01 Definitions.--Specific definitions shall be as  
 3962 follows, and wherever such defined words or terms are used in  
 3963 the Florida K-20 Education Code, they shall be used as follows:

3964 (2) INSTRUCTIONAL PERSONNEL.--"Instructional personnel"  
 3965 means any staff member whose function includes the provision of  
 3966 direct instructional services to students. Instructional  
 3967 personnel also includes personnel whose functions provide direct  
 3968 support in the learning process of students. Included in the  
 3969 classification of instructional personnel are:

3970 (a) *Classroom teachers*.--Classroom teachers are staff  
 3971 members assigned the professional activity of instructing  
 3972 students in courses in classroom situations, including basic  
 3973 instruction, exceptional student education, career ~~and technical~~  
 3974 education, and adult education, including substitute teachers.

3975 (3) ADMINISTRATIVE PERSONNEL.--"Administrative personnel"  
 3976 includes personnel who perform management activities such as  
 3977 developing broad policies for the school district and executing  
 3978 those policies through the direction of personnel at all levels  
 3979 within the district. Administrative personnel are generally  
 3980 high-level, responsible personnel who have been assigned the  
 3981 responsibilities of systemwide or schoolwide functions, such as  
 3982 district school superintendents, assistant superintendents,  
 3983 deputy superintendents, school principals, assistant principals,  
 3984 career institute ~~technical center~~ directors, and others who  
 3985 perform management activities. Broad classifications of  
 3986 administrative personnel are as follows:



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3987 (a) *District-based instructional administrators.*--Included  
 3988 in this classification are persons with district-level  
 3989 administrative or policymaking duties who have broad authority  
 3990 for management policies and general school district operations  
 3991 related to the instructional program. Such personnel often  
 3992 report directly to the district school superintendent and  
 3993 supervise other administrative employees. This classification  
 3994 includes assistant, associate, or deputy superintendents and  
 3995 directors of major instructional areas, such as curriculum,  
 3996 federal programs such as Title I, specialized instructional  
 3997 program areas such as exceptional student education, career ~~and~~  
 3998 ~~technical~~ education, and similar areas.

3999 (b) *District-based noninstructional*  
 4000 *administrators.*--Included in this classification are persons  
 4001 with district-level administrative or policymaking duties who  
 4002 have broad authority for management policies and general school  
 4003 district operations related to the noninstructional program.  
 4004 Such personnel often report directly to the district school  
 4005 superintendent and supervise other administrative employees.  
 4006 This classification includes assistant, associate, or deputy  
 4007 superintendents and directors of major noninstructional areas,  
 4008 such as personnel, construction, facilities, transportation,  
 4009 data processing, and finance.

4010 (c) *School administrators.*--Included in this  
 4011 classification are:

- 4012 1. School principals or school directors who are staff  
 4013 members performing the assigned activities as the administrative  
 4014 head of a school and to whom have been delegated responsibility  
 4015 for the coordination and administrative direction of the  
 4016 instructional and noninstructional activities of the school.



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4017 This classification also includes career institute ~~technical~~  
 4018 ~~center~~ directors.

4019 2. Assistant principals who are staff members assisting  
 4020 the administrative head of the school. This classification also  
 4021 includes assistant principals for curriculum and administration.

4022 (6) EDUCATIONAL SUPPORT EMPLOYEES.--"Educational support  
 4023 employees" means employees whose job functions are neither  
 4024 administrative nor instructional, yet whose work supports the  
 4025 educational process.

4026 (b) Technicians are individuals whose occupations require  
 4027 a combination of knowledge and manual skill which can be  
 4028 obtained through about 2 years of post-high school education,  
 4029 such as is offered in many career ~~technical~~ institutes and  
 4030 community colleges, or through equivalent on-the-job training.

