

CHAMBER ACTION

1 The Committee on Education K-20 recommends the following:

2  
3 **Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to career education; revising terminology  
7 relating to career, technical, vocational, and workforce  
8 education; amending s. 1002.34, F.S.; providing for  
9 funding of dual enrollment instruction of public school  
10 students provided at charter technical career centers;  
11 creating s. 1003.431, F.S.; providing for a career  
12 education certification on a high school diploma;  
13 providing academic requirements for students enrolled in  
14 comprehensive career education programs; requiring the  
15 State Board of Education to define and specify by rule  
16 courses and experiences consistent with a comprehensive  
17 career education program; authorizing the State Board of  
18 Education to adopt by rule a standard format for career  
19 education certification; allowing incentive funding to  
20 school districts for students receiving the certification;  
21 amending s. 1003.491, F.S.; providing certain  
22 responsibilities for district school boards and  
23 superintendents relating to career education

24 certification; creating s. 1003.492, F.S.; providing for  
25 coordination of career education programs with industry;  
26 requiring the State Board of Education to adopt rules for  
27 implementing an industry certification process; requiring  
28 the Department of Education to study student performance  
29 in industry-certified career education programs; requiring  
30 a study by the Department of Education to determine the  
31 need for cost factors or startup funding for industry-  
32 certified career education programs; creating s. 1006.025,  
33 F.S.; requiring district school boards to submit guidance  
34 reports to the Commissioner of Education and providing  
35 requirements thereof; amending s. 1012.01, F.S.; revising  
36 a personnel classification title; amending s. 1011.80,  
37 F.S.; repealing the Florida Workforce Development  
38 Education Fund; redesignating adult technical education  
39 programs as workforce education programs; revising  
40 requirements for funding; requiring reporting and cost  
41 analysis; amending ss. 1009.22 and 1011.83, F.S.; deleting  
42 references to the Florida Workforce Development Education  
43 Fund; creating s. 446.073, F.S.; establishing the  
44 Apprenticeship Mediation Advisory Panel; providing duties  
45 relating to disputes between apprenticeship sponsors and  
46 educational agencies; authorizing State Board of Education  
47 rulemaking authority; requiring the Agency for Workforce  
48 Innovation and the Council for Education Policy Research  
49 and Improvement to study the need for new and expanded  
50 apprenticeship and other workforce education programs;  
51 requiring a report of findings and recommendations;

52 requiring the Commissioner of Education to convene a study  
 53 group to investigate workforce education issues; requiring  
 54 the study group to submit a report with recommendations  
 55 for modifications to the workforce education system;  
 56 amending ss. 20.18, 110.1099, 112.19, 112.191, 112.1915,  
 57 238.01, 250.10, 250.482, 288.047, 288.9511, 292.05,  
 58 292.10, 295.02, 295.125, 339.0805, 364.508, 376.0705,  
 59 380.0651, 402.305, 402.3051, 403.716, 414.0252, 420.0004,  
 60 420.524, 420.602, 440.16, 443.171, 445.003, 445.004,  
 61 445.009, 445.012, 445.0123, 445.024, 445.049, 446.011,  
 62 446.052, 446.22, 475.17, 475.451, 475.617, 475.6175,  
 63 475.618, 475.627, 494.0029, 509.302, 553.841, 790.06,  
 64 790.115, 810.095, 943.14, 948.015, 948.09, 958.12, 985.03,  
 65 985.315, 1000.04, 1000.05, 1001.42, 1001.44, 1001.452,  
 66 1001.453, 1001.64, 1002.01, 1002.20, 1002.22, 1002.38,  
 67 1002.42, 1003.01, 1003.02, 1003.43, 1003.47, 1003.51,  
 68 1003.52, 1004.02, 1004.04, 1004.07, 1004.54, 1004.65,  
 69 1004.73, 1004.91, 1004.92, 1004.93, 1004.98, 1005.02,  
 70 1005.06, 1005.21, 1006.035, 1006.051, 1006.21, 1006.31,  
 71 1007.21, 1007.23, 1007.24, 1007.25, 1007.27, 1007.271,  
 72 1008.37, 1008.385, 1008.405, 1008.41, 1008.42, 1008.43,  
 73 1008.45, 1009.23, 1009.25, 1009.40, 1009.532, 1009.533,  
 74 1009.536, 1009.55, 1009.61, 1009.64, 1009.98, 1010.20,  
 75 1010.58, 1011.62, 1011.68, 1012.01, 1012.39, 1012.41,  
 76 1012.43, 1013.03, 1013.31, 1013.64, and 1013.75, F.S., to  
 77 conform; providing an effective date.

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

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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

1002.34 Charter technical career centers.--

(11) FUNDING.--

(a) Notwithstanding any other provision of law, funds for dual enrollment instruction of public school students provided at charter technical career centers must be provided in an amount equal to that which would be provided for the hours of instruction which would be necessary to earn the FTE and the funding for an equivalent course if it were taught in the school district.

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

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

(d)~~(e)~~ A center may receive gifts and grants from private sources.

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

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

111        ~~(g)(f)~~ A center must provide instruction for at least the  
 112 number of days required by law for other public schools or  
 113 community colleges, as appropriate, and may provide instruction  
 114 for additional days.

115        Section 2. Section 1003.431, Florida Statutes, is created  
 116 to read:

117        1003.431 Career education certification.--

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

121        (a) Completion of the requirements for high school  
 122 graduation as provided in s. 1003.429 or s. 1003.43 and the  
 123 additional requirements for a comprehensive career education  
 124 program of study as provided in subsection (2).

125        (b) A passing score on the college entry-level placement  
 126 test or an equivalent test identified by the Department of  
 127 Education with a score adequate to enroll in a public  
 128 postsecondary educational program without the need for college  
 129 preparatory or career preparatory instruction.

130        (2) A comprehensive program of study in career education  
 131 shall be designed to prepare a student to continue his or her  
 132 education at a postsecondary educational institution and obtain

133 employment. A comprehensive career education program of study  
 134 must require of each student:

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

139 (b) Attainment of at least one occupational completion  
 140 point in an industry-certified career education program or  
 141 completion of at least two courses in a technology education  
 142 program.

143 (c) Completion of a one-credit course addressing workplace  
 144 readiness skills. The course requirement may be satisfied by  
 145 infusing course content into an existing select career and  
 146 education course. The State Board of Education shall define by  
 147 rule the content of the course and shall ensure that the course  
 148 meets graduation requirements for performing fine arts or  
 149 practical arts.

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

152 (e) Participation in a capstone activity that includes a  
 153 project related to a career. This activity is designed to apply  
 154 and demonstrate the competencies and concepts attained in the  
 155 student's program of study. The State Board of Education may  
 156 specify by rule characteristics of capstone activities that meet  
 157 the intent of this paragraph.

158 (3) The career education certification indicates that the  
 159 student is prepared to continue into postsecondary education  
 160 without the need for remediation and that the student has

161 marketable employment skills. The State Board of Education may  
 162 adopt by rule a standard format for the certification.

163 (4) A school district is not required to offer a  
 164 comprehensive career education program pursuant to this section.  
 165 However, for each student who receives the career education  
 166 certification on his or her high school diploma, the school  
 167 district may receive incentive funding contingent upon funding  
 168 in the annual General Appropriations Act.

169 (5) A school district that generates funds as a result of  
 170 incentive funding for student achievement of the career  
 171 education certification on the high school diploma must expend  
 172 the total amount on the comprehensive career education program  
 173 of study. The school district may not apply indirect charges to  
 174 incentive funds earned.

175 Section 3. Subsection (1) of section 1003.491, Florida  
 176 Statutes, is amended, and subsection (3) is added to said  
 177 section, to read:

178 1003.491 Career ~~and technical~~ education.--

179 (1) School board, superintendent, and school  
 180 accountability for career ~~and technical~~ education within  
 181 elementary and secondary schools includes, but is not limited  
 182 to:

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

185 (b) Student awareness of available career ~~and technical~~  
 186 programs and the corresponding occupations into which such  
 187 programs lead.

188 (c) Student development of individual career plans.

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

191 (e) Student preparation to enter the workforce and enroll  
192 in postsecondary education without being required to complete  
193 college preparatory or career ~~vocational~~ preparatory  
194 instruction.

195 (f) Student retention in school through high school  
196 graduation.

197 (g) Career education ~~and technical~~ curriculum articulation  
198 with corresponding postsecondary programs in the career local  
199 ~~area technical~~ center or community college, or both.

200 (3) Each district school board and superintendent shall  
201 implement all components required to obtain the career education  
202 certification on the high school diploma if the school district  
203 chooses to offer the certification.

204 Section 4. Section 1003.492, Florida Statutes, is created  
205 to read:

206 1003.492 Industry-certified career education programs.--

207 (1) A career education program within a comprehensive high  
208 school program of study shall be coordinated with the  
209 appropriate industry indicating that all components of the  
210 program are relevant and appropriate to prepare the student for  
211 further education or for employment in that industry.

212 (2) The State Board of Education shall adopt rules  
213 pursuant to ss. 120.536(1) and 120.54 for implementing an  
214 industry certification process, which rules must establish any  
215 necessary procedures for obtaining appropriate business partners



216 and requirements for business and industry involvement in  
 217 curriculum oversight and equipment procurement.

218 (3) The Department of Education shall study student  
 219 performance in industry-certified career education programs.  
 220 The department shall identify districts that currently operate  
 221 industry-certified career education programs. The study shall  
 222 examine the performance of participating students over time.  
 223 Performance factors shall include, but not be limited to,  
 224 graduation rates, retention rates, additional educational  
 225 attainment, employment records, earnings, and industry  
 226 satisfaction. The results of this study shall be submitted to  
 227 the President of the Senate and the Speaker of the House of  
 228 Representatives by December 31, 2004.

229 (4) The Department of Education shall conduct a study to  
 230 determine if a cost factor should be applied to industry-  
 231 certified career education programs and review the need for  
 232 startup funding for the programs. The study shall be completed  
 233 by December 31, 2004, and shall be submitted to the President of  
 234 the Senate and the Speaker of the House of Representatives.

235 Section 5. Section 1006.025, Florida Statutes, is created  
 236 to read:

237 1006.025 Guidance services.--

238 (1) Each district school board shall annually submit a  
 239 district guidance report to the Commissioner of Education by  
 240 June 30.

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

243 (a) Examination of student access to guidance counselors.

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

246 (c) Evaluation of the information and training available  
247 to guidance counselors and career specialists to advise students  
248 on areas of critical need, labor market trends, and technical  
249 training requirements.

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

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

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

258 (g) A guidance plan for the district.

259 (3) The department shall provide resources to district  
260 school boards that may assist districts in preparing the annual  
261 guidance report. The resources shall include, but are not  
262 limited to, materials relating to guidance model programs,  
263 training available through the department for career guidance,  
264 adopted best practices, alternative guidance systems or ideas,  
265 and a model district guidance plan.

266 Section 6. Paragraph (b) of subsection (2) of section  
267 1012.01, Florida Statutes, is amended to read:

268 1012.01 Definitions.--Specific definitions shall be as  
269 follows, and wherever such defined words or terms are used in  
270 the Florida K-20 Education Code, they shall be used as follows:

271 (2) INSTRUCTIONAL PERSONNEL.--"Instructional personnel"  
 272 means any staff member whose function includes the provision of  
 273 direct instructional services to students. Instructional  
 274 personnel also includes personnel whose functions provide direct  
 275 support in the learning process of students. Included in the  
 276 classification of instructional personnel are:

277 (b) Student personnel services.--Student personnel  
 278 services include staff members responsible for: advising  
 279 students with regard to their abilities and aptitudes,  
 280 educational and occupational opportunities, and personal and  
 281 social adjustments; providing placement services; performing  
 282 educational evaluations; and similar functions. Included in this  
 283 classification are guidance counselors, social workers, career  
 284 ~~occupational/placement~~ specialists, and school psychologists.

285 Section 7. Section 1011.80, Florida Statutes, is amended  
 286 to read:

287 1011.80 Funds for operation of workforce ~~adult technical~~  
 288 education programs.--

289 (1) As used in this section, the terms "workforce  
 290 ~~development~~ education" and "workforce education ~~development~~  
 291 program" include:

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

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

297 (c) Applied technology diploma programs.

298 (d) Continuing workforce education courses.

299 (e) Degree career technical education programs.

300 (f) Apprenticeship and preapprenticeship programs as  
301 defined in s. 446.021.

302 (2) Any workforce ~~development~~ education program may be  
303 conducted by a community college or a school district, except  
304 that college credit in an associate in applied science or an  
305 associate in science degree may be awarded only by a community  
306 college. However, if an associate in applied science or an  
307 associate in science degree program contains within it an  
308 occupational completion point that confers a certificate or an  
309 applied technology diploma, that portion of the program may be  
310 conducted by a school district career technical center. Any  
311 instruction designed to articulate to a degree program is  
312 subject to guidelines and standards adopted by the State Board  
313 of Education pursuant to s. 1007.25.

314 (3) If a program for disabled adults pursuant to s.  
315 1004.93 is a workforce education ~~development~~ program as defined  
316 in law, it must be funded as provided in this section.

317 (4) ~~The Florida Workforce Development Education Fund is~~  
318 ~~created to provide performance-based funding for all workforce~~  
319 ~~development programs, whether the programs are offered by a~~  
320 ~~school district or a community college.~~ Funding for all  
321 workforce ~~development~~ education programs ~~must be from the~~  
322 ~~Workforce Development Education Fund and~~ must be based on cost  
323 categories, performance output measures, and performance outcome  
324 measures.

325 (a) The cost categories must be calculated to identify  
326 high-cost programs, medium-cost programs, and low-cost programs.

327 The cost analysis used to calculate and assign a program of  
 328 study to a cost category must include at least both direct and  
 329 indirect instructional costs, consumable supplies, equipment,  
 330 and standard program length.

331 (b)1. The performance output measure for career ~~and~~  
 332 ~~technical~~ education programs of study is student completion of a  
 333 career ~~and technical~~ program of study that leads to an  
 334 occupational completion point associated with a certificate; an  
 335 apprenticeship program; or a program that leads to an applied  
 336 technology diploma or an associate in applied science or  
 337 associate in science degree. Performance output measures for  
 338 registered apprenticeship programs shall be based on program  
 339 lengths that coincide with lengths established pursuant to the  
 340 requirements of chapter 446.

341 2. The performance output measure for an adult general  
 342 education course of study is measurable improvement in student  
 343 skills. This measure shall include improvement in literacy  
 344 skills, grade level improvement as measured by an approved test,  
 345 or attainment of a State of Florida diploma or an adult high  
 346 school diploma.

347 (c) The performance outcome measures for workforce  
 348 education programs ~~funded through the Workforce Development~~  
 349 ~~Education Fund~~ are associated with placement and retention of  
 350 students after reaching a completion point or completing a  
 351 program of study. These measures include placement or retention  
 352 in employment that is related to the program of study; placement  
 353 into or retention in employment in an occupation on the  
 354 Workforce Estimating Conference list of high-wage, high-skill

355 occupations with sufficient openings, or other High Wage/High  
 356 Skill Program occupations as determined by Workforce Florida,  
 357 Inc.; and placement and retention of participants or former  
 358 participants in the welfare transition program in employment.  
 359 Continuing postsecondary education at a level that will further  
 360 enhance employment is a performance outcome for adult general  
 361 education programs. Placement and retention must be reported  
 362 pursuant to ss. 1008.39 and 1008.43.

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

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

370 (b) For all other workforce ~~development~~ education programs  
 371 ~~funded through the Workforce Development Education Fund~~, state  
 372 funding shall equal 75 percent of the average cost of  
 373 instruction with the remaining 25 percent made up from student  
 374 fees. Fees for courses within a program shall not vary according  
 375 to the cost of the individual program, but instead shall be  
 376 based on a uniform fee calculated and set at the state level, as  
 377 adopted by the State Board of Education, unless otherwise  
 378 specified in the General Appropriations Act.

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

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382           (6)(a) A school district or a community college that  
383 provides workforce ~~development~~ education programs ~~funded through~~  
384 ~~the Workforce Development Education Fund~~ shall receive funds in  
385 accordance with distributions for base and performance funding  
386 established by the Legislature in the General Appropriations  
387 Act. If the General Appropriations Act does not provide for the  
388 distribution of funds, the following methodology shall apply,  
389 ~~pursuant to the following conditions:~~

390           1. Base funding shall be allocated based on weighted  
391 enrollment and shall not exceed 90 ~~85~~ percent of the ~~current~~  
392 ~~fiscal year total Workforce Development Education Fund~~  
393 ~~allocation, which shall be distributed by the Legislature in the~~  
394 ~~General Appropriations Act based on a maximum of 85 percent of~~  
395 ~~the institution's prior year total allocation from base and~~  
396 ~~performance funds.~~ The Department of Education shall develop a  
397 funding process for school district workforce education programs  
398 that is comparable with community college workforce education  
399 programs.

400           2. Performance funding shall be at least 10 ~~15~~ percent of  
401 the ~~current fiscal year total Workforce Development Education~~  
402 ~~Fund~~ allocation, ~~which shall be distributed by the Legislature~~  
403 ~~in the General Appropriations Act~~ based on the previous fiscal  
404 year's achievement of output and outcomes in accordance with  
405 formulas adopted pursuant to subsection ~~(10)~~~~(9)~~. Performance  
406 funding must incorporate payments for at least three levels of  
407 placements that reflect wages and workforce demand. Payments for  
408 completions must not exceed 60 percent of the payments for  
409 placement. School districts and community colleges shall be

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410 awarded funds pursuant to this paragraph based on performance  
411 output data and performance outcome data available in that year.

412 ~~3. If a local educational agency achieves a level of~~  
413 ~~performance sufficient to generate a full allocation as~~  
414 ~~authorized by the workforce development funding formula, the~~  
415 ~~agency may earn performance incentive funds as appropriated for~~  
416 ~~that purpose in a General Appropriations Act. If performance~~  
417 ~~incentive funds are funded and awarded, these funds must be~~  
418 ~~added to the local educational agency's prior year total~~  
419 ~~allocation from the Workforce Development Education Fund and~~  
420 ~~shall be used to calculate the following year's base funding.~~

421 (b) A program is established to assist school districts  
422 and community colleges in responding to the needs of new and  
423 expanding businesses and thereby strengthening the state's  
424 workforce and economy. The program may be funded in the General  
425 Appropriations Act. A school district or community college may  
426 expend funds under the program without regard to performance  
427 criteria set forth in subparagraph (a)2. The district or  
428 community college shall use the program to provide customized  
429 training for businesses which satisfies the requirements of s.  
430 288.047. Business firms whose employees receive the customized  
431 training must provide 50 percent of the cost of the training.  
432 Balances remaining in the program at the end of the fiscal year  
433 shall not revert to the general fund, but shall be carried over  
434 for 1 additional year and used for the purpose of serving  
435 incumbent worker training needs of area businesses with fewer  
436 than 100 employees. Priority shall be given to businesses that



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437 must increase or upgrade their use of technology to remain  
438 competitive.

439 (7) A school district or community college that receives  
440 workforce education funds ~~earns performance funding~~ must use the  
441 money to benefit the workforce ~~postsecondary adult and technical~~  
442 education programs it provides. The money may be used for  
443 equipment upgrades, program expansions, or any other use that  
444 would result in workforce education ~~development~~ program  
445 improvement. The district school board or community college  
446 board of trustees may not withhold any portion of the  
447 performance funding for indirect costs. ~~Notwithstanding s.~~  
448 ~~216.351, funds awarded pursuant to this section may be carried~~  
449 ~~across fiscal years and shall not revert to any other fund~~  
450 ~~maintained by the district school board or community college~~  
451 ~~board of trustees.~~

452 (8) The State Board of Education and Workforce Florida,  
453 Inc., shall provide the Legislature with recommended formulas,  
454 criteria, timeframes, and mechanisms for distributing  
455 performance funds. The commissioner shall consolidate the  
456 recommendations and develop a consensus proposal for funding.  
457 The Legislature shall adopt a formula and distribute the  
458 performance funds to the State Board of Education for community  
459 colleges and school districts through the General Appropriations  
460 Act. These recommendations shall be based on formulas that would  
461 discourage low-performing or low-demand programs and encourage  
462 through performance-funding awards:

463 (a) Programs that prepare people to enter high-wage  
464 occupations identified by the Workforce Estimating Conference

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

470 (b) Programs that successfully prepare adults who are  
471 eligible for public assistance, economically disadvantaged,  
472 disabled, not proficient in English, or dislocated workers for  
473 high-wage occupations. At a minimum, performance incentives  
474 shall be calculated at an enhanced value for the completion of  
475 adults identified in this paragraph and job placement of such  
476 adults upon completion. In addition, adjustments may be made in  
477 payments for job placements for areas of high unemployment.

478 (c) Programs that are specifically designed to be  
479 consistent with the workforce needs of private enterprise and  
480 regional economic development strategies, as defined in  
481 guidelines set by Workforce Florida, Inc. Workforce Florida,  
482 Inc., shall develop guidelines to identify such needs and  
483 strategies based on localized research of private employers and  
484 economic development practitioners.

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

487 (9) School districts shall report full-time equivalent  
488 students by discipline category for the programs specified in  
489 subsection (1). There shall be an annual cost analysis for the  
490 school district workforce education programs that reports cost  
491 by discipline category consistent with the reporting for full-  
492 time equivalent students. The annual financial reports submitted

493 by the school districts must accurately report on the student  
 494 fee revenues by fee type according to the programs specified in  
 495 subsection (1). The Department of Education shall develop a plan  
 496 for comparable reporting of program, student, facility,  
 497 personnel, and financial data between the community colleges and  
 498 the school district workforce education programs.

499 ~~(10)(9)~~ A high school student dually enrolled under s.  
 500 1007.271 in a workforce education development program funded  
 501 ~~through the Workforce Development Education Fund~~ and operated by  
 502 a community college or school district career technical center  
 503 generates the amount calculated for workforce education funding  
 504 ~~by the Workforce Development Education Fund~~, including any  
 505 payment of performance funding, and the proportional share of  
 506 full-time equivalent enrollment generated through the Florida  
 507 Education Finance Program for the student's enrollment in a high  
 508 school. If a high school student is dually enrolled in a  
 509 community college program, including a program conducted at a  
 510 high school, the community college earns the funds generated for  
 511 workforce education funding, ~~through the Workforce Development~~  
 512 ~~Education Fund~~ and the school district earns the proportional  
 513 share of full-time equivalent funding from the Florida Education  
 514 Finance Program. If a student is dually enrolled in a career  
 515 ~~technical~~ center operated by the same district as the district  
 516 in which the student attends high school, that district earns  
 517 the funds generated for workforce education funding ~~through the~~  
 518 ~~Workforce Development Education Fund~~ and also earns the  
 519 proportional share of full-time equivalent funding from the  
 520 Florida Education Finance Program. If a student is dually

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521 enrolled in a workforce education development program provided  
 522 by a career technical center operated by a different school  
 523 district, the funds must be divided between the two school  
 524 districts proportionally from the two funding sources. A student  
 525 may not be reported for funding in a dual enrollment workforce  
 526 education development program unless the student has completed  
 527 the basic skills assessment pursuant to s. 1004.91.

528 ~~(11)~~(10) The State Board of Education may adopt rules to  
 529 administer this section.

530 Section 8. Subsections (1), (5), (12), and (13) of section  
 531 1009.22, Florida Statutes, are amended to read:

532 1009.22 Workforce education development postsecondary  
 533 student fees.--

534 (1) This section applies to students enrolled in workforce  
 535 education development programs who are reported for funding  
 536 ~~through the Workforce Development Education Fund~~, except that  
 537 college credit fees for the community colleges are governed by  
 538 s. 1009.23.

539 (5) Each district school board and community college board  
 540 of trustees may establish a separate fee for financial aid  
 541 purposes in an additional amount of up to 10 percent of the  
 542 student fees collected for workforce education development  
 543 ~~programs funded through the Workforce Development Education~~  
 544 ~~Fund~~. All fees collected shall be deposited into a separate  
 545 workforce education development student financial aid fee trust  
 546 fund of the school district or community college to support  
 547 students enrolled in workforce education development programs.  
 548 Any undisbursed balance remaining in the trust fund and interest

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549 income accruing to investments from the trust fund shall  
 550 increase the total funds available for distribution to workforce  
 551 ~~development~~ education students. Awards shall be based on student  
 552 financial need and distributed in accordance with a nationally  
 553 recognized system of need analysis approved by the State Board  
 554 of Education. Fees collected pursuant to this subsection shall  
 555 be allocated in an expeditious manner.

556 (12) Any school district or community college that reports  
 557 students who have not paid fees in an approved manner in  
 558 calculations of full-time equivalent enrollments for state  
 559 funding purposes shall be penalized at a rate equal to 2 times  
 560 the value of such enrollments. Such penalty shall be charged  
 561 against the following year's allocation from workforce education  
 562 funds ~~the Florida Workforce Development Education Fund~~ or the  
 563 Community College Program Fund and shall revert to the General  
 564 Revenue Fund. The State Board of Education shall specify, in  
 565 rule, approved methods of student fee payment. Such methods must  
 566 include, but need not be limited to, student fee payment;  
 567 payment through federal, state, or institutional financial aid;  
 568 and employer fee payments.

569 (13) Each school district and community college shall  
 570 report only those students who have actually enrolled in  
 571 instruction provided or supervised by instructional personnel  
 572 under contract with the district or community college in  
 573 calculations of actual full-time enrollments for state funding  
 574 purposes. A student who has been exempted from taking a course  
 575 or who has been granted academic or technical credit through  
 576 means other than actual coursework completed at the granting

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577 institution may not be calculated for enrollment in the course  
 578 from which the student has been exempted or for which the  
 579 student has been granted credit. School districts and community  
 580 colleges that report enrollments in violation of this subsection  
 581 shall be penalized at a rate equal to 2 times the value of such  
 582 enrollments. Such penalty shall be charged against the following  
 583 year's allocation from workforce education funds ~~the Workforce~~  
 584 ~~Development Education Fund~~ and shall revert to the General  
 585 Revenue Fund.

586 Section 9. Section 1011.83, Florida Statutes, is amended  
 587 to read:

588 1011.83 Financial support of community colleges.--Each  
 589 community college that has been approved by the Department of  
 590 Education and meets the requirements of law and rules of the  
 591 State Board of Education shall participate in the Community  
 592 College Program Fund. However, funds to support workforce  
 593 education development ~~development~~ programs conducted by community colleges  
 594 shall be provided ~~by the Workforce Development Education Fund~~  
 595 pursuant to s. 1011.80.

596 Section 10. Section 446.073, Florida Statutes, is created  
 597 to read:

598 446.073 Apprenticeship Mediation Advisory Panel.--An  
 599 Apprenticeship Mediation Advisory Panel is established to assist  
 600 with fair and impartial review of disputes between  
 601 apprenticeship sponsors and school districts or community  
 602 colleges that operate apprenticeship programs.

603 (1) The Commissioner of Education shall appoint 16 members  
 604 to the Apprenticeship Mediation Advisory Panel. Members shall

605 serve without compensation. The members shall be selected in the  
606 following manner: 8 of the members must represent currently  
607 operating apprenticeship sponsors, 4 of the members must  
608 represent community colleges that are currently operating  
609 apprenticeship programs, and 4 of the members must represent  
610 school districts that are currently operating apprenticeship  
611 programs.

612 (2) The Apprenticeship Mediation Advisory Panel shall have  
613 the following duties and responsibilities:

614 (a) Develop recommended program models consisting of best  
615 practices, guidelines, and mediation procedures for  
616 apprenticeship programs. The best practices, guidelines, and  
617 mediation procedures shall serve as model criteria for all  
618 mediation proceedings by the Apprenticeship Mediation Advisory  
619 Panel. The best practices, guidelines, and mediation procedures  
620 shall be submitted to the Legislature and the Department of  
621 Education on or before December 31, 2004.

