

By the Committee on Education; and Senator Bennett

304-2663-04

1 A bill to be entitled
2 An act relating to career education; revising
3 terminology relating to career, technical,
4 vocational, and workforce education; amending
5 s. 1002.34, F.S.; allowing charter technical
6 career center sponsors to submit full-time
7 enrollment membership data as defined in the
8 charter agreement; deleting requirements
9 relating to the number of days of instruction;
10 creating s. 1003.431, F.S.; providing for a
11 career education certification on a high school
12 diploma; providing academic requirements for
13 students enrolled in comprehensive career
14 education programs; requiring the State Board
15 of Education to define and specify by rule
16 courses and experiences consistent with a
17 comprehensive career education program;
18 authorizing the State Board of Education to
19 adopt by rule a standard format for career
20 education certification; allowing incentive
21 funding to school districts for students
22 receiving the certification; amending s.
23 1003.491, F.S.; providing certain
24 responsibilities for district school boards and
25 superintendents relating to career education
26 certification; creating s. 1003.492, F.S.;
27 providing for coordination of career education
28 programs with industry; requiring the State
29 Board of Education to adopt rules for
30 implementing an industry certification process;
31 requiring the Department of Education to study

1 student performance in industry-certified
2 career education programs; requiring a study by
3 the Department of Education to determine the
4 need for cost factors or startup funding for
5 industry-certified career education programs;
6 creating s. 1006.025, F.S.; requiring district
7 school boards to submit guidance reports to the
8 Commissioner of Education and providing
9 requirements thereof; amending s. 1012.01,
10 F.S.; revising a personnel classification
11 title; amending s. 1011.80, F.S.; repealing the
12 Florida Workforce Development Education Fund;
13 redesignating adult technical education
14 programs as workforce education programs;
15 revising requirements for funding; requiring
16 reporting and cost analysis; amending ss.
17 1009.22 and 1011.83, F.S.; deleting references
18 to the Florida Workforce Development Education
19 Fund; requiring the Agency for Workforce
20 Innovation and the Council for Education Policy
21 Research and Improvement to study the need for
22 new and expanded apprenticeship and other
23 workforce education programs; requiring a
24 report of findings and recommendations;
25 requiring the Commissioner of Education to
26 convene a study group to investigate workforce
27 education issues; requiring the study group to
28 submit a report with recommendations for
29 modifications to the workforce education
30 system; amending ss. 20.18, 110.1099, 112.19,
31 112.191, 112.1915, 238.01, 250.10, 250.482,

1 288.047, 288.9511, 292.05, 292.10, 295.02,
2 295.125, 339.0805, 364.508, 376.0705, 380.0651,
3 402.305, 402.3051, 403.716, 414.0252, 420.0004,
4 420.524, 420.602, 440.16, 443.171, 445.003,
5 445.004, 445.009, 445.012, 445.0123, 445.024,
6 445.049, 446.011, 446.052, 446.22, 475.17,
7 475.451, 475.617, 475.6175, 475.618, 475.627,
8 494.0029, 509.302, 553.841, 790.06, 790.115,
9 810.095, 943.14, 948.015, 948.09, 958.12,
10 985.03, 985.315, 1000.04, 1000.05, 1001.42,
11 1001.44, 1001.452, 1001.453, 1001.64, 1002.01,
12 1002.20, 1002.22, 1002.38, 1002.42, 1003.01,
13 1003.02, 1003.43, 1003.47, 1003.51, 1003.52,
14 1004.02, 1004.04, 1004.07, 1004.54, 1004.65,
15 1004.73, 1004.91, 1004.92, 1004.93, 1004.98,
16 1005.02, 1005.06, 1005.21, 1006.035, 1006.051,
17 1006.21, 1006.31, 1007.21, 1007.23, 1007.24,
18 1007.25, 1007.27, 1007.271, 1008.37, 1008.385,
19 1008.405, 1008.41, 1008.42, 1008.43, 1008.45,
20 1009.23, 1009.25, 1009.40, 1009.532, 1009.533,
21 1009.536, 1009.55, 1009.61, 1009.64, 1009.98,
22 1010.20, 1010.58, 1011.62, 1011.68, 1012.01,
23 1012.39, 1012.41, 1012.43, 1013.03, 1013.31,
24 1013.64, and 1013.75, F.S., to conform;
25 providing an effective date.

26
27 Be It Enacted by the Legislature of the State of Florida:
28

29 Section 1. Subsection (11) of section 1002.34, Florida
30 Statutes, is amended to read:

31 1002.34 Charter technical career centers.--

1 (11) FUNDING.--

2 (a) Notwithstanding any other provision of law, a
3 charter technical career center's student membership
4 enrollment must be calculated pursuant to this section.

5 ~~(b)(a)~~ Each district school board and community
6 college that sponsors a charter technical career center shall
7 pay directly to the center an amount stated in the
8 charter. State funding shall be generated for the center for
9 its student enrollment and program outcomes as provided in
10 law. A center is eligible for funding from workforce
11 education funds ~~the Florida Workforce Development Education~~
12 ~~Fund~~, the Florida Education Finance Program, and the Community
13 College Program Fund, depending upon the programs conducted by
14 the center.

15 ~~(c)(b)~~ A center may receive other state and federal
16 aid, grants, and revenue through the district school board or
17 community college board of trustees.

18 ~~(d)(c)~~ A center may receive gifts and grants from
19 private sources.

20 ~~(e)(d)~~ A center may not levy taxes or issue bonds, but
21 it may charge a student tuition fee consistent with authority
22 granted in its charter and permitted by law.

23 ~~(f)(e)~~ A center shall provide for an annual financial
24 audit in accordance with s. 218.39.

25 (g) A center must define in the charter agreement the
26 delivery system in which the instructional offering of
27 educational services will be placed. The rules governing this
28 delivery system must be applied to all of the center's
29 students and must authorize all other sponsoring educational
30 systems to report required enrollment and student data based
31 solely on the rules of the offering institution. Each sponsor

1 shall earn full-time equivalent membership for each student
2 for funding and reporting purposes.

3 ~~(f) A center must provide instruction for at least the~~
4 ~~number of days required by law for other public schools or~~
5 ~~community colleges, as appropriate, and may provide~~
6 ~~instruction for additional days.~~

7 Section 2. Section 1003.431, Florida Statutes, is
8 created to read:

9 1003.431 Career education certification.--

10 (1) A student who fulfills the following requirements
11 shall be recognized with a career education certification on
12 his or her high school diploma:

13 (a) Completion of the requirements for high school
14 graduation as provided in s. 1003.429 or s. 1003.43 and the
15 additional requirements for a comprehensive career education
16 program of study as provided in subsection (2).

17 (b) A passing score on the college entry-level
18 placement test or an equivalent test identified by the
19 Department of Education with a score adequate to enroll in a
20 public postsecondary educational program without the need for
21 college preparatory or career preparatory instruction.

22 (2) A comprehensive program of study in career
23 education shall be designed to prepare a student to continue
24 his or her education at a postsecondary educational
25 institution and obtain employment. A comprehensive career
26 education program of study must require of each student:

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

31

1 (b) Attainment of at least one occupational completion
2 point in an industry-certified career education program or
3 completion of at least two courses in a technology education
4 program.

5 (c) Completion of a one-credit course addressing
6 workplace readiness skills. The course requirement may be
7 satisfied by infusing course content into an existing select
8 career and education course. The State Board of Education
9 shall define by rule the content of the course and shall
10 ensure that the course meets graduation requirements for
11 performing fine arts or practical arts.

12 (d) Participation in work-based learning experiences,
13 as defined by rule by the State Board of Education.

14 (e) Participation in a capstone activity that includes
15 a project related to a career. This activity is designed to
16 apply and demonstrate the competencies and concepts attained
17 in the student's program of study. The State Board of
18 Education may specify by rule characteristics of capstone
19 activities that meet the intent of this paragraph.

20 (3) The career education certification indicates that
21 the student is prepared to continue into postsecondary
22 education without the need for remediation and that the
23 student has marketable employment skills. The State Board of
24 Education may adopt by rule a standard format for the
25 certification.

26 (4) A school district is not required to offer a
27 comprehensive career education program pursuant to this
28 section. However, for each student who receives the career
29 education certification on his or her high school diploma, the
30 school district may receive incentive funding contingent upon
31 funding in the annual General Appropriations Act.

1 (5) A school district that generates funds as a result
2 of incentive funding for student achievement of the career
3 education certification on the high school diploma must expend
4 the total amount on the comprehensive career education program
5 of study. The school district may not apply indirect charges
6 to incentive funds earned.

7 Section 3. Subsection (1) of section 1003.491, Florida
8 Statutes, is amended, and subsection (3) is added to said
9 section, to read:

10 1003.491 Career ~~and technical~~ education.--

11 (1) School board, superintendent, and school
12 accountability for career ~~and technical~~ education within
13 elementary and secondary schools includes, but is not limited
14 to:

15 (a) Student exposure to a variety of careers and
16 provision of instruction to explore specific careers in
17 greater depth.

18 (b) Student awareness of available career ~~and~~
19 ~~technical~~ programs and the corresponding occupations into
20 which such programs lead.

21 (c) Student development of individual career plans.

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

24 (e) Student preparation to enter the workforce and
25 enroll in postsecondary education without being required to
26 complete college preparatory or career ~~vocational~~ preparatory
27 instruction.

28 (f) Student retention in school through high school
29 graduation.

30 (g) Career education ~~and technical~~ curriculum
31 articulation with corresponding postsecondary programs in the

1 ~~career local area technical~~ center or community college, or
2 both.

3 (3) Each district school board and superintendent
4 shall implement all components required to obtain the career
5 education certification on the high school diploma if the
6 school district chooses to offer the certification.

7 Section 4. Section 1003.492, Florida Statutes, is
8 created to read:

9 1003.492 Industry-certified career education
10 programs.--

11 (1) A career education program within a comprehensive
12 high school program of study shall be coordinated with the
13 appropriate industry indicating that all components of the
14 program are relevant and appropriate to prepare the student
15 for further education or for employment in that industry.

16 (2) The State Board of Education shall adopt rules
17 pursuant to ss. 120.536(1) and 120.54 for implementing an
18 industry certification process, which rules must establish any
19 necessary procedures for obtaining appropriate business
20 partners and requirements for business and industry
21 involvement in curriculum oversight and equipment procurement.

22 (3) The Department of Education shall study student
23 performance in industry-certified career education
24 programs. The department shall identify districts that
25 currently operate industry-certified career education
26 programs. The study shall examine the performance of
27 participating students over time. Performance factors shall
28 include, but not be limited to, graduation rates, retention
29 rates, additional educational attainment, employment records,
30 earnings, and industry satisfaction. The results of this study
31

1 shall be submitted to the President of the Senate and the
2 Speaker of the House of Representatives by December 31, 2004.

3 (4) The Department of Education shall conduct a study
4 to determine if a cost factor should be applied to
5 industry-certified career education programs and review the
6 need for startup funding for the programs. The study shall be
7 completed by December 31, 2004, and shall be submitted to the
8 President of the Senate and the Speaker of the House of
9 Representatives.

10 Section 5. Section 1006.025, Florida Statutes, is
11 created to read:

12 1006.025 Guidance services.--

13 (1) Each district school board shall annually submit a
14 district guidance report to the Commissioner of Education by
15 June 30.

16 (2) The guidance report shall include, but not be
17 limited to, the following:

18 (a) Examination of student access to guidance
19 counselors.

20 (b) Degree to which a district has adopted or
21 implemented a guidance model program.

22 (c) Evaluation of the information and training
23 available to guidance counselors and career specialists to
24 advise students on areas of critical need, labor market
25 trends, and technical training requirements.

26 (d) Progress toward incorporation of best practices
27 for advisement as identified by the department.

28 (e) Consideration of alternative guidance systems or
29 ideas, including, but not limited to, a teacher-advisor model,
30 mentoring, partnerships with the business community, web-based
31 delivery, and parental involvement.

1 (f) Actions taken to provide information to students
2 for the school-to-work transition pursuant to s. 1006.02.

3 (g) A guidance plan for the district.

4 (3) The department shall provide resources to district
5 school boards that may assist districts in preparing the
6 annual guidance report. The resources shall include, but are
7 not limited to, materials relating to guidance model programs,
8 training available through the department for career guidance,
9 adopted best practices, alternative guidance systems or ideas,
10 and a model district guidance plan.

11 Section 6. Paragraph (b) of subsection (2) of section
12 1012.01, Florida Statutes, is amended to read:

13 1012.01 Definitions.--Specific definitions shall be as
14 follows, and wherever such defined words or terms are used in
15 the Florida K-20 Education Code, they shall be used as
16 follows:

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

24 (b) Student personnel services.--Student personnel
25 services include staff members responsible for: advising
26 students with regard to their abilities and aptitudes,
27 educational and occupational opportunities, and personal and
28 social adjustments; providing placement services; performing
29 educational evaluations; and similar functions. Included in
30 this classification are guidance counselors, social workers,
31

1 ~~career occupational/placement~~ specialists, and school
2 psychologists.

3 Section 7. Section 1011.80, Florida Statutes, is
4 amended to read:

5 1011.80 Funds for operation of workforce adult
6 ~~technical~~ education programs.--

7 (1) As used in this section, the terms "workforce
8 ~~development~~ education" and "workforce education development
9 program" include:

10 (a) Adult general education programs designed to
11 improve the employability skills of the state's workforce as
12 defined in s. 1004.02(3) ~~s. 1004.02(5)~~.

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

15 (c) Applied technology diploma programs.

16 (d) Continuing workforce education courses.

17 (e) Degree career technical education programs.

18 (f) Apprenticeship and preapprenticeship programs as
19 defined in s. 446.021.

20 (2) Any workforce ~~development~~ education program may be
21 conducted by a community college or a school district, except
22 that college credit in an associate in applied science or an
23 associate in science degree may be awarded only by a community
24 college. However, if an associate in applied science or an
25 associate in science degree program contains within it an
26 occupational completion point that confers a certificate or an
27 applied technology diploma, that portion of the program may be
28 conducted by a school district career technical center. Any
29 instruction designed to articulate to a degree program is
30 subject to guidelines and standards adopted by the State Board
31 of Education pursuant to s. 1007.25.

1 (3) If a program for disabled adults pursuant to s.
2 1004.93 is a workforce ~~development~~ program as defined in law,
3 it must be funded as provided in this section.

4 (4) ~~The Florida Workforce Development Education Fund~~
5 ~~is created to provide performance based funding for all~~
6 ~~workforce development programs, whether the programs are~~
7 ~~offered by a school district or a community college.~~ Funding
8 for all workforce ~~development~~ education programs ~~must be from~~
9 ~~the Workforce Development Education Fund~~ and must be based on
10 cost categories, performance output measures, and performance
11 outcome measures.

12 (a) The cost categories must be calculated to identify
13 high-cost programs, medium-cost programs, and low-cost
14 programs. The cost analysis used to calculate and assign a
15 program of study to a cost category must include at least both
16 direct and indirect instructional costs, consumable supplies,
17 equipment, and standard program length.

18 (b)1. The performance output measure for career ~~and~~
19 ~~technical~~ education programs of study is student completion of
20 a career ~~and technical~~ program of study that leads to an
21 occupational completion point associated with a certificate;
22 an apprenticeship program; or a program that leads to an
23 applied technology diploma or an associate in applied science
24 or associate in science degree. Performance output measures
25 for registered apprenticeship programs shall be based on
26 program lengths that coincide with lengths established
27 pursuant to the requirements of chapter 446.

28 2. The performance output measure for an adult general
29 education course of study is measurable improvement in student
30 skills. This measure shall include improvement in literacy
31 skills, grade level improvement as measured by an approved

1 test, or attainment of a State of Florida diploma or an adult
2 high school diploma.

3 (c) The performance outcome measures for workforce
4 education programs ~~funded through the Workforce Development~~
5 ~~Education Fund~~ are associated with placement and retention of
6 students after reaching a completion point or completing a
7 program of study. These measures include placement or
8 retention in employment that is related to the program of
9 study; placement into or retention in employment in an
10 occupation on the Workforce Estimating Conference list of
11 high-wage, high-skill occupations with sufficient openings, or
12 other High Wage/High Skill Program occupations as determined
13 by Workforce Florida, Inc.; and placement and retention of
14 participants or former participants in the welfare transition
15 program in employment. Continuing postsecondary education at a
16 level that will further enhance employment is a performance
17 outcome for adult general education programs. Placement and
18 retention must be reported pursuant to ss. 1008.39 and
19 1008.43.

20 (5) State funding and student fees for workforce
21 education ~~development~~ instruction ~~funded through the Workforce~~
22 ~~Development Education Fund~~ shall be established as follows:

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

27 (b) For all other workforce ~~development~~
28 programs ~~funded through the Workforce Development Education~~
29 ~~Fund~~, state funding shall equal 75 percent of the average cost
30 of instruction with the remaining 25 percent made up from
31 student fees. Fees for courses within a program shall not vary

1 according to the cost of the individual program, but instead
2 shall be based on a uniform fee calculated and set at the
3 state level, as adopted by the State Board of Education,
4 unless otherwise specified in the General Appropriations Act.

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

8 (6)(a) A school district or a community college that
9 provides workforce ~~development~~ education programs funded
10 ~~through the Workforce Development Education Fund~~ shall receive
11 funds in accordance with distributions for base and
12 performance funding established by the Legislature in the
13 General Appropriations Act. If the General Appropriations Act
14 does not provide for the distribution of funds, the following
15 methodology shall apply, pursuant to the following conditions:

16 1. Base funding shall be allocated based on weighted
17 enrollment and shall not exceed 90 ~~85~~ percent of the ~~current~~
18 ~~fiscal year total Workforce Development Education Fund~~
19 ~~allocation, which shall be distributed by the Legislature in~~
20 ~~the General Appropriations Act based on a maximum of 85~~
21 ~~percent of the institution's prior year total allocation from~~
22 ~~base and performance funds. The Department of Education shall~~
23 develop a funding process for school district workforce
24 education programs that is comparable with community college
25 workforce programs.

26 2. Performance funding shall be at least 10 ~~15~~ percent
27 of the ~~current fiscal year total Workforce Development~~
28 ~~Education Fund~~ allocation, ~~which shall be distributed by the~~
29 ~~Legislature in the General Appropriations Act~~ based on the
30 previous fiscal year's achievement of output and outcomes in
31 accordance with formulas adopted pursuant to subsection

1 ~~(10)~~~~(9)~~. Performance funding must incorporate payments for at
2 least three levels of placements that reflect wages and
3 workforce demand. Payments for completions must not exceed 60
4 percent of the payments for placement. School districts and
5 community colleges shall be awarded funds pursuant to this
6 paragraph based on performance output data and performance
7 outcome data available in that year.

8 ~~3. If a local educational agency achieves a level of~~
9 ~~performance sufficient to generate a full allocation as~~
10 ~~authorized by the workforce development funding formula, the~~
11 ~~agency may earn performance incentive funds as appropriated~~
12 ~~for that purpose in a General Appropriations Act. If~~
13 ~~performance incentive funds are funded and awarded, these~~
14 ~~funds must be added to the local educational agency's prior~~
15 ~~year total allocation from the Workforce Development Education~~
16 ~~Fund and shall be used to calculate the following year's base~~
17 ~~funding.~~

18 (b) A program is established to assist school
19 districts and community colleges in responding to the needs of
20 new and expanding businesses and thereby strengthening the
21 state's workforce and economy. The program may be funded in
22 the General Appropriations Act. A school district or community
23 college may expend funds under the program without regard to
24 performance criteria set forth in subparagraph (a)2. The
25 district or community college shall use the program to provide
26 customized training for businesses which satisfies the
27 requirements of s. 288.047. Business firms whose employees
28 receive the customized training must provide 50 percent of the
29 cost of the training. Balances remaining in the program at the
30 end of the fiscal year shall not revert to the general fund,
31 but shall be carried over for 1 additional year and used for

1 | the purpose of serving incumbent worker training needs of area
2 | businesses with fewer than 100 employees. Priority shall be
3 | given to businesses that must increase or upgrade their use of
4 | technology to remain competitive.

5 | (7) A school district or community college that
6 | receives workforce education funds ~~earns performance funding~~
7 | must use the money to benefit the workforce ~~postsecondary~~
8 | ~~adult and technical~~ education programs it provides. The money
9 | may be used for equipment upgrades, program expansions, or any
10 | other use that would result in workforce education ~~development~~
11 | program improvement. The district school board or community
12 | college board of trustees may not withhold any portion of the
13 | performance funding for indirect costs. ~~Notwithstanding s.~~
14 | ~~216.351, funds awarded pursuant to this section may be carried~~
15 | ~~across fiscal years and shall not revert to any other fund~~
16 | ~~maintained by the district school board or community college~~
17 | ~~board of trustees.~~

18 | (8) The State Board of Education and Workforce
19 | Florida, Inc., shall provide the Legislature with recommended
20 | formulas, criteria, timeframes, and mechanisms for
21 | distributing performance funds. The commissioner shall
22 | consolidate the recommendations and develop a consensus
23 | proposal for funding. The Legislature shall adopt a formula
24 | and distribute the performance funds to the State Board of
25 | Education for community colleges and school districts through
26 | the General Appropriations Act. These recommendations shall be
27 | based on formulas that would discourage low-performing or
28 | low-demand programs and encourage through performance-funding
29 | awards:

30 | (a) Programs that prepare people to enter high-wage
31 | occupations identified by the Workforce Estimating Conference

1 created by s. 216.136 and other programs as approved by
2 Workforce Florida, Inc. At a minimum, performance incentives
3 shall be calculated for adults who reach completion points or
4 complete programs that lead to specified high-wage employment
5 and to their placement in that employment.

6 (b) Programs that successfully prepare adults who are
7 eligible for public assistance, economically disadvantaged,
8 disabled, not proficient in English, or dislocated workers for
9 high-wage occupations. At a minimum, performance incentives
10 shall be calculated at an enhanced value for the completion of
11 adults identified in this paragraph and job placement of such
12 adults upon completion. In addition, adjustments may be made
13 in payments for job placements for areas of high unemployment.

14 (c) Programs that are specifically designed to be
15 consistent with the workforce needs of private enterprise and
16 regional economic development strategies, as defined in
17 guidelines set by Workforce Florida, Inc. Workforce Florida,
18 Inc., shall develop guidelines to identify such needs and
19 strategies based on localized research of private employers
20 and economic development practitioners.

21 (d) Programs identified by Workforce Florida, Inc., as
22 increasing the effectiveness and cost efficiency of education.

23 (9) School districts shall report full-time equivalent
24 students by discipline category for the programs specified in
25 subsection (1). There shall be an annual cost analysis for the
26 school district workforce education programs that reports cost
27 by discipline category consistent with the reporting for
28 full-time equivalent students. The annual financial reports
29 submitted by the school districts must accurately report on
30 the student fee revenues by fee type according to the programs
31 specified in subsection (1). The Department of Education shall

1 develop a plan for comparable reporting of program, student,
2 facility, personnel, and financial data between the community
3 colleges and the school district workforce education programs.

4 ~~(10)(9)~~ A high school student dually enrolled under s.
5 1007.271 in a workforce education development program ~~funded~~
6 ~~through the Workforce Development Education Fund~~ and operated
7 by a community college or school district career technical
8 center generates the amount calculated for workforce education
9 funding by the Workforce Development Education Fund, including
10 any payment of performance funding, and the proportional share
11 of full-time equivalent enrollment generated through the
12 Florida Education Finance Program for the student's enrollment
13 in a high school. If a high school student is dually enrolled
14 in a community college program, including a program conducted
15 at a high school, the community college earns the funds
16 generated for workforce education funding, ~~through the~~
17 ~~Workforce Development Education Fund~~ and the school district
18 earns the proportional share of full-time equivalent funding
19 from the Florida Education Finance Program. If a student is
20 dually enrolled in a career technical center operated by the
21 same district as the district in which the student attends
22 high school, that district earns the funds generated for
23 workforce education funding through the Workforce Development
24 ~~Education Fund~~ and also earns the proportional share of
25 full-time equivalent funding from the Florida Education
26 Finance Program. If a student is dually enrolled in a
27 workforce education development program provided by a career
28 ~~technical~~ center operated by a different school district, the
29 funds must be divided between the two school districts
30 proportionally from the two funding sources. A student may not
31 be reported for funding in a dual enrollment workforce

1 ~~education development~~ program unless the student has completed
2 the basic skills assessment pursuant to s. 1004.91.

3 ~~(11)(10)~~ The State Board of Education may adopt rules
4 to administer this section.

5 Section 8. Subsections (1), (5), (12), and (13) of
6 section 1009.22, Florida Statutes, are amended to read:

7 1009.22 Workforce education development postsecondary
8 student fees.--

9 (1) This section applies to students enrolled in
10 workforce education development programs who are reported for
11 funding ~~through the Workforce Development Education Fund,~~
12 except that college credit fees for the community colleges are
13 governed by s. 1009.23.

14 (5) Each district school board and community college
15 board of trustees may establish a separate fee for financial
16 aid purposes in an additional amount of up to 10 percent of
17 the student fees collected for workforce education development
18 programs ~~funded through the Workforce Development Education~~
19 ~~Fund.~~ All fees collected shall be deposited into a separate
20 workforce education development student financial aid fee
21 trust fund of the school district or community college to
22 support students enrolled in workforce education development
23 programs. Any undisbursed balance remaining in the trust fund
24 and interest income accruing to investments from the trust
25 fund shall increase the total funds available for distribution
26 to workforce ~~development~~ education students. Awards shall be
27 based on student financial need and distributed in accordance
28 with a nationally recognized system of need analysis approved
29 by the State Board of Education. Fees collected pursuant to
30 this subsection shall be allocated in an expeditious manner.

31

1 (12) Any school district or community college that
2 reports students who have not paid fees in an approved manner
3 in calculations of full-time equivalent enrollments for state
4 funding purposes shall be penalized at a rate equal to 2 times
5 the value of such enrollments. Such penalty shall be charged
6 against the following year's allocation from workforce
7 education funds ~~the Florida Workforce Development Education~~
8 ~~Fund~~ or the Community College Program Fund and shall revert to
9 the General Revenue Fund. The State Board of Education shall
10 specify, in rule, approved methods of student fee payment.
11 Such methods must include, but need not be limited to, student
12 fee payment; payment through federal, state, or institutional
13 financial aid; and employer fee payments.

14 (13) Each school district and community college shall
15 report only those students who have actually enrolled in
16 instruction provided or supervised by instructional personnel
17 under contract with the district or community college in
18 calculations of actual full-time enrollments for state funding
19 purposes. A student who has been exempted from taking a course
20 or who has been granted academic or technical credit through
21 means other than actual coursework completed at the granting
22 institution may not be calculated for enrollment in the course
23 from which the student has been exempted or for which the
24 student has been granted credit. School districts and
25 community colleges that report enrollments in violation of
26 this subsection shall be penalized at a rate equal to 2 times
27 the value of such enrollments. Such penalty shall be charged
28 against the following year's allocation from workforce
29 education funds ~~the Workforce Development Education Fund~~ and
30 shall revert to the General Revenue Fund.

