



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, 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



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.



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



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. Subsection (2) of section 445.003, Florida
533 Statutes, is amended to read:

534 445.003 Implementation of the federal Workforce Investment
535 Act of 1998.--

536 (2) FIVE-YEAR PLAN.--Workforce Florida, Inc., shall
537 prepare and submit a 5-year plan, which includes secondary



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538 career ~~vocational~~ education, to fulfill the early implementation
 539 requirements of Pub. L. No. 105-220 and applicable state
 540 statutes. Mandatory federal partners and optional federal
 541 partners shall be fully involved in designing the plan's one-
 542 stop delivery system strategy. The plan shall detail a process
 543 to clearly define each program's statewide duties and role
 544 relating to the system. Any optional federal partner may
 545 immediately choose to fully integrate its program's plan with
 546 this plan, which shall, notwithstanding any other state
 547 provisions, fulfill all their state planning and reporting
 548 requirements as they relate to the one-stop delivery system. The
 549 plan shall detail a process that would fully integrate all
 550 federally mandated and optional partners by the second year of
 551 the plan. All optional federal program partners in the planning
 552 process shall be mandatory participants in the second year of
 553 the plan.

554 Section 24. Paragraphs (b) and (d) of subsection (6) of
 555 section 445.004, Florida Statutes, are amended to read:

556 445.004 Workforce Florida, Inc.; creation; purpose;
 557 membership; duties and powers.--

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

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



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567 (d) Designating Institutes of Applied Technology composed
 568 of public and private postsecondary institutions working
 569 together with business and industry to ensure that career
 570 ~~technical and vocational~~ education programs use the most
 571 advanced technology and instructional methods available and
 572 respond to the changing needs of business and industry.

573 Section 25. Paragraph (f) of subsection (8) of section
 574 445.009, Florida Statutes, is amended to read:

575 445.009 One-stop delivery system.--

576 (8)

577 (f) The accountability measures to be used in documenting
 578 competencies acquired by the participant during training shall
 579 be literacy completion points and occupational completion
 580 points. Literacy completion points refers to the academic or
 581 workforce readiness competencies that qualify a person for
 582 further basic education, career ~~vocational~~ education, or for
 583 employment. Occupational completion points refers to the career
 584 ~~vocational~~ competencies that qualify a person to enter an
 585 occupation that is linked to a career ~~vocational~~ program.

586 Section 26. Subsections (5) and (9) of section 445.012,
 587 Florida Statutes, are amended to read:

588 445.012 Careers for Florida's Future Incentive Grant
 589 Program.--

590 (5) A recipient who is pursuing a baccalaureate degree
 591 shall receive \$100 for each lower-division credit hour in which
 592 the student is enrolled at an eligible college or university, up
 593 to a maximum of \$1,500 per semester, and \$200 for each upper-
 594 division credit hour in which the student is enrolled at an
 595 eligible college or university, up to a maximum of \$3,000 per
 596 semester. For purposes of this section, a student is pursuing a



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597 baccalaureate degree if he or she is in a program that
 598 articulates into a baccalaureate degree program by agreement of
 599 the Articulation Coordinating Committee. A student in an applied
 600 technology diploma program, a certificate career education
 601 program, or a degree career education program that does not
 602 articulate into a baccalaureate degree program shall receive \$2
 603 for each career ~~vocational~~ contact hour, or the equivalent, for
 604 certificate programs, or \$60 for each credit hour, or the
 605 equivalent, for degree career education programs and applied
 606 technology programs for which the student is enrolled at an
 607 eligible college, career institute ~~technical center~~, or
 608 nonpublic career education school.

609 (9) Funds may not be used to pay for remedial, college-
 610 preparatory, or career-preparatory ~~vocational-preparatory~~
 611 coursework.

612 Section 27. Subsection (1) of section 445.0123, Florida
 613 Statutes, is amended to read:

614 445.0123 Eligible postsecondary education institutions.--A
 615 student is eligible for an award or the renewal of an award from
 616 the Careers for Florida's Future Incentive Grant Program if the
 617 student meets the requirements for the program as described in
 618 ss. 445.012-445.0125 and is enrolled in a postsecondary
 619 education institution that meets the description of any one of
 620 the following:

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

623 Section 28. Paragraph (g) of subsection (1) of section
 624 445.024, Florida Statutes, is amended to read:

625 445.024 Work requirements.--



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

629 (g) Career ~~Vocational~~ education or training.--Career
 630 ~~Vocational~~ education or training is education or training
 631 designed to provide participants with the skills and
 632 certification necessary for employment in an occupational area.
 633 Career ~~Vocational~~ education or training may be used as a primary
 634 program activity for participants when it has been determined
 635 that the individual has demonstrated compliance with other
 636 phases of program participation and successful completion of the
 637 career ~~vocational~~ education or training is likely to result in
 638 employment entry at a higher wage than the participant would
 639 have been likely to attain without completion of the career
 640 ~~vocational~~ education or training. Career ~~Vocational~~ education or
 641 training may be combined with other program activities and also
 642 may be used to upgrade skills or prepare for a higher paying
 643 occupational area for a participant who is employed.

644 1. Unless otherwise provided in this section, career
 645 ~~vocational~~ education shall not be used as the primary program
 646 activity for a period which exceeds 12 months. The 12-month
 647 restriction applies to instruction in a career education program
 648 and does not include remediation of basic skills, including
 649 English language proficiency, if remediation is necessary to
 650 enable a participant to benefit from a career education program.
 651 Any necessary remediation must be completed before a participant
 652 is referred to career ~~vocational~~ education as the primary work
 653 activity. In addition, use of career ~~vocational~~ education or
 654 training shall be restricted to the limitation established in
 655 federal law. Career ~~Vocational~~ education included in a program



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656 leading to a high school diploma shall not be considered career
 657 ~~vocational~~ education for purposes of this section.

658 2. When possible, a provider of career ~~vocational~~
 659 education or training shall use funds provided by funding
 660 sources other than the regional workforce board. The regional
 661 workforce board may provide additional funds to a career
 662 ~~vocational~~ education or training provider only if payment is
 663 made pursuant to a performance-based contract. Under a
 664 performance-based contract, the provider may be partially paid
 665 when a participant completes education or training, but the
 666 majority of payment shall be made following the participant's
 667 employment at a specific wage or job retention for a specific
 668 duration. Performance-based payments made under this
 669 subparagraph are limited to education or training for targeted
 670 occupations identified by the Workforce Estimating Conference
 671 under s. 216.136, or other programs identified by Workforce
 672 Florida, Inc., as beneficial to meet the needs of designated
 673 groups who are hard to place. If the contract pays the full cost
 674 of training, the community college or school district may not
 675 report the participants for other state funding.

676 Section 29. Paragraph (i) of subsection (7) of section
 677 445.049, Florida Statutes, is amended to read:

678 445.049 Digital Divide Council.--

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

681 (i) Using information technology to enable members of at-
 682 risk families who are no longer enrolled in K-12 schools to
 683 obtain the education needed to achieve successful completion of
 684 general education development test preparation to earn a high
 685 school diploma, an applied technology diploma, a career



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686 ~~vocational~~ certificate, an associate of arts degree, or a
 687 baccalaureate degree.

688 Section 30. Subsection (1) of section 446.011, Florida
 689 Statutes, is amended to read:

690 446.011 Legislative intent regarding apprenticeship
 691 training.--

692 (1) It is the intent of the State of Florida to provide
 693 educational opportunities for its young people so that they can
 694 be trained for trades, occupations, and professions suited to
 695 their abilities. It is the intent of this act to promote the
 696 mode of training known as apprenticeship in occupations
 697 throughout industry in the state that require physical
 698 manipulative skills. By broadening job training opportunities
 699 and providing for increased coordination between public school
 700 academic programs, career ~~vocational~~ programs, and registered
 701 apprenticeship programs, the young people of the state will
 702 benefit from the valuable training opportunities developed when
 703 on-the-job training is combined with academic-related classroom
 704 experiences. This act is intended to develop the apparent
 705 potentials in apprenticeship training by assisting in the
 706 establishment of preapprenticeship programs in the public school
 707 system and elsewhere and by expanding presently registered
 708 programs as well as promoting new registered programs in jobs
 709 that lend themselves to apprenticeship training.

710 Section 31. Subsection (2) of section 446.052, Florida
 711 Statutes, is amended to read:

712 446.052 Preapprenticeship program.--

713 (2) The Division of Workforce Development of the
 714 Department of Education, under regulations established by the
 715 State Board of Education, is authorized to administer the



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716 provisions of ss. 446.011-446.092 that relate to
 717 preapprenticeship programs in cooperation with district school
 718 boards and community college district boards of trustees.
 719 District school boards, community college district boards of
 720 trustees, and registered program sponsors shall cooperate in
 721 developing and establishing programs that include career
 722 ~~vocational~~ instruction and general education courses required to
 723 obtain a high school diploma.

724 Section 32. Subsection (5) of section 446.22, Florida
 725 Statutes, is amended to read:

726 446.22 Definitions.--As used in this act, the following
 727 words and phrases shall have the meanings set forth herein,
 728 except where the context otherwise requires:

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

732 Section 33. Paragraph (a) of subsection (2), paragraph (a)
 733 of subsection (3), and paragraph (a) of subsection (4) of
 734 section 475.17, Florida Statutes, are amended to read:

735 475.17 Qualifications for practice.--

736 (2)(a)1. In addition to other requirements under this
 737 part, the commission may require the satisfactory completion of
 738 one or more of the educational courses or equivalent courses
 739 conducted, offered, sponsored, prescribed, or approved pursuant
 740 to s. 475.04, taken at an accredited college, university, or
 741 community college, at a career institute ~~an area technical~~
 742 ~~center~~, or at a registered real estate school, as a condition
 743 precedent for any person to become licensed or to renew her or
 744 his license as a broker, broker-salesperson, or salesperson. The
 745 course or courses required for one to become initially licensed



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746 shall not exceed a total of 63 classroom hours of 50 minutes
 747 each, inclusive of examination, for a salesperson and 72
 748 classroom hours of 50 minutes each, inclusive of examination,
 749 for a broker. The satisfactory completion of an examination
 750 administered by the accredited college, university, or community
 751 college, by a career institute ~~the area technical center~~, or by
 752 the registered real estate school shall be the basis for
 753 determining satisfactory completion of the course. However,
 754 notice of satisfactory completion shall not be issued if the
 755 student has absences in excess of 8 classroom hours.

756 2. A distance learning course or courses shall be approved
 757 by the commission as an option to classroom hours as
 758 satisfactory completion of the course or courses as required by
 759 this section. The schools authorized by this section have the
 760 option of providing classroom courses, distance learning
 761 courses, or both. However, satisfactory completion of a distance
 762 learning course requires the satisfactory completion of a timed
 763 distance learning course examination. Such examination shall not
 764 be required to be monitored or given at a centralized location.

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

770 (3)(a) The commission may prescribe a postlicensure
 771 education requirement in order for a person to maintain a valid
 772 salesperson's license, which shall not exceed 45 classroom hours
 773 of 50 minutes each, inclusive of examination, prior to the first
 774 renewal following initial licensure. If prescribed, this shall
 775 consist of one or more commission-approved courses which total



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776 at least 45 classroom hours on one or more subjects which
 777 include, but are not limited to, property management, appraisal,
 778 real estate finance, or the economics of real estate management.
 779 Required postlicensure education courses must be provided by an
 780 accredited college, university, or community college, by a
 781 career institute ~~an area technical center~~, by a registered real
 782 estate school, or by a commission-approved sponsor.

783 (4)(a) The commission may prescribe a postlicensure
 784 education requirement in order for a person to maintain a valid
 785 broker's license, which shall not exceed 60 classroom hours of
 786 50 minutes each, inclusive of examination, prior to the first
 787 renewal following initial licensure. If prescribed, this shall
 788 consist of one or more commission-approved courses which total
 789 at least 60 classroom hours on one or more subjects which
 790 include, but are not limited to, advanced appraisal, advanced
 791 property management, real estate marketing, business law,
 792 advanced real estate investment analyses, advanced legal
 793 aspects, general accounting, real estate economics,
 794 syndications, commercial brokerage, feasibility analyses,
 795 advanced real estate finance, residential brokerage, or real
 796 estate brokerage office operations. Required postlicensure
 797 education courses must be provided by an accredited college,
 798 university, or community college, by a career institute ~~an area~~
 799 ~~technical center~~, by a registered real estate school, or by a
 800 commission-approved sponsor.

801 Section 34. Subsection (1) and paragraph (c) of subsection
 802 (2) of section 475.451, Florida Statutes, are amended to read:

803 475.451 Schools teaching real estate practice.--

804 (1) Each person, school, or institution, except approved
 805 and accredited colleges, universities, community colleges, and



806 career institutes ~~area technical centers~~ in this state, which
 807 offers or conducts any course of study in real estate practice,
 808 teaches any course prescribed by the commission as a condition
 809 precedent to licensure or renewal of licensure as a broker or
 810 salesperson, or teaches any course designed or represented to
 811 enable or assist applicants for licensure as brokers or
 812 salespersons to pass examinations for such licensure shall,
 813 before commencing or continuing further to offer or conduct such
 814 course or courses, obtain a permit from the department and abide
 815 by the regulations imposed upon such person, school, or
 816 institution by this chapter and rules of the commission adopted
 817 pursuant to this chapter. The exemption for colleges,
 818 universities, community colleges, and career institutes ~~area~~
 819 ~~technical centers~~ is limited to transferable college credit
 820 courses offered by such institutions.

821 (2) An applicant for a permit to operate a proprietary
 822 real estate school, to be a chief administrator of a proprietary
 823 real estate school or a state institution, or to be an
 824 instructor for a proprietary real estate school or a state
 825 institution must meet the qualifications for practice set forth
 826 in s. 475.17(1) and the following minimal requirements:

827 (c) "School instructor" means an individual who instructs
 828 persons in the classroom in noncredit college courses in a
 829 college, university, or community college or courses in a career
 830 institute ~~an area technical center~~ or proprietary real estate
 831 school.

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



835 a. Hold a bachelor's degree in a business-related subject,
 836 such as real estate, finance, accounting, business
 837 administration, or its equivalent and hold a valid broker's
 838 license in this state.

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

842 c. Pass an instructor's examination approved by the
 843 commission.

844 2. Any requirement by the commission for a teaching
 845 demonstration or practical examination must apply to all school
 846 instructor applicants.

847 3. The department shall renew an instructor permit upon
 848 receipt of a renewal application and fee. The renewal
 849 application shall include proof that the permitholder has, since
 850 the issuance or renewal of the current permit, successfully
 851 completed a minimum of 15 classroom hours of instruction in real
 852 estate subjects or instructional techniques, as prescribed by
 853 the commission. The commission shall adopt rules providing for
 854 the renewal of instructor permits at least every 2 years. Any
 855 permit which is not renewed at the end of the permit period
 856 established by the department shall automatically revert to
 857 involuntarily inactive status.

858

859 The department may require an applicant to submit names of
 860 persons having knowledge concerning the applicant and the
 861 enterprise; may propound interrogatories to such persons and to
 862 the applicant concerning the character of the applicant,
 863 including the taking of fingerprints for processing through the
 864 Federal Bureau of Investigation; and shall make such



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865 investigation of the applicant or the school or institution as
 866 it may deem necessary to the granting of the permit. If an
 867 objection is filed, it shall be considered in the same manner as
 868 objections or administrative complaints against other applicants
 869 for licensure by the department.

870 Section 35. Subsection (1), paragraph (b) of subsection
 871 (2), paragraph (b) of subsection (3), and paragraph (b) of
 872 subsection (4) of section 475.617, Florida Statutes, are amended
 873 to read:

874 475.617 Education and experience requirements.--

875 (1) To be registered as an assistant appraiser, an
 876 applicant must present evidence satisfactory to the board that
 877 she or he has successfully completed at least 75 hours of
 878 approved academic courses in subjects related to real estate
 879 appraisal, which shall include coverage of the Uniform Standards
 880 of Professional Appraisal Practice from a nationally recognized
 881 or state-recognized appraisal organization, career institute
 882 ~~area technical center~~, accredited community college, college, or
 883 university, state or federal agency or commission, or
 884 proprietary real estate school that holds a permit pursuant to
 885 s. 475.451. The board may increase the required number of hours
 886 to not more than 100 hours. A classroom hour is defined as 50
 887 minutes out of each 60-minute segment. Past courses may be
 888 approved on an hour-for-hour basis.

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

891 (b) Has successfully completed at least 90 classroom
 892 hours, inclusive of examination, of approved academic courses in
 893 subjects related to real estate appraisal, which shall include
 894 coverage of the Uniform Standards of Professional Appraisal



895 Practice from a nationally recognized or state-recognized
 896 appraisal organization, career institute ~~area technical center~~,
 897 accredited community college, college, or university, state or
 898 federal agency or commission, or proprietary real estate school
 899 that holds a permit pursuant to s. 475.451. The board may
 900 increase the required number of hours to not more than 120
 901 hours. A classroom hour is defined as 50 minutes out of each 60-
 902 minute segment. Past courses may be approved by the board and
 903 substituted on an hour-for-hour basis.

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

907 (b) Has successfully completed at least 120 classroom
 908 hours, inclusive of examination, of approved academic courses in
 909 subjects related to real estate appraisal, which shall include
 910 coverage of the Uniform Standards of Professional Appraisal
 911 Practice from a nationally recognized or state-recognized
 912 appraisal organization, career institute ~~area technical center~~,
 913 accredited community college, college, or university, state or
 914 federal agency or commission, or proprietary real estate school
 915 that holds a permit pursuant to s. 475.451. The board may
 916 increase the required number of hours to not more than 165
 917 hours. A classroom hour is defined as 50 minutes out of each 60-
 918 minute segment. Past courses may be approved by the board and
 919 substituted on an hour-for-hour basis.

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

922 (b) Has successfully completed at least 180 classroom
 923 hours, inclusive of examination, of approved academic courses in
 924 subjects related to real estate appraisal, which shall include



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925 coverage of the Uniform Standards of Professional Appraisal
 926 Practice from a nationally recognized or state-recognized
 927 appraisal organization, career institute ~~area technical center~~,
 928 accredited community college, college, or university, state or
 929 federal agency or commission, or proprietary real estate school
 930 that holds a permit pursuant to s. 475.451. The board may
 931 increase the required number of hours to not more than 225
 932 hours. A classroom hour is defined as 50 minutes out of each 60-
 933 minute segment. Past courses may be approved by the board and
 934 substituted on an hour-for-hour basis.

935 Section 36. Subsections (1) and (2) of section 475.627,
 936 Florida Statutes, are amended to read:

937 475.627 Appraisal course instructors.--

938 (1) Where the course or courses to be taught are
 939 prescribed by the board or approved precedent to registration,
 940 licensure, certification, or renewal as a registered assistant
 941 appraiser, licensed appraiser, or certified residential
 942 appraiser, before commencing to instruct noncredit college
 943 courses in a college, university, or community college, or
 944 courses in a career institute ~~an area technical center~~ or
 945 proprietary real estate school, a person must certify her or his
 946 competency by meeting one of the following requirements:

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

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

951 (2) Where the course or courses to be taught are
 952 prescribed by the board or approved precedent to registration,
 953 licensure, certification, or renewal as a registered assistant
 954 appraiser, licensed appraiser, or certified appraiser, before



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955 commencing to instruct noncredit college courses in a college,
 956 university, or community college, or courses in a career
 957 institute ~~an area technical center~~ or proprietary real estate
 958 school, a person must certify her or his competency by meeting
 959 one of the following requirements:

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

962 (b) Pass an appraiser instructor's examination which shall
 963 test knowledge of residential and nonresidential appraisal
 964 topics.

965 Section 37. Subsection (1) of section 494.0029, Florida
 966 Statutes, is amended to read:

967 494.0029 Mortgage business schools.--

968 (1) Each person, school, or institution, except accredited
 969 colleges, universities, community colleges, and career
 970 institutes ~~area technical centers~~ in this state, which offers or
 971 conducts mortgage business training as a condition precedent to
 972 licensure as a mortgage broker or lender or a correspondent
 973 mortgage lender shall obtain a permit from the department and
 974 abide by the regulations imposed upon such person, school, or
 975 institution by this chapter and rules adopted pursuant to this
 976 chapter. The department shall, by rule, recertify the permits
 977 annually with initial and renewal permit fees that do not exceed
 978 \$500 plus the cost of accreditation.

979 Section 38. Paragraph (a) of subsection (2) of section
 980 509.302, Florida Statutes, is amended to read:

981 509.302 Director of education, personnel, employment
 982 duties, compensation.--

983 (2) The director of education shall develop and implement
 984 an educational program, designated the "Hospitality Education



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985 Program," offered for the benefit of the entire industry. This
 986 program may affiliate with Florida State University, Florida
 987 International University, and the University of Central Florida.
 988 The program may also affiliate with any other member of the
 989 State University System or Florida Community College System, or
 990 with any privately funded college or university, which offers a
 991 program of hospitality administration and management. The
 992 primary goal of this program is to instruct and train all
 993 individuals and businesses licensed under this chapter, in
 994 cooperation with recognized associations that represent the
 995 licensees, in the application of state and federal laws and
 996 rules. Such programs shall also include:

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

998 Section 39. Subsection (4) of section 553.841, Florida
 999 Statutes, is amended to read:

1000 553.841 Building code training program; participant
 1001 competency requirements.--

1002 (4) The commission may enter into contracts with the
 1003 Department of Education, the State University System, the
 1004 Division of Community Colleges, model code organizations,
 1005 professional organizations, career institutes ~~vocational-~~
 1006 ~~technical schools~~, trade organizations, and private industry to
 1007 administer the program.