622 (b) When local negotiations have failed to result in a  
623 solution, hear and recommend nonbinding resolutions for disputes  
624 over contracted services or contractual matters between  
625 apprenticeship sponsors and local educational agencies, as  
626 defined in s. 1004.02, offering apprenticeship programs.

627 (c) Annually submit a report, by December 31, to the  
628 Commissioner of Education detailing each mediation heard by the  
629 panel. The report should include whether the panel was able to  
630 make a recommendation and, if so, the degree to which the  
631 recommendation was implemented.

632       (3) Mediation requests shall be submitted to the  
633 Commissioner of Education. Upon receipt of a mediation request,  
634 the commissioner shall convene a meeting of at least 6 of the  
635 members of the Apprenticeship Mediation Advisory Panel. Of the  
636 convened members, 3 must represent apprenticeship sponsors and 3  
637 must represent the type of local educational agency involved in  
638 the mediation. A member convened for the purpose of a mediation  
639 shall not represent the apprenticeship sponsor or local  
640 educational agency involved in the dispute for which the  
641 mediation is being heard.

642       (4) The Apprenticeship Mediation Advisory Panel may reject  
643 a request for mediation for failure to comply with procedural  
644 rules governing the mediation process. The rejection shall  
645 describe the submission errors. The requesting party may have up  
646 to 15 calendar days after notice of rejection to resubmit a  
647 request for mediation that meets procedural rules. The  
648 Apprenticeship Mediation Advisory Panel shall send a written  
649 copy of the rejection to any involved apprenticeship sponsor or  
650 local educational agency.

651       (5) The Apprenticeship Mediation Advisory Panel may  
652 receive copies of the mediation documents from the Commissioner  
653 of Education, review the documents, hold a mediation meeting,  
654 and gather other applicable information regarding the mediation.  
655 The panel shall make a written report and recommendation to the  
656 commissioner, including the reasons for the recommendation being  
657 offered. The report shall also include votes taken and the final  
658 position of each panel member on the mediation. The decision of  
659 the Apprenticeship Mediation Advisory Panel is not binding on



660 the parties and is not subject to the provisions of the  
 661 Administrative Procedure Act, chapter 120.

662 (6) The State Board of Education may adopt rules pursuant  
 663 to ss. 120.536(1) and 120.54 to implement the provisions of this  
 664 section.

665 Section 11. The Agency for Workforce Innovation and the  
 666 Council for Education Policy Research and Improvement (CEPRI)  
 667 shall conduct a joint study on the need for new and expanded  
 668 apprenticeship and other workforce education programs within  
 669 each workforce region. The study shall include all  
 670 apprenticeship programs registered pursuant to chapter 446,  
 671 Florida Statutes. A specific emphasis shall be placed upon  
 672 apprenticeships in construction and educational programs,  
 673 including, but not limited to, biotechnology, information  
 674 technology, allied health, or other identified areas of critical  
 675 need. The Agency for Workforce Innovation and CEPRI shall  
 676 jointly submit a report of their findings and recommendations by  
 677 December 31, 2004, to the Governor, the President of the Senate,  
 678 and the Speaker of the House of Representatives.

679 Section 12. Workforce education study.--

680 (1) For purposes of this section, workforce education is  
 681 defined as the programs referenced in s. 1011.80(1), Florida  
 682 Statutes.

683 (2) To assist the Legislature in providing solutions to  
 684 the demands for workforce education, the Commissioner of  
 685 Education shall convene a study group to investigate issues  
 686 related to workforce education in Florida. The study group shall  
 687 report to the commissioner and the State Board of Education on

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688 or before October 1, 2004, with specific actions necessary to  
689 affect the timely implementation of modifications to the  
690 workforce education system in Florida. The study group shall  
691 consider any relevant projects of the Council for Education  
692 Policy Research and Improvement and the Office of Program Policy  
693 Analysis and Government Accountability and federal legislation  
694 or appropriations. Recommendations must be consistent with the  
695 K-20 education performance accountability system in s. 1008.31,  
696 Florida Statutes. Based on the study group report, the  
697 Commissioner of Education shall report to the Governor, the  
698 Speaker of the House of Representatives, and the President of  
699 the Senate on or before December 1, 2004, a summary of the  
700 conclusions of the study group and recommended funding and  
701 statutory changes if necessary.

702 (3) The study group shall consist of members appointed by  
703 the Commissioner of Education who represent school districts,  
704 community colleges, public and independent universities, private  
705 postsecondary schools and colleges, the Agency for Workforce  
706 Innovation, Workforce Florida, Inc., and Enterprise Florida,  
707 Inc., and other members deemed appropriate by the commissioner,  
708 with a majority of the membership consisting of representatives  
709 of business and industry.

710 (4) The study group shall recommend an implementation plan  
711 for their recommendations that shall include, but is not limited  
712 to:

713 (a) A recommended funding model for workforce education  
714 that encompasses both enrollment and performance. The  
715 recommendations must include a process for providing for growth

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716 and development of new programs to meet the demands of economic  
717 development at the state, regional, and local levels.  
718 Recommendations for funding should reflect consideration of  
719 state funding, student fees, and federal and private funding, as  
720 well as diverse needs and challenges faced by institutions.

721 (b) A recommended allocation model for workforce education  
722 based on occupational completion points, literacy completion  
723 points, and program length. Performance outcomes should reflect  
724 program completion, job placement, and successful transfer to  
725 another educational institution. Performance outcomes for  
726 traditionally hard-to-serve populations may be weighted based on  
727 empirical evidence. Performance outcomes should encourage the  
728 expansion of public-private partnerships by including the  
729 successful leveraging of private resources. Performance outcomes  
730 should be evaluated by examining an institution's performance  
731 over time rather than its performance relative to other  
732 institutions and should be consistent regardless of the type of  
733 institution offering the program.

734 (c) Recommendations to improve articulation and obtain the  
735 maximum appropriate transferability of coursework between  
736 components of the workforce education system and between  
737 workforce education programs and advanced degrees. The  
738 implementation plan shall include a review of current  
739 articulation practices for workforce education, examples of best  
740 practices, and specific methods to improve articulation options  
741 for all students participating in workforce education.

742 (d) Recommendations for the implementation of innovative  
743 programs that provide high school students with work-related

744 career-based educational opportunities. Recommendations shall  
745 reflect the consideration of a broad array of options,  
746 including, but not limited to, high school career academies,  
747 charter technical centers, industry-certified educational  
748 opportunities, and the expanded use of career dual enrollment or  
749 other acceleration mechanisms. Recommendations shall also  
750 include expanded opportunities for partnership with business and  
751 industry to ensure that all components of any recommended  
752 program are relevant and appropriate to prepare students for  
753 further education and employment.

754 (e) Recommendations for the implementation of innovative  
755 options or expanded use of existing resources for the delivery  
756 of postsecondary workforce education. These options must respond  
757 to the need for access to workforce education in geographic  
758 areas of high demand or unmet need or to demand for programs in  
759 occupational clusters that are targeted for purposes of economic  
760 development. Recommendations must include, but are not limited  
761 to, consideration of the increased use of distance learning,  
762 agreements for the innovative use of facilities, and other  
763 innovative partnerships and programs that would improve access  
764 to workforce education.

765 (f) Recommendations for improvements to guidance  
766 counseling and advising to ensure that all students in the K-12  
767 system are properly informed and prepared for their future  
768 careers regardless of whether they intend to train for those  
769 careers in a traditional college setting or through workforce  
770 education. Recommendations shall address the effect of students  
771 receiving guidance and advising beginning at the middle school

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772 level that balances the postsecondary academic and workforce  
773 education options available to students. Recommendations shall  
774 reflect a consideration of best practices and innovative models  
775 for student advisement. Recommendations shall also include  
776 opportunities for state and local educational entities to  
777 partner with business and industry to align existing guidance  
778 counseling and advising resources with other agencies and  
779 organizations and to develop an intensive marketing campaign to  
780 attract high school students into postsecondary education  
781 programs leading to careers that are of critical need to the  
782 state. The recommendations shall include a timeline for  
783 implementation to be completed no later than July 1, 2005.

784 (5) The Department of Education shall provide staff  
785 assistance and resources to assist the study group in preparing  
786 recommendations.

787 Section 13. Paragraph (a) of subsection (4) of section  
788 20.18, Florida Statutes, is amended to read:

789 20.18 Department of Community Affairs.--There is created a  
790 Department of Community Affairs.

791 (4) In addition to its other powers, duties, and  
792 functions, the department shall, under the general supervision  
793 of the secretary and the Interdepartmental Coordinating Council  
794 on Community Services, assist and encourage the development of  
795 state programs by the various departments for the productive use  
796 of human resources, and the department shall work with other  
797 state agencies in order that together they might:

798 (a) Effect the coordination, by the responsible agencies  
799 of the state, of the career ~~vocational, technical,~~ and adult

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800 educational programs of the state in order to provide the  
801 maximum use and meaningful employment of persons completing  
802 courses of study from such programs;

803 Section 14. Paragraph (a) of subsection (1) and subsection  
804 (5) of section 110.1099, Florida Statutes, are amended to read:

805 110.1099 Education and training opportunities for state  
806 employees.--

807 (1)(a) Education and training are an integral component in  
808 improving the delivery of services to the public. Recognizing  
809 that the application of productivity-enhancing technology and  
810 practice demands continuous educational and training  
811 opportunities, a state employee may be authorized to receive a  
812 voucher or grant, for matriculation fees, to attend work-related  
813 courses at public community colleges, public career ~~technical~~  
814 centers, or public universities. The department may implement  
815 the provisions of this section from funds appropriated to the  
816 department for this purpose. In the event insufficient funds are  
817 appropriated to the department, each state agency may supplement  
818 these funds to support the training and education needs of its  
819 employees from funds appropriated to the agency.

820 (5) The Department of Management Services, in consultation  
821 with the agencies and, to the extent applicable, with Florida's  
822 public community colleges, public career ~~technical~~ centers, and  
823 public universities, shall adopt rules to administer this  
824 section.

825 Section 15. Subsection (3) of section 112.19, Florida  
826 Statutes, as amended by section 1 of chapter 2002-191, Laws of  
827 Florida, is amended to read:

828           112.19 Law enforcement, correctional, and correctional  
829 probation officers; death benefits.--

830           (3) If a law enforcement, correctional, or correctional  
831 probation officer is accidentally killed as specified in  
832 paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
833 intentionally killed as specified in paragraph (2)(c) on or  
834 after July 1, 1980, the state shall waive certain educational  
835 expenses that the child or spouse of the deceased officer incurs  
836 while obtaining a career ~~vocational-technical~~ certificate, an  
837 undergraduate education, or a postgraduate education. The amount  
838 waived by the state shall be an amount equal to the cost of  
839 tuition and matriculation and registration fees for a total of  
840 120 credit hours. The child or spouse may attend a state career  
841 center ~~vocational-technical school~~, a state community college,  
842 or a state university. The child or spouse may attend any or all  
843 of the institutions specified in this subsection, on either a  
844 full-time or part-time basis. The benefits provided to a child  
845 under this subsection shall continue until the child's 25th  
846 birthday. The benefits provided to a spouse under this  
847 subsection must commence within 5 years after the death occurs,  
848 and entitlement thereto shall continue until the 10th  
849 anniversary of that death.

850           (a) Upon failure of any child or spouse benefited by the  
851 provisions of this subsection to comply with the ordinary and  
852 minimum requirements of the institution attended, both as to  
853 discipline and scholarship, the benefits shall be withdrawn as  
854 to the child or spouse and no further moneys may be expended for

855 | the child's or spouse's benefits so long as such failure or  
856 | delinquency continues.

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

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

862 |       Section 16. Subsection (3) of section 112.19, Florida  
863 | Statutes, as amended by section 1 of chapter 2002-232, Laws of  
864 | Florida, as amended by section 9 of chapter 2003-1, Laws of  
865 | Florida, is amended to read:

866 |       112.19 Law enforcement, correctional, and correctional  
867 | probation officers; death benefits.--

868 |       (3) If a law enforcement, correctional, or correctional  
869 | probation officer is accidentally killed as specified in  
870 | paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
871 | intentionally killed as specified in paragraph (2)(c) on or  
872 | after July 1, 1980, the state shall waive certain educational  
873 | expenses that children of the deceased officer incur while  
874 | obtaining a career ~~vocational-technical~~ certificate, an  
875 | undergraduate education, or a graduate or postbaccalaureate  
876 | professional degree. The amount waived by the state shall be an  
877 | amount equal to the cost of tuition, matriculation, and other  
878 | statutorily authorized fees for a total of 120 credit hours for  
879 | a career ~~vocational-technical~~ certificate or an undergraduate  
880 | education. For a child pursuing a graduate or postbaccalaureate  
881 | professional degree, the amount waived shall equal the cost of  
882 | matriculation and other statutorily authorized fees incurred



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883 while the child continues to fulfill the professional  
884 requirements associated with the graduate or postbaccalaureate  
885 professional degree program, and eligibility continues until the  
886 child's 29th birthday. The child may attend a state career  
887 center ~~vocational-technical school~~, a state community college,  
888 or a state university. The child may attend any or all of the  
889 institutions specified in this subsection, on either a full-time  
890 or part-time basis. For a child pursuing a career ~~vocational-~~  
891 ~~technical~~ certificate or an undergraduate education, the  
892 benefits provided under this subsection shall continue to the  
893 child until the child's 25th birthday. To be eligible for the  
894 benefits provided under this subsection for enrollment in a  
895 graduate or postbaccalaureate professional degree program, the  
896 child must be a state resident, as defined in s. 1009.21, at the  
897 time of enrollment.

898 (a) Upon failure of any child benefited by the provisions  
899 of this section to comply with the ordinary and minimum  
900 requirements of the institution attended, both as to discipline  
901 and scholarship, the benefits shall be withdrawn as to the child  
902 and no further moneys may be expended for the child's benefits  
903 so long as such failure or delinquency continues.

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

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

909 Section 17. Subsection (3) of section 112.191, Florida  
 910 Statutes, as amended by section 2 of chapter 2002-191, Laws of  
 911 Florida, is amended to read:

912 112.191 Firefighters; death benefits.--

913 (3) If a firefighter is accidentally killed as specified  
 914 in paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
 915 intentionally killed as specified in paragraph (2)(c), on or  
 916 after July 1, 1980, the state shall waive certain educational  
 917 expenses that the child or spouse of the deceased firefighter  
 918 incurs while obtaining a career ~~vocational-technical~~  
 919 certificate, an undergraduate education, or a postgraduate  
 920 education. The amount waived by the state shall be an amount  
 921 equal to the cost of tuition and matriculation and registration  
 922 fees for a total of 120 credit hours. The child or spouse may  
 923 attend a state career center ~~vocational-technical school~~, a  
 924 state community college, or a state university. The child or  
 925 spouse may attend any or all of the institutions specified in  
 926 this subsection, on either a full-time or part-time basis. The  
 927 benefits provided to a child under this subsection shall  
 928 continue until the child's 25th birthday. The benefits provided  
 929 to a spouse under this subsection must commence within 5 years  
 930 after the death occurs, and entitlement thereto shall continue  
 931 until the 10th anniversary of that death.

932 (a) Upon failure of any child or spouse benefited by the  
 933 provisions of this subsection to comply with the ordinary and  
 934 minimum requirements of the institution attended, both as to  
 935 discipline and scholarship, the benefits thereof shall be  
 936 withdrawn as to the child or spouse and no further moneys

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937 expended for the child's or spouse's benefits so long as such  
938 failure or delinquency continues.

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

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

944 Section 18. Subsection (3) of section 112.191, Florida  
945 Statutes, as amended by section 2 of chapter 2002-232, Laws of  
946 Florida, as amended by section 10 of chapter 2003-1, Laws of  
947 Florida, is amended to read:

948 112.191 Firefighters; death benefits.--

949 (3) If a firefighter is accidentally killed as specified  
950 in paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
951 intentionally killed as specified in paragraph (2)(c), on or  
952 after July 1, 1980, the state shall waive certain educational  
953 expenses that children of the deceased firefighter incur while  
954 obtaining a career ~~vocational-technical~~ certificate, an  
955 undergraduate education, or a graduate or postbaccalaureate  
956 professional degree. The amount waived by the state shall be an  
957 amount equal to the cost of tuition, matriculation, and other  
958 statutorily authorized fees for a total of 120 credit hours for  
959 a career ~~vocational-technical~~ certificate or an undergraduate  
960 education. For a child pursuing a graduate or postbaccalaureate  
961 professional degree, the amount waived shall equal the cost of  
962 matriculation and other statutorily authorized fees incurred  
963 while the child continues to fulfill the professional  
964 requirements associated with the graduate or postbaccalaureate

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965 professional degree program, and eligibility continues until the  
 966 child's 29th birthday. The child may attend a state career  
 967 center ~~vocational-technical school~~, a state community college,  
 968 or a state university. The child may attend any or all of the  
 969 institutions specified in this subsection, on either a full-time  
 970 or part-time basis. For a child pursuing a career ~~vocational-~~  
 971 ~~technical~~ certificate or an undergraduate education, the  
 972 benefits provided under this subsection shall continue to such a  
 973 child until the child's 25th birthday. To be eligible for the  
 974 benefits provided under this subsection for enrollment in a  
 975 graduate or postbaccalaureate professional degree program, the  
 976 child must be a state resident, as defined in s. 1009.21, at the  
 977 time of enrollment.

978 (a) Upon failure of any child benefited by the provisions  
 979 of this section to comply with the ordinary and minimum  
 980 requirements of the institution attended, both as to discipline  
 981 and scholarship, the benefits thereof shall be withdrawn as to  
 982 the child and no further moneys expended for the child's  
 983 benefits so long as such failure or delinquency continues.

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

986 (c) All children receiving benefits under this section  
 987 shall be enrolled according to the customary rules and  
 988 requirements of the institution attended.

989 Section 19. Paragraph (d) of subsection (3) of section  
 990 112.1915, Florida Statutes, is amended to read:

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991 112.1915 Teachers and school administrators; death  
 992 benefits.--Any other provision of law to the contrary  
 993 notwithstanding:

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

997 (d) Waiver of certain educational expenses which children  
 998 of the deceased teacher or school administrator incur while  
 999 obtaining a career ~~vocational-technical~~ certificate or an  
 1000 undergraduate education shall be according to conditions set  
 1001 forth in this paragraph. The amount waived by the state shall be  
 1002 an amount equal to the cost of tuition and matriculation and  
 1003 registration fees for a total of 120 credit hours at a  
 1004 university. The child may attend a state career center  
 1005 ~~vocational-technical school~~, a state community college, or a  
 1006 state university. The child may attend any or all of the  
 1007 institutions specified in this paragraph, on either a full-time  
 1008 or part-time basis. The benefits provided under this paragraph  
 1009 shall continue to the child until the child's 25th birthday.

1010 1. Upon failure of any child benefited by the provisions  
 1011 of this paragraph to comply with the ordinary and minimum  
 1012 requirements of the institution attended, both as to discipline  
 1013 and scholarship, the benefits shall be withdrawn as to the child  
 1014 and no further moneys may be expended for the child's benefits  
 1015 so long as such failure or delinquency continues.

1016 2. A student who becomes eligible for benefits under the  
 1017 provisions of this paragraph while enrolled in an institution

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1018 | must be in good standing with the institution to receive the  
1019 | benefits provided herein.

1020 |         3. A child receiving benefits under this paragraph must be  
1021 | enrolled according to the customary rules and requirements of  
1022 | the institution attended.

1023 |         Section 20. Subsection (3) of section 238.01, Florida  
1024 | Statutes, is amended to read:

1025 |             238.01 Definitions.--The following words and phrases as  
1026 | used in this chapter shall have the following meanings unless a  
1027 | different meaning is plainly required by the context:

1028 |             (3) "Teacher" means any member of the teaching or  
1029 | professional staff and any certificated employee of any public  
1030 | free school, of any district school system and career center  
1031 | ~~vocational school~~, any member of the teaching or professional  
1032 | staff of the Florida School for the Deaf and Blind, child  
1033 | training schools of the Department of Juvenile Justice, the  
1034 | Department of Corrections, and any tax-supported institution of  
1035 | higher learning of the state, and any member and any certified  
1036 | employee of the Department of Education, any certified employee  
1037 | of the retirement system, any full-time employee of any  
1038 | nonprofit professional association or corporation of teachers  
1039 | functioning in Florida on a statewide basis, which seeks to  
1040 | protect and improve public school opportunities for children and  
1041 | advance the professional and welfare status of its members, any  
1042 | person now serving as superintendent, or who was serving as  
1043 | county superintendent of public instruction on July 1, 1939, and  
1044 | any hereafter duly elected or appointed superintendent, who  
1045 | holds a valid Florida teachers' certificate. In all cases of

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1046 | doubt the Department of Management Services shall determine  
1047 | whether any person is a teacher as defined herein.

1048 |         Section 21. Paragraph (b) of subsection (7), paragraph (c)  
1049 | of subsection (8), and paragraph (b) of subsection (9) of  
1050 | section 250.10, Florida Statutes, are amended to read:

1051 |         250.10 Appointment and duties of the Adjutant General.--

1052 |         (7) The Adjutant General and the State Board of Education  
1053 | shall develop education assistance programs for members in good  
1054 | standing of the active Florida National Guard who enroll in a  
1055 | public institution of higher learning in the state.

1056 |         (b) The programs shall define those members of the active  
1057 | Florida National Guard who are ineligible to participate in the  
1058 | program and those courses of study which are not authorized for  
1059 | the program.

1060 |         1. Such members include, but are not limited to:

1061 |             a. Any member, commissioned officer, warrant officer, or  
1062 | enlisted person who has a baccalaureate degree.

1063 |             b. Any member who has 15 years or more of total military  
1064 | service creditable toward retirement.

1065 |             c. Any member who has not completed basic military  
1066 | training.

1067 |         2. Courses not authorized include noncredit courses,  
1068 | courses that do not meet degree requirements, or courses that do  
1069 | not meet requirements for completion of career ~~vocational-~~  
1070 | ~~technical~~ training.

1071 |         (8) The Department of Military Affairs may administer a  
1072 | tuition exemption program, known as the State Tuition Exemption

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1073 Program (STEP), for members of the Florida National Guard who  
1074 qualify pursuant to subsection (7).

1075 (c) Courses not authorized include noncredit courses,  
1076 courses that do not meet degree requirements, or courses that do  
1077 not meet requirements for completing career ~~vocational-technical~~  
1078 training.

1079 (9) Subject to appropriations, the Department of Military  
1080 Affairs may pay the full cost of tuition and fees for required  
1081 courses for members of the Florida National Guard who enlist  
1082 after June 30, 1997. This program shall be known as the  
1083 Educational Dollars for Duty program (EDD) and is the primary  
1084 program for these members.

1085 (b) Courses not authorized include noncredit courses,  
1086 courses that do not meet the degree requirements, or courses  
1087 that do not meet requirements for completing career ~~vocational-~~  
1088 ~~technical~~ training.

1089 Section 22. Subsection (1) of section 250.482, Florida  
1090 Statutes, is amended to read:

1091 250.482 Troops ordered into state active service; not to  
1092 be penalized by employers and postsecondary institutions.--

1093 (1) If a member of the Florida National Guard is ordered  
1094 into state active duty pursuant to this chapter, a private or  
1095 public employer, or an employing or appointing authority of this  
1096 state, its counties, school districts, municipalities, political  
1097 subdivisions, career centers ~~vocational or technical schools~~,  
1098 community colleges, or universities, may not discharge,  
1099 reprimand, or in any other way penalize such member because of  
1100 his or her absence by reason of state active duty.



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1101 Section 23. Subsection (3) of section 288.047, Florida  
1102 Statutes, is amended to read:

1103 288.047 Quick-response training for economic  
1104 development.--

1105 (3) Requests for funding through the Quick-Response  
1106 Training Program may be produced through inquiries from a  
1107 specific business or industry, inquiries from a school district  
1108 director of career education or community college occupational  
1109 dean on behalf of a business or industry, or through official  
1110 state or local economic development efforts. In allocating funds  
1111 for the purposes of the program, Workforce Florida, Inc., shall  
1112 establish criteria for approval of requests for funding and  
1113 shall select the entity that provides the most efficient, cost-  
1114 effective instruction meeting such criteria. Program funds may  
1115 be allocated to any career ~~area technical~~ center, community  
1116 college, or state university. Program funds may be allocated to  
1117 private postsecondary institutions only upon a review that  
1118 includes, but is not limited to, accreditation and licensure  
1119 documentation and prior approval by Workforce Florida, Inc.  
1120 Instruction funded through the program must terminate when  
1121 participants demonstrate competence at the level specified in  
1122 the request; however, the grant term may not exceed 24 months.  
1123 Costs and expenditures for the Quick-Response Training Program  
1124 must be documented and separated from those incurred by the  
1125 training provider.

1126 Section 24. Subsection (1) of section 288.9511, Florida  
1127 Statutes, is amended to read:

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1128 288.9511 Definitions.--As used in ss. 288.9511-288.9517,  
1129 the term:

1130 (1) "Educational institutions" means Florida career  
1131 centers ~~technical institutes and vocational schools~~, and public  
1132 and private community colleges, colleges, and universities in  
1133 the state.

1134 Section 25. Subsection (1) of section 292.05, Florida  
1135 Statutes, is amended to read:

1136 292.05 Duties of Department of Veterans' Affairs.--

1137 (1) The Department of Veterans' Affairs shall provide  
1138 assistance to all former, present, and future members of the  
1139 Armed Forces of the United States and their dependents in  
1140 preparing claims for and securing such compensation,  
1141 hospitalization, career ~~vocational~~ training, and other benefits  
1142 or privileges to which such persons or any of them are or may  
1143 become entitled under any federal or state law or regulation by  
1144 reason of their service in the Armed Forces of the United  
1145 States. All services rendered under this subsection shall be  
1146 without charge to the claimant.

1147 Section 26. Section 292.10, Florida Statutes, is amended  
1148 to read:

1149 292.10 Local governing bodies authorized to assist war  
1150 veterans; powers.--The board of county commissioners of each  
1151 county and the governing body of each city in the state are  
1152 hereby granted full and complete power and authority to aid and  
1153 assist wherever practical and feasible the veterans, male and  
1154 female, who have served in the Armed Forces of the United States  
1155 in any war and received an honorable discharge from any branch

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1156 | of the military service of the United States, and their  
 1157 | dependents, in presenting claims for and securing such  
 1158 | compensation, hospitalization, education, loans, career  
 1159 | ~~vocational~~ training, and other benefits or privileges to which  
 1160 | said veterans, or any of them, are or may become entitled under  
 1161 | any federal or state law or regulation by reason of their  
 1162 | service in the Armed Forces of the United States.

1163 |       Section 27. Section 295.02, Florida Statutes, is amended  
 1164 | to read:

1165 |       295.02 Use of funds; age, etc.--All sums appropriated and  
 1166 | expended under this chapter shall be used to pay tuition and  
 1167 | registration fees, board, and room rent and to buy books and  
 1168 | supplies for the children of deceased or disabled veterans or  
 1169 | service members, as defined and limited in s. 295.01, s.  
 1170 | 295.016, s. 295.017, s. 295.018, or s. 295.0195, or of parents  
 1171 | classified as prisoners of war or missing in action, as defined  
 1172 | and limited in s. 295.015, who are between the ages of 16 and 22  
 1173 | years and who are in attendance at a state-supported institution  
 1174 | of higher learning, including a community college or career  
 1175 | center ~~vocational-technical school~~. Any child having entered  
 1176 | upon a course of training or education under the provisions of  
 1177 | this chapter, consisting of a course of not more than 4 years,  
 1178 | and arriving at the age of 22 years before the completion of  
 1179 | such course may continue the course and receive all benefits of  
 1180 | the provisions of this chapter until the course is completed.  
 1181 | The Department of Education shall administer this educational  
 1182 | program subject to regulations of the department.