4031 Section 110. Paragraph (c) of subsection (1) of section  
 4032 1012.39, Florida Statutes, is amended to read:

4033 1012.39 Employment of substitute teachers, teachers of  
 4034 adult education, nondegreed teachers of career education, and  
 4035 career specialists; students performing clinical field  
 4036 experience.--

4037 (1) Notwithstanding ss. 1012.32, 1012.55, 1012.56, and  
 4038 1012.57, or any other provision of law or rule to the contrary,  
 4039 each district school board shall establish the minimal  
 4040 qualifications for:

4041 (c) Part-time and full-time nondegreed teachers of career  
 4042 ~~and technical~~ programs. Qualifications shall be established for  
 4043 agriculture, business, health occupations, family and consumer  
 4044 sciences, industrial, marketing, career specialist, and public  
 4045 service education teachers, based primarily on successful





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4046 occupational experience rather than academic training. The  
 4047 qualifications for such teachers shall require:

4048 1. The filing of a complete set of fingerprints in the  
 4049 same manner as required by s. 1012.32. Faculty employed solely  
 4050 to conduct postsecondary instruction may be exempted from this  
 4051 requirement.

4052 2. Documentation of education and successful occupational  
 4053 experience including documentation of:

4054 a. A high school diploma or the equivalent.

4055 b. Completion of 6 years of full-time successful  
 4056 occupational experience or the equivalent of part-time  
 4057 experience in the teaching specialization area. Alternate means  
 4058 of determining successful occupational experience may be  
 4059 established by the district school board.

4060 c. Completion of career education training conducted  
 4061 through the local school district inservice master plan.

4062 d. For full-time teachers, completion of professional  
 4063 education training in teaching methods, course construction,  
 4064 lesson planning and evaluation, and teaching special needs  
 4065 students. This training may be completed through coursework from  
 4066 an accredited or approved institution or an approved district  
 4067 teacher education program.

4068 e. Demonstration of successful teaching performance.

4069 Section 111. Section 1012.41, Florida Statutes, is amended  
 4070 to read:

4071 1012.41 Employment of directors of career ~~and technical~~  
 4072 education.--In order to receive state funding, each district  
 4073 school board that employs at least 15 full-time equivalent  
 4074 career ~~and technical~~ teachers must employ a director of career  
 4075 ~~and technical~~ education who meets the certification requirements



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4076 established by the State Board of Education. The directors shall  
4077 be directly accountable to the district school superintendent,  
4078 or his or her designee, for the planning and implementation of  
4079 career ~~and technical~~ programs. Two or more district school  
4080 boards may employ a single director.

4081 Section 112. Section 1012.43, Florida Statutes, is amended  
4082 to read:

4083 1012.43 Career ~~and technical~~ teachers.--

4084 (1) Career ~~and technical~~ teachers and other teachers who  
4085 qualify for certificates on the basis of nonacademic preparation  
4086 shall be entitled to all the contractual rights and privileges  
4087 now granted to other instructional personnel holding equivalent  
4088 certificates.

4089 (2) A holder of a certificate based on nonacademic  
4090 preparation which entitled him or her to employment to teach  
4091 classes in career ~~and technical~~ or adult education shall not be  
4092 assigned to teach in a regular academic field of the  
4093 kindergarten through grade 12 school program.

4094 Section 113. Paragraph (a) of subsection (10) of section  
4095 1013.03, Florida Statutes, is amended to read:

4096 1013.03 Functions of the department.--The functions of the  
4097 Department of Education as it pertains to educational facilities  
4098 shall include, but not be limited to, the following:

4099 (10)(a) Review and validate surveys proposed or amended by  
4100 the boards and recommend to the Commissioner of Education, for  
4101 approval, surveys that meet the requirements of this chapter.

4102 1. The term "validate" as applied to surveys by school  
4103 districts means to review inventory data as submitted to the  
4104 department by district school boards; provide for review and  
4105 inspection, where required, of student stations and aggregate



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4106 square feet of inventory changed from satisfactory to  
4107 unsatisfactory or changed from unsatisfactory to satisfactory;  
4108 compare new school inventory to allocation limits provided by  
4109 this chapter; review cost projections for conformity with cost  
4110 limits set by s. 1013.64(6); compare total capital outlay full-  
4111 time equivalent enrollment projections in the survey with the  
4112 department's projections; review facilities lists to verify that  
4113 student station and auxiliary facility space allocations do not  
4114 exceed the limits provided by this chapter and related rules;  
4115 review and confirm the application of uniform facility  
4116 utilization factors, where provided by this chapter or related  
4117 rules; utilize the documentation of programs offered per site,  
4118 as submitted by the board, to analyze facility needs; confirm  
4119 that need projections for career ~~and technical~~ and adult  
4120 educational programs comply with needs documented by the Office  
4121 of Workforce and Economic Development; and confirm the  
4122 assignment of full-time student stations to all space except  
4123 auxiliary facilities, which, for purposes of exemption from  
4124 student station assignment, include the following:

- 4125 a. Cafeterias.
- 4126 b. Multipurpose dining areas.
- 4127 c. Media centers.
- 4128 d. Auditoriums.
- 4129 e. Administration.
- 4130 f. Elementary, middle, and high school resource rooms, up  
4131 to the number of such rooms recommended for the applicable  
4132 occupant and space design capacity of the educational plant in  
4133 the State Requirements for Educational Facilities, beyond which  
4134 student stations must be assigned.



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4135 g. Elementary school skills labs, up to the number of such  
 4136 rooms recommended for the applicable occupant and space design  
 4137 capacity of the educational plant in the State Requirements for  
 4138 Educational Facilities, beyond which student stations must be  
 4139 assigned.

4140 h. Elementary school art and music rooms.

4141 2. The term "validate" as applied to surveys by community  
 4142 colleges and universities means to review and document the  
 4143 approval of each new site and official designation, where  
 4144 applicable; review the inventory database as submitted by each  
 4145 board to the department, including noncareer and technical, and  
 4146 total capital outlay full-time equivalent enrollment projections  
 4147 per site and per college; provide for the review and inspection,  
 4148 where required, of student stations and aggregate square feet of  
 4149 space changed from satisfactory to unsatisfactory; utilize and  
 4150 review the documentation of programs offered per site submitted  
 4151 by the boards as accurate for analysis of space requirements and  
 4152 needs; confirm that needs projected for career ~~and technical~~ and  
 4153 adult educational programs comply with needs documented by the  
 4154 Office of Workforce and Economic Development; compare new  
 4155 facility inventory to allocations limits as provided in this  
 4156 chapter; review cost projections for conformity with state  
 4157 averages or limits designated by this chapter; compare student  
 4158 enrollment projections in the survey to the department's  
 4159 projections; review facilities lists to verify that area  
 4160 allocations and space factors for generating space needs do not  
 4161 exceed the limits as provided by this chapter and related rules;  
 4162 confirm the application of facility utilization factors as  
 4163 provided by this chapter and related rules; and review, as  
 4164 submitted, documentation of how survey recommendations will



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4165 implement the detail of current campus master plans and  
4166 integrate with local comprehensive plans and development  
4167 regulations.

4168 Section 114. Paragraph (b) of subsection (1) of section  
4169 1013.31, Florida Statutes, is amended to read:

4170 1013.31 Educational plant survey; localized need  
4171 assessment; PECO project funding.--

4172 (1) At least every 5 years, each board shall arrange for  
4173 an educational plant survey, to aid in formulating plans for  
4174 housing the educational program and student population, faculty,  
4175 administrators, staff, and auxiliary and ancillary services of  
4176 the district or campus, including consideration of the local  
4177 comprehensive plan. The Office of Workforce and Economic  
4178 Development shall document the need for additional career and  
4179 adult education programs and the continuation of existing  
4180 programs before facility construction or renovation related to  
4181 career or adult education may be included in the educational  
4182 plant survey of a school district or community college that  
4183 delivers career or adult education programs. Information used by  
4184 the Office of Workforce and Economic Development to establish  
4185 facility needs must include, but need not be limited to, labor  
4186 market data, needs analysis, and information submitted by the  
4187 school district or community college.

4188 (b) *Required need assessment criteria for district,*  
4189 *community college, college and state university plant*  
4190 *surveys.--*Educational plant surveys must use uniform data  
4191 sources and criteria specified in this paragraph. Each revised  
4192 educational plant survey and each new educational plant survey  
4193 supersedes previous surveys.