1008 Section 40. Subsection (12) of section 790.06, Florida
 1009 Statutes, is amended to read:

1010 790.06 License to carry concealed weapon or firearm.--

1011 (12) No license issued pursuant to this section shall
 1012 authorize any person to carry a concealed weapon or firearm into
 1013 any place of nuisance as defined in s. 823.05; any police,
 1014 sheriff, or highway patrol station; any detention facility,



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1015 prison, or jail; any courthouse; any courtroom, except that
 1016 nothing in this section would preclude a judge from carrying a
 1017 concealed weapon or determining who will carry a concealed
 1018 weapon in his or her courtroom; any polling place; any meeting
 1019 of the governing body of a county, public school district,
 1020 municipality, or special district; any meeting of the
 1021 Legislature or a committee thereof; any school, college, or
 1022 professional athletic event not related to firearms; any school
 1023 administration building; any portion of an establishment
 1024 licensed to dispense alcoholic beverages for consumption on the
 1025 premises, which portion of the establishment is primarily
 1026 devoted to such purpose; any elementary or secondary school
 1027 facility; any career institute ~~area technical center~~; any
 1028 college or university facility unless the licensee is a
 1029 registered student, employee, or faculty member of such college
 1030 or university and the weapon is a stun gun or nonlethal electric
 1031 weapon or device designed solely for defensive purposes and the
 1032 weapon does not fire a dart or projectile; inside the passenger
 1033 terminal and sterile area of any airport, provided that no
 1034 person shall be prohibited from carrying any legal firearm into
 1035 the terminal, which firearm is encased for shipment for purposes
 1036 of checking such firearm as baggage to be lawfully transported
 1037 on any aircraft; or any place where the carrying of firearms is
 1038 prohibited by federal law. Any person who willfully violates any
 1039 provision of this subsection commits a misdemeanor of the second
 1040 degree, punishable as provided in s. 775.082 or s. 775.083.

1041 Section 41. Section 790.115, Florida Statutes, is amended
 1042 to read:



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1043 790.115 Possessing or discharging weapons or firearms at a
1044 school-sponsored event or on school property prohibited;
1045 penalties; exceptions.--

1046 (1) A person who exhibits any sword, sword cane, firearm,
1047 electric weapon or device, destructive device, or other weapon,
1048 including a razor blade, box cutter, or knife, except as
1049 authorized in support of school-sanctioned activities, in the
1050 presence of one or more persons in a rude, careless, angry, or
1051 threatening manner and not in lawful self-defense, at a school-
1052 sponsored event or on the grounds or facilities of any school,
1053 school bus, or school bus stop, or within 1,000 feet of the real
1054 property that comprises a public or private elementary school,
1055 middle school, or secondary school, during school hours or
1056 during the time of a sanctioned school activity, commits a
1057 felony of the third degree, punishable as provided in s.
1058 775.082, s. 775.083, or s. 775.084. This subsection does not
1059 apply to the exhibition of a firearm or weapon on private real
1060 property within 1,000 feet of a school by the owner of such
1061 property or by a person whose presence on such property has been
1062 authorized, licensed, or invited by the owner.

1063 (2)(a) A person shall not possess any firearm, electric
1064 weapon or device, destructive device, or other weapon, including
1065 a razor blade, box cutter, or knife, except as authorized in
1066 support of school-sanctioned activities, at a school-sponsored
1067 event or on the property of any school, school bus, or school
1068 bus stop; however, a person may carry a firearm:

1069 1. In a case to a firearms program, class or function
1070 which has been approved in advance by the principal or chief
1071 administrative officer of the school as a program or class to
1072 which firearms could be carried;



1073 2. In a case to a career institute ~~vocational school~~
 1074 having a firearms training range; or

1075 3. In a vehicle pursuant to s. 790.25(5); except that
 1076 school districts may adopt written and published policies that
 1077 waive the exception in this subparagraph for purposes of student
 1078 and campus parking privileges.

1079
 1080 For the purposes of this section, "school" means any preschool,
 1081 elementary school, middle school, junior high school, secondary
 1082 school, career institute ~~vocational school~~, or postsecondary
 1083 school, whether public or nonpublic.

1084 (b) A person who willfully and knowingly possesses any
 1085 electric weapon or device, destructive device, or other weapon,
 1086 including a razor blade, box cutter, or knife, except as
 1087 authorized in support of school-sanctioned activities, in
 1088 violation of this subsection commits a felony of the third
 1089 degree, punishable as provided in s. 775.082, s. 775.083, or s.
 1090 775.084.

1091 (c)1. A person who willfully and knowingly possesses any
 1092 firearm in violation of this subsection commits a felony of the
 1093 third degree, punishable as provided in s. 775.082, s. 775.083,
 1094 or s. 775.084.

1095 2. A person who stores or leaves a loaded firearm within
 1096 the reach or easy access of a minor who obtains the firearm and
 1097 commits a violation of subparagraph 1. commits a misdemeanor of
 1098 the second degree, punishable as provided in s. 775.082 or s.
 1099 775.083; except that this does not apply if the firearm was
 1100 stored or left in a securely locked box or container or in a
 1101 location which a reasonable person would have believed to be
 1102 secure, or was securely locked with a firearm-mounted push-



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1103 button combination lock or a trigger lock; if the minor obtains
 1104 the firearm as a result of an unlawful entry by any person; or
 1105 to members of the Armed Forces, National Guard, or State
 1106 Militia, or to police or other law enforcement officers, with
 1107 respect to firearm possession by a minor which occurs during or
 1108 incidental to the performance of their official duties.

1109 (d) A person who discharges any weapon or firearm while in
 1110 violation of paragraph (a), unless discharged for lawful defense
 1111 of himself or herself or another or for a lawful purpose,
 1112 commits a felony of the second degree, punishable as provided in
 1113 s. 775.082, s. 775.083, or s. 775.084.

1114 (e) The penalties of this subsection shall not apply to
 1115 persons licensed under s. 790.06. Persons licensed under s.
 1116 790.06 shall be punished as provided in s. 790.06(12), except
 1117 that a licenseholder who unlawfully discharges a weapon or
 1118 firearm on school property as prohibited by this subsection
 1119 commits a felony of the second degree, punishable as provided in
 1120 s. 775.082, s. 775.083, or s. 775.084.

1121 (3) This section does not apply to any law enforcement
 1122 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),
 1123 (8), (9), or (14).

1124 (4) Notwithstanding s. 985.213, s. 985.214, or s.
 1125 985.215(1), any minor under 18 years of age who is charged under
 1126 this section with possessing or discharging a firearm on school
 1127 property shall be detained in secure detention, unless the state
 1128 attorney authorizes the release of the minor, and shall be given
 1129 a probable cause hearing within 24 hours after being taken into
 1130 custody. At the hearing, the court may order that the minor
 1131 continue to be held in secure detention for a period of 21 days,
 1132 during which time the minor shall receive medical, psychiatric,



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1133 psychological, or substance abuse examinations pursuant to s.
1134 985.224, and a written report shall be completed.

1135 Section 42. Section 810.095, Florida Statutes, is amended
1136 to read:

1137 810.095 Trespass on school property with firearm or other
1138 weapon prohibited.--

1139 (1) It is a felony of the third degree, punishable as
1140 provided in s. 775.082, s. 775.083, or s. 775.084, for a person
1141 who is trespassing upon school property to bring onto, or to
1142 possess on, such school property, any weapon or firearm.

1143 (2) As used in this section, "school property" means the
1144 grounds or facility of any kindergarten, elementary school,
1145 middle school, junior high school, secondary school, career
1146 institute ~~vocational school~~, or postsecondary school, whether
1147 public or nonpublic.

1148 Section 43. Paragraph (b) of subsection (6) of section
1149 943.14, Florida Statutes, is amended to read:

1150 943.14 Commission-certified criminal justice training
1151 schools; certificates and diplomas; exemptions; injunctive
1152 relief; fines.--

1153 (6)

1154 (b) All other criminal justice sciences or administration
1155 courses or subjects which are a part of the curriculum of any
1156 accredited college, university, community college, or career
1157 institute ~~vocational-technical center~~ of this state, and all
1158 full-time instructors of such institutions, are exempt from the
1159 provisions of subsections (1)-(5).

1160 Section 44. Subsection (1) of section 958.12, Florida
1161 Statutes, is amended to read:

1162 958.12 Participation in certain activities required.--



1163 (1) A youthful offender shall be required to participate
 1164 in work assignments, and in career ~~vocational~~, academic,
 1165 counseling, and other rehabilitative programs in accordance with
 1166 this section, including, but not limited to:

1167 (a) All youthful offenders may be required, as
 1168 appropriate, to participate in:

- 1169 1. Reception and orientation.
- 1170 2. Evaluation, needs assessment, and classification.
- 1171 3. Educational programs.
- 1172 4. Career ~~Vocational~~ and job training.
- 1173 5. Life and socialization skills training, including
 1174 anger/aggression control.
- 1175 6. Prerelease orientation and planning.
- 1176 7. Appropriate transition services.

1177 (b) In addition to the requirements in paragraph (a), the
 1178 department shall make available:

- 1179 1. Religious services and counseling.
- 1180 2. Social services.
- 1181 3. Substance abuse treatment and counseling.
- 1182 4. Psychological and psychiatric services.
- 1183 5. Library services.
- 1184 6. Medical and dental health care.
- 1185 7. Athletic, recreational, and leisure time activities.
- 1186 8. Mail and visiting privileges.

1187
 1188 Income derived by a youthful offender from participation in such
 1189 activities may be used, in part, to defray a portion of the
 1190 costs of his or her incarceration or supervision; to satisfy
 1191 preexisting obligations; to pay fines, counseling fees, or other
 1192 costs lawfully imposed; or to pay restitution to the victim of



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1193 the crime for which the youthful offender has been convicted in
 1194 an amount determined by the sentencing court. Any such income
 1195 not used for such reasons or not used as provided in s. 946.513
 1196 or s. 958.09 shall be placed in a bank account for use by the
 1197 youthful offender upon his or her release.

1198 Section 45. Paragraphs (a) and (b) of subsection (1),
 1199 paragraph (a) of subsection (2), and subsections (3) and (4) of
 1200 section 985.315, Florida Statutes, are amended to read:

1201 985.315 Educational ~~Educational/technical~~ and career-
 1202 related ~~vocational work-related~~ programs.--

1203 (1)(a) It is the finding of the Legislature that the
 1204 educational ~~educational/technical~~ and career-related ~~vocational~~
 1205 ~~work-related~~ programs of the Department of Juvenile Justice are
 1206 uniquely different from other programs operated or conducted by
 1207 other departments in that it is essential to the state that
 1208 these programs provide juveniles with useful information and
 1209 activities that can lead to meaningful employment after release
 1210 in order to assist in reducing the return of juveniles to the
 1211 system.

1212 (b) It is further the finding of the Legislature that the
 1213 mission of a juvenile educational ~~educational/technical~~ and
 1214 career-related ~~vocational work-related~~ program is, in order of
 1215 priority:

1216 1. To provide a joint effort between the department, the
 1217 juvenile work programs, and educational ~~educational/technical~~
 1218 and career training ~~vocational training~~ programs to reinforce
 1219 relevant education, training, and postrelease job placement, and
 1220 help reduce recommitment.

1221 2. To serve the security goals of the state through the
 1222 reduction of idleness of juveniles and the provision of an



1223 incentive for good behavior in residential commitment
 1224 facilities.

1225 3. To teach youth in juvenile justice programs relevant
 1226 job skills and the fundamentals of a trade in order to prepare
 1227 them for placement in the workforce.

1228 (2)(a) The department is strongly encouraged to require
 1229 juveniles placed in a high-risk residential, maximum-risk
 1230 residential, or a serious/habitual offender program to
 1231 participate in an educational ~~educational/technical~~ or career-
 1232 related ~~vocational work-related~~ program 5 hours per day, 5 days
 1233 per week. All policies developed by the department relating to
 1234 this requirement must be consistent with applicable federal,
 1235 state, and local labor laws and standards, including all laws
 1236 relating to child labor.

1237 (3) In adopting or modifying master plans for juvenile
 1238 work programs and educational ~~educational/technical~~ and career
 1239 ~~vocational~~ training programs, and in the administration of the
 1240 Department of Juvenile Justice, it shall be the objective of the
 1241 department to develop:

1242 (a) Attitudes favorable to work, the work situation, and a
 1243 law-abiding life in each juvenile employed in the juvenile work
 1244 program.

1245 (b) Education and training opportunities that are
 1246 reasonably broad, but which develop specific work skills.

1247 (c) Programs that motivate juveniles to use their
 1248 abilities.

1249 (d) Education and training programs that will be of mutual
 1250 benefit to all governmental jurisdictions of the state by
 1251 reducing the costs of government to the taxpayers and which
 1252 integrate all instructional programs into a unified curriculum



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1253 suitable for all juveniles, but taking account of the different
 1254 abilities of each juvenile.

1255 (e) A logical sequence of educational
 1256 ~~educational/technical~~ or career ~~vocational~~ training, employment
 1257 by the juvenile work programs, and postrelease job placement for
 1258 juveniles participating in juvenile work programs.

1259 (4)(a) The Department of Juvenile Justice shall establish
 1260 guidelines for the operation of juvenile educational
 1261 ~~educational/technical~~ and career-related ~~vocational work-related~~
 1262 programs, which shall include the following procedures:

1263 1. Participation in the educational ~~educational/technical~~
 1264 and career-related ~~vocational work-related~~ programs shall be on
 1265 a 5-day-per-week, 5-hour-per-day basis.

1266 2. The education, training, work experience, emotional and
 1267 mental abilities, and physical capabilities of the juvenile and
 1268 the duration of the term of placement imposed on the juvenile
 1269 are to be analyzed before assignment of the juvenile into the
 1270 various processes best suited for educational
 1271 ~~educational/technical~~ or career ~~vocational~~ training.

1272 3. When feasible, the department shall attempt to obtain
 1273 education or training credit for a juvenile seeking
 1274 apprenticeship status or a high school diploma or its
 1275 equivalent.

1276 4. The juvenile may begin in a general education and work
 1277 skills program and progress to a specific work skills training
 1278 program, depending upon the ability, desire, and education and
 1279 work record of the juvenile.

1280 5. Modernization and upgrading of equipment and facilities
 1281 should include greater automation and improved production
 1282 techniques to expose juveniles to the latest technological



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1283 procedures to facilitate their adjustment to real work
 1284 situations.

1285 (b) Evaluations of juvenile educational
 1286 ~~educational/technical~~ and career-related ~~vocational work-related~~
 1287 programs shall be conducted according to the following
 1288 guidelines:

1289 1. Systematic evaluations and quality assurance monitoring
 1290 shall be implemented, in accordance with s. 985.412(1), (2), and
 1291 (5), to determine whether the programs are related to successful
 1292 postrelease adjustments.

1293 2. Operations and policies of the programs shall be
 1294 reevaluated to determine if they are consistent with their
 1295 primary objectives.

1296 (c) The department shall seek the advice of private labor
 1297 and management to:

1298 1. Assist its work programs in the development of
 1299 statewide policies aimed at innovation and organizational
 1300 change.

1301 2. Obtain technical and practical assistance, information,
 1302 and guidance.

1303 3. Encourage the cooperation and involvement of the
 1304 private sector.

1305 4. Assist in the placement of youth into meaningful jobs
 1306 upon release from the residential program.

1307 (d) The department and providers are strongly encouraged
 1308 to work in partnership with local businesses and trade groups in
 1309 the development and operation of educational
 1310 ~~educational/technical~~ and career ~~vocational~~ programs.

1311 Section 46. Subsections (1) and (2) of section 1000.04,
 1312 Florida Statutes, are amended to read:



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1313 1000.04 Components for the delivery of public education
1314 within the Florida K-20 education system.--Florida's K-20
1315 education system provides for the delivery of public education
1316 through publicly supported and controlled K-12 schools,
1317 community colleges, state universities and other postsecondary
1318 educational institutions, other educational institutions, and
1319 other educational services as provided or authorized by the
1320 Constitution and laws of the state.

1321 (1) PUBLIC K-12 SCHOOLS.--The public K-12 schools include
1322 charter schools and consist of kindergarten classes; elementary,
1323 middle, and high school grades and special classes; workforce
1324 ~~development~~ education; career institutes ~~area technical centers~~;
1325 adult, part-time, ~~career and technical~~, and evening schools,
1326 courses, or classes, as authorized by law to be operated under
1327 the control of district school boards; and lab schools operated
1328 under the control of state universities.

1329 (2) PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS.--Public
1330 postsecondary educational institutions include workforce
1331 ~~development~~ education; community colleges; colleges; state
1332 universities; and all other state-supported postsecondary
1333 educational institutions that are authorized and established by
1334 law.

1335 Section 47. Paragraph (e) of subsection (2) and subsection
1336 (4) of section 1000.05, Florida Statutes, are amended to read:

1337 1000.05 Discrimination against students and employees in
1338 the Florida K-20 public education system prohibited; equality of
1339 access required.--

1340 (2)

1341 (e) Guidance services, counseling services, and financial
1342 assistance services in the state public K-20 education system



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1343 shall be available to students equally. Guidance and counseling
 1344 services, materials, and promotional events shall stress access
 1345 to academic and, ~~career and technical~~ opportunities for students
 1346 without regard to race, ethnicity, national origin, gender,
 1347 disability, or marital status.

1348 (4) Educational institutions within the state public K-20
 1349 education system shall develop and implement methods and
 1350 strategies to increase the participation of students of a
 1351 particular race, ethnicity, national origin, gender, disability,
 1352 or marital status in programs and courses in which students of
 1353 that particular race, ethnicity, national origin, gender,
 1354 disability, or marital status have been traditionally
 1355 underrepresented, including, but not limited to, mathematics,
 1356 science, computer technology, electronics, communications
 1357 technology, engineering, and ~~career and technical~~ education.

1358 Section 48. Paragraph (h) of subsection (4) of section
 1359 1001.42, Florida Statutes, is amended to read:

1360 1001.42 Powers and duties of district school board.--The
 1361 district school board, acting as a board, shall exercise all
 1362 powers and perform all duties listed below:

1363 (4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF
 1364 SCHOOLS.--Adopt and provide for the execution of plans for the
 1365 establishment, organization, and operation of the schools of the
 1366 district, including, but not limited to, the following:

1367 (h) *Career ~~and technical~~ classes and schools.*--Provide for
 1368 the establishment and maintenance of career ~~and technical~~
 1369 schools, departments, or classes, giving instruction in career
 1370 ~~and technical~~ education as defined by rules of the State Board
 1371 of Education, and use any moneys raised by public taxation in



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1372 the same manner as moneys for other school purposes are used for
 1373 the maintenance and support of public schools or classes.

1374 Section 49. Section 1001.44, Florida Statutes, is amended
 1375 to read:

1376 1001.44 Career institutes ~~Technical centers~~.--

1377 (1) DISTRICT SCHOOL BOARD MAY ESTABLISH OR ACQUIRE CAREER
 1378 INSTITUTES ~~TECHNICAL CENTERS~~.--Any district school board, after
 1379 first obtaining the approval of the Department of Education,
 1380 may, as a part of the district school system, organize,
 1381 establish and operate a career institute ~~technical center~~, or
 1382 acquire and operate a career institute ~~technical school~~
 1383 previously established.

1384 (2) DISTRICT SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY
 1385 ESTABLISH OR ACQUIRE CAREER INSTITUTES ~~TECHNICAL CENTERS~~.--The
 1386 district school boards of any two or more contiguous districts
 1387 may, upon first obtaining the approval of the department, enter
 1388 into an agreement to organize, establish and operate, or acquire
 1389 and operate, a career institute ~~technical center~~ under this
 1390 section.

1391 (3) CAREER INSTITUTE ~~TECHNICAL CENTER~~ PART OF DISTRICT
 1392 SCHOOL SYSTEM DIRECTED BY A DIRECTOR.--

1393 (a) A career institute ~~technical center~~ established or
 1394 acquired under provisions of law and minimum standards
 1395 prescribed by the commissioner shall comprise a part of the
 1396 district school system and shall mean an educational institution
 1397 offering terminal courses of a technical nature, and courses for
 1398 out-of-school youth and adults; shall be subject to all
 1399 applicable provisions of this code; shall be under the control
 1400 of the district school board of the school district in which it
 1401 is located; and shall be directed by a director responsible



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1402 through the district school superintendent to the district
1403 school board of the school district in which the institute
1404 ~~center~~ is located.

1405 (b) Each career institute ~~technical center~~ shall maintain
1406 an academic transcript for each student enrolled in the
1407 institute center. Such transcript shall delineate each course
1408 completed by the student. Courses shall be delineated by the
1409 course prefix and title assigned pursuant to s. 1007.24. The
1410 institute center shall make a copy of a student's transcript
1411 available to any student who requests it.

1412 Section 50. Paragraph (a) of subsection (1) of section
1413 1001.452, Florida Statutes, is amended to read:

1414 1001.452 District and school advisory councils.--

1415 (1) ESTABLISHMENT.--

1416 (a) The district school board shall establish an advisory
1417 council for each school in the district and shall develop
1418 procedures for the election and appointment of advisory council
1419 members. Each school advisory council shall include in its name
1420 the words "school advisory council." The school advisory council
1421 shall be the sole body responsible for final decisionmaking at
1422 the school relating to implementation of the provisions of ss.
1423 1001.42(16) and 1008.345. A majority of the members of each
1424 school advisory council must be persons who are not employed by
1425 the school. Each advisory council shall be composed of the
1426 principal and an appropriately balanced number of teachers,
1427 education support employees, students, parents, and other
1428 business and community citizens who are representative of the
1429 ethnic, racial, and economic community served by the school.
1430 Career institute ~~Technical center~~ and high school advisory
1431 councils shall include students, and middle and junior high



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1432 school advisory councils may include students. School advisory
 1433 councils of career institutes ~~technical~~ and adult education
 1434 centers are not required to include parents as members. Council
 1435 members representing teachers, education support employees,
 1436 students, and parents shall be elected by their respective peer
 1437 groups at the school in a fair and equitable manner as follows:

- 1438 1. Teachers shall be elected by teachers.
- 1439 2. Education support employees shall be elected by
 1440 education support employees.
- 1441 3. Students shall be elected by students.
- 1442 4. Parents shall be elected by parents.

1443
 1444 The district school board shall establish procedures for use by
 1445 schools in selecting business and community members that include
 1446 means of ensuring wide notice of vacancies and of taking input
 1447 on possible members from local business, chambers of commerce,
 1448 community and civic organizations and groups, and the public at
 1449 large. The district school board shall review the membership
 1450 composition of each advisory council. If the district school
 1451 board determines that the membership elected by the school is
 1452 not representative of the ethnic, racial, and economic community
 1453 served by the school, the district school board shall appoint
 1454 additional members to achieve proper representation. The
 1455 commissioner shall determine if schools have maximized their
 1456 efforts to include on their advisory councils minority persons
 1457 and persons of lower socioeconomic status. Although schools are
 1458 strongly encouraged to establish school advisory councils, the
 1459 district school board of any school district that has a student
 1460 population of 10,000 or fewer may establish a district advisory
 1461 council which shall include at least one duly elected teacher



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1462 from each school in the district. For the purposes of school
 1463 advisory councils and district advisory councils, the term
 1464 "teacher" shall include classroom teachers, certified student
 1465 services personnel, and media specialists. For purposes of this
 1466 paragraph, "education support employee" means any person
 1467 employed by a school who is not defined as instructional or
 1468 administrative personnel pursuant to s. 1012.01 and whose duties
 1469 require 20 or more hours in each normal working week.