31

1 Section 9. Section 1011.83, Florida Statutes, is
2 amended to read:

3 1011.83 Financial support of community colleges.--Each
4 community college that has been approved by the Department of
5 Education and meets the requirements of law and rules of the
6 State Board of Education shall participate in the Community
7 College Program Fund. However, funds to support workforce
8 education ~~development~~ programs conducted by community colleges
9 shall be provided ~~by the Workforce Development Education Fund~~
10 pursuant to s. 1011.80.

11 Section 10. The Agency for Workforce Innovation and
12 the Council for Education Policy Research and Improvement
13 (CEPRI) shall conduct a joint study on the need for new and
14 expanded apprenticeship and other workforce education programs
15 within each workforce region. The study shall include all
16 apprenticeship programs registered pursuant to chapter 446,
17 Florida Statutes. A specific emphasis shall be placed upon
18 apprenticeships in construction and educational programs,
19 including, but not limited to, biotechnology, information
20 technology, allied health, or other identified areas of
21 critical need. The Agency for Workforce Innovation and CEPRI
22 shall jointly submit a report of their findings and
23 recommendations by December 31, 2004, to the Governor, the
24 President of the Senate, and the Speaker of the House of
25 Representatives.

26 Section 11. Workforce education study.--

27 (1) For purposes of this section, workforce education
28 is defined as the programs referenced in section 1011.80(1),
29 Florida Statutes.

30 (2) To assist the Legislature in providing solutions
31 to the demands for workforce education, the Commissioner of

1 Education shall convene a study group to investigate issues
2 related to workforce education in Florida. The study group
3 shall report to the commissioner and the State Board of
4 Education on or before October 1, 2004, with specific actions
5 necessary to affect the timely implementation of modifications
6 to the workforce education system in Florida. The study group
7 shall consider any relevant projects of the Council for
8 Education Policy Research and Improvement and the Office of
9 Program Policy Analysis and Government Accountability and
10 federal legislation or appropriations. Recommendations must be
11 consistent with the K-20 education performance accountability
12 system in section 1008.31, Florida Statutes. Based on the
13 study group report, the Commissioner of Education shall report
14 to the Governor, the Speaker of the House of Representatives,
15 and the President of the Senate on or before December 1, 2004,
16 a summary of the conclusions of the study group and
17 recommended funding and statutory changes if necessary.

18 (3) The study group shall consist of members appointed
19 by the Commissioner of Education who represent school
20 districts, community colleges, public and independent
21 universities, private postsecondary schools and colleges, the
22 Agency for Workforce Innovation, Workforce Florida, Inc., and
23 Enterprise Florida, Inc., and other members deemed appropriate
24 by the commissioner, with a majority of the membership
25 consisting of representatives of business and industry.

26 (4) The study group shall recommend an implementation
27 plan for their recommendations that shall include, but is not
28 limited to:

29 (a) A recommended funding model for workforce
30 education that encompasses both enrollment and performance.
31 The recommendations must include a process for providing for

1 growth and development of new programs to meet the demands of
2 economic development at the state, regional, and local levels.
3 Recommendations for funding should reflect consideration of
4 state funding, student fees, and federal and private funding,
5 as well as diverse needs and challenges faced by institutions.

6 (b) A recommended allocation model for workforce
7 education based on occupational completion points, literacy
8 completion points, and program length. Performance outcomes
9 should reflect program completion, job placement, and
10 successful transfer to another educational institution.
11 Performance outcomes for traditionally hard-to-serve
12 populations may be weighted based on empirical evidence.
13 Performance outcomes should encourage the expansion of
14 public-private partnerships by including the successful
15 leveraging of private resources. Performance outcomes should
16 be evaluated by examining an institution's performance over
17 time rather than its performance relative to other
18 institutions and should be consistent regardless of the type
19 of institution offering the program.

20 (c) Recommendations to improve articulation and obtain
21 the maximum appropriate transferability of coursework between
22 components of the workforce education system and between
23 workforce education programs and advanced degrees. The
24 implementation plan shall include a review of current
25 articulation practices for workforce education, examples of
26 best practices, and specific methods to improve articulation
27 options for all students participating in workforce education.

28 (d) Recommendations for the implementation of
29 innovative programs that provide high school students with
30 work-related career-based educational opportunities.
31 Recommendations shall reflect the consideration of a broad

1 array of options, including, but not limited to, high school
2 career academies, charter technical centers,
3 industry-certified educational opportunities, and the expanded
4 use of career dual enrollment or other acceleration
5 mechanisms. Recommendations shall also include expanded
6 opportunities for partnership with business and industry to
7 ensure that all components of any recommended program are
8 relevant and appropriate to prepare students for further
9 education and employment.

10 (e) Recommendations for the implementation of
11 innovative options or expanded use of existing resources for
12 the delivery of postsecondary workforce education. These
13 options must respond to the need for access to workforce
14 education in geographic areas of high demand or unmet need or
15 to demand for programs in occupational clusters that are
16 targeted for purposes of economic development. Recommendations
17 must include, but are not limited to, consideration of the
18 increased use of distance learning, agreements for the
19 innovative use of facilities, and other innovative
20 partnerships and programs that would improve access to
21 workforce education.

22 (f) Recommendations for improvements to guidance
23 counseling and advising to ensure that all students in the
24 K-12 system are properly informed and prepared for their
25 future careers regardless of whether they intend to train for
26 those careers in a traditional college setting or through
27 workforce education. Recommendations shall address the effect
28 of students receiving guidance and advising beginning at the
29 middle school level that balances the postsecondary academic
30 and workforce education options available to students.
31 Recommendations shall reflect a consideration of best

1 practices and innovative models for student advisement.
2 Recommendations shall also include opportunities for state and
3 local educational entities to partner with business and
4 industry to align existing guidance counseling and advising
5 resources with other agencies and organizations and to develop
6 an intensive marketing campaign to attract high school
7 students into postsecondary education programs leading to
8 careers that are of critical need to the state. The
9 recommendations shall include a timeline for implementation to
10 be completed no later than July 1, 2005.

11 (5) The Department of Education shall provide staff
12 assistance and resources to assist the study group in
13 preparing recommendations.

14 Section 12. Paragraph (a) of subsection (4) of section
15 20.18, Florida Statutes, is amended to read:

16 20.18 Department of Community Affairs.--There is
17 created a Department of Community Affairs.

18 (4) In addition to its other powers, duties, and
19 functions, the department shall, under the general supervision
20 of the secretary and the Interdepartmental Coordinating
21 Council on Community Services, assist and encourage the
22 development of state programs by the various departments for
23 the productive use of human resources, and the department
24 shall work with other state agencies in order that together
25 they might:

26 (a) Effect the coordination, by the responsible
27 agencies of the state, of the career ~~vocational, technical,~~
28 and adult educational programs of the state in order to
29 provide the maximum use and meaningful employment of persons
30 completing courses of study from such programs;

31

1 Section 13. Paragraph (a) of subsection (1) and
2 subsection (5) of section 110.1099, Florida Statutes, are
3 amended to read:

4 110.1099 Education and training opportunities for
5 state employees.--

6 (1)(a) Education and training are an integral
7 component in improving the delivery of services to the
8 public. Recognizing that the application of
9 productivity-enhancing technology and practice demands
10 continuous educational and training opportunities, a state
11 employee may be authorized to receive a voucher or grant, for
12 matriculation fees, to attend work-related courses at public
13 community colleges, public career ~~technical~~ centers, or public
14 universities. The department may implement the provisions of
15 this section from funds appropriated to the department for
16 this purpose. In the event insufficient funds are appropriated
17 to the department, each state agency may supplement these
18 funds to support the training and education needs of its
19 employees from funds appropriated to the agency.

20 (5) The Department of Management Services, in
21 consultation with the agencies and, to the extent applicable,
22 with Florida's public community colleges, public career
23 ~~technical~~ centers, and public universities, shall adopt rules
24 to administer this section.

25 Section 14. Subsection (3) of section 112.19, Florida
26 Statutes, as amended by section 1 of chapter 2002-191, Laws of
27 Florida, is amended to read:

28 112.19 Law enforcement, correctional, and correctional
29 probation officers; death benefits.--

30 (3) If a law enforcement, correctional, or
31 correctional probation officer is accidentally killed as

1 | specified in paragraph (2)(b) on or after June 22, 1990, or
2 | unlawfully and intentionally killed as specified in paragraph
3 | (2)(c) on or after July 1, 1980, the state shall waive certain
4 | educational expenses that the child or spouse of the deceased
5 | officer incurs while obtaining a career ~~vocational technical~~
6 | certificate, an undergraduate education, or a postgraduate
7 | education. The amount waived by the state shall be an amount
8 | equal to the cost of tuition and matriculation and
9 | registration fees for a total of 120 credit hours. The child
10 | or spouse may attend a state career center
11 | ~~vocational technical school~~, a state community college, or a
12 | state university. The child or spouse may attend any or all of
13 | the institutions specified in this subsection, on either a
14 | full-time or part-time basis. The benefits provided to a child
15 | under this subsection shall continue until the child's 25th
16 | birthday. The benefits provided to a spouse under this
17 | subsection must commence within 5 years after the death
18 | occurs, and entitlement thereto shall continue until the 10th
19 | anniversary of that death.

20 | (a) Upon failure of any child or spouse benefited by
21 | the provisions of this subsection to comply with the ordinary
22 | and minimum requirements of the institution attended, both as
23 | to discipline and scholarship, the benefits shall be withdrawn
24 | as to the child or spouse and no further moneys may be
25 | expended for the child's or spouse's benefits so long as such
26 | failure or delinquency continues.

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

29 | (c) A child or spouse receiving benefits under this
30 | subsection must be enrolled according to the customary rules
31 | and requirements of the institution attended.

1 Section 15. Subsection (3) of section 112.19, Florida
2 Statutes, as amended by section 1 of chapter 2002-232, Laws of
3 Florida, as amended by section 9 of chapter 2003-1, Laws of
4 Florida, is amended to read:

5 112.19 Law enforcement, correctional, and correctional
6 probation officers; death benefits.--

7 (3) If a law enforcement, correctional, or
8 correctional probation officer is accidentally killed as
9 specified in paragraph (2)(b) on or after June 22, 1990, or
10 unlawfully and intentionally killed as specified in paragraph
11 (2)(c) on or after July 1, 1980, the state shall waive certain
12 educational expenses that children of the deceased officer
13 incur while obtaining a career ~~vocational technical~~
14 certificate, an undergraduate education, or a graduate or
15 postbaccalaureate professional degree. The amount waived by
16 the state shall be an amount equal to the cost of tuition,
17 matriculation, and other statutorily authorized fees for a
18 total of 120 credit hours for a career ~~vocational technical~~
19 certificate or an undergraduate education. For a child
20 pursuing a graduate or postbaccalaureate professional degree,
21 the amount waived shall equal the cost of matriculation and
22 other statutorily authorized fees incurred while the child
23 continues to fulfill the professional requirements associated
24 with the graduate or postbaccalaureate professional degree
25 program, and eligibility continues until the child's 29th
26 birthday. The child may attend a state career center
27 ~~vocational technical school~~, a state community college, or a
28 state university. The child may attend any or all of the
29 institutions specified in this subsection, on either a
30 full-time or part-time basis. For a child pursuing a career
31 ~~vocational technical~~ certificate or an undergraduate

1 education, the benefits provided under this subsection shall
2 continue to the child until the child's 25th birthday. To be
3 eligible for the benefits provided under this subsection for
4 enrollment in a graduate or postbaccalaureate professional
5 degree program, the child must be a state resident, as defined
6 in s. 1009.21, at the time of enrollment.

7 (a) Upon failure of any child benefited by the
8 provisions of this section to comply with the ordinary and
9 minimum requirements of the institution attended, both as to
10 discipline and scholarship, the benefits shall be withdrawn as
11 to the child and no further moneys may be expended for the
12 child's benefits so long as such failure or delinquency
13 continues.

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

16 (c) A child receiving benefits under this section must
17 be enrolled according to the customary rules and requirements
18 of the institution attended.

19 Section 16. Subsection (3) of section 112.191, Florida
20 Statutes, as amended by section 2 of chapter 2002-191, Laws of
21 Florida, is amended to read:

22 112.191 Firefighters; death benefits.--

23 (3) If a firefighter is accidentally killed as
24 specified in paragraph (2)(b) on or after June 22, 1990, or
25 unlawfully and intentionally killed as specified in paragraph
26 (2)(c), on or after July 1, 1980, the state shall waive
27 certain educational expenses that the child or spouse of the
28 deceased firefighter incurs while obtaining a career
29 ~~vocational-technical~~ certificate, an undergraduate education,
30 or a postgraduate education. The amount waived by the state
31 shall be an amount equal to the cost of tuition and

1 matriculation and registration fees for a total of 120 credit
2 hours. The child or spouse may attend a state career center
3 ~~vocational technical school~~, a state community college, or a
4 state university. The child or spouse may attend any or all of
5 the institutions specified in this subsection, on either a
6 full-time or part-time basis. The benefits provided to a child
7 under this subsection shall continue until the child's 25th
8 birthday. The benefits provided to a spouse under this
9 subsection must commence within 5 years after the death
10 occurs, and entitlement thereto shall continue until the 10th
11 anniversary of that death.

12 (a) Upon failure of any child or spouse benefited by
13 the provisions of this subsection to comply with the ordinary
14 and minimum requirements of the institution attended, both as
15 to discipline and scholarship, the benefits thereof shall be
16 withdrawn as to the child or spouse and no further moneys
17 expended for the child's or spouse's benefits so long as such
18 failure or delinquency continues.

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

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

24 Section 17. Subsection (3) of section 112.191, Florida
25 Statutes, as amended by section 2 of chapter 2002-232, Laws of
26 Florida, as amended by section 10 of chapter 2003-1, Laws of
27 Florida, is amended to read:

28 112.191 Firefighters; death benefits.--

29 (3) If a firefighter is accidentally killed as
30 specified in paragraph (2)(b) on or after June 22, 1990, or
31 unlawfully and intentionally killed as specified in paragraph

1 | (2)(c), on or after July 1, 1980, the state shall waive
2 | certain educational expenses that children of the deceased
3 | firefighter incur while obtaining a career
4 | ~~vocational technical~~ certificate, an undergraduate education,
5 | or a graduate or postbaccalaureate professional degree. The
6 | amount waived by the state shall be an amount equal to the
7 | cost of tuition, matriculation, and other statutorily
8 | authorized fees for a total of 120 credit hours for a career
9 | ~~vocational technical~~ certificate or an undergraduate
10 | education. For a child pursuing a graduate or
11 | postbaccalaureate professional degree, the amount waived shall
12 | equal the cost of matriculation and other statutorily
13 | authorized fees incurred while the child continues to fulfill
14 | the professional requirements associated with the graduate or
15 | postbaccalaureate professional degree program, and eligibility
16 | continues until the child's 29th birthday. The child may
17 | attend a state career center ~~vocational technical school~~, a
18 | state community college, or a state university. The child may
19 | attend any or all of the institutions specified in this
20 | subsection, on either a full-time or part-time basis. For a
21 | child pursuing a career ~~vocational technical~~ certificate or an
22 | undergraduate education, the benefits provided under this
23 | subsection shall continue to such a child until the child's
24 | 25th birthday. To be eligible for the benefits provided under
25 | this subsection for enrollment in a graduate or
26 | postbaccalaureate professional degree program, the child must
27 | be a state resident, as defined in s. 1009.21, at the time of
28 | enrollment.

29 | (a) Upon failure of any child benefited by the
30 | provisions of this section to comply with the ordinary and
31 | minimum requirements of the institution attended, both as to

1 | discipline and scholarship, the benefits thereof shall be
2 | withdrawn as to the child and no further moneys expended for
3 | the child's benefits so long as such failure or delinquency
4 | continues.

5 | (b) Only students in good standing in their respective
6 | institutions shall receive the benefits thereof.

7 | (c) All children receiving benefits under this section
8 | shall be enrolled according to the customary rules and
9 | requirements of the institution attended.

10 | Section 18. Paragraph (d) of subsection (3) of section
11 | 112.1915, Florida Statutes, is amended to read:

12 | 112.1915 Teachers and school administrators; death
13 | benefits.--Any other provision of law to the contrary
14 | notwithstanding:

15 | (3) If a teacher or school administrator dies under
16 | the conditions in subsection (2), benefits shall be provided
17 | as follows:

18 | (d) Waiver of certain educational expenses which
19 | children of the deceased teacher or school administrator incur
20 | while obtaining a career ~~vocational-technical~~ certificate or
21 | an undergraduate education shall be according to conditions
22 | set forth in this paragraph. The amount waived by the state
23 | shall be an amount equal to the cost of tuition and
24 | matriculation and registration fees for a total of 120 credit
25 | hours at a university. The child may attend a state career
26 | center ~~vocational-technical school~~, a state community college,
27 | or a state university. The child may attend any or all of the
28 | institutions specified in this paragraph, on either a
29 | full-time or part-time basis. The benefits provided under this
30 | paragraph shall continue to the child until the child's 25th
31 | birthday.

1 1. Upon failure of any child benefited by the
2 provisions of this paragraph to comply with the ordinary and
3 minimum requirements of the institution attended, both as to
4 discipline and scholarship, the benefits shall be withdrawn as
5 to the child and no further moneys may be expended for the
6 child's benefits so long as such failure or delinquency
7 continues.

8 2. A student who becomes eligible for benefits under
9 the provisions of this paragraph while enrolled in an
10 institution must be in good standing with the institution to
11 receive the benefits provided herein.

12 3. A child receiving benefits under this paragraph
13 must be enrolled according to the customary rules and
14 requirements of the institution attended.

15 Section 19. Subsection (3) of section 238.01, Florida
16 Statutes, is amended to read:

17 238.01 Definitions.--The following words and phrases
18 as used in this chapter shall have the following meanings
19 unless a different meaning is plainly required by the context:

20 (3) "Teacher" means any member of the teaching or
21 professional staff and any certificated employee of any public
22 free school, of any district school system and career center
23 ~~vocational school~~, any member of the teaching or professional
24 staff of the Florida School for the Deaf and Blind, child
25 training schools of the Department of Juvenile Justice, the
26 Department of Corrections, and any tax-supported institution
27 of higher learning of the state, and any member and any
28 certified employee of the Department of Education, any
29 certified employee of the retirement system, any full-time
30 employee of any nonprofit professional association or
31 corporation of teachers functioning in Florida on a statewide

1 basis, which seeks to protect and improve public school
2 opportunities for children and advance the professional and
3 welfare status of its members, any person now serving as
4 superintendent, or who was serving as county superintendent of
5 public instruction on July 1, 1939, and any hereafter duly
6 elected or appointed superintendent, who holds a valid Florida
7 teachers' certificate. In all cases of doubt the Department of
8 Management Services shall determine whether any person is a
9 teacher as defined herein.

10 Section 20. Paragraph (b) of subsection (7), paragraph
11 (c) of subsection (8), and paragraph (b) of subsection (9) of
12 section 250.10, Florida Statutes, are amended to read:

13 250.10 Appointment and duties of the Adjutant
14 General.--

15 (7) The Adjutant General and the State Board of
16 Education shall develop education assistance programs for
17 members in good standing of the active Florida National Guard
18 who enroll in a public institution of higher learning in the
19 state.

20 (b) The programs shall define those members of the
21 active Florida National Guard who are ineligible to
22 participate in the program and those courses of study which
23 are not authorized for the program.

24 1. Such members include, but are not limited to:

25 a. Any member, commissioned officer, warrant officer,
26 or enlisted person who has a baccalaureate degree.

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

29 c. Any member who has not completed basic military
30 training.

31

1 2. Courses not authorized include noncredit courses,
2 courses that do not meet degree requirements, or courses that
3 do not meet requirements for completion of career
4 ~~vocational-technical~~ training.

5 (8) The Department of Military Affairs may administer
6 a tuition exemption program, known as the State Tuition
7 Exemption Program (STEP), for members of the Florida National
8 Guard who qualify pursuant to subsection (7).

9 (c) Courses not authorized include noncredit courses,
10 courses that do not meet degree requirements, or courses that
11 do not meet requirements for completing career
12 ~~vocational-technical~~ training.

13 (9) Subject to appropriations, the Department of
14 Military Affairs may pay the full cost of tuition and fees for
15 required courses for members of the Florida National Guard who
16 enlist after June 30, 1997. This program shall be known as the
17 Educational Dollars for Duty program (EDD) and is the primary
18 program for these members.

19 (b) Courses not authorized include noncredit courses,
20 courses that do not meet the degree requirements, or courses
21 that do not meet requirements for completing career
22 ~~vocational-technical~~ training.

23 Section 21. Subsection (1) of section 250.482, Florida
24 Statutes, is amended to read:

25 250.482 Troops ordered into state active service; not
26 to be penalized by employers and postsecondary institutions.--

27 (1) If a member of the Florida National Guard is
28 ordered into state active duty pursuant to this chapter, a
29 private or public employer, or an employing or appointing
30 authority of this state, its counties, school districts,
31 municipalities, political subdivisions, career centers

1 ~~vocational or technical schools~~, community colleges, or
2 universities, may not discharge, reprimand, or in any other
3 way penalize such member because of his or her absence by
4 reason of state active duty.

5 Section 22. Subsection (3) of section 288.047, Florida
6 Statutes, is amended to read:

7 288.047 Quick-response training for economic
8 development.--

9 (3) Requests for funding through the Quick-Response
10 Training Program may be produced through inquiries from a
11 specific business or industry, inquiries from a school
12 district director of career education or community college
13 occupational dean on behalf of a business or industry, or
14 through official state or local economic development efforts.
15 In allocating funds for the purposes of the program, Workforce
16 Florida, Inc., shall establish criteria for approval of
17 requests for funding and shall select the entity that provides
18 the most efficient, cost-effective instruction meeting such
19 criteria. Program funds may be allocated to any career area
20 ~~technical~~ center, community college, or state university.
21 Program funds may be allocated to private postsecondary
22 institutions only upon a review that includes, but is not
23 limited to, accreditation and licensure documentation and
24 prior approval by Workforce Florida, Inc. Instruction funded
25 through the program must terminate when participants
26 demonstrate competence at the level specified in the request;
27 however, the grant term may not exceed 24 months. Costs and
28 expenditures for the Quick-Response Training Program must be
29 documented and separated from those incurred by the training
30 provider.

31

1 Section 23. Subsection (1) of section 288.9511,
2 Florida Statutes, is amended to read:

3 288.9511 Definitions.--As used in ss.
4 288.9511-288.9517, the term:

5 (1) "Educational institutions" means Florida career
6 centers ~~technical institutes and vocational schools,~~ and
7 public and private community colleges, colleges, and
8 universities in the state.

9 Section 24. Subsection (1) of section 292.05, Florida
10 Statutes, is amended to read:

11 292.05 Duties of Department of Veterans' Affairs.--

12 (1) The Department of Veterans' Affairs shall provide
13 assistance to all former, present, and future members of the
14 Armed Forces of the United States and their dependents in
15 preparing claims for and securing such compensation,
16 hospitalization, career ~~vocational~~ training, and other
17 benefits or privileges to which such persons or any of them
18 are or may become entitled under any federal or state law or
19 regulation by reason of their service in the Armed Forces of
20 the United States. All services rendered under this
21 subsection shall be without charge to the claimant.

22 Section 25. Section 292.10, Florida Statutes, is
23 amended to read:

24 292.10 Local governing bodies authorized to assist war
25 veterans; powers.--The board of county commissioners of each
26 county and the governing body of each city in the state are
27 hereby granted full and complete power and authority to aid
28 and assist wherever practical and feasible the veterans, male
29 and female, who have served in the Armed Forces of the United
30 States in any war and received an honorable discharge from any
31 branch of the military service of the United States, and their

1 dependents, in presenting claims for and securing such
2 compensation, hospitalization, education, loans, career
3 ~~vocational~~ training, and other benefits or privileges to which
4 said veterans, or any of them, are or may become entitled
5 under any federal or state law or regulation by reason of
6 their service in the Armed Forces of the United States.

7 Section 26. Section 295.02, Florida Statutes, is
8 amended to read:

9 295.02 Use of funds; age, etc.--All sums appropriated
10 and expended under this chapter shall be used to pay tuition
11 and registration fees, board, and room rent and to buy books
12 and supplies for the children of deceased or disabled veterans
13 or service members, as defined and limited in s. 295.01, s.
14 295.016, s. 295.017, s. 295.018, or s. 295.0195, or of parents
15 classified as prisoners of war or missing in action, as
16 defined and limited in s. 295.015, who are between the ages of
17 16 and 22 years and who are in attendance at a state-supported
18 institution of higher learning, including a community college
19 or career center ~~vocational technical school~~. Any child having
20 entered upon a course of training or education under the
21 provisions of this chapter, consisting of a course of not more
22 than 4 years, and arriving at the age of 22 years before the
23 completion of such course may continue the course and receive
24 all benefits of the provisions of this chapter until the
25 course is completed. The Department of Education shall
26 administer this educational program subject to regulations of
27 the department.

28 Section 27. Subsections (1) and (2) of section
29 295.125, Florida Statutes, are amended to read:

30 295.125 Preference for admission to career ~~vocational~~
31 training.--

1 (1) It is the intent of the Legislature through
2 enactment of this section to assist returning veterans of the
3 Southeast Asian conflict to train themselves for a civilian
4 future. Although the provisions of this section apply only to
5 state-supported career center ~~vocational technical~~ facilities
6 and programs, it is the further intent of the Legislature to
7 encourage privately supported career ~~vocational technical~~
8 ~~schools and~~ centers to join with the state in assisting our
9 returning veterans by providing preferences for them in
10 admission procedures and standards.

11 (2) In determining order of admission or acceptance
12 for students, every career ~~vocational training~~ center,
13 ~~vocational technical school,~~ or career ~~vocational~~ program
14 which receives state funding or support shall give preference
15 as provided in subsection (3) to a person who served in the
16 Armed Forces of the United States at any time during the
17 Vietnam Era, as defined in s. 1.01(14), and who has been
18 separated therefrom under honorable conditions, if such
19 person's enrollment is directly related to his or her present
20 employment or to his or her securing employment.

21 Section 28. Paragraph (d) of subsection (3) of section
22 339.0805, Florida Statutes, is amended to read:

23 339.0805 Funds to be expended with certified
24 disadvantaged business enterprises; specified percentage to be
25 expended; construction management development program; bond
26 guarantee program.--It is the policy of the state to
27 meaningfully assist socially and economically disadvantaged
28 business enterprises through a program that will provide for
29 the development of skills through construction and business
30 management training, as well as by providing contracting
31 opportunities and financial assistance in the form of bond

1 | guarantees, to primarily remedy the effects of past economic
2 | disparity.