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4194 1. The school district's survey must be submitted as a  
4195 part of the district educational facilities plan defined in s.  
4196 1013.35. To ensure that the data reported to the Department of  
4197 Education as required by this section is correct, the department  
4198 shall annually conduct an onsite review of 5 percent of the  
4199 facilities reported for each school district completing a new  
4200 survey that year. If the department's review finds the data  
4201 reported by a district is less than 95 percent accurate, within  
4202 1 year from the time of notification by the department the  
4203 district must submit revised reports correcting its data. If a  
4204 district fails to correct its reports, the commissioner may  
4205 direct that future fixed capital outlay funds be withheld until  
4206 such time as the district has corrected its reports so that they  
4207 are not less than 95 percent accurate.

4208 2. Each survey of a special facility, joint-use facility,  
4209 or cooperative career ~~and technical~~ education facility must be  
4210 based on capital outlay full-time equivalent student enrollment  
4211 data prepared by the department for school districts, community  
4212 colleges, colleges, and universities. A survey of space needs of  
4213 a joint-use facility shall be based upon the respective space  
4214 needs of the school districts, community colleges, colleges, and  
4215 universities, as appropriate. Projections of a school district's  
4216 facility space needs may not exceed the norm space and occupant  
4217 design criteria established by the State Requirements for  
4218 Educational Facilities.

4219 3. Each community college's survey must reflect the  
4220 capacity of existing facilities as specified in the inventory  
4221 maintained by the Department of Education. Projections of  
4222 facility space needs must comply with standards for determining  
4223 space needs as specified by rule of the State Board of



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4224 Education. The 5-year projection of capital outlay student  
 4225 enrollment must be consistent with the annual report of capital  
 4226 outlay full-time student enrollment prepared by the Department  
 4227 of Education.

4228 4. Each college and state university's survey must reflect  
 4229 the capacity of existing facilities as specified in the  
 4230 inventory maintained and validated by the Division of Colleges  
 4231 and Universities. Projections of facility space needs must be  
 4232 consistent with standards for determining space needs approved  
 4233 by the Division of Colleges and Universities. The projected  
 4234 capital outlay full-time equivalent student enrollment must be  
 4235 consistent with the 5-year planned enrollment cycle for the  
 4236 State University System approved by the Division of Colleges and  
 4237 Universities.

4238 5. The district educational facilities plan of a school  
 4239 district and the educational plant survey of a community  
 4240 college, or college or state university may include space needs  
 4241 that deviate from approved standards for determining space needs  
 4242 if the deviation is justified by the district or institution and  
 4243 approved by the department, as necessary for the delivery of an  
 4244 approved educational program.

4245 Section 115. Paragraph (a) of subsection (3) of section  
 4246 1013.64, Florida Statutes, is amended to read:

4247 1013.64 Funds for comprehensive educational plant needs;  
 4248 construction cost maximums for school district capital  
 4249 projects.--Allocations from the Public Education Capital Outlay  
 4250 and Debt Service Trust Fund to the various boards for capital  
 4251 outlay projects shall be determined as follows:

4252 (3)(a) Each district school board shall receive an amount  
 4253 from the Public Education Capital Outlay and Debt Service Trust



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4254 Fund to be calculated by computing the capital outlay full-time  
 4255 equivalent membership as determined by the department. Such  
 4256 membership must include, but is not limited to:

- 4257 1. K-12 students, except hospital and homebound part-time  
 4258 students; and
- 4259 2. Students who are career ~~and technical~~ education  
 4260 students, and adult disabled students and who are enrolled in  
 4261 school district career institutes ~~technical centers~~. The capital  
 4262 outlay full-time equivalent membership shall be determined for  
 4263 kindergarten through the 12th grade and for career institutes  
 4264 ~~technical centers~~ by averaging the unweighted full-time  
 4265 equivalent student membership for the second and third surveys  
 4266 and comparing the results on a school-by-school basis with the  
 4267 Florida Inventory for School Houses. The capital outlay full-  
 4268 time equivalent membership by grade level organization shall be  
 4269 used in making the following calculations: The capital outlay  
 4270 full-time equivalent membership by grade level organization for  
 4271 the 4th prior year must be used to compute the base-year  
 4272 allocation. The capital outlay full-time equivalent membership  
 4273 by grade-level organization for the prior year must be used to  
 4274 compute the growth over the highest of the 3 years preceding the  
 4275 prior year. From the total amount appropriated by the  
 4276 Legislature pursuant to this subsection, 40 percent shall be  
 4277 allocated among the base capital outlay full-time equivalent  
 4278 membership and 60 percent among the growth capital outlay full-  
 4279 time equivalent membership. The allocation within each of these  
 4280 groups shall be prorated to the districts based upon each  
 4281 district's percentage of base and growth capital outlay full-  
 4282 time membership. The most recent 4-year capital outlay full-time  
 4283 equivalent membership data shall be used in each subsequent