1470 Section 51. Paragraph (a) of subsection (1) of section
 1471 1001.453, Florida Statutes, is amended to read:

1472 1001.453 Direct-support organization; use of property;
 1473 board of directors; audit.--

1474 (1) DEFINITIONS.--For the purposes of this section, the
 1475 term:

1476 (a) "District school board direct-support organization"
 1477 means an organization that:

- 1478 1. Is approved by the district school board;
- 1479 2. Is a Florida corporation not for profit, incorporated
 1480 under the provisions of chapter 617 and approved by the
 1481 Department of State; and
- 1482 3. Is organized and operated exclusively to receive, hold,
 1483 invest, and administer property and to make expenditures to or
 1484 for the benefit of public kindergarten through 12th grade
 1485 education and adult career ~~and technical~~ and community education
 1486 programs in this state.

1487 Section 52. Subsection (16) of section 1001.64, Florida
 1488 Statutes, is amended to read:

1489 1001.64 Community college boards of trustees; powers and
 1490 duties.--



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1491 (16) Each board of trustees must expend performance funds
 1492 provided for workforce ~~development~~ education pursuant to the
 1493 provisions of s. 1011.80.

1494 Section 53. Subsection (2) of section 1002.01, Florida
 1495 Statutes, is amended to read:

1496 1002.01 Definitions.--

1497 (2) A "private school" is a nonpublic school defined as an
 1498 individual, association, copartnership, or corporation, or
 1499 department, division, or section of such organizations, that
 1500 designates itself as an educational center that includes
 1501 kindergarten or a higher grade or as an elementary, secondary,
 1502 business, technical, or trade school below college level or any
 1503 organization that provides instructional services that meet the
 1504 intent of s. 1003.01(14) or that gives preemployment or
 1505 supplementary training in technology or in fields of trade or
 1506 industry or that offers academic, literary, or career ~~and~~
 1507 ~~technical~~ training below college level, or any combination of
 1508 the above, including an institution that performs the functions
 1509 of the above schools through correspondence or extension, except
 1510 those licensed under the provisions of chapter 1005. A private
 1511 school may be a parochial, religious, denominational, for-
 1512 profit, or nonprofit school. This definition does not include
 1513 home education programs conducted in accordance with s. 1002.41.

1514 Section 54. Paragraph (f) of subsection (3) of section
 1515 1002.20, Florida Statutes, is amended to read:

1516 1002.20 K-12 student and parent rights.--K-12 students and
 1517 their parents are afforded numerous statutory rights including,
 1518 but not limited to, the following:

1519 (3) HEALTH ISSUES.--



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1520 (f) ~~Career and technical~~ education courses involving
 1521 hazardous substances.--High school students must be given plano
 1522 safety glasses or devices in career ~~and technical~~ education
 1523 courses involving the use of hazardous substances likely to
 1524 cause eye injury, in accordance with the provisions of s.
 1525 1006.65.

1526 Section 55. Paragraph (a) of subsection (2) and
 1527 subsections (3) and (5) of section 1002.22, Florida Statutes,
 1528 are amended to read:

1529 1002.22 Student records and reports; rights of parents and
 1530 students; notification; penalty.--

1531 (2) DEFINITIONS.--As used in this section:

1532 (a) "Chief executive officer" means that person, whether
 1533 elected or appointed, who is responsible for the management and
 1534 administration of any public educational body or unit, or the
 1535 chief executive officer's designee for student records; that is,
 1536 the district school superintendent, the director of a career
 1537 institute ~~an area technical center~~, the president of a public
 1538 postsecondary educational institution, or their designees.

1539 (3) RIGHTS OF PARENT OR STUDENT.--The parent of any
 1540 student who attends or has attended any public school, career
 1541 institute ~~area technical center~~, or public postsecondary
 1542 educational institution shall have the following rights with
 1543 respect to any records or reports created, maintained, and used
 1544 by any public educational institution in the state. However,
 1545 whenever a student has attained 18 years of age, or is attending
 1546 a postsecondary educational institution, the permission or
 1547 consent required of, and the rights accorded to, the parents of
 1548 the student shall thereafter be required of and accorded to the
 1549 student only, unless the student is a dependent student of such



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1550 parents as defined in 26 U.S.C. s. 152 (s. 152 of the Internal
 1551 Revenue Code of 1954). The State Board of Education shall adopt
 1552 rules whereby parents or students may exercise these rights:

1553 (a) *Right of access.*--

1554 1. Such parent or student shall have the right, upon
 1555 request directed to the appropriate school official, to be
 1556 provided with a list of the types of records and reports,
 1557 directly related to students, as maintained by the institution
 1558 that the student attends or has attended.

1559 2. Such parent or student shall have the right, upon
 1560 request, to be shown any record or report relating to such
 1561 student maintained by any public educational institution. When
 1562 the record or report includes information on more than one
 1563 student, the parent or student shall be entitled to receive, or
 1564 be informed of, only that part of the record or report that
 1565 pertains to the student who is the subject of the request. Upon
 1566 a reasonable request therefor, the institution shall furnish
 1567 such parent or student with an explanation or interpretation of
 1568 any such record or report.

1569 3. Copies of any list, record, or report requested under
 1570 the provisions of this paragraph shall be furnished to the
 1571 parent or student upon request.

1572 4. The State Board of Education shall adopt rules to be
 1573 followed by all public educational institutions in granting
 1574 requests for lists, or for access to reports and records or for
 1575 copies or explanations thereof under this paragraph. However,
 1576 access to any report or record requested under the provisions of
 1577 subparagraph 2. shall be granted within 30 days after receipt of
 1578 such request by the institution. Fees may be charged for
 1579 furnishing any copies of reports or records requested under



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1580 subparagraph 3., but such fees shall not exceed the actual cost
 1581 to the institution of producing such copies.

1582 (b) *Right of waiver of access to confidential letters or*
 1583 *statements.*--A parent or student shall have the right to waive
 1584 the right of access to letters or statements of recommendation
 1585 or evaluation, except that such waiver shall apply to
 1586 recommendations or evaluations only if:

1587 1. The parent or student is, upon request, notified of the
 1588 names of all persons submitting confidential letters or
 1589 statements.

1590 2. Such recommendations or evaluations are used solely for
 1591 the purpose for which they were specifically intended.

1592

1593 Such waivers may not be required as a condition for admission
 1594 to, receipt of financial aid from, or receipt of any other
 1595 services or benefits from, any public agency or public
 1596 educational institution in this state.

1597 (c) *Right to challenge and hearing.*--A parent or student
 1598 shall have the right to challenge the content of any record or
 1599 report to which such person is granted access under paragraph
 1600 (a), in order to ensure that the record or report is not
 1601 inaccurate, misleading, or otherwise in violation of the privacy
 1602 or other rights of the student and to provide an opportunity for
 1603 the correction, deletion, or expunction of any inaccurate,
 1604 misleading, or otherwise inappropriate data or material
 1605 contained therein. Any challenge arising under the provisions of
 1606 this paragraph may be settled through informal meetings or
 1607 discussions between the parent or student and appropriate
 1608 officials of the educational institution. If the parties at such
 1609 a meeting agree to make corrections, to make deletions, to



1610 expunge material, or to add a statement of explanation or
 1611 rebuttal to the file, such agreement shall be reduced to writing
 1612 and signed by the parties; and the appropriate school officials
 1613 shall take the necessary actions to implement the agreement. If
 1614 the parties cannot reach an agreement, upon the request of
 1615 either party, a hearing shall be held on such challenge under
 1616 rules adopted by the State Board of Education. Upon the request
 1617 of the parent or student, the hearing shall be exempt from the
 1618 requirements of s. 286.011. Such rules shall include at least
 1619 the following provisions:

1620 1. The hearing shall be conducted within a reasonable
 1621 period of time following the request for the hearing.

1622 2. The hearing shall be conducted, and the decision
 1623 rendered, by an official of the educational institution or other
 1624 party who does not have a direct interest in the outcome of the
 1625 hearing.

1626 3. The parent or student shall be afforded a full and fair
 1627 opportunity to present evidence relevant to the issues raised
 1628 under this paragraph.

1629 4. The decision shall be rendered in writing within a
 1630 reasonable period of time after the conclusion of the hearing.

1631 5. The appropriate school officials shall take the
 1632 necessary actions to implement the decision.

1633 (d) *Right of privacy.*--Every student shall have a right of
 1634 privacy with respect to the educational records kept on him or
 1635 her. Personally identifiable records or reports of a student,
 1636 and any personal information contained therein, are confidential
 1637 and exempt from the provisions of s. 119.07(1). No state or
 1638 local educational agency, board, public school, career institute
 1639 ~~technical center~~, or public postsecondary educational



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1640 institution shall permit the release of such records, reports,
1641 or information without the written consent of the student's
1642 parent, or of the student himself or herself if he or she is
1643 qualified as provided in this subsection, to any individual,
1644 agency, or organization. However, personally identifiable
1645 records or reports of a student may be released to the following
1646 persons or organizations without the consent of the student or
1647 the student's parent:

1648 1. Officials of schools, school systems, career institutes
1649 ~~technical centers~~, or public postsecondary educational
1650 institutions in which the student seeks or intends to enroll;
1651 and a copy of such records or reports shall be furnished to the
1652 parent or student upon request.

1653 2. Other school officials, including teachers within the
1654 educational institution or agency, who have legitimate
1655 educational interests in the information contained in the
1656 records.

1657 3. The United States Secretary of Education, the Director
1658 of the National Institute of Education, the Assistant Secretary
1659 for Education, the Comptroller General of the United States, or
1660 state or local educational authorities who are authorized to
1661 receive such information subject to the conditions set forth in
1662 applicable federal statutes and regulations of the United States
1663 Department of Education, or in applicable state statutes and
1664 rules of the State Board of Education.

1665 4. Other school officials, in connection with a student's
1666 application for or receipt of financial aid.

1667 5. Individuals or organizations conducting studies for or
1668 on behalf of an institution or a board of education for the
1669 purpose of developing, validating, or administering predictive



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1670 tests, administering student aid programs, or improving
1671 instruction, if such studies are conducted in such a manner as
1672 will not permit the personal identification of students and
1673 their parents by persons other than representatives of such
1674 organizations and if such information will be destroyed when no
1675 longer needed for the purpose of conducting such studies.

1676 6. Accrediting organizations, in order to carry out their
1677 accrediting functions.

1678 7. School readiness coalitions and the Florida Partnership
1679 for School Readiness in order to carry out their assigned
1680 duties.

1681 8. For use as evidence in student expulsion hearings
1682 conducted by a district school board pursuant to the provisions
1683 of chapter 120.

1684 9. Appropriate parties in connection with an emergency, if
1685 knowledge of the information in the student's educational
1686 records is necessary to protect the health or safety of the
1687 student or other individuals.

1688 10. The Auditor General and the Office of Program Policy
1689 Analysis and Government Accountability in connection with their
1690 official functions; however, except when the collection of
1691 personally identifiable information is specifically authorized
1692 by law, any data collected by the Auditor General and the Office
1693 of Program Policy Analysis and Government Accountability is
1694 confidential and exempt from the provisions of s. 119.07(1) and
1695 shall be protected in such a way as will not permit the personal
1696 identification of students and their parents by other than the
1697 Auditor General, the Office of Program Policy Analysis and
1698 Government Accountability, and their staff, and such personally
1699 identifiable data shall be destroyed when no longer needed for



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1700 the Auditor General's and the Office of Program Policy Analysis
1701 and Government Accountability's official use.

1702 11.a. A court of competent jurisdiction in compliance with
1703 an order of that court or the attorney of record pursuant to a
1704 lawfully issued subpoena, upon the condition that the student
1705 and the student's parent are notified of the order or subpoena
1706 in advance of compliance therewith by the educational
1707 institution or agency.

1708 b. A person or entity pursuant to a court of competent
1709 jurisdiction in compliance with an order of that court or the
1710 attorney of record pursuant to a lawfully issued subpoena, upon
1711 the condition that the student, or his or her parent if the
1712 student is either a minor and not attending a postsecondary
1713 educational institution or a dependent of such parent as defined
1714 in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of
1715 1954), is notified of the order or subpoena in advance of
1716 compliance therewith by the educational institution or agency.

1717 12. Credit bureaus, in connection with an agreement for
1718 financial aid that the student has executed, provided that such
1719 information may be disclosed only to the extent necessary to
1720 enforce the terms or conditions of the financial aid agreement.
1721 Credit bureaus shall not release any information obtained
1722 pursuant to this paragraph to any person.

1723 13. Parties to an interagency agreement among the
1724 Department of Juvenile Justice, school and law enforcement
1725 authorities, and other signatory agencies for the purpose of
1726 reducing juvenile crime and especially motor vehicle theft by
1727 promoting cooperation and collaboration, and the sharing of
1728 appropriate information in a joint effort to improve school
1729 safety, to reduce truancy and in-school and out-of-school



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1730 suspensions, and to support alternatives to in-school and out-
1731 of-school suspensions and expulsions that provide structured and
1732 well-supervised educational programs supplemented by a
1733 coordinated overlay of other appropriate services designed to
1734 correct behaviors that lead to truancy, suspensions, and
1735 expulsions, and that support students in successfully completing
1736 their education. Information provided in furtherance of such
1737 interagency agreements is intended solely for use in determining
1738 the appropriate programs and services for each juvenile or the
1739 juvenile's family, or for coordinating the delivery of such
1740 programs and services, and as such is inadmissible in any court
1741 proceedings prior to a dispositional hearing unless written
1742 consent is provided by a parent or other responsible adult on
1743 behalf of the juvenile.

1744
1745 This paragraph does not prohibit any educational institution
1746 from publishing and releasing to the general public directory
1747 information relating to a student if the institution elects to
1748 do so. However, no educational institution shall release, to any
1749 individual, agency, or organization that is not listed in
1750 subparagraphs 1.-13., directory information relating to the
1751 student body in general or a portion thereof unless it is
1752 normally published for the purpose of release to the public in
1753 general. Any educational institution making directory
1754 information public shall give public notice of the categories of
1755 information that it has designated as directory information with
1756 respect to all students attending the institution and shall
1757 allow a reasonable period of time after such notice has been
1758 given for a parent or student to inform the institution in



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1759 writing that any or all of the information designated should not
 1760 be released.

1761 (5) PENALTY.--In the event that any public school official
 1762 or employee, district school board official or employee, career
 1763 institute ~~technical center~~ official or employee, or public
 1764 postsecondary educational institution official or employee
 1765 refuses to comply with any of the provisions of this section,
 1766 the aggrieved parent or student shall have an immediate right to
 1767 bring an action in the circuit court to enforce the violated
 1768 right by injunction. Any aggrieved parent or student who brings
 1769 such an action and whose rights are vindicated may be awarded
 1770 attorney's fees and court costs.

1771 Section 56. Paragraph (a) of subsection (11) of section
 1772 1002.34, Florida Statutes, is amended to read:

1773 1002.34 Charter technical career centers.--

1774 (11) FUNDING.--

1775 (a) Each district school board and community college that
 1776 sponsors a charter technical career center shall pay directly to
 1777 the center an amount stated in the charter. State funding shall
 1778 be generated for the center for its student enrollment and
 1779 program outcomes as provided in law. A center is eligible for
 1780 funding from the Florida Workforce ~~Development~~ Education Fund,
 1781 the Florida Education Finance Program, and the Community College
 1782 Program Fund, depending upon the programs conducted by the
 1783 center.

1784 Section 57. Paragraph (a) of subsection (2) of section
 1785 1002.42, Florida Statutes, is amended to read:

1786 1002.42 Private schools.--

1787 (2) ANNUAL PRIVATE SCHOOL SURVEY.--



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1788 (a) The Department of Education shall organize, maintain,
1789 and annually update a database of educational institutions
1790 within the state coming within the provisions of this section.
1791 There shall be included in the database of each institution the
1792 name, address, and telephone number of the institution; the type
1793 of institution; the names of administrative officers; the
1794 enrollment by grade or special group (e.g., career ~~and technical~~
1795 education and exceptional child education); the number of
1796 graduates; the number of instructional and administrative
1797 personnel; the number of days the school is in session; and such
1798 data as may be needed to meet the provisions of this section and
1799 s. 1003.23(2).

1800 Section 58. Subsection (4) and paragraph (c) of subsection
1801 (9) of section 1003.01, Florida Statutes, are amended to read:

1802 1003.01 Definitions.--As used in this chapter, the term:

1803 (4) "Career ~~and technical~~ education" means education that
1804 provides instruction for the following purposes:

1805 (a) At the elementary, middle, and secondary school
1806 levels, exploratory courses designed to give students initial
1807 exposure to a broad range of occupations to assist them in
1808 preparing their academic and occupational plans, and practical
1809 arts courses that provide generic skills that may apply to many
1810 occupations but are not designed to prepare students for entry
1811 into a specific occupation. Career ~~and technical~~ education
1812 provided before high school completion must be designed to
1813 enhance both occupational and academic skills through
1814 integration with academic instruction.

1815 (b) At the secondary school level, job-preparatory
1816 instruction in the competencies that prepare students for
1817 effective entry into an occupation, including diversified



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1818 cooperative education, work experience, and job-entry programs
1819 that coordinate directed study and on-the-job training.

1820 (c) At the postsecondary education level, courses of study
1821 that provide competencies needed for entry into specific
1822 occupations or for advancement within an occupation.

1823 (9) "Dropout" means a student who meets any one or more of
1824 the following criteria:

1825 (c) The student has withdrawn from school, but has not
1826 transferred to another public or private school or enrolled in
1827 any career ~~and technical~~, adult, home education, or alternative
1828 educational program;

1829

1830 The State Board of Education may adopt rules to implement the
1831 provisions of this subsection.

1832 Section 59. Section 1003.02, Florida Statutes, is amended
1833 to read:

1834 1003.02 District school board operation and control of
1835 public K-12 education within the school district.--As provided
1836 in part II of chapter 1001, district school boards are
1837 constitutionally and statutorily charged with the operation and
1838 control of public K-12 education within their school district.
1839 The district school boards must establish, organize, and operate
1840 their public K-12 schools and educational programs, employees,
1841 and facilities. Their responsibilities include staff
1842 development, public K-12 school student education including
1843 education for exceptional students and students in juvenile
1844 justice programs, special programs, adult education programs,
1845 and career ~~and technical~~ education programs. Additionally,
1846 district school boards must:



1847 (1) Provide for the proper accounting for all students of
 1848 school age, for the attendance and control of students at
 1849 school, and for proper attention to health, safety, and other
 1850 matters relating to the welfare of students in the following
 1851 fields:

1852 (a) *Admission, classification, promotion, and graduation*
 1853 *of students.*--Adopt rules for admitting, classifying, promoting,
 1854 and graduating students to or from the various schools of the
 1855 district. (1) Provide for the proper accounting for all
 1856 students of school age, for the attendance and control of
 1857 students at school, and for proper attention to health, safety,
 1858 and other matters relating to the welfare of students in the
 1859 following fields:

1860 (b) *Enforcement of attendance laws.*--Provide for the
 1861 enforcement of all laws and rules relating to the attendance of
 1862 students at school.

1863 (c) *Control of students.*--

1864 1. Adopt rules for the control, attendance, discipline,
 1865 in-school suspension, suspension, and expulsion of students and
 1866 decide all cases recommended for expulsion.

1867 2. Maintain a code of student conduct as provided in
 1868 chapter 1006.

1869 (d) *Courses of study and instructional materials.*--

1870 1. Provide adequate instructional materials for all
 1871 students as follows and in accordance with the requirements of
 1872 chapter 1006, in the core courses of mathematics, language arts,
 1873 social studies, science, reading, and literature, except for
 1874 instruction for which the school advisory council approves the
 1875 use of a program that does not include a textbook as a major
 1876 tool of instruction.



1877 2. Adopt courses of study for use in the schools of the
1878 district.

1879 3. Provide for proper requisitioning, distribution,
1880 accounting, storage, care, and use of all instructional
1881 materials as may be needed, and ensure that instructional
1882 materials used in the district are consistent with the district
1883 goals and objectives and the curriculum frameworks approved by
1884 the State Board of Education, as well as with the state and
1885 school district performance standards required by law and state
1886 board rule.

1887 (e) *Transportation.*--Make provision for the transportation
1888 of students to the public schools or school activities they are
1889 required or expected to attend, efficiently and economically, in
1890 accordance with the requirements of chapter 1006.

1891 (f) *Facilities and school plant.*--

1892 1. Approve and adopt a districtwide school facilities
1893 program, in accordance with the requirements of chapter 1013.

1894 2. Approve plans for locating, planning, constructing,
1895 sanitating, insuring, maintaining, protecting, and condemning
1896 school property as prescribed in chapter 1013.

1897 3. Approve and adopt a districtwide school building
1898 program.

1899 4. Select and purchase school sites, playgrounds, and
1900 recreational areas located at centers at which schools are to be
1901 constructed, of adequate size to meet the needs of projected
1902 students to be accommodated.

1903 5. Approve the proposed purchase of any site, playground,
1904 or recreational area for which school district funds are to be
1905 used.

1906 6. Expand existing sites.