3 | (3) The head of the department is authorized to expend
4 | up to 6 percent of the funds specified in subsection (1) which
5 | are designated to be expended on small business firms owned
6 | and controlled by socially and economically disadvantaged
7 | individuals to conduct, by contract or otherwise, a
8 | construction management development program. Participation in
9 | the program will be limited to those firms which are certified
10 | under the provisions of subsection (1) by the department or
11 | the federal Small Business Administration or to any firm which
12 | has annual gross receipts not exceeding \$2 million averaged
13 | over a 3-year period. The program will consist of classroom
14 | instruction and on-the-job instruction. To the extent
15 | feasible, the registration fee shall be set to cover the cost
16 | of instruction and overhead. No salary will be paid to any
17 | participant.

18 | (d) The department shall develop, under contract with
19 | the State University System, the community college system, a
20 | school district in behalf of its career ~~vocational-technical~~
21 | center, or a private consulting firm, a curriculum for
22 | instruction in the courses that will lead to a certification
23 | of proficiency in the construction management development
24 | program.

25 | Section 29. Subsection (7) of section 364.508, Florida
26 | Statutes, is amended to read:

27 | 364.508 Definitions.--As used in this part:

28 | (7) "Eligible facilities" means all approved campuses
29 | and instructional centers of all public universities, public
30 | community colleges, career ~~area-technical~~ centers, public
31 | elementary schools, middle schools, and high schools,

1 including school administrative offices, public libraries,
2 teaching hospitals, the research institute described in s.
3 1004.43, and rural public hospitals as defined in s. 395.602.
4 If no rural public hospital exists in a community, the public
5 health clinic which is responsible for individuals before they
6 can be transferred to a regional hospital shall be considered
7 eligible.

8 Section 30. Section 376.0705, Florida Statutes, is
9 amended to read:

10 376.0705 Development of training programs and
11 educational materials.--The department shall encourage the
12 development of training programs for personnel needed for
13 pollutant discharge prevention and cleanup activities. The
14 department shall work with accredited community colleges,
15 career ~~vocational technical~~ centers, state universities, and
16 private institutions in developing educational materials,
17 courses of study, and other such information to be made
18 available for persons seeking to be trained for pollutant
19 discharge prevention and cleanup activities.

20 Section 31. Paragraph (k) of subsection (3) of section
21 380.0651, Florida Statutes, is amended to read:

22 380.0651 Statewide guidelines and standards.--

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

27 (k) Schools.--

28 1. The proposed construction of any public, private,
29 or proprietary postsecondary educational campus which provides
30 for a design population of more than 5,000 full-time
31 equivalent students, or the proposed physical expansion of any

1 public, private, or proprietary postsecondary educational
2 campus having such a design population that would increase the
3 population by at least 20 percent of the design population.

4 2. As used in this paragraph, "full-time equivalent
5 student" means enrollment for 15 or more quarter hours during
6 a single academic semester. In career centers ~~technical~~
7 ~~schools~~ or other institutions which do not employ semester
8 hours or quarter hours in accounting for student
9 participation, enrollment for 18 contact hours shall be
10 considered equivalent to one quarter hour, and enrollment for
11 27 contact hours shall be considered equivalent to one
12 semester hour.

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

16 Section 32. Paragraph (d) of subsection (2) of section
17 402.305, Florida Statutes, is amended to read:

18 402.305 Licensing standards; child care facilities.--

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

21 (d) Minimum training requirements for child care
22 personnel.

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

27 a. State and local rules and regulations which govern
28 child care.

29 b. Health, safety, and nutrition.

30 c. Identifying and reporting child abuse and neglect.

31

1 d. Child development, including typical and atypical
2 language, cognitive, motor, social, and self-help skills
3 development.

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

7 f. Specialized areas, including computer technology
8 for professional and classroom use and early literacy and
9 language development of children from birth to 5 years of age,
10 as determined by the department, for owner-operators and child
11 care personnel of a child care facility.

12
13 Within 90 days after employment, child care personnel shall
14 begin training to meet the training requirements. Child care
15 personnel shall successfully complete such training within 1
16 year after the date on which the training began, as evidenced
17 by passage of a competency examination. Successful completion
18 of the 40-clock-hour introductory course shall articulate into
19 community college credit in early childhood education,
20 pursuant to ss. 1007.24 and 1007.25. Exemption from all or a
21 portion of the required training shall be granted to child
22 care personnel based upon educational credentials or passage
23 of competency examinations. Child care personnel possessing a
24 2-year degree or higher that includes 6 college credit hours
25 in early childhood development or child growth and
26 development, or a child development associate credential or an
27 equivalent state-approved child development associate
28 credential, or a child development associate waiver
29 certificate shall be automatically exempted from the training
30 requirements in sub-subparagraphs b., d., and e.

31

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

4 3. On an annual basis in order to further their child
5 care skills and, if appropriate, administrative skills, child
6 care personnel who have fulfilled the requirements for the
7 child care training shall be required to take an additional 1
8 continuing education unit of approved inservice training, or
9 10 clock hours of equivalent training, as determined by the
10 department.

11 4. Child care personnel shall be required to complete
12 0.5 continuing education unit of approved training or 5 clock
13 hours of equivalent training, as determined by the department,
14 in early literacy and language development of children from
15 birth to 5 years of age one time. The year that this training
16 is completed, it shall fulfill the 0.5 continuing education
17 unit or 5 clock hours of the annual training required in
18 subparagraph 3.

19 5. Procedures for ensuring the training of qualified
20 child care professionals to provide training of child care
21 personnel, including onsite training, shall be included in the
22 minimum standards. It is recommended that the state community
23 child care coordination agencies (central agencies) be
24 contracted by the department to coordinate such training when
25 possible. Other district educational resources, such as
26 community colleges and career ~~vocational-technical~~ programs,
27 can be designated in such areas where central agencies may not
28 exist or are determined not to have the capability to meet the
29 coordination requirements set forth by the department.

30 6. Training requirements shall not apply to certain
31 occasional or part-time support staff, including, but not

1 limited to, swimming instructors, piano teachers, dance
2 instructors, and gymnastics instructors.

3 7. The department shall evaluate or contract for an
4 evaluation for the general purpose of determining the status
5 of and means to improve staff training requirements and
6 testing procedures. The evaluation shall be conducted every 2
7 years. The evaluation shall include, but not be limited to,
8 determining the availability, quality, scope, and sources of
9 current staff training; determining the need for specialty
10 training; and determining ways to increase inservice training
11 and ways to increase the accessibility, quality, and
12 cost-effectiveness of current and proposed staff training. The
13 evaluation methodology shall include a reliable and valid
14 survey of child care personnel.

15 8. The child care operator shall be required to take
16 basic training in serving children with disabilities within 5
17 years after employment, either as a part of the introductory
18 training or the annual 8 hours of inservice training.

19 Section 33. Subsections (3) and (4) of section
20 402.3051, Florida Statutes, are amended to read:

21 402.3051 Child care market rate reimbursement; child
22 care grants.--

23 (3) The department may provide child care grants to
24 central agencies, community colleges, and career
25 ~~vocational/technical~~ programs for the purpose of providing
26 support and technical assistance to licensed child care
27 providers.

28 (4) The department may use the state community child
29 care coordination agencies (central agencies), community
30 colleges, and career ~~vocational/technical~~ programs to
31 implement this section.

1 Section 34. Subsection (2) of section 403.716, Florida
2 Statutes, is amended to read:

3 403.716 Training of operators of solid waste
4 management and other facilities.--

5 (2) The department shall work with accredited
6 community colleges, career ~~vocational-technical~~ centers, state
7 universities, and private institutions in developing
8 educational materials, courses of study, and other such
9 information to be made available for persons seeking to be
10 trained as operators of solid waste management facilities.

11 Section 35. Subsection (8) of section 414.0252,
12 Florida Statutes, is amended to read:

13 414.0252 Definitions.--As used in ss. 414.025-414.55,
14 the term:

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

20 Section 36. Subsection (11) of section 420.0004,
21 Florida Statutes, is amended to read:

22 420.0004 Definitions.--As used in this part, unless
23 the context otherwise indicates:

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

30 Section 37. Subsection (5) of section 420.524, Florida
31 Statutes, is amended to read:

1 420.524 Definitions relating to Predevelopment Loan
2 Program Act.--For the purpose of ss. 420.521-420.529, the
3 term:

4 (5) "Student" means any person not living with that
5 person's parent or guardian who is eligible to be claimed by
6 that person's parent or guardian as a dependent under the
7 federal income tax code and who is enrolled on at least a
8 half-time basis in a secondary school, career
9 ~~vocational technical~~ center, community college, college, or
10 university. The term does not include a person participating
11 in an educational or training program approved by the
12 corporation.

13 Section 38. Subsection (11) of section 420.602,
14 Florida Statutes, is amended to read:

15 420.602 Definitions.--As used in this part, the
16 following terms shall have the following meanings, unless the
17 context otherwise requires:

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

24 Section 39. Paragraph (c) of subsection (1) of section
25 440.16, Florida Statutes, is amended to read:

26 440.16 Compensation for death.--

27 (1) If death results from the accident within 1 year
28 thereafter or follows continuous disability and results from
29 the accident within 5 years thereafter, the employer shall
30 pay:
31

1 (c) To the surviving spouse, payment of postsecondary
2 student fees for instruction at any career ~~area technical~~
3 center established under s. 1001.44 for up to 1,800 classroom
4 hours or payment of student fees at any community college
5 established under part III of chapter 1004 for up to 80
6 semester hours. The spouse of a deceased state employee shall
7 be entitled to a full waiver of such fees as provided in ss.
8 1009.22 and 1009.23 in lieu of the payment of such fees. The
9 benefits provided for in this paragraph shall be in addition
10 to other benefits provided for in this section and shall
11 terminate 7 years after the death of the deceased employee, or
12 when the total payment in eligible compensation under
13 paragraph(b) has been received. To qualify for the
14 educational benefit under this paragraph, the spouse shall be
15 required to meet and maintain the regular admission
16 requirements of, and be registered at, such career ~~area~~
17 ~~technical~~ center or community college, and make satisfactory
18 academic progress as defined by the educational institution in
19 which the student is enrolled.

20 Section 40. Subsection (4) of section 443.171, Florida
21 Statutes, is amended to read:

22 443.171 Agency for Workforce Innovation and
23 commission; powers and duties; records and reports;
24 proceedings; state-federal cooperation.--

25 (4) EMPLOYMENT STABILIZATION.--The Agency for
26 Workforce Innovation, under the direction of Workforce
27 Florida, Inc., shall take all appropriate steps to reduce and
28 prevent unemployment; to encourage and assist in the adoption
29 of practical methods of career ~~vocational~~ training,
30 retraining, and career ~~vocational~~ guidance; to investigate,
31 recommend, advise, and assist in the establishment and

1 operation, by municipalities, counties, school districts, and
2 the state, of reserves for public works to be used in times of
3 business depression and unemployment; to promote the
4 reemployment of the unemployed workers throughout the state in
5 every other way that may be feasible; to refer any claimant
6 entitled to extended benefits to suitable work which meets the
7 criteria of this chapter; and, to these ends, to carry on and
8 publish the results of investigations and research studies.

9 Section 41. Subsection (2) of section 445.003, Florida
10 Statutes, is amended to read:

11 445.003 Implementation of the federal Workforce
12 Investment Act of 1998.--

13 (2) FIVE-YEAR PLAN.--Workforce Florida, Inc., shall
14 prepare and submit a 5-year plan, which includes secondary
15 career ~~vocational~~ education, to fulfill the early
16 implementation requirements of Pub. L. No. 105-220 and
17 applicable state statutes. Mandatory federal partners and
18 optional federal partners shall be fully involved in designing
19 the plan's one-stop delivery system strategy. The plan shall
20 detail a process to clearly define each program's statewide
21 duties and role relating to the system. Any optional federal
22 partner may immediately choose to fully integrate its
23 program's plan with this plan, which shall, notwithstanding
24 any other state provisions, fulfill all their state planning
25 and reporting requirements as they relate to the one-stop
26 delivery system. The plan shall detail a process that would
27 fully integrate all federally mandated and optional partners
28 by the second year of the plan. All optional federal program
29 partners in the planning process shall be mandatory
30 participants in the second year of the plan.

31

1 Section 42. Paragraphs (b) and (d) of subsection (6)
2 of section 445.004, Florida Statutes, are amended to read:

3 445.004 Workforce Florida, Inc.; creation; purpose;
4 membership; duties and powers.--

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

8 (b) Establishing policy direction for a funding system
9 that provides incentives to improve the outcomes of career
10 ~~vocational~~ education programs, and of registered
11 apprenticeship and work-based learning programs, and that
12 focuses resources on occupations related to new or emerging
13 industries that add greatly to the value of the state's
14 economy.

15 (d) Designating Institutes of Applied Technology
16 composed of public and private postsecondary institutions
17 working together with business and industry to ensure that
18 career ~~technical and vocational~~ education programs use the
19 most advanced technology and instructional methods available
20 and respond to the changing needs of business and industry.

21 Section 43. Paragraph (f) of subsection (8) of section
22 445.009, Florida Statutes, is amended to read:

23 445.009 One-stop delivery system.--

24 (8)

25 (f) The accountability measures to be used in
26 documenting competencies acquired by the participant during
27 training shall be literacy completion points and occupational
28 completion points. Literacy completion points refers to the
29 academic or workforce readiness competencies that qualify a
30 person for further basic education, career ~~vocational~~
31 education, or for employment. Occupational completion points

1 refers to the career ~~vocational~~ competencies that qualify a
2 person to enter an occupation that is linked to a career
3 ~~vocational~~ program.

4 Section 44. Subsections (5) and (9) of section
5 445.012, Florida Statutes, are amended to read:

6 445.012 Careers for Florida's Future Incentive Grant
7 Program.--

8 (5) A recipient who is pursuing a baccalaureate degree
9 shall receive \$100 for each lower-division credit hour in
10 which the student is enrolled at an eligible college or
11 university, up to a maximum of \$1,500 per semester, and \$200
12 for each upper-division credit hour in which the student is
13 enrolled at an eligible college or university, up to a maximum
14 of \$3,000 per semester. For purposes of this section, a
15 student is pursuing a baccalaureate degree if he or she is in
16 a program that articulates into a baccalaureate degree program
17 by agreement of the Articulation Coordinating Committee. A
18 student in an applied technology diploma program, a
19 certificate career education program, or a degree career
20 education program that does not articulate into a
21 baccalaureate degree program shall receive \$2 for each career
22 ~~vocational~~ contact hour, or the equivalent, for certificate
23 programs, or \$60 for each credit hour, or the equivalent, for
24 degree career education programs and applied technology
25 programs for which the student is enrolled at an eligible
26 college, career technical center, or nonpublic career
27 education school.

28 (9) Funds may not be used to pay for remedial,
29 college-preparatory, or career-preparatory
30 ~~vocational-preparatory~~ coursework.
31

1 Section 45. Subsection (1) of section 445.0123,
2 Florida Statutes, is amended to read:

3 445.0123 Eligible postsecondary education
4 institutions.--A student is eligible for an award or the
5 renewal of an award from the Careers for Florida's Future
6 Incentive Grant Program if the student meets the requirements
7 for the program as described in ss. 445.012-445.0125 and is
8 enrolled in a postsecondary education institution that meets
9 the description of any one of the following:

10 (1) A public university, community college, or career
11 ~~technical~~ center in this state.

12 Section 46. Paragraph (g) of subsection (1) of section
13 445.024, Florida Statutes, is amended to read:

14 445.024 Work requirements.--

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

19 (g) Career ~~Vocational~~ education or training.--Career
20 ~~Vocational~~ education or training is education or training
21 designed to provide participants with the skills and
22 certification necessary for employment in an occupational
23 area. Career ~~Vocational~~ education or training may be used as a
24 primary program activity for participants when it has been
25 determined that the individual has demonstrated compliance
26 with other phases of program participation and successful
27 completion of the career ~~vocational~~ education or training is
28 likely to result in employment entry at a higher wage than the
29 participant would have been likely to attain without
30 completion of the career ~~vocational~~ education or training.
31 Career ~~Vocational~~ education or training may be combined with

1 other program activities and also may be used to upgrade
2 skills or prepare for a higher paying occupational area for a
3 participant who is employed.

4 1. Unless otherwise provided in this section, career
5 ~~vocational~~ education shall not be used as the primary program
6 activity for a period which exceeds 12 months. The 12-month
7 restriction applies to instruction in a career education
8 program and does not include remediation of basic skills,
9 including English language proficiency, if remediation is
10 necessary to enable a participant to benefit from a career
11 education program. Any necessary remediation must be completed
12 before a participant is referred to career ~~vocational~~
13 education as the primary work activity. In addition, use of
14 career ~~vocational~~ education or training shall be restricted to
15 the limitation established in federal law. Career ~~Vocational~~
16 education included in a program leading to a high school
17 diploma shall not be considered career ~~vocational~~ education
18 for purposes of this section.

19 2. When possible, a provider of career ~~vocational~~
20 education or training shall use funds provided by funding
21 sources other than the regional workforce board. The regional
22 workforce board may provide additional funds to a career
23 ~~vocational~~ education or training provider only if payment is
24 made pursuant to a performance-based contract. Under a
25 performance-based contract, the provider may be partially paid
26 when a participant completes education or training, but the
27 majority of payment shall be made following the participant's
28 employment at a specific wage or job retention for a specific
29 duration. Performance-based payments made under this
30 subparagraph are limited to education or training for targeted
31 occupations identified by the Workforce Estimating Conference

1 | under s. 216.136, or other programs identified by Workforce
2 | Florida, Inc., as beneficial to meet the needs of designated
3 | groups who are hard to place. If the contract pays the full
4 | cost of training, the community college or school district may
5 | not report the participants for other state funding.

6 | Section 47. Paragraph (i) of subsection (7) of section
7 | 445.049, Florida Statutes, is amended to read:

8 | 445.049 Digital Divide Council.--

9 | (7) PROGRAM OBJECTIVES AND GOALS.--The programs
10 | authorized by this section shall have the following objectives
11 | and goals:

12 | (i) Using information technology to enable members of
13 | at-risk families who are no longer enrolled in K-12 schools to
14 | obtain the education needed to achieve successful completion
15 | of general education development test preparation to earn a
16 | high school diploma, an applied technology diploma, a career
17 | ~~vocational~~ certificate, an associate of arts degree, or a
18 | baccalaureate degree.

19 | Section 48. Subsection (1) of section 446.011, Florida
20 | Statutes, is amended to read:

21 | 446.011 Legislative intent regarding apprenticeship
22 | training.--

23 | (1) It is the intent of the State of Florida to
24 | provide educational opportunities for its young people so that
25 | they can be trained for trades, occupations, and professions
26 | suited to their abilities. It is the intent of this act to
27 | promote the mode of training known as apprenticeship in
28 | occupations throughout industry in the state that require
29 | physical manipulative skills. By broadening job training
30 | opportunities and providing for increased coordination between
31 | public school academic programs, career ~~vocational~~ programs,

1 and registered apprenticeship programs, the young people of
2 the state will benefit from the valuable training
3 opportunities developed when on-the-job training is combined
4 with academic-related classroom experiences. This act is
5 intended to develop the apparent potentials in apprenticeship
6 training by assisting in the establishment of
7 preapprenticeship programs in the public school system and
8 elsewhere and by expanding presently registered programs as
9 well as promoting new registered programs in jobs that lend
10 themselves to apprenticeship training.

11 Section 49. Subsection (2) of section 446.052, Florida
12 Statutes, is amended to read:

13 446.052 Preapprenticeship program.--

14 (2) The Division of Workforce Development of the
15 Department of Education, under regulations established by the
16 State Board of Education, is authorized to administer the
17 provisions of ss. 446.011-446.092 that relate to
18 preapprenticeship programs in cooperation with district school
19 boards and community college district boards of trustees.
20 District school boards, community college district boards of
21 trustees, and registered program sponsors shall cooperate in
22 developing and establishing programs that include career
23 ~~vocational~~ instruction and general education courses required
24 to obtain a high school diploma.

25 Section 50. Subsection (5) of section 446.22, Florida
26 Statutes, is amended to read:

27 446.22 Definitions.--As used in this act, the
28 following words and phrases shall have the meanings set forth
29 herein, except where the context otherwise requires:

30
31

1 (5) "Educational facility" means any secondary school,
2 community college, university, or career center ~~vocational~~
3 ~~school~~ participating in the program.

4 Section 51. Paragraph (a) of subsection (2), paragraph
5 (a) of subsection (3), and paragraph (a) of subsection (4) of
6 section 475.17, Florida Statutes, are amended to read:

7 475.17 Qualifications for practice.--

8 (2)(a)1. In addition to other requirements under this
9 part, the commission may require the satisfactory completion
10 of one or more of the educational courses or equivalent
11 courses conducted, offered, sponsored, prescribed, or approved
12 pursuant to s. 475.04, taken at an accredited college,
13 university, or community college, at a career ~~an area~~
14 ~~technical~~ center, or at a registered real estate school, as a
15 condition precedent for any person to become licensed or to
16 renew her or his license as a broker, broker associate, or
17 sales associate. The course or courses required for one to
18 become initially licensed shall not exceed a total of 63
19 classroom hours of 50 minutes each, inclusive of examination,
20 for a sales associate and 72 classroom hours of 50 minutes
21 each, inclusive of examination, for a broker. The satisfactory
22 completion of an examination administered by the accredited
23 college, university, or community college, by a career ~~the~~
24 ~~area technical~~ center, or by the registered real estate school
25 shall be the basis for determining satisfactory completion of
26 the course. However, notice of satisfactory completion shall
27 not be issued if the student has absences in excess of 8
28 classroom hours.

29 2. A distance learning course or courses shall be
30 approved by the commission as an option to classroom hours as
31 satisfactory completion of the course or courses as required

1 | by this section. The schools authorized by this section have
2 | the option of providing classroom courses, distance learning
3 | courses, or both. However, satisfactory completion of a
4 | distance learning course requires the satisfactory completion
5 | of a timed distance learning course examination. Such
6 | examination shall not be required to be monitored or given at
7 | a centralized location.

8 | 3. Such required course or courses must be made
9 | available by correspondence or other suitable means to any
10 | person who, by reason of hardship, as defined by rule, cannot
11 | attend the place or places where the course or courses are
12 | regularly conducted or does not have access to the distance
13 | learning course or courses.

14 | (3)(a) The commission may prescribe a postlicensure
15 | education requirement in order for a person to maintain a
16 | valid sales associate's license, which shall not exceed 45
17 | classroom hours of 50 minutes each, inclusive of examination,
18 | prior to the first renewal following initial licensure. If
19 | prescribed, this shall consist of one or more
20 | commission-approved courses which total at least 45 classroom
21 | hours on one or more subjects which include, but are not
22 | limited to, property management, appraisal, real estate
23 | finance, the economics of real estate management, marketing,
24 | technology, sales and listing of properties, business office
25 | management, courses teaching practical real estate application
26 | skills, development of business plans, marketing of property,
27 | and time management. Required postlicensure education courses
28 | must be provided by an accredited college, university, or
29 | community college, by a career ~~an area technical~~ center, by a
30 | registered real estate school, or by a commission-approved
31 | sponsor.

1 (4)(a) The commission may prescribe a postlicensure
2 education requirement in order for a person to maintain a
3 valid broker's license, which shall not exceed 60 classroom
4 hours of 50 minutes each, inclusive of examination, prior to
5 the first renewal following initial licensure. If prescribed,
6 this shall consist of one or more commission-approved courses
7 which total at least 60 classroom hours on one or more
8 subjects which include, but are not limited to, advanced
9 appraisal, advanced property management, real estate
10 marketing, business law, advanced real estate investment
11 analyses, advanced legal aspects, general accounting, real
12 estate economics, syndications, commercial brokerage,
13 feasibility analyses, advanced real estate finance,
14 residential brokerage, advanced marketing, technology,
15 advanced business planning, time management, or real estate
16 brokerage office operations. Required postlicensure education
17 courses must be provided by an accredited college, university,
18 or community college, by a career ~~an area technical~~ center, by
19 a registered real estate school, or by a commission-approved
20 sponsor.

21 Section 52. Subsection (1) and paragraph (c) of
22 subsection (2) of section 475.451, Florida Statutes, are
23 amended to read:

24 475.451 Schools teaching real estate practice.--

25 (1) Each person, school, or institution, except
26 approved and accredited colleges, universities, community
27 colleges, and career ~~area technical~~ centers in this state,
28 which offers or conducts any course of study in real estate
29 practice, teaches any course prescribed by the commission as a
30 condition precedent to licensure or renewal of licensure as a
31 broker or sales associate, or teaches any course designed or

1 represented to enable or assist applicants for licensure as
2 brokers or sales associates to pass examinations for such
3 licensure shall, before commencing or continuing further to
4 offer or conduct such course or courses, obtain a permit from
5 the department and abide by the regulations imposed upon such
6 person, school, or institution by this chapter and rules of
7 the commission adopted pursuant to this chapter. The exemption
8 for colleges, universities, community colleges, and career
9 ~~area technical~~ centers is limited to transferable college
10 credit courses offered by such institutions.

11 (2) An applicant for a permit to operate a proprietary
12 real estate school, to be a chief administrator of a
13 proprietary real estate school or a state institution, or to
14 be an instructor for a proprietary real estate school or a
15 state institution must meet the qualifications for practice
16 set forth in s. 475.17(1) and the following minimal
17 requirements:

18 (c) "School instructor" means an individual who
19 instructs persons in the classroom in noncredit college
20 courses in a college, university, or community college or
21 courses in a career ~~an area technical~~ center or proprietary
22 real estate school.

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

27 a. Hold a bachelor's degree in a business-related
28 subject, such as real estate, finance, accounting, business
29 administration, or its equivalent and hold a valid broker's
30 license in this state.

31

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

4 c. Pass an instructor's examination approved by the
5 commission.

6 2. Any requirement by the commission for a teaching
7 demonstration or practical examination must apply to all
8 school instructor applicants.

9 3. The department shall renew an instructor permit
10 upon receipt of a renewal application and fee. The renewal
11 application shall include proof that the permitholder has,
12 since the issuance or renewal of the current permit,
13 successfully completed a minimum of 7 classroom hours of
14 instruction in real estate subjects or instructional
15 techniques, as prescribed by the commission. The commission
16 shall adopt rules providing for the renewal of instructor
17 permits at least every 2 years. Any permit which is not
18 renewed at the end of the permit period established by the
19 department shall automatically revert to involuntarily
20 inactive status.

21
22 The department may require an applicant to submit names of
23 persons having knowledge concerning the applicant and the
24 enterprise; may propound interrogatories to such persons and
25 to the applicant concerning the character of the applicant,
26 including the taking of fingerprints for processing through
27 the Federal Bureau of Investigation; and shall make such
28 investigation of the applicant or the school or institution as
29 it may deem necessary to the granting of the permit. If an
30 objection is filed, it shall be considered in the same manner
31

1 as objections or administrative complaints against other
2 applicants for licensure by the department.