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1183 Section 28. Subsections (1) and (2) of section 295.125,  
1184 Florida Statutes, are amended to read:

1185 295.125 Preference for admission to career ~~vocational~~  
1186 training.--

1187 (1) It is the intent of the Legislature through enactment  
1188 of this section to assist returning veterans of the Southeast  
1189 Asian conflict to train themselves for a civilian future.

1190 Although the provisions of this section apply only to state-  
1191 supported career center ~~vocational-technical~~ facilities and  
1192 programs, it is the further intent of the Legislature to  
1193 encourage privately supported career ~~vocational-technical~~  
1194 ~~schools and~~ centers to join with the state in assisting our  
1195 returning veterans by providing preferences for them in  
1196 admission procedures and standards.

1197 (2) In determining order of admission or acceptance for  
1198 students, every career ~~vocational-training~~ center, ~~vocational-~~  
1199 ~~technical school,~~ or career ~~vocational~~ program which receives  
1200 state funding or support shall give preference as provided in  
1201 subsection (3) to a person who served in the Armed Forces of the  
1202 United States at any time during the Vietnam Era, as defined in  
1203 s. 1.01(14), and who has been separated therefrom under  
1204 honorable conditions, if such person's enrollment is directly  
1205 related to his or her present employment or to his or her  
1206 securing employment.

1207 Section 29. Paragraph (d) of subsection (3) of section  
1208 339.0805, Florida Statutes, is amended to read:

1209 339.0805 Funds to be expended with certified disadvantaged  
1210 business enterprises; specified percentage to be expended;

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1211 construction management development program; bond guarantee  
 1212 program.--It is the policy of the state to meaningfully assist  
 1213 socially and economically disadvantaged business enterprises  
 1214 through a program that will provide for the development of  
 1215 skills through construction and business management training, as  
 1216 well as by providing contracting opportunities and financial  
 1217 assistance in the form of bond guarantees, to primarily remedy  
 1218 the effects of past economic disparity.

1219 (3) The head of the department is authorized to expend up  
 1220 to 6 percent of the funds specified in subsection (1) which are  
 1221 designated to be expended on small business firms owned and  
 1222 controlled by socially and economically disadvantaged  
 1223 individuals to conduct, by contract or otherwise, a construction  
 1224 management development program. Participation in the program  
 1225 will be limited to those firms which are certified under the  
 1226 provisions of subsection (1) by the department or the federal  
 1227 Small Business Administration or to any firm which has annual  
 1228 gross receipts not exceeding \$2 million averaged over a 3-year  
 1229 period. The program will consist of classroom instruction and  
 1230 on-the-job instruction. To the extent feasible, the registration  
 1231 fee shall be set to cover the cost of instruction and overhead.  
 1232 No salary will be paid to any participant.

1233 (d) The department shall develop, under contract with the  
 1234 State University System, the community college system, a school  
 1235 district in behalf of its career ~~vocational-technical~~ center, or  
 1236 a private consulting firm, a curriculum for instruction in the  
 1237 courses that will lead to a certification of proficiency in the  
 1238 construction management development program.

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1239 Section 30. Subsection (7) of section 364.508, Florida  
1240 Statutes, is amended to read:

1241 364.508 Definitions.--As used in this part:

1242 (7) "Eligible facilities" means all approved campuses and  
1243 instructional centers of all public universities, public  
1244 community colleges, career ~~area-technical~~ centers, public  
1245 elementary schools, middle schools, and high schools, including  
1246 school administrative offices, public libraries, teaching  
1247 hospitals, the research institute described in s. 1004.43, and  
1248 rural public hospitals as defined in s. 395.602. If no rural  
1249 public hospital exists in a community, the public health clinic  
1250 which is responsible for individuals before they can be  
1251 transferred to a regional hospital shall be considered eligible.

1252 Section 31. Section 376.0705, Florida Statutes, is amended  
1253 to read:

1254 376.0705 Development of training programs and educational  
1255 materials.--The department shall encourage the development of  
1256 training programs for personnel needed for pollutant discharge  
1257 prevention and cleanup activities. The department shall work  
1258 with accredited community colleges, career ~~vocational-technical~~  
1259 centers, state universities, and private institutions in  
1260 developing educational materials, courses of study, and other  
1261 such information to be made available for persons seeking to be  
1262 trained for pollutant discharge prevention and cleanup  
1263 activities.

1264 Section 32. Paragraph (k) of subsection (3) of section  
1265 380.0651, Florida Statutes, is amended to read:

1266 380.0651 Statewide guidelines and standards.--

1267 (3) The following statewide guidelines and standards shall  
 1268 be applied in the manner described in s. 380.06(2) to determine  
 1269 whether the following developments shall be required to undergo  
 1270 development-of-regional-impact review:

1271 (k) Schools.--

1272 1. The proposed construction of any public, private, or  
 1273 proprietary postsecondary educational campus which provides for  
 1274 a design population of more than 5,000 full-time equivalent  
 1275 students, or the proposed physical expansion of any public,  
 1276 private, or proprietary postsecondary educational campus having  
 1277 such a design population that would increase the population by  
 1278 at least 20 percent of the design population.

1279 2. As used in this paragraph, "full-time equivalent  
 1280 student" means enrollment for 15 or more quarter hours during a  
 1281 single academic semester. In career centers ~~technical schools~~ or  
 1282 other institutions which do not employ semester hours or quarter  
 1283 hours in accounting for student participation, enrollment for 18  
 1284 contact hours shall be considered equivalent to one quarter  
 1285 hour, and enrollment for 27 contact hours shall be considered  
 1286 equivalent to one semester hour.

1287 3. This paragraph does not apply to institutions which are  
 1288 the subject of a campus master plan adopted by the university  
 1289 board of trustees pursuant to s. 1013.30.

1290 Section 33. Paragraph (d) of subsection (2) of section  
 1291 402.305, Florida Statutes, is amended to read:

1292 402.305 Licensing standards; child care facilities.--

1293 (2) PERSONNEL.--Minimum standards for child care personnel  
 1294 shall include minimum requirements as to:

1295 (d) Minimum training requirements for child care  
 1296 personnel.

1297 1. Such minimum standards for training shall ensure that  
 1298 all child care personnel take an approved 40-clock-hour  
 1299 introductory course in child care, which course covers at least  
 1300 the following topic areas:

1301 a. State and local rules and regulations which govern  
 1302 child care.

1303 b. Health, safety, and nutrition.

1304 c. Identifying and reporting child abuse and neglect.

1305 d. Child development, including typical and atypical  
 1306 language, cognitive, motor, social, and self-help skills  
 1307 development.

1308 e. Observation of developmental behaviors, including using  
 1309 a checklist or other similar observation tools and techniques to  
 1310 determine the child's developmental age level.

1311 f. Specialized areas, including computer technology for  
 1312 professional and classroom use and early literacy and language  
 1313 development of children from birth to 5 years of age, as  
 1314 determined by the department, for owner-operators and child care  
 1315 personnel of a child care facility.

1316

1317 Within 90 days after employment, child care personnel shall  
 1318 begin training to meet the training requirements. Child care  
 1319 personnel shall successfully complete such training within 1  
 1320 year after the date on which the training began, as evidenced by  
 1321 passage of a competency examination. Successful completion of  
 1322 the 40-clock-hour introductory course shall articulate into



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1323 community college credit in early childhood education, pursuant  
 1324 to ss. 1007.24 and 1007.25. Exemption from all or a portion of  
 1325 the required training shall be granted to child care personnel  
 1326 based upon educational credentials or passage of competency  
 1327 examinations. Child care personnel possessing a 2-year degree or  
 1328 higher that includes 6 college credit hours in early childhood  
 1329 development or child growth and development, or a child  
 1330 development associate credential or an equivalent state-approved  
 1331 child development associate credential, or a child development  
 1332 associate waiver certificate shall be automatically exempted  
 1333 from the training requirements in sub-subparagraphs b., d., and  
 1334 e.

1335         2. The introductory course in child care shall stress, to  
 1336 the extent possible, an interdisciplinary approach to the study  
 1337 of children.

1338         3. On an annual basis in order to further their child care  
 1339 skills and, if appropriate, administrative skills, child care  
 1340 personnel who have fulfilled the requirements for the child care  
 1341 training shall be required to take an additional 1 continuing  
 1342 education unit of approved inservice training, or 10 clock hours  
 1343 of equivalent training, as determined by the department.

1344         4. Child care personnel shall be required to complete 0.5  
 1345 continuing education unit of approved training or 5 clock hours  
 1346 of equivalent training, as determined by the department, in  
 1347 early literacy and language development of children from birth  
 1348 to 5 years of age one time. The year that this training is  
 1349 completed, it shall fulfill the 0.5 continuing education unit or  
 1350 5 clock hours of the annual training required in subparagraph 3.

1351           5. Procedures for ensuring the training of qualified child  
 1352 care professionals to provide training of child care personnel,  
 1353 including onsite training, shall be included in the minimum  
 1354 standards. It is recommended that the state community child care  
 1355 coordination agencies (central agencies) be contracted by the  
 1356 department to coordinate such training when possible. Other  
 1357 district educational resources, such as community colleges and  
 1358 career ~~vocational-technical~~ programs, can be designated in such  
 1359 areas where central agencies may not exist or are determined not  
 1360 to have the capability to meet the coordination requirements set  
 1361 forth by the department.

1362           6. Training requirements shall not apply to certain  
 1363 occasional or part-time support staff, including, but not  
 1364 limited to, swimming instructors, piano teachers, dance  
 1365 instructors, and gymnastics instructors.

1366           7. The department shall evaluate or contract for an  
 1367 evaluation for the general purpose of determining the status of  
 1368 and means to improve staff training requirements and testing  
 1369 procedures. The evaluation shall be conducted every 2 years. The  
 1370 evaluation shall include, but not be limited to, determining the  
 1371 availability, quality, scope, and sources of current staff  
 1372 training; determining the need for specialty training; and  
 1373 determining ways to increase inservice training and ways to  
 1374 increase the accessibility, quality, and cost-effectiveness of  
 1375 current and proposed staff training. The evaluation methodology  
 1376 shall include a reliable and valid survey of child care  
 1377 personnel.

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1378           8. The child care operator shall be required to take basic  
1379 training in serving children with disabilities within 5 years  
1380 after employment, either as a part of the introductory training  
1381 or the annual 8 hours of inservice training.

1382           Section 34. Subsections (3) and (4) of section 402.3051,  
1383 Florida Statutes, are amended to read:

1384           402.3051 Child care market rate reimbursement; child care  
1385 grants.--

1386           (3) The department may provide child care grants to  
1387 central agencies, community colleges, and career  
1388 ~~vocational/technical~~ programs for the purpose of providing  
1389 support and technical assistance to licensed child care  
1390 providers.

1391           (4) The department may use the state community child care  
1392 coordination agencies (central agencies), community colleges,  
1393 and career ~~vocational/technical~~ programs to implement this  
1394 section.

1395           Section 35. Subsection (2) of section 403.716, Florida  
1396 Statutes, is amended to read:

1397           403.716 Training of operators of solid waste management  
1398 and other facilities.--

1399           (2) The department shall work with accredited community  
1400 colleges, career ~~vocational-technical~~ centers, state  
1401 universities, and private institutions in developing educational  
1402 materials, courses of study, and other such information to be  
1403 made available for persons seeking to be trained as operators of  
1404 solid waste management facilities.

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1405 Section 36. Subsection (8) of section 414.0252, Florida  
1406 Statutes, is amended to read:

1407 414.0252 Definitions.--As used in ss. 414.025-414.55, the  
1408 term:

1409 (8) "Minor child" means a child under 18 years of age, or  
1410 under 19 years of age if the child is a full-time student in a  
1411 secondary school or at the equivalent level of career vocational  
1412 ~~or technical~~ training, and does not include anyone who is  
1413 married or divorced.

1414 Section 37. Subsection (11) of section 420.0004, Florida  
1415 Statutes, is amended to read:

1416 420.0004 Definitions.--As used in this part, unless the  
1417 context otherwise indicates:

1418 (11) "Student" means any person not living with his or her  
1419 parent or guardian who is eligible to be claimed by his or her  
1420 parent or guardian as a dependent under the federal income tax  
1421 code and who is enrolled on at least a half-time basis in a  
1422 secondary school, career vocational-technical center, community  
1423 college, college, or university.

1424 Section 38. Subsection (5) of section 420.524, Florida  
1425 Statutes, is amended to read:

1426 420.524 Definitions relating to Predevelopment Loan  
1427 Program Act.--For the purpose of ss. 420.521-420.529, the term:

1428 (5) "Student" means any person not living with that  
1429 person's parent or guardian who is eligible to be claimed by  
1430 that person's parent or guardian as a dependent under the  
1431 federal income tax code and who is enrolled on at least a half-  
1432 time basis in a secondary school, career vocational-technical

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1433 center, community college, college, or university. The term does  
1434 not include a person participating in an educational or training  
1435 program approved by the corporation.

1436 Section 39. Subsection (11) of section 420.602, Florida  
1437 Statutes, is amended to read:

1438 420.602 Definitions.--As used in this part, the following  
1439 terms shall have the following meanings, unless the context  
1440 otherwise requires:

1441 (11) "Student" means any person not living with his or her  
1442 parent or guardian who is eligible to be claimed by his or her  
1443 parent or guardian as a dependent under the federal income tax  
1444 code and who is enrolled on at least a half-time basis in a  
1445 secondary school, career ~~vocational-technical~~ center, community  
1446 college, college, or university.

1447 Section 40. Paragraph (c) of subsection (1) of section  
1448 440.16, Florida Statutes, is amended to read:

1449 440.16 Compensation for death.--

1450 (1) If death results from the accident within 1 year  
1451 thereafter or follows continuous disability and results from the  
1452 accident within 5 years thereafter, the employer shall pay:

1453 (c) To the surviving spouse, payment of postsecondary  
1454 student fees for instruction at any career ~~area-technical~~ center  
1455 established under s. 1001.44 for up to 1,800 classroom hours or  
1456 payment of student fees at any community college established  
1457 under part III of chapter 1004 for up to 80 semester hours. The  
1458 spouse of a deceased state employee shall be entitled to a full  
1459 waiver of such fees as provided in ss. 1009.22 and 1009.23 in  
1460 lieu of the payment of such fees. The benefits provided for in

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1461 | this paragraph shall be in addition to other benefits provided  
 1462 | for in this section and shall terminate 7 years after the death  
 1463 | of the deceased employee, or when the total payment in eligible  
 1464 | compensation under paragraph(b) has been received. To qualify  
 1465 | for the educational benefit under this paragraph, the spouse  
 1466 | shall be required to meet and maintain the regular admission  
 1467 | requirements of, and be registered at, such career ~~area~~  
 1468 | ~~technical~~ center or community college, and make satisfactory  
 1469 | academic progress as defined by the educational institution in  
 1470 | which the student is enrolled.

1471 | Section 41. Subsection (4) of section 443.171, Florida  
 1472 | Statutes, is amended to read:

1473 | 443.171 Agency for Workforce Innovation and commission;  
 1474 | powers and duties; records and reports; proceedings; state-  
 1475 | federal cooperation.--

1476 | (4) EMPLOYMENT STABILIZATION.--The Agency for Workforce  
 1477 | Innovation, under the direction of Workforce Florida, Inc.,  
 1478 | shall take all appropriate steps to reduce and prevent  
 1479 | unemployment; to encourage and assist in the adoption of  
 1480 | practical methods of career ~~vocational~~ training, retraining, and  
 1481 | career ~~vocational~~ guidance; to investigate, recommend, advise,  
 1482 | and assist in the establishment and operation, by  
 1483 | municipalities, counties, school districts, and the state, of  
 1484 | reserves for public works to be used in times of business  
 1485 | depression and unemployment; to promote the reemployment of the  
 1486 | unemployed workers throughout the state in every other way that  
 1487 | may be feasible; to refer any claimant entitled to extended  
 1488 | benefits to suitable work which meets the criteria of this

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1489 chapter; and, to these ends, to carry on and publish the results  
1490 of investigations and research studies.

1491 Section 42. Subsection (2) of section 445.003, Florida  
1492 Statutes, is amended to read:

1493 445.003 Implementation of the federal Workforce Investment  
1494 Act of 1998.--

1495 (2) FIVE-YEAR PLAN.--Workforce Florida, Inc., shall  
1496 prepare and submit a 5-year plan, which includes secondary  
1497 career ~~vocational~~ education, to fulfill the early implementation  
1498 requirements of Pub. L. No. 105-220 and applicable state  
1499 statutes. Mandatory federal partners and optional federal  
1500 partners shall be fully involved in designing the plan's one-  
1501 stop delivery system strategy. The plan shall detail a process  
1502 to clearly define each program's statewide duties and role  
1503 relating to the system. Any optional federal partner may  
1504 immediately choose to fully integrate its program's plan with  
1505 this plan, which shall, notwithstanding any other state  
1506 provisions, fulfill all their state planning and reporting  
1507 requirements as they relate to the one-stop delivery system. The  
1508 plan shall detail a process that would fully integrate all  
1509 federally mandated and optional partners by the second year of  
1510 the plan. All optional federal program partners in the planning  
1511 process shall be mandatory participants in the second year of  
1512 the plan.

1513 Section 43. Paragraphs (b) and (d) of subsection (6) of  
1514 section 445.004, Florida Statutes, are amended to read:

1515 445.004 Workforce Florida, Inc.; creation; purpose;  
1516 membership; duties and powers.--

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1517 (6) Workforce Florida, Inc., may take action that it deems  
1518 necessary to achieve the purposes of this section, including,  
1519 but not limited to:

1520 (b) Establishing policy direction for a funding system  
1521 that provides incentives to improve the outcomes of career  
1522 ~~vocational~~ education programs, and of registered apprenticeship  
1523 and work-based learning programs, and that focuses resources on  
1524 occupations related to new or emerging industries that add  
1525 greatly to the value of the state's economy.

1526 (d) Designating Institutes of Applied Technology composed  
1527 of public and private postsecondary institutions working  
1528 together with business and industry to ensure that career  
1529 ~~technical and vocational~~ education programs use the most  
1530 advanced technology and instructional methods available and  
1531 respond to the changing needs of business and industry.

1532 Section 44. Paragraph (f) of subsection (8) of section  
1533 445.009, Florida Statutes, is amended to read:

1534 445.009 One-stop delivery system.--

1535 (8)

1536 (f) The accountability measures to be used in documenting  
1537 competencies acquired by the participant during training shall  
1538 be literacy completion points and occupational completion  
1539 points. Literacy completion points refers to the academic or  
1540 workforce readiness competencies that qualify a person for  
1541 further basic education, career ~~vocational~~ education, or for  
1542 employment. Occupational completion points refers to the career  
1543 ~~vocational~~ competencies that qualify a person to enter an  
1544 occupation that is linked to a career ~~vocational~~ program.



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1545 Section 45. Subsections (5) and (9) of section 445.012,  
1546 Florida Statutes, are amended to read:

1547 445.012 Careers for Florida's Future Incentive Grant  
1548 Program.--

1549 (5) A recipient who is pursuing a baccalaureate degree  
1550 shall receive \$100 for each lower-division credit hour in which  
1551 the student is enrolled at an eligible college or university, up  
1552 to a maximum of \$1,500 per semester, and \$200 for each upper-  
1553 division credit hour in which the student is enrolled at an  
1554 eligible college or university, up to a maximum of \$3,000 per  
1555 semester. For purposes of this section, a student is pursuing a  
1556 baccalaureate degree if he or she is in a program that  
1557 articulates into a baccalaureate degree program by agreement of  
1558 the Articulation Coordinating Committee. A student in an applied  
1559 technology diploma program, a certificate career education  
1560 program, or a degree career education program that does not  
1561 articulate into a baccalaureate degree program shall receive \$2  
1562 for each career ~~vocational~~ contact hour, or the equivalent, for  
1563 certificate programs, or \$60 for each credit hour, or the  
1564 equivalent, for degree career education programs and applied  
1565 technology programs for which the student is enrolled at an  
1566 eligible college, career ~~technical~~ center, or nonpublic career  
1567 education school.

1568 (9) Funds may not be used to pay for remedial, college-  
1569 preparatory, or career-preparatory ~~vocational-preparatory~~  
1570 coursework.

1571 Section 46. Subsection (1) of section 445.0123, Florida  
1572 Statutes, is amended to read:

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1573 445.0123 Eligible postsecondary education institutions.--A  
 1574 student is eligible for an award or the renewal of an award from  
 1575 the Careers for Florida's Future Incentive Grant Program if the  
 1576 student meets the requirements for the program as described in  
 1577 ss. 445.012-445.0125 and is enrolled in a postsecondary  
 1578 education institution that meets the description of any one of  
 1579 the following:

1580 (1) A public university, community college, or career  
 1581 ~~technical~~ center in this state.

1582 Section 47. Paragraph (g) of subsection (1) of section  
 1583 445.024, Florida Statutes, is amended to read:

1584 445.024 Work requirements.--

1585 (1) WORK ACTIVITIES.--The following activities may be used  
 1586 individually or in combination to satisfy the work requirements  
 1587 for a participant in the temporary cash assistance program:

1588 (g) Career ~~Vocational~~ education or training.--Career  
 1589 ~~Vocational~~ education or training is education or training  
 1590 designed to provide participants with the skills and  
 1591 certification necessary for employment in an occupational area.  
 1592 Career ~~Vocational~~ education or training may be used as a primary  
 1593 program activity for participants when it has been determined  
 1594 that the individual has demonstrated compliance with other  
 1595 phases of program participation and successful completion of the  
 1596 career ~~vocational~~ education or training is likely to result in  
 1597 employment entry at a higher wage than the participant would  
 1598 have been likely to attain without completion of the career  
 1599 ~~vocational~~ education or training. Career ~~Vocational~~ education or  
 1600 training may be combined with other program activities and also

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1601 may be used to upgrade skills or prepare for a higher paying  
1602 occupational area for a participant who is employed.

1603 1. Unless otherwise provided in this section, career  
1604 ~~vocational~~ education shall not be used as the primary program  
1605 activity for a period which exceeds 12 months. The 12-month  
1606 restriction applies to instruction in a career education program  
1607 and does not include remediation of basic skills, including  
1608 English language proficiency, if remediation is necessary to  
1609 enable a participant to benefit from a career education program.  
1610 Any necessary remediation must be completed before a participant  
1611 is referred to career ~~vocational~~ education as the primary work  
1612 activity. In addition, use of career ~~vocational~~ education or  
1613 training shall be restricted to the limitation established in  
1614 federal law. Career ~~Vocational~~ education included in a program  
1615 leading to a high school diploma shall not be considered career  
1616 ~~vocational~~ education for purposes of this section.

1617 2. When possible, a provider of career ~~vocational~~  
1618 education or training shall use funds provided by funding  
1619 sources other than the regional workforce board. The regional  
1620 workforce board may provide additional funds to a career  
1621 ~~vocational~~ education or training provider only if payment is  
1622 made pursuant to a performance-based contract. Under a  
1623 performance-based contract, the provider may be partially paid  
1624 when a participant completes education or training, but the  
1625 majority of payment shall be made following the participant's  
1626 employment at a specific wage or job retention for a specific  
1627 duration. Performance-based payments made under this  
1628 subparagraph are limited to education or training for targeted

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1629 occupations identified by the Workforce Estimating Conference  
 1630 under s. 216.136, or other programs identified by Workforce  
 1631 Florida, Inc., as beneficial to meet the needs of designated  
 1632 groups who are hard to place. If the contract pays the full cost  
 1633 of training, the community college or school district may not  
 1634 report the participants for other state funding.

1635 Section 48. Paragraph (i) of subsection (7) of section  
 1636 445.049, Florida Statutes, is amended to read:

1637 445.049 Digital Divide Council.--

1638 (7) PROGRAM OBJECTIVES AND GOALS.--The programs authorized  
 1639 by this section shall have the following objectives and goals:

1640 (i) Using information technology to enable members of at-  
 1641 risk families who are no longer enrolled in K-12 schools to  
 1642 obtain the education needed to achieve successful completion of  
 1643 general education development test preparation to earn a high  
 1644 school diploma, an applied technology diploma, a career  
 1645 ~~vocational~~ certificate, an associate of arts degree, or a  
 1646 baccalaureate degree.

1647 Section 49. Subsection (1) of section 446.011, Florida  
 1648 Statutes, is amended to read:

1649 446.011 Legislative intent regarding apprenticeship  
 1650 training.--

1651 (1) It is the intent of the State of Florida to provide  
 1652 educational opportunities for its young people so that they can  
 1653 be trained for trades, occupations, and professions suited to  
 1654 their abilities. It is the intent of this act to promote the  
 1655 mode of training known as apprenticeship in occupations  
 1656 throughout industry in the state that require physical

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1657 manipulative skills. By broadening job training opportunities  
 1658 and providing for increased coordination between public school  
 1659 academic programs, career ~~vocational~~ programs, and registered  
 1660 apprenticeship programs, the young people of the state will  
 1661 benefit from the valuable training opportunities developed when  
 1662 on-the-job training is combined with academic-related classroom  
 1663 experiences. This act is intended to develop the apparent  
 1664 potentials in apprenticeship training by assisting in the  
 1665 establishment of preapprenticeship programs in the public school  
 1666 system and elsewhere and by expanding presently registered  
 1667 programs as well as promoting new registered programs in jobs  
 1668 that lend themselves to apprenticeship training.

1669 Section 50. Subsection (2) of section 446.052, Florida  
 1670 Statutes, is amended to read:

1671 446.052 Preapprenticeship program.--

1672 (2) The Division of Workforce Development of the  
 1673 Department of Education, under regulations established by the  
 1674 State Board of Education, is authorized to administer the  
 1675 provisions of ss. 446.011-446.092 that relate to  
 1676 preapprenticeship programs in cooperation with district school  
 1677 boards and community college district boards of trustees.  
 1678 District school boards, community college district boards of  
 1679 trustees, and registered program sponsors shall cooperate in  
 1680 developing and establishing programs that include career  
 1681 ~~vocational~~ instruction and general education courses required to  
 1682 obtain a high school diploma.

1683 Section 51. Subsection (5) of section 446.22, Florida  
 1684 Statutes, is amended to read:

1685 446.22 Definitions.--As used in this act, the following  
1686 words and phrases shall have the meanings set forth herein,  
1687 except where the context otherwise requires:

1688 (5) "Educational facility" means any secondary school,  
1689 community college, university, or career center ~~vocational~~  
1690 ~~school~~ participating in the program.

1691 Section 52. Paragraph (a) of subsection (2), paragraph (a)  
1692 of subsection (3), and paragraph (a) of subsection (4) of  
1693 section 475.17, Florida Statutes, are amended to read:

1694 475.17 Qualifications for practice.--

1695 (2)(a)1. In addition to other requirements under this  
1696 part, the commission may require the satisfactory completion of  
1697 one or more of the educational courses or equivalent courses  
1698 conducted, offered, sponsored, prescribed, or approved pursuant  
1699 to s. 475.04, taken at an accredited college, university, or  
1700 community college, at a career ~~an area technical~~ center, or at a  
1701 registered real estate school, as a condition precedent for any  
1702 person to become licensed or to renew her or his license as a  
1703 broker, broker associate, or sales associate. The course or  
1704 courses required for one to become initially licensed shall not  
1705 exceed a total of 63 classroom hours of 50 minutes each,  
1706 inclusive of examination, for a sales associate and 72 classroom  
1707 hours of 50 minutes each, inclusive of examination, for a  
1708 broker. The satisfactory completion of an examination  
1709 administered by the accredited college, university, or community  
1710 college, by a career ~~the area technical~~ center, or by the  
1711 registered real estate school shall be the basis for determining  
1712 satisfactory completion of the course. However, notice of

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1713 satisfactory completion shall not be issued if the student has  
1714 absences in excess of 8 classroom hours.