- 1907 7. Rent buildings when necessary.
- 1908 8. Enter into leases or lease-purchase arrangements, in
1909 accordance with the requirements and conditions provided in s.
1910 1013.15(2).
- 1911 9. Provide for the proper supervision of construction.
- 1912 10. Make or contract for additions, alterations, and
1913 repairs on buildings and other school properties.
- 1914 11. Ensure that all plans and specifications for buildings
1915 provide adequately for the safety and well-being of students, as
1916 well as for economy of construction.
- 1917 12. Provide adequately for the proper maintenance and
1918 upkeep of school plants.
- 1919 13. Carry insurance on every school building in all school
1920 plants including contents, boilers, and machinery, except
1921 buildings of three classrooms or less which are of frame
1922 construction and located in a tenth class public protection zone
1923 as defined by the Florida Inspection and Rating Bureau, and on
1924 all school buses and other property under the control of the
1925 district school board or title to which is vested in the
1926 district school board, except as exceptions may be authorized
1927 under rules of the State Board of Education.
- 1928 14. Condemn and prohibit the use for public school
1929 purposes of any building under the control of the district
1930 school board.
- 1931 (g) *School operation.*--
- 1932 1. Provide for the operation of all public schools as free
1933 schools for a term of at least 180 days or the equivalent on an
1934 hourly basis as specified by rules of the State Board of
1935 Education; determine district school funds necessary in addition
1936 to state funds to operate all schools for the minimum term; and



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1937 arrange for the levying of district school taxes necessary to
 1938 provide the amount needed from district sources.

1939 2. Prepare, adopt, and timely submit to the Department of
 1940 Education, as required by law and by rules of the State Board of
 1941 Education, the annual school budget, so as to promote the
 1942 improvement of the district school system.

1943 (h) *Records and reports.*--

1944 1. Keep all necessary records and make all needed and
 1945 required reports, as required by law or by rules of the State
 1946 Board of Education.

1947 2. At regular intervals require reports to be made by
 1948 principals or teachers in all public schools to the parents of
 1949 the students enrolled and in attendance at their schools,
 1950 apprising them of the academic and other progress being made by
 1951 the student and giving other useful information.

1952 (2) Require that all laws, all rules of the State Board of
 1953 Education, and all rules of the district school board are
 1954 properly enforced.

1955 (3) Maintain a system of school improvement and education
 1956 accountability as required by law and State Board of Education
 1957 rule, including but not limited to the requirements of chapter
 1958 1008.

1959 (4) For any school within the district that is not in
 1960 compliance with the small school size requirements of chapter
 1961 1013, in order to reduce the anonymity of students in large
 1962 schools, adopt policies that encourage subdivision of the school
 1963 into schools-within-a-school, which shall operate within
 1964 existing resources. A "school-within-a-school" means an
 1965 operational program that uses flexible scheduling, team
 1966 planning, and curricular and instructional innovation to



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1967 organize groups of students with groups of teachers as smaller
 1968 units, so as to functionally operate as a smaller school.

1969 Examples of this include, but are not limited to:

1970 (a) An organizational arrangement assigning both students
 1971 and teachers to smaller units in which the students take some or
 1972 all of their coursework with their fellow grouped students and
 1973 from the teachers assigned to the smaller unit. A unit may be
 1974 grouped together for 1 year or on a vertical, multiyear basis.

1975 (b) An organizational arrangement similar to that
 1976 described in paragraph (a) with additional variations in
 1977 instruction and curriculum. The smaller unit usually seeks to
 1978 maintain a program different from that of the larger school, or
 1979 of other smaller units. It may be vertically organized, but is
 1980 dependent upon the school principal for its existence, budget,
 1981 and staff.

1982 (c) A separate and autonomous smaller unit formally
 1983 authorized by the district school board or district school
 1984 superintendent. The smaller unit plans and runs its own program,
 1985 has its own staff and students, and receives its own separate
 1986 budget. The smaller unit must negotiate the use of common space
 1987 with the larger school and defer to the building principal on
 1988 matters of safety and building operation.

1989 Section 60. Subsections (1) and (9) of section 1003.43,
 1990 Florida Statutes, are amended to read:

1991 1003.43 General requirements for high school graduation.--

1992 (1) Graduation requires successful completion of either a
 1993 minimum of 24 academic credits in grades 9 through 12 or an
 1994 International Baccalaureate curriculum. The 24 credits shall be
 1995 distributed as follows:



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1996 (a) Four credits in English, with major concentration in
1997 composition and literature.

1998 (b) Three credits in mathematics. Effective for students
1999 entering the 9th grade in the 1997-1998 school year and
2000 thereafter, one of these credits must be Algebra I, a series of
2001 courses equivalent to Algebra I, or a higher-level mathematics
2002 course.

2003 (c) Three credits in science, two of which must have a
2004 laboratory component. The State Board of Education may grant an
2005 annual waiver of the laboratory requirement to a district school
2006 board that certifies that its laboratory facilities are
2007 inadequate, provided the district school board submits a capital
2008 outlay plan to provide adequate facilities and makes the funding
2009 of this plan a priority of the district school board.
2010 Agriscience Foundations I, the core course in secondary
2011 Agriscience and Natural Resources programs, counts as one of the
2012 science credits.

2013 (d) One credit in American history.

2014 (e) One credit in world history, including a comparative
2015 study of the history, doctrines, and objectives of all major
2016 political systems.

2017 (f) One-half credit in economics, including a comparative
2018 study of the history, doctrines, and objectives of all major
2019 economic systems. The Florida Council on Economic Education
2020 shall provide technical assistance to the department and
2021 district school boards in developing curriculum materials for
2022 the study of economics.

2023 (g) One-half credit in American government, including
2024 study of the Constitution of the United States. For students
2025 entering the 9th grade in the 1997-1998 school year and



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2026 thereafter, the study of Florida government, including study of
 2027 the State Constitution, the three branches of state government,
 2028 and municipal and county government, shall be included as part
 2029 of the required study of American government.

2030 (h)1. One credit in practical arts career ~~and technical~~
 2031 education or exploratory career ~~and technical~~ education. Any
 2032 career ~~and technical~~ education course as defined in s. 1003.01
 2033 may be taken to satisfy the high school graduation requirement
 2034 for one credit in practical arts or exploratory career ~~and~~
 2035 ~~technical~~ education provided in this subparagraph;

2036 2. One credit in performing fine arts to be selected from
 2037 music, dance, drama, painting, or sculpture. A course in any art
 2038 form, in addition to painting or sculpture, that requires manual
 2039 dexterity, or a course in speech and debate, may be taken to
 2040 satisfy the high school graduation requirement for one credit in
 2041 performing arts pursuant to this subparagraph; or

2042 3. One-half credit each in practical arts career ~~and~~
 2043 ~~technical~~ education or exploratory career ~~and technical~~
 2044 education and performing fine arts, as defined in this
 2045 paragraph.

2046
 2047 Such credit for practical arts career ~~and technical~~ education or
 2048 exploratory career ~~and technical~~ education or for performing
 2049 fine arts shall be made available in the 9th grade, and students
 2050 shall be scheduled into a 9th grade course as a priority.

2051 (i) One-half credit in life management skills to include
 2052 consumer education, positive emotional development, marriage and
 2053 relationship skill-based education, nutrition, prevention of
 2054 human immunodeficiency virus infection and acquired immune
 2055 deficiency syndrome and other sexually transmissible diseases,



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2056 benefits of sexual abstinence and consequences of teenage
2057 pregnancy, information and instruction on breast cancer
2058 detection and breast self-examination, cardiopulmonary
2059 resuscitation, drug education, and the hazards of smoking. Such
2060 credit shall be given for a course to be taken by all students
2061 in either the 9th or 10th grade.

2062 (j) One credit in physical education to include
2063 assessment, improvement, and maintenance of personal fitness.
2064 Participation in an interscholastic sport at the junior varsity
2065 or varsity level, for two full seasons, shall satisfy the one-
2066 credit requirement in physical education if the student passes a
2067 competency test on personal fitness with a score of "C" or
2068 better. The competency test on personal fitness must be
2069 developed by the Department of Education. A district school
2070 board may not require that the one credit in physical education
2071 be taken during the 9th grade year. Completion of one semester
2072 with a grade of "C" or better in a marching band class or in a
2073 physical activity class that requires participation in marching
2074 band activities as an extracurricular activity shall satisfy a
2075 one-half credit requirement in physical education. This one-half
2076 credit may not be used to satisfy the personal fitness
2077 requirement or the requirement for adaptive physical education
2078 under an individual educational plan (IEP) or 504 plan.

2079 (k) Eight and one-half elective credits.

2080
2081 District school boards may award a maximum of one-half credit in
2082 social studies and one-half elective credit for student
2083 completion of nonpaid voluntary community or school service
2084 work. Students choosing this option must complete a minimum of
2085 75 hours of service in order to earn the one-half credit in



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2086 either category of instruction. Credit may not be earned for
 2087 service provided as a result of court action. District school
 2088 boards that approve the award of credit for student volunteer
 2089 service shall develop guidelines regarding the award of the
 2090 credit, and school principals are responsible for approving
 2091 specific volunteer activities. A course designated in the Course
 2092 Code Directory as grade 9 through grade 12 that is taken below
 2093 the 9th grade may be used to satisfy high school graduation
 2094 requirements or Florida Academic Scholars award requirements as
 2095 specified in a district school board's student progression plan.
 2096 A student shall be granted credit toward meeting the
 2097 requirements of this subsection for equivalent courses, as
 2098 identified pursuant to s. 1007.271(6), taken through dual
 2099 enrollment.

2100 (9) A student who meets all requirements prescribed in
 2101 subsections (1), (4), and (5) shall be awarded a standard
 2102 diploma in a form prescribed by the State Board of Education. A
 2103 district school board may attach the Florida gold seal career
 2104 ~~and technical~~ endorsement to a standard diploma or, instead of
 2105 the standard diploma, award differentiated diplomas to those
 2106 exceeding the prescribed minimums. A student who completes the
 2107 minimum number of credits and other requirements prescribed by
 2108 subsections (1) and (4), but who is unable to meet the standards
 2109 of paragraph (5)(a), paragraph (5)(b), or paragraph (5)(c),
 2110 shall be awarded a certificate of completion in a form
 2111 prescribed by the State Board of Education. However, any student
 2112 who is otherwise entitled to a certificate of completion may
 2113 elect to remain in the secondary school either as a full-time
 2114 student or a part-time student for up to 1 additional year and



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2115 receive special instruction designed to remedy his or her
 2116 identified deficiencies.

2117 Section 61. Subsection (3) of section 1003.47, Florida
 2118 Statutes, is amended to read:

2119 1003.47 Biological experiments on living subjects.--

2120 (3) If any instructional employee of a public high school
 2121 or career institute ~~area technical center~~ knowingly or
 2122 intentionally fails or refuses to comply with any of the
 2123 provisions of this section, the district school board may
 2124 suspend, dismiss, return to annual contract, or otherwise
 2125 discipline such employee as provided in s. 1012.22(1)(f) in
 2126 accordance with procedures established in chapter 1012. If any
 2127 instructional employee of any private school knowingly or
 2128 intentionally fails or refuses to comply with the provisions of
 2129 this section, the governing authority of the private school may
 2130 suspend, dismiss, or otherwise discipline such employee in
 2131 accordance with its standard personnel procedures.

2132 Section 62. Subsection (1) of section 1003.491, Florida
 2133 Statutes, is amended to read:

2134 1003.491 Career ~~and technical~~ education.--

2135 (1) School board, superintendent, and school
 2136 accountability for career ~~and technical~~ education within
 2137 elementary and secondary schools includes, but is not limited
 2138 to:

2139 (a) Student exposure to a variety of careers and provision
 2140 of instruction to explore specific careers in greater depth.

2141 (b) Student awareness of available career ~~and technical~~
 2142 programs and the corresponding occupations into which such
 2143 programs lead.

2144 (c) Student development of individual career plans.



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2145 (d) Integration of academic and career ~~and technical~~
 2146 skills in the secondary curriculum.

2147 (e) Student preparation to enter the workforce and enroll
 2148 in postsecondary education without being required to complete
 2149 college preparatory or career ~~vocational~~ preparatory
 2150 instruction.

2151 (f) Student retention in school through high school
 2152 graduation.

2153 (g) Career ~~and technical~~ curriculum articulation with
 2154 corresponding postsecondary programs in the career institute
 2155 ~~local area technical center~~ or community college, or both.

2156 Section 63. Paragraphs (e) and (f) of subsection (2) of
 2157 section 1003.51, Florida Statutes, are amended to read:

2158 1003.51 Other public educational services.--

2159 (2) The State Board of Education shall adopt and maintain
 2160 an administrative rule articulating expectations for effective
 2161 education programs for youth in Department of Juvenile Justice
 2162 programs, including, but not limited to, education programs in
 2163 juvenile justice commitment and detention facilities. The rule
 2164 shall articulate policies and standards for education programs
 2165 for youth in Department of Juvenile Justice programs and shall
 2166 include the following:

2167 (e) Assessment procedures, which:

2168 1. Include appropriate academic and career ~~and technical~~
 2169 assessments administered at program entry and exit that are
 2170 selected by the Department of Education in partnership with
 2171 representatives from the Department of Juvenile Justice,
 2172 district school boards, and providers.

2173 2. Require district school boards to be responsible for
 2174 ensuring the completion of the assessment process.



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2175 3. Require assessments for students in detention who will
2176 move on to commitment facilities, to be designed to create the
2177 foundation for developing the student's education program in the
2178 assigned commitment facility.

2179 4. Require assessments of students sent directly to
2180 commitment facilities to be completed within the first week of
2181 the student's commitment.

2182

2183 The results of these assessments, together with a portfolio
2184 depicting the student's academic and career ~~and technical~~
2185 accomplishments, shall be included in the discharge package
2186 assembled for each youth.

2187 (f) Recommended instructional programs, including, but not
2188 limited to, career ~~and technical~~ training and job preparation.

2189 Section 64. Paragraph (c) of subsection (1) and
2190 subsections (3), (5), and (23) of section 1003.52, Florida
2191 Statutes, are amended to read:

2192 1003.52 Educational services in Department of Juvenile
2193 Justice programs.--

2194 (1) The Legislature finds that education is the single
2195 most important factor in the rehabilitation of adjudicated
2196 delinquent youth in the custody of the Department of Juvenile
2197 Justice in detention or commitment facilities. It is the goal of
2198 the Legislature that youth in the juvenile justice system
2199 continue to be allowed the opportunity to obtain a high quality
2200 education. The Department of Education shall serve as the lead
2201 agency for juvenile justice education programs, curriculum,
2202 support services, and resources. To this end, the Department of
2203 Education and the Department of Juvenile Justice shall each
2204 designate a Coordinator for Juvenile Justice Education Programs



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2205 to serve as the point of contact for resolving issues not
2206 addressed by district school boards and to provide each
2207 department's participation in the following activities:

2208 (c) Developing academic and career ~~and technical~~ protocols
2209 that provide guidance to district school boards and providers in
2210 all aspects of education programming, including records transfer
2211 and transition.

2212
2213 Annually, a cooperative agreement and plan for juvenile justice
2214 education service enhancement shall be developed between the
2215 Department of Juvenile Justice and the Department of Education
2216 and submitted to the Secretary of Juvenile Justice and the
2217 Commissioner of Education by June 30.

2218 (3) The district school board of the county in which the
2219 residential or nonresidential care facility or juvenile
2220 assessment facility is located shall provide appropriate
2221 educational assessments and an appropriate program of
2222 instruction and special education services. The district school
2223 board shall make provisions for each student to participate in
2224 basic, career ~~and technical~~ education, and exceptional student
2225 programs as appropriate. Students served in Department of
2226 Juvenile Justice programs shall have access to the appropriate
2227 courses and instruction to prepare them for the GED test.
2228 Students participating in GED preparation programs shall be
2229 funded at the basic program cost factor for Department of
2230 Juvenile Justice programs in the Florida Education Finance
2231 Program. Each program shall be conducted according to applicable
2232 law providing for the operation of public schools and rules of
2233 the State Board of Education.



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2234 (5) The educational program shall consist of appropriate
 2235 basic academic, career ~~and technical~~, or exceptional curricula
 2236 and related services which support the treatment goals and
 2237 reentry and which may lead to completion of the requirements for
 2238 receipt of a high school diploma or its equivalent. If the
 2239 duration of a program is less than 40 days, the educational
 2240 component may be limited to tutorial activities and career ~~and~~
 2241 ~~technical~~ employability skills.

2242 (23) The Department of Juvenile Justice and the Department
 2243 of Education shall, in consultation with the statewide Workforce
 2244 Development Youth Council, district school boards, providers,
 2245 and others, jointly develop a multiagency plan for career ~~and~~
 2246 ~~technical~~ education which describes the curriculum, goals, and
 2247 outcome measures for career ~~and technical~~ education programming
 2248 in juvenile commitment facilities, pursuant to s. 985.3155.

2249 Section 65. Subsections (21), (23), (25), and (26) of
 2250 section 1004.02, Florida Statutes, are amended to read:

2251 1004.02 Definitions.--As used in this chapter:

2252 (21) "Career ~~Technical~~ certificate program" means a course
 2253 of study that leads to at least one occupational completion
 2254 point. The program may also confer credit that may articulate
 2255 with a diploma or career ~~technical~~ degree education program, if
 2256 authorized by rules of the State Board of Education. Any credit
 2257 instruction designed to articulate to a degree program is
 2258 subject to guidelines and standards adopted by the Department of
 2259 Education pursuant to chapter 1007. The term is interchangeable
 2260 with the term "certificate career ~~and technical~~ education
 2261 program."

2262 (23) "Career ~~and technical~~ education planning region"
 2263 means the geographic area in which career ~~and technical~~ or adult



2264 education is provided. Each career ~~and technical~~ region is
 2265 contiguous with one of the 28 community college service areas.

2266 (25) "Career ~~and technical~~ program" means a group of
 2267 identified competencies leading to occupations identified by a
 2268 Classification of Instructional Programs number.

2269 (26) "Workforce ~~development~~ education" means adult general
 2270 education or career ~~and technical~~ education and may consist of a
 2271 continuing workforce education course or a program of study
 2272 leading to an occupational completion point, a career technical
 2273 certificate, an applied technology diploma, or a career
 2274 ~~technical~~ degree.

2275 Section 66. Section 1004.07, Florida Statutes, is amended
 2276 to read:

2277 1004.07 Student withdrawal from courses due to military
 2278 service; effect.--Each district school board, community college
 2279 district board of trustees, and university board of trustees
 2280 shall establish, by rule and pursuant to guidelines of the
 2281 Florida Board of Education, policies regarding currently
 2282 enrolled students who are called to, or enlist in, active
 2283 military service. Such policies shall provide that any student
 2284 enrolled in a postsecondary course or courses at a career
 2285 institute ~~an area technical center~~, a public community college,
 2286 a public college, or a state university shall not incur academic
 2287 or financial penalties by virtue of performing military service
 2288 on behalf of our country. Such student shall be permitted the
 2289 option of either completing the course or courses at a later
 2290 date without penalty or withdrawing from the course or courses
 2291 with a full refund of fees paid. If the student chooses to
 2292 withdraw, the student's record shall reflect that the withdrawal
 2293 is due to active military service.



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2294 Section 67. Paragraphs (b), (c), (d), and (g) of
 2295 subsection (4) of section 1004.54, Florida Statutes, are amended
 2296 to read:

2297 1004.54 Learning Development and Evaluation Center.--

2298 (4) An outreach component shall be established which shall
 2299 include:

2300 (b) Working with community colleges, career institutes
 2301 ~~technical centers~~, and community agencies to identify students
 2302 who may benefit from the program.

2303 (c) Providing secondary schools, community colleges,
 2304 career institutes ~~technical centers~~, and community agencies with
 2305 a description of methods used by the program for identification
 2306 of students who have learning disabilities.

2307 (d) Providing secondary schools, community colleges,
 2308 career institutes ~~technical centers~~, and community agencies with
 2309 a description of program services and the support services
 2310 available.

2311 (g) Designing, developing, and implementing, in
 2312 cooperation with Florida Agricultural and Mechanical University,
 2313 public school districts, community colleges, and career
 2314 institutes ~~technical centers~~ within the Department of Education,
 2315 model programs for the learning disabled student.

2316 Section 68. Subsection (6) of section 1004.65, Florida
 2317 Statutes, is amended to read:

2318 1004.65 Community colleges; definition, mission, and
 2319 responsibilities.--

2320 (6) The primary mission and responsibility of community
 2321 colleges is responding to community needs for postsecondary
 2322 academic education and career ~~technical~~ degree education. This
 2323 mission and responsibility includes being responsible for:



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2324 (a) Providing lower level undergraduate instruction and
 2325 awarding associate degrees.

2326 (b) Preparing students directly for careers ~~vocations~~
 2327 requiring less than baccalaureate degrees. This may include
 2328 preparing for job entry, supplementing of skills and knowledge,
 2329 and responding to needs in new areas of technology. Career ~~and~~
 2330 ~~technical~~ education in the community college shall consist of
 2331 career ~~technical~~ certificates, credit courses leading to
 2332 associate in science degrees and associate in applied science
 2333 degrees, and other programs in fields requiring substantial
 2334 academic work, background, or qualifications. A community
 2335 college may offer career ~~and technical~~ education programs in
 2336 fields having lesser academic or technical requirements.

2337 (c) Providing student development services, including
 2338 assessment, student tracking, support for disabled students,
 2339 advisement, counseling, financial aid, career development, and
 2340 remedial and tutorial services, to ensure student success.

2341 (d) Promoting economic development for the state within
 2342 each community college district through the provision of special
 2343 programs, including, but not limited to, the:

- 2344 1. Enterprise Florida-related programs.
- 2345 2. Technology transfer centers.
- 2346 3. Economic development centers.
- 2347 4. Workforce literacy programs.

2348 (e) Providing dual enrollment instruction.

2349 Section 69. Paragraph (b) of subsection (3) and paragraph
 2350 (a) of subsection (8) of section 1004.73, Florida Statutes, are
 2351 amended to read:

2352 1004.73 St. Petersburg College.--

2353 (3) STUDENTS; FEES.--



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2354 (b) The Board of Trustees of St. Petersburg College shall
 2355 establish the level of tuition and other authorized student fees
 2356 consistent with law and proviso in the General Appropriations
 2357 Act.

2358 1. For each credit hour of enrollment in a certificate
 2359 level course or lower-division level college credit course,
 2360 tuition and fees must be within the range authorized in law and
 2361 rule for a community college student at that level.

2362 2. For each credit hour of enrollment in an upper-division
 2363 level course, matriculation and tuition fees must be in an
 2364 amount established by the Board of Trustees of St. Petersburg
 2365 College. However, fees for upper-division students must reflect
 2366 the fact that the college does not incur the costs of major
 2367 research programs. Therefore, the board of trustees shall
 2368 establish fees for upper-division students within a range that
 2369 is lower than the fees established for students at a state
 2370 university but higher than the fees for community college
 2371 students.