3 Section 53. Subsection (1), paragraph (b) of
4 subsection (2), paragraph (b) of subsection (3), and paragraph
5 (b) of subsection (4) of section 475.617, Florida Statutes,
6 are amended to read:

7 475.617 Education and experience requirements.--

8 (1) To be registered as a trainee appraiser, an
9 applicant must present evidence satisfactory to the board that
10 she or he has successfully completed at least 75 hours of
11 approved academic courses in subjects related to real estate
12 appraisal, which shall include coverage of the Uniform
13 Standards of Professional Appraisal Practice from a nationally
14 recognized or state-recognized appraisal organization, career
15 ~~area-technical~~ center, accredited community college, college,
16 or university, state or federal agency or commission, or
17 proprietary real estate school that holds a permit pursuant to
18 s. 475.451. The board may increase the required number of
19 hours to not more than 100 hours. A classroom hour is defined
20 as 50 minutes out of each 60-minute segment. Past courses may
21 be approved on an hour-for-hour basis.

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

24 (b) Has successfully completed at least 90 classroom
25 hours, inclusive of examination, of approved academic courses
26 in subjects related to real estate appraisal, which shall
27 include coverage of the Uniform Standards of Professional
28 Appraisal Practice from a nationally recognized or
29 state-recognized appraisal organization, career ~~area-technical~~
30 center, accredited community college, college, or university,
31 state or federal agency or commission, or proprietary real

1 | estate school that holds a permit pursuant to s. 475.451. The
2 | board may increase the required number of hours to not more
3 | than 120 hours. A classroom hour is defined as 50 minutes out
4 | of each 60-minute segment. Past courses may be approved by the
5 | board and substituted on an hour-for-hour basis.

6 | (3) To be certified as a residential appraiser, an
7 | applicant must present satisfactory evidence to the board that
8 | she or he:

9 | (b) Has successfully completed at least 120 classroom
10 | hours, inclusive of examination, of approved academic courses
11 | in subjects related to real estate appraisal, which shall
12 | include coverage of the Uniform Standards of Professional
13 | Appraisal Practice from a nationally recognized or
14 | state-recognized appraisal organization, career ~~area technical~~
15 | center, accredited community college, college, or university,
16 | state or federal agency or commission, or proprietary real
17 | estate school that holds a permit pursuant to s. 475.451. The
18 | board may increase the required number of hours to not more
19 | than 165 hours. A classroom hour is defined as 50 minutes out
20 | of each 60-minute segment. Past courses may be approved by the
21 | board and substituted on an hour-for-hour basis.

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

25 | (b) Has successfully completed at least 180 classroom
26 | hours, inclusive of examination, of approved academic courses
27 | in subjects related to real estate appraisal, which shall
28 | include coverage of the Uniform Standards of Professional
29 | Appraisal Practice from a nationally recognized or
30 | state-recognized appraisal organization, career ~~area technical~~
31 | center, accredited community college, college, or university,

1 state or federal agency or commission, or proprietary real
2 estate school that holds a permit pursuant to s. 475.451. The
3 board may increase the required number of hours to not more
4 than 225 hours. A classroom hour is defined as 50 minutes out
5 of each 60-minute segment. Past courses may be approved by the
6 board and substituted on an hour-for-hour basis.

7 Section 54. Subsection (1) of section 475.6175,
8 Florida Statutes, is amended to read:

9 475.6175 Registered trainee appraiser; postlicensure
10 education required.--

11 (1) The board shall prescribe postlicensure
12 educational requirements in order for a person to maintain a
13 valid registration as a registered trainee appraiser. If
14 prescribed, the postlicensure educational requirements consist
15 of one or more courses which total no more than the total
16 educational hours required to qualify as a state certified
17 residential appraiser. Such courses must be in subjects
18 related to real estate appraisal and shall include coverage of
19 the Uniform Standards of Professional Appraisal Practice. Such
20 courses are provided by a nationally or state-recognized
21 appraisal organization, career area technical center,
22 accredited community college, college, or university, state or
23 federal agency or commission, or proprietary real estate
24 school that holds a permit pursuant to s. 475.451.

25 Section 55. Paragraph (c) of subsection (1) of section
26 475.618, Florida Statutes, is amended to read:

27 475.618 Renewal of registration, license,
28 certification, or instructor permit; continuing education.--

29 (1)

30 (c) The board may authorize independent certification
31 organizations to certify or approve the delivery method of

1 distance learning courses. Certification from such authorized
2 organizations must be provided at the time a distance learning
3 course is submitted to the board by an accredited college,
4 university, community college, career ~~area technical~~ center,
5 proprietary real estate school, or board-approved sponsor for
6 content approval.

7 Section 56. Subsections (1) and (2) of section
8 475.627, Florida Statutes, are amended to read:

9 475.627 Appraisal course instructors.--

10 (1) Where the course or courses to be taught are
11 prescribed by the board or approved precedent to registration,
12 licensure, certification, or renewal as a registered trainee
13 appraiser, licensed appraiser, or certified residential
14 appraiser, before commencing to instruct noncredit college
15 courses in a college, university, or community college, or
16 courses in a career ~~an area technical~~ center or proprietary
17 real estate school, a person must certify her or his
18 competency by meeting one of the following requirements:

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

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

23 (2) Where the course or courses to be taught are
24 prescribed by the board or approved precedent to registration,
25 licensure, certification, or renewal as a registered trainee
26 appraiser, licensed appraiser, or certified appraiser, before
27 commencing to instruct noncredit college courses in a college,
28 university, or community college, or courses in a career ~~an~~
29 ~~area technical~~ center or proprietary real estate school, a
30 person must certify her or his competency by meeting one of
31 the following requirements:

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

3 (b) Pass an appraiser instructor's examination which
4 shall test knowledge of residential and nonresidential
5 appraisal topics.

6 Section 57. Subsection (1) of section 494.0029,
7 Florida Statutes, is amended to read:

8 494.0029 Mortgage business schools.--

9 (1) Each person, school, or institution, except
10 accredited colleges, universities, community colleges, and
11 career area technical centers in this state, which offers or
12 conducts mortgage business training as a condition precedent
13 to licensure as a mortgage broker or lender or a correspondent
14 mortgage lender shall obtain a permit from the office and
15 abide by the regulations imposed upon such person, school, or
16 institution by this chapter and rules adopted pursuant to this
17 chapter. The commission shall, by rule, recertify the permits
18 annually with initial and renewal permit fees that do not
19 exceed \$500 plus the cost of accreditation.

20 Section 58. Paragraph (a) of subsection (2) of section
21 509.302, Florida Statutes, is amended to read:

22 509.302 Director of education, personnel, employment
23 duties, compensation.--

24 (2) The director of education shall develop and
25 implement an educational program, designated the "Hospitality
26 Education Program," offered for the benefit of the entire
27 industry. This program may affiliate with Florida State
28 University, Florida International University, and the
29 University of Central Florida. The program may also affiliate
30 with any other member of the State University System or
31 Florida Community College System, or with any privately funded

1 college or university, which offers a program of hospitality
2 administration and management. The primary goal of this
3 program is to instruct and train all individuals and
4 businesses licensed under this chapter, in cooperation with
5 recognized associations that represent the licensees, in the
6 application of state and federal laws and rules. Such programs
7 shall also include:

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

9 Section 59. Subsection (4) of section 553.841, Florida
10 Statutes, is amended to read:

11 553.841 Building code training program; participant
12 competency requirements.--

13 (4) The commission may enter into contracts with the
14 Department of Education, the State University System, the
15 Division of Community Colleges, model code organizations,
16 professional organizations, career centers
17 ~~vocational technical schools~~, trade organizations, and private
18 industry to administer the program.

19 Section 60. Subsection (12) of section 790.06, Florida
20 Statutes, is amended to read:

21 790.06 License to carry concealed weapon or firearm.--

22 (12) No license issued pursuant to this section shall
23 authorize any person to carry a concealed weapon or firearm
24 into any place of nuisance as defined in s. 823.05; any
25 police, sheriff, or highway patrol station; any detention
26 facility, prison, or jail; any courthouse; any courtroom,
27 except that nothing in this section would preclude a judge
28 from carrying a concealed weapon or determining who will carry
29 a concealed weapon in his or her courtroom; any polling place;
30 any meeting of the governing body of a county, public school
31 district, municipality, or special district; any meeting of

1 | the Legislature or a committee thereof; any school, college,
2 | or professional athletic event not related to firearms; any
3 | school administration building; any portion of an
4 | establishment licensed to dispense alcoholic beverages for
5 | consumption on the premises, which portion of the
6 | establishment is primarily devoted to such purpose; any
7 | elementary or secondary school facility; any career area
8 | ~~technical~~ center; any college or university facility unless
9 | the licensee is a registered student, employee, or faculty
10 | member of such college or university and the weapon is a stun
11 | gun or nonlethal electric weapon or device designed solely for
12 | defensive purposes and the weapon does not fire a dart or
13 | projectile; inside the passenger terminal and sterile area of
14 | any airport, provided that no person shall be prohibited from
15 | carrying any legal firearm into the terminal, which firearm is
16 | encased for shipment for purposes of checking such firearm as
17 | baggage to be lawfully transported on any aircraft; or any
18 | place where the carrying of firearms is prohibited by federal
19 | law. Any person who willfully violates any provision of this
20 | subsection commits a misdemeanor of the second degree,
21 | punishable as provided in s. 775.082 or s. 775.083.

22 | Section 61. Section 790.115, Florida Statutes, is
23 | amended to read:

24 | 790.115 Possessing or discharging weapons or firearms
25 | at a school-sponsored event or on school property prohibited;
26 | penalties; exceptions.--

27 | (1) A person who exhibits any sword, sword cane,
28 | firearm, electric weapon or device, destructive device, or
29 | other weapon, including a razor blade, box cutter, or knife,
30 | except as authorized in support of school-sanctioned
31 | activities, in the presence of one or more persons in a rude,

1 | careless, angry, or threatening manner and not in lawful
2 | self-defense, at a school-sponsored event or on the grounds or
3 | facilities of any school, school bus, or school bus stop, or
4 | within 1,000 feet of the real property that comprises a public
5 | or private elementary school, middle school, or secondary
6 | school, during school hours or during the time of a sanctioned
7 | school activity, commits a felony of the third degree,
8 | punishable as provided in s. 775.082, s. 775.083, or s.
9 | 775.084. This subsection does not apply to the exhibition of a
10 | firearm or weapon on private real property within 1,000 feet
11 | of a school by the owner of such property or by a person whose
12 | presence on such property has been authorized, licensed, or
13 | invited by the owner.

14 | (2)(a) A person shall not possess any firearm,
15 | electric weapon or device, destructive device, or other
16 | weapon, including a razor blade, box cutter, or knife, except
17 | as authorized in support of school-sanctioned activities, at a
18 | school-sponsored event or on the property of any school,
19 | school bus, or school bus stop; however, a person may carry a
20 | firearm:

21 | 1. In a case to a firearms program, class or function
22 | which has been approved in advance by the principal or chief
23 | administrative officer of the school as a program or class to
24 | which firearms could be carried;

25 | 2. In a case to a career center ~~vocational school~~
26 | having a firearms training range; or

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

31 |

1 For the purposes of this section, "school" means any
2 preschool, elementary school, middle school, junior high
3 school, secondary school, career center ~~vocational school~~, or
4 postsecondary school, whether public or nonpublic.

5 (b) A person who willfully and knowingly possesses any
6 electric weapon or device, destructive device, or other
7 weapon, including a razor blade, box cutter, or knife, except
8 as authorized in support of school-sanctioned activities, in
9 violation of this subsection commits a felony of the third
10 degree, punishable as provided in s. 775.082, s. 775.083, or
11 s. 775.084.

12 (c)1. A person who willfully and knowingly possesses
13 any firearm in violation of this subsection commits a felony
14 of the third degree, punishable as provided in s. 775.082, s.
15 775.083, or s. 775.084.

16 2. A person who stores or leaves a loaded firearm
17 within the reach or easy access of a minor who obtains the
18 firearm and commits a violation of subparagraph 1. commits a
19 misdemeanor of the second degree, punishable as provided in s.
20 775.082 or s. 775.083; except that this does not apply if the
21 firearm was stored or left in a securely locked box or
22 container or in a location which a reasonable person would
23 have believed to be secure, or was securely locked with a
24 firearm-mounted push-button combination lock or a trigger
25 lock; if the minor obtains the firearm as a result of an
26 unlawful entry by any person; or to members of the Armed
27 Forces, National Guard, or State Militia, or to police or
28 other law enforcement officers, with respect to firearm
29 possession by a minor which occurs during or incidental to the
30 performance of their official duties.

31

1 (d) A person who discharges any weapon or firearm
2 while in violation of paragraph (a), unless discharged for
3 lawful defense of himself or herself or another or for a
4 lawful purpose, commits a felony of the second degree,
5 punishable as provided in s. 775.082, s. 775.083, or s.
6 775.084.

7 (e) The penalties of this subsection shall not apply
8 to persons licensed under s. 790.06. Persons licensed under s.
9 790.06 shall be punished as provided in s. 790.06(12), except
10 that a licenseholder who unlawfully discharges a weapon or
11 firearm on school property as prohibited by this subsection
12 commits a felony of the second degree, punishable as provided
13 in s. 775.082, s. 775.083, or s. 775.084.

14 (3) This section does not apply to any law enforcement
15 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),
16 (8), (9), or (14).

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

29 Section 62. Section 810.095, Florida Statutes, is
30 amended to read:
31

1 810.095 Trespass on school property with firearm or
2 other weapon prohibited.--

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

7 (2) As used in this section, "school property" means
8 the grounds or facility of any kindergarten, elementary
9 school, middle school, junior high school, secondary school,
10 career center ~~vocational school~~, or postsecondary school,
11 whether public or nonpublic.

12 Section 63. Paragraph (b) of subsection (6) of section
13 943.14, Florida Statutes, is amended to read:

14 943.14 Commission-certified criminal justice training
15 schools; certificates and diplomas; exemptions; injunctive
16 relief; fines.--

17 (6)

18 (b) All other criminal justice sciences or
19 administration courses or subjects which are a part of the
20 curriculum of any accredited college, university, community
21 college, or career ~~vocational-technical~~ center of this state,
22 and all full-time instructors of such institutions, are exempt
23 from the provisions of subsections (1)-(5).

24 Section 64. Paragraph (c) of subsection (11) of
25 section 948.015, Florida Statutes, is amended to read:

26 948.015 Presentence investigation reports.--The
27 circuit court, when the defendant in a criminal case has been
28 found guilty or has entered a plea of nolo contendere or
29 guilty and has a lowest permissible sentence under the
30 Criminal Punishment Code of any nonstate prison sanction, may
31 refer the case to the department for investigation or

1 recommendation. Upon such referral, the department shall make
2 the following report in writing at a time specified by the
3 court prior to sentencing. The full report shall include:

4 (11) Information about any resources available to
5 assist the offender, such as:

6 (c) Career ~~Vocational~~ training programs.

7 Section 65. Paragraph (b) of subsection (3) of section
8 948.09, Florida Statutes, is amended to read:

9 948.09 Payment for cost of supervision and
10 rehabilitation.--

11 (3) Any failure to pay contribution as required under
12 this section may constitute a ground for the revocation of
13 probation by the court, the revocation of parole or
14 conditional release by the Parole Commission, the revocation
15 of control release by the Control Release Authority, or
16 removal from the pretrial intervention program by the state
17 attorney. The Department of Corrections may exempt a person
18 from the payment of all or any part of the contribution if it
19 finds any of the following factors to exist:

20 (b) The offender is a student in a school, college,
21 university, or course of career ~~vocational or technical~~
22 training designed to fit the student for gainful employment.
23 Certification of such student status shall be supplied to the
24 Secretary of Corrections by the educational institution in
25 which the offender is enrolled.

26 Section 66. Subsection (1) of section 958.12, Florida
27 Statutes, is amended to read:

28 958.12 Participation in certain activities required.--

29 (1) A youthful offender shall be required to
30 participate in work assignments, and in career ~~vocational~~,

31

1 academic, counseling, and other rehabilitative programs in
2 accordance with this section, including, but not limited to:

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

- 5 1. Reception and orientation.
- 6 2. Evaluation, needs assessment, and classification.
- 7 3. Educational programs.
- 8 4. Career ~~Vocational~~ and job training.
- 9 5. Life and socialization skills training, including
10 anger/aggression control.
- 11 6. Prerelease orientation and planning.
- 12 7. Appropriate transition services.

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

- 15 1. Religious services and counseling.
- 16 2. Social services.
- 17 3. Substance abuse treatment and counseling.
- 18 4. Psychological and psychiatric services.
- 19 5. Library services.
- 20 6. Medical and dental health care.
- 21 7. Athletic, recreational, and leisure time
22 activities.
- 23 8. Mail and visiting privileges.

24
25 Income derived by a youthful offender from participation in
26 such activities may be used, in part, to defray a portion of
27 the costs of his or her incarceration or supervision; to
28 satisfy preexisting obligations; to pay fines, counseling
29 fees, or other costs lawfully imposed; or to pay restitution
30 to the victim of the crime for which the youthful offender has
31 been convicted in an amount determined by the sentencing

1 court. Any such income not used for such reasons or not used
2 as provided in s. 946.513 or s. 958.09 shall be placed in a
3 bank account for use by the youthful offender upon his or her
4 release.

5 Section 67. Subsections (29) and (43) of section
6 985.03, Florida Statutes, are amended to read:

7 985.03 Definitions.--When used in this chapter, the
8 term:

9 (29) "Juvenile justice continuum" includes, but is not
10 limited to, delinquency prevention programs and services
11 designed for the purpose of preventing or reducing delinquent
12 acts, including criminal activity by youth gangs, and juvenile
13 arrests, as well as programs and services targeted at children
14 who have committed delinquent acts, and children who have
15 previously been committed to residential treatment programs
16 for delinquents. The term includes
17 children-in-need-of-services and families-in-need-of-services
18 programs; conditional release; substance abuse and mental
19 health programs; educational and career ~~vocational~~ programs;
20 recreational programs; community services programs; community
21 service work programs; and alternative dispute resolution
22 programs serving children at risk of delinquency and their
23 families, whether offered or delivered by state or local
24 governmental entities, public or private for-profit or
25 not-for-profit organizations, or religious or charitable
26 organizations.

27 (43) "Probation" means the legal status of probation
28 created by law and court order in cases involving a child who
29 has been found to have committed a delinquent act. Probation
30 is an individualized program in which the freedom of the child
31 is limited and the child is restricted to noninstitutional

1 | quarters or restricted to the child's home in lieu of
2 | commitment to the custody of the Department of Juvenile
3 | Justice. Youth on probation may be assessed and classified
4 | for placement in day-treatment probation programs designed for
5 | youth who represent a minimum risk to themselves and public
6 | safety and do not require placement and services in a
7 | residential setting. Program types in this more intensive and
8 | structured day-treatment probation option include career
9 | ~~vocational~~ programs, marine programs, juvenile justice
10 | alternative schools, training and rehabilitation programs, and
11 | gender-specific programs.

12 | Section 68. Paragraphs (a) and (b) of subsection (1),
13 | paragraph (a) of subsection (2), subsection (3), and
14 | paragraphs (a), (b), and (d) of subsection (4) of section
15 | 985.315, Florida Statutes, are amended to read:

16 | 985.315 Educational ~~Educational/technical~~ and
17 | career-related ~~vocational work-related~~ programs.--

18 | (1)(a) It is the finding of the Legislature that the
19 | educational ~~educational/technical~~ and career-related
20 | ~~vocational work-related~~ programs of the Department of Juvenile
21 | Justice are uniquely different from other programs operated or
22 | conducted by other departments in that it is essential to the
23 | state that these programs provide juveniles with useful
24 | information and activities that can lead to meaningful
25 | employment after release in order to assist in reducing the
26 | return of juveniles to the system.

27 | (b) It is further the finding of the Legislature that
28 | the mission of a juvenile educational ~~educational/technical~~
29 | and career-related ~~vocational work-related~~ program is, in
30 | order of priority:
31 |

1 1. To provide a joint effort between the department,
2 the juvenile work programs, and educational
3 ~~educational/technical~~ and career ~~vocational~~ training programs
4 to reinforce relevant education, training, and postrelease job
5 placement, and help reduce recommitment.

6 2. To serve the security goals of the state through
7 the reduction of idleness of juveniles and the provision of an
8 incentive for good behavior in residential commitment
9 facilities.

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

13 (2)(a) The department is strongly encouraged to
14 require juveniles placed in a high-risk residential,
15 maximum-risk residential, or a serious/habitual offender
16 program to participate in an educational ~~educational/technical~~
17 or career-related ~~vocational-work-related~~ program 5 hours per
18 day, 5 days per week. All policies developed by the
19 department relating to this requirement must be consistent
20 with applicable federal, state, and local labor laws and
21 standards, including all laws relating to child labor.

22 (3) In adopting or modifying master plans for juvenile
23 work programs and educational ~~educational/technical~~ and career
24 ~~vocational~~ training programs, and in the administration of the
25 Department of Juvenile Justice, it shall be the objective of
26 the department to develop:

27 (a) Attitudes favorable to work, the work situation,
28 and a law-abiding life in each juvenile employed in the
29 juvenile work program.

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

1 (c) Programs that motivate juveniles to use their
2 abilities.

3 (d) Education and training programs that will be of
4 mutual benefit to all governmental jurisdictions of the state
5 by reducing the costs of government to the taxpayers and which
6 integrate all instructional programs into a unified curriculum
7 suitable for all juveniles, but taking account of the
8 different abilities of each juvenile.

9 (e) A logical sequence of educational
10 ~~educational/technical~~ or career ~~vocational~~ training,
11 employment by the juvenile work programs, and postrelease job
12 placement for juveniles participating in juvenile work
13 programs.

14 (4)(a) The Department of Juvenile Justice shall
15 establish guidelines for the operation of juvenile educational
16 ~~educational/technical~~ and career-related ~~vocational~~
17 ~~work-related~~ programs, which shall include the following
18 procedures:

19 1. Participation in the educational
20 ~~educational/technical~~ and career-related ~~vocational~~
21 ~~work-related~~ programs shall be on a 5-day-per-week,
22 5-hour-per-day basis.

23 2. The education, training, work experience, emotional
24 and mental abilities, and physical capabilities of the
25 juvenile and the duration of the term of placement imposed on
26 the juvenile are to be analyzed before assignment of the
27 juvenile into the various processes best suited for
28 educational ~~educational/technical~~ or career ~~vocational~~
29 training.

30 3. When feasible, the department shall attempt to
31 obtain education or training credit for a juvenile seeking

1 apprenticeship status or a high school diploma or its
2 equivalent.

3 4. The juvenile may begin in a general education and
4 work skills program and progress to a specific work skills
5 training program, depending upon the ability, desire, and
6 education and work record of the juvenile.

7 5. Modernization and upgrading of equipment and
8 facilities should include greater automation and improved
9 production techniques to expose juveniles to the latest
10 technological procedures to facilitate their adjustment to
11 real work situations.

12 (b) Evaluations of juvenile educational
13 ~~educational/technical~~ and career-related ~~vocational~~
14 ~~work-related~~ programs shall be conducted according to the
15 following guidelines:

16 1. Systematic evaluations and quality assurance
17 monitoring shall be implemented, in accordance with s.
18 985.412(1), (2), and (5), to determine whether the programs
19 are related to successful postrelease adjustments.

20 2. Operations and policies of the programs shall be
21 reevaluated to determine if they are consistent with their
22 primary objectives.

23 (d) The department and providers are strongly
24 encouraged to work in partnership with local businesses and
25 trade groups in the development and operation of educational
26 ~~educational/technical~~ and career ~~vocational~~ programs.

27 Section 69. Subsections (1) and (2) of section
28 1000.04, Florida Statutes, are amended to read:

29 1000.04 Components for the delivery of public
30 education within the Florida K-20 education system.--Florida's
31 K-20 education system provides for the delivery of public

1 education through publicly supported and controlled K-12
2 schools, community colleges, state universities and other
3 postsecondary educational institutions, other educational
4 institutions, and other educational services as provided or
5 authorized by the Constitution and laws of the state.

6 (1) PUBLIC K-12 SCHOOLS.--The public K-12 schools
7 include charter schools and consist of kindergarten classes;
8 elementary, middle, and high school grades and special
9 classes; workforce ~~development~~ education; career area
10 ~~technical~~ centers; adult, part-time, ~~career and technical~~, and
11 evening schools, courses, or classes, as authorized by law to
12 be operated under the control of district school boards; and
13 lab schools operated under the control of state universities.

14 (2) PUBLIC POSTSECONDARY EDUCATIONAL
15 INSTITUTIONS.--Public postsecondary educational institutions
16 include workforce ~~development~~ education; community colleges;
17 colleges; state universities; and all other state-supported
18 postsecondary educational institutions that are authorized and
19 established by law.

20 Section 70. Paragraph (e) of subsection (2) and
21 subsection (4) of section 1000.05, Florida Statutes, are
22 amended to read:

23 1000.05 Discrimination against students and employees
24 in the Florida K-20 public education system prohibited;
25 equality of access required.--

26 (2)

27 (e) Guidance services, counseling services, and
28 financial assistance services in the state public K-20
29 education system shall be available to students
30 equally. Guidance and counseling services, materials, and
31 promotional events shall stress access to academic and career

1 ~~and technical~~ opportunities for students without regard to
2 race, ethnicity, national origin, gender, disability, or
3 marital status.

4 (4) Educational institutions within the state public
5 K-20 education system shall develop and implement methods and
6 strategies to increase the participation of students of a
7 particular race, ethnicity, national origin, gender,
8 disability, or marital status in programs and courses in which
9 students of that particular race, ethnicity, national origin,
10 gender, disability, or marital status have been traditionally
11 underrepresented, including, but not limited to, mathematics,
12 science, computer technology, electronics, communications
13 technology, engineering, and career ~~and technical~~ education.

14 Section 71. Paragraph (h) of subsection (4) of section
15 1001.42, Florida Statutes, is amended to read:

16 1001.42 Powers and duties of district school
17 board.--The district school board, acting as a board, shall
18 exercise all powers and perform all duties listed below:

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

23 (h) Career ~~and technical~~ classes and schools.--Provide
24 for the establishment and maintenance of career ~~and technical~~
25 schools, departments, or classes, giving instruction in career
26 ~~and technical~~ education as defined by rules of the State Board
27 of Education, and use any moneys raised by public taxation in
28 the same manner as moneys for other school purposes are used
29 for the maintenance and support of public schools or classes.

30 Section 72. Section 1001.44, Florida Statutes, is
31 amended to read:

1 1001.44 Career ~~Technical~~ centers.--

2 (1) DISTRICT SCHOOL BOARD MAY ESTABLISH OR ACQUIRE
3 ~~CAREER TECHNICAL~~ CENTERS.--Any district school board, after
4 first obtaining the approval of the Department of Education,
5 may, as a part of the district school system, organize,
6 establish and operate a career ~~technical~~ center, or acquire
7 and operate a career center ~~technical school~~ previously
8 established.

9 (2) DISTRICT SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY
10 ESTABLISH OR ACQUIRE ~~CAREER TECHNICAL~~ CENTERS.--The district
11 school boards of any two or more contiguous districts may,
12 upon first obtaining the approval of the department, enter
13 into an agreement to organize, establish and operate, or
14 acquire and operate, a career ~~technical~~ center under this
15 section.