1715 2. A distance learning course or courses shall be approved  
1716 by the commission as an option to classroom hours as  
1717 satisfactory completion of the course or courses as required by  
1718 this section. The schools authorized by this section have the  
1719 option of providing classroom courses, distance learning  
1720 courses, or both. However, satisfactory completion of a distance  
1721 learning course requires the satisfactory completion of a timed  
1722 distance learning course examination. Such examination shall not  
1723 be required to be monitored or given at a centralized location.

1724 3. Such required course or courses must be made available  
1725 by correspondence or other suitable means to any person who, by  
1726 reason of hardship, as defined by rule, cannot attend the place  
1727 or places where the course or courses are regularly conducted or  
1728 does not have access to the distance learning course or courses.

1729 (3)(a) The commission may prescribe a postlicensure  
1730 education requirement in order for a person to maintain a valid  
1731 sales associate's license, which shall not exceed 45 classroom  
1732 hours of 50 minutes each, inclusive of examination, prior to the  
1733 first renewal following initial licensure. If prescribed, this  
1734 shall consist of one or more commission-approved courses which  
1735 total at least 45 classroom hours on one or more subjects which  
1736 include, but are not limited to, property management, appraisal,  
1737 real estate finance, the economics of real estate management,  
1738 marketing, technology, sales and listing of properties, business  
1739 office management, courses teaching practical real estate  
1740 application skills, development of business plans, marketing of

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1741 property, and time management. Required postlicensure education  
 1742 courses must be provided by an accredited college, university,  
 1743 or community college, by a career ~~an area technical~~ center, by a  
 1744 registered real estate school, or by a commission-approved  
 1745 sponsor.

1746 (4)(a) The commission may prescribe a postlicensure  
 1747 education requirement in order for a person to maintain a valid  
 1748 broker's license, which shall not exceed 60 classroom hours of  
 1749 50 minutes each, inclusive of examination, prior to the first  
 1750 renewal following initial licensure. If prescribed, this shall  
 1751 consist of one or more commission-approved courses which total  
 1752 at least 60 classroom hours on one or more subjects which  
 1753 include, but are not limited to, advanced appraisal, advanced  
 1754 property management, real estate marketing, business law,  
 1755 advanced real estate investment analyses, advanced legal  
 1756 aspects, general accounting, real estate economics,  
 1757 syndications, commercial brokerage, feasibility analyses,  
 1758 advanced real estate finance, residential brokerage, advanced  
 1759 marketing, technology, advanced business planning, time  
 1760 management, or real estate brokerage office operations. Required  
 1761 postlicensure education courses must be provided by an  
 1762 accredited college, university, or community college, by a  
 1763 career ~~an area technical~~ center, by a registered real estate  
 1764 school, or by a commission-approved sponsor.

1765 Section 53. Subsection (1) and paragraph (c) of subsection  
 1766 (2) of section 475.451, Florida Statutes, are amended to read:  
 1767 475.451 Schools teaching real estate practice.--



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1768 (1) Each person, school, or institution, except approved  
 1769 and accredited colleges, universities, community colleges, and  
 1770 career area ~~area-technical~~ centers in this state, which offers or  
 1771 conducts any course of study in real estate practice, teaches  
 1772 any course prescribed by the commission as a condition precedent  
 1773 to licensure or renewal of licensure as a broker or sales  
 1774 associate, or teaches any course designed or represented to  
 1775 enable or assist applicants for licensure as brokers or sales  
 1776 associates to pass examinations for such licensure shall, before  
 1777 commencing or continuing further to offer or conduct such course  
 1778 or courses, obtain a permit from the department and abide by the  
 1779 regulations imposed upon such person, school, or institution by  
 1780 this chapter and rules of the commission adopted pursuant to  
 1781 this chapter. The exemption for colleges, universities,  
 1782 community colleges, and career area ~~area-technical~~ centers is limited  
 1783 to transferable college credit courses offered by such  
 1784 institutions.

1785 (2) An applicant for a permit to operate a proprietary  
 1786 real estate school, to be a chief administrator of a proprietary  
 1787 real estate school or a state institution, or to be an  
 1788 instructor for a proprietary real estate school or a state  
 1789 institution must meet the qualifications for practice set forth  
 1790 in s. 475.17(1) and the following minimal requirements:

1791 (c) "School instructor" means an individual who instructs  
 1792 persons in the classroom in noncredit college courses in a  
 1793 college, university, or community college or courses in a career  
 1794 ~~an area-technical~~ center or proprietary real estate school.

1795 |           1. Before commencing to provide such instruction, the  
 1796 | applicant must certify the applicant's competency and obtain an  
 1797 | instructor permit by meeting one of the following requirements:  
 1798 |           a. Hold a bachelor's degree in a business-related subject,  
 1799 | such as real estate, finance, accounting, business  
 1800 | administration, or its equivalent and hold a valid broker's  
 1801 | license in this state.  
 1802 |           b. Hold a bachelor's degree, have extensive real estate  
 1803 | experience, as defined by rule, and hold a valid broker's  
 1804 | license in this state.  
 1805 |           c. Pass an instructor's examination approved by the  
 1806 | commission.  
 1807 |           2. Any requirement by the commission for a teaching  
 1808 | demonstration or practical examination must apply to all school  
 1809 | instructor applicants.  
 1810 |           3. The department shall renew an instructor permit upon  
 1811 | receipt of a renewal application and fee. The renewal  
 1812 | application shall include proof that the permitholder has, since  
 1813 | the issuance or renewal of the current permit, successfully  
 1814 | completed a minimum of 7 classroom hours of instruction in real  
 1815 | estate subjects or instructional techniques, as prescribed by  
 1816 | the commission. The commission shall adopt rules providing for  
 1817 | the renewal of instructor permits at least every 2 years. Any  
 1818 | permit which is not renewed at the end of the permit period  
 1819 | established by the department shall automatically revert to  
 1820 | involuntarily inactive status.  
 1821 |

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1822 The department may require an applicant to submit names of  
 1823 persons having knowledge concerning the applicant and the  
 1824 enterprise; may propound interrogatories to such persons and to  
 1825 the applicant concerning the character of the applicant,  
 1826 including the taking of fingerprints for processing through the  
 1827 Federal Bureau of Investigation; and shall make such  
 1828 investigation of the applicant or the school or institution as  
 1829 it may deem necessary to the granting of the permit. If an  
 1830 objection is filed, it shall be considered in the same manner as  
 1831 objections or administrative complaints against other applicants  
 1832 for licensure by the department.

1833 Section 54. Subsection (1), paragraph (b) of subsection  
 1834 (2), paragraph (b) of subsection (3), and paragraph (b) of  
 1835 subsection (4) of section 475.617, Florida Statutes, are amended  
 1836 to read:

1837 475.617 Education and experience requirements.--

1838 (1) To be registered as a trainee appraiser, an applicant  
 1839 must present evidence satisfactory to the board that she or he  
 1840 has successfully completed at least 75 hours of approved  
 1841 academic courses in subjects related to real estate appraisal,  
 1842 which shall include coverage of the Uniform Standards of  
 1843 Professional Appraisal Practice from a nationally recognized or  
 1844 state-recognized appraisal organization, career area~~technical~~  
 1845 center, accredited community college, college, or university,  
 1846 state or federal agency or commission, or proprietary real  
 1847 estate school that holds a permit pursuant to s. 475.451. The  
 1848 board may increase the required number of hours to not more than  
 1849 100 hours. A classroom hour is defined as 50 minutes out of each

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1850 60-minute segment. Past courses may be approved on an hour-for-  
1851 hour basis.

1852 (2) To be licensed as an appraiser, an applicant must  
1853 present evidence satisfactory to the board that she or he:

1854 (b) Has successfully completed at least 90 classroom  
1855 hours, inclusive of examination, of approved academic courses in  
1856 subjects related to real estate appraisal, which shall include  
1857 coverage of the Uniform Standards of Professional Appraisal  
1858 Practice from a nationally recognized or state-recognized  
1859 appraisal organization, career ~~area technical~~ center, accredited  
1860 community college, college, or university, state or federal  
1861 agency or commission, or proprietary real estate school that  
1862 holds a permit pursuant to s. 475.451. The board may increase  
1863 the required number of hours to not more than 120 hours. A  
1864 classroom hour is defined as 50 minutes out of each 60-minute  
1865 segment. Past courses may be approved by the board and  
1866 substituted on an hour-for-hour basis.

1867 (3) To be certified as a residential appraiser, an  
1868 applicant must present satisfactory evidence to the board that  
1869 she or he:

1870 (b) Has successfully completed at least 120 classroom  
1871 hours, inclusive of examination, of approved academic courses in  
1872 subjects related to real estate appraisal, which shall include  
1873 coverage of the Uniform Standards of Professional Appraisal  
1874 Practice from a nationally recognized or state-recognized  
1875 appraisal organization, career ~~area technical~~ center, accredited  
1876 community college, college, or university, state or federal  
1877 agency or commission, or proprietary real estate school that

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1878 holds a permit pursuant to s. 475.451. The board may increase  
 1879 the required number of hours to not more than 165 hours. A  
 1880 classroom hour is defined as 50 minutes out of each 60-minute  
 1881 segment. Past courses may be approved by the board and  
 1882 substituted on an hour-for-hour basis.

1883 (4) To be certified as a general appraiser, an applicant  
 1884 must present evidence satisfactory to the board that she or he:

1885 (b) Has successfully completed at least 180 classroom  
 1886 hours, inclusive of examination, of approved academic courses in  
 1887 subjects related to real estate appraisal, which shall include  
 1888 coverage of the Uniform Standards of Professional Appraisal  
 1889 Practice from a nationally recognized or state-recognized  
 1890 appraisal organization, career area ~~area-technical~~ center, accredited  
 1891 community college, college, or university, state or federal  
 1892 agency or commission, or proprietary real estate school that  
 1893 holds a permit pursuant to s. 475.451. The board may increase  
 1894 the required number of hours to not more than 225 hours. A  
 1895 classroom hour is defined as 50 minutes out of each 60-minute  
 1896 segment. Past courses may be approved by the board and  
 1897 substituted on an hour-for-hour basis.

1898 Section 55. Subsection (1) of section 475.6175, Florida  
 1899 Statutes, is amended to read:

1900 475.6175 Registered trainee appraiser; postlicensure  
 1901 education required.--

1902 (1) The board shall prescribe postlicensure educational  
 1903 requirements in order for a person to maintain a valid  
 1904 registration as a registered trainee appraiser. If prescribed,  
 1905 the postlicensure educational requirements consist of one or

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1906 | more courses which total no more than the total educational  
 1907 | hours required to qualify as a state certified residential  
 1908 | appraiser. Such courses must be in subjects related to real  
 1909 | estate appraisal and shall include coverage of the Uniform  
 1910 | Standards of Professional Appraisal Practice. Such courses are  
 1911 | provided by a nationally or state-recognized appraisal  
 1912 | organization, career ~~area technical~~ center, accredited community  
 1913 | college, college, or university, state or federal agency or  
 1914 | commission, or proprietary real estate school that holds a  
 1915 | permit pursuant to s. 475.451.

1916 |         Section 56. Paragraph (c) of subsection (1) of section  
 1917 | 475.618, Florida Statutes, is amended to read:

1918 |             475.618 Renewal of registration, license, certification,  
 1919 | or instructor permit; continuing education.--

1920 |             (1)

1921 |             (c) The board may authorize independent certification  
 1922 | organizations to certify or approve the delivery method of  
 1923 | distance learning courses. Certification from such authorized  
 1924 | organizations must be provided at the time a distance learning  
 1925 | course is submitted to the board by an accredited college,  
 1926 | university, community college, career ~~area technical~~ center,  
 1927 | proprietary real estate school, or board-approved sponsor for  
 1928 | content approval.

1929 |         Section 57. Subsections (1) and (2) of section 475.627,  
 1930 | Florida Statutes, are amended to read:

1931 |             475.627 Appraisal course instructors.--

1932 |             (1) Where the course or courses to be taught are  
 1933 | prescribed by the board or approved precedent to registration,

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1934 licensure, certification, or renewal as a registered trainee  
 1935 appraiser, licensed appraiser, or certified residential  
 1936 appraiser, before commencing to instruct noncredit college  
 1937 courses in a college, university, or community college, or  
 1938 courses in a career ~~an area technical~~ center or proprietary real  
 1939 estate school, a person must certify her or his competency by  
 1940 meeting one of the following requirements:

1941 (a) Hold a valid certification as a residential real  
 1942 estate appraiser in this or any other state.

1943 (b) Pass an appraiser instructor's examination which shall  
 1944 test knowledge of residential appraisal topics.

1945 (2) Where the course or courses to be taught are  
 1946 prescribed by the board or approved precedent to registration,  
 1947 licensure, certification, or renewal as a registered trainee  
 1948 appraiser, licensed appraiser, or certified appraiser, before  
 1949 commencing to instruct noncredit college courses in a college,  
 1950 university, or community college, or courses in a career ~~an area~~  
 1951 ~~technical~~ center or proprietary real estate school, a person  
 1952 must certify her or his competency by meeting one of the  
 1953 following requirements:

1954 (a) Hold a valid certification as a general real estate  
 1955 appraiser in this or any other state.

1956 (b) Pass an appraiser instructor's examination which shall  
 1957 test knowledge of residential and nonresidential appraisal  
 1958 topics.

1959 Section 58. Subsection (1) of section 494.0029, Florida  
 1960 Statutes, is amended to read:

1961 494.0029 Mortgage business schools.--

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1962 (1) Each person, school, or institution, except accredited  
 1963 colleges, universities, community colleges, and career area  
 1964 ~~technical~~ centers in this state, which offers or conducts  
 1965 mortgage business training as a condition precedent to licensure  
 1966 as a mortgage broker or lender or a correspondent mortgage  
 1967 lender shall obtain a permit from the office and abide by the  
 1968 regulations imposed upon such person, school, or institution by  
 1969 this chapter and rules adopted pursuant to this chapter. The  
 1970 commission shall, by rule, recertify the permits annually with  
 1971 initial and renewal permit fees that do not exceed \$500 plus the  
 1972 cost of accreditation.

1973 Section 59. Paragraph (a) of subsection (2) of section  
 1974 509.302, Florida Statutes, is amended to read:

1975 509.302 Director of education, personnel, employment  
 1976 duties, compensation.--

1977 (2) The director of education shall develop and implement  
 1978 an educational program, designated the "Hospitality Education  
 1979 Program," offered for the benefit of the entire industry. This  
 1980 program may affiliate with Florida State University, Florida  
 1981 International University, and the University of Central Florida.  
 1982 The program may also affiliate with any other member of the  
 1983 State University System or Florida Community College System, or  
 1984 with any privately funded college or university, which offers a  
 1985 program of hospitality administration and management. The  
 1986 primary goal of this program is to instruct and train all  
 1987 individuals and businesses licensed under this chapter, in  
 1988 cooperation with recognized associations that represent the



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1989 | licensees, in the application of state and federal laws and  
1990 | rules. Such programs shall also include:

1991 |       (a) Career ~~Vocational~~ training.

1992 |       Section 60. Subsection (4) of section 553.841, Florida  
1993 | Statutes, is amended to read:

1994 |       553.841 Building code training program; participant  
1995 | competency requirements.--

1996 |       (4) The commission may enter into contracts with the  
1997 | Department of Education, the State University System, the  
1998 | Division of Community Colleges, model code organizations,  
1999 | professional organizations, career centers ~~vocational-technical~~  
2000 | ~~schools~~, trade organizations, and private industry to administer  
2001 | the program.

2002 |       Section 61. Subsection (12) of section 790.06, Florida  
2003 | Statutes, is amended to read:

2004 |       790.06 License to carry concealed weapon or firearm.--

2005 |       (12) No license issued pursuant to this section shall  
2006 | authorize any person to carry a concealed weapon or firearm into  
2007 | any place of nuisance as defined in s. 823.05; any police,  
2008 | sheriff, or highway patrol station; any detention facility,  
2009 | prison, or jail; any courthouse; any courtroom, except that  
2010 | nothing in this section would preclude a judge from carrying a  
2011 | concealed weapon or determining who will carry a concealed  
2012 | weapon in his or her courtroom; any polling place; any meeting  
2013 | of the governing body of a county, public school district,  
2014 | municipality, or special district; any meeting of the  
2015 | Legislature or a committee thereof; any school, college, or  
2016 | professional athletic event not related to firearms; any school

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2017 administration building; any portion of an establishment  
 2018 licensed to dispense alcoholic beverages for consumption on the  
 2019 premises, which portion of the establishment is primarily  
 2020 devoted to such purpose; any elementary or secondary school  
 2021 facility; any career ~~area technical~~ center; any college or  
 2022 university facility unless the licensee is a registered student,  
 2023 employee, or faculty member of such college or university and  
 2024 the weapon is a stun gun or nonlethal electric weapon or device  
 2025 designed solely for defensive purposes and the weapon does not  
 2026 fire a dart or projectile; inside the passenger terminal and  
 2027 sterile area of any airport, provided that no person shall be  
 2028 prohibited from carrying any legal firearm into the terminal,  
 2029 which firearm is encased for shipment for purposes of checking  
 2030 such firearm as baggage to be lawfully transported on any  
 2031 aircraft; or any place where the carrying of firearms is  
 2032 prohibited by federal law. Any person who willfully violates any  
 2033 provision of this subsection commits a misdemeanor of the second  
 2034 degree, punishable as provided in s. 775.082 or s. 775.083.

2035 Section 62. Section 790.115, Florida Statutes, is amended  
 2036 to read:

2037 790.115 Possessing or discharging weapons or firearms at a  
 2038 school-sponsored event or on school property prohibited;  
 2039 penalties; exceptions.--

2040 (1) A person who exhibits any sword, sword cane, firearm,  
 2041 electric weapon or device, destructive device, or other weapon,  
 2042 including a razor blade, box cutter, or knife, except as  
 2043 authorized in support of school-sanctioned activities, in the  
 2044 presence of one or more persons in a rude, careless, angry, or

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2045 threatening manner and not in lawful self-defense, at a school-  
 2046 sponsored event or on the grounds or facilities of any school,  
 2047 school bus, or school bus stop, or within 1,000 feet of the real  
 2048 property that comprises a public or private elementary school,  
 2049 middle school, or secondary school, during school hours or  
 2050 during the time of a sanctioned school activity, commits a  
 2051 felony of the third degree, punishable as provided in s.  
 2052 775.082, s. 775.083, or s. 775.084. This subsection does not  
 2053 apply to the exhibition of a firearm or weapon on private real  
 2054 property within 1,000 feet of a school by the owner of such  
 2055 property or by a person whose presence on such property has been  
 2056 authorized, licensed, or invited by the owner.

2057 (2)(a) A person shall not possess any firearm, electric  
 2058 weapon or device, destructive device, or other weapon, including  
 2059 a razor blade, box cutter, or knife, except as authorized in  
 2060 support of school-sanctioned activities, at a school-sponsored  
 2061 event or on the property of any school, school bus, or school  
 2062 bus stop; however, a person may carry a firearm:

2063 1. In a case to a firearms program, class or function  
 2064 which has been approved in advance by the principal or chief  
 2065 administrative officer of the school as a program or class to  
 2066 which firearms could be carried;

2067 2. In a case to a career center ~~vocational school~~ having a  
 2068 firearms training range; or

2069 3. In a vehicle pursuant to s. 790.25(5); except that  
 2070 school districts may adopt written and published policies that  
 2071 waive the exception in this subparagraph for purposes of student  
 2072 and campus parking privileges.

2073  
2074 For the purposes of this section, "school" means any preschool,  
2075 elementary school, middle school, junior high school, secondary  
2076 school, career center ~~vocational school~~, or postsecondary  
2077 school, whether public or nonpublic.

2078 (b) A person who willfully and knowingly possesses any  
2079 electric weapon or device, destructive device, or other weapon,  
2080 including a razor blade, box cutter, or knife, except as  
2081 authorized in support of school-sanctioned activities, in  
2082 violation of this subsection commits a felony of the third  
2083 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
2084 775.084.

2085 (c)1. A person who willfully and knowingly possesses any  
2086 firearm in violation of this subsection commits a felony of the  
2087 third degree, punishable as provided in s. 775.082, s. 775.083,  
2088 or s. 775.084.

2089 2. A person who stores or leaves a loaded firearm within  
2090 the reach or easy access of a minor who obtains the firearm and  
2091 commits a violation of subparagraph 1. commits a misdemeanor of  
2092 the second degree, punishable as provided in s. 775.082 or s.  
2093 775.083; except that this does not apply if the firearm was  
2094 stored or left in a securely locked box or container or in a  
2095 location which a reasonable person would have believed to be  
2096 secure, or was securely locked with a firearm-mounted push-  
2097 button combination lock or a trigger lock; if the minor obtains  
2098 the firearm as a result of an unlawful entry by any person; or  
2099 to members of the Armed Forces, National Guard, or State  
2100 Militia, or to police or other law enforcement officers, with

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2101 respect to firearm possession by a minor which occurs during or  
2102 incidental to the performance of their official duties.

2103 (d) A person who discharges any weapon or firearm while in  
2104 violation of paragraph (a), unless discharged for lawful defense  
2105 of himself or herself or another or for a lawful purpose,  
2106 commits a felony of the second degree, punishable as provided in  
2107 s. 775.082, s. 775.083, or s. 775.084.

2108 (e) The penalties of this subsection shall not apply to  
2109 persons licensed under s. 790.06. Persons licensed under s.  
2110 790.06 shall be punished as provided in s. 790.06(12), except  
2111 that a licenseholder who unlawfully discharges a weapon or  
2112 firearm on school property as prohibited by this subsection  
2113 commits a felony of the second degree, punishable as provided in  
2114 s. 775.082, s. 775.083, or s. 775.084.

2115 (3) This section does not apply to any law enforcement  
2116 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),  
2117 (8), (9), or (14).

2118 (4) Notwithstanding s. 985.213, s. 985.214, or s.  
2119 985.215(1), any minor under 18 years of age who is charged under  
2120 this section with possessing or discharging a firearm on school  
2121 property shall be detained in secure detention, unless the state  
2122 attorney authorizes the release of the minor, and shall be given  
2123 a probable cause hearing within 24 hours after being taken into  
2124 custody. At the hearing, the court may order that the minor  
2125 continue to be held in secure detention for a period of 21 days,  
2126 during which time the minor shall receive medical, psychiatric,  
2127 psychological, or substance abuse examinations pursuant to s.  
2128 985.224, and a written report shall be completed.

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2129 Section 63. Section 810.095, Florida Statutes, is amended  
2130 to read:

2131 810.095 Trespass on school property with firearm or other  
2132 weapon prohibited.--

2133 (1) It is a felony of the third degree, punishable as  
2134 provided in s. 775.082, s. 775.083, or s. 775.084, for a person  
2135 who is trespassing upon school property to bring onto, or to  
2136 possess on, such school property, any weapon or firearm.

2137 (2) As used in this section, "school property" means the  
2138 grounds or facility of any kindergarten, elementary school,  
2139 middle school, junior high school, secondary school, career  
2140 center ~~vocational school~~, or postsecondary school, whether  
2141 public or nonpublic.

2142 Section 64. Paragraph (b) of subsection (6) of section  
2143 943.14, Florida Statutes, is amended to read:

2144 943.14 Commission-certified criminal justice training  
2145 schools; certificates and diplomas; exemptions; injunctive  
2146 relief; fines.--

2147 (6)

2148 (b) All other criminal justice sciences or administration  
2149 courses or subjects which are a part of the curriculum of any  
2150 accredited college, university, community college, or career  
2151 ~~vocational-technical~~ center of this state, and all full-time  
2152 instructors of such institutions, are exempt from the provisions  
2153 of subsections (1)-(5).

2154 Section 65. Paragraph (c) of subsection (11) of section  
2155 948.015, Florida Statutes, is amended to read:

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2156 | 948.015 Presentence investigation reports.--The circuit  
 2157 | court, when the defendant in a criminal case has been found  
 2158 | guilty or has entered a plea of nolo contendere or guilty and  
 2159 | has a lowest permissible sentence under the Criminal Punishment  
 2160 | Code of any nonstate prison sanction, may refer the case to the  
 2161 | department for investigation or recommendation. Upon such  
 2162 | referral, the department shall make the following report in  
 2163 | writing at a time specified by the court prior to sentencing.  
 2164 | The full report shall include:

2165 | (11) Information about any resources available to assist  
 2166 | the offender, such as:

2167 | (c) Career ~~Vocational~~ training programs.

2168 | Section 66. Paragraph (b) of subsection (3) of section  
 2169 | 948.09, Florida Statutes, is amended to read:

2170 | 948.09 Payment for cost of supervision and  
 2171 | rehabilitation.--

2172 | (3) Any failure to pay contribution as required under this  
 2173 | section may constitute a ground for the revocation of probation  
 2174 | by the court, the revocation of parole or conditional release by  
 2175 | the Parole Commission, the revocation of control release by the  
 2176 | Control Release Authority, or removal from the pretrial  
 2177 | intervention program by the state attorney. The Department of  
 2178 | Corrections may exempt a person from the payment of all or any  
 2179 | part of the contribution if it finds any of the following  
 2180 | factors to exist:

2181 | (b) The offender is a student in a school, college,  
 2182 | university, or course of career ~~vocational or technical~~ training  
 2183 | designed to fit the student for gainful employment.

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2184 Certification of such student status shall be supplied to the  
2185 Secretary of Corrections by the educational institution in which  
2186 the offender is enrolled.

2187 Section 67. Subsection (1) of section 958.12, Florida  
2188 Statutes, is amended to read:

2189 958.12 Participation in certain activities required.--

2190 (1) A youthful offender shall be required to participate  
2191 in work assignments, and in career ~~vocational~~, academic,  
2192 counseling, and other rehabilitative programs in accordance with  
2193 this section, including, but not limited to:

2194 (a) All youthful offenders may be required, as  
2195 appropriate, to participate in:

- 2196 1. Reception and orientation.
- 2197 2. Evaluation, needs assessment, and classification.
- 2198 3. Educational programs.
- 2199 4. Career ~~Vocational~~ and job training.
- 2200 5. Life and socialization skills training, including  
2201 anger/aggression control.
- 2202 6. Prerelease orientation and planning.
- 2203 7. Appropriate transition services.

2204 (b) In addition to the requirements in paragraph (a), the  
2205 department shall make available:

- 2206 1. Religious services and counseling.
- 2207 2. Social services.
- 2208 3. Substance abuse treatment and counseling.
- 2209 4. Psychological and psychiatric services.
- 2210 5. Library services.
- 2211 6. Medical and dental health care.



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2212 7. Athletic, recreational, and leisure time activities.

2213 8. Mail and visiting privileges.

2214

2215 Income derived by a youthful offender from participation in such  
 2216 activities may be used, in part, to defray a portion of the  
 2217 costs of his or her incarceration or supervision; to satisfy  
 2218 preexisting obligations; to pay fines, counseling fees, or other  
 2219 costs lawfully imposed; or to pay restitution to the victim of  
 2220 the crime for which the youthful offender has been convicted in  
 2221 an amount determined by the sentencing court. Any such income  
 2222 not used for such reasons or not used as provided in s. 946.513  
 2223 or s. 958.09 shall be placed in a bank account for use by the  
 2224 youthful offender upon his or her release.