2372 3. Other mandatory fees and local fees must be at the same
 2373 level for all lower-division students. For upper-division
 2374 students, other mandatory fees and local fees must be at a level
 2375 less than fees established for University of South Florida
 2376 students, regardless of program enrollment or level. However,
 2377 students in workforce ~~development~~ education courses maintain the
 2378 authorized fee exemptions described in s. 1009.25 and may be
 2379 exempt from local fees imposed by the board of trustees, at the
 2380 board's discretion.

2381 (8) STATE FUNDING.--

2382 (a) The Legislature intends to fund St. Petersburg College
 2383 as a community college for its workforce ~~development~~ education



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2384 programs and for its lower-division level college credit courses
 2385 and programs.

2386 Section 70. Subsections (1) and (2) of section 1004.91,
 2387 Florida Statutes, are amended to read:

2388 1004.91 Career-preparatory ~~Vocational-preparatory~~
 2389 instruction.--

2390 (1) The State Board of Education shall adopt, by rule,
 2391 standards of basic skill mastery for certificate career
 2392 ~~technical~~ education programs. Each school district and community
 2393 college that conducts programs that confer career ~~technical~~
 2394 credit shall provide career-preparatory ~~vocational-preparatory~~
 2395 instruction through which students receive the basic skills
 2396 instruction required pursuant to this section.

2397 (2) Students who enroll in a program offered for career
 2398 ~~technical~~ credit of 450 hours or more shall complete an entry-
 2399 level examination within the first 6 weeks of admission into the
 2400 program. The State Board of Education shall designate
 2401 examinations that are currently in existence, the results of
 2402 which are comparable across institutions, to assess student
 2403 mastery of basic skills. Any student found to lack the required
 2404 level of basic skills for such program shall be referred to
 2405 career-preparatory ~~vocational-preparatory~~ instruction or adult
 2406 basic education for a structured program of basic skills
 2407 instruction. Such instruction may include English for speakers
 2408 of other languages. A student may not receive a career ~~technical~~
 2409 certificate of completion without first demonstrating the basic
 2410 skills required in the state curriculum frameworks for the
 2411 program.

2412 Section 71. Section 1004.92, Florida Statutes, is amended
 2413 to read:



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2414 1004.92 Purpose and responsibilities for career ~~and~~
2415 ~~technical~~ education.--

2416 (1) The purpose of career ~~and technical~~ education is to
2417 enable students who complete career ~~and technical~~ programs to
2418 attain and sustain employment and realize economic self-
2419 sufficiency. The purpose of this section is to identify issues
2420 related to career ~~and technical~~ education for which school
2421 boards and community college boards of trustees are accountable.
2422 It is the intent of the Legislature that the standards
2423 articulated in subsection (2) be considered in the development
2424 of accountability standards for public schools pursuant to ss.
2425 1000.03, 1001.42(16), and 1008.345 and for community colleges
2426 pursuant to s. 1008.45.

2427 (2)(a) School board, superintendent, and career institute
2428 ~~technical center~~, and community college board of trustees and
2429 president, accountability for career ~~and technical~~ education
2430 programs includes, but is not limited to:

2431 1. Student demonstration of the academic skills necessary
2432 to enter an occupation.

2433 2. Student preparation to enter an occupation in an entry-
2434 level position or continue postsecondary study.

2435 3. Career ~~and technical~~ program articulation with other
2436 corresponding postsecondary programs and job training
2437 experiences.

2438 4. Employer satisfaction with the performance of students
2439 who complete career ~~and technical~~ education or reach
2440 occupational completion points.

2441 5. Student completion, placement, and retention rates
2442 pursuant to s. 1008.43.



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2443 (b) Department of Education accountability for career ~~and~~
 2444 ~~technical~~ education includes, but is not limited to:

2445 1. The provision of timely, accurate technical assistance
 2446 to school districts and community colleges.

2447 2. The provision of timely, accurate information to the
 2448 State Board of Education, the Legislature, and the public.

2449 3. The development of policies, rules, and procedures that
 2450 facilitate institutional attainment of the accountability
 2451 standards and coordinate the efforts of all divisions within the
 2452 department.

2453 4. The development of program standards and industry-
 2454 driven benchmarks for career ~~and technical~~, adult, and community
 2455 education programs, which must be updated every 3 years. The
 2456 standards must include career ~~technical~~, academic, and workplace
 2457 skills; viability of distance learning for instruction; and
 2458 work/learn cycles that are responsive to business and industry.

2459 5. Overseeing school district and community college
 2460 compliance with the provisions of this chapter.

2461 6. Ensuring that the educational outcomes for the
 2462 technical component of career ~~and technical~~ programs are uniform
 2463 and designed to provide a graduate who is capable of entering
 2464 the workforce on an equally competitive basis regardless of the
 2465 institution of choice.

2466 (3) Each career institute ~~technical center~~ operated by a
 2467 district school board shall establish an institute ~~a center~~
 2468 advisory council pursuant to s. 1001.452. The institute ~~center~~
 2469 advisory council shall assist in the preparation and evaluation
 2470 of institute ~~center~~ improvement plans required pursuant to s.
 2471 1001.42(16) and may provide assistance, upon the request of the



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2472 institute ~~center~~ director, in the preparation of the institute's
 2473 ~~center's~~ annual budget and plan as required by s. 1008.385(1).

2474 Section 72. Paragraph (b) of subsection (1), paragraph (d)
 2475 of subsection (2), and paragraph (c) of subsection (4) of
 2476 section 1004.93, Florida Statutes, are amended to read:

2477 1004.93 Adult general education.--

2478 (1)

2479 (b) It is further intended that educational opportunities
 2480 be available for adults who have earned a diploma or high school
 2481 equivalency diploma but who lack the basic skills necessary to
 2482 function effectively in everyday situations, to enter the job
 2483 market, or to enter career ~~technical~~ certificate instruction.

2484 (2) The adult education program must provide academic
 2485 services to students in the following priority:

2486 (d) Students who have earned high school diplomas and
 2487 require specific improvement in order to:

- 2488 1. Obtain or maintain employment or benefit from
- 2489 certificate career ~~technical~~ education programs;
- 2490 2. Pursue a postsecondary degree; or
- 2491 3. Develop competence in the English language to qualify
- 2492 for employment.

2493 (4)

2494 (c) The State Board of Education shall define, by rule,
 2495 the levels and courses of instruction to be funded through the
 2496 college-preparatory program. The state board shall coordinate
 2497 the establishment of costs for college-preparatory courses, the
 2498 establishment of statewide standards that define required levels
 2499 of competence, acceptable rates of student progress, and the
 2500 maximum amount of time to be allowed for completion of college-
 2501 preparatory instruction. College-preparatory instruction is part



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2502 of an associate in arts degree program and may not be funded as
 2503 an adult career ~~and technical~~ education program.

2504 Section 73. Subsection (2) of section 1004.98, Florida
 2505 Statutes, is amended to read:

2506 1004.98 Workforce literacy programs.--

2507 (2) Each community college and school district may conduct
 2508 courses and programs through which adults gain the communication
 2509 and computation skills necessary to complete a career ~~and~~
 2510 ~~technical~~ program, to gain or maintain entry-level employment,
 2511 or to upgrade employment. Courses may not be conducted until the
 2512 community college or school district identifies current and
 2513 prospective employees who do not possess the skills necessary to
 2514 enter career ~~and technical~~ programs or to obtain or maintain
 2515 employment.

2516 Section 74. Paragraph (c) of subsection (2) of section
 2517 1005.21, Florida Statutes, is amended to read:

2518 1005.21 Commission for Independent Education.--

2519 (2) The Commission for Independent Education shall consist
 2520 of seven members who are residents of this state. The commission
 2521 shall function in matters concerning independent postsecondary
 2522 educational institutions in consumer protection, program
 2523 improvement, and licensure for institutions under its purview.
 2524 The Governor shall appoint the members of the commission who are
 2525 subject to confirmation by the Senate. The membership of the
 2526 commission shall consist of:

2527 (c) One member from a public school district or community
 2528 college who is an administrator of career ~~and technical~~
 2529 education.

2530 Section 75. Subsections (2) and (5) of section 1006.035,
 2531 Florida Statutes, are amended to read:



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2532 1006.035 Dropout reentry and mentor project.--

2533 (2) The project shall identify 15 black students in each
 2534 location who have dropped out of high school but were not
 2535 encountering academic difficulty when they left school. Students
 2536 chosen to participate may not have a high school diploma, be
 2537 enrolled in an adult general education program which includes a
 2538 GED program or an adult high school, or be enrolled in a career
 2539 institute ~~technical school~~. Students may be employed but must be
 2540 able to adjust their work schedules to accommodate classes and
 2541 project sessions. Priority must be given to students who have
 2542 dropped out of school within the last 3 years.

2543 (5) Selected project participants shall be evaluated and
 2544 enrolled in a GED program, regular high school, career institute
 2545 ~~technical school~~, or alternative school. In conjunction with
 2546 school guidance personnel, project staff shall design a
 2547 supplemental program to reinforce basic skills, provide
 2548 additional counseling, and offer tutorial assistance. Weekly,
 2549 project staff shall monitor students' attendance, performance,
 2550 homework, and attitude toward school.

2551 Section 76. Subsection (1) of section 1006.051, Florida
 2552 Statutes, is amended to read:

2553 1006.051 Sunshine Workforce Solutions Grant Program.--

2554 (1) The Legislature recognizes the need for school
 2555 districts to be able to respond to critical workforce shortages
 2556 in nursing. The Sunshine Workforce Solutions Grant Program is
 2557 created to provide grants to school districts on a competitive
 2558 basis to fund all or some of the costs associated with
 2559 establishing an exploratory program in nursing at the middle
 2560 school level or a comprehensive career ~~and technical~~ education
 2561 program within a high school that provides a program of study in



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2562 nursing that will provide a seamless transition to appropriate
 2563 postsecondary education or employment.

2564 (a) A comprehensive career ~~and technical~~ education program
 2565 within a high school that provides a program of study in nursing
 2566 must be certified or endorsed by the Florida Board of Nursing to
 2567 ensure that all components of the program are relevant and
 2568 appropriate to prepare the student for further education and
 2569 employment in nursing.

2570 (b) For career ~~and technical~~ education programs in which
 2571 high school credit is articulated to a related postsecondary
 2572 education program, there must be an articulation agreement that
 2573 ensures seamless transition from one level to the next without a
 2574 loss of credit for the student.

2575 (c) Participation in work-based learning experiences, as
 2576 defined in rule by the Department of Education, shall be
 2577 required in career ~~and technical~~ education programs at the high
 2578 school level.

2579 Section 77. Paragraph (c) of subsection (3) of section
 2580 1006.21, Florida Statutes, is amended to read:

2581 1006.21 Duties of district school superintendent and
 2582 district school board regarding transportation.--

2583 (3) District school boards, after considering
 2584 recommendations of the district school superintendent:

2585 (c) May provide transportation for public school migrant,
 2586 exceptional, nursery, and other public school students in
 2587 membership below kindergarten; kindergarten through grade 12
 2588 students in membership in a public school; and adult students in
 2589 membership in adult career ~~and technical~~, basic, and high school
 2590 graduation programs in a public school when, and only when,
 2591 transportation is necessary to provide adequate educational



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2592 facilities and opportunities which otherwise would not be
 2593 available.

2594 Section 78. Paragraph (a) of subsection (4) of section
 2595 1006.31, Florida Statutes, is amended to read:

2596 1006.31 Duties of each state instructional materials
 2597 committee.--The duties of each state instructional materials
 2598 committee are:

2599 (4) EVALUATION OF INSTRUCTIONAL MATERIALS.--To evaluate
 2600 carefully all instructional materials submitted, to ascertain
 2601 which instructional materials, if any, submitted for
 2602 consideration best implement the selection criteria developed by
 2603 the commissioner and those curricular objectives included within
 2604 applicable performance standards provided for in s. 1001.03(1).

2605 (a) When recommending instructional materials for use in
 2606 the schools, each committee shall include only instructional
 2607 materials that accurately portray the ethnic, socioeconomic,
 2608 cultural, and racial diversity of our society, including men and
 2609 women in professional, career ~~and technical~~, and executive
 2610 roles, and the role and contributions of the entrepreneur and
 2611 labor in the total development of this state and the United
 2612 States.

2613
 2614 The findings of the committees, including the evaluation of
 2615 instructional materials, shall be in sessions open to the
 2616 public. All decisions leading to determinations of the
 2617 committees shall be by roll call vote, and at no time will a
 2618 secret ballot be permitted.

2619 Section 79. Paragraph (a) of subsection (2) and paragraph
 2620 (b) of subsection (3) of section 1007.21, Florida Statutes, are
 2621 amended to read:



2622 1007.21 Readiness for postsecondary education and the
 2623 workplace.--

2624 (2)(a) Students entering the 9th grade and their parents
 2625 shall be active participants in choosing an end-of-high-school
 2626 student destination based upon both student and parent or
 2627 guardian goals. Four or more destinations should be available
 2628 with bridges between destinations to enable students to shift
 2629 destinations should they choose to change goals. The
 2630 destinations shall accommodate the needs of students served in
 2631 exceptional education programs to the extent appropriate for
 2632 individual students. Exceptional education students may continue
 2633 to follow the courses outlined in the district school board
 2634 student progression plan. Participating students and their
 2635 parents shall choose among destinations, which must include:

- 2636 1. Four-year college or university, community college plus
- 2637 university, or military academy.
- 2638 2. Two-year postsecondary degree.
- 2639 3. Postsecondary career ~~and technical~~ certificate.
- 2640 4. Immediate employment or entry-level military.

2641 (3)

2642 (b) The school principal shall:

- 2643 1. Designate a member of the existing instructional or
- 2644 administrative staff to serve as a specialist to help coordinate
- 2645 the use of student achievement strategies to help students
- 2646 succeed in their coursework. The specialist shall also assist
- 2647 teachers in integrating the academic and career ~~and technical~~
- 2648 curricula, utilizing technology, providing feedback regarding
- 2649 student achievement, and implementing the Blueprint for Career
- 2650 Preparation and Tech Prep programs.



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2651 2. Institute strategies to eliminate reading, writing, and
 2652 mathematics deficiencies of secondary students.

2653 Section 80. Paragraph (c) of subsection (1) of section
 2654 1007.23, Florida Statutes, is amended to read:

2655 1007.23 Statewide articulation agreement.--

2656 (1) The State Board of Education shall establish in rule a
 2657 statewide articulation agreement that governs:

2658 (c) Admission of applied technology diploma program
 2659 graduates from community colleges or career institutes ~~technical~~
 2660 ~~centers~~;

2661 Section 81. Subsection (2) of section 1007.24, Florida
 2662 Statutes, is amended to read:

2663 1007.24 Statewide course numbering system.--

2664 (2) The Commissioner of Education shall appoint faculty
 2665 committees representing faculties of participating institutions
 2666 to recommend a single level for each course, including
 2667 postsecondary career ~~and technical~~ education courses, included
 2668 in the statewide course numbering system.

2669 (a) Any course designated as an upper-division-level
 2670 course must be characterized by a need for advanced academic
 2671 preparation and skills that a student would be unlikely to
 2672 achieve without significant prior coursework.

2673 (b) A course that is offered as part of an associate in
 2674 science degree program and as an upper-division course for a
 2675 baccalaureate degree shall be designated for both the lower and
 2676 upper division.

2677 (c) A course designated as lower-division may be offered
 2678 by any community college.

2679 Section 82. Subsections (2) and (11) of section 1007.25,
 2680 Florida Statutes, are amended to read:



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2681 1007.25 General education courses; common prerequisites;
2682 and other degree requirements.--

2683 (2) The department shall identify postsecondary career ~~and~~
2684 ~~technical~~ education programs offered by community colleges and
2685 district school boards. The department shall also identify
2686 career ~~and technical~~ courses designated as college credit
2687 courses applicable toward a career ~~and technical~~ education
2688 diploma or degree. Such courses must be identified within the
2689 statewide course numbering system.

2690 (11) The Commissioner of Education shall appoint faculty
2691 committees representing both community college and public school
2692 faculties to recommend to the commissioner for approval by the
2693 State Board of Education a standard program length and
2694 appropriate occupational completion points for each
2695 postsecondary career ~~and technical~~ certificate program, diploma,
2696 and degree.

2697 Section 83. Subsection (4) of section 1007.27, Florida
2698 Statutes, is amended to read:

2699 1007.27 Articulated acceleration mechanisms.--

2700 (4) It is the intent of the Legislature to provide
2701 articulated acceleration mechanisms for students who are in home
2702 education programs, as defined in s. 1003.01(11), consistent
2703 with the educational opportunities available to public and
2704 private secondary school students. Home education students may
2705 participate in dual enrollment, career ~~and technical~~ dual
2706 enrollment, early admission, and credit by examination. Credit
2707 earned by home education students through dual enrollment shall
2708 apply toward the completion of a home education program that
2709 meets the requirements of s. 1002.41.



2710 Section 84. Subsections (1), (3), (4), (8), and (10) of
 2711 section 1007.271, Florida Statutes, are amended to read:

2712 1007.271 Dual enrollment programs.--

2713 (1) The dual enrollment program is the enrollment of an
 2714 eligible secondary student or home education student in a
 2715 postsecondary course creditable toward a career ~~and technical~~
 2716 certificate or an associate or baccalaureate degree.

2717 (3) The Department of Education shall adopt guidelines
 2718 designed to achieve comparability across school districts of
 2719 both student qualifications and teacher qualifications for dual
 2720 enrollment courses. Student qualifications must demonstrate
 2721 readiness for college-level coursework if the student is to be
 2722 enrolled in college courses. Student qualifications must
 2723 demonstrate readiness for career-level ~~career and technical-~~
 2724 ~~level~~ coursework if the student is to be enrolled in career ~~and~~
 2725 ~~technical~~ courses. In addition to the common placement
 2726 examination, student qualifications for enrollment in college
 2727 credit dual enrollment courses must include a 3.0 unweighted
 2728 grade point average, and student qualifications for enrollment
 2729 in career and technical certificate dual enrollment courses must
 2730 include a 2.0 unweighted grade point average. Exceptions to the
 2731 required grade point averages may be granted if the educational
 2732 entities agree and the terms of the agreement are contained
 2733 within the dual enrollment interinstitutional articulation
 2734 agreement. Community college boards of trustees may establish
 2735 additional admissions criteria, which shall be included in the
 2736 district interinstitutional articulation agreement developed
 2737 according to s. 1007.235, to ensure student readiness for
 2738 postsecondary instruction. Additional requirements included in
 2739 the agreement shall not arbitrarily prohibit students who have



2740 demonstrated the ability to master advanced courses from
 2741 participating in dual enrollment courses. District school boards
 2742 may not refuse to enter into an agreement with a local community
 2743 college if that community college has the capacity to offer dual
 2744 enrollment courses.

2745 (4) Career ~~and technical~~ dual enrollment shall be provided
 2746 as a curricular option for secondary students to pursue in order
 2747 to earn a series of elective credits toward the high school
 2748 diploma. However, career ~~and technical~~ dual enrollment shall not
 2749 supplant student acquisition of the diploma. Career ~~and~~
 2750 ~~technical~~ dual enrollment shall be available for secondary
 2751 students seeking a degree or certificate from a complete career-
 2752 preparatory ~~job-preparatory~~ program, but shall not sustain
 2753 student enrollment in isolated career ~~and technical~~ courses. It
 2754 is the intent of the Legislature that career ~~and technical~~ dual
 2755 enrollment reflect the interests and aptitudes of the student.
 2756 The provision of a comprehensive academic and career ~~and~~
 2757 ~~technical~~ dual enrollment program within the career institute
 2758 ~~area technical center~~ or community college is supportive of
 2759 legislative intent; however, such provision is not mandatory.

2760 (8) Career ~~and technical~~ early admission is a form of
 2761 career ~~and technical~~ dual enrollment through which eligible
 2762 secondary students enroll full time in a career institute ~~an~~
 2763 ~~area technical center~~ or a community college in courses that are
 2764 creditable toward the high school diploma and the certificate or
 2765 associate degree. Participation in the career ~~and technical~~
 2766 early admission program shall be limited to students who have
 2767 completed a minimum of 6 semesters of full-time secondary
 2768 enrollment, including studies undertaken in the ninth grade.



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2769 Students enrolled pursuant to this section are exempt from the
 2770 payment of registration, tuition, and laboratory fees.

2771 (10)(a) The dual enrollment program for home education
 2772 students consists of the enrollment of an eligible home
 2773 education secondary student in a postsecondary course creditable
 2774 toward an associate degree, a career ~~or technical~~ certificate,
 2775 or a baccalaureate degree. To participate in the dual enrollment
 2776 program, an eligible home education secondary student must:

2777 1. Provide proof of enrollment in a home education program
 2778 pursuant to s. 1002.41.

2779 2. Be responsible for his or her own instructional
 2780 materials and transportation unless provided for otherwise.

2781 (b) Each career institute ~~technical center~~, community
 2782 college, and state university shall:

2783 1. Delineate courses and programs for dually enrolled home
 2784 education students. Courses and programs may be added, revised,
 2785 or deleted at any time.

2786 2. Identify eligibility criteria for home education
 2787 student participation, not to exceed those required of other
 2788 dually enrolled students.

2789 Section 85. Subsection (1) of section 1008.37, Florida
 2790 Statutes, is amended to read:

2791 1008.37 Postsecondary feedback of information to high
 2792 schools.--

2793 (1) The State Board of Education shall adopt rules that
 2794 require the Commissioner of Education to report to the State
 2795 Board of Education, the Legislature, and the district school
 2796 boards on the performance of each first-time-in-postsecondary
 2797 education student from each public high school in this state who
 2798 is enrolled in a public postsecondary institution or public



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2799 career institute ~~technical center~~. Such reports must be based on
 2800 information databases maintained by the Department of Education.
 2801 In addition, the public postsecondary educational institutions
 2802 and career institutes ~~technical centers~~ shall provide district
 2803 school boards access to information on student performance in
 2804 regular and preparatory courses and shall indicate students
 2805 referred for remediation pursuant to s. 1004.91 or s. 1008.30.