16 (3) ~~CAREER TECHNICAL~~ CENTER PART OF DISTRICT SCHOOL
17 SYSTEM DIRECTED BY A DIRECTOR.--

18 (a) A career ~~technical~~ center established or acquired
19 under provisions of law and minimum standards prescribed by
20 the commissioner shall comprise a part of the district school
21 system and shall mean an educational institution offering
22 terminal courses of a technical nature, and courses for
23 out-of-school youth and adults; shall be subject to all
24 applicable provisions of this code; shall be under the control
25 of the district school board of the school district in which
26 it is located; and shall be directed by a director responsible
27 through the district school superintendent to the district
28 school board of the school district in which the center is
29 located.

30 (b) Each career ~~technical~~ center shall maintain an
31 academic transcript for each student enrolled in the center.

1 Such transcript shall delineate each course completed by the
2 student. Courses shall be delineated by the course prefix and
3 title assigned pursuant to s. 1007.24. The center shall make a
4 copy of a student's transcript available to any student who
5 requests it.

6 Section 73. Paragraph (a) of subsection (1) of section
7 1001.452, Florida Statutes, is amended to read:

8 1001.452 District and school advisory councils.--

9 (1) ESTABLISHMENT.--

10 (a) The district school board shall establish an
11 advisory council for each school in the district and shall
12 develop procedures for the election and appointment of
13 advisory council members. Each school advisory council shall
14 include in its name the words "school advisory council." The
15 school advisory council shall be the sole body responsible for
16 final decisionmaking at the school relating to implementation
17 of the provisions of ss. 1001.42(16) and 1008.345. A majority
18 of the members of each school advisory council must be persons
19 who are not employed by the school. Each advisory council
20 shall be composed of the principal and an appropriately
21 balanced number of teachers, education support employees,
22 students, parents, and other business and community citizens
23 who are representative of the ethnic, racial, and economic
24 community served by the school. Career ~~Technical~~ center and
25 high school advisory councils shall include students, and
26 middle and junior high school advisory councils may include
27 students. School advisory councils of career centers ~~technical~~
28 and adult education centers are not required to include
29 parents as members. Council members representing teachers,
30 education support employees, students, and parents shall be
31

1 | elected by their respective peer groups at the school in a
2 | fair and equitable manner as follows:

- 3 | 1. Teachers shall be elected by teachers.
- 4 | 2. Education support employees shall be elected by
5 | education support employees.
- 6 | 3. Students shall be elected by students.
- 7 | 4. Parents shall be elected by parents.

8 |
9 | The district school board shall establish procedures for use
10 | by schools in selecting business and community members that
11 | include means of ensuring wide notice of vacancies and of
12 | taking input on possible members from local business, chambers
13 | of commerce, community and civic organizations and groups, and
14 | the public at large. The district school board shall review
15 | the membership composition of each advisory council. If the
16 | district school board determines that the membership elected
17 | by the school is not representative of the ethnic, racial, and
18 | economic community served by the school, the district school
19 | board shall appoint additional members to achieve proper
20 | representation. The commissioner shall determine if schools
21 | have maximized their efforts to include on their advisory
22 | councils minority persons and persons of lower socioeconomic
23 | status. Although schools are strongly encouraged to establish
24 | school advisory councils, the district school board of any
25 | school district that has a student population of 10,000 or
26 | fewer may establish a district advisory council which shall
27 | include at least one duly elected teacher from each school in
28 | the district. For the purposes of school advisory councils and
29 | district advisory councils, the term "teacher" shall include
30 | classroom teachers, certified student services personnel, and
31 | media specialists. For purposes of this paragraph, "education

1 support employee" means any person employed by a school who is
2 not defined as instructional or administrative personnel
3 pursuant to s. 1012.01 and whose duties require 20 or more
4 hours in each normal working week.

5 Section 74. Paragraph (a) of subsection (1) of section
6 1001.453, Florida Statutes, is amended to read:

7 1001.453 Direct-support organization; use of property;
8 board of directors; audit.--

9 (1) DEFINITIONS.--For the purposes of this section,
10 the term:

11 (a) "District school board direct-support
12 organization" means an organization that:

- 13 1. Is approved by the district school board;
- 14 2. Is a Florida corporation not for profit,
15 incorporated under the provisions of chapter 617 and approved
16 by the Department of State; and
- 17 3. Is organized and operated exclusively to receive,
18 hold, invest, and administer property and to make expenditures
19 to or for the benefit of public kindergarten through 12th
20 grade education and adult career ~~and technical~~ and community
21 education programs in this state.

22 Section 75. Subsection (16) of section 1001.64,
23 Florida Statutes, is amended to read:

24 1001.64 Community college boards of trustees; powers
25 and duties.--

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

29 Section 76. Subsection (2) of section 1002.01, Florida
30 Statutes, is amended to read:

31 1002.01 Definitions.--

1 (2) A "private school" is a nonpublic school defined
2 as an individual, association, copartnership, or corporation,
3 or department, division, or section of such organizations,
4 that designates itself as an educational center that includes
5 kindergarten or a higher grade or as an elementary, secondary,
6 business, technical, or trade school below college level or
7 any organization that provides instructional services that
8 meet the intent of s. 1003.01(14) or that gives preemployment
9 or supplementary training in technology or in fields of trade
10 or industry or that offers academic, literary, or career ~~and~~
11 ~~technical~~ training below college level, or any combination of
12 the above, including an institution that performs the
13 functions of the above schools through correspondence or
14 extension, except those licensed under the provisions of
15 chapter 1005. A private school may be a parochial, religious,
16 denominational, for-profit, or nonprofit school. This
17 definition does not include home education programs conducted
18 in accordance with s. 1002.41.

19 Section 77. Paragraph (f) of subsection (3) of section
20 1002.20, Florida Statutes, is amended to read:

21 1002.20 K-12 student and parent rights.--Parents of
22 public school students must receive accurate and timely
23 information regarding their child's academic progress and must
24 be informed of ways they can help their child to succeed in
25 school. K-12 students and their parents are afforded numerous
26 statutory rights including, but not limited to, the following:

27 (3) HEALTH ISSUES.--

28 (f) Career ~~and technical~~ education courses involving
29 hazardous substances.--High school students must be given
30 plano safety glasses or devices in career ~~and technical~~
31 education courses involving the use of hazardous substances

1 likely to cause eye injury, in accordance with the provisions
2 of s. 1006.65.

3 Section 78. Paragraph (a) of subsection (2) and
4 subsections (3) and (5) of section 1002.22, Florida Statutes,
5 are amended to read:

6 1002.22 Student records and reports; rights of parents
7 and students; notification; penalty.--

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

9 (a) "Chief executive officer" means that person,
10 whether elected or appointed, who is responsible for the
11 management and administration of any public educational body
12 or unit, or the chief executive officer's designee for student
13 records; that is, the district school superintendent, the
14 director of a career ~~an area technical~~ center, the president
15 of a public postsecondary educational institution, or their
16 designees.

17 (3) RIGHTS OF PARENT OR STUDENT.--The parent of any
18 student who attends or has attended any public school, career
19 ~~area technical~~ center, or public postsecondary educational
20 institution shall have the following rights with respect to
21 any records or reports created, maintained, and used by any
22 public educational institution in the state. However, whenever
23 a student has attained 18 years of age, or is attending a
24 postsecondary educational institution, the permission or
25 consent required of, and the rights accorded to, the parents
26 of the student shall thereafter be required of and accorded to
27 the student only, unless the student is a dependent student of
28 such parents as defined in 26 U.S.C. s. 152 (s. 152 of the
29 Internal Revenue Code of 1954). The State Board of Education
30 shall adopt rules whereby parents or students may exercise
31 these rights:

1 (a) Right of access.--
2 1. Such parent or student shall have the right, upon
3 request directed to the appropriate school official, to be
4 provided with a list of the types of records and reports,
5 directly related to students, as maintained by the institution
6 that the student attends or has attended.
7 2. Such parent or student shall have the right, upon
8 request, to be shown any record or report relating to such
9 student maintained by any public educational institution. When
10 the record or report includes information on more than one
11 student, the parent or student shall be entitled to receive,
12 or be informed of, only that part of the record or report that
13 pertains to the student who is the subject of the request.
14 Upon a reasonable request therefor, the institution shall
15 furnish such parent or student with an explanation or
16 interpretation of any such record or report.
17 3. Copies of any list, record, or report requested
18 under the provisions of this paragraph shall be furnished to
19 the parent or student upon request.
20 4. The State Board of Education shall adopt rules to
21 be followed by all public educational institutions in granting
22 requests for lists, or for access to reports and records or
23 for copies or explanations thereof under this paragraph.
24 However, access to any report or record requested under the
25 provisions of subparagraph 2. shall be granted within 30 days
26 after receipt of such request by the institution. Fees may be
27 charged for furnishing any copies of reports or records
28 requested under subparagraph 3., but such fees shall not
29 exceed the actual cost to the institution of producing such
30 copies.
31

1 (b) Right of waiver of access to confidential letters
2 or statements.--A parent or student shall have the right to
3 waive the right of access to letters or statements of
4 recommendation or evaluation, except that such waiver shall
5 apply to recommendations or evaluations only if:

6 1. The parent or student is, upon request, notified of
7 the names of all persons submitting confidential letters or
8 statements.

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

11
12 Such waivers may not be required as a condition for admission
13 to, receipt of financial aid from, or receipt of any other
14 services or benefits from, any public agency or public
15 educational institution in this state.

16 (c) Right to challenge and hearing.--A parent or
17 student shall have the right to challenge the content of any
18 record or report to which such person is granted access under
19 paragraph (a), in order to ensure that the record or report is
20 not inaccurate, misleading, or otherwise in violation of the
21 privacy or other rights of the student and to provide an
22 opportunity for the correction, deletion, or expunction of any
23 inaccurate, misleading, or otherwise inappropriate data or
24 material contained therein. Any challenge arising under the
25 provisions of this paragraph may be settled through informal
26 meetings or discussions between the parent or student and
27 appropriate officials of the educational institution. If the
28 parties at such a meeting agree to make corrections, to make
29 deletions, to expunge material, or to add a statement of
30 explanation or rebuttal to the file, such agreement shall be
31 reduced to writing and signed by the parties; and the

1 appropriate school officials shall take the necessary actions
2 to implement the agreement. If the parties cannot reach an
3 agreement, upon the request of either party, a hearing shall
4 be held on such challenge under rules adopted by the State
5 Board of Education. Upon the request of the parent or student,
6 the hearing shall be exempt from the requirements of s.
7 286.011. Such rules shall include at least the following
8 provisions:

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

11 2. The hearing shall be conducted, and the decision
12 rendered, by an official of the educational institution or
13 other party who does not have a direct interest in the outcome
14 of the hearing.

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

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

20 5. The appropriate school officials shall take the
21 necessary actions to implement the decision.

22 (d) Right of privacy.--Every student shall have a
23 right of privacy with respect to the educational records kept
24 on him or her. Personally identifiable records or reports of a
25 student, and any personal information contained therein, are
26 confidential and exempt from the provisions of s. 119.07(1).
27 No state or local educational agency, board, public school,
28 ~~career technical~~ center, or public postsecondary educational
29 institution shall permit the release of such records, reports,
30 or information without the written consent of the student's
31 parent, or of the student himself or herself if he or she is

1 | qualified as provided in this subsection, to any individual,
2 | agency, or organization. However, personally identifiable
3 | records or reports of a student may be released to the
4 | following persons or organizations without the consent of the
5 | student or the student's parent:

6 | 1. Officials of schools, school systems, career
7 | ~~technical~~ centers, or public postsecondary educational
8 | institutions in which the student seeks or intends to enroll;
9 | and a copy of such records or reports shall be furnished to
10 | the parent or student upon request.

11 | 2. Other school officials, including teachers within
12 | the educational institution or agency, who have legitimate
13 | educational interests in the information contained in the
14 | records.

15 | 3. The United States Secretary of Education, the
16 | Director of the National Institute of Education, the Assistant
17 | Secretary for Education, the Comptroller General of the United
18 | States, or state or local educational authorities who are
19 | authorized to receive such information subject to the
20 | conditions set forth in applicable federal statutes and
21 | regulations of the United States Department of Education, or
22 | in applicable state statutes and rules of the State Board of
23 | Education.

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

26 | 5. Individuals or organizations conducting studies for
27 | or on behalf of an institution or a board of education for the
28 | purpose of developing, validating, or administering predictive
29 | tests, administering student aid programs, or improving
30 | instruction, if such studies are conducted in such a manner as
31 | will not permit the personal identification of students and

1 | their parents by persons other than representatives of such
2 | organizations and if such information will be destroyed when
3 | no longer needed for the purpose of conducting such studies.

4 | 6. Accrediting organizations, in order to carry out
5 | their accrediting functions.

6 | 7. School readiness coalitions and the Florida
7 | Partnership for School Readiness in order to carry out their
8 | assigned duties.

9 | 8. For use as evidence in student expulsion hearings
10 | conducted by a district school board pursuant to the
11 | provisions of chapter 120.

12 | 9. Appropriate parties in connection with an
13 | emergency, if knowledge of the information in the student's
14 | educational records is necessary to protect the health or
15 | safety of the student or other individuals.

16 | 10. The Auditor General and the Office of Program
17 | Policy Analysis and Government Accountability in connection
18 | with their official functions; however, except when the
19 | collection of personally identifiable information is
20 | specifically authorized by law, any data collected by the
21 | Auditor General and the Office of Program Policy Analysis and
22 | Government Accountability is confidential and exempt from the
23 | provisions of s. 119.07(1) and shall be protected in such a
24 | way as will not permit the personal identification of students
25 | and their parents by other than the Auditor General, the
26 | Office of Program Policy Analysis and Government
27 | Accountability, and their staff, and such personally
28 | identifiable data shall be destroyed when no longer needed for
29 | the Auditor General's and the Office of Program Policy
30 | Analysis and Government Accountability's official use.

31 |

1 11.a. A court of competent jurisdiction in compliance
2 with an order of that court or the attorney of record pursuant
3 to a lawfully issued subpoena, upon the condition that the
4 student and the student's parent are notified of the order or
5 subpoena in advance of compliance therewith by the educational
6 institution or agency.

7 b. A person or entity pursuant to a court of competent
8 jurisdiction in compliance with an order of that court or the
9 attorney of record pursuant to a lawfully issued subpoena,
10 upon the condition that the student, or his or her parent if
11 the student is either a minor and not attending a
12 postsecondary educational institution or a dependent of such
13 parent as defined in 26 U.S.C. s. 152 (s. 152 of the Internal
14 Revenue Code of 1954), is notified of the order or subpoena in
15 advance of compliance therewith by the educational institution
16 or agency.

17 12. Credit bureaus, in connection with an agreement
18 for financial aid that the student has executed, provided that
19 such information may be disclosed only to the extent necessary
20 to enforce the terms or conditions of the financial aid
21 agreement. Credit bureaus shall not release any information
22 obtained pursuant to this paragraph to any person.

23 13. Parties to an interagency agreement among the
24 Department of Juvenile Justice, school and law enforcement
25 authorities, and other signatory agencies for the purpose of
26 reducing juvenile crime and especially motor vehicle theft by
27 promoting cooperation and collaboration, and the sharing of
28 appropriate information in a joint effort to improve school
29 safety, to reduce truancy and in-school and out-of-school
30 suspensions, and to support alternatives to in-school and
31 out-of-school suspensions and expulsions that provide

1 | structured and well-supervised educational programs
2 | supplemented by a coordinated overlay of other appropriate
3 | services designed to correct behaviors that lead to truancy,
4 | suspensions, and expulsions, and that support students in
5 | successfully completing their education. Information provided
6 | in furtherance of such interagency agreements is intended
7 | solely for use in determining the appropriate programs and
8 | services for each juvenile or the juvenile's family, or for
9 | coordinating the delivery of such programs and services, and
10 | as such is inadmissible in any court proceedings prior to a
11 | dispositional hearing unless written consent is provided by a
12 | parent or other responsible adult on behalf of the juvenile.

13 |

14 | This paragraph does not prohibit any educational institution
15 | from publishing and releasing to the general public directory
16 | information relating to a student if the institution elects to
17 | do so. However, no educational institution shall release, to
18 | any individual, agency, or organization that is not listed in
19 | subparagraphs 1.-13., directory information relating to the
20 | student body in general or a portion thereof unless it is
21 | normally published for the purpose of release to the public in
22 | general. Any educational institution making directory
23 | information public shall give public notice of the categories
24 | of information that it has designated as directory information
25 | with respect to all students attending the institution and
26 | shall allow a reasonable period of time after such notice has
27 | been given for a parent or student to inform the institution
28 | in writing that any or all of the information designated
29 | should not be released.

30 | (5) PENALTY.--In the event that any public school
31 | official or employee, district school board official or

1 | employee, career ~~technical~~ center official or employee, or
2 | public postsecondary educational institution official or
3 | employee refuses to comply with any of the provisions of this
4 | section, the aggrieved parent or student shall have an
5 | immediate right to bring an action in the circuit court to
6 | enforce the violated right by injunction. Any aggrieved parent
7 | or student who brings such an action and whose rights are
8 | vindicated may be awarded attorney's fees and court costs.

9 | Section 79. Subsection (1) of section 1002.38, Florida
10 | Statutes, is amended to read:

11 | 1002.38 Opportunity Scholarship Program.--

12 | (1) FINDINGS AND INTENT.--The purpose of this section
13 | is to provide enhanced opportunity for students in this state
14 | to gain the knowledge and skills necessary for postsecondary
15 | education, a career ~~technical~~ education, or the world of work.
16 | The Legislature recognizes that the voters of the State of
17 | Florida, in the November 1998 general election, amended s. 1,
18 | Art. IX of the Florida Constitution so as to make education a
19 | paramount duty of the state. The Legislature finds that the
20 | State Constitution requires the state to provide a uniform,
21 | safe, secure, efficient, and high-quality system which allows
22 | the opportunity to obtain a high-quality education. The
23 | Legislature further finds that a student should not be
24 | compelled, against the wishes of the student's parent, to
25 | remain in a school found by the state to be failing for 2
26 | years in a 4-year period. The Legislature shall make available
27 | opportunity scholarships in order to give parents the
28 | opportunity for their children to attend a public school that
29 | is performing satisfactorily or to attend an eligible private
30 | school when the parent chooses to apply the equivalent of the
31 | public education funds generated by his or her child to the

1 | cost of tuition in the eligible private school as provided in
2 | paragraph (6)(a). Eligibility of a private school shall
3 | include the control and accountability requirements that,
4 | coupled with the exercise of parental choice, are reasonably
5 | necessary to secure the educational public purpose, as
6 | delineated in subsection (4).

7 | Section 80. Paragraph (a) of subsection (2) of section
8 | 1002.42, Florida Statutes, is amended to read:

9 | 1002.42 Private schools.--

10 | (2) ANNUAL PRIVATE SCHOOL SURVEY.--

11 | (a) The Department of Education shall organize,
12 | maintain, and annually update a database of educational
13 | institutions within the state coming within the provisions of
14 | this section. There shall be included in the database of each
15 | institution the name, address, and telephone number of the
16 | institution; the type of institution; the names of
17 | administrative officers; the enrollment by grade or special
18 | group (e.g., career ~~and technical~~ education and exceptional
19 | child education); the number of graduates; the number of
20 | instructional and administrative personnel; the number of days
21 | the school is in session; and such data as may be needed to
22 | meet the provisions of this section and s. 1003.23(2).

23 | Section 81. Subsection (4), paragraph (c) of
24 | subsection (9), and subsection (15) of section 1003.01,
25 | Florida Statutes, are amended to read:

26 | 1003.01 Definitions.--As used in this chapter, the
27 | term:

28 | (4) "Career ~~and technical~~ education" means education
29 | that provides instruction for the following purposes:

30 | (a) At the elementary, middle, and secondary school
31 | levels, exploratory courses designed to give students initial

1 exposure to a broad range of occupations to assist them in
2 preparing their academic and occupational plans, and practical
3 arts courses that provide generic skills that may apply to
4 many occupations but are not designed to prepare students for
5 entry into a specific occupation. Career ~~and technical~~
6 education provided before high school completion must be
7 designed to enhance both occupational and academic skills
8 through integration with academic instruction.

9 (b) At the secondary school level, job-preparatory
10 instruction in the competencies that prepare students for
11 effective entry into an occupation, including diversified
12 cooperative education, work experience, and job-entry programs
13 that coordinate directed study and on-the-job training.

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

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

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

23
24 The State Board of Education may adopt rules to implement the
25 provisions of this subsection.

26 (15) "Extracurricular courses" means all courses that
27 are not defined as "core-curricula courses," which may
28 include, but are not limited to, physical education, fine
29 arts, performing fine arts, ~~vocational education,~~ and career
30 ~~and technical~~ education. The term is limited in meaning and
31 used for the sole purpose of designating classes that are not

1 subject to the maximum class size requirements established in
2 s. 1, Art. IX of the State Constitution.

3 Section 82. Section 1003.02, Florida Statutes, is
4 amended to read:

5 1003.02 District school board operation and control of
6 public K-12 education within the school district.--As provided
7 in part II of chapter 1001, district school boards are
8 constitutionally and statutorily charged with the operation
9 and control of public K-12 education within their school
10 district. The district school boards must establish, organize,
11 and operate their public K-12 schools and educational
12 programs, employees, and facilities. Their responsibilities
13 include staff development, public K-12 school student
14 education including education for exceptional students and
15 students in juvenile justice programs, special programs, adult
16 education programs, and career ~~and technical~~ education
17 programs. Additionally, district school boards must:

18 (1) Provide for the proper accounting for all students
19 of school age, for the attendance and control of students at
20 school, and for proper attention to health, safety, and other
21 matters relating to the welfare of students in the following
22 fields:

23 (a) Admission, classification, promotion, and
24 graduation of students.--Adopt rules for admitting,
25 classifying, promoting, and graduating students to or from the
26 various schools of the district.

27 (b) Enforcement of attendance laws.--Provide for the
28 enforcement of all laws and rules relating to the attendance
29 of students at school.

30 (c) Control of students.--
31

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

4 2. Maintain a code of student conduct as provided in
5 chapter 1006.

6 (d) Courses of study and instructional materials.--

7 1. Provide adequate instructional materials for all
8 students as follows and in accordance with the requirements of
9 chapter 1006, in the core courses of mathematics, language
10 arts, social studies, science, reading, and literature, except
11 for instruction for which the school advisory council approves
12 the use of a program that does not include a textbook as a
13 major tool of instruction.

14 2. Adopt courses of study for use in the schools of
15 the district.

16 3. Provide for proper requisitioning, distribution,
17 accounting, storage, care, and use of all instructional
18 materials as may be needed, and ensure that instructional
19 materials used in the district are consistent with the
20 district goals and objectives and the curriculum frameworks
21 approved by the State Board of Education, as well as with the
22 state and school district performance standards required by
23 law and state board rule.

24 (e) Transportation.--Make provision for the
25 transportation of students to the public schools or school
26 activities they are required or expected to attend,
27 efficiently and economically, in accordance with the
28 requirements of chapter 1006.

29 (f) Facilities and school plant.--

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

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

4 3. Approve and adopt a districtwide school building
5 program.

6 4. Select and purchase school sites, playgrounds, and
7 recreational areas located at centers at which schools are to
8 be constructed, of adequate size to meet the needs of
9 projected students to be accommodated.

10 5. Approve the proposed purchase of any site,
11 playground, or recreational area for which school district
12 funds are to be used.

13 6. Expand existing sites.

14 7. Rent buildings when necessary.

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

18 9. Provide for the proper supervision of construction.

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

21 11. Ensure that all plans and specifications for
22 buildings provide adequately for the safety and well-being of
23 students, as well as for economy of construction.

24 12. Provide adequately for the proper maintenance and
25 upkeep of school plants.

26 13. Carry insurance on every school building in all
27 school plants including contents, boilers, and machinery,
28 except buildings of three classrooms or less which are of
29 frame construction and located in a tenth class public
30 protection zone as defined by the Florida Inspection and
31 Rating Bureau, and on all school buses and other property

1 | under the control of the district school board or title to
2 | which is vested in the district school board, except as
3 | exceptions may be authorized under rules of the State Board of
4 | Education.

5 | 14. Condemn and prohibit the use for public school
6 | purposes of any building under the control of the district
7 | school board.

8 | (g) School operation.--

9 | 1. Provide for the operation of all public schools as
10 | free schools for a term of at least 180 days or the equivalent
11 | on an hourly basis as specified by rules of the State Board of
12 | Education; determine district school funds necessary in
13 | addition to state funds to operate all schools for the minimum
14 | term; and arrange for the levying of district school taxes
15 | necessary to provide the amount needed from district sources.

16 | 2. Prepare, adopt, and timely submit to the Department
17 | of Education, as required by law and by rules of the State
18 | Board of Education, the annual school budget, so as to promote
19 | the improvement of the district school system.

20 | (h) Records and reports.--

21 | 1. Keep all necessary records and make all needed and
22 | required reports, as required by law or by rules of the State
23 | Board of Education.

24 | 2. At regular intervals require reports to be made by
25 | principals or teachers in all public schools to the parents of
26 | the students enrolled and in attendance at their schools,
27 | apprising them of the academic and other progress being made
28 | by the student and giving other useful information.

29 | (i) Parental notification of acceleration
30 | mechanisms.--At the beginning of each school year, notify
31 | parents of students in or entering high school of the

1 opportunity and benefits of advanced placement, International
2 Baccalaureate, Advanced International Certificate of
3 Education, dual enrollment, and Florida Virtual School
4 courses.

5 (2) Require that all laws, all rules of the State
6 Board of Education, and all rules of the district school board
7 are properly enforced.

8 (3) Maintain a system of school improvement and
9 education accountability as required by law and State Board of
10 Education rule, including but not limited to the requirements
11 of chapter 1008.

12 (4) In order to reduce the anonymity of students in
13 large schools, adopt policies that encourage subdivision of
14 the school into schools-within-a-school, which shall operate
15 within existing resources. A "school-within-a-school" means an
16 operational program that uses flexible scheduling, team
17 planning, and curricular and instructional innovation to
18 organize groups of students with groups of teachers as smaller
19 units, so as to functionally operate as a smaller school.
20 Examples of this include, but are not limited to:

21 (a) An organizational arrangement assigning both
22 students and teachers to smaller units in which the students
23 take some or all of their coursework with their fellow grouped
24 students and from the teachers assigned to the smaller unit. A
25 unit may be grouped together for 1 year or on a vertical,
26 multiyear basis.

27 (b) An organizational arrangement similar to that
28 described in paragraph(a) with additional variations in
29 instruction and curriculum. The smaller unit usually seeks to
30 maintain a program different from that of the larger school,
31 or of other smaller units. It may be vertically organized, but

1 is dependent upon the school principal for its existence,
2 budget, and staff.

3 (c) A separate and autonomous smaller unit formally
4 authorized by the district school board or district school
5 superintendent. The smaller unit plans and runs its own
6 program, has its own staff and students, and receives its own
7 separate budget. The smaller unit must negotiate the use of
8 common space with the larger school and defer to the building
9 principal on matters of safety and building operation.