2225 Section 68. Subsections (29) and (43) of section 985.03,  
 2226 Florida Statutes, are amended to read:

2227 985.03 Definitions.--When used in this chapter, the term:

2228 (29) "Juvenile justice continuum" includes, but is not  
 2229 limited to, delinquency prevention programs and services  
 2230 designed for the purpose of preventing or reducing delinquent  
 2231 acts, including criminal activity by youth gangs, and juvenile  
 2232 arrests, as well as programs and services targeted at children  
 2233 who have committed delinquent acts, and children who have  
 2234 previously been committed to residential treatment programs for  
 2235 delinquents. The term includes children-in-need-of-services and  
 2236 families-in-need-of-services programs; conditional release;  
 2237 substance abuse and mental health programs; educational and  
 2238 career ~~vocational~~ programs; recreational programs; community  
 2239 services programs; community service work programs; and

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2240 alternative dispute resolution programs serving children at risk  
 2241 of delinquency and their families, whether offered or delivered  
 2242 by state or local governmental entities, public or private for-  
 2243 profit or not-for-profit organizations, or religious or  
 2244 charitable organizations.

2245 (43) "Probation" means the legal status of probation  
 2246 created by law and court order in cases involving a child who  
 2247 has been found to have committed a delinquent act. Probation is  
 2248 an individualized program in which the freedom of the child is  
 2249 limited and the child is restricted to noninstitutional quarters  
 2250 or restricted to the child's home in lieu of commitment to the  
 2251 custody of the Department of Juvenile Justice. Youth on  
 2252 probation may be assessed and classified for placement in day-  
 2253 treatment probation programs designed for youth who represent a  
 2254 minimum risk to themselves and public safety and do not require  
 2255 placement and services in a residential setting. Program types  
 2256 in this more intensive and structured day-treatment probation  
 2257 option include career ~~vocational~~ programs, marine programs,  
 2258 juvenile justice alternative schools, training and  
 2259 rehabilitation programs, and gender-specific programs.

2260 Section 69. Paragraphs (a) and (b) of subsection (1),  
 2261 paragraph (a) of subsection (2), subsection (3), and paragraphs  
 2262 (a), (b), and (d) of subsection (4) of section 985.315, Florida  
 2263 Statutes, are amended to read:

2264 985.315 Educational ~~Educational/technical~~ and career-  
 2265 related ~~vocational work-related~~ programs.--

2266 (1)(a) It is the finding of the Legislature that the  
 2267 educational ~~educational/technical~~ and career-related ~~vocational~~

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2268 ~~work-related~~ programs of the Department of Juvenile Justice are  
 2269 uniquely different from other programs operated or conducted by  
 2270 other departments in that it is essential to the state that  
 2271 these programs provide juveniles with useful information and  
 2272 activities that can lead to meaningful employment after release  
 2273 in order to assist in reducing the return of juveniles to the  
 2274 system.

2275 (b) It is further the finding of the Legislature that the  
 2276 mission of a juvenile educational ~~educational/technical~~ and  
 2277 career-related ~~vocational work-related~~ program is, in order of  
 2278 priority:

2279 1. To provide a joint effort between the department, the  
 2280 juvenile work programs, and educational ~~educational/technical~~  
 2281 and career ~~vocational~~ training programs to reinforce relevant  
 2282 education, training, and postrelease job placement, and help  
 2283 reduce recommitment.

2284 2. To serve the security goals of the state through the  
 2285 reduction of idleness of juveniles and the provision of an  
 2286 incentive for good behavior in residential commitment  
 2287 facilities.

2288 3. To teach youth in juvenile justice programs relevant  
 2289 job skills and the fundamentals of a trade in order to prepare  
 2290 them for placement in the workforce.

2291 (2)(a) The department is strongly encouraged to require  
 2292 juveniles placed in a high-risk residential, maximum-risk  
 2293 residential, or a serious/habitual offender program to  
 2294 participate in an educational ~~educational/technical~~ or career-  
 2295 related ~~vocational work-related~~ program 5 hours per day, 5 days

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2296 | per week. All policies developed by the department relating to  
 2297 | this requirement must be consistent with applicable federal,  
 2298 | state, and local labor laws and standards, including all laws  
 2299 | relating to child labor.

2300 |         (3) In adopting or modifying master plans for juvenile  
 2301 | work programs and educational ~~educational/technical~~ and career  
 2302 | ~~vocational~~ training programs, and in the administration of the  
 2303 | Department of Juvenile Justice, it shall be the objective of the  
 2304 | department to develop:

2305 |             (a) Attitudes favorable to work, the work situation, and a  
 2306 | law-abiding life in each juvenile employed in the juvenile work  
 2307 | program.

2308 |             (b) Education and training opportunities that are  
 2309 | reasonably broad, but which develop specific work skills.

2310 |             (c) Programs that motivate juveniles to use their  
 2311 | abilities.

2312 |             (d) Education and training programs that will be of mutual  
 2313 | benefit to all governmental jurisdictions of the state by  
 2314 | reducing the costs of government to the taxpayers and which  
 2315 | integrate all instructional programs into a unified curriculum  
 2316 | suitable for all juveniles, but taking account of the different  
 2317 | abilities of each juvenile.

2318 |             (e) A logical sequence of educational  
 2319 | ~~educational/technical~~ or career ~~vocational~~ training, employment  
 2320 | by the juvenile work programs, and postrelease job placement for  
 2321 | juveniles participating in juvenile work programs.

2322 |         (4)(a) The Department of Juvenile Justice shall establish  
 2323 | guidelines for the operation of juvenile educational

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2324 ~~educational/technical~~ and career-related ~~vocational-work-related~~  
2325 programs, which shall include the following procedures:

2326 1. Participation in the educational ~~educational/technical~~  
2327 and career-related ~~vocational-work-related~~ programs shall be on  
2328 a 5-day-per-week, 5-hour-per-day basis.

2329 2. The education, training, work experience, emotional and  
2330 mental abilities, and physical capabilities of the juvenile and  
2331 the duration of the term of placement imposed on the juvenile  
2332 are to be analyzed before assignment of the juvenile into the  
2333 various processes best suited for educational  
2334 ~~educational/technical~~ or career ~~vocational~~ training.

2335 3. When feasible, the department shall attempt to obtain  
2336 education or training credit for a juvenile seeking  
2337 apprenticeship status or a high school diploma or its  
2338 equivalent.

2339 4. The juvenile may begin in a general education and work  
2340 skills program and progress to a specific work skills training  
2341 program, depending upon the ability, desire, and education and  
2342 work record of the juvenile.

2343 5. Modernization and upgrading of equipment and facilities  
2344 should include greater automation and improved production  
2345 techniques to expose juveniles to the latest technological  
2346 procedures to facilitate their adjustment to real work  
2347 situations.

2348 (b) Evaluations of juvenile educational  
2349 ~~educational/technical~~ and career-related ~~vocational-work-related~~  
2350 programs shall be conducted according to the following  
2351 guidelines:

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2352 1. Systematic evaluations and quality assurance monitoring  
 2353 shall be implemented, in accordance with s. 985.412(1), (2), and  
 2354 (5), to determine whether the programs are related to successful  
 2355 postrelease adjustments.

2356 2. Operations and policies of the programs shall be  
 2357 reevaluated to determine if they are consistent with their  
 2358 primary objectives.

2359 (d) The department and providers are strongly encouraged  
 2360 to work in partnership with local businesses and trade groups in  
 2361 the development and operation of educational  
 2362 ~~educational/technical~~ and career ~~vocational~~ programs.

2363 Section 70. Subsections (1) and (2) of section 1000.04,  
 2364 Florida Statutes, are amended to read:

2365 1000.04 Components for the delivery of public education  
 2366 within the Florida K-20 education system.--Florida's K-20  
 2367 education system provides for the delivery of public education  
 2368 through publicly supported and controlled K-12 schools,  
 2369 community colleges, state universities and other postsecondary  
 2370 educational institutions, other educational institutions, and  
 2371 other educational services as provided or authorized by the  
 2372 Constitution and laws of the state.

2373 (1) PUBLIC K-12 SCHOOLS.--The public K-12 schools include  
 2374 charter schools and consist of kindergarten classes; elementary,  
 2375 middle, and high school grades and special classes; workforce  
 2376 ~~development~~ education; career ~~area technical~~ centers; adult,  
 2377 part-time, ~~career and technical~~, and evening schools, courses,  
 2378 or classes, as authorized by law to be operated under the

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2379 control of district school boards; and lab schools operated  
2380 under the control of state universities.

2381 (2) PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS.--Public  
2382 postsecondary educational institutions include workforce  
2383 ~~development~~ education; community colleges; colleges; state  
2384 universities; and all other state-supported postsecondary  
2385 educational institutions that are authorized and established by  
2386 law.

2387 Section 71. Paragraph (e) of subsection (2) and subsection  
2388 (4) of section 1000.05, Florida Statutes, are amended to read:

2389 1000.05 Discrimination against students and employees in  
2390 the Florida K-20 public education system prohibited; equality of  
2391 access required.--

2392 (2)

2393 (e) Guidance services, counseling services, and financial  
2394 assistance services in the state public K-20 education system  
2395 shall be available to students equally. Guidance and counseling  
2396 services, materials, and promotional events shall stress access  
2397 to academic and, career ~~and technical~~ opportunities for students  
2398 without regard to race, ethnicity, national origin, gender,  
2399 disability, or marital status.

2400 (4) Educational institutions within the state public K-20  
2401 education system shall develop and implement methods and  
2402 strategies to increase the participation of students of a  
2403 particular race, ethnicity, national origin, gender, disability,  
2404 or marital status in programs and courses in which students of  
2405 that particular race, ethnicity, national origin, gender,  
2406 disability, or marital status have been traditionally

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2407 | underrepresented, including, but not limited to, mathematics,  
 2408 | science, computer technology, electronics, communications  
 2409 | technology, engineering, and career ~~and technical~~ education.

2410 |       Section 72. Paragraph (h) of subsection (4) of section  
 2411 | 1001.42, Florida Statutes, is amended to read:

2412 |       1001.42 Powers and duties of district school board.--The  
 2413 | district school board, acting as a board, shall exercise all  
 2414 | powers and perform all duties listed below:

2415 |       (4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF  
 2416 | SCHOOLS.--Adopt and provide for the execution of plans for the  
 2417 | establishment, organization, and operation of the schools of the  
 2418 | district, including, but not limited to, the following:

2419 |       (h) Career ~~and technical~~ classes and schools.--Provide for  
 2420 | the establishment and maintenance of career ~~and technical~~  
 2421 | schools, departments, or classes, giving instruction in career  
 2422 | ~~and technical~~ education as defined by rules of the State Board  
 2423 | of Education, and use any moneys raised by public taxation in  
 2424 | the same manner as moneys for other school purposes are used for  
 2425 | the maintenance and support of public schools or classes.

2426 |       Section 73. Section 1001.44, Florida Statutes, is amended  
 2427 | to read:

2428 |       1001.44 Career Technical centers.--

2429 |       (1) DISTRICT SCHOOL BOARD MAY ESTABLISH OR ACQUIRE CAREER  
 2430 | ~~TECHNICAL~~ CENTERS.--Any district school board, after first  
 2431 | obtaining the approval of the Department of Education, may, as a  
 2432 | part of the district school system, organize, establish and  
 2433 | operate a career technical center, or acquire and operate a  
 2434 | career center ~~technical school~~ previously established.



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2435 (2) DISTRICT SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY  
 2436 ESTABLISH OR ACQUIRE CAREER ~~TECHNICAL~~ CENTERS.--The district  
 2437 school boards of any two or more contiguous districts may, upon  
 2438 first obtaining the approval of the department, enter into an  
 2439 agreement to organize, establish and operate, or acquire and  
 2440 operate, a career ~~technical~~ center under this section.

2441 (3) CAREER ~~TECHNICAL~~ CENTER PART OF DISTRICT SCHOOL SYSTEM  
 2442 DIRECTED BY A DIRECTOR.--

2443 (a) A career ~~technical~~ center established or acquired  
 2444 under provisions of law and minimum standards prescribed by the  
 2445 commissioner shall comprise a part of the district school system  
 2446 and shall mean an educational institution offering terminal  
 2447 courses of a technical nature, and courses for out-of-school  
 2448 youth and adults; shall be subject to all applicable provisions  
 2449 of this code; shall be under the control of the district school  
 2450 board of the school district in which it is located; and shall  
 2451 be directed by a director responsible through the district  
 2452 school superintendent to the district school board of the school  
 2453 district in which the center is located.

2454 (b) Each career ~~technical~~ center shall maintain an  
 2455 academic transcript for each student enrolled in the center.  
 2456 Such transcript shall delineate each course completed by the  
 2457 student. Courses shall be delineated by the course prefix and  
 2458 title assigned pursuant to s. 1007.24. The center shall make a  
 2459 copy of a student's transcript available to any student who  
 2460 requests it.

2461 Section 74. Paragraph (a) of subsection (1) of section  
 2462 1001.452, Florida Statutes, is amended to read:

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2463 | 1001.452 District and school advisory councils.--  
 2464 | (1) ESTABLISHMENT.--  
 2465 | (a) The district school board shall establish an advisory  
 2466 | council for each school in the district and shall develop  
 2467 | procedures for the election and appointment of advisory council  
 2468 | members. Each school advisory council shall include in its name  
 2469 | the words "school advisory council." The school advisory council  
 2470 | shall be the sole body responsible for final decisionmaking at  
 2471 | the school relating to implementation of the provisions of ss.  
 2472 | 1001.42(16) and 1008.345. A majority of the members of each  
 2473 | school advisory council must be persons who are not employed by  
 2474 | the school. Each advisory council shall be composed of the  
 2475 | principal and an appropriately balanced number of teachers,  
 2476 | education support employees, students, parents, and other  
 2477 | business and community citizens who are representative of the  
 2478 | ethnic, racial, and economic community served by the school.  
 2479 | Career Technical center and high school advisory councils shall  
 2480 | include students, and middle and junior high school advisory  
 2481 | councils may include students. School advisory councils of  
 2482 | career centers ~~technical~~ and adult education centers are not  
 2483 | required to include parents as members. Council members  
 2484 | representing teachers, education support employees, students,  
 2485 | and parents shall be elected by their respective peer groups at  
 2486 | the school in a fair and equitable manner as follows:  
 2487 | 1. Teachers shall be elected by teachers.  
 2488 | 2. Education support employees shall be elected by  
 2489 | education support employees.  
 2490 | 3. Students shall be elected by students.

2491           4. Parents shall be elected by parents.  
 2492  
 2493       The district school board shall establish procedures for use by  
 2494       schools in selecting business and community members that include  
 2495       means of ensuring wide notice of vacancies and of taking input  
 2496       on possible members from local business, chambers of commerce,  
 2497       community and civic organizations and groups, and the public at  
 2498       large. The district school board shall review the membership  
 2499       composition of each advisory council. If the district school  
 2500       board determines that the membership elected by the school is  
 2501       not representative of the ethnic, racial, and economic community  
 2502       served by the school, the district school board shall appoint  
 2503       additional members to achieve proper representation. The  
 2504       commissioner shall determine if schools have maximized their  
 2505       efforts to include on their advisory councils minority persons  
 2506       and persons of lower socioeconomic status. Although schools are  
 2507       strongly encouraged to establish school advisory councils, the  
 2508       district school board of any school district that has a student  
 2509       population of 10,000 or fewer may establish a district advisory  
 2510       council which shall include at least one duly elected teacher  
 2511       from each school in the district. For the purposes of school  
 2512       advisory councils and district advisory councils, the term  
 2513       "teacher" shall include classroom teachers, certified student  
 2514       services personnel, and media specialists. For purposes of this  
 2515       paragraph, "education support employee" means any person  
 2516       employed by a school who is not defined as instructional or  
 2517       administrative personnel pursuant to s. 1012.01 and whose duties  
 2518       require 20 or more hours in each normal working week.

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2519 Section 75. Paragraph (a) of subsection (1) of section  
2520 1001.453, Florida Statutes, is amended to read:

2521 1001.453 Direct-support organization; use of property;  
2522 board of directors; audit.--

2523 (1) DEFINITIONS.--For the purposes of this section, the  
2524 term:

2525 (a) "District school board direct-support organization"  
2526 means an organization that:

2527 1. Is approved by the district school board;  
2528 2. Is a Florida corporation not for profit, incorporated  
2529 under the provisions of chapter 617 and approved by the  
2530 Department of State; and

2531 3. Is organized and operated exclusively to receive, hold,  
2532 invest, and administer property and to make expenditures to or  
2533 for the benefit of public kindergarten through 12th grade  
2534 education and adult career ~~and technical~~ and community education  
2535 programs in this state.

2536 Section 76. Subsection (16) of section 1001.64, Florida  
2537 Statutes, is amended to read:

2538 1001.64 Community college boards of trustees; powers and  
2539 duties.--

2540 (16) Each board of trustees must expend performance funds  
2541 provided for workforce ~~development~~ education pursuant to the  
2542 provisions of s. 1011.80.

2543 Section 77. Subsection (2) of section 1002.01, Florida  
2544 Statutes, is amended to read:

2545 1002.01 Definitions.--

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2546 (2) A "private school" is a nonpublic school defined as an  
 2547 individual, association, copartnership, or corporation, or  
 2548 department, division, or section of such organizations, that  
 2549 designates itself as an educational center that includes  
 2550 kindergarten or a higher grade or as an elementary, secondary,  
 2551 business, technical, or trade school below college level or any  
 2552 organization that provides instructional services that meet the  
 2553 intent of s. 1003.01(14) or that gives preemployment or  
 2554 supplementary training in technology or in fields of trade or  
 2555 industry or that offers academic, literary, or career ~~and~~  
 2556 ~~technical~~ training below college level, or any combination of  
 2557 the above, including an institution that performs the functions  
 2558 of the above schools through correspondence or extension, except  
 2559 those licensed under the provisions of chapter 1005. A private  
 2560 school may be a parochial, religious, denominational, for-  
 2561 profit, or nonprofit school. This definition does not include  
 2562 home education programs conducted in accordance with s. 1002.41.

2563 Section 78. Paragraph (f) of subsection (3) of section  
 2564 1002.20, Florida Statutes, is amended to read:

2565 1002.20 K-12 student and parent rights.--Parents of public  
 2566 school students must receive accurate and timely information  
 2567 regarding their child's academic progress and must be informed  
 2568 of ways they can help their child to succeed in school. K-12  
 2569 students and their parents are afforded numerous statutory  
 2570 rights including, but not limited to, the following:

2571 (3) HEALTH ISSUES.--

2572 (f) Career ~~and technical~~ education courses involving  
 2573 hazardous substances.--High school students must be given plano

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2574 safety glasses or devices in career ~~and technical~~ education  
 2575 courses involving the use of hazardous substances likely to  
 2576 cause eye injury, in accordance with the provisions of s.  
 2577 1006.65.

2578 Section 79. Paragraph (a) of subsection (2) and  
 2579 subsections (3) and (5) of section 1002.22, Florida Statutes,  
 2580 are amended to read:

2581 1002.22 Student records and reports; rights of parents and  
 2582 students; notification; penalty.--

2583 (2) DEFINITIONS.--As used in this section:

2584 (a) "Chief executive officer" means that person, whether  
 2585 elected or appointed, who is responsible for the management and  
 2586 administration of any public educational body or unit, or the  
 2587 chief executive officer's designee for student records; that is,  
 2588 the district school superintendent, the director of a career an  
 2589 ~~area technical~~ center, the president of a public postsecondary  
 2590 educational institution, or their designees.

2591 (3) RIGHTS OF PARENT OR STUDENT.--The parent of any  
 2592 student who attends or has attended any public school, career  
 2593 ~~area technical~~ center, or public postsecondary educational  
 2594 institution shall have the following rights with respect to any  
 2595 records or reports created, maintained, and used by any public  
 2596 educational institution in the state. However, whenever a  
 2597 student has attained 18 years of age, or is attending a  
 2598 postsecondary educational institution, the permission or consent  
 2599 required of, and the rights accorded to, the parents of the  
 2600 student shall thereafter be required of and accorded to the  
 2601 student only, unless the student is a dependent student of such

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2602 | parents as defined in 26 U.S.C. s. 152 (s. 152 of the Internal  
2603 | Revenue Code of 1954). The State Board of Education shall adopt  
2604 | rules whereby parents or students may exercise these rights:

2605 |       (a) Right of access.--

2606 |           1. Such parent or student shall have the right, upon  
2607 | request directed to the appropriate school official, to be  
2608 | provided with a list of the types of records and reports,  
2609 | directly related to students, as maintained by the institution  
2610 | that the student attends or has attended.

2611 |           2. Such parent or student shall have the right, upon  
2612 | request, to be shown any record or report relating to such  
2613 | student maintained by any public educational institution. When  
2614 | the record or report includes information on more than one  
2615 | student, the parent or student shall be entitled to receive, or  
2616 | be informed of, only that part of the record or report that  
2617 | pertains to the student who is the subject of the request. Upon  
2618 | a reasonable request therefor, the institution shall furnish  
2619 | such parent or student with an explanation or interpretation of  
2620 | any such record or report.

2621 |           3. Copies of any list, record, or report requested under  
2622 | the provisions of this paragraph shall be furnished to the  
2623 | parent or student upon request.

2624 |           4. The State Board of Education shall adopt rules to be  
2625 | followed by all public educational institutions in granting  
2626 | requests for lists, or for access to reports and records or for  
2627 | copies or explanations thereof under this paragraph. However,  
2628 | access to any report or record requested under the provisions of  
2629 | subparagraph 2. shall be granted within 30 days after receipt of

2630 such request by the institution. Fees may be charged for  
 2631 furnishing any copies of reports or records requested under  
 2632 subparagraph 3., but such fees shall not exceed the actual cost  
 2633 to the institution of producing such copies.

2634 (b) Right of waiver of access to confidential letters or  
 2635 statements.--A parent or student shall have the right to waive  
 2636 the right of access to letters or statements of recommendation  
 2637 or evaluation, except that such waiver shall apply to  
 2638 recommendations or evaluations only if:

2639 1. The parent or student is, upon request, notified of the  
 2640 names of all persons submitting confidential letters or  
 2641 statements.

2642 2. Such recommendations or evaluations are used solely for  
 2643 the purpose for which they were specifically intended.

2644  
 2645 Such waivers may not be required as a condition for admission  
 2646 to, receipt of financial aid from, or receipt of any other  
 2647 services or benefits from, any public agency or public  
 2648 educational institution in this state.

2649 (c) Right to challenge and hearing.--A parent or student  
 2650 shall have the right to challenge the content of any record or  
 2651 report to which such person is granted access under paragraph  
 2652 (a), in order to ensure that the record or report is not  
 2653 inaccurate, misleading, or otherwise in violation of the privacy  
 2654 or other rights of the student and to provide an opportunity for  
 2655 the correction, deletion, or expunction of any inaccurate,  
 2656 misleading, or otherwise inappropriate data or material  
 2657 contained therein. Any challenge arising under the provisions of



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2658 | this paragraph may be settled through informal meetings or  
2659 | discussions between the parent or student and appropriate  
2660 | officials of the educational institution. If the parties at such  
2661 | a meeting agree to make corrections, to make deletions, to  
2662 | expunge material, or to add a statement of explanation or  
2663 | rebuttal to the file, such agreement shall be reduced to writing  
2664 | and signed by the parties; and the appropriate school officials  
2665 | shall take the necessary actions to implement the agreement. If  
2666 | the parties cannot reach an agreement, upon the request of  
2667 | either party, a hearing shall be held on such challenge under  
2668 | rules adopted by the State Board of Education. Upon the request  
2669 | of the parent or student, the hearing shall be exempt from the  
2670 | requirements of s. 286.011. Such rules shall include at least  
2671 | the following provisions:

2672 |         1. The hearing shall be conducted within a reasonable  
2673 | period of time following the request for the hearing.

2674 |         2. The hearing shall be conducted, and the decision  
2675 | rendered, by an official of the educational institution or other  
2676 | party who does not have a direct interest in the outcome of the  
2677 | hearing.

2678 |         3. The parent or student shall be afforded a full and fair  
2679 | opportunity to present evidence relevant to the issues raised  
2680 | under this paragraph.

2681 |         4. The decision shall be rendered in writing within a  
2682 | reasonable period of time after the conclusion of the hearing.

2683 |         5. The appropriate school officials shall take the  
2684 | necessary actions to implement the decision.

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2685 (d) Right of privacy.--Every student shall have a right of  
 2686 privacy with respect to the educational records kept on him or  
 2687 her. Personally identifiable records or reports of a student,  
 2688 and any personal information contained therein, are confidential  
 2689 and exempt from the provisions of s. 119.07(1). No state or  
 2690 local educational agency, board, public school, career technical  
 2691 center, or public postsecondary educational institution shall  
 2692 permit the release of such records, reports, or information  
 2693 without the written consent of the student's parent, or of the  
 2694 student himself or herself if he or she is qualified as provided  
 2695 in this subsection, to any individual, agency, or organization.  
 2696 However, personally identifiable records or reports of a student  
 2697 may be released to the following persons or organizations  
 2698 without the consent of the student or the student's parent:

2699 1. Officials of schools, school systems, career technical  
 2700 centers, or public postsecondary educational institutions in  
 2701 which the student seeks or intends to enroll; and a copy of such  
 2702 records or reports shall be furnished to the parent or student  
 2703 upon request.

2704 2. Other school officials, including teachers within the  
 2705 educational institution or agency, who have legitimate  
 2706 educational interests in the information contained in the  
 2707 records.

2708 3. The United States Secretary of Education, the Director  
 2709 of the National Institute of Education, the Assistant Secretary  
 2710 for Education, the Comptroller General of the United States, or  
 2711 state or local educational authorities who are authorized to  
 2712 receive such information subject to the conditions set forth in

2713 applicable federal statutes and regulations of the United States  
 2714 Department of Education, or in applicable state statutes and  
 2715 rules of the State Board of Education.

2716 4. Other school officials, in connection with a student's  
 2717 application for or receipt of financial aid.

2718 5. Individuals or organizations conducting studies for or  
 2719 on behalf of an institution or a board of education for the  
 2720 purpose of developing, validating, or administering predictive  
 2721 tests, administering student aid programs, or improving  
 2722 instruction, if such studies are conducted in such a manner as  
 2723 will not permit the personal identification of students and  
 2724 their parents by persons other than representatives of such  
 2725 organizations and if such information will be destroyed when no  
 2726 longer needed for the purpose of conducting such studies.

2727 6. Accrediting organizations, in order to carry out their  
 2728 accrediting functions.

2729 7. School readiness coalitions and the Florida Partnership  
 2730 for School Readiness in order to carry out their assigned  
 2731 duties.

2732 8. For use as evidence in student expulsion hearings  
 2733 conducted by a district school board pursuant to the provisions  
 2734 of chapter 120.

2735 9. Appropriate parties in connection with an emergency, if  
 2736 knowledge of the information in the student's educational  
 2737 records is necessary to protect the health or safety of the  
 2738 student or other individuals.

2739 10. The Auditor General and the Office of Program Policy  
 2740 Analysis and Government Accountability in connection with their

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2741 official functions; however, except when the collection of  
2742 personally identifiable information is specifically authorized  
2743 by law, any data collected by the Auditor General and the Office  
2744 of Program Policy Analysis and Government Accountability is  
2745 confidential and exempt from the provisions of s. 119.07(1) and  
2746 shall be protected in such a way as will not permit the personal  
2747 identification of students and their parents by other than the  
2748 Auditor General, the Office of Program Policy Analysis and  
2749 Government Accountability, and their staff, and such personally  
2750 identifiable data shall be destroyed when no longer needed for  
2751 the Auditor General's and the Office of Program Policy Analysis  
2752 and Government Accountability's official use.

2753 11.a. A court of competent jurisdiction in compliance with  
2754 an order of that court or the attorney of record pursuant to a  
2755 lawfully issued subpoena, upon the condition that the student  
2756 and the student's parent are notified of the order or subpoena  
2757 in advance of compliance therewith by the educational  
2758 institution or agency.