2806 Section 86. Paragraph (b) of subsection (1) of section
 2807 1008.385, Florida Statutes, is amended to read:

2808 1008.385 Educational planning and information systems.--

2809 (1) EDUCATIONAL PLANNING.--

2810 (b) Each district school board shall maintain a continuing
 2811 system of planning and budgeting designed to aid in identifying
 2812 and meeting the educational needs of students and the public.
 2813 Provision shall be made for coordination between district school
 2814 boards and community college boards of trustees concerning the
 2815 planning for career ~~and technical~~ education and adult
 2816 educational programs. The major emphasis of the system shall be
 2817 upon locally determined goals and objectives, the state plan for
 2818 education, and the Sunshine State Standards developed by the
 2819 Department of Education and adopted by the State Board of
 2820 Education. The district planning and budgeting system must
 2821 include consideration of student achievement data obtained
 2822 pursuant to ss. 1008.22 and 1008.34. The system shall be
 2823 structured to meet the specific management needs of the district
 2824 and to align the budget adopted by the district school board
 2825 with the plan the board has also adopted. Each district school
 2826 board shall utilize its system of planning and budgeting to
 2827 emphasize a system of school-based management in which



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2828 individual school centers become the principal planning units
 2829 and to integrate planning and budgeting at the school level.

2830 Section 87. Section 1008.405, Florida Statutes, is amended
 2831 to read:

2832 1008.405 Adult student information.--Each school district
 2833 and community college shall maintain sufficient information for
 2834 each student enrolled in workforce ~~development~~ education to
 2835 allow local and state administrators to locate such student upon
 2836 the termination of instruction and to determine the
 2837 appropriateness of student placement in specific instructional
 2838 programs. The State Board of Education shall adopt, in rule,
 2839 specific information that must be maintained and acceptable
 2840 means of maintaining that information.

2841 Section 88. Subsections (1) and (2) of section 1008.41,
 2842 Florida Statutes, are amended to read:

2843 1008.41 Workforce ~~Development~~ education; management
 2844 information system.--

2845 (1) The Commissioner of Education shall coordinate uniform
 2846 program structures, common definitions, and uniform management
 2847 information systems for workforce ~~development~~ education for all
 2848 divisions within the department. In performing these functions,
 2849 the commissioner shall designate deadlines after which data
 2850 elements may not be changed for the coming fiscal or school
 2851 year. School districts and community colleges shall be notified
 2852 of data element changes at least 90 days prior to the start of
 2853 the subsequent fiscal or school year. Such systems must provide
 2854 for:

- 2855 (a) Individual student reporting.
- 2856 (b) Compliance with state and federal confidentiality
- 2857 requirements, except that the department shall have access to



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2858 the unemployment insurance wage reports to collect and report
 2859 placement information about former students. Such placement
 2860 reports must not disclose the individual identities of former
 2861 students.

2862 (c) Maximum use of automated technology and records in
 2863 existing data bases and data systems. To the extent feasible,
 2864 the Florida Information Resource Network shall be employed for
 2865 this purpose.

2866 (d) Annual reports of student enrollment, completion, and
 2867 placement by program.

2868 (2) The State Board of Education shall identify, by rule,
 2869 the components to be included in the workforce ~~development~~
 2870 education management information system. All such components
 2871 shall be comparable between school districts and community
 2872 colleges.

2873 Section 89. Subsection (2) of section 1008.42, Florida
 2874 Statutes, is amended to read:

2875 1008.42 Public information on career ~~and technical~~
 2876 education programs.--

2877 (2) The dissemination shall be conducted in accordance
 2878 with the following procedures:

2879 (a) Annually, the Department of Education shall publish
 2880 the placement rates and average quarterly earnings for students
 2881 who complete each type of career ~~technical~~ certificate program
 2882 and career ~~technical~~ degree program. This information must be
 2883 aggregated to the state level and must be included in any
 2884 accountability reports. A program that was created or modified
 2885 so that placement rates cannot be calculated must be so
 2886 identified in such reports.



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2887 (b)1. Each district school board shall publish, at a
2888 minimum, the most recently available placement rate for each
2889 career ~~technical~~ certificate program conducted by that school
2890 district at the secondary school level and at the career
2891 ~~technical~~ degree level. The placement rates for the preceding 3
2892 years shall be published if available, shall be included in each
2893 publication that informs the public of the availability of the
2894 program, and shall be made available to each school guidance
2895 counselor. If a program does not have a placement rate, a
2896 publication that lists or describes that program must state that
2897 the rate is unavailable.

2898 2. Each community college shall publish, at a minimum, the
2899 most recent placement rate for each career ~~technical~~ certificate
2900 program and for each career ~~technical~~ degree program in its
2901 annual catalog. The placement rates for the preceding 3 years
2902 shall be published, if available, and shall be included in any
2903 publication that informs the public of the availability of the
2904 program. If a program does not have a placement rate, the
2905 publication that lists or describes that program must state that
2906 the rate is unavailable.

2907 3. If a school district or a community college has
2908 calculated for a program a placement rate that differs from the
2909 rate reported by the department, and if each record of a
2910 placement was obtained through a process that was capable of
2911 being audited, procedurally sound, and consistent statewide, the
2912 district or the community college may use the locally calculated
2913 placement rate in the report required by this section. However,
2914 that rate may not be combined with the rate maintained in the
2915 computer files of the Department of Education's Florida
2916 Education and Training Placement Information Program.



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2917 4. An independent career ~~and technical~~, trade, or business
 2918 school may not publish a placement rate unless the placement
 2919 rate was determined as provided by this section.

2920 Section 90. Paragraphs (a) and (c) of subsection (1) and
 2921 subsection (2) of section 1008.43, Florida Statutes, are amended
 2922 to read:

2923 1008.43 Career ~~and technical~~ program reporting
 2924 requirements.--

2925 (1)(a) The Department of Education shall develop a system
 2926 of performance measures in order to evaluate the career ~~and~~
 2927 ~~technical~~ education programs as required in s. 1008.42. This
 2928 system must measure program enrollment, completion rates,
 2929 placement rates, and amount of earnings at the time of
 2930 placement. Placement and employment information, where
 2931 applicable, shall contain data relevant to job retention,
 2932 including retention rates. The State Board of Education shall
 2933 adopt by rule the specific measures and any definitions needed
 2934 to establish the system of performance measures.

2935 (c) The State Board of Education shall adopt standards for
 2936 the department, district school boards, and community college
 2937 district boards of trustees to use in program planning, program
 2938 review, and program evaluation. The standards must include, at a
 2939 minimum, the completion rates, placement rates, and earnings
 2940 from employment of former students of career ~~and technical~~
 2941 education programs.

2942 (2) The State Board of Education shall adopt procedures
 2943 for reviewing the career ~~and technical~~ education programs
 2944 administered by the district school boards and the community
 2945 college district boards of trustees when program performance
 2946 falls below the standards required by this section.



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2947 Section 91. Paragraphs (d) and (f) of subsection (1) of
 2948 section 1008.45, Florida Statutes, are amended to read:

2949 1008.45 Community college accountability process.--

2950 (1) It is the intent of the Legislature that a management
 2951 and accountability process be implemented which provides for the
 2952 systematic, ongoing improvement and assessment of the
 2953 improvement of the quality and efficiency of the Florida
 2954 community colleges. Accordingly, the State Board of Education
 2955 and the community college boards of trustees shall develop and
 2956 implement an accountability plan to improve and evaluate the
 2957 instructional and administrative efficiency and effectiveness of
 2958 the Florida Community College System. This plan shall be
 2959 designed in consultation with staff of the Governor and the
 2960 Legislature and must address the following issues:

2961 (d) Job placement rates of community college career ~~and~~
 2962 ~~technical~~ students.

2963 (f) Career ~~and technical~~ accountability standards
 2964 identified in s. 1008.42.

2965 Section 92. Subsection (1), paragraph (a) of subsection
 2966 (3), and subsections (5), (12), and (13) of section 1009.22,
 2967 Florida Statutes, are amended to read:

2968 1009.22 Workforce development postsecondary student fees.-

2969 -

2970 (1) This section applies to students enrolled in workforce
 2971 development programs who are reported for funding through the
 2972 Workforce ~~Development~~ Education Fund, except that college credit
 2973 fees for the community colleges are governed by s. 1009.23.

2974 (3)(a) The Commissioner of Education shall provide to the
 2975 State Board of Education no later than December 31 of each year
 2976 a schedule of fees for workforce ~~development~~ education,



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2977 excluding continuing workforce education, for school districts
2978 and community colleges. The fee schedule shall be based on the
2979 amount of student fees necessary to produce 25 percent of the
2980 prior year's average cost of a course of study leading to a
2981 certificate or diploma. Except as otherwise provided by law,
2982 fees for students who are not residents for tuition purposes
2983 must offset the full cost of instruction. Fee-nonexempt students
2984 enrolled in vocational-preparatory instruction shall be charged
2985 fees equal to the fees charged for certificate career education
2986 instruction. Each community college that conducts college-
2987 preparatory and vocational-preparatory instruction in the same
2988 class section may charge a single fee for both types of
2989 instruction.

2990 (5) Each district school board and community college board
2991 of trustees may establish a separate fee for financial aid
2992 purposes in an additional amount of up to 10 percent of the
2993 student fees collected for workforce development programs funded
2994 through the Workforce ~~Development~~ Education Fund. All fees
2995 collected shall be deposited into a separate workforce
2996 development student financial aid fee trust fund of the school
2997 district or community college to support students enrolled in
2998 workforce development programs. Any undisbursed balance
2999 remaining in the trust fund and interest income accruing to
3000 investments from the trust fund shall increase the total funds
3001 available for distribution to workforce ~~development~~ education
3002 students. Awards shall be based on student financial need and
3003 distributed in accordance with a nationally recognized system of
3004 need analysis approved by the State Board of Education. Fees
3005 collected pursuant to this subsection shall be allocated in an
3006 expeditious manner.



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3007 (12) Any school district or community college that reports
 3008 students who have not paid fees in an approved manner in
 3009 calculations of full-time equivalent enrollments for state
 3010 funding purposes shall be penalized at a rate equal to 2 times
 3011 the value of such enrollments. Such penalty shall be charged
 3012 against the following year's allocation from the Florida
 3013 Workforce ~~Development~~ Education Fund or the Community College
 3014 Program Fund and shall revert to the General Revenue Fund. The
 3015 State Board of Education shall specify, in rule, approved
 3016 methods of student fee payment. Such methods must include, but
 3017 need not be limited to, student fee payment; payment through
 3018 federal, state, or institutional financial aid; and employer fee
 3019 payments.

3020 (13) Each school district and community college shall
 3021 report only those students who have actually enrolled in
 3022 instruction provided or supervised by instructional personnel
 3023 under contract with the district or community college in
 3024 calculations of actual full-time enrollments for state funding
 3025 purposes. A student who has been exempted from taking a course
 3026 or who has been granted academic or technical credit through
 3027 means other than actual coursework completed at the granting
 3028 institution may not be calculated for enrollment in the course
 3029 from which the student has been exempted or for which the
 3030 student has been granted credit. School districts and community
 3031 colleges that report enrollments in violation of this subsection
 3032 shall be penalized at a rate equal to 2 times the value of such
 3033 enrollments. Such penalty shall be charged against the following
 3034 year's allocation from the Workforce ~~Development~~ Education Fund
 3035 and shall revert to the General Revenue Fund.



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3036 Section 93. Subsections (1) and (2) of section 1009.25,
 3037 Florida Statutes, are amended to read:

3038 1009.25 Fee exemptions.--

3039 (1) The following students are exempt from any requirement
 3040 for the payment of tuition and fees, including lab fees, for
 3041 adult basic, adult secondary, or career-preparatory ~~vocational-~~
 3042 ~~preparatory~~ instruction:

3043 (a) A student who does not have a high school diploma or
 3044 its equivalent.

3045 (b) A student who has a high school diploma or its
 3046 equivalent and who has academic skills at or below the eighth
 3047 grade level pursuant to state board rule. A student is eligible
 3048 for this exemption from fees if the student's skills are at or
 3049 below the eighth grade level as measured by a test administered
 3050 in the English language and approved by the Department of
 3051 Education, even if the student has skills above that level when
 3052 tested in the student's native language.

3053 (2) The following students are exempt from the payment of
 3054 tuition and fees, including lab fees, at a school district that
 3055 provides postsecondary career ~~and technical~~ programs, community
 3056 college, or state university:

3057 (a) A student enrolled in a dual enrollment or early
 3058 admission program pursuant to s. 1007.27 or s. 1007.271.

3059 (b) A student enrolled in an approved apprenticeship
 3060 program, as defined in s. 446.021.

3061 (c) A student to whom the state has awarded a Road-to-
 3062 Independence Scholarship, or who is or was at the time he or she
 3063 reached 18 years of age in the custody of a relative under s.
 3064 39.5085, or who is adopted from the Department of Children and
 3065 Family Services after May 5, 1997. Such exemption includes fees



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3066 associated with enrollment in career-preparatory ~~vocational-~~
 3067 ~~preparatory~~ instruction and completion of the college-level
 3068 communication and computation skills testing program. Such an
 3069 exemption is available to any student who was in the custody of
 3070 a relative under s. 39.5085 at the time he or she reached 18
 3071 years of age or was adopted from the Department of Children and
 3072 Family Services after May 5, 1997; however, the exemption
 3073 remains valid for no more than 4 years after the date of
 3074 graduation from high school.

3075 (d) A student enrolled in an employment and training
 3076 program under the welfare transition program. The regional
 3077 workforce board shall pay the state university, community
 3078 college, or school district for costs incurred for welfare
 3079 transition program participants.

3080 (e) A student who lacks a fixed, regular, and adequate
 3081 nighttime residence or whose primary nighttime residence is a
 3082 public or private shelter designed to provide temporary
 3083 residence for individuals intended to be institutionalized, or a
 3084 public or private place not designed for, or ordinarily used as,
 3085 a regular sleeping accommodation for human beings.

3086 (f) A student who is a proprietor, owner, or worker of a
 3087 company whose business has been at least 50 percent negatively
 3088 financially impacted by the buy-out of property around Lake
 3089 Apopka by the State of Florida. Such a student may receive a fee
 3090 exemption only if the student has not received compensation
 3091 because of the buy-out, the student is designated a Florida
 3092 resident for tuition purposes, pursuant to s. 1009.21, and the
 3093 student has applied for and been denied financial aid, pursuant
 3094 to s. 1009.40, which would have provided, at a minimum, payment
 3095 of all student fees. The student is responsible for providing



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3096 evidence to the postsecondary education institution verifying
3097 that the conditions of this paragraph have been met, including
3098 support documentation provided by the Department of Revenue. The
3099 student must be currently enrolled in, or begin coursework
3100 within, a program area by fall semester 2000. The exemption is
3101 valid for a period of 4 years from the date that the
3102 postsecondary education institution confirms that the conditions
3103 of this paragraph have been met.

3104 Section 94. Paragraph (a) of subsection (1) of section
3105 1009.40, Florida Statutes, is amended to read:

3106 1009.40 General requirements for student eligibility for
3107 state financial aid.--

3108 (1)(a) The general requirements for eligibility of
3109 students for state financial aid awards consist of the
3110 following:

3111 1. Achievement of the academic requirements of and
3112 acceptance at a state university or community college; a nursing
3113 diploma school approved by the Florida Board of Nursing; a
3114 Florida college, university, or community college which is
3115 accredited by an accrediting agency recognized by the State
3116 Board of Education; any Florida institution the credits of which
3117 are acceptable for transfer to state universities; any career
3118 institute ~~technical center~~; or any private career ~~technical~~
3119 institution accredited by an accrediting agency recognized by
3120 the State Board of Education.

3121 2. Residency in this state for no less than 1 year
3122 preceding the award of aid for a program established pursuant to
3123 s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54, s.
3124 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.
3125 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.



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3126 1009.89. Residency in this state must be for purposes other than
 3127 to obtain an education. Resident status for purposes of
 3128 receiving state financial aid awards shall be determined in the
 3129 same manner as resident status for tuition purposes pursuant to
 3130 s. 1009.21 and rules of the State Board of Education.

3131 3. Submission of certification attesting to the accuracy,
 3132 completeness, and correctness of information provided to
 3133 demonstrate a student's eligibility to receive state financial
 3134 aid awards. Falsification of such information shall result in
 3135 the denial of any pending application and revocation of any
 3136 award currently held to the extent that no further payments
 3137 shall be made. Additionally, students who knowingly make false
 3138 statements in order to receive state financial aid awards shall
 3139 be guilty of a misdemeanor of the second degree subject to the
 3140 provisions of s. 837.06 and shall be required to return all
 3141 state financial aid awards wrongfully obtained.

3142 Section 95. Subsection (2) of section 1009.532, Florida
 3143 Statutes, is amended to read:

3144 1009.532 Florida Bright Futures Scholarship Program;
 3145 student eligibility requirements for renewal awards.--

3146 (2) A student who is enrolled in a program that terminates
 3147 in an associate degree or a baccalaureate degree may receive an
 3148 award for a maximum of 110 percent of the number of credit hours
 3149 required to complete the program. A student who is enrolled in a
 3150 program that terminates in a career ~~technical~~ certificate may
 3151 receive an award for a maximum of 110 percent of the credit
 3152 hours or clock hours required to complete the program up to 90
 3153 credit hours. A student who transfers from one of these program
 3154 levels to another becomes eligible for the higher of the two
 3155 credit hour limits.



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3156 Section 96. Subsection (1) of section 1009.533, Florida
3157 Statutes, is amended to read:

3158 1009.533 Florida Bright Futures Scholarship Program;
3159 eligible postsecondary education institutions.--A student is
3160 eligible for an award or the renewal of an award from the
3161 Florida Bright Futures Scholarship Program if the student meets
3162 the requirements for the program as described in this act and is
3163 enrolled in a postsecondary education institution that meets the
3164 description in any one of the following subsections:

3165 (1) A Florida public university, community college, or
3166 career institute ~~technical center~~.

3167 Section 97. Section 1009.536, Florida Statutes, is amended
3168 to read:

3169 1009.536 Florida Gold Seal Vocational Scholars award.--The
3170 Florida Gold Seal Vocational Scholars award is created within
3171 the Florida Bright Futures Scholarship Program to recognize and
3172 reward academic achievement and career ~~and technical~~ preparation
3173 by high school students who wish to continue their education.

3174 (1) A student is eligible for a Florida Gold Seal
3175 Vocational Scholars award if the student meets the general
3176 eligibility requirements for the Florida Bright Futures
3177 Scholarship Program and the student:

3178 (a) Completes the secondary school portion of a sequential
3179 program of studies that requires at least three secondary school
3180 career ~~and technical~~ credits taken over at least 2 academic
3181 years, and is continued in a planned, related postsecondary
3182 education program. If the student's school does not offer such a
3183 two-plus-two or tech-prep program, the student must complete a
3184 job-preparatory career education program selected by the
3185 Workforce Estimating Conference or Workforce Florida, Inc., for



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3186 its ability to provide high-wage employment in an occupation
 3187 with high potential for employment opportunities. On-the-job
 3188 training may not be substituted for any of the three required
 3189 career ~~and technical~~ credits.

3190 (b) Demonstrates readiness for postsecondary education by
 3191 earning a passing score on the Florida College Entry Level
 3192 Placement Test or its equivalent as identified by the Department
 3193 of Education.

3194 (c) Earns a minimum cumulative weighted grade point
 3195 average of 3.0, as calculated pursuant to s. 1009.531, on all
 3196 subjects required for a standard high school diploma, excluding
 3197 elective courses.

3198 (d) Earns a minimum unweighted grade point average of 3.5
 3199 on a 4.0 scale for secondary career and technical courses
 3200 comprising the career ~~and technical~~ program.

3201 (2) A Florida Gold Seal Vocational Scholar is eligible for
 3202 an award equal to the amount required to pay 75 percent of
 3203 tuition and fees, if the student is enrolled in a public
 3204 postsecondary education institution. A student who is enrolled
 3205 in a nonpublic postsecondary education institution is eligible
 3206 for an award equal to the amount that would be required to pay
 3207 75 percent of the tuition and mandatory fees of a public
 3208 postsecondary education institution at the comparable level.

3209 (3) To be eligible for a renewal award as a Florida Gold
 3210 Seal Vocational Scholar, a student must maintain the equivalent
 3211 of a cumulative grade point average of 2.75 on a 4.0 scale with
 3212 an opportunity for reinstatement one time as provided in this
 3213 chapter.

3214 (4) A student may earn a Florida Gold Seal Vocational
 3215 Scholarship for 110 percent of the number of credit hours



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3216 required to complete the program, up to 90 credit hours or the
 3217 equivalent. A Florida Gold Seal Scholar who has a cumulative
 3218 grade point average of 2.75 in all postsecondary education work
 3219 attempted may apply for a Florida Medallion Scholars award at
 3220 any renewal period. All other provisions of that program apply,
 3221 and the credit-hour limitation must be calculated by subtracting
 3222 from the student's total eligibility the number of credit hours
 3223 the student attempted while earning the Gold Seal Vocational
 3224 Scholarship.

3225 Section 98. Paragraph (d) of subsection (2) and paragraph
 3226 (c) of subsection (3) of section 1009.55, Florida Statutes, are
 3227 amended to read:

3228 1009.55 Rosewood Family Scholarship Program.--

3229 (2) The Rosewood Family Scholarship Program shall be
 3230 administered by the Department of Education. The State Board of
 3231 Education shall adopt rules for administering this program which
 3232 shall at a minimum provide for the following:

3233 (d) Payment of an award shall be transmitted in advance of
 3234 the registration period each semester on behalf of the student
 3235 to the president of the university or community college, or his
 3236 or her representative, or to the director of the career
 3237 institute ~~technical school~~ which the recipient is attending.

3238 (3) Beginning with the 1994-1995 academic year, the
 3239 department is authorized to make awards for undergraduate study
 3240 to students who:

3241 (c) Enroll as certificate-seeking or degree-seeking
 3242 students at a state university, community college, or career
 3243 institute ~~technical school~~ authorized by law.