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4284 year's calculation for the allocation of funds pursuant to this  
 4285 subsection. If a change, correction, or recomputation of data  
 4286 during any year results in a reduction or increase of the  
 4287 calculated amount previously allocated to a district, the  
 4288 allocation to that district shall be adjusted correspondingly.  
 4289 If such recomputation results in an increase or decrease of the  
 4290 calculated amount, such additional or reduced amounts shall be  
 4291 added to or reduced from the district's future appropriations.  
 4292 However, no change, correction, or recomputation of data shall  
 4293 be made subsequent to 2 years following the initial annual  
 4294 allocation.

4295 Section 116. Subsections (1) and (2), and paragraphs (a)  
 4296 and (c) of subsection (4) of section 1013.75, Florida Statutes,  
 4297 are amended to read:

4298 1013.75 Cooperative funding of career institute ~~and~~  
 4299 ~~technical-educational~~ facilities.--

4300 (1) Each district school board operating a designated  
 4301 career institute ~~technical-center~~ may submit, prior to August 1  
 4302 of each year, a request to the commissioner for funds from the  
 4303 Public Education Capital Outlay and Debt Service Trust Fund to  
 4304 plan, construct, and equip a career institute ~~and technical~~  
 4305 ~~educational~~ facility identified as being critical to the  
 4306 economic development and the workforce needs of the school  
 4307 district. Prior to submitting a request, each school district  
 4308 shall:

4309 (a) Adopt and submit to the commissioner a resolution  
 4310 indicating its commitment to fund the planning, construction,  
 4311 and equipping of the proposed facility at 40 percent of the  
 4312 requested project amount. The resolution shall also designate  
 4313 the locale of the proposed facility. If funds from a private or



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4314 noneducational public entity are to be committed to the project,  
4315 then a joint resolution shall be required.

4316 (b) Except as provided in paragraph (5)(b), levy the  
4317 maximum millage against the nonexempt assessed property value as  
4318 provided in s. 1011.71(2).

4319 (c) Certify to the Office of Workforce and Economic  
4320 Development that the project has been survey recommended.

4321 (d) Certify to the Office of Workforce and Economic  
4322 Development that final phase III construction documents comply  
4323 with applicable building codes and life safety codes.

4324 (e) Sign an agreement that the district school board shall  
4325 advertise for bids within 90 days of receiving an encumbrance  
4326 authorization from the department.

4327 (f) If a construction contract has not been signed 90 days  
4328 after the advertising of bids, certify to the Office of  
4329 Workforce and Economic Development and the department the cause  
4330 for delay. Upon request, an additional 90 days may be granted by  
4331 the commissioner.

4332 (2) The Office of Workforce and Economic Development shall  
4333 establish the need for additional career ~~and technical~~ education  
4334 programs and the continuation of existing programs before  
4335 facility construction or renovation related to career ~~and~~  
4336 ~~technical~~ education can be included in the educational plant  
4337 survey. Information used by the Office of Workforce and Economic  
4338 Development to establish facility needs shall include, but not  
4339 be limited to, labor market needs analysis and information  
4340 submitted by the school districts.

4341 (4)(a) A career ~~and technical~~ education construction  
4342 committee shall be composed of the following: three



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4343 representatives from the Department of Education and one  
4344 representative from the Executive Office of the Governor.

4345 (c) The commissioner's legislative capital outlay budget  
4346 request may include up to 2 percent of the new construction  
4347 allocation to public schools for career ~~and technical~~ capital  
4348 outlay projects recommended by the career ~~and technical~~  
4349 education construction committee.

4350 Section 117. This act shall take effect July 1, 2003.