2759 b. A person or entity pursuant to a court of competent  
2760 jurisdiction in compliance with an order of that court or the  
2761 attorney of record pursuant to a lawfully issued subpoena, upon  
2762 the condition that the student, or his or her parent if the  
2763 student is either a minor and not attending a postsecondary  
2764 educational institution or a dependent of such parent as defined  
2765 in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of  
2766 1954), is notified of the order or subpoena in advance of  
2767 compliance therewith by the educational institution or agency.

2768           12. Credit bureaus, in connection with an agreement for  
 2769 financial aid that the student has executed, provided that such  
 2770 information may be disclosed only to the extent necessary to  
 2771 enforce the terms or conditions of the financial aid agreement.  
 2772 Credit bureaus shall not release any information obtained  
 2773 pursuant to this paragraph to any person.

2774           13. Parties to an interagency agreement among the  
 2775 Department of Juvenile Justice, school and law enforcement  
 2776 authorities, and other signatory agencies for the purpose of  
 2777 reducing juvenile crime and especially motor vehicle theft by  
 2778 promoting cooperation and collaboration, and the sharing of  
 2779 appropriate information in a joint effort to improve school  
 2780 safety, to reduce truancy and in-school and out-of-school  
 2781 suspensions, and to support alternatives to in-school and out-  
 2782 of-school suspensions and expulsions that provide structured and  
 2783 well-supervised educational programs supplemented by a  
 2784 coordinated overlay of other appropriate services designed to  
 2785 correct behaviors that lead to truancy, suspensions, and  
 2786 expulsions, and that support students in successfully completing  
 2787 their education. Information provided in furtherance of such  
 2788 interagency agreements is intended solely for use in determining  
 2789 the appropriate programs and services for each juvenile or the  
 2790 juvenile's family, or for coordinating the delivery of such  
 2791 programs and services, and as such is inadmissible in any court  
 2792 proceedings prior to a dispositional hearing unless written  
 2793 consent is provided by a parent or other responsible adult on  
 2794 behalf of the juvenile.

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2796 | This paragraph does not prohibit any educational institution  
 2797 | from publishing and releasing to the general public directory  
 2798 | information relating to a student if the institution elects to  
 2799 | do so. However, no educational institution shall release, to any  
 2800 | individual, agency, or organization that is not listed in  
 2801 | subparagraphs 1.-13., directory information relating to the  
 2802 | student body in general or a portion thereof unless it is  
 2803 | normally published for the purpose of release to the public in  
 2804 | general. Any educational institution making directory  
 2805 | information public shall give public notice of the categories of  
 2806 | information that it has designated as directory information with  
 2807 | respect to all students attending the institution and shall  
 2808 | allow a reasonable period of time after such notice has been  
 2809 | given for a parent or student to inform the institution in  
 2810 | writing that any or all of the information designated should not  
 2811 | be released.

2812 |       (5) PENALTY.--In the event that any public school official  
 2813 | or employee, district school board official or employee, career  
 2814 | ~~technical~~ center official or employee, or public postsecondary  
 2815 | educational institution official or employee refuses to comply  
 2816 | with any of the provisions of this section, the aggrieved parent  
 2817 | or student shall have an immediate right to bring an action in  
 2818 | the circuit court to enforce the violated right by injunction.  
 2819 | Any aggrieved parent or student who brings such an action and  
 2820 | whose rights are vindicated may be awarded attorney's fees and  
 2821 | court costs.

2822 |       Section 80. Subsection (1) of section 1002.38, Florida  
 2823 | Statutes, is amended to read:

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2824 |           1002.38 Opportunity Scholarship Program.--  
 2825 |           (1) FINDINGS AND INTENT.--The purpose of this section is  
 2826 | to provide enhanced opportunity for students in this state to  
 2827 | gain the knowledge and skills necessary for postsecondary  
 2828 | education, a career ~~technical~~ education, or the world of work.  
 2829 | The Legislature recognizes that the voters of the State of  
 2830 | Florida, in the November 1998 general election, amended s. 1,  
 2831 | Art. IX of the Florida Constitution so as to make education a  
 2832 | paramount duty of the state. The Legislature finds that the  
 2833 | State Constitution requires the state to provide a uniform,  
 2834 | safe, secure, efficient, and high-quality system which allows  
 2835 | the opportunity to obtain a high-quality education. The  
 2836 | Legislature further finds that a student should not be  
 2837 | compelled, against the wishes of the student's parent, to remain  
 2838 | in a school found by the state to be failing for 2 years in a 4-  
 2839 | year period. The Legislature shall make available opportunity  
 2840 | scholarships in order to give parents the opportunity for their  
 2841 | children to attend a public school that is performing  
 2842 | satisfactorily or to attend an eligible private school when the  
 2843 | parent chooses to apply the equivalent of the public education  
 2844 | funds generated by his or her child to the cost of tuition in  
 2845 | the eligible private school as provided in paragraph (6)(a).  
 2846 | Eligibility of a private school shall include the control and  
 2847 | accountability requirements that, coupled with the exercise of  
 2848 | parental choice, are reasonably necessary to secure the  
 2849 | educational public purpose, as delineated in subsection (4).  
 2850 |           Section 81. Paragraph (a) of subsection (2) of section  
 2851 | 1002.42, Florida Statutes, is amended to read:

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2852 | 1002.42 Private schools.--  
 2853 | (2) ANNUAL PRIVATE SCHOOL SURVEY.--  
 2854 | (a) The Department of Education shall organize, maintain,  
 2855 | and annually update a database of educational institutions  
 2856 | within the state coming within the provisions of this section.  
 2857 | There shall be included in the database of each institution the  
 2858 | name, address, and telephone number of the institution; the type  
 2859 | of institution; the names of administrative officers; the  
 2860 | enrollment by grade or special group (e.g., career ~~and technical~~  
 2861 | education and exceptional child education); the number of  
 2862 | graduates; the number of instructional and administrative  
 2863 | personnel; the number of days the school is in session; and such  
 2864 | data as may be needed to meet the provisions of this section and  
 2865 | s. 1003.23(2).

2866 | Section 82. Subsection (4), paragraph (c) of subsection  
 2867 | (9), and subsection (15) of section 1003.01, Florida Statutes,  
 2868 | are amended to read:

2869 | 1003.01 Definitions.--As used in this chapter, the term:

2870 | (4) "Career ~~and technical~~ education" means education that  
 2871 | provides instruction for the following purposes:

2872 | (a) At the elementary, middle, and secondary school  
 2873 | levels, exploratory courses designed to give students initial  
 2874 | exposure to a broad range of occupations to assist them in  
 2875 | preparing their academic and occupational plans, and practical  
 2876 | arts courses that provide generic skills that may apply to many  
 2877 | occupations but are not designed to prepare students for entry  
 2878 | into a specific occupation. Career ~~and technical~~ education  
 2879 | provided before high school completion must be designed to



2880 | enhance both occupational and academic skills through  
 2881 | integration with academic instruction.

2882 |       (b) At the secondary school level, job-preparatory  
 2883 | instruction in the competencies that prepare students for  
 2884 | effective entry into an occupation, including diversified  
 2885 | cooperative education, work experience, and job-entry programs  
 2886 | that coordinate directed study and on-the-job training.

2887 |       (c) At the postsecondary education level, courses of study  
 2888 | that provide competencies needed for entry into specific  
 2889 | occupations or for advancement within an occupation.

2890 |       (9) "Dropout" means a student who meets any one or more of  
 2891 | the following criteria:

2892 |       (c) The student has withdrawn from school, but has not  
 2893 | transferred to another public or private school or enrolled in  
 2894 | any career ~~and technical~~, adult, home education, or alternative  
 2895 | educational program;

2896 |  
 2897 | The State Board of Education may adopt rules to implement the  
 2898 | provisions of this subsection.

2899 |       (15) "Extracurricular courses" means all courses that are  
 2900 | not defined as "core-curricula courses," which may include, but  
 2901 | are not limited to, physical education, fine arts, performing  
 2902 | fine arts, ~~vocational education,~~ and career ~~and technical~~  
 2903 | education. The term is limited in meaning and used for the sole  
 2904 | purpose of designating classes that are not subject to the  
 2905 | maximum class size requirements established in s. 1, Art. IX of  
 2906 | the State Constitution.

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2907 Section 83. Section 1003.02, Florida Statutes, is amended  
2908 to read:

2909 1003.02 District school board operation and control of  
2910 public K-12 education within the school district.--As provided  
2911 in part II of chapter 1001, district school boards are  
2912 constitutionally and statutorily charged with the operation and  
2913 control of public K-12 education within their school district.  
2914 The district school boards must establish, organize, and operate  
2915 their public K-12 schools and educational programs, employees,  
2916 and facilities. Their responsibilities include staff  
2917 development, public K-12 school student education including  
2918 education for exceptional students and students in juvenile  
2919 justice programs, special programs, adult education programs,  
2920 and career ~~and technical~~ education programs. Additionally,  
2921 district school boards must:

2922 (1) Provide for the proper accounting for all students of  
2923 school age, for the attendance and control of students at  
2924 school, and for proper attention to health, safety, and other  
2925 matters relating to the welfare of students in the following  
2926 fields:

2927 (a) Admission, classification, promotion, and graduation  
2928 of students.--Adopt rules for admitting, classifying, promoting,  
2929 and graduating students to or from the various schools of the  
2930 district.

2931 (b) Enforcement of attendance laws.--Provide for the  
2932 enforcement of all laws and rules relating to the attendance of  
2933 students at school.

2934 (c) Control of students.--

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2935 |           1. Adopt rules for the control, attendance, discipline,  
2936 | in-school suspension, suspension, and expulsion of students and  
2937 | decide all cases recommended for expulsion.

2938 |           2. Maintain a code of student conduct as provided in  
2939 | chapter 1006.

2940 |           (d) Courses of study and instructional materials.--

2941 |           1. Provide adequate instructional materials for all  
2942 | students as follows and in accordance with the requirements of  
2943 | chapter 1006, in the core courses of mathematics, language arts,  
2944 | social studies, science, reading, and literature, except for  
2945 | instruction for which the school advisory council approves the  
2946 | use of a program that does not include a textbook as a major  
2947 | tool of instruction.

2948 |           2. Adopt courses of study for use in the schools of the  
2949 | district.

2950 |           3. Provide for proper requisitioning, distribution,  
2951 | accounting, storage, care, and use of all instructional  
2952 | materials as may be needed, and ensure that instructional  
2953 | materials used in the district are consistent with the district  
2954 | goals and objectives and the curriculum frameworks approved by  
2955 | the State Board of Education, as well as with the state and  
2956 | school district performance standards required by law and state  
2957 | board rule.

2958 |           (e) Transportation.--Make provision for the transportation  
2959 | of students to the public schools or school activities they are  
2960 | required or expected to attend, efficiently and economically, in  
2961 | accordance with the requirements of chapter 1006.

2962 |           (f) Facilities and school plant.--

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- 2963 | 1. Approve and adopt a districtwide school facilities  
 2964 | program, in accordance with the requirements of chapter 1013.  
 2965 | 2. Approve plans for locating, planning, constructing,  
 2966 | sanitating, insuring, maintaining, protecting, and condemning  
 2967 | school property as prescribed in chapter 1013.  
 2968 | 3. Approve and adopt a districtwide school building  
 2969 | program.  
 2970 | 4. Select and purchase school sites, playgrounds, and  
 2971 | recreational areas located at centers at which schools are to be  
 2972 | constructed, of adequate size to meet the needs of projected  
 2973 | students to be accommodated.  
 2974 | 5. Approve the proposed purchase of any site, playground,  
 2975 | or recreational area for which school district funds are to be  
 2976 | used.  
 2977 | 6. Expand existing sites.  
 2978 | 7. Rent buildings when necessary.  
 2979 | 8. Enter into leases or lease-purchase arrangements, in  
 2980 | accordance with the requirements and conditions provided in s.  
 2981 | 1013.15(2).  
 2982 | 9. Provide for the proper supervision of construction.  
 2983 | 10. Make or contract for additions, alterations, and  
 2984 | repairs on buildings and other school properties.  
 2985 | 11. Ensure that all plans and specifications for buildings  
 2986 | provide adequately for the safety and well-being of students, as  
 2987 | well as for economy of construction.  
 2988 | 12. Provide adequately for the proper maintenance and  
 2989 | upkeep of school plants.

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2990           13. Carry insurance on every school building in all school  
2991 plants including contents, boilers, and machinery, except  
2992 buildings of three classrooms or less which are of frame  
2993 construction and located in a tenth class public protection zone  
2994 as defined by the Florida Inspection and Rating Bureau, and on  
2995 all school buses and other property under the control of the  
2996 district school board or title to which is vested in the  
2997 district school board, except as exceptions may be authorized  
2998 under rules of the State Board of Education.

2999           14. Condemn and prohibit the use for public school  
3000 purposes of any building under the control of the district  
3001 school board.

3002           (g) School operation.--

3003           1. Provide for the operation of all public schools as free  
3004 schools for a term of at least 180 days or the equivalent on an  
3005 hourly basis as specified by rules of the State Board of  
3006 Education; determine district school funds necessary in addition  
3007 to state funds to operate all schools for the minimum term; and  
3008 arrange for the levying of district school taxes necessary to  
3009 provide the amount needed from district sources.

3010           2. Prepare, adopt, and timely submit to the Department of  
3011 Education, as required by law and by rules of the State Board of  
3012 Education, the annual school budget, so as to promote the  
3013 improvement of the district school system.

3014           (h) Records and reports.--

3015           1. Keep all necessary records and make all needed and  
3016 required reports, as required by law or by rules of the State  
3017 Board of Education.

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3018           2. At regular intervals require reports to be made by  
3019 principals or teachers in all public schools to the parents of  
3020 the students enrolled and in attendance at their schools,  
3021 apprising them of the academic and other progress being made by  
3022 the student and giving other useful information.

3023           (i) Parental notification of acceleration mechanisms.--At  
3024 the beginning of each school year, notify parents of students in  
3025 or entering high school of the opportunity and benefits of  
3026 advanced placement, International Baccalaureate, Advanced  
3027 International Certificate of Education, dual enrollment, and  
3028 Florida Virtual School courses.

3029           (2) Require that all laws, all rules of the State Board of  
3030 Education, and all rules of the district school board are  
3031 properly enforced.

3032           (3) Maintain a system of school improvement and education  
3033 accountability as required by law and State Board of Education  
3034 rule, including but not limited to the requirements of chapter  
3035 1008.

3036           (4) In order to reduce the anonymity of students in large  
3037 schools, adopt policies that encourage subdivision of the school  
3038 into schools-within-a-school, which shall operate within  
3039 existing resources. A "school-within-a-school" means an  
3040 operational program that uses flexible scheduling, team  
3041 planning, and curricular and instructional innovation to  
3042 organize groups of students with groups of teachers as smaller  
3043 units, so as to functionally operate as a smaller school.  
3044 Examples of this include, but are not limited to:

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3045 (a) An organizational arrangement assigning both students  
 3046 and teachers to smaller units in which the students take some or  
 3047 all of their coursework with their fellow grouped students and  
 3048 from the teachers assigned to the smaller unit. A unit may be  
 3049 grouped together for 1 year or on a vertical, multiyear basis.

3050 (b) An organizational arrangement similar to that  
 3051 described in paragraph(a) with additional variations in  
 3052 instruction and curriculum. The smaller unit usually seeks to  
 3053 maintain a program different from that of the larger school, or  
 3054 of other smaller units. It may be vertically organized, but is  
 3055 dependent upon the school principal for its existence, budget,  
 3056 and staff.

3057 (c) A separate and autonomous smaller unit formally  
 3058 authorized by the district school board or district school  
 3059 superintendent. The smaller unit plans and runs its own program,  
 3060 has its own staff and students, and receives its own separate  
 3061 budget. The smaller unit must negotiate the use of common space  
 3062 with the larger school and defer to the building principal on  
 3063 matters of safety and building operation.

3064 Section 84. Paragraph (h) of subsection (1) of section  
 3065 1003.43, Florida Statutes, is amended to read:

3066 1003.43 General requirements for high school graduation.--

3067 (1) Graduation requires successful completion of either a  
 3068 minimum of 24 academic credits in grades 9 through 12 or an  
 3069 International Baccalaureate curriculum. The 24 credits shall be  
 3070 distributed as follows:

3071 (h)1. One credit in practical arts career ~~and technical~~  
 3072 education or exploratory career ~~and technical~~ education. Any

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3073 | ~~career and technical~~ education course as defined in s. 1003.01  
 3074 | may be taken to satisfy the high school graduation requirement  
 3075 | for one credit in practical arts or exploratory career ~~and~~  
 3076 | ~~technical~~ education provided in this subparagraph;

3077 |         2. One credit in performing fine arts to be selected from  
 3078 | music, dance, drama, painting, or sculpture. A course in any art  
 3079 | form, in addition to painting or sculpture, that requires manual  
 3080 | dexterity, or a course in speech and debate, may be taken to  
 3081 | satisfy the high school graduation requirement for one credit in  
 3082 | performing arts pursuant to this subparagraph; or

3083 |         3. One-half credit each in practical arts career ~~and~~  
 3084 | ~~technical~~ education or exploratory career ~~and technical~~  
 3085 | education and performing fine arts, as defined in this  
 3086 | paragraph.

3087 |  
 3088 | Such credit for practical arts career ~~and technical~~ education or  
 3089 | exploratory career ~~and technical~~ education or for performing  
 3090 | fine arts shall be made available in the 9th grade, and students  
 3091 | shall be scheduled into a 9th grade course as a priority.

3092 |  
 3093 | District school boards may award a maximum of one-half credit in  
 3094 | social studies and one-half elective credit for student  
 3095 | completion of nonpaid voluntary community or school service  
 3096 | work. Students choosing this option must complete a minimum of  
 3097 | 75 hours of service in order to earn the one-half credit in  
 3098 | either category of instruction. Credit may not be earned for  
 3099 | service provided as a result of court action. District school  
 3100 | boards that approve the award of credit for student volunteer



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3101 service shall develop guidelines regarding the award of the  
 3102 credit, and school principals are responsible for approving  
 3103 specific volunteer activities. A course designated in the Course  
 3104 Code Directory as grade 9 through grade 12 that is taken below  
 3105 the 9th grade may be used to satisfy high school graduation  
 3106 requirements or Florida Academic Scholars award requirements as  
 3107 specified in a district school board's student progression plan.  
 3108 A student shall be granted credit toward meeting the  
 3109 requirements of this subsection for equivalent courses, as  
 3110 identified pursuant to s. 1007.271(6), taken through dual  
 3111 enrollment.

3112 Section 85. Subsection (3) of section 1003.47, Florida  
 3113 Statutes, is amended to read:

3114 1003.47 Biological experiments on living subjects.--

3115 (3) If any instructional employee of a public high school  
 3116 or career ~~area-technical~~ center knowingly or intentionally fails  
 3117 or refuses to comply with any of the provisions of this section,  
 3118 the district school board may suspend, dismiss, return to annual  
 3119 contract, or otherwise discipline such employee as provided in  
 3120 s. 1012.22(1)(f) in accordance with procedures established in  
 3121 chapter 1012. If any instructional employee of any private  
 3122 school knowingly or intentionally fails or refuses to comply  
 3123 with the provisions of this section, the governing authority of  
 3124 the private school may suspend, dismiss, or otherwise discipline  
 3125 such employee in accordance with its standard personnel  
 3126 procedures.

3127 Section 86. Paragraphs (e) and (f) of subsection (2) of  
 3128 section 1003.51, Florida Statutes, are amended to read:

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3129 | 1003.51 Other public educational services.--  
 3130 | (2) The State Board of Education shall adopt and maintain  
 3131 | an administrative rule articulating expectations for effective  
 3132 | education programs for youth in Department of Juvenile Justice  
 3133 | programs, including, but not limited to, education programs in  
 3134 | juvenile justice commitment and detention facilities. The rule  
 3135 | shall articulate policies and standards for education programs  
 3136 | for youth in Department of Juvenile Justice programs and shall  
 3137 | include the following:  
 3138 | (e) Assessment procedures, which:  
 3139 | 1. Include appropriate academic and career ~~and technical~~  
 3140 | assessments administered at program entry and exit that are  
 3141 | selected by the Department of Education in partnership with  
 3142 | representatives from the Department of Juvenile Justice,  
 3143 | district school boards, and providers.  
 3144 | 2. Require district school boards to be responsible for  
 3145 | ensuring the completion of the assessment process.  
 3146 | 3. Require assessments for students in detention who will  
 3147 | move on to commitment facilities, to be designed to create the  
 3148 | foundation for developing the student's education program in the  
 3149 | assigned commitment facility.  
 3150 | 4. Require assessments of students sent directly to  
 3151 | commitment facilities to be completed within the first week of  
 3152 | the student's commitment.  
 3153 |  
 3154 | The results of these assessments, together with a portfolio  
 3155 | depicting the student's academic and career ~~and technical~~

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3156 | accomplishments, shall be included in the discharge package  
3157 | assembled for each youth.

3158 | (f) Recommended instructional programs, including, but not  
3159 | limited to, career ~~and technical~~ training and job preparation.

3160 | Section 87. Paragraph (c) of subsection (1) and  
3161 | subsections (3), (5), and (23) of section 1003.52, Florida  
3162 | Statutes, are amended to read:

3163 | 1003.52 Educational services in Department of Juvenile  
3164 | Justice programs.--

3165 | (1) The Legislature finds that education is the single  
3166 | most important factor in the rehabilitation of adjudicated  
3167 | delinquent youth in the custody of the Department of Juvenile  
3168 | Justice in detention or commitment facilities. It is the goal of  
3169 | the Legislature that youth in the juvenile justice system  
3170 | continue to be allowed the opportunity to obtain a high quality  
3171 | education. The Department of Education shall serve as the lead  
3172 | agency for juvenile justice education programs, curriculum,  
3173 | support services, and resources. To this end, the Department of  
3174 | Education and the Department of Juvenile Justice shall each  
3175 | designate a Coordinator for Juvenile Justice Education Programs  
3176 | to serve as the point of contact for resolving issues not  
3177 | addressed by district school boards and to provide each  
3178 | department's participation in the following activities:

3179 | (c) Developing academic and career ~~and technical~~ protocols  
3180 | that provide guidance to district school boards and providers in  
3181 | all aspects of education programming, including records transfer  
3182 | and transition.

3183 |

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3184 | Annually, a cooperative agreement and plan for juvenile justice  
 3185 | education service enhancement shall be developed between the  
 3186 | Department of Juvenile Justice and the Department of Education  
 3187 | and submitted to the Secretary of Juvenile Justice and the  
 3188 | Commissioner of Education by June 30.

3189 |         (3) The district school board of the county in which the  
 3190 | residential or nonresidential care facility or juvenile  
 3191 | assessment facility is located shall provide appropriate  
 3192 | educational assessments and an appropriate program of  
 3193 | instruction and special education services. The district school  
 3194 | board shall make provisions for each student to participate in  
 3195 | basic, career ~~and technical~~ education, and exceptional student  
 3196 | programs as appropriate. Students served in Department of  
 3197 | Juvenile Justice programs shall have access to the appropriate  
 3198 | courses and instruction to prepare them for the GED test.  
 3199 | Students participating in GED preparation programs shall be  
 3200 | funded at the basic program cost factor for Department of  
 3201 | Juvenile Justice programs in the Florida Education Finance  
 3202 | Program. Each program shall be conducted according to applicable  
 3203 | law providing for the operation of public schools and rules of  
 3204 | the State Board of Education.

3205 |         (5) The educational program shall consist of appropriate  
 3206 | basic academic, career ~~and technical~~, or exceptional curricula  
 3207 | and related services which support the treatment goals and  
 3208 | reentry and which may lead to completion of the requirements for  
 3209 | receipt of a high school diploma or its equivalent. If the  
 3210 | duration of a program is less than 40 days, the educational

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3211 component may be limited to tutorial activities and career ~~and~~  
3212 ~~technical~~ employability skills.

3213 (23) The Department of Juvenile Justice and the Department  
3214 of Education shall, in consultation with the statewide Workforce  
3215 Development Youth Council, district school boards, providers,  
3216 and others, jointly develop a multiagency plan for career ~~and~~  
3217 ~~technical~~ education which describes the curriculum, goals, and  
3218 outcome measures for career ~~and technical~~ education programming  
3219 in juvenile commitment facilities, pursuant to s. 985.3155.

3220 Section 88. Subsections (21), (23), (25), and (26) of  
3221 section 1004.02, Florida Statutes, are amended to read:

3222 1004.02 Definitions.--As used in this chapter:

3223 (21) "Career ~~Technical~~ certificate program" means a course  
3224 of study that leads to at least one occupational completion  
3225 point. The program may also confer credit that may articulate  
3226 with a diploma or career ~~technical~~ degree education program, if  
3227 authorized by rules of the State Board of Education. Any credit  
3228 instruction designed to articulate to a degree program is  
3229 subject to guidelines and standards adopted by the Department of  
3230 Education pursuant to chapter 1007. The term is interchangeable  
3231 with the term "certificate career ~~and technical~~ education  
3232 program."

3233 (23) "Career ~~and technical~~ education planning region"  
3234 means the geographic area in which career ~~and technical~~ or adult  
3235 education is provided. Each career ~~and technical~~ region is  
3236 contiguous with one of the 28 community college service areas.

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3237 (25) "Career ~~and technical~~ program" means a group of  
3238 identified competencies leading to occupations identified by a  
3239 Classification of Instructional Programs number.

3240 (26) "Workforce ~~development~~ education" means adult general  
3241 education or career ~~and technical~~ education and may consist of a  
3242 continuing workforce education course or a program of study  
3243 leading to an occupational completion point, a career technical  
3244 certificate, an applied technology diploma, or a career  
3245 ~~technical~~ degree.

3246 Section 89. Paragraph (f) of subsection (5) of section  
3247 1004.04, Florida Statutes, is amended to read:

3248 1004.04 Public accountability and state approval for  
3249 teacher preparation programs.--

3250 (5) CONTINUED PROGRAM APPROVAL.--Notwithstanding  
3251 subsection (4), failure by a public or nonpublic teacher  
3252 preparation program to meet the criteria for continued program  
3253 approval shall result in loss of program approval. The  
3254 Department of Education, in collaboration with the departments  
3255 and colleges of education, shall develop procedures for  
3256 continued program approval that document the continuous  
3257 improvement of program processes and graduates' performance.

3258 (f)1. Each Florida public and private institution that  
3259 offers a state-approved teacher preparation program must  
3260 annually report information regarding these programs to the  
3261 state and the general public. This information shall be reported  
3262 in a uniform and comprehensible manner that is consistent with  
3263 definitions and methods approved by the Commissioner of the  
3264 National Center for Educational Statistics and that is approved

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3265 | by the State Board of Education. This information must include,  
3266 | at a minimum:

3267 |       a. The percent of graduates obtaining full-time teaching  
3268 | employment within the first year of graduation.

3269 |       b. The average length of stay of graduates in their full-  
3270 | time teaching positions.

3271 |       c. Satisfaction ratings required in paragraph (e).

3272 |       2. Each public and private institution offering training  
3273 | for school readiness related professions, including training in  
3274 | the fields of child care and early childhood education, whether  
3275 | offering career ~~technical~~ credit, associate in applied science  
3276 | degree programs, associate in science degree programs, or  
3277 | associate in arts degree programs, shall annually report  
3278 | information regarding these programs to the state and the  
3279 | general public in a uniform and comprehensible manner that  
3280 | conforms with definitions and methods approved by the State  
3281 | Board of Education. This information must include, at a minimum:

3282 |       a. Average length of stay of graduates in their positions.