3244 Section 99. Paragraph (c) of subsection (1) of section
 3245 1009.61, Florida Statutes, is amended to read:



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3246 1009.61 Teacher/Quest Scholarship Program.--The
 3247 Teacher/Quest Scholarship Program is created for the purpose of
 3248 providing teachers with the opportunity to enhance their
 3249 knowledge of science, mathematics, and computer applications in
 3250 business, industry, and government. A school district or
 3251 developmental research school may propose that one or more
 3252 teachers be granted a Teacher/Quest Scholarship by submitting to
 3253 the Department of Education:

3254 (1) A project proposal specifying activities a teacher
 3255 will carry out to improve his or her:

3256 (c) Knowledge of career ~~and technical~~ requirements for
 3257 competency in mathematics, science, and computing; and

3258 Section 100. Subsection (4) and paragraph (a) of
 3259 subsection (6) of section 1009.64, Florida Statutes, are amended
 3260 to read:

3261 1009.64 Certified Education Paraprofessional Welfare
 3262 Transition Program.--

3263 (4) The agencies shall complete an implementation plan
 3264 that addresses at least the following recommended components of
 3265 the program:

3266 (a) A method of selecting participants. The method must
 3267 not duplicate services provided by those assigned to screen
 3268 participants of the welfare transition program, but must assure
 3269 that screening personnel are trained to identify recipients of
 3270 public assistance whose personal aptitudes and motivation make
 3271 them most likely to succeed in the program and advance in a
 3272 career related to the school community.

3273 (b) A budget for use of incentive funding to provide
 3274 motivation to participants to succeed and excel. The budget for
 3275 incentive funding includes:



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3276 1. Funds allocated by the Legislature directly for the
 3277 program.

3278 2. Funds that may be made available from the federal
 3279 Workforce Investment Act based on client eligibility or
 3280 requested waivers to make the clients eligible.

3281 3. Funds made available by implementation strategies that
 3282 would make maximum use of work supplementation funds authorized
 3283 by federal law.

3284 4. Funds authorized by strategies to lengthen
 3285 participants' eligibility for federal programs such as Medicaid,
 3286 subsidized child care, and transportation.

3287
 3288 Incentives may include a stipend during periods of college
 3289 classroom training, a bonus and recognition for a high grade-
 3290 point average, child care and prekindergarten services for
 3291 children of participants, and services to increase a
 3292 participant's ability to advance to higher levels of employment.
 3293 Nonfinancial incentives should include providing a mentor or
 3294 tutor, and service incentives should continue and increase for
 3295 any participant who plans to complete the baccalaureate degree
 3296 and become a certified teacher. Services may be provided in
 3297 accordance with family choice by community colleges and school
 3298 district career institutes ~~technical centers~~, through family
 3299 service centers and full-service schools, or under contract with
 3300 providers through central agencies.

3301 (6)(a) A community college or school district career
 3302 institute ~~technical center~~ is eligible to participate if it
 3303 provides a career ~~technical~~ certificate program in Child
 3304 Development Early Intervention as approved by Workforce Florida,
 3305 Inc. Priority programs provide an option and incentives to



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3306 articulate with an associate in science degree program or a
 3307 baccalaureate degree program.

3308 Section 101. Subsection (3) of section 1009.98, Florida
 3309 Statutes, is amended to read:

3310 1009.98 Florida Prepaid College Program.--

3311 (3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE
 3312 COLLEGES AND UNIVERSITIES AND TO CAREER INSTITUTES AREA
 3313 ~~TECHNICAL CENTERS~~.--A qualified beneficiary may apply the
 3314 benefits of an advance payment contract toward:

3315 (a) An independent college or university that is located
 3316 and chartered in Florida, that is not for profit, that is
 3317 accredited by the Commission on Colleges of the Southern
 3318 Association of Colleges and Schools or the Accrediting Council
 3319 for Independent Colleges and Schools, and that confers degrees
 3320 as defined in s. 1005.02.

3321 (b) An out-of-state college or university that is not for
 3322 profit and is accredited by a regional accrediting association,
 3323 and that confers degrees.

3324 (c) An applied technology diploma program or career
 3325 ~~technical~~ certificate program conducted by a community college
 3326 listed in s. 1004.02(2) or career institute ~~technical center~~
 3327 operated by a district school board.

3328

3329 The board shall transfer or cause to be transferred to the
 3330 institution designated by the qualified beneficiary an amount
 3331 not to exceed the redemption value of the advance payment
 3332 contract at a state postsecondary institution. If the cost of
 3333 registration or housing fees at such institution is less than
 3334 the corresponding fees at a state postsecondary institution, the
 3335 amount transferred may not exceed the actual cost of



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3336 registration and housing fees. A transfer authorized under this
 3337 subsection may not exceed the number of semester credit hours or
 3338 semesters of dormitory residence contracted on behalf of a
 3339 qualified beneficiary. Notwithstanding any other provision in
 3340 this section, an institution must be an "eligible educational
 3341 institution" under s. 529 of the Internal Revenue Code to be
 3342 eligible for the transfer of advance payment contract benefits.

3343 Section 102. Paragraph (a) of subsection (3) of section
 3344 1010.20, Florida Statutes, is amended to read:

3345 1010.20 Cost accounting and reporting for school
 3346 districts.--

3347 (3) PROGRAM EXPENDITURE REQUIREMENTS.--

3348 (a) Each district shall expend at least the percent of the
 3349 funds generated by each of the programs listed in this section
 3350 on the aggregate total school costs for such programs:

- 3351 1. Kindergarten and grades 1, 2, and 3, 90 percent.
- 3352 2. Grades 4, 5, 6, 7, and 8, 80 percent.
- 3353 3. Grades 9, 10, 11, and 12, 80 percent.
- 3354 4. Programs for exceptional students, on an aggregate
 3355 program basis, 90 percent.
- 3356 5. Grades 7 through 12 career ~~and technical~~ education
 3357 programs, on an aggregate program basis, 80 percent.
- 3358 6. Students-at-risk programs, on an aggregate program
 3359 basis, 80 percent.
- 3360 7. Juvenile justice programs, on an aggregate program
 3361 basis, 80 percent.
- 3362 8. Any new program established and funded under s.
 3363 1011.62(1)(c), that is not included under subparagraphs 1.-6.,
 3364 on an aggregate basis as appropriate, 80 percent.



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3365 Section 103. Subsection (1) of section 1010.58, Florida
3366 Statutes, is amended to read:

3367 1010.58 Procedure for determining number of instruction
3368 units for community colleges.--The number of instruction units
3369 for community colleges shall be determined from the full-time
3370 equivalent students in the community college, provided that
3371 full-time equivalent students may not be counted more than once
3372 in determining instruction units. Instruction units for
3373 community colleges shall be computed as follows:

3374 (1) One unit for each 12 full-time equivalent students at
3375 a community college for the first 420 students and one unit for
3376 each 15 full-time equivalent students for all over 420 students,
3377 in other than career ~~and technical~~ education programs as defined
3378 by rules of the State Board of Education, and one unit for each
3379 10 full-time equivalent students in career ~~and technical~~
3380 education programs and compensatory education programs as
3381 defined by rules of the State Board of Education. Full-time
3382 equivalent students enrolled in a community college shall be
3383 defined by rules of the State Board of Education.

3384 Section 104. Paragraphs (c), (d), and (e) of subsection
3385 (1) of section 1011.62, Florida Statutes, are amended to read:

3386 1011.62 Funds for operation of schools.--If the annual
3387 allocation from the Florida Education Finance Program to each
3388 district for operation of schools is not determined in the
3389 annual appropriations act or the substantive bill implementing
3390 the annual appropriations act, it shall be determined as
3391 follows:

3392 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
3393 OPERATION.--The following procedure shall be followed in



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3394 determining the annual allocation to each district for
 3395 operation:

3396 (c) *Determination of programs.*--Cost factors based on
 3397 desired relative cost differences between the following programs
 3398 shall be established in the annual General Appropriations Act.
 3399 The Commissioner of Education shall specify a matrix of services
 3400 and intensity levels to be used by districts in the
 3401 determination of the two weighted cost factors for exceptional
 3402 students with the highest levels of need. For these students,
 3403 the funding support level shall fund the exceptional students'
 3404 education program, with the exception of extended school year
 3405 services for students with disabilities.

- 3406 1. Basic programs.--
 - 3407 a. Kindergarten and grades 1, 2, and 3.
 - 3408 b. Grades 4, 5, 6, 7, and 8.
 - 3409 c. Grades 9, 10, 11, and 12.
- 3410 2. Programs for exceptional students.--
 - 3411 a. Support Level IV.
 - 3412 b. Support Level V.
- 3413 3. Secondary career ~~and technical~~ education programs.--
- 3414 4. English for Speakers of Other Languages.--

3415 (d) *Annual allocation calculation.*--
 3416 1. The Department of Education is authorized and directed
 3417 to review all district programs and enrollment projections and
 3418 calculate a maximum total weighted full-time equivalent student
 3419 enrollment for each district for the K-12 FEFP.

3420 2. Maximum enrollments calculated by the department shall
 3421 be derived from enrollment estimates used by the Legislature to
 3422 calculate the FEFP. If two or more districts enter into an
 3423 agreement under the provisions of s. 1001.42(4)(d), after the



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3424 final enrollment estimate is agreed upon, the amount of FTE
3425 specified in the agreement, not to exceed the estimate for the
3426 specific program as identified in paragraph (c), may be
3427 transferred from the participating districts to the district
3428 providing the program.

3429 3. As part of its calculation of each district's maximum
3430 total weighted full-time equivalent student enrollment, the
3431 department shall establish separate enrollment ceilings for each
3432 of two program groups. Group 1 shall be composed of basic
3433 programs for grades K-3, grades 4-8, and grades 9-12. Group 2
3434 shall be composed of students in exceptional student education
3435 programs, English for Speakers of Other Languages programs, and
3436 all career ~~and technical~~ programs in grades 7-12.

3437 a. The weighted enrollment ceiling for group 2 programs
3438 shall be calculated by multiplying the final enrollment
3439 conference estimate for each program by the appropriate program
3440 weight. The weighted enrollment ceiling for program group 2
3441 shall be the sum of the weighted enrollment ceilings for each
3442 program in the program group, plus the increase in weighted
3443 full-time equivalent student membership from the prior year for
3444 clients of the Department of Children and Family Services and
3445 the Department of Juvenile Justice.

3446 b. If, for any calculation of the FEFP, the weighted
3447 enrollment for program group 2, derived by multiplying actual
3448 enrollments by appropriate program weights, exceeds the
3449 enrollment ceiling for that group, the following procedure shall
3450 be followed to reduce the weighted enrollment for that group to
3451 equal the enrollment ceiling:



3452 (I) The weighted enrollment ceiling for each program in
 3453 the program group shall be subtracted from the weighted
 3454 enrollment for that program derived from actual enrollments.

3455 (II) If the difference calculated under sub-sub-
 3456 subparagraph (I) is greater than zero for any program, a
 3457 reduction proportion shall be computed for the program by
 3458 dividing the absolute value of the difference by the total
 3459 amount by which the weighted enrollment for the program group
 3460 exceeds the weighted enrollment ceiling for the program group.

3461 (III) The reduction proportion calculated under sub-sub-
 3462 subparagraph (II) shall be multiplied by the total amount of the
 3463 program group's enrollment over the ceiling as calculated under
 3464 sub-sub-subparagraph (I).

3465 (IV) The prorated reduction amount calculated under sub-
 3466 sub-subparagraph (III) shall be subtracted from the program's
 3467 weighted enrollment. For any calculation of the FEFP, the
 3468 enrollment ceiling for group 1 shall be calculated by
 3469 multiplying the actual enrollment for each program in the
 3470 program group by its appropriate program weight.

3471 c. For program group 2, the weighted enrollment ceiling
 3472 shall be a number not less than the sum obtained by:

3473 (I) Multiplying the sum of reported FTE for all programs
 3474 in the program group that have a cost factor of 1.0 or more by
 3475 1.0, and

3476 (II) By adding this number to the sum obtained by
 3477 multiplying the projected FTE for all programs with a cost
 3478 factor less than 1.0 by the actual cost factor.

3479 4. Following completion of the weighted enrollment ceiling
 3480 calculation as provided in subparagraph 3., a supplemental
 3481 capping calculation shall be employed for those districts that



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3482 are over their weighted enrollment ceiling. For each such
 3483 district, the total reported unweighted FTE enrollment for group
 3484 2 programs shall be compared with the total appropriated
 3485 unweighted FTE enrollment for group 2 programs. If the total
 3486 reported unweighted FTE for group 2 is greater than the
 3487 appropriated unweighted FTE, then the excess unweighted FTE up
 3488 to the unweighted FTE transferred from group 2 to group 1 for
 3489 each district by the Public School FTE Estimating Conference
 3490 shall be funded at a weight of 1.0 and added to the funded
 3491 weighted FTE computed in subparagraph 3.

3492 (e) *Funding model for exceptional student education*
 3493 *programs.--*

3494 1.a. The funding model uses basic, at-risk, support levels
 3495 IV and V for exceptional students and career ~~and technical~~
 3496 Florida Education Finance Program cost factors, and a guaranteed
 3497 allocation for exceptional student education programs.
 3498 Exceptional education cost factors are determined by using a
 3499 matrix of services to document the services that each
 3500 exceptional student will receive. The nature and intensity of
 3501 the services indicated on the matrix shall be consistent with
 3502 the services described in each exceptional student's individual
 3503 educational plan.

3504 b. In order to generate funds using one of the two
 3505 weighted cost factors, a matrix of services must be completed at
 3506 the time of the student's initial placement into an exceptional
 3507 student education program and at least once every 3 years by
 3508 personnel who have received approved training. Nothing listed in
 3509 the matrix shall be construed as limiting the services a school
 3510 district must provide in order to ensure that exceptional
 3511 students are provided a free, appropriate public education.



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3512 c. Students identified as exceptional, in accordance with
3513 chapter 6A-6, Florida Administrative Code, who do not have a
3514 matrix of services as specified in sub-subparagraph b. shall
3515 generate funds on the basis of full-time-equivalent student
3516 membership in the Florida Education Finance Program at the same
3517 funding level per student as provided for basic students.

3518 Additional funds for these exceptional students will be provided
3519 through the guaranteed allocation designated in subparagraph 2.

3520 2. For students identified as exceptional who do not have
3521 a matrix of services, there is created a guaranteed allocation
3522 to provide these students with a free appropriate public
3523 education, in accordance with s. 1001.42(4)(m) and rules of the
3524 State Board of Education, which shall be allocated annually to
3525 each school district in the amount provided in the General
3526 Appropriations Act. These funds shall be in addition to the
3527 funds appropriated on the basis of FTE student membership in the
3528 Florida Education Finance Program, and the amount allocated for
3529 each school district shall not be recalculated during the year.
3530 These funds shall be used to provide special education and
3531 related services for exceptional students.

3532 Section 105. Paragraph (d) of subsection (1) of section
3533 1011.68, Florida Statutes, is amended to read:

3534 1011.68 Funds for student transportation.--The annual
3535 allocation to each district for transportation to public school
3536 programs, including charter schools as provided in s.
3537 1002.33(18)(b), of students in membership in kindergarten
3538 through grade 12 and in migrant and exceptional student programs
3539 below kindergarten shall be determined as follows:



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3540 (1) Subject to the rules of the State Board of Education,
 3541 each district shall determine the membership of students who are
 3542 transported:

3543 (d) By reason of being career ~~and technical~~, dual
 3544 enrollment, or students with disabilities transported from one
 3545 school center to another to participate in an instructional
 3546 program or service; or students with disabilities, transported
 3547 from one designation to another in the state, provided one
 3548 designation is a school center and provided the student's
 3549 individual educational plan (IEP) identifies the need for the
 3550 instructional program or service and transportation to be
 3551 provided by the school district. A "school center" is defined as
 3552 a public school center, community college, state university, or
 3553 other facility rented, leased, or owned and operated by the
 3554 school district or another public agency. A "dual enrollment
 3555 student" is defined as a public school student in membership in
 3556 both a public secondary school program and a community college
 3557 or a state university program under a written agreement to
 3558 partially fulfill ss. 1003.435 and 1007.23 and earning full-time
 3559 equivalent membership under s. 1011.62(1)(i).

3560 Section 106. Subsections (1), (2), (4), and (5), paragraph
 3561 (a) of subsection (6), and subsections (7) and (9) of section
 3562 1011.80, Florida Statutes, are amended to read:

3563 1011.80 Funds for operation of adult career ~~technical~~
 3564 education programs.--

3565 (1) As used in this section, the terms "workforce
 3566 ~~development~~ education" and "workforce development program"
 3567 include:



3568 (a) Adult general education programs designed to improve
 3569 the employability skills of the state's workforce as defined in
 3570 s. 1004.02(3)(5).

3571 (b) ~~Career and technical~~ certificate programs, as defined
 3572 in s. 1004.02(21)(23).

3573 (c) Applied technology diploma programs.

3574 (d) Continuing workforce education courses.

3575 (e) Degree career ~~technical~~ education programs.

3576 (f) Apprenticeship and preapprenticeship programs as
 3577 defined in s. 446.021.

3578 (2) Any workforce ~~development~~ education program may be
 3579 conducted by a community college or a school district, except
 3580 that college credit in an associate in applied science or an
 3581 associate in science degree may be awarded only by a community
 3582 college. However, if an associate in applied science or an
 3583 associate in science degree program contains within it an
 3584 occupational completion point that confers a certificate or an
 3585 applied technology diploma, that portion of the program may be
 3586 conducted by a school district career institute ~~technical~~
 3587 ~~center~~. Any instruction designed to articulate to a degree
 3588 program is subject to guidelines and standards adopted by the
 3589 State Board of Education pursuant to s. 1007.25.

3590 (4) The Florida Workforce ~~Development~~ Education Fund is
 3591 created to provide performance-based funding for all workforce
 3592 development programs, whether the programs are offered by a
 3593 school district or a community college. Funding for all
 3594 workforce ~~development~~ education programs must be from the
 3595 Workforce ~~Development~~ Education Fund and must be based on cost
 3596 categories, performance output measures, and performance outcome
 3597 measures.



3598 (a) The cost categories must be calculated to identify
 3599 high-cost programs, medium-cost programs, and low-cost programs.
 3600 The cost analysis used to calculate and assign a program of
 3601 study to a cost category must include at least both direct and
 3602 indirect instructional costs, consumable supplies, equipment,
 3603 and standard program length.

3604 (b)1. The performance output measure for career ~~and~~
 3605 ~~technical~~ education programs of study is student completion of a
 3606 career ~~and technical~~ program of study that leads to an
 3607 occupational completion point associated with a certificate; an
 3608 apprenticeship program; or a program that leads to an applied
 3609 technology diploma or an associate in applied science or
 3610 associate in science degree. Performance output measures for
 3611 registered apprenticeship programs shall be based on program
 3612 lengths that coincide with lengths established pursuant to the
 3613 requirements of chapter 446.

3614 2. The performance output measure for an adult general
 3615 education course of study is measurable improvement in student
 3616 skills. This measure shall include improvement in literacy
 3617 skills, grade level improvement as measured by an approved test,
 3618 or attainment of a State of Florida diploma or an adult high
 3619 school diploma.

3620 (c) The performance outcome measures for programs funded
 3621 through the Workforce ~~Development~~ Education Fund are associated
 3622 with placement and retention of students after reaching a
 3623 completion point or completing a program of study. These
 3624 measures include placement or retention in employment that is
 3625 related to the program of study; placement into or retention in
 3626 employment in an occupation on the Workforce Estimating
 3627 Conference list of high-wage, high-skill occupations with



3628 sufficient openings, or other High Wage/High Skill Program
 3629 occupations as determined by Workforce Florida, Inc.; and
 3630 placement and retention of participants or former participants
 3631 in the welfare transition program in employment. Continuing
 3632 postsecondary education at a level that will further enhance
 3633 employment is a performance outcome for adult general education
 3634 programs. Placement and retention must be reported pursuant to
 3635 ss. 1008.39 and 1008.43.

3636 (5) State funding and student fees for workforce
 3637 ~~development~~ instruction funded through the Workforce ~~Development~~
 3638 Education Fund shall be established as follows:

3639 (a) For a continuing workforce education course, state
 3640 funding shall equal 50 percent of the cost of instruction, with
 3641 student fees, business support, quick-response training funds,
 3642 or other means making up the remaining 50 percent.

3643 (b) For all other workforce ~~development~~ education funded
 3644 through the Workforce ~~Development~~ Education Fund, state funding
 3645 shall equal 75 percent of the average cost of instruction with
 3646 the remaining 25 percent made up from student fees. Fees for
 3647 courses within a program shall not vary according to the cost of
 3648 the individual program, but instead shall be based on a uniform
 3649 fee calculated and set at the state level, as adopted by the
 3650 State Board of Education, unless otherwise specified in the
 3651 General Appropriations Act.

3652 (c) For fee-exempt students pursuant to s. 1009.25, unless
 3653 otherwise provided for in law, state funding shall equal 100
 3654 percent of the average cost of instruction.

3655 (6)(a) A school district or a community college that
 3656 provides workforce ~~development~~ education funded through the
 3657 Workforce ~~Development~~ Education Fund shall receive funds in



3658 accordance with distributions for base and performance funding
 3659 established by the Legislature in the General Appropriations
 3660 Act, pursuant to the following conditions:

3661 1. Base funding shall not exceed 85 percent of the current
 3662 fiscal year total Workforce ~~Development~~ Education Fund
 3663 allocation, which shall be distributed by the Legislature in the
 3664 General Appropriations Act based on a maximum of 85 percent of
 3665 the institution's prior year total allocation from base and
 3666 performance funds.

3667 2. Performance funding shall be at least 15 percent of the
 3668 current fiscal year total Workforce ~~Development~~ Education Fund
 3669 allocation, which shall be distributed by the Legislature in the
 3670 General Appropriations Act based on the previous fiscal year's
 3671 achievement of output and outcomes in accordance with formulas
 3672 adopted pursuant to subsection (9). Performance funding must
 3673 incorporate payments for at least three levels of placements
 3674 that reflect wages and workforce demand. Payments for
 3675 completions must not exceed 60 percent of the payments for
 3676 placement. School districts and community colleges shall be
 3677 awarded funds pursuant to this paragraph based on performance
 3678 output data and performance outcome data available in that year.

3679 3. If a local educational agency achieves a level of
 3680 performance sufficient to generate a full allocation as
 3681 authorized by the workforce education ~~development~~ funding
 3682 formula, the agency may earn performance incentive funds as
 3683 appropriated for that purpose in a General Appropriations Act.
 3684 If performance incentive funds are funded and awarded, these
 3685 funds must be added to the local educational agency's prior year
 3686 total allocation from the Workforce ~~Development~~ Education Fund



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3687 and shall be used to calculate the following year's base
3688 funding.