10 Section 83. Paragraph (h) of subsection (1) of section
11 1003.43, Florida Statutes, is amended to read:

12 1003.43 General requirements for high school
13 graduation.--

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

18 (h)1. One credit in practical arts career ~~and~~
19 ~~technical~~ education or exploratory career ~~and technical~~
20 education. Any career ~~and technical~~ education course as
21 defined in s. 1003.01 may be taken to satisfy the high school
22 graduation requirement for one credit in practical arts or
23 exploratory career ~~and technical~~ education provided in this
24 subparagraph;

25 2. One credit in performing fine arts to be selected
26 from music, dance, drama, painting, or sculpture. A course in
27 any art form, in addition to painting or sculpture, that
28 requires manual dexterity, or a course in speech and debate,
29 may be taken to satisfy the high school graduation requirement
30 for one credit in performing arts pursuant to this
31 subparagraph; or

1 3. One-half credit each in practical arts career ~~and~~
2 ~~technical~~ education or exploratory career ~~and technical~~
3 education and performing fine arts, as defined in this
4 paragraph.

5
6 Such credit for practical arts career ~~and technical~~ education
7 or exploratory career ~~and technical~~ education or for
8 performing fine arts shall be made available in the 9th grade,
9 and students shall be scheduled into a 9th grade course as a
10 priority.

11
12 District school boards may award a maximum of one-half credit
13 in social studies and one-half elective credit for student
14 completion of nonpaid voluntary community or school service
15 work. Students choosing this option must complete a minimum of
16 75 hours of service in order to earn the one-half credit in
17 either category of instruction. Credit may not be earned for
18 service provided as a result of court action. District school
19 boards that approve the award of credit for student volunteer
20 service shall develop guidelines regarding the award of the
21 credit, and school principals are responsible for approving
22 specific volunteer activities. A course designated in the
23 Course Code Directory as grade 9 through grade 12 that is
24 taken below the 9th grade may be used to satisfy high school
25 graduation requirements or Florida Academic Scholars award
26 requirements as specified in a district school board's student
27 progression plan. A student shall be granted credit toward
28 meeting the requirements of this subsection for equivalent
29 courses, as identified pursuant to s. 1007.271(6), taken
30 through dual enrollment.

31

1 Section 84. Subsection (3) of section 1003.47, Florida
2 Statutes, is amended to read:

3 1003.47 Biological experiments on living subjects.--

4 (3) If any instructional employee of a public high
5 school or career ~~area-technical~~ center knowingly or
6 intentionally fails or refuses to comply with any of the
7 provisions of this section, the district school board may
8 suspend, dismiss, return to annual contract, or otherwise
9 discipline such employee as provided in s. 1012.22(1)(f) in
10 accordance with procedures established in chapter 1012. If any
11 instructional employee of any private school knowingly or
12 intentionally fails or refuses to comply with the provisions
13 of this section, the governing authority of the private school
14 may suspend, dismiss, or otherwise discipline such employee in
15 accordance with its standard personnel procedures.

16 Section 85. Paragraphs (e) and (f) of subsection (2)
17 of section 1003.51, Florida Statutes, are amended to read:

18 1003.51 Other public educational services.--

19 (2) The State Board of Education shall adopt and
20 maintain an administrative rule articulating expectations for
21 effective education programs for youth in Department of
22 Juvenile Justice programs, including, but not limited to,
23 education programs in juvenile justice commitment and
24 detention facilities. The rule shall articulate policies and
25 standards for education programs for youth in Department of
26 Juvenile Justice programs and shall include the following:

27 (e) Assessment procedures, which:

28 1. Include appropriate academic and career ~~and~~
29 ~~technical~~ assessments administered at program entry and exit
30 that are selected by the Department of Education in
31

1 partnership with representatives from the Department of
2 Juvenile Justice, district school boards, and providers.

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

5 3. Require assessments for students in detention who
6 will move on to commitment facilities, to be designed to
7 create the foundation for developing the student's education
8 program in the assigned commitment facility.

9 4. Require assessments of students sent directly to
10 commitment facilities to be completed within the first week of
11 the student's commitment.

12
13 The results of these assessments, together with a portfolio
14 depicting the student's academic and career ~~and technical~~
15 accomplishments, shall be included in the discharge package
16 assembled for each youth.

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

20 Section 86. Paragraph (c) of subsection (1) and
21 subsections (3), (5), and (23) of section 1003.52, Florida
22 Statutes, are amended to read:

23 1003.52 Educational services in Department of Juvenile
24 Justice programs.--

25 (1) The Legislature finds that education is the single
26 most important factor in the rehabilitation of adjudicated
27 delinquent youth in the custody of the Department of Juvenile
28 Justice in detention or commitment facilities. It is the goal
29 of the Legislature that youth in the juvenile justice system
30 continue to be allowed the opportunity to obtain a high
31 quality education. The Department of Education shall serve as

1 | the lead agency for juvenile justice education programs,
2 | curriculum, support services, and resources. To this end, the
3 | Department of Education and the Department of Juvenile Justice
4 | shall each designate a Coordinator for Juvenile Justice
5 | Education Programs to serve as the point of contact for
6 | resolving issues not addressed by district school boards and
7 | to provide each department's participation in the following
8 | activities:

9 | (c) Developing academic and career ~~and technical~~
10 | protocols that provide guidance to district school boards and
11 | providers in all aspects of education programming, including
12 | records transfer and transition.

13 |

14 | Annually, a cooperative agreement and plan for juvenile
15 | justice education service enhancement shall be developed
16 | between the Department of Juvenile Justice and the Department
17 | of Education and submitted to the Secretary of Juvenile
18 | Justice and the Commissioner of Education by June 30.

19 | (3) The district school board of the county in which
20 | the residential or nonresidential care facility or juvenile
21 | assessment facility is located shall provide appropriate
22 | educational assessments and an appropriate program of
23 | instruction and special education services. The district
24 | school board shall make provisions for each student to
25 | participate in basic, career ~~and technical~~ education, and
26 | exceptional student programs as appropriate. Students served
27 | in Department of Juvenile Justice programs shall have access
28 | to the appropriate courses and instruction to prepare them for
29 | the GED test. Students participating in GED preparation
30 | programs shall be funded at the basic program cost factor for
31 | Department of Juvenile Justice programs in the Florida

1 Education Finance Program. Each program shall be conducted
2 according to applicable law providing for the operation of
3 public schools and rules of the State Board of Education.

4 (5) The educational program shall consist of
5 appropriate basic academic, career ~~and technical~~, or
6 exceptional curricula and related services which support the
7 treatment goals and reentry and which may lead to completion
8 of the requirements for receipt of a high school diploma or
9 its equivalent. If the duration of a program is less than 40
10 days, the educational component may be limited to tutorial
11 activities and career ~~and technical~~ employability skills.

12 (23) The Department of Juvenile Justice and the
13 Department of Education shall, in consultation with the
14 statewide Workforce Development Youth Council, district school
15 boards, providers, and others, jointly develop a multiagency
16 plan for career ~~and technical~~ education which describes the
17 curriculum, goals, and outcome measures for career ~~and~~
18 ~~technical~~ education programming in juvenile commitment
19 facilities, pursuant to s. 985.3155.

20 Section 87. Subsections (21), (23), (25), and (26) of
21 section 1004.02, Florida Statutes, are amended to read:

22 1004.02 Definitions.--As used in this chapter:

23 (21) "Career Technical certificate program" means a
24 course of study that leads to at least one occupational
25 completion point. The program may also confer credit that may
26 articulate with a diploma or career technical degree education
27 program, if authorized by rules of the State Board of
28 Education. Any credit instruction designed to articulate to a
29 degree program is subject to guidelines and standards adopted
30 by the Department of Education pursuant to chapter 1007. The
31

1 term is interchangeable with the term "certificate career ~~and~~
2 ~~technical~~ education program."

3 (23) "Career ~~and technical~~ education planning region"
4 means the geographic area in which career ~~and technical~~ or
5 adult education is provided. Each career ~~and technical~~ region
6 is contiguous with one of the 28 community college service
7 areas.

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

11 (26) "Workforce ~~development~~ education" means adult
12 general education or career ~~and technical~~ education and may
13 consist of a continuing workforce education course or a
14 program of study leading to an occupational completion point,
15 a career technical certificate, an applied technology diploma,
16 or a career technical degree.

17 Section 88. Paragraph (f) of subsection (5) of section
18 1004.04, Florida Statutes, is amended to read:

19 1004.04 Public accountability and state approval for
20 teacher preparation programs.--

21 (5) CONTINUED PROGRAM APPROVAL.--Notwithstanding
22 subsection (4), failure by a public or nonpublic teacher
23 preparation program to meet the criteria for continued program
24 approval shall result in loss of program approval. The
25 Department of Education, in collaboration with the departments
26 and colleges of education, shall develop procedures for
27 continued program approval that document the continuous
28 improvement of program processes and graduates' performance.

29 (f)1. Each Florida public and private institution that
30 offers a state-approved teacher preparation program must
31 annually report information regarding these programs to the

1 | state and the general public. This information shall be
2 | reported in a uniform and comprehensible manner that is
3 | consistent with definitions and methods approved by the
4 | Commissioner of the National Center for Educational Statistics
5 | and that is approved by the State Board of Education. This
6 | information must include, at a minimum:

7 | a. The percent of graduates obtaining full-time
8 | teaching employment within the first year of graduation.

9 | b. The average length of stay of graduates in their
10 | full-time teaching positions.

11 | c. Satisfaction ratings required in paragraph (e).

12 | 2. Each public and private institution offering
13 | training for school readiness related professions, including
14 | training in the fields of child care and early childhood
15 | education, whether offering career ~~technical~~ credit, associate
16 | in applied science degree programs, associate in science
17 | degree programs, or associate in arts degree programs, shall
18 | annually report information regarding these programs to the
19 | state and the general public in a uniform and comprehensible
20 | manner that conforms with definitions and methods approved by
21 | the State Board of Education. This information must include,
22 | at a minimum:

23 | a. Average length of stay of graduates in their
24 | positions.

25 | b. Satisfaction ratings of graduates' employers.

26 |
27 | This information shall be reported through publications,
28 | including college and university catalogs and promotional
29 | materials sent to potential applicants, secondary school
30 | guidance counselors, and prospective employers of the
31 | institution's program graduates.

1 Section 89. Section 1004.07, Florida Statutes, is
2 amended to read:

3 1004.07 Student withdrawal from courses due to
4 military service; effect.--Each district school board,
5 community college district board of trustees, and university
6 board of trustees shall establish, by rule and pursuant to
7 guidelines of the State Board of Education, policies regarding
8 currently enrolled students who are called to, or enlist in,
9 active military service. Such policies shall provide that any
10 student enrolled in a postsecondary course or courses at a
11 career ~~an area technical~~ center, a public community college, a
12 public college, or a state university shall not incur academic
13 or financial penalties by virtue of performing military
14 service on behalf of our country. Such student shall be
15 permitted the option of either completing the course or
16 courses at a later date without penalty or withdrawing from
17 the course or courses with a full refund of fees paid. If the
18 student chooses to withdraw, the student's record shall
19 reflect that the withdrawal is due to active military service.

20 Section 90. Paragraphs (b), (c), (d), and (g) of
21 subsection (4) of section 1004.54, Florida Statutes, are
22 amended to read:

23 1004.54 Learning Development and Evaluation Center.--

24 (4) An outreach component shall be established which
25 shall include:

26 (b) Working with community colleges, career ~~technical~~
27 centers, and community agencies to identify students who may
28 benefit from the program.

29 (c) Providing secondary schools, community colleges,
30 career ~~technical~~ centers, and community agencies with a
31

1 description of methods used by the program for identification
2 of students who have learning disabilities.

3 (d) Providing secondary schools, community colleges,
4 career technical centers, and community agencies with a
5 description of program services and the support services
6 available.

7 (g) Designing, developing, and implementing, in
8 cooperation with Florida Agricultural and Mechanical
9 University, public school districts, community colleges, and
10 career technical centers within the Department of Education,
11 model programs for the learning disabled student.

12 Section 91. Subsection (6) and paragraph (a) of
13 subsection (8) of section 1004.65, Florida Statutes, are
14 amended to read:

15 1004.65 Community colleges; definition, mission, and
16 responsibilities.--

17 (6) The primary mission and responsibility of
18 community colleges is responding to community needs for
19 postsecondary academic education and career technical degree
20 education. This mission and responsibility includes being
21 responsible for:

22 (a) Providing lower level undergraduate instruction
23 and awarding associate degrees.

24 (b) Preparing students directly for careers vocations
25 requiring less than baccalaureate degrees. This may include
26 preparing for job entry, supplementing of skills and
27 knowledge, and responding to needs in new areas of technology.
28 Career ~~and technical~~ education in the community college shall
29 consist of career technical certificates, credit courses
30 leading to associate in science degrees and associate in
31 applied science degrees, and other programs in fields

1 requiring substantial academic work, background, or
2 qualifications. A community college may offer career ~~and~~
3 ~~technical~~ education programs in fields having lesser academic
4 or technical requirements.

5 (c) Providing student development services, including
6 assessment, student tracking, support for disabled students,
7 advisement, counseling, financial aid, career development, and
8 remedial and tutorial services, to ensure student success.

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

- 12 1. Enterprise Florida-related programs.
- 13 2. Technology transfer centers.
- 14 3. Economic development centers.
- 15 4. Workforce literacy programs.

16 (e) Providing dual enrollment instruction.

17 (8) Funding for community colleges shall reflect their
18 mission as follows:

19 (a) Postsecondary academic and career ~~and technical~~
20 education programs and adult general education programs shall
21 have first priority in community college funding.

22 Section 92. Paragraph (b) of subsection (3) and
23 paragraph (a) of subsection (8) of section 1004.73, Florida
24 Statutes, are amended to read:

25 1004.73 St. Petersburg College.--

26 (3) STUDENTS; FEES.--

27 (b) The Board of Trustees of St. Petersburg College
28 shall establish the level of tuition and other authorized
29 student fees consistent with law and proviso in the General
30 Appropriations Act.

31

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

5 2. For each credit hour of enrollment in an
6 upper-division level course, matriculation and tuition fees
7 must be in an amount established by the Board of Trustees of
8 St. Petersburg College. However, fees for upper-division
9 students must reflect the fact that the college does not incur
10 the costs of major research programs. Therefore, the board of
11 trustees shall establish fees for upper-division students
12 within a range that is lower than the fees established for
13 students at a state university but higher than the fees for
14 community college students.

15 3. Other mandatory fees and local fees must be at the
16 same level for all lower-division students. For upper-division
17 students, other mandatory fees and local fees must be at a
18 level less than fees established for University of South
19 Florida students, regardless of program enrollment or level.
20 However, students in workforce ~~development~~ education courses
21 maintain the authorized fee exemptions described in s. 1009.25
22 and may be exempt from local fees imposed by the board of
23 trustees, at the board's discretion.

24 (8) STATE FUNDING.--

25 (a) The Legislature intends to fund St. Petersburg
26 College as a community college for its workforce ~~development~~
27 education programs and for its lower-division level college
28 credit courses and programs.

29 Section 93. Subsections (1) and (2) of section
30 1004.91, Florida Statutes, are amended to read:

31

1 1004.91 Career-preparatory ~~Vocational-preparatory~~
2 instruction.--
3 (1) The State Board of Education shall adopt, by rule,
4 standards of basic skill mastery for certificate career
5 ~~technical~~ education programs. Each school district and
6 community college that conducts programs that confer career
7 ~~technical~~ credit shall provide career-preparatory
8 ~~vocational-preparatory~~ instruction through which students
9 receive the basic skills instruction required pursuant to this
10 section.
11 (2) Students who enroll in a program offered for
12 career ~~technical~~ credit of 450 hours or more shall complete an
13 entry-level examination within the first 6 weeks of admission
14 into the program. The State Board of Education shall designate
15 examinations that are currently in existence, the results of
16 which are comparable across institutions, to assess student
17 mastery of basic skills. Any student found to lack the
18 required level of basic skills for such program shall be
19 referred to career-preparatory ~~vocational-preparatory~~
20 instruction or adult basic education for a structured program
21 of basic skills instruction. Such instruction may include
22 English for speakers of other languages. A student may not
23 receive a career ~~technical~~ certificate of completion without
24 first demonstrating the basic skills required in the state
25 curriculum frameworks for the program.
26 Section 94. Section 1004.92, Florida Statutes, is
27 amended to read:
28 1004.92 Purpose and responsibilities for career ~~and~~
29 ~~technical~~ education.--
30 (1) The purpose of career ~~and technical~~ education is
31 to enable students who complete career ~~and technical~~ programs

1 to attain and sustain employment and realize economic
2 self-sufficiency. The purpose of this section is to identify
3 issues related to career ~~and technical~~ education for which
4 school boards and community college boards of trustees are
5 accountable. It is the intent of the Legislature that the
6 standards articulated in subsection (2) be considered in the
7 development of accountability standards for public schools
8 pursuant to ss. 1000.03, 1001.42(16), and 1008.345 and for
9 community colleges pursuant to s. 1008.45.

10 (2)(a) School board, superintendent, and career
11 ~~technical~~ center, and community college board of trustees and
12 president, accountability for career ~~and technical~~ education
13 programs includes, but is not limited to:

14 1. Student demonstration of the academic skills
15 necessary to enter an occupation.

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

18 3. Career ~~and technical~~ program articulation with
19 other corresponding postsecondary programs and job training
20 experiences.

21 4. Employer satisfaction with the performance of
22 students who complete career ~~and technical~~ education or reach
23 occupational completion points.

24 5. Student completion, placement, and retention rates
25 pursuant to s. 1008.43.

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

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

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

1 3. The development of policies, rules, and procedures
2 that facilitate institutional attainment of the accountability
3 standards and coordinate the efforts of all divisions within
4 the department.

5 4. The development of program standards and
6 industry-driven benchmarks for career ~~and technical~~, adult,
7 and community education programs, which must be updated every
8 3 years. The standards must include career technical,
9 academic, and workplace skills; viability of distance learning
10 for instruction; and work/learn cycles that are responsive to
11 business and industry.

12 5. Overseeing school district and community college
13 compliance with the provisions of this chapter.

14 6. Ensuring that the educational outcomes for the
15 technical component of career ~~and technical~~ programs are
16 uniform and designed to provide a graduate who is capable of
17 entering the workforce on an equally competitive basis
18 regardless of the institution of choice.

19 (3) Each career technical center operated by a
20 district school board shall establish a center advisory
21 council pursuant to s. 1001.452. The center advisory council
22 shall assist in the preparation and evaluation of center
23 improvement plans required pursuant to s. 1001.42(16) and may
24 provide assistance, upon the request of the center director,
25 in the preparation of the center's annual budget and plan as
26 required by s. 1008.385(1).

27 Section 95. Paragraph (b) of subsection (1), paragraph
28 (d) of subsection (2), and paragraph (c) of subsection (4) of
29 section 1004.93, Florida Statutes, are amended to read:

30 1004.93 Adult general education.--

31 (1)

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

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

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

- 11 1. Obtain or maintain employment or benefit from
12 certificate career ~~technical~~ education programs;
- 13 2. Pursue a postsecondary degree; or
- 14 3. Develop competence in the English language to
15 qualify for employment.

16 (4)

17 (c) The State Board of Education shall define, by
18 rule, the levels and courses of instruction to be funded
19 through the college-preparatory program. The state board shall
20 coordinate the establishment of costs for college-preparatory
21 courses, the establishment of statewide standards that define
22 required levels of competence, acceptable rates of student
23 progress, and the maximum amount of time to be allowed for
24 completion of college-preparatory instruction.

25 College-preparatory instruction is part of an associate in
26 arts degree program and may not be funded as an adult career
27 ~~and technical~~ education program.

28 Section 96. Subsection (2) of section 1004.98, Florida
29 Statutes, is amended to read:

30 1004.98 Workforce literacy programs.--
31

1 (2) Each community college and school district may
2 conduct courses and programs through which adults gain the
3 communication and computation skills necessary to complete a
4 career ~~and technical~~ program, to gain or maintain entry-level
5 employment, or to upgrade employment. Courses may not be
6 conducted until the community college or school district
7 identifies current and prospective employees who do not
8 possess the skills necessary to enter career ~~and technical~~
9 programs or to obtain or maintain employment.

10 Section 97. Subsection (8) of section 1005.02, Florida
11 Statutes, is amended to read:

12 1005.02 Definitions.--As used in this chapter, the
13 term:

14 (8) "Diploma" means a credential that is not a degree
15 but is any of the following: a certificate, transcript,
16 report, document, or title; a designation, mark, or
17 appellation; or a series of letters, numbers, or words that
18 generally are taken to signify satisfactory completion of the
19 requirements of an educational, ~~technical~~, or career program
20 of study or training or course of study.

21 Section 98. Subsection (2) of section 1005.06, Florida
22 Statutes, is amended to read:

23 1005.06 Institutions not under the jurisdiction or
24 purview of the commission.--

25 (2) The Department of Education may contract with the
26 Commission on Independent Education to provide services for
27 independent postsecondary educational institutions not under
28 the jurisdiction of the commission relating to licensure of
29 postsecondary career ~~technical~~ certificate and diploma
30 programs that such institutions may wish to offer and
31 preliminary review of programs such institutions may wish to

1 offer which are beyond the scope of the institutions's current
2 accreditation status. Upon completion of its review, the
3 commission shall forward its recommendation to the department
4 for final action. The department shall assess the institution
5 seeking such services the cost to the commission of providing
6 such services. Revenues collected pursuant to this provision
7 shall be deposited in the Institutional Assessment Trust Fund.

8 Section 99. Paragraph (c) of subsection (2) of section
9 1005.21, Florida Statutes, is amended to read:

10 1005.21 Commission for Independent Education.--

11 (2) The Commission for Independent Education shall
12 consist of seven members who are residents of this state. The
13 commission shall function in matters concerning independent
14 postsecondary educational institutions in consumer protection,
15 program improvement, and licensure for institutions under its
16 purview. The Governor shall appoint the members of the
17 commission who are subject to confirmation by the Senate. The
18 membership of the commission shall consist of:

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

22 Section 100. Subsections (2) and (5) of section
23 1006.035, Florida Statutes, are amended to read:

24 1006.035 Dropout reentry and mentor project.--

25 (2) The project shall identify 15 black students in
26 each location who have dropped out of high school but were not
27 encountering academic difficulty when they left school.
28 Students chosen to participate may not have a high school
29 diploma, be enrolled in an adult general education program
30 which includes a GED program or an adult high school, or be
31 enrolled in a career center ~~technical school~~. Students may be

1 employed but must be able to adjust their work schedules to
2 accommodate classes and project sessions. Priority must be
3 given to students who have dropped out of school within the
4 last 3 years.

5 (5) Selected project participants shall be evaluated
6 and enrolled in a GED program, regular high school, career
7 center ~~technical school~~, or alternative school. In conjunction
8 with school guidance personnel, project staff shall design a
9 supplemental program to reinforce basic skills, provide
10 additional counseling, and offer tutorial assistance. Weekly,
11 project staff shall monitor students' attendance, performance,
12 homework, and attitude toward school.

13 Section 101. Subsection (1) of section 1006.051,
14 Florida Statutes, is amended to read:

15 1006.051 Sunshine Workforce Solutions Grant Program.--

16 (1) The Legislature recognizes the need for school
17 districts to be able to respond to critical workforce
18 shortages in nursing. The Sunshine Workforce Solutions Grant
19 Program is created to provide grants to school districts on a
20 competitive basis to fund all or some of the costs associated
21 with establishing an exploratory program in nursing at the
22 middle school level or a comprehensive career ~~and technical~~
23 education program within a high school that provides a program
24 of study in nursing that will provide a seamless transition to
25 appropriate postsecondary education or employment.

26 (a) A comprehensive career ~~and technical~~ education
27 program within a high school that provides a program of study
28 in nursing must be certified or endorsed by the Florida Board
29 of Nursing to ensure that all components of the program are
30 relevant and appropriate to prepare the student for further
31 education and employment in nursing.

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

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

10 Section 102. Paragraph (c) of subsection (3) of
11 section 1006.21, Florida Statutes, is amended to read:

12 1006.21 Duties of district school superintendent and
13 district school board regarding transportation.--

14 (3) District school boards, after considering
15 recommendations of the district school superintendent:

16 (c) May provide transportation for public school
17 migrant, exceptional, nursery, and other public school
18 students in membership below kindergarten; kindergarten
19 through grade 12 students in membership in a public school;
20 and adult students in membership in adult career ~~and~~
21 ~~technical~~, basic, and high school graduation programs in a
22 public school when, and only when, transportation is necessary
23 to provide adequate educational facilities and opportunities
24 which otherwise would not be available.

25 Section 103. Paragraph (a) of subsection (4) of
26 section 1006.31, Florida Statutes, is amended to read:

27 1006.31 Duties of each state instructional materials
28 committee.--The duties of each state instructional materials
29 committee are:

30 (4) EVALUATION OF INSTRUCTIONAL MATERIALS.--To
31 evaluate carefully all instructional materials submitted, to

1 ascertain which instructional materials, if any, submitted for
2 consideration best implement the selection criteria developed
3 by the commissioner and those curricular objectives included
4 within applicable performance standards provided for in s.
5 1001.03(1).

6 (a) When recommending instructional materials for use
7 in the schools, each committee shall include only
8 instructional materials that accurately portray the ethnic,
9 socioeconomic, cultural, and racial diversity of our society,
10 including men and women in professional, career ~~and technical~~,
11 and executive roles, and the role and contributions of the
12 entrepreneur and labor in the total development of this state
13 and the United States.

14
15 The findings of the committees, including the evaluation of
16 instructional materials, shall be in sessions open to the
17 public. All decisions leading to determinations of the
18 committees shall be by roll call vote, and at no time will a
19 secret ballot be permitted.

20 Section 104. Paragraph (a) of subsection (2) and
21 paragraph (b) of subsection (3) of section 1007.21, Florida
22 Statutes, are amended to read:

23 1007.21 Readiness for postsecondary education and the
24 workplace.--

25 (2)(a) Students entering the 9th grade and their
26 parents shall be active participants in choosing an
27 end-of-high-school student destination based upon both student
28 and parent or guardian goals. Four or more destinations should
29 be available with bridges between destinations to enable
30 students to shift destinations should they choose to change
31 goals. The destinations shall accommodate the needs of

1 students served in exceptional education programs to the
2 extent appropriate for individual students. Exceptional
3 education students may continue to follow the courses outlined
4 in the district school board student progression plan.

5 Participating students and their parents shall choose among
6 destinations, which must include:

7 1. Four-year college or university, community college
8 plus university, or military academy.

9 2. Two-year postsecondary degree.

10 3. Postsecondary career ~~and technical~~ certificate.

11 4. Immediate employment or entry-level military.

12 (3)

13 (b) The school principal shall:

14 1. Designate a member of the existing instructional or
15 administrative staff to serve as a specialist to help
16 coordinate the use of student achievement strategies to help
17 students succeed in their coursework. The specialist shall
18 also assist teachers in integrating the academic and career
19 ~~and technical~~ curricula, utilizing technology, providing
20 feedback regarding student achievement, and implementing the
21 Blueprint for Career Preparation and Tech Prep programs.