3283 |       b. Satisfaction ratings of graduates' employers.

3284 |

3285 | This information shall be reported through publications,  
3286 | including college and university catalogs and promotional  
3287 | materials sent to potential applicants, secondary school  
3288 | guidance counselors, and prospective employers of the  
3289 | institution's program graduates.

3290 |       Section 90. Section 1004.07, Florida Statutes, is amended  
3291 | to read:

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3292           1004.07 Student withdrawal from courses due to military  
 3293 service; effect.--Each district school board, community college  
 3294 district board of trustees, and university board of trustees  
 3295 shall establish, by rule and pursuant to guidelines of the State  
 3296 Board of Education, policies regarding currently enrolled  
 3297 students who are called to, or enlist in, active military  
 3298 service. Such policies shall provide that any student enrolled  
 3299 in a postsecondary course or courses at a career ~~an area~~  
 3300 ~~technical~~ center, a public community college, a public college,  
 3301 or a state university shall not incur academic or financial  
 3302 penalties by virtue of performing military service on behalf of  
 3303 our country. Such student shall be permitted the option of  
 3304 either completing the course or courses at a later date without  
 3305 penalty or withdrawing from the course or courses with a full  
 3306 refund of fees paid. If the student chooses to withdraw, the  
 3307 student's record shall reflect that the withdrawal is due to  
 3308 active military service.

3309           Section 91. Paragraphs (b), (c), (d), and (g) of  
 3310 subsection (4) of section 1004.54, Florida Statutes, are amended  
 3311 to read:

3312           1004.54 Learning Development and Evaluation Center.--

3313           (4) An outreach component shall be established which shall  
 3314 include:

3315           (b) Working with community colleges, career ~~technical~~  
 3316 centers, and community agencies to identify students who may  
 3317 benefit from the program.

3318           (c) Providing secondary schools, community colleges,  
 3319 career ~~technical~~ centers, and community agencies with a



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3320 description of methods used by the program for identification of  
3321 students who have learning disabilities.

3322 (d) Providing secondary schools, community colleges,  
3323 career technical centers, and community agencies with a  
3324 description of program services and the support services  
3325 available.

3326 (g) Designing, developing, and implementing, in  
3327 cooperation with Florida Agricultural and Mechanical University,  
3328 public school districts, community colleges, and career  
3329 ~~technical~~ centers within the Department of Education, model  
3330 programs for the learning disabled student.

3331 Section 92. Subsection (6) and paragraph (a) of subsection  
3332 (8) of section 1004.65, Florida Statutes, are amended to read:

3333 1004.65 Community colleges; definition, mission, and  
3334 responsibilities.--

3335 (6) The primary mission and responsibility of community  
3336 colleges is responding to community needs for postsecondary  
3337 academic education and career technical degree education. This  
3338 mission and responsibility includes being responsible for:

3339 (a) Providing lower level undergraduate instruction and  
3340 awarding associate degrees.

3341 (b) Preparing students directly for careers vocations  
3342 requiring less than baccalaureate degrees. This may include  
3343 preparing for job entry, supplementing of skills and knowledge,  
3344 and responding to needs in new areas of technology. Career ~~and~~  
3345 ~~technical~~ education in the community college shall consist of  
3346 career technical certificates, credit courses leading to  
3347 associate in science degrees and associate in applied science

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3348 | degrees, and other programs in fields requiring substantial  
 3349 | academic work, background, or qualifications. A community  
 3350 | college may offer career ~~and technical~~ education programs in  
 3351 | fields having lesser academic or technical requirements.

3352 |       (c) Providing student development services, including  
 3353 | assessment, student tracking, support for disabled students,  
 3354 | advisement, counseling, financial aid, career development, and  
 3355 | remedial and tutorial services, to ensure student success.

3356 |       (d) Promoting economic development for the state within  
 3357 | each community college district through the provision of special  
 3358 | programs, including, but not limited to, the:

- 3359 |           1. Enterprise Florida-related programs.
- 3360 |           2. Technology transfer centers.
- 3361 |           3. Economic development centers.
- 3362 |           4. Workforce literacy programs.

3363 |       (e) Providing dual enrollment instruction.

3364 |       (8) Funding for community colleges shall reflect their  
 3365 | mission as follows:

3366 |       (a) Postsecondary academic and career ~~and technical~~  
 3367 | education programs and adult general education programs shall  
 3368 | have first priority in community college funding.

3369 |       Section 93. Paragraph (b) of subsection (3) and paragraph  
 3370 | (a) of subsection (8) of section 1004.73, Florida Statutes, are  
 3371 | amended to read:

3372 |       1004.73 St. Petersburg College.--

3373 |       (3) STUDENTS; FEES.--

3374 |       (b) The Board of Trustees of St. Petersburg College shall  
 3375 | establish the level of tuition and other authorized student fees

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3376 consistent with law and proviso in the General Appropriations  
3377 Act.

3378 1. For each credit hour of enrollment in a certificate  
3379 level course or lower-division level college credit course,  
3380 tuition and fees must be within the range authorized in law and  
3381 rule for a community college student at that level.

3382 2. For each credit hour of enrollment in an upper-division  
3383 level course, matriculation and tuition fees must be in an  
3384 amount established by the Board of Trustees of St. Petersburg  
3385 College. However, fees for upper-division students must reflect  
3386 the fact that the college does not incur the costs of major  
3387 research programs. Therefore, the board of trustees shall  
3388 establish fees for upper-division students within a range that  
3389 is lower than the fees established for students at a state  
3390 university but higher than the fees for community college  
3391 students.

3392 3. Other mandatory fees and local fees must be at the same  
3393 level for all lower-division students. For upper-division  
3394 students, other mandatory fees and local fees must be at a level  
3395 less than fees established for University of South Florida  
3396 students, regardless of program enrollment or level. However,  
3397 students in workforce ~~development~~ education courses maintain the  
3398 authorized fee exemptions described in s. 1009.25 and may be  
3399 exempt from local fees imposed by the board of trustees, at the  
3400 board's discretion.

3401 (8) STATE FUNDING.--

3402 (a) The Legislature intends to fund St. Petersburg College  
3403 as a community college for its workforce ~~development~~ education

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3404 | programs and for its lower-division level college credit courses  
3405 | and programs.

3406 |       Section 94. Subsections (1) and (2) of section 1004.91,  
3407 | Florida Statutes, are amended to read:

3408 |       1004.91 Career-preparatory ~~Vocational-preparatory~~  
3409 | instruction.--

3410 |       (1) The State Board of Education shall adopt, by rule,  
3411 | standards of basic skill mastery for certificate career  
3412 | ~~technical~~ education programs. Each school district and community  
3413 | college that conducts programs that confer career ~~technical~~  
3414 | credit shall provide career-preparatory ~~vocational-preparatory~~  
3415 | instruction through which students receive the basic skills  
3416 | instruction required pursuant to this section.

3417 |       (2) Students who enroll in a program offered for career  
3418 | ~~technical~~ credit of 450 hours or more shall complete an entry-  
3419 | level examination within the first 6 weeks of admission into the  
3420 | program. The State Board of Education shall designate  
3421 | examinations that are currently in existence, the results of  
3422 | which are comparable across institutions, to assess student  
3423 | mastery of basic skills. Any student found to lack the required  
3424 | level of basic skills for such program shall be referred to  
3425 | career-preparatory ~~vocational-preparatory~~ instruction or adult  
3426 | basic education for a structured program of basic skills  
3427 | instruction. Such instruction may include English for speakers  
3428 | of other languages. A student may not receive a career ~~technical~~  
3429 | certificate of completion without first demonstrating the basic  
3430 | skills required in the state curriculum frameworks for the  
3431 | program.

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3432 Section 95. Section 1004.92, Florida Statutes, is amended  
3433 to read:

3434 1004.92 Purpose and responsibilities for career ~~and~~  
3435 ~~technical~~ education.--

3436 (1) The purpose of career ~~and technical~~ education is to  
3437 enable students who complete career ~~and technical~~ programs to  
3438 attain and sustain employment and realize economic self-  
3439 sufficiency. The purpose of this section is to identify issues  
3440 related to career ~~and technical~~ education for which school  
3441 boards and community college boards of trustees are accountable.  
3442 It is the intent of the Legislature that the standards  
3443 articulated in subsection (2) be considered in the development  
3444 of accountability standards for public schools pursuant to ss.  
3445 1000.03, 1001.42(16), and 1008.345 and for community colleges  
3446 pursuant to s. 1008.45.

3447 (2)(a) School board, superintendent, and career ~~technical~~  
3448 center, and community college board of trustees and president,  
3449 accountability for career ~~and technical~~ education programs  
3450 includes, but is not limited to:

3451 1. Student demonstration of the academic skills necessary  
3452 to enter an occupation.

3453 2. Student preparation to enter an occupation in an entry-  
3454 level position or continue postsecondary study.

3455 3. Career ~~and technical~~ program articulation with other  
3456 corresponding postsecondary programs and job training  
3457 experiences.

3458 4. Employer satisfaction with the performance of students  
 3459 who complete career ~~and technical~~ education or reach  
 3460 occupational completion points.

3461 5. Student completion, placement, and retention rates  
 3462 pursuant to s. 1008.43.

3463 (b) Department of Education accountability for career ~~and~~  
 3464 ~~technical~~ education includes, but is not limited to:

3465 1. The provision of timely, accurate technical assistance  
 3466 to school districts and community colleges.

3467 2. The provision of timely, accurate information to the  
 3468 State Board of Education, the Legislature, and the public.

3469 3. The development of policies, rules, and procedures that  
 3470 facilitate institutional attainment of the accountability  
 3471 standards and coordinate the efforts of all divisions within the  
 3472 department.

3473 4. The development of program standards and industry-  
 3474 driven benchmarks for career ~~and technical~~, adult, and community  
 3475 education programs, which must be updated every 3 years. The  
 3476 standards must include career ~~technical~~, academic, and workplace  
 3477 skills; viability of distance learning for instruction; and  
 3478 work/learn cycles that are responsive to business and industry.

3479 5. Overseeing school district and community college  
 3480 compliance with the provisions of this chapter.

3481 6. Ensuring that the educational outcomes for the  
 3482 technical component of career ~~and technical~~ programs are uniform  
 3483 and designed to provide a graduate who is capable of entering  
 3484 the workforce on an equally competitive basis regardless of the  
 3485 institution of choice.

3486 (3) Each career ~~technical~~ center operated by a district  
 3487 school board shall establish a center advisory council pursuant  
 3488 to s. 1001.452. The center advisory council shall assist in the  
 3489 preparation and evaluation of center improvement plans required  
 3490 pursuant to s. 1001.42(16) and may provide assistance, upon the  
 3491 request of the center director, in the preparation of the  
 3492 center's annual budget and plan as required by s. 1008.385(1).

3493 Section 96. Paragraph (b) of subsection (1), paragraph (d)  
 3494 of subsection (2), and paragraph (c) of subsection (4) of  
 3495 section 1004.93, Florida Statutes, are amended to read:

3496 1004.93 Adult general education.--

3497 (1)

3498 (b) It is further intended that educational opportunities  
 3499 be available for adults who have earned a diploma or high school  
 3500 equivalency diploma but who lack the basic skills necessary to  
 3501 function effectively in everyday situations, to enter the job  
 3502 market, or to enter career ~~technical~~ certificate instruction.

3503 (2) The adult education program must provide academic  
 3504 services to students in the following priority:

3505 (d) Students who have earned high school diplomas and  
 3506 require specific improvement in order to:

3507 1. Obtain or maintain employment or benefit from  
 3508 certificate career ~~technical~~ education programs;

3509 2. Pursue a postsecondary degree; or

3510 3. Develop competence in the English language to qualify  
 3511 for employment.

3512 (4)

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3513 (c) The State Board of Education shall define, by rule,  
 3514 the levels and courses of instruction to be funded through the  
 3515 college-preparatory program. The state board shall coordinate  
 3516 the establishment of costs for college-preparatory courses, the  
 3517 establishment of statewide standards that define required levels  
 3518 of competence, acceptable rates of student progress, and the  
 3519 maximum amount of time to be allowed for completion of college-  
 3520 preparatory instruction. College-preparatory instruction is part  
 3521 of an associate in arts degree program and may not be funded as  
 3522 an adult career ~~and technical~~ education program.

3523 Section 97. Subsection (2) of section 1004.98, Florida  
 3524 Statutes, is amended to read:

3525 1004.98 Workforce literacy programs.--

3526 (2) Each community college and school district may conduct  
 3527 courses and programs through which adults gain the communication  
 3528 and computation skills necessary to complete a career ~~and~~  
 3529 ~~technical~~ program, to gain or maintain entry-level employment,  
 3530 or to upgrade employment. Courses may not be conducted until the  
 3531 community college or school district identifies current and  
 3532 prospective employees who do not possess the skills necessary to  
 3533 enter career ~~and technical~~ programs or to obtain or maintain  
 3534 employment.

3535 Section 98. Subsection (8) of section 1005.02, Florida  
 3536 Statutes, is amended to read:

3537 1005.02 Definitions.--As used in this chapter, the term:

3538 (8) "Diploma" means a credential that is not a degree but  
 3539 is any of the following: a certificate, transcript, report,  
 3540 document, or title; a designation, mark, or appellation; or a



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3541 series of letters, numbers, or words that generally are taken to  
 3542 signify satisfactory completion of the requirements of an  
 3543 educational, ~~technical~~, or career program of study or training  
 3544 or course of study.

3545 Section 99. Subsection (2) of section 1005.06, Florida  
 3546 Statutes, is amended to read:

3547 1005.06 Institutions not under the jurisdiction or purview  
 3548 of the commission.--

3549 (2) The Department of Education may contract with the  
 3550 Commission on Independent Education to provide services for  
 3551 independent postsecondary educational institutions not under the  
 3552 jurisdiction of the commission relating to licensure of  
 3553 postsecondary career ~~technical~~ certificate and diploma programs  
 3554 that such institutions may wish to offer and preliminary review  
 3555 of programs such institutions may wish to offer which are beyond  
 3556 the scope of the institutions's current accreditation status.  
 3557 Upon completion of its review, the commission shall forward its  
 3558 recommendation to the department for final action. The  
 3559 department shall assess the institution seeking such services  
 3560 the cost to the commission of providing such services. Revenues  
 3561 collected pursuant to this provision shall be deposited in the  
 3562 Institutional Assessment Trust Fund.

3563 Section 100. Paragraph (c) of subsection (2) of section  
 3564 1005.21, Florida Statutes, is amended to read:

3565 1005.21 Commission for Independent Education.--

3566 (2) The Commission for Independent Education shall consist  
 3567 of seven members who are residents of this state. The commission  
 3568 shall function in matters concerning independent postsecondary

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3569 | educational institutions in consumer protection, program  
 3570 | improvement, and licensure for institutions under its purview.  
 3571 | The Governor shall appoint the members of the commission who are  
 3572 | subject to confirmation by the Senate. The membership of the  
 3573 | commission shall consist of:

3574 |       (c) One member from a public school district or community  
 3575 | college who is an administrator of career ~~and technical~~  
 3576 | education.

3577 |       Section 101. Subsections (2) and (5) of section 1006.035,  
 3578 | Florida Statutes, are amended to read:

3579 |       1006.035 Dropout reentry and mentor project.--

3580 |       (2) The project shall identify 15 black students in each  
 3581 | location who have dropped out of high school but were not  
 3582 | encountering academic difficulty when they left school. Students  
 3583 | chosen to participate may not have a high school diploma, be  
 3584 | enrolled in an adult general education program which includes a  
 3585 | GED program or an adult high school, or be enrolled in a career  
 3586 | center ~~technical school~~. Students may be employed but must be  
 3587 | able to adjust their work schedules to accommodate classes and  
 3588 | project sessions. Priority must be given to students who have  
 3589 | dropped out of school within the last 3 years.

3590 |       (5) Selected project participants shall be evaluated and  
 3591 | enrolled in a GED program, regular high school, career center  
 3592 | ~~technical school~~, or alternative school. In conjunction with  
 3593 | school guidance personnel, project staff shall design a  
 3594 | supplemental program to reinforce basic skills, provide  
 3595 | additional counseling, and offer tutorial assistance. Weekly,

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3596 | project staff shall monitor students' attendance, performance,  
3597 | homework, and attitude toward school.

3598 |         Section 102. Subsection (1) of section 1006.051, Florida  
3599 | Statutes, is amended to read:

3600 |             1006.051 Sunshine Workforce Solutions Grant Program.--

3601 |         (1) The Legislature recognizes the need for school  
3602 | districts to be able to respond to critical workforce shortages  
3603 | in nursing. The Sunshine Workforce Solutions Grant Program is  
3604 | created to provide grants to school districts on a competitive  
3605 | basis to fund all or some of the costs associated with  
3606 | establishing an exploratory program in nursing at the middle  
3607 | school level or a comprehensive career ~~and technical~~ education  
3608 | program within a high school that provides a program of study in  
3609 | nursing that will provide a seamless transition to appropriate  
3610 | postsecondary education or employment.

3611 |             (a) A comprehensive career ~~and technical~~ education program  
3612 | within a high school that provides a program of study in nursing  
3613 | must be certified or endorsed by the Florida Board of Nursing to  
3614 | ensure that all components of the program are relevant and  
3615 | appropriate to prepare the student for further education and  
3616 | employment in nursing.

3617 |             (b) For career ~~and technical~~ education programs in which  
3618 | high school credit is articulated to a related postsecondary  
3619 | education program, there must be an articulation agreement that  
3620 | ensures seamless transition from one level to the next without a  
3621 | loss of credit for the student.

3622 |             (c) Participation in work-based learning experiences, as  
3623 | defined in rule by the Department of Education, shall be

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3624 required in career ~~and technical~~ education programs at the high  
3625 school level.

3626 Section 103. Paragraph (c) of subsection (3) of section  
3627 1006.21, Florida Statutes, is amended to read:

3628 1006.21 Duties of district school superintendent and  
3629 district school board regarding transportation.--

3630 (3) District school boards, after considering  
3631 recommendations of the district school superintendent:

3632 (c) May provide transportation for public school migrant,  
3633 exceptional, nursery, and other public school students in  
3634 membership below kindergarten; kindergarten through grade 12  
3635 students in membership in a public school; and adult students in  
3636 membership in adult career ~~and technical~~, basic, and high school  
3637 graduation programs in a public school when, and only when,  
3638 transportation is necessary to provide adequate educational  
3639 facilities and opportunities which otherwise would not be  
3640 available.

3641 Section 104. Paragraph (a) of subsection (4) of section  
3642 1006.31, Florida Statutes, is amended to read:

3643 1006.31 Duties of each state instructional materials  
3644 committee.--The duties of each state instructional materials  
3645 committee are:

3646 (4) EVALUATION OF INSTRUCTIONAL MATERIALS.--To evaluate  
3647 carefully all instructional materials submitted, to ascertain  
3648 which instructional materials, if any, submitted for  
3649 consideration best implement the selection criteria developed by  
3650 the commissioner and those curricular objectives included within  
3651 applicable performance standards provided for in s. 1001.03(1).

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3652 (a) When recommending instructional materials for use in  
 3653 the schools, each committee shall include only instructional  
 3654 materials that accurately portray the ethnic, socioeconomic,  
 3655 cultural, and racial diversity of our society, including men and  
 3656 women in professional, career ~~and technical~~, and executive  
 3657 roles, and the role and contributions of the entrepreneur and  
 3658 labor in the total development of this state and the United  
 3659 States.

3660  
 3661 The findings of the committees, including the evaluation of  
 3662 instructional materials, shall be in sessions open to the  
 3663 public. All decisions leading to determinations of the  
 3664 committees shall be by roll call vote, and at no time will a  
 3665 secret ballot be permitted.

3666 Section 105. Paragraph (a) of subsection (2) and paragraph  
 3667 (b) of subsection (3) of section 1007.21, Florida Statutes, are  
 3668 amended to read:

3669 1007.21 Readiness for postsecondary education and the  
 3670 workplace.--

3671 (2)(a) Students entering the 9th grade and their parents  
 3672 shall be active participants in choosing an end-of-high-school  
 3673 student destination based upon both student and parent or  
 3674 guardian goals. Four or more destinations should be available  
 3675 with bridges between destinations to enable students to shift  
 3676 destinations should they choose to change goals. The  
 3677 destinations shall accommodate the needs of students served in  
 3678 exceptional education programs to the extent appropriate for  
 3679 individual students. Exceptional education students may continue

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3680 to follow the courses outlined in the district school board  
3681 student progression plan. Participating students and their  
3682 parents shall choose among destinations, which must include:

3683 1. Four-year college or university, community college plus  
3684 university, or military academy.

3685 2. Two-year postsecondary degree.

3686 3. Postsecondary career ~~and technical~~ certificate.

3687 4. Immediate employment or entry-level military.

3688 (3)

3689 (b) The school principal shall:

3690 1. Designate a member of the existing instructional or  
3691 administrative staff to serve as a specialist to help coordinate  
3692 the use of student achievement strategies to help students  
3693 succeed in their coursework. The specialist shall also assist  
3694 teachers in integrating the academic and career ~~and technical~~  
3695 curricula, utilizing technology, providing feedback regarding  
3696 student achievement, and implementing the Blueprint for Career  
3697 Preparation and Tech Prep programs.

3698 2. Institute strategies to eliminate reading, writing, and  
3699 mathematics deficiencies of secondary students.

3700 Section 106. Paragraph (c) of subsection (1) of section  
3701 1007.23, Florida Statutes, is amended to read:

3702 1007.23 Statewide articulation agreement.--

3703 (1) The State Board of Education shall establish in rule a  
3704 statewide articulation agreement that governs:

3705 (c) Admission of applied technology diploma program  
3706 graduates from community colleges or career ~~technical~~ centers;

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3707 Section 107. Subsection (2) of section 1007.24, Florida  
3708 Statutes, is amended to read:

3709 1007.24 Statewide course numbering system.--

3710 (2) The Commissioner of Education shall appoint faculty  
3711 committees representing faculties of participating institutions  
3712 to recommend a single level for each course, including  
3713 postsecondary career ~~and technical~~ education courses, included  
3714 in the statewide course numbering system.

3715 (a) Any course designated as an upper-division-level  
3716 course must be characterized by a need for advanced academic  
3717 preparation and skills that a student would be unlikely to  
3718 achieve without significant prior coursework.

3719 (b) A course that is offered as part of an associate in  
3720 science degree program and as an upper-division course for a  
3721 baccalaureate degree shall be designated for both the lower and  
3722 upper division.

3723 (c) A course designated as lower-division may be offered  
3724 by any community college.

3725 Section 108. Subsections (2) and (11) of section 1007.25,  
3726 Florida Statutes, are amended to read:

3727 1007.25 General education courses; common prerequisites;  
3728 and other degree requirements.--

3729 (2) The department shall identify postsecondary career ~~and~~  
3730 ~~technical~~ education programs offered by community colleges and  
3731 district school boards. The department shall also identify  
3732 career ~~and technical~~ courses designated as college credit  
3733 courses applicable toward a career ~~and technical~~ education

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3734 diploma or degree. Such courses must be identified within the  
3735 statewide course numbering system.

3736 (11) The Commissioner of Education shall appoint faculty  
3737 committees representing both community college and public school  
3738 faculties to recommend to the commissioner for approval by the  
3739 State Board of Education a standard program length and  
3740 appropriate occupational completion points for each  
3741 postsecondary career ~~and technical~~ certificate program, diploma,  
3742 and degree.

3743 Section 109. Subsection (4) of section 1007.27, Florida  
3744 Statutes, is amended to read:

3745 1007.27 Articulated acceleration mechanisms.--

3746 (4) It is the intent of the Legislature to provide  
3747 articulated acceleration mechanisms for students who are in home  
3748 education programs, as defined in s. 1003.01(11), consistent  
3749 with the educational opportunities available to public and  
3750 private secondary school students. Home education students may  
3751 participate in dual enrollment, career ~~and technical~~ dual  
3752 enrollment, early admission, and credit by examination. Credit  
3753 earned by home education students through dual enrollment shall  
3754 apply toward the completion of a home education program that  
3755 meets the requirements of s. 1002.41.

3756 Section 110. Subsections (1), (3), (4), (8), and (10) of  
3757 section 1007.271, Florida Statutes, are amended to read:

3758 1007.271 Dual enrollment programs.--

3759 (1) The dual enrollment program is the enrollment of an  
3760 eligible secondary student or home education student in a



3761 postsecondary course creditable toward a career ~~and technical~~  
 3762 certificate or an associate or baccalaureate degree.

3763 (3) The Department of Education shall adopt guidelines  
 3764 designed to achieve comparability across school districts of  
 3765 both student qualifications and teacher qualifications for dual  
 3766 enrollment courses. Student qualifications must demonstrate  
 3767 readiness for college-level coursework if the student is to be  
 3768 enrolled in college courses. Student qualifications must  
 3769 demonstrate readiness for career-level ~~career and technical-~~  
 3770 ~~level~~ coursework if the student is to be enrolled in career ~~and~~  
 3771 ~~technical~~ courses. In addition to the common placement  
 3772 examination, student qualifications for enrollment in college  
 3773 credit dual enrollment courses must include a 3.0 unweighted  
 3774 grade point average, and student qualifications for enrollment  
 3775 in career ~~and technical~~ certificate dual enrollment courses must  
 3776 include a 2.0 unweighted grade point average. Exceptions to the  
 3777 required grade point averages may be granted if the educational  
 3778 entities agree and the terms of the agreement are contained  
 3779 within the dual enrollment interinstitutional articulation  
 3780 agreement. Community college boards of trustees may establish  
 3781 additional admissions criteria, which shall be included in the  
 3782 district interinstitutional articulation agreement developed  
 3783 according to s. 1007.235, to ensure student readiness for  
 3784 postsecondary instruction. Additional requirements included in  
 3785 the agreement shall not arbitrarily prohibit students who have  
 3786 demonstrated the ability to master advanced courses from  
 3787 participating in dual enrollment courses. District school boards  
 3788 may not refuse to enter into an agreement with a local community

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3789 college if that community college has the capacity to offer dual  
3790 enrollment courses.

3791 (4) Career ~~and technical~~ dual enrollment shall be provided  
3792 as a curricular option for secondary students to pursue in order  
3793 to earn a series of elective credits toward the high school  
3794 diploma. However, career ~~and technical~~ dual enrollment shall not  
3795 supplant student acquisition of the diploma. Career ~~and~~  
3796 ~~technical~~ dual enrollment shall be available for secondary  
3797 students seeking a degree or certificate from a complete career-  
3798 preparatory ~~job-preparatory~~ program, but shall not sustain  
3799 student enrollment in isolated career ~~and technical~~ courses. It  
3800 is the intent of the Legislature that career ~~and technical~~ dual  
3801 enrollment reflect the interests and aptitudes of the student.  
3802 The provision of a comprehensive academic and career ~~and~~  
3803 ~~technical~~ dual enrollment program within the career area  
3804 ~~technical~~ center or community college is supportive of  
3805 legislative intent; however, such provision is not mandatory.

3806 (8) Career ~~and technical~~ early admission is a form of  
3807 career ~~and technical~~ dual enrollment through which eligible  
3808 secondary students enroll full time in a career ~~an area~~  
3809 ~~technical~~ center or a community college in courses that are  
3810 creditable toward the high school diploma and the certificate or  
3811 associate degree. Participation in the career ~~and technical~~  
3812 early admission program shall be limited to students who have  
3813 completed a minimum of 6 semesters of full-time secondary  
3814 enrollment, including studies undertaken in the ninth grade.  
3815 Students enrolled pursuant to this section are exempt from the  
3816 payment of registration, tuition, and laboratory fees.