3689 (7) A school district or community college that earns
3690 performance funding must use the money to benefit the
3691 postsecondary adult and career ~~technical~~ education programs it
3692 provides. The money may be used for equipment upgrades, program
3693 expansions, or any other use that would result in workforce
3694 development program improvement. The district school board or
3695 community college board of trustees may not withhold any portion
3696 of the performance funding for indirect costs. Notwithstanding
3697 s. 216.351, funds awarded pursuant to this section may be
3698 carried across fiscal years and shall not revert to any other
3699 fund maintained by the district school board or community
3700 college board of trustees.

3701 (9) A high school student dually enrolled under s.
3702 1007.271 in a workforce development program funded through the
3703 Workforce ~~Development~~ Education Fund and operated by a community
3704 college or school district career institute ~~technical center~~
3705 generates the amount calculated by the Workforce ~~Development~~
3706 Education Fund, including any payment of performance funding,
3707 and the proportional share of full-time equivalent enrollment
3708 generated through the Florida Education Finance Program for the
3709 student's enrollment in a high school. If a high school student
3710 is dually enrolled in a community college program, including a
3711 program conducted at a high school, the community college earns
3712 the funds generated through the Workforce ~~Development~~ Education
3713 Fund and the school district earns the proportional share of
3714 full-time equivalent funding from the Florida Education Finance
3715 Program. If a student is dually enrolled in a career institute
3716 ~~technical center~~ operated by the same district as the district



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3717 in which the student attends high school, that district earns
 3718 the funds generated through the Workforce ~~Development~~ Education
 3719 Fund and also earns the proportional share of full-time
 3720 equivalent funding from the Florida Education Finance Program.
 3721 If a student is dually enrolled in a workforce development
 3722 program provided by a career institute ~~technical center~~ operated
 3723 by a different school district, the funds must be divided
 3724 between the two school districts proportionally from the two
 3725 funding sources. A student may not be reported for funding in a
 3726 dual enrollment workforce development program unless the student
 3727 has completed the basic skills assessment pursuant to s.
 3728 1004.91.

3729 Section 107. Section 1011.83, Florida Statutes, is amended
 3730 to read:

3731 1011.83 Financial support of community colleges.--Each
 3732 community college that has been approved by the Department of
 3733 Education and meets the requirements of law and rules of the
 3734 State Board of Education shall participate in the Community
 3735 College Program Fund. However, funds to support workforce
 3736 development programs conducted by community colleges shall be
 3737 provided by the Workforce ~~Development~~ Education Fund pursuant to
 3738 s. 1011.80.

3739 Section 108. Paragraph (a) of subsection (2), subsection
 3740 (3), and paragraph (b) of subsection (6) of section 1012.01,
 3741 Florida Statutes, are amended to read:

3742 1012.01 Definitions.--Specific definitions shall be as
 3743 follows, and wherever such defined words or terms are used in
 3744 the Florida K-20 Education Code, they shall be used as follows:

3745 (2) INSTRUCTIONAL PERSONNEL.--"Instructional personnel"
 3746 means any staff member whose function includes the provision of



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3747 direct instructional services to students. Instructional
3748 personnel also includes personnel whose functions provide direct
3749 support in the learning process of students. Included in the
3750 classification of instructional personnel are:

3751 (a) *Classroom teachers.*--Classroom teachers are staff
3752 members assigned the professional activity of instructing
3753 students in courses in classroom situations, including basic
3754 instruction, exceptional student education, career ~~and technical~~
3755 education, and adult education, including substitute teachers.

3756 (3) ADMINISTRATIVE PERSONNEL.--"Administrative personnel"
3757 includes personnel who perform management activities such as
3758 developing broad policies for the school district and executing
3759 those policies through the direction of personnel at all levels
3760 within the district. Administrative personnel are generally
3761 high-level, responsible personnel who have been assigned the
3762 responsibilities of systemwide or schoolwide functions, such as
3763 district school superintendents, assistant superintendents,
3764 deputy superintendents, school principals, assistant principals,
3765 career institute technical center directors, and others who
3766 perform management activities. Broad classifications of
3767 administrative personnel are as follows:

3768 (a) *District-based instructional administrators.*--Included
3769 in this classification are persons with district-level
3770 administrative or policymaking duties who have broad authority
3771 for management policies and general school district operations
3772 related to the instructional program. Such personnel often
3773 report directly to the district school superintendent and
3774 supervise other administrative employees. This classification
3775 includes assistant, associate, or deputy superintendents and
3776 directors of major instructional areas, such as curriculum,



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3777 federal programs such as Title I, specialized instructional
 3778 program areas such as exceptional student education, career ~~and~~
 3779 ~~technical~~ education, and similar areas.

3780 (b) *District-based noninstructional*
 3781 *administrators.*--Included in this classification are persons
 3782 with district-level administrative or policymaking duties who
 3783 have broad authority for management policies and general school
 3784 district operations related to the noninstructional program.
 3785 Such personnel often report directly to the district school
 3786 superintendent and supervise other administrative employees.
 3787 This classification includes assistant, associate, or deputy
 3788 superintendents and directors of major noninstructional areas,
 3789 such as personnel, construction, facilities, transportation,
 3790 data processing, and finance.

3791 (c) *School administrators.*--Included in this
 3792 classification are:

3793 1. School principals or school directors who are staff
 3794 members performing the assigned activities as the administrative
 3795 head of a school and to whom have been delegated responsibility
 3796 for the coordination and administrative direction of the
 3797 instructional and noninstructional activities of the school.
 3798 This classification also includes career institute ~~technical~~
 3799 ~~center~~ directors.

3800 2. Assistant principals who are staff members assisting
 3801 the administrative head of the school. This classification also
 3802 includes assistant principals for curriculum and administration.

3803 (6) EDUCATIONAL SUPPORT EMPLOYEES.--"Educational support
 3804 employees" means employees whose job functions are neither
 3805 administrative nor instructional, yet whose work supports the
 3806 educational process.



3807 (b) Technicians are individuals whose occupations require
 3808 a combination of knowledge and manual skill which can be
 3809 obtained through about 2 years of post-high school education,
 3810 such as is offered in many career ~~technical~~ institutes and
 3811 community colleges, or through equivalent on-the-job training.

3812 Section 109. Paragraph (c) of subsection (1) of section
 3813 1012.39, Florida Statutes, is amended to read:

3814 1012.39 Employment of substitute teachers, teachers of
 3815 adult education, nondegreed teachers of career education, and
 3816 career specialists; students performing clinical field
 3817 experience.--

3818 (1) Notwithstanding ss. 1012.32, 1012.55, 1012.56, and
 3819 1012.57, or any other provision of law or rule to the contrary,
 3820 each district school board shall establish the minimal
 3821 qualifications for:

3822 (c) Part-time and full-time nondegreed teachers of career
 3823 ~~and technical~~ programs. Qualifications shall be established for
 3824 agriculture, business, health occupations, family and consumer
 3825 sciences, industrial, marketing, career specialist, and public
 3826 service education teachers, based primarily on successful
 3827 occupational experience rather than academic training. The
 3828 qualifications for such teachers shall require:

3829 1. The filing of a complete set of fingerprints in the
 3830 same manner as required by s. 1012.32. Faculty employed solely
 3831 to conduct postsecondary instruction may be exempted from this
 3832 requirement.

3833 2. Documentation of education and successful occupational
 3834 experience including documentation of:

3835 a. A high school diploma or the equivalent.



3836 b. Completion of 6 years of full-time successful
 3837 occupational experience or the equivalent of part-time
 3838 experience in the teaching specialization area. Alternate means
 3839 of determining successful occupational experience may be
 3840 established by the district school board.

3841 c. Completion of career education training conducted
 3842 through the local school district inservice master plan.

3843 d. For full-time teachers, completion of professional
 3844 education training in teaching methods, course construction,
 3845 lesson planning and evaluation, and teaching special needs
 3846 students. This training may be completed through coursework from
 3847 an accredited or approved institution or an approved district
 3848 teacher education program.

3849 e. Demonstration of successful teaching performance.

3850 Section 110. Section 1012.41, Florida Statutes, is amended
 3851 to read:

3852 1012.41 Employment of directors of career ~~and technical~~
 3853 education.--In order to receive state funding, each district
 3854 school board that employs at least 15 full-time equivalent
 3855 career ~~and technical~~ teachers must employ a director of career
 3856 ~~and technical~~ education who meets the certification requirements
 3857 established by the State Board of Education. The directors shall
 3858 be directly accountable to the district school superintendent,
 3859 or his or her designee, for the planning and implementation of
 3860 career ~~and technical~~ programs. Two or more district school
 3861 boards may employ a single director.

3862 Section 111. Section 1012.43, Florida Statutes, is amended
 3863 to read:

3864 1012.43 Career ~~and technical~~ teachers.--



3865 (1) Career ~~and technical~~ teachers and other teachers who
 3866 qualify for certificates on the basis of nonacademic preparation
 3867 shall be entitled to all the contractual rights and privileges
 3868 now granted to other instructional personnel holding equivalent
 3869 certificates.

3870 (2) A holder of a certificate based on nonacademic
 3871 preparation which entitled him or her to employment to teach
 3872 classes in career ~~and technical~~ or adult education shall not be
 3873 assigned to teach in a regular academic field of the
 3874 kindergarten through grade 12 school program.

3875 Section 112. Paragraph (a) of subsection (10) of section
 3876 1013.03, Florida Statutes, is amended to read:

3877 1013.03 Functions of the department.--The functions of the
 3878 Department of Education as it pertains to educational facilities
 3879 shall include, but not be limited to, the following:

3880 (10)(a) Review and validate surveys proposed or amended by
 3881 the boards and recommend to the Commissioner of Education, for
 3882 approval, surveys that meet the requirements of this chapter.

3883 1. The term "validate" as applied to surveys by school
 3884 districts means to review inventory data as submitted to the
 3885 department by district school boards; provide for review and
 3886 inspection, where required, of student stations and aggregate
 3887 square feet of inventory changed from satisfactory to
 3888 unsatisfactory or changed from unsatisfactory to satisfactory;
 3889 compare new school inventory to allocation limits provided by
 3890 this chapter; review cost projections for conformity with cost
 3891 limits set by s. 1013.64(6); compare total capital outlay full-
 3892 time equivalent enrollment projections in the survey with the
 3893 department's projections; review facilities lists to verify that
 3894 student station and auxiliary facility space allocations do not



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3895 exceed the limits provided by this chapter and related rules;
3896 review and confirm the application of uniform facility
3897 utilization factors, where provided by this chapter or related
3898 rules; utilize the documentation of programs offered per site,
3899 as submitted by the board, to analyze facility needs; confirm
3900 that need projections for career ~~and technical~~ and adult
3901 educational programs comply with needs documented by the Office
3902 of Workforce and Economic Development; and confirm the
3903 assignment of full-time student stations to all space except
3904 auxiliary facilities, which, for purposes of exemption from
3905 student station assignment, include the following:

- 3906 a. Cafeterias.
- 3907 b. Multipurpose dining areas.
- 3908 c. Media centers.
- 3909 d. Auditoriums.
- 3910 e. Administration.
- 3911 f. Elementary, middle, and high school resource rooms, up
3912 to the number of such rooms recommended for the applicable
3913 occupant and space design capacity of the educational plant in
3914 the State Requirements for Educational Facilities, beyond which
3915 student stations must be assigned.
- 3916 g. Elementary school skills labs, up to the number of such
3917 rooms recommended for the applicable occupant and space design
3918 capacity of the educational plant in the State Requirements for
3919 Educational Facilities, beyond which student stations must be
3920 assigned.
- 3921 h. Elementary school art and music rooms.

3922 2. The term "validate" as applied to surveys by community
3923 colleges and universities means to review and document the
3924 approval of each new site and official designation, where



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3925 applicable; review the inventory database as submitted by each
 3926 board to the department, including noncareer and technical, and
 3927 total capital outlay full-time equivalent enrollment projections
 3928 per site and per college; provide for the review and inspection,
 3929 where required, of student stations and aggregate square feet of
 3930 space changed from satisfactory to unsatisfactory; utilize and
 3931 review the documentation of programs offered per site submitted
 3932 by the boards as accurate for analysis of space requirements and
 3933 needs; confirm that needs projected for career ~~and technical~~ and
 3934 adult educational programs comply with needs documented by the
 3935 Office of Workforce and Economic Development; compare new
 3936 facility inventory to allocations limits as provided in this
 3937 chapter; review cost projections for conformity with state
 3938 averages or limits designated by this chapter; compare student
 3939 enrollment projections in the survey to the department's
 3940 projections; review facilities lists to verify that area
 3941 allocations and space factors for generating space needs do not
 3942 exceed the limits as provided by this chapter and related rules;
 3943 confirm the application of facility utilization factors as
 3944 provided by this chapter and related rules; and review, as
 3945 submitted, documentation of how survey recommendations will
 3946 implement the detail of current campus master plans and
 3947 integrate with local comprehensive plans and development
 3948 regulations.

3949 Section 113. Paragraph (b) of subsection (1) of section
 3950 1013.31, Florida Statutes, is amended to read:

3951 1013.31 Educational plant survey; localized need
 3952 assessment; PECO project funding.--

3953 (1) At least every 5 years, each board shall arrange for
 3954 an educational plant survey, to aid in formulating plans for



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3955 housing the educational program and student population, faculty,
 3956 administrators, staff, and auxiliary and ancillary services of
 3957 the district or campus, including consideration of the local
 3958 comprehensive plan. The Office of Workforce and Economic
 3959 Development shall document the need for additional career and
 3960 adult education programs and the continuation of existing
 3961 programs before facility construction or renovation related to
 3962 career or adult education may be included in the educational
 3963 plant survey of a school district or community college that
 3964 delivers career or adult education programs. Information used by
 3965 the Office of Workforce and Economic Development to establish
 3966 facility needs must include, but need not be limited to, labor
 3967 market data, needs analysis, and information submitted by the
 3968 school district or community college.

3969 (b) *Required need assessment criteria for district,*
 3970 *community college, college and state university plant*
 3971 *surveys.*--Educational plant surveys must use uniform data
 3972 sources and criteria specified in this paragraph. Each revised
 3973 educational plant survey and each new educational plant survey
 3974 supersedes previous surveys.

3975 1. The school district's survey must be submitted as a
 3976 part of the district educational facilities plan defined in s.
 3977 1013.35. To ensure that the data reported to the Department of
 3978 Education as required by this section is correct, the department
 3979 shall annually conduct an onsite review of 5 percent of the
 3980 facilities reported for each school district completing a new
 3981 survey that year. If the department's review finds the data
 3982 reported by a district is less than 95 percent accurate, within
 3983 1 year from the time of notification by the department the
 3984 district must submit revised reports correcting its data. If a



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3985 district fails to correct its reports, the commissioner may
 3986 direct that future fixed capital outlay funds be withheld until
 3987 such time as the district has corrected its reports so that they
 3988 are not less than 95 percent accurate.

3989 2. Each survey of a special facility, joint-use facility,
 3990 or cooperative career ~~and technical~~ education facility must be
 3991 based on capital outlay full-time equivalent student enrollment
 3992 data prepared by the department for school districts, community
 3993 colleges, colleges, and universities. A survey of space needs of
 3994 a joint-use facility shall be based upon the respective space
 3995 needs of the school districts, community colleges, colleges, and
 3996 universities, as appropriate. Projections of a school district's
 3997 facility space needs may not exceed the norm space and occupant
 3998 design criteria established by the State Requirements for
 3999 Educational Facilities.

4000 3. Each community college's survey must reflect the
 4001 capacity of existing facilities as specified in the inventory
 4002 maintained by the Department of Education. Projections of
 4003 facility space needs must comply with standards for determining
 4004 space needs as specified by rule of the State Board of
 4005 Education. The 5-year projection of capital outlay student
 4006 enrollment must be consistent with the annual report of capital
 4007 outlay full-time student enrollment prepared by the Department
 4008 of Education.

4009 4. Each college and state university's survey must reflect
 4010 the capacity of existing facilities as specified in the
 4011 inventory maintained and validated by the Division of Colleges
 4012 and Universities. Projections of facility space needs must be
 4013 consistent with standards for determining space needs approved
 4014 by the Division of Colleges and Universities. The projected



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4015 capital outlay full-time equivalent student enrollment must be
 4016 consistent with the 5-year planned enrollment cycle for the
 4017 State University System approved by the Division of Colleges and
 4018 Universities.

4019 5. The district educational facilities plan of a school
 4020 district and the educational plant survey of a community
 4021 college, or college or state university may include space needs
 4022 that deviate from approved standards for determining space needs
 4023 if the deviation is justified by the district or institution and
 4024 approved by the department, as necessary for the delivery of an
 4025 approved educational program.

4026 Section 114. Paragraph (a) of subsection (3) of section
 4027 1013.64, Florida Statutes, is amended to read:

4028 1013.64 Funds for comprehensive educational plant needs;
 4029 construction cost maximums for school district capital
 4030 projects.--Allocations from the Public Education Capital Outlay
 4031 and Debt Service Trust Fund to the various boards for capital
 4032 outlay projects shall be determined as follows:

4033 (3)(a) Each district school board shall receive an amount
 4034 from the Public Education Capital Outlay and Debt Service Trust
 4035 Fund to be calculated by computing the capital outlay full-time
 4036 equivalent membership as determined by the department. Such
 4037 membership must include, but is not limited to:

4038 1. K-12 students, except hospital and homebound part-time
 4039 students; and

4040 2. Students who are career ~~and technical~~ education
 4041 students, and adult disabled students and who are enrolled in
 4042 school district career institutes ~~technical centers~~. The capital
 4043 outlay full-time equivalent membership shall be determined for
 4044 kindergarten through the 12th grade and for career institutes



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4045 ~~technical centers~~ by averaging the unweighted full-time
4046 equivalent student membership for the second and third surveys
4047 and comparing the results on a school-by-school basis with the
4048 Florida Inventory for School Houses. The capital outlay full-
4049 time equivalent membership by grade level organization shall be
4050 used in making the following calculations: The capital outlay
4051 full-time equivalent membership by grade level organization for
4052 the 4th prior year must be used to compute the base-year
4053 allocation. The capital outlay full-time equivalent membership
4054 by grade-level organization for the prior year must be used to
4055 compute the growth over the highest of the 3 years preceding the
4056 prior year. From the total amount appropriated by the
4057 Legislature pursuant to this subsection, 40 percent shall be
4058 allocated among the base capital outlay full-time equivalent
4059 membership and 60 percent among the growth capital outlay full-
4060 time equivalent membership. The allocation within each of these
4061 groups shall be prorated to the districts based upon each
4062 district's percentage of base and growth capital outlay full-
4063 time membership. The most recent 4-year capital outlay full-time
4064 equivalent membership data shall be used in each subsequent
4065 year's calculation for the allocation of funds pursuant to this
4066 subsection. If a change, correction, or recomputation of data
4067 during any year results in a reduction or increase of the
4068 calculated amount previously allocated to a district, the
4069 allocation to that district shall be adjusted correspondingly.
4070 If such recomputation results in an increase or decrease of the
4071 calculated amount, such additional or reduced amounts shall be
4072 added to or reduced from the district's future appropriations.
4073 However, no change, correction, or recomputation of data shall



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4074 be made subsequent to 2 years following the initial annual
4075 allocation.

4076 Section 115. Subsections (1) and (2), and paragraphs (a)
4077 and (c) of subsection (4) of section 1013.75, Florida Statutes,
4078 are amended to read:

4079 1013.75 Cooperative funding of career institute ~~and~~
4080 ~~technical educational~~ facilities.--

4081 (1) Each district school board operating a designated
4082 career institute ~~technical center~~ may submit, prior to August 1
4083 of each year, a request to the commissioner for funds from the
4084 Public Education Capital Outlay and Debt Service Trust Fund to
4085 plan, construct, and equip a career institute ~~and technical~~
4086 ~~educational~~ facility identified as being critical to the
4087 economic development and the workforce needs of the school
4088 district. Prior to submitting a request, each school district
4089 shall:

4090 (a) Adopt and submit to the commissioner a resolution
4091 indicating its commitment to fund the planning, construction,
4092 and equipping of the proposed facility at 40 percent of the
4093 requested project amount. The resolution shall also designate
4094 the locale of the proposed facility. If funds from a private or
4095 noneducational public entity are to be committed to the project,
4096 then a joint resolution shall be required.

4097 (b) Except as provided in paragraph (5)(b), levy the
4098 maximum millage against the nonexempt assessed property value as
4099 provided in s. 1011.71(2).

4100 (c) Certify to the Office of Workforce and Economic
4101 Development that the project has been survey recommended.



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4102 (d) Certify to the Office of Workforce and Economic
 4103 Development that final phase III construction documents comply
 4104 with applicable building codes and life safety codes.

4105 (e) Sign an agreement that the district school board shall
 4106 advertise for bids within 90 days of receiving an encumbrance
 4107 authorization from the department.

4108 (f) If a construction contract has not been signed 90 days
 4109 after the advertising of bids, certify to the Office of
 4110 Workforce and Economic Development and the department the cause
 4111 for delay. Upon request, an additional 90 days may be granted by
 4112 the commissioner.

4113 (2) The Office of Workforce and Economic Development shall
 4114 establish the need for additional career ~~and technical~~ education
 4115 programs and the continuation of existing programs before
 4116 facility construction or renovation related to career ~~and~~
 4117 ~~technical~~ education can be included in the educational plant
 4118 survey. Information used by the Office of Workforce and Economic
 4119 Development to establish facility needs shall include, but not
 4120 be limited to, labor market needs analysis and information
 4121 submitted by the school districts.

4122 (4)(a) A career ~~and technical~~ education construction
 4123 committee shall be composed of the following: three
 4124 representatives from the Department of Education and one
 4125 representative from the Executive Office of the Governor.

4126 (c) The commissioner's legislative capital outlay budget
 4127 request may include up to 2 percent of the new construction
 4128 allocation to public schools for career ~~and technical~~ capital
 4129 outlay projects recommended by the career ~~and technical~~
 4130 education construction committee.

4131 Section 116. This act shall take effect July 1, 2003.