22 2. Institute strategies to eliminate reading, writing,
23 and mathematics deficiencies of secondary students.

24 Section 105. Paragraph (c) of subsection (1) of
25 section 1007.23, Florida Statutes, is amended to read:

26 1007.23 Statewide articulation agreement.--

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

29 (c) Admission of applied technology diploma program
30 graduates from community colleges or career ~~technical~~ centers;

31

1 Section 106. Subsection (2) of section 1007.24,
2 Florida Statutes, is amended to read:

3 1007.24 Statewide course numbering system.--

4 (2) The Commissioner of Education shall appoint
5 faculty committees representing faculties of participating
6 institutions to recommend a single level for each course,
7 including postsecondary career ~~and technical~~ education
8 courses, included in the statewide course numbering system.

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

13 (b) A course that is offered as part of an associate
14 in science degree program and as an upper-division course for
15 a baccalaureate degree shall be designated for both the lower
16 and upper division.

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

19 Section 107. Subsections (2) and (11) of section
20 1007.25, Florida Statutes, are amended to read:

21 1007.25 General education courses; common
22 prerequisites; and other degree requirements.--

23 (2) The department shall identify postsecondary career
24 ~~and technical~~ education programs offered by community colleges
25 and district school boards. The department shall also identify
26 career ~~and technical~~ courses designated as college credit
27 courses applicable toward a career ~~and technical~~ education
28 diploma or degree. Such courses must be identified within the
29 statewide course numbering system.

30 (11) The Commissioner of Education shall appoint
31 faculty committees representing both community college and

1 public school faculties to recommend to the commissioner for
2 approval by the State Board of Education a standard program
3 length and appropriate occupational completion points for each
4 postsecondary career ~~and technical~~ certificate program,
5 diploma, and degree.

6 Section 108. Subsection (4) of section 1007.27,
7 Florida Statutes, is amended to read:

8 1007.27 Articulated acceleration mechanisms.--

9 (4) It is the intent of the Legislature to provide
10 articulated acceleration mechanisms for students who are in
11 home education programs, as defined in s. 1003.01(11),
12 consistent with the educational opportunities available to
13 public and private secondary school students. Home education
14 students may participate in dual enrollment, career ~~and~~
15 ~~technical~~ dual enrollment, early admission, and credit by
16 examination. Credit earned by home education students through
17 dual enrollment shall apply toward the completion of a home
18 education program that meets the requirements of s. 1002.41.

19 Section 109. Subsections (1), (3), (4), (8), and (10)
20 of section 1007.271, Florida Statutes, are amended to read:

21 1007.271 Dual enrollment programs.--

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

26 (3) The Department of Education shall adopt guidelines
27 designed to achieve comparability across school districts of
28 both student qualifications and teacher qualifications for
29 dual enrollment courses. Student qualifications must
30 demonstrate readiness for college-level coursework if the
31 student is to be enrolled in college courses. Student

1 qualifications must demonstrate readiness for career-level
2 ~~career and technical level~~ coursework if the student is to be
3 enrolled in career ~~and technical~~ courses. In addition to the
4 common placement examination, student qualifications for
5 enrollment in college credit dual enrollment courses must
6 include a 3.0 unweighted grade point average, and student
7 qualifications for enrollment in career ~~and technical~~
8 certificate dual enrollment courses must include a 2.0
9 unweighted grade point average. Exceptions to the required
10 grade point averages may be granted if the educational
11 entities agree and the terms of the agreement are contained
12 within the dual enrollment interinstitutional articulation
13 agreement. Community college boards of trustees may establish
14 additional admissions criteria, which shall be included in the
15 district interinstitutional articulation agreement developed
16 according to s. 1007.235, to ensure student readiness for
17 postsecondary instruction. Additional requirements included in
18 the agreement shall not arbitrarily prohibit students who have
19 demonstrated the ability to master advanced courses from
20 participating in dual enrollment courses. District school
21 boards may not refuse to enter into an agreement with a local
22 community college if that community college has the capacity
23 to offer dual enrollment courses.

24 (4) Career ~~and technical~~ dual enrollment shall be
25 provided as a curricular option for secondary students to
26 pursue in order to earn a series of elective credits toward
27 the high school diploma. However, career ~~and technical~~ dual
28 enrollment shall not supplant student acquisition of the
29 diploma. Career ~~and technical~~ dual enrollment shall be
30 available for secondary students seeking a degree or
31 certificate from a complete career-preparatory ~~job preparatory~~

1 program, but shall not sustain student enrollment in isolated
2 career ~~and technical~~ courses. It is the intent of the
3 Legislature that career ~~and technical~~ dual enrollment reflect
4 the interests and aptitudes of the student. The provision of a
5 comprehensive academic and career ~~and technical~~ dual
6 enrollment program within the career ~~area technical~~ center or
7 community college is supportive of legislative intent;
8 however, such provision is not mandatory.

9 (8) Career ~~and technical~~ early admission is a form of
10 career ~~and technical~~ dual enrollment through which eligible
11 secondary students enroll full time in a career ~~an area~~
12 ~~technical~~ center or a community college in courses that are
13 creditable toward the high school diploma and the certificate
14 or associate degree. Participation in the career ~~and technical~~
15 early admission program shall be limited to students who have
16 completed a minimum of 6 semesters of full-time secondary
17 enrollment, including studies undertaken in the ninth grade.
18 Students enrolled pursuant to this section are exempt from the
19 payment of registration, tuition, and laboratory fees.

20 (10)(a) The dual enrollment program for home education
21 students consists of the enrollment of an eligible home
22 education secondary student in a postsecondary course
23 creditable toward an associate degree, a career ~~or technical~~
24 certificate, or a baccalaureate degree. To participate in the
25 dual enrollment program, an eligible home education secondary
26 student must:

27 1. Provide proof of enrollment in a home education
28 program pursuant to s. 1002.41.

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

31

1 (b) Each ~~career technical~~ center, community college,
2 and state university shall:

3 1. Delineate courses and programs for dually enrolled
4 home education students. Courses and programs may be added,
5 revised, or deleted at any time.

6 2. Identify eligibility criteria for home education
7 student participation, not to exceed those required of other
8 dually enrolled students.

9 Section 110. Subsection (1) of section 1008.37,
10 Florida Statutes, is amended to read:

11 1008.37 Postsecondary feedback of information to high
12 schools.--

13 (1) The State Board of Education shall adopt rules
14 that require the Commissioner of Education to report to the
15 State Board of Education, the Legislature, and the district
16 school boards on the performance of each
17 first-time-in-postsecondary education student from each public
18 high school in this state who is enrolled in a public
19 postsecondary institution or public ~~career technical~~ center.
20 Such reports must be based on information databases maintained
21 by the Department of Education. In addition, the public
22 postsecondary educational institutions and ~~career technical~~
23 centers shall provide district school boards access to
24 information on student performance in regular and preparatory
25 courses and shall indicate students referred for remediation
26 pursuant to s. 1004.91 or s. 1008.30.

27 Section 111. Paragraph (b) of subsection (1) of
28 section 1008.385, Florida Statutes, is amended to read:

29 1008.385 Educational planning and information
30 systems.--

31 (1) EDUCATIONAL PLANNING.--

1 (b) Each district school board shall maintain a
2 continuing system of planning and budgeting designed to aid in
3 identifying and meeting the educational needs of students and
4 the public. Provision shall be made for coordination between
5 district school boards and community college boards of
6 trustees concerning the planning for career ~~and technical~~
7 education and adult educational programs. The major emphasis
8 of the system shall be upon locally determined goals and
9 objectives, the state plan for education, and the Sunshine
10 State Standards developed by the Department of Education and
11 adopted by the State Board of Education. The district planning
12 and budgeting system must include consideration of student
13 achievement data obtained pursuant to ss. 1008.22 and 1008.34.
14 The system shall be structured to meet the specific management
15 needs of the district and to align the budget adopted by the
16 district school board with the plan the board has also
17 adopted. Each district school board shall utilize its system
18 of planning and budgeting to emphasize a system of
19 school-based management in which individual school centers
20 become the principal planning units and to integrate planning
21 and budgeting at the school level.

22 Section 112. Section 1008.405, Florida Statutes, is
23 amended to read:

24 1008.405 Adult student information.--Each school
25 district and community college shall maintain sufficient
26 information for each student enrolled in workforce ~~development~~
27 education to allow local and state administrators to locate
28 such student upon the termination of instruction and to
29 determine the appropriateness of student placement in specific
30 instructional programs. The State Board of Education shall
31

1 adopt, in rule, specific information that must be maintained
2 and acceptable means of maintaining that information.

3 Section 113. Subsections (1) and (2) of section
4 1008.41, Florida Statutes, are amended to read:

5 1008.41 Workforce ~~Development~~ education; management
6 information system.--

7 (1) The Commissioner of Education shall coordinate
8 uniform program structures, common definitions, and uniform
9 management information systems for workforce ~~development~~
10 education for all divisions within the department. In
11 performing these functions, the commissioner shall designate
12 deadlines after which data elements may not be changed for the
13 coming fiscal or school year. School districts and community
14 colleges shall be notified of data element changes at least 90
15 days prior to the start of the subsequent fiscal or school
16 year. Such systems must provide for:

17 (a) Individual student reporting.

18 (b) Compliance with state and federal confidentiality
19 requirements, except that the department shall have access to
20 the unemployment insurance wage reports to collect and report
21 placement information about former students. Such placement
22 reports must not disclose the individual identities of former
23 students.

24 (c) Maximum use of automated technology and records in
25 existing data bases and data systems. To the extent feasible,
26 the Florida Information Resource Network shall be employed for
27 this purpose.

28 (d) Annual reports of student enrollment, completion,
29 and placement by program.

30 (2) The State Board of Education shall identify, by
31 rule, the components to be included in the workforce

1 ~~development~~ education management information system. All such
2 components shall be comparable between school districts and
3 community colleges.

4 Section 114. Subsection (2) of section 1008.42,
5 Florida Statutes, is amended to read:

6 1008.42 Public information on career ~~and technical~~
7 education programs.--

8 (2) The dissemination shall be conducted in accordance
9 with the following procedures:

10 (a) Annually, the Department of Education shall
11 publish the placement rates and average quarterly earnings for
12 students who complete each type of career technical
13 certificate program and career technical degree program. This
14 information must be aggregated to the state level and must be
15 included in any accountability reports. A program that was
16 created or modified so that placement rates cannot be
17 calculated must be so identified in such reports.

18 (b)1. Each district school board shall publish, at a
19 minimum, the most recently available placement rate for each
20 career technical certificate program conducted by that school
21 district at the secondary school level and at the career
22 ~~technical~~ degree level. The placement rates for the preceding
23 3 years shall be published if available, shall be included in
24 each publication that informs the public of the availability
25 of the program, and shall be made available to each school
26 guidance counselor. If a program does not have a placement
27 rate, a publication that lists or describes that program must
28 state that the rate is unavailable.

29 2. Each community college shall publish, at a minimum,
30 the most recent placement rate for each career technical
31 certificate program and for each career technical degree

1 | program in its annual catalog. The placement rates for the
2 | preceding 3 years shall be published, if available, and shall
3 | be included in any publication that informs the public of the
4 | availability of the program. If a program does not have a
5 | placement rate, the publication that lists or describes that
6 | program must state that the rate is unavailable.

7 | 3. If a school district or a community college has
8 | calculated for a program a placement rate that differs from
9 | the rate reported by the department, and if each record of a
10 | placement was obtained through a process that was capable of
11 | being audited, procedurally sound, and consistent statewide,
12 | the district or the community college may use the locally
13 | calculated placement rate in the report required by this
14 | section. However, that rate may not be combined with the rate
15 | maintained in the computer files of the Department of
16 | Education's Florida Education and Training Placement
17 | Information Program.

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

21 | Section 115. Paragraphs (a) and (c) of subsection (1)
22 | and subsection (2) of section 1008.43, Florida Statutes, are
23 | amended to read:

24 | 1008.43 Career ~~and technical~~ program reporting
25 | requirements.--

26 | (1)(a) The Department of Education shall develop a
27 | system of performance measures in order to evaluate the career
28 | ~~and technical~~ education programs as required in s. 1008.42.
29 | This system must measure program enrollment, completion rates,
30 | placement rates, and amount of earnings at the time of
31 | placement. Placement and employment information, where

1 applicable, shall contain data relevant to job retention,
2 including retention rates. The State Board of Education shall
3 adopt by rule the specific measures and any definitions needed
4 to establish the system of performance measures.

5 (c) The State Board of Education shall adopt standards
6 for the department, district school boards, and community
7 college district boards of trustees to use in program
8 planning, program review, and program evaluation. The
9 standards must include, at a minimum, the completion rates,
10 placement rates, and earnings from employment of former
11 students of career ~~and technical~~ education programs.

12 (2) The State Board of Education shall adopt
13 procedures for reviewing the career ~~and technical~~ education
14 programs administered by the district school boards and the
15 community college district boards of trustees when program
16 performance falls below the standards required by this
17 section.

18 Section 116. Paragraphs (d) and (f) of subsection (1)
19 of section 1008.45, Florida Statutes, are amended to read:

20 1008.45 Community college accountability process.--

21 (1) It is the intent of the Legislature that a
22 management and accountability process be implemented which
23 provides for the systematic, ongoing improvement and
24 assessment of the improvement of the quality and efficiency of
25 the Florida community colleges. Accordingly, the State Board
26 of Education and the community college boards of trustees
27 shall develop and implement an accountability plan to improve
28 and evaluate the instructional and administrative efficiency
29 and effectiveness of the Florida Community College System.
30 This plan shall be designed in consultation with staff of the
31

1 Governor and the Legislature and must address the following
2 issues:

3 (d) Job placement rates of community college career
4 ~~and technical~~ students.

5 (f) Career ~~and technical~~ accountability standards
6 identified in s. 1008.42.

7 Section 117. Subsection (14) of section 1009.23,
8 Florida Statutes, is amended to read:

9 1009.23 Community college student fees.--

10 (14) Each community college board of trustees shall
11 report only those students who have actually enrolled in
12 instruction provided or supervised by instructional personnel
13 under contract with the community college in calculations of
14 actual full-time equivalent enrollments for state funding
15 purposes. No student who has been exempted from taking a
16 course or who has been granted academic or career ~~technical~~
17 credit through means other than actual coursework completed at
18 the granting institution shall be calculated for enrollment in
19 the course from which he or she has been exempted or granted
20 credit. Community colleges that report enrollments in
21 violation of this subsection shall be penalized at a rate
22 equal to two times the value of such enrollments. Such penalty
23 shall be charged against the following year's allocation from
24 the Community College Program Fund and shall revert to the
25 General Revenue Fund.

26 Section 118. Subsections (1) and (2) of section
27 1009.25, Florida Statutes, are amended to read:

28 1009.25 Fee exemptions.--

29 (1) The following students are exempt from any
30 requirement for the payment of tuition and fees, including lab
31

1 fees, for adult basic, adult secondary, or career-preparatory
2 ~~vocational preparatory~~ instruction:

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

5 (b) A student who has a high school diploma or its
6 equivalent and who has academic skills at or below the eighth
7 grade level pursuant to state board rule. A student is
8 eligible for this exemption from fees if the student's skills
9 are at or below the eighth grade level as measured by a test
10 administered in the English language and approved by the
11 Department of Education, even if the student has skills above
12 that level when tested in the student's native language.

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

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

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

21 (c) A student to whom the state has awarded a
22 Road-to-Independence Scholarship, or who is or was at the time
23 he or she reached 18 years of age in the custody of a relative
24 under s. 39.5085, or who is adopted from the Department of
25 Children and Family Services after May 5, 1997. Such exemption
26 includes fees associated with enrollment in career-preparatory
27 ~~vocational preparatory~~ instruction and completion of the
28 college-level communication and computation skills testing
29 program. Such an exemption is available to any student who was
30 in the custody of a relative under s. 39.5085 at the time he
31 or she reached 18 years of age or was adopted from the

1 Department of Children and Family Services after May 5, 1997;
2 however, the exemption remains valid for no more than 4 years
3 after the date of graduation from high school.

4 (d) A student enrolled in an employment and training
5 program under the welfare transition program. The regional
6 workforce board shall pay the state university, community
7 college, or school district for costs incurred for welfare
8 transition program participants.

9 (e) A student who lacks a fixed, regular, and adequate
10 nighttime residence or whose primary nighttime residence is a
11 public or private shelter designed to provide temporary
12 residence for individuals intended to be institutionalized, or
13 a public or private place not designed for, or ordinarily used
14 as, a regular sleeping accommodation for human beings.

15 (f) A student who is a proprietor, owner, or worker of
16 a company whose business has been at least 50 percent
17 negatively financially impacted by the buy-out of property
18 around Lake Apopka by the State of Florida. Such a student may
19 receive a fee exemption only if the student has not received
20 compensation because of the buy-out, the student is designated
21 a Florida resident for tuition purposes, pursuant to s.
22 1009.21, and the student has applied for and been denied
23 financial aid, pursuant to s. 1009.40, which would have
24 provided, at a minimum, payment of all student fees. The
25 student is responsible for providing evidence to the
26 postsecondary education institution verifying that the
27 conditions of this paragraph have been met, including support
28 documentation provided by the Department of Revenue. The
29 student must be currently enrolled in, or begin coursework
30 within, a program area by fall semester 2000. The exemption is
31 valid for a period of 4 years from the date that the

1 postsecondary education institution confirms that the
2 conditions of this paragraph have been met.

3 Section 119. Paragraph (a) of subsection (1) of
4 section 1009.40, Florida Statutes, is amended to read:

5 1009.40 General requirements for student eligibility
6 for state financial aid.--

7 (1)(a) The general requirements for eligibility of
8 students for state financial aid awards consist of the
9 following:

10 1. Achievement of the academic requirements of and
11 acceptance at a state university or community college; a
12 nursing diploma school approved by the Florida Board of
13 Nursing; a Florida college, university, or community college
14 which is accredited by an accrediting agency recognized by the
15 State Board of Education; any Florida institution the credits
16 of which are acceptable for transfer to state universities;
17 any career technical center; or any private career technical
18 institution accredited by an accrediting agency recognized by
19 the State Board of Education.

20 2. Residency in this state for no less than 1 year
21 preceding the award of aid for a program established pursuant
22 to s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54,
23 s. 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.
24 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.
25 1009.89. Residency in this state must be for purposes other
26 than to obtain an education. Resident status for purposes of
27 receiving state financial aid awards shall be determined in
28 the same manner as resident status for tuition purposes
29 pursuant to s. 1009.21 and rules of the State Board of
30 Education.

31

1 3. Submission of certification attesting to the
2 accuracy, completeness, and correctness of information
3 provided to demonstrate a student's eligibility to receive
4 state financial aid awards. Falsification of such information
5 shall result in the denial of any pending application and
6 revocation of any award currently held to the extent that no
7 further payments shall be made. Additionally, students who
8 knowingly make false statements in order to receive state
9 financial aid awards shall be guilty of a misdemeanor of the
10 second degree subject to the provisions of s. 837.06 and shall
11 be required to return all state financial aid awards
12 wrongfully obtained.

13 Section 120. Subsection (2) of section 1009.532,
14 Florida Statutes, is amended to read:

15 1009.532 Florida Bright Futures Scholarship Program;
16 student eligibility requirements for renewal awards.--

17 (2) A student who is enrolled in a program that
18 terminates in an associate degree or a baccalaureate degree
19 may receive an award for a maximum of 110 percent of the
20 number of credit hours required to complete the program. A
21 student who is enrolled in a program that terminates in a
22 career technical certificate may receive an award for a
23 maximum of 110 percent of the credit hours or clock hours
24 required to complete the program up to 90 credit hours. A
25 student who transfers from one of these program levels to
26 another becomes eligible for the higher of the two credit hour
27 limits.

28 Section 121. Subsection (1) of section 1009.533,
29 Florida Statutes, is amended to read:

30 1009.533 Florida Bright Futures Scholarship Program;
31 eligible postsecondary education institutions.--A student is

1 eligible for an award or the renewal of an award from the
2 Florida Bright Futures Scholarship Program if the student
3 meets the requirements for the program as described in this
4 act and is enrolled in a postsecondary education institution
5 that meets the description in any one of the following
6 subsections:

7 (1) A Florida public university, community college, or
8 career ~~technical~~ center.

9 Section 122. Section 1009.536, Florida Statutes, is
10 amended to read:

11 1009.536 Florida Gold Seal Vocational Scholars
12 award.--The Florida Gold Seal Vocational Scholars award is
13 created within the Florida Bright Futures Scholarship Program
14 to recognize and reward academic achievement and career ~~and~~
15 ~~technical~~ preparation by high school students who wish to
16 continue their education.

17 (1) A student is eligible for a Florida Gold Seal
18 Vocational Scholars award if the student meets the general
19 eligibility requirements for the Florida Bright Futures
20 Scholarship Program and the student:

21 (a) Completes the secondary school portion of a
22 sequential program of studies that requires at least three
23 secondary school career ~~and technical~~ credits taken over at
24 least 2 academic years, and is continued in a planned, related
25 postsecondary education program. If the student's school does
26 not offer such a two-plus-two or tech-prep program, the
27 student must complete a job-preparatory career education
28 program selected by the Workforce Estimating Conference or
29 Workforce Florida, Inc., for its ability to provide high-wage
30 employment in an occupation with high potential for employment
31

1 opportunities. On-the-job training may not be substituted for
2 any of the three required career ~~and technical~~ credits.

3 (b) Demonstrates readiness for postsecondary education
4 by earning a passing score on the Florida College Entry Level
5 Placement Test or its equivalent as identified by the
6 Department of Education.

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

11 (d) Earns a minimum unweighted grade point average of
12 3.5 on a 4.0 scale for secondary career ~~and technical~~ courses
13 comprising the career ~~and technical~~ program.

14 (2) A Florida Gold Seal Vocational Scholar is eligible
15 for an award equal to the amount required to pay 75 percent of
16 tuition and fees, if the student is enrolled in a public
17 postsecondary education institution. A student who is enrolled
18 in a nonpublic postsecondary education institution is eligible
19 for an award equal to the amount that would be required to pay
20 75 percent of the tuition and mandatory fees of a public
21 postsecondary education institution at the comparable level.

22 (3) To be eligible for a renewal award as a Florida
23 Gold Seal Vocational Scholar, a student must maintain the
24 equivalent of a cumulative grade point average of 2.75 on a
25 4.0 scale with an opportunity for reinstatement one time as
26 provided in this chapter.

27 (4) A student may earn a Florida Gold Seal Vocational
28 Scholarship for 110 percent of the number of credit hours
29 required to complete the program, up to 90 credit hours or the
30 equivalent. A Florida Gold Seal Scholar who has a cumulative
31 grade point average of 2.75 in all postsecondary education

1 work attempted may apply for a Florida Medallion Scholars
2 award at any renewal period. All other provisions of that
3 program apply, and the credit-hour limitation must be
4 calculated by subtracting from the student's total eligibility
5 the number of credit hours the student attempted while earning
6 the Gold Seal Vocational Scholarship.

7 Section 123. Paragraph (d) of subsection (2) and
8 paragraph (c) of subsection (3) of section 1009.55, Florida
9 Statutes, are amended to read:

10 1009.55 Rosewood Family Scholarship Program.--

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

15 (d) Payment of an award shall be transmitted in
16 advance of the registration period each semester on behalf of
17 the student to the president of the university or community
18 college, or his or her representative, or to the director of
19 the career center ~~technical school~~ which the recipient is
20 attending.

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

24 (c) Enroll as certificate-seeking or degree-seeking
25 students at a state university, community college, or career
26 center ~~technical school~~ authorized by law.

27 Section 124. Paragraph (c) of subsection (1) of
28 section 1009.61, Florida Statutes, is amended to read:

29 1009.61 Teacher/Quest Scholarship Program.--The
30 Teacher/Quest Scholarship Program is created for the purpose
31 of providing teachers with the opportunity to enhance their

1 | knowledge of science, mathematics, and computer applications
2 | in business, industry, and government. A school district or
3 | developmental research school may propose that one or more
4 | teachers be granted a Teacher/Quest Scholarship by submitting
5 | to the Department of Education:

6 | (1) A project proposal specifying activities a teacher
7 | will carry out to improve his or her:

8 | (c) Knowledge of career ~~and technical~~ requirements for
9 | competency in mathematics, science, and computing; and

10 | Section 125. Subsection (4) and paragraph (a) of
11 | subsection (6) of section 1009.64, Florida Statutes, are
12 | amended to read:

13 | 1009.64 Certified Education Paraprofessional Welfare
14 | Transition Program.--

15 | (4) The agencies shall complete an implementation plan
16 | that addresses at least the following recommended components
17 | of the program:

18 | (a) A method of selecting participants. The method
19 | must not duplicate services provided by those assigned to
20 | screen participants of the welfare transition program, but
21 | must assure that screening personnel are trained to identify
22 | recipients of public assistance whose personal aptitudes and
23 | motivation make them most likely to succeed in the program and
24 | advance in a career related to the school community.

25 | (b) A budget for use of incentive funding to provide
26 | motivation to participants to succeed and excel. The budget
27 | for incentive funding includes:

28 | 1. Funds allocated by the Legislature directly for the
29 | program.

30 |
31 |

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

4 3. Funds made available by implementation strategies
5 that would make maximum use of work supplementation funds
6 authorized by federal law.

7 4. Funds authorized by strategies to lengthen
8 participants' eligibility for federal programs such as
9 Medicaid, subsidized child care, and transportation.

10
11 Incentives may include a stipend during periods of college
12 classroom training, a bonus and recognition for a high
13 grade-point average, child care and prekindergarten services
14 for children of participants, and services to increase a
15 participant's ability to advance to higher levels of
16 employment. Nonfinancial incentives should include providing a
17 mentor or tutor, and service incentives should continue and
18 increase for any participant who plans to complete the
19 baccalaureate degree and become a certified teacher. Services
20 may be provided in accordance with family choice by community
21 colleges and school district career ~~technical~~ centers, through
22 family service centers and full-service schools, or under
23 contract with providers through central agencies.

24 (6)(a) A community college or school district career
25 ~~technical~~ center is eligible to participate if it provides a
26 career ~~technical~~ certificate program in Child Development
27 Early Intervention as approved by Workforce Florida, Inc.
28 Priority programs provide an option and incentives to
29 articulate with an associate in science degree program or a
30 baccalaureate degree program.

31

1 Section 126. Subsection (3) of section 1009.98,
2 Florida Statutes, is amended to read:

3 1009.98 Florida Prepaid College Program.--

4 (3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE
5 COLLEGES AND UNIVERSITIES AND TO CAREER ~~AREA TECHNICAL~~
6 CENTERS.--A qualified beneficiary may apply the benefits of an
7 advance payment contract toward:

8 (a) An independent college or university that is
9 located and chartered in Florida, that is not for profit, that
10 is accredited by the Commission on Colleges of the Southern
11 Association of Colleges and Schools or the Accrediting Council
12 for Independent Colleges and Schools, and that confers degrees
13 as defined in s. 1005.02.