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3817 (10)(a) The dual enrollment program for home education  
 3818 students consists of the enrollment of an eligible home  
 3819 education secondary student in a postsecondary course creditable  
 3820 toward an associate degree, a career ~~or technical~~ certificate,  
 3821 or a baccalaureate degree. To participate in the dual enrollment  
 3822 program, an eligible home education secondary student must:

3823 1. Provide proof of enrollment in a home education program  
 3824 pursuant to s. 1002.41.

3825 2. Be responsible for his or her own instructional  
 3826 materials and transportation unless provided for otherwise.

3827 (b) Each career ~~technical~~ center, community college, and  
 3828 state university shall:

3829 1. Delineate courses and programs for dually enrolled home  
 3830 education students. Courses and programs may be added, revised,  
 3831 or deleted at any time.

3832 2. Identify eligibility criteria for home education  
 3833 student participation, not to exceed those required of other  
 3834 dually enrolled students.

3835 Section 111. Subsection (1) of section 1008.37, Florida  
 3836 Statutes, is amended to read:

3837 1008.37 Postsecondary feedback of information to high  
 3838 schools.--

3839 (1) The State Board of Education shall adopt rules that  
 3840 require the Commissioner of Education to report to the State  
 3841 Board of Education, the Legislature, and the district school  
 3842 boards on the performance of each first-time-in-postsecondary  
 3843 education student from each public high school in this state who  
 3844 is enrolled in a public postsecondary institution or public

3845 | career ~~technical~~ center. Such reports must be based on  
 3846 | information databases maintained by the Department of Education.  
 3847 | In addition, the public postsecondary educational institutions  
 3848 | and career ~~technical~~ centers shall provide district school  
 3849 | boards access to information on student performance in regular  
 3850 | and preparatory courses and shall indicate students referred for  
 3851 | remediation pursuant to s. 1004.91 or s. 1008.30.

3852 |         Section 112. Paragraph (b) of subsection (1) of section  
 3853 | 1008.385, Florida Statutes, is amended to read:

3854 |         1008.385 Educational planning and information systems.--

3855 |         (1) EDUCATIONAL PLANNING.--

3856 |         (b) Each district school board shall maintain a continuing  
 3857 | system of planning and budgeting designed to aid in identifying  
 3858 | and meeting the educational needs of students and the public.  
 3859 | Provision shall be made for coordination between district school  
 3860 | boards and community college boards of trustees concerning the  
 3861 | planning for career ~~and technical~~ education and adult  
 3862 | educational programs. The major emphasis of the system shall be  
 3863 | upon locally determined goals and objectives, the state plan for  
 3864 | education, and the Sunshine State Standards developed by the  
 3865 | Department of Education and adopted by the State Board of  
 3866 | Education. The district planning and budgeting system must  
 3867 | include consideration of student achievement data obtained  
 3868 | pursuant to ss. 1008.22 and 1008.34. The system shall be  
 3869 | structured to meet the specific management needs of the district  
 3870 | and to align the budget adopted by the district school board  
 3871 | with the plan the board has also adopted. Each district school  
 3872 | board shall utilize its system of planning and budgeting to

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3873 emphasize a system of school-based management in which  
 3874 individual school centers become the principal planning units  
 3875 and to integrate planning and budgeting at the school level.

3876 Section 113. Section 1008.405, Florida Statutes, is  
 3877 amended to read:

3878 1008.405 Adult student information.--Each school district  
 3879 and community college shall maintain sufficient information for  
 3880 each student enrolled in workforce ~~development~~ education to  
 3881 allow local and state administrators to locate such student upon  
 3882 the termination of instruction and to determine the  
 3883 appropriateness of student placement in specific instructional  
 3884 programs. The State Board of Education shall adopt, in rule,  
 3885 specific information that must be maintained and acceptable  
 3886 means of maintaining that information.

3887 Section 114. Subsections (1) and (2) of section 1008.41,  
 3888 Florida Statutes, are amended to read:

3889 1008.41 Workforce ~~Development~~ education; management  
 3890 information system.--

3891 (1) The Commissioner of Education shall coordinate uniform  
 3892 program structures, common definitions, and uniform management  
 3893 information systems for workforce ~~development~~ education for all  
 3894 divisions within the department. In performing these functions,  
 3895 the commissioner shall designate deadlines after which data  
 3896 elements may not be changed for the coming fiscal or school  
 3897 year. School districts and community colleges shall be notified  
 3898 of data element changes at least 90 days prior to the start of  
 3899 the subsequent fiscal or school year. Such systems must provide  
 3900 for:

3901 (a) Individual student reporting.

3902 (b) Compliance with state and federal confidentiality  
3903 requirements, except that the department shall have access to  
3904 the unemployment insurance wage reports to collect and report  
3905 placement information about former students. Such placement  
3906 reports must not disclose the individual identities of former  
3907 students.

3908 (c) Maximum use of automated technology and records in  
3909 existing data bases and data systems. To the extent feasible,  
3910 the Florida Information Resource Network shall be employed for  
3911 this purpose.

3912 (d) Annual reports of student enrollment, completion, and  
3913 placement by program.

3914 (2) The State Board of Education shall identify, by rule,  
3915 the components to be included in the workforce ~~development~~  
3916 education management information system. All such components  
3917 shall be comparable between school districts and community  
3918 colleges.

3919 Section 115. Subsection (2) of section 1008.42, Florida  
3920 Statutes, is amended to read:

3921 1008.42 Public information on career ~~and technical~~  
3922 education programs.--

3923 (2) The dissemination shall be conducted in accordance  
3924 with the following procedures:

3925 (a) Annually, the Department of Education shall publish  
3926 the placement rates and average quarterly earnings for students  
3927 who complete each type of career ~~technical~~ certificate program  
3928 and career ~~technical~~ degree program. This information must be

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3929 aggregated to the state level and must be included in any  
 3930 accountability reports. A program that was created or modified  
 3931 so that placement rates cannot be calculated must be so  
 3932 identified in such reports.

3933 (b)1. Each district school board shall publish, at a  
 3934 minimum, the most recently available placement rate for each  
 3935 career ~~technical~~ certificate program conducted by that school  
 3936 district at the secondary school level and at the career  
 3937 ~~technical~~ degree level. The placement rates for the preceding 3  
 3938 years shall be published if available, shall be included in each  
 3939 publication that informs the public of the availability of the  
 3940 program, and shall be made available to each school guidance  
 3941 counselor. If a program does not have a placement rate, a  
 3942 publication that lists or describes that program must state that  
 3943 the rate is unavailable.

3944 2. Each community college shall publish, at a minimum, the  
 3945 most recent placement rate for each career ~~technical~~ certificate  
 3946 program and for each career ~~technical~~ degree program in its  
 3947 annual catalog. The placement rates for the preceding 3 years  
 3948 shall be published, if available, and shall be included in any  
 3949 publication that informs the public of the availability of the  
 3950 program. If a program does not have a placement rate, the  
 3951 publication that lists or describes that program must state that  
 3952 the rate is unavailable.

3953 3. If a school district or a community college has  
 3954 calculated for a program a placement rate that differs from the  
 3955 rate reported by the department, and if each record of a  
 3956 placement was obtained through a process that was capable of

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3957 | being audited, procedurally sound, and consistent statewide, the  
 3958 | district or the community college may use the locally calculated  
 3959 | placement rate in the report required by this section. However,  
 3960 | that rate may not be combined with the rate maintained in the  
 3961 | computer files of the Department of Education's Florida  
 3962 | Education and Training Placement Information Program.

3963 | 4. An independent career ~~and technical~~, trade, or business  
 3964 | school may not publish a placement rate unless the placement  
 3965 | rate was determined as provided by this section.

3966 | Section 116. Paragraphs (a) and (c) of subsection (1) and  
 3967 | subsection (2) of section 1008.43, Florida Statutes, are amended  
 3968 | to read:

3969 | 1008.43 Career ~~and technical~~ program reporting  
 3970 | requirements.--

3971 | (1)(a) The Department of Education shall develop a system  
 3972 | of performance measures in order to evaluate the career ~~and~~  
 3973 | ~~technical~~ education programs as required in s. 1008.42. This  
 3974 | system must measure program enrollment, completion rates,  
 3975 | placement rates, and amount of earnings at the time of  
 3976 | placement. Placement and employment information, where  
 3977 | applicable, shall contain data relevant to job retention,  
 3978 | including retention rates. The State Board of Education shall  
 3979 | adopt by rule the specific measures and any definitions needed  
 3980 | to establish the system of performance measures.

3981 | (c) The State Board of Education shall adopt standards for  
 3982 | the department, district school boards, and community college  
 3983 | district boards of trustees to use in program planning, program  
 3984 | review, and program evaluation. The standards must include, at a



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3985 | minimum, the completion rates, placement rates, and earnings  
 3986 | from employment of former students of career ~~and technical~~  
 3987 | education programs.

3988 |         (2) The State Board of Education shall adopt procedures  
 3989 | for reviewing the career ~~and technical~~ education programs  
 3990 | administered by the district school boards and the community  
 3991 | college district boards of trustees when program performance  
 3992 | falls below the standards required by this section.

3993 |         Section 117. Paragraphs (d) and (f) of subsection (1) of  
 3994 | section 1008.45, Florida Statutes, are amended to read:

3995 |         1008.45 Community college accountability process.--

3996 |         (1) It is the intent of the Legislature that a management  
 3997 | and accountability process be implemented which provides for the  
 3998 | systematic, ongoing improvement and assessment of the  
 3999 | improvement of the quality and efficiency of the Florida  
 4000 | community colleges. Accordingly, the State Board of Education  
 4001 | and the community college boards of trustees shall develop and  
 4002 | implement an accountability plan to improve and evaluate the  
 4003 | instructional and administrative efficiency and effectiveness of  
 4004 | the Florida Community College System. This plan shall be  
 4005 | designed in consultation with staff of the Governor and the  
 4006 | Legislature and must address the following issues:

4007 |         (d) Job placement rates of community college career ~~and~~  
 4008 | ~~technical~~ students.

4009 |         (f) Career ~~and technical~~ accountability standards  
 4010 | identified in s. 1008.42.

4011 |         Section 118. Subsection (14) of section 1009.23, Florida  
 4012 | Statutes, is amended to read:

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4013           1009.23 Community college student fees.--  
 4014           (14) Each community college board of trustees shall report  
 4015 only those students who have actually enrolled in instruction  
 4016 provided or supervised by instructional personnel under contract  
 4017 with the community college in calculations of actual full-time  
 4018 equivalent enrollments for state funding purposes. No student  
 4019 who has been exempted from taking a course or who has been  
 4020 granted academic or career ~~technical~~ credit through means other  
 4021 than actual coursework completed at the granting institution  
 4022 shall be calculated for enrollment in the course from which he  
 4023 or she has been exempted or granted credit. Community colleges  
 4024 that report enrollments in violation of this subsection shall be  
 4025 penalized at a rate equal to two times the value of such  
 4026 enrollments. Such penalty shall be charged against the following  
 4027 year's allocation from the Community College Program Fund and  
 4028 shall revert to the General Revenue Fund.

4029           Section 119. Subsections (1) and (2) of section 1009.25,  
 4030 Florida Statutes, are amended to read:

4031           1009.25 Fee exemptions.--

4032           (1) The following students are exempt from any requirement  
 4033 for the payment of tuition and fees, including lab fees, for  
 4034 adult basic, adult secondary, or career-preparatory ~~vocational-~~  
 4035 ~~preparatory~~ instruction:

4036           (a) A student who does not have a high school diploma or  
 4037 its equivalent.

4038           (b) A student who has a high school diploma or its  
 4039 equivalent and who has academic skills at or below the eighth  
 4040 grade level pursuant to state board rule. A student is eligible

4041 | for this exemption from fees if the student's skills are at or  
 4042 | below the eighth grade level as measured by a test administered  
 4043 | in the English language and approved by the Department of  
 4044 | Education, even if the student has skills above that level when  
 4045 | tested in the student's native language.

4046 |         (2) The following students are exempt from the payment of  
 4047 | tuition and fees, including lab fees, at a school district that  
 4048 | provides postsecondary career ~~and technical~~ programs, community  
 4049 | college, or state university:

4050 |             (a) A student enrolled in a dual enrollment or early  
 4051 | admission program pursuant to s. 1007.27 or s. 1007.271.

4052 |             (b) A student enrolled in an approved apprenticeship  
 4053 | program, as defined in s. 446.021.

4054 |             (c) A student to whom the state has awarded a Road-to-  
 4055 | Independence Scholarship, or who is or was at the time he or she  
 4056 | reached 18 years of age in the custody of a relative under s.  
 4057 | 39.5085, or who is adopted from the Department of Children and  
 4058 | Family Services after May 5, 1997. Such exemption includes fees  
 4059 | associated with enrollment in career-preparatory ~~vocational-~~  
 4060 | ~~preparatory~~ instruction and completion of the college-level  
 4061 | communication and computation skills testing program. Such an  
 4062 | exemption is available to any student who was in the custody of  
 4063 | a relative under s. 39.5085 at the time he or she reached 18  
 4064 | years of age or was adopted from the Department of Children and  
 4065 | Family Services after May 5, 1997; however, the exemption  
 4066 | remains valid for no more than 4 years after the date of  
 4067 | graduation from high school.

4068 (d) A student enrolled in an employment and training  
 4069 program under the welfare transition program. The regional  
 4070 workforce board shall pay the state university, community  
 4071 college, or school district for costs incurred for welfare  
 4072 transition program participants.

4073 (e) A student who lacks a fixed, regular, and adequate  
 4074 nighttime residence or whose primary nighttime residence is a  
 4075 public or private shelter designed to provide temporary  
 4076 residence for individuals intended to be institutionalized, or a  
 4077 public or private place not designed for, or ordinarily used as,  
 4078 a regular sleeping accommodation for human beings.

4079 (f) A student who is a proprietor, owner, or worker of a  
 4080 company whose business has been at least 50 percent negatively  
 4081 financially impacted by the buy-out of property around Lake  
 4082 Apopka by the State of Florida. Such a student may receive a fee  
 4083 exemption only if the student has not received compensation  
 4084 because of the buy-out, the student is designated a Florida  
 4085 resident for tuition purposes, pursuant to s. 1009.21, and the  
 4086 student has applied for and been denied financial aid, pursuant  
 4087 to s. 1009.40, which would have provided, at a minimum, payment  
 4088 of all student fees. The student is responsible for providing  
 4089 evidence to the postsecondary education institution verifying  
 4090 that the conditions of this paragraph have been met, including  
 4091 support documentation provided by the Department of Revenue. The  
 4092 student must be currently enrolled in, or begin coursework  
 4093 within, a program area by fall semester 2000. The exemption is  
 4094 valid for a period of 4 years from the date that the

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4095 | postsecondary education institution confirms that the conditions  
4096 | of this paragraph have been met.

4097 |       Section 120. Paragraph (a) of subsection (1) of section  
4098 | 1009.40, Florida Statutes, is amended to read:

4099 |       1009.40 General requirements for student eligibility for  
4100 | state financial aid.--

4101 |       (1)(a) The general requirements for eligibility of  
4102 | students for state financial aid awards consist of the  
4103 | following:

4104 |       1. Achievement of the academic requirements of and  
4105 | acceptance at a state university or community college; a nursing  
4106 | diploma school approved by the Florida Board of Nursing; a  
4107 | Florida college, university, or community college which is  
4108 | accredited by an accrediting agency recognized by the State  
4109 | Board of Education; any Florida institution the credits of which  
4110 | are acceptable for transfer to state universities; any career  
4111 | ~~technical~~ center; or any private career ~~technical~~ institution  
4112 | accredited by an accrediting agency recognized by the State  
4113 | Board of Education.

4114 |       2. Residency in this state for no less than 1 year  
4115 | preceding the award of aid for a program established pursuant to  
4116 | s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54, s.  
4117 | 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.  
4118 | 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.  
4119 | 1009.89. Residency in this state must be for purposes other than  
4120 | to obtain an education. Resident status for purposes of  
4121 | receiving state financial aid awards shall be determined in the

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4122 same manner as resident status for tuition purposes pursuant to  
4123 s. 1009.21 and rules of the State Board of Education.

4124 3. Submission of certification attesting to the accuracy,  
4125 completeness, and correctness of information provided to  
4126 demonstrate a student's eligibility to receive state financial  
4127 aid awards. Falsification of such information shall result in  
4128 the denial of any pending application and revocation of any  
4129 award currently held to the extent that no further payments  
4130 shall be made. Additionally, students who knowingly make false  
4131 statements in order to receive state financial aid awards shall  
4132 be guilty of a misdemeanor of the second degree subject to the  
4133 provisions of s. 837.06 and shall be required to return all  
4134 state financial aid awards wrongfully obtained.

4135 Section 121. Subsection (2) of section 1009.532, Florida  
4136 Statutes, is amended to read:

4137 1009.532 Florida Bright Futures Scholarship Program;  
4138 student eligibility requirements for renewal awards.--

4139 (2) A student who is enrolled in a program that terminates  
4140 in an associate degree or a baccalaureate degree may receive an  
4141 award for a maximum of 110 percent of the number of credit hours  
4142 required to complete the program. A student who is enrolled in a  
4143 program that terminates in a career ~~technical~~ certificate may  
4144 receive an award for a maximum of 110 percent of the credit  
4145 hours or clock hours required to complete the program up to 90  
4146 credit hours. A student who transfers from one of these program  
4147 levels to another becomes eligible for the higher of the two  
4148 credit hour limits.

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4149 Section 122. Subsection (1) of section 1009.533, Florida  
4150 Statutes, is amended to read:

4151 1009.533 Florida Bright Futures Scholarship Program;  
4152 eligible postsecondary education institutions.--A student is  
4153 eligible for an award or the renewal of an award from the  
4154 Florida Bright Futures Scholarship Program if the student meets  
4155 the requirements for the program as described in this act and is  
4156 enrolled in a postsecondary education institution that meets the  
4157 description in any one of the following subsections:

4158 (1) A Florida public university, community college, or  
4159 career ~~technical~~ center.

4160 Section 123. Section 1009.536, Florida Statutes, is  
4161 amended to read:

4162 1009.536 Florida Gold Seal Vocational Scholars award.--The  
4163 Florida Gold Seal Vocational Scholars award is created within  
4164 the Florida Bright Futures Scholarship Program to recognize and  
4165 reward academic achievement and career ~~and technical~~ preparation  
4166 by high school students who wish to continue their education.

4167 (1) A student is eligible for a Florida Gold Seal  
4168 Vocational Scholars award if the student meets the general  
4169 eligibility requirements for the Florida Bright Futures  
4170 Scholarship Program and the student:

4171 (a) Completes the secondary school portion of a sequential  
4172 program of studies that requires at least three secondary school  
4173 career ~~and technical~~ credits taken over at least 2 academic  
4174 years, and is continued in a planned, related postsecondary  
4175 education program. If the student's school does not offer such a  
4176 two-plus-two or tech-prep program, the student must complete a

4177 | job-preparatory career education program selected by the  
 4178 | Workforce Estimating Conference or Workforce Florida, Inc., for  
 4179 | its ability to provide high-wage employment in an occupation  
 4180 | with high potential for employment opportunities. On-the-job  
 4181 | training may not be substituted for any of the three required  
 4182 | career ~~and technical~~ credits.

4183 |         (b) Demonstrates readiness for postsecondary education by  
 4184 | earning a passing score on the Florida College Entry Level  
 4185 | Placement Test or its equivalent as identified by the Department  
 4186 | of Education.

4187 |         (c) Earns a minimum cumulative weighted grade point  
 4188 | average of 3.0, as calculated pursuant to s. 1009.531, on all  
 4189 | subjects required for a standard high school diploma, excluding  
 4190 | elective courses.

4191 |         (d) Earns a minimum unweighted grade point average of 3.5  
 4192 | on a 4.0 scale for secondary career ~~and technical~~ courses  
 4193 | comprising the career ~~and technical~~ program.

4194 |         (2) A Florida Gold Seal Vocational Scholar is eligible for  
 4195 | an award equal to the amount required to pay 75 percent of  
 4196 | tuition and fees, if the student is enrolled in a public  
 4197 | postsecondary education institution. A student who is enrolled  
 4198 | in a nonpublic postsecondary education institution is eligible  
 4199 | for an award equal to the amount that would be required to pay  
 4200 | 75 percent of the tuition and mandatory fees of a public  
 4201 | postsecondary education institution at the comparable level.

4202 |         (3) To be eligible for a renewal award as a Florida Gold  
 4203 | Seal Vocational Scholar, a student must maintain the equivalent  
 4204 | of a cumulative grade point average of 2.75 on a 4.0 scale with



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4205 | an opportunity for reinstatement one time as provided in this  
4206 | chapter.

4207 |         (4) A student may earn a Florida Gold Seal Vocational  
4208 | Scholarship for 110 percent of the number of credit hours  
4209 | required to complete the program, up to 90 credit hours or the  
4210 | equivalent. A Florida Gold Seal Scholar who has a cumulative  
4211 | grade point average of 2.75 in all postsecondary education work  
4212 | attempted may apply for a Florida Medallion Scholars award at  
4213 | any renewal period. All other provisions of that program apply,  
4214 | and the credit-hour limitation must be calculated by subtracting  
4215 | from the student's total eligibility the number of credit hours  
4216 | the student attempted while earning the Gold Seal Vocational  
4217 | Scholarship.

4218 |         Section 124. Paragraph (d) of subsection (2) and paragraph  
4219 | (c) of subsection (3) of section 1009.55, Florida Statutes, are  
4220 | amended to read:

4221 |         1009.55 Rosewood Family Scholarship Program.--

4222 |         (2) The Rosewood Family Scholarship Program shall be  
4223 | administered by the Department of Education. The State Board of  
4224 | Education shall adopt rules for administering this program which  
4225 | shall at a minimum provide for the following:

4226 |         (d) Payment of an award shall be transmitted in advance of  
4227 | the registration period each semester on behalf of the student  
4228 | to the president of the university or community college, or his  
4229 | or her representative, or to the director of the career center  
4230 | ~~technical school~~ which the recipient is attending.

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4231 (3) Beginning with the 1994-1995 academic year, the  
4232 department is authorized to make awards for undergraduate study  
4233 to students who:

4234 (c) Enroll as certificate-seeking or degree-seeking  
4235 students at a state university, community college, or career  
4236 center ~~technical school~~ authorized by law.

4237 Section 125. Paragraph (c) of subsection (1) of section  
4238 1009.61, Florida Statutes, is amended to read:

4239 1009.61 Teacher/Quest Scholarship Program.--The  
4240 Teacher/Quest Scholarship Program is created for the purpose of  
4241 providing teachers with the opportunity to enhance their  
4242 knowledge of science, mathematics, and computer applications in  
4243 business, industry, and government. A school district or  
4244 developmental research school may propose that one or more  
4245 teachers be granted a Teacher/Quest Scholarship by submitting to  
4246 the Department of Education:

4247 (1) A project proposal specifying activities a teacher  
4248 will carry out to improve his or her:

4249 (c) Knowledge of career ~~and technical~~ requirements for  
4250 competency in mathematics, science, and computing; and

4251 Section 126. Subsection (4) and paragraph (a) of  
4252 subsection (6) of section 1009.64, Florida Statutes, are amended  
4253 to read:

4254 1009.64 Certified Education Paraprofessional Welfare  
4255 Transition Program.--

4256 (4) The agencies shall complete an implementation plan  
4257 that addresses at least the following recommended components of  
4258 the program:

4259 (a) A method of selecting participants. The method must  
 4260 not duplicate services provided by those assigned to screen  
 4261 participants of the welfare transition program, but must assure  
 4262 that screening personnel are trained to identify recipients of  
 4263 public assistance whose personal aptitudes and motivation make  
 4264 them most likely to succeed in the program and advance in a  
 4265 career related to the school community.

4266 (b) A budget for use of incentive funding to provide  
 4267 motivation to participants to succeed and excel. The budget for  
 4268 incentive funding includes:

4269 1. Funds allocated by the Legislature directly for the  
 4270 program.

4271 2. Funds that may be made available from the federal  
 4272 Workforce Investment Act based on client eligibility or  
 4273 requested waivers to make the clients eligible.

4274 3. Funds made available by implementation strategies that  
 4275 would make maximum use of work supplementation funds authorized  
 4276 by federal law.

4277 4. Funds authorized by strategies to lengthen  
 4278 participants' eligibility for federal programs such as Medicaid,  
 4279 subsidized child care, and transportation.

4280  
 4281 Incentives may include a stipend during periods of college  
 4282 classroom training, a bonus and recognition for a high grade-  
 4283 point average, child care and prekindergarten services for  
 4284 children of participants, and services to increase a  
 4285 participant's ability to advance to higher levels of employment.  
 4286 Nonfinancial incentives should include providing a mentor or

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4287 | tutor, and service incentives should continue and increase for  
 4288 | any participant who plans to complete the baccalaureate degree  
 4289 | and become a certified teacher. Services may be provided in  
 4290 | accordance with family choice by community colleges and school  
 4291 | district career ~~technical~~ centers, through family service  
 4292 | centers and full-service schools, or under contract with  
 4293 | providers through central agencies.

4294 |         (6)(a) A community college or school district career  
 4295 | ~~technical~~ center is eligible to participate if it provides a  
 4296 | career ~~technical~~ certificate program in Child Development Early  
 4297 | Intervention as approved by Workforce Florida, Inc. Priority  
 4298 | programs provide an option and incentives to articulate with an  
 4299 | associate in science degree program or a baccalaureate degree  
 4300 | program.

4301 |         Section 127. Subsection (3) of section 1009.98, Florida  
 4302 | Statutes, is amended to read:

4303 |         1009.98 Florida Prepaid College Program.--

4304 |         (3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE  
 4305 | COLLEGES AND UNIVERSITIES AND TO CAREER ~~AREA TECHNICAL~~  
 4306 | CENTERS.--A qualified beneficiary may apply the benefits of an  
 4307 | advance payment contract toward:

4308 |         (a) An independent college or university that is located  
 4309 | and chartered in Florida, that is not for profit, that is  
 4310 | accredited by the Commission on Colleges of the Southern  
 4311 | Association of Colleges and Schools or the Accrediting Council  
 4312 | for Independent Colleges and Schools, and that confers degrees  
 4313 | as defined in s. 1005.02.

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4314 (b) An out-of-state college or university that is not for  
4315 profit and is accredited by a regional accrediting association,  
4316 and that confers degrees.

4317 (c) An applied technology diploma program or career  
4318 ~~technical~~ certificate program conducted by a community college  
4319 listed in s. 1004.02(2) or career ~~technical~~ center operated by a  
4320 district school board.

4321  
4322 The board shall transfer or cause to be transferred to the  
4323 institution designated by the qualified beneficiary an amount  
4324 not to exceed the redemption value of the advance payment  
4325 contract at a state postsecondary institution. If the cost of  
4326 registration or housing fees at such institution is less than  
4327 the corresponding fees at a state postsecondary institution, the  
4328 amount transferred may not exceed the actual cost of  
4329 registration and housing fees. A transfer authorized under this  
4330 subsection may not exceed the number of semester credit hours or  
4331 semesters of dormitory residence contracted on behalf of a  
4332 qualified beneficiary. Notwithstanding any other provision in  
4333 this section, an institution must be an "eligible educational  
4334 institution" under s. 529 of the Internal Revenue Code to be  
4335 eligible for the transfer of advance payment contract benefits.

4336 Section 128. Paragraph (a) of subsection (3) of section  
4337 1010.20, Florida Statutes, is amended to read:

4338 1010.20 Cost accounting and reporting for school  
4339 districts.--

4340 (3) PROGRAM EXPENDITURE REQUIREMENTS.--

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4341 (a) Each district shall expend at least the percent of the  
4342 funds generated by each of the programs listed in this section  
4343 on the aggregate total school costs for such programs:

- 4344 1. Kindergarten and grades 1, 2, and 3, 90 percent.
- 4345