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

17 (c) An applied technology diploma program or career
18 ~~technical~~ certificate program conducted by a community college
19 listed in s. 1004.02(2) or career ~~technical~~ center operated by
20 a district school board.

21
22 The board shall transfer or cause to be transferred to the
23 institution designated by the qualified beneficiary an amount
24 not to exceed the redemption value of the advance payment
25 contract at a state postsecondary institution. If the cost of
26 registration or housing fees at such institution is less than
27 the corresponding fees at a state postsecondary institution,
28 the amount transferred may not exceed the actual cost of
29 registration and housing fees. A transfer authorized under
30 this subsection may not exceed the number of semester credit
31 hours or semesters of dormitory residence contracted on behalf

1 of a qualified beneficiary. Notwithstanding any other
2 provision in this section, an institution must be an "eligible
3 educational institution" under s. 529 of the Internal Revenue
4 Code to be eligible for the transfer of advance payment
5 contract benefits.

6 Section 127. Paragraph (a) of subsection (3) of
7 section 1010.20, Florida Statutes, is amended to read:

8 1010.20 Cost accounting and reporting for school
9 districts.--

10 (3) PROGRAM EXPENDITURE REQUIREMENTS.--

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

14 1. Kindergarten and grades 1, 2, and 3, 90 percent.

15 2. Grades 4, 5, 6, 7, and 8, 80 percent.

16 3. Grades 9, 10, 11, and 12, 80 percent.

17 4. Programs for exceptional students, on an aggregate
18 program basis, 90 percent.

19 5. Grades 7 through 12 career ~~and technical~~ education
20 programs, on an aggregate program basis, 80 percent.

21 6. Students-at-risk programs, on an aggregate program
22 basis, 80 percent.

23 7. Juvenile justice programs, on an aggregate program
24 basis, 80 percent.

25 8. Any new program established and funded under s.
26 1011.62(1)(c), that is not included under subparagraphs 1.-6.,
27 on an aggregate basis as appropriate, 80 percent.

28 Section 128. Subsection (1) of section 1010.58,
29 Florida Statutes, is amended to read:

30 1010.58 Procedure for determining number of
31 instruction units for community colleges.--The number of

1 instruction units for community colleges shall be determined
2 from the full-time equivalent students in the community
3 college, provided that full-time equivalent students may not
4 be counted more than once in determining instruction units.
5 Instruction units for community colleges shall be computed as
6 follows:

7 (1) One unit for each 12 full-time equivalent students
8 at a community college for the first 420 students and one unit
9 for each 15 full-time equivalent students for all over 420
10 students, in other than career ~~and technical~~ education
11 programs as defined by rules of the State Board of Education,
12 and one unit for each 10 full-time equivalent students in
13 career ~~and technical~~ education programs and compensatory
14 education programs as defined by rules of the State Board of
15 Education. Full-time equivalent students enrolled in a
16 community college shall be defined by rules of the State Board
17 of Education.

18 Section 129. Paragraphs (c), (d), and (e) of
19 subsection (1) of section 1011.62, Florida Statutes, are
20 amended to read:

21 1011.62 Funds for operation of schools.--If the annual
22 allocation from the Florida Education Finance Program to each
23 district for operation of schools is not determined in the
24 annual appropriations act or the substantive bill implementing
25 the annual appropriations act, it shall be determined as
26 follows:

27 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
28 OPERATION.--The following procedure shall be followed in
29 determining the annual allocation to each district for
30 operation:
31

1 (c) Determination of programs.--Cost factors based on
2 desired relative cost differences between the following
3 programs shall be established in the annual General
4 Appropriations Act. The Commissioner of Education shall
5 specify a matrix of services and intensity levels to be used
6 by districts in the determination of the two weighted cost
7 factors for exceptional students with the highest levels of
8 need. For these students, the funding support level shall fund
9 the exceptional students' education program, with the
10 exception of extended school year services for students with
11 disabilities.

12 1. Basic programs.--

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

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

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

16 2. Programs for exceptional students.--

17 a. Support Level IV.

18 b. Support Level V.

19 3. Secondary career ~~and technical~~ education

20 programs.--

21 4. English for Speakers of Other Languages.--

22 (d) Annual allocation calculation.--

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

28 2. Maximum enrollments calculated by the department
29 shall be derived from enrollment estimates used by the
30 Legislature to calculate the FEFP. If two or more districts
31 enter into an agreement under the provisions of s.

1 1001.42(4)(d), after the final enrollment estimate is agreed
2 upon, the amount of FTE specified in the agreement, not to
3 exceed the estimate for the specific program as identified in
4 paragraph (c), may be transferred from the participating
5 districts to the district providing the program.

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

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

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

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

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

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

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

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

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

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

28 4. Following completion of the weighted enrollment
29 ceiling calculation as provided in subparagraph 3., a
30 supplemental capping calculation shall be employed for those
31 districts that are over their weighted enrollment ceiling. For

1 each such district, the total reported unweighted FTE
2 enrollment for group 2 programs shall be compared with the
3 total appropriated unweighted FTE enrollment for group 2
4 programs. If the total reported unweighted FTE for group 2 is
5 greater than the appropriated unweighted FTE, then the excess
6 unweighted FTE up to the unweighted FTE transferred from group
7 2 to group 1 for each district by the Public School FTE
8 Estimating Conference shall be funded at a weight of 1.0 and
9 added to the funded weighted FTE computed in subparagraph 3.

10 (e) Funding model for exceptional student education
11 programs.--

12 1.a. The funding model uses basic, at-risk, support
13 levels IV and V for exceptional students and career ~~and~~
14 ~~technical~~ Florida Education Finance Program cost factors, and
15 a guaranteed allocation for exceptional student education
16 programs. Exceptional education cost factors are determined by
17 using a matrix of services to document the services that each
18 exceptional student will receive. The nature and intensity of
19 the services indicated on the matrix shall be consistent with
20 the services described in each exceptional student's
21 individual educational plan.

22 b. In order to generate funds using one of the two
23 weighted cost factors, a matrix of services must be completed
24 at the time of the student's initial placement into an
25 exceptional student education program and at least once every
26 3 years by personnel who have received approved training.
27 Nothing listed in the matrix shall be construed as limiting
28 the services a school district must provide in order to ensure
29 that exceptional students are provided a free, appropriate
30 public education.

31

1 c. Students identified as exceptional, in accordance
2 with chapter 6A-6, Florida Administrative Code, who do not
3 have a matrix of services as specified in sub-subparagraph b.
4 shall generate funds on the basis of full-time-equivalent
5 student membership in the Florida Education Finance Program at
6 the same funding level per student as provided for basic
7 students. Additional funds for these exceptional students will
8 be provided through the guaranteed allocation designated in
9 subparagraph 2.

10 2. For students identified as exceptional who do not
11 have a matrix of services, there is created a guaranteed
12 allocation to provide these students with a free appropriate
13 public education, in accordance with s. 1001.42(4)(m) and
14 rules of the State Board of Education, which shall be
15 allocated annually to each school district in the amount
16 provided in the General Appropriations Act. These funds shall
17 be in addition to the funds appropriated on the basis of FTE
18 student membership in the Florida Education Finance Program,
19 and the amount allocated for each school district shall not be
20 recalculated during the year. These funds shall be used to
21 provide special education and related services for exceptional
22 students.

23 Section 130. Paragraph (d) of subsection (1) of
24 section 1011.68, Florida Statutes, is amended to read:

25 1011.68 Funds for student transportation.--The annual
26 allocation to each district for transportation to public
27 school programs, including charter schools as provided in s.
28 1002.33(17)(b), of students in membership in kindergarten
29 through grade 12 and in migrant and exceptional student
30 programs below kindergarten shall be determined as follows:
31

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

4 (d) By reason of being career ~~and technical~~, dual
5 enrollment, or students with disabilities transported from one
6 school center to another to participate in an instructional
7 program or service; or students with disabilities, transported
8 from one designation to another in the state, provided one
9 designation is a school center and provided the student's
10 individual educational plan (IEP) identifies the need for the
11 instructional program or service and transportation to be
12 provided by the school district. A "school center" is defined
13 as a public school center, community college, state
14 university, or other facility rented, leased, or owned and
15 operated by the school district or another public agency. A
16 "dual enrollment student" is defined as a public school
17 student in membership in both a public secondary school
18 program and a community college or a state university program
19 under a written agreement to partially fulfill ss. 1003.435
20 and 1007.23 and earning full-time equivalent membership under
21 s. 1011.62(1)(i).

22 Section 131. Paragraph (a) of subsection (2),
23 subsection (3), and paragraph (b) of subsection (6) of section
24 1012.01, Florida Statutes, are amended to read:

25 1012.01 Definitions.--Specific definitions shall be as
26 follows, and wherever such defined words or terms are used in
27 the Florida K-20 Education Code, they shall be used as
28 follows:

29 (2) INSTRUCTIONAL PERSONNEL.--"Instructional
30 personnel" means any staff member whose function includes the
31 provision of direct instructional services to students.

1 | Instructional personnel also includes personnel whose
2 | functions provide direct support in the learning process of
3 | students. Included in the classification of instructional
4 | personnel are:

5 | (a) Classroom teachers.--Classroom teachers are staff
6 | members assigned the professional activity of instructing
7 | students in courses in classroom situations, including basic
8 | instruction, exceptional student education, career ~~and~~
9 | ~~technical~~ education, and adult education, including substitute
10 | teachers.

11 | (3) ADMINISTRATIVE PERSONNEL.--"Administrative
12 | personnel" includes personnel who perform management
13 | activities such as developing broad policies for the school
14 | district and executing those policies through the direction of
15 | personnel at all levels within the district. Administrative
16 | personnel are generally high-level, responsible personnel who
17 | have been assigned the responsibilities of systemwide or
18 | schoolwide functions, such as district school superintendents,
19 | assistant superintendents, deputy superintendents, school
20 | principals, assistant principals, career ~~technical~~ center
21 | directors, and others who perform management activities. Broad
22 | classifications of administrative personnel are as follows:

23 | (a) District-based instructional
24 | administrators.--Included in this classification are persons
25 | with district-level administrative or policymaking duties who
26 | have broad authority for management policies and general
27 | school district operations related to the instructional
28 | program. Such personnel often report directly to the district
29 | school superintendent and supervise other administrative
30 | employees. This classification includes assistant, associate,
31 | or deputy superintendents and directors of major instructional

1 areas, such as curriculum, federal programs such as Title I,
2 specialized instructional program areas such as exceptional
3 student education, career ~~and technical~~ education, and similar
4 areas.

5 (b) District-based noninstructional
6 administrators.--Included in this classification are persons
7 with district-level administrative or policymaking duties who
8 have broad authority for management policies and general
9 school district operations related to the noninstructional
10 program. Such personnel often report directly to the district
11 school superintendent and supervise other administrative
12 employees. This classification includes assistant, associate,
13 or deputy superintendents and directors of major
14 noninstructional areas, such as personnel, construction,
15 facilities, transportation, data processing, and finance.

16 (c) School administrators.--Included in this
17 classification are:

18 1. School principals or school directors who are staff
19 members performing the assigned activities as the
20 administrative head of a school and to whom have been
21 delegated responsibility for the coordination and
22 administrative direction of the instructional and
23 noninstructional activities of the school. This classification
24 also includes career ~~technical~~ center directors.

25 2. Assistant principals who are staff members
26 assisting the administrative head of the school. This
27 classification also includes assistant principals for
28 curriculum and administration.

29 (6) EDUCATIONAL SUPPORT EMPLOYEES.--"Educational
30 support employees" means employees whose job functions are
31

1 neither administrative nor instructional, yet whose work
2 supports the educational process.

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

9 Section 132. Paragraph (c) of subsection (1) of
10 section 1012.39, Florida Statutes, is amended to read:

11 1012.39 Employment of substitute teachers, teachers of
12 adult education, nondegreed teachers of career education, and
13 career specialists; students performing clinical field
14 experience.--

15 (1) Notwithstanding ss. 1012.32, 1012.55, 1012.56, and
16 1012.57, or any other provision of law or rule to the
17 contrary, each district school board shall establish the
18 minimal qualifications for:

19 (c) Part-time and full-time nondegreed teachers of
20 career ~~and technical~~ programs. Qualifications shall be
21 established for agriculture, business, health occupations,
22 family and consumer sciences, industrial, marketing, career
23 specialist, and public service education teachers, based
24 primarily on successful occupational experience rather than
25 academic training. The qualifications for such teachers shall
26 require:

27 1. The filing of a complete set of fingerprints in the
28 same manner as required by s. 1012.32. Faculty employed solely
29 to conduct postsecondary instruction may be exempted from this
30 requirement.

31

- 1 2. Documentation of education and successful
2 occupational experience including documentation of:
3 a. A high school diploma or the equivalent.
4 b. Completion of 6 years of full-time successful
5 occupational experience or the equivalent of part-time
6 experience in the teaching specialization area. Alternate
7 means of determining successful occupational experience may be
8 established by the district school board.
9 c. Completion of career education training conducted
10 through the local school district inservice master plan.
11 d. For full-time teachers, completion of professional
12 education training in teaching methods, course construction,
13 lesson planning and evaluation, and teaching special needs
14 students. This training may be completed through coursework
15 from an accredited or approved institution or an approved
16 district teacher education program.
17 e. Demonstration of successful teaching performance.

18 Section 133. Section 1012.41, Florida Statutes, is
19 amended to read:

20 1012.41 Employment of directors of career ~~and~~
21 ~~technical~~ education.--In order to receive state funding, each
22 district school board that employs at least 15 full-time
23 equivalent career ~~and technical~~ teachers must employ a
24 director of career ~~and technical~~ education who meets the
25 certification requirements established by the State Board of
26 Education. The directors shall be directly accountable to the
27 district school superintendent, or his or her designee, for
28 the planning and implementation of career ~~and technical~~
29 programs. Two or more district school boards may employ a
30 single director.
31

1 Section 134. Section 1012.43, Florida Statutes, is
2 amended to read:

3 1012.43 Career ~~and technical~~ teachers.--

4 (1) Career ~~and technical~~ teachers and other teachers
5 who qualify for certificates on the basis of nonacademic
6 preparation shall be entitled to all the contractual rights
7 and privileges now granted to other instructional personnel
8 holding equivalent certificates.

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

14 Section 135. Paragraph (a) of subsection (10) of
15 section 1013.03, Florida Statutes, is amended to read:

16 1013.03 Functions of the department.--The functions of
17 the Department of Education as it pertains to educational
18 facilities shall include, but not be limited to, the
19 following:

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

24 1. The term "validate" as applied to surveys by school
25 districts means to review inventory data as submitted to the
26 department by district school boards; provide for review and
27 inspection, where required, of student stations and aggregate
28 square feet of inventory changed from satisfactory to
29 unsatisfactory or changed from unsatisfactory to satisfactory;
30 compare new school inventory to allocation limits provided by
31 this chapter; review cost projections for conformity with cost

1 | limits set by s. 1013.64(6); compare total capital outlay
2 | full-time equivalent enrollment projections in the survey with
3 | the department's projections; review facilities lists to
4 | verify that student station and auxiliary facility space
5 | allocations do not exceed the limits provided by this chapter
6 | and related rules; review and confirm the application of
7 | uniform facility utilization factors, where provided by this
8 | chapter or related rules; utilize the documentation of
9 | programs offered per site, as submitted by the board, to
10 | analyze facility needs; confirm that need projections for
11 | career ~~and technical~~ and adult educational programs comply
12 | with needs documented by the Office of Workforce and Economic
13 | Development; and confirm the assignment of full-time student
14 | stations to all space except auxiliary facilities, which, for
15 | purposes of exemption from student station assignment, include
16 | the following:

- 17 | a. Cafeterias.
- 18 | b. Multipurpose dining areas.
- 19 | c. Media centers.
- 20 | d. Auditoriums.
- 21 | e. Administration.
- 22 | f. Elementary, middle, and high school resource rooms,
23 | up to the number of such rooms recommended for the applicable
24 | occupant and space design capacity of the educational plant in
25 | the State Requirements for Educational Facilities, beyond
26 | which student stations must be assigned.
- 27 | g. Elementary school skills labs, up to the number of
28 | such rooms recommended for the applicable occupant and space
29 | design capacity of the educational plant in the State
30 | Requirements for Educational Facilities, beyond which student
31 | stations must be assigned.

1 h. Elementary school art and music rooms.
2 2. The term "validate" as applied to surveys by
3 community colleges and universities means to review and
4 document the approval of each new site and official
5 designation, where applicable; review the inventory database
6 as submitted by each board to the department, including
7 noncareer ~~and technical~~, and total capital outlay full-time
8 equivalent enrollment projections per site and per college;
9 provide for the review and inspection, where required, of
10 student stations and aggregate square feet of space changed
11 from satisfactory to unsatisfactory; utilize and review the
12 documentation of programs offered per site submitted by the
13 boards as accurate for analysis of space requirements and
14 needs; confirm that needs projected for career ~~and technical~~
15 and adult educational programs comply with needs documented by
16 the Office of Workforce and Economic Development; compare new
17 facility inventory to allocations limits as provided in this
18 chapter; review cost projections for conformity with state
19 averages or limits designated by this chapter; compare student
20 enrollment projections in the survey to the department's
21 projections; review facilities lists to verify that area
22 allocations and space factors for generating space needs do
23 not exceed the limits as provided by this chapter and related
24 rules; confirm the application of facility utilization factors
25 as provided by this chapter and related rules; and review, as
26 submitted, documentation of how survey recommendations will
27 implement the detail of current campus master plans and
28 integrate with local comprehensive plans and development
29 regulations.

30 Section 136. Paragraph (b) of subsection (1) of
31 section 1013.31, Florida Statutes, is amended to read:

1 1013.31 Educational plant survey; localized need
2 assessment; PECO project funding.--

3 (1) At least every 5 years, each board shall arrange
4 for an educational plant survey, to aid in formulating plans
5 for housing the educational program and student population,
6 faculty, administrators, staff, and auxiliary and ancillary
7 services of the district or campus, including consideration of
8 the local comprehensive plan. The Office of Workforce and
9 Economic Development shall document the need for additional
10 career and adult education programs and the continuation of
11 existing programs before facility construction or renovation
12 related to career or adult education may be included in the
13 educational plant survey of a school district or community
14 college that delivers career or adult education programs.
15 Information used by the Office of Workforce and Economic
16 Development to establish facility needs must include, but need
17 not be limited to, labor market data, needs analysis, and
18 information submitted by the school district or community
19 college.

20 (b) Required need assessment criteria for district,
21 community college, college and state university plant
22 surveys.--Educational plant surveys must use uniform data
23 sources and criteria specified in this paragraph. Each revised
24 educational plant survey and each new educational plant survey
25 supersedes previous surveys.

26 1. The school district's survey must be submitted as a
27 part of the district educational facilities plan defined in s.
28 1013.35. To ensure that the data reported to the Department of
29 Education as required by this section is correct, the
30 department shall annually conduct an onsite review of 5
31 percent of the facilities reported for each school district

1 completing a new survey that year. If the department's review
2 finds the data reported by a district is less than 95 percent
3 accurate, within 1 year from the time of notification by the
4 department the district must submit revised reports correcting
5 its data. If a district fails to correct its reports, the
6 commissioner may direct that future fixed capital outlay funds
7 be withheld until such time as the district has corrected its
8 reports so that they are not less than 95 percent accurate.

9 2. Each survey of a special facility, joint-use
10 facility, or cooperative career ~~and technical~~ education
11 facility must be based on capital outlay full-time equivalent
12 student enrollment data prepared by the department for school
13 districts, community colleges, colleges, and universities. A
14 survey of space needs of a joint-use facility shall be based
15 upon the respective space needs of the school districts,
16 community colleges, colleges, and universities, as
17 appropriate. Projections of a school district's facility space
18 needs may not exceed the norm space and occupant design
19 criteria established by the State Requirements for Educational
20 Facilities.

21 3. Each community college's survey must reflect the
22 capacity of existing facilities as specified in the inventory
23 maintained by the Department of Education. Projections of
24 facility space needs must comply with standards for
25 determining space needs as specified by rule of the State
26 Board of Education. The 5-year projection of capital outlay
27 student enrollment must be consistent with the annual report
28 of capital outlay full-time student enrollment prepared by the
29 Department of Education.

30 4. Each college and state university's survey must
31 reflect the capacity of existing facilities as specified in

1 | the inventory maintained and validated by the Division of
2 | Colleges and Universities. Projections of facility space needs
3 | must be consistent with standards for determining space needs
4 | approved by the Division of Colleges and Universities. The
5 | projected capital outlay full-time equivalent student
6 | enrollment must be consistent with the 5-year planned
7 | enrollment cycle for the State University System approved by
8 | the Division of Colleges and Universities.

9 | 5. The district educational facilities plan of a
10 | school district and the educational plant survey of a
11 | community college, or college or state university may include
12 | space needs that deviate from approved standards for
13 | determining space needs if the deviation is justified by the
14 | district or institution and approved by the department, as
15 | necessary for the delivery of an approved educational program.

16 | Section 137. Paragraph (a) of subsection (3) of
17 | section 1013.64, Florida Statutes, is amended to read:

18 | 1013.64 Funds for comprehensive educational plant
19 | needs; construction cost maximums for school district capital
20 | projects.--Allocations from the Public Education Capital
21 | Outlay and Debt Service Trust Fund to the various boards for
22 | capital outlay projects shall be determined as follows:

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

29 | 1. K-12 students, except hospital and homebound
30 | part-time students; and
31 |

1 2. Students who are career ~~and technical~~ education
2 students, and adult disabled students and who are enrolled in
3 school district career technical centers. The capital outlay
4 full-time equivalent membership shall be determined for
5 kindergarten through the 12th grade and for career technical
6 centers by averaging the unweighted full-time equivalent
7 student membership for the second and third surveys and
8 comparing the results on a school-by-school basis with the
9 Florida Inventory for School Houses. The capital outlay
10 full-time equivalent membership by grade level organization
11 shall be used in making the following calculations: The
12 capital outlay full-time equivalent membership by grade level
13 organization for the 4th prior year must be used to compute
14 the base-year allocation. The capital outlay full-time
15 equivalent membership by grade-level organization for the
16 prior year must be used to compute the growth over the highest
17 of the 3 years preceding the prior year. From the total amount
18 appropriated by the Legislature pursuant to this subsection,
19 40 percent shall be allocated among the base capital outlay
20 full-time equivalent membership and 60 percent among the
21 growth capital outlay full-time equivalent membership. The
22 allocation within each of these groups shall be prorated to
23 the districts based upon each district's percentage of base
24 and growth capital outlay full-time membership. The most
25 recent 4-year capital outlay full-time equivalent membership
26 data shall be used in each subsequent year's calculation for
27 the allocation of funds pursuant to this subsection. If a
28 change, correction, or recomputation of data during any year
29 results in a reduction or increase of the calculated amount
30 previously allocated to a district, the allocation to that
31 district shall be adjusted correspondingly. If such

1 recomputation results in an increase or decrease of the
2 calculated amount, such additional or reduced amounts shall be
3 added to or reduced from the district's future
4 appropriations. However, no change, correction, or
5 recomputation of data shall be made subsequent to 2 years
6 following the initial annual allocation.

7 Section 138. Subsections (1) and (2), and paragraphs
8 (a) and (c) of subsection (4) of section 1013.75, Florida
9 Statutes, are amended to read:

10 1013.75 Cooperative funding of career center ~~and~~
11 ~~technical educational~~ facilities.--

12 (1) Each district school board operating a designated
13 career technical center may submit, prior to August 1 of each
14 year, a request to the commissioner for funds from the Public
15 Education Capital Outlay and Debt Service Trust Fund to plan,
16 construct, and equip a career center ~~and technical educational~~
17 facility identified as being critical to the economic
18 development and the workforce needs of the school district.
19 Prior to submitting a request, each school district shall:

20 (a) Adopt and submit to the commissioner a resolution
21 indicating its commitment to fund the planning, construction,
22 and equipping of the proposed facility at 40 percent of the
23 requested project amount. The resolution shall also designate
24 the locale of the proposed facility. If funds from a private
25 or noneducational public entity are to be committed to the
26 project, then a joint resolution shall be required.

27 (b) Except as provided in paragraph (5)(b), levy the
28 maximum millage against the nonexempt assessed property value
29 as provided in s. 1011.71(2).

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

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

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

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

12 (2) The Office of Workforce and Economic Development
13 shall establish the need for additional career ~~and technical~~
14 education programs and the continuation of existing programs
15 before facility construction or renovation related to career
16 ~~and technical~~ education can be included in the educational
17 plant survey. Information used by the Office of Workforce and
18 Economic Development to establish facility needs shall
19 include, but not be limited to, labor market needs analysis
20 and information submitted by the school districts.

21 (4)(a) A career ~~and technical~~ education construction
22 committee shall be composed of the following: three
23 representatives from the Department of Education and one
24 representative from the Executive Office of the Governor.

25 (c) The commissioner's legislative capital outlay
26 budget request may include up to 2 percent of the new
27 construction allocation to public schools for career ~~and~~
28 ~~technical~~ capital outlay projects recommended by the career
29 ~~and technical~~ education construction committee.

30 Section 139. This act shall take effect July 1, 2004.
31

1 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
2 COMMITTEE SUBSTITUTE FOR
3 Senate Bill 1452
4 Charter Technical Career Centers-establishes uniform procedure
5 for FTE calculation to minimize inconsistencies created by
6 varying class time requirements of high schools and community
7 colleges.
8 Career Education Certification on Diploma-establishes
9 requirements for a student to receive a career education
10 certification on his or her high school diploma.
11 Industry-Certified Career Education Programs-provides for
12 career education programs to be coordinated with industry.
13 Requires the Department of Education to conduct two studies on
14 industry-certified career education programs to determine: 1)
15 the effect on student performance and, 2) whether there is a
16 need for cost factors for such programs and whether there is a
17 need for start-up funding.
18 Guidance Services-requires an annual district guidance report.
19 Workforce Development Funding-removes language requiring the
20 use of the Workforce Development Education Fund from statute
21 to conform with the budget transfer of the remaining adult and
22 career education portion of the workforce budget to the school
23 district budget. The committee substitute requires the
24 Department of Education to develop comparable processes for
25 funding and reporting data from workforce education programs
26 conducted by school districts and community colleges.
27 Apprenticeships-requires a joint study by the Agency for
28 Workforce Innovation (AWI) and the Council for Education
29 Policy Research and Improvement (CEPRI) on the need for new
30 and expanded apprenticeship programs.
31 Comprehensive Study on Workforce Education-requires a study
group to be appointed by the Commissioner of Education to make
recommendations on: funding and allocation models,
improvements to articulation, implementation of innovative
programs for high school and postsecondary workforce
education, and improvements to guidance counseling. The
funding recommendations must address a funding model that
encompasses enrollment and performance, student fees, and the
cost of program start-up.
The committee substitute does not contain a specific weight
assignment for workforce education programs nor does it
require a study by OPPAGA.
Nomenclature Changes-changes terms "vocational" and
"technical" to "career" to more accurately describe the
professional preparation of these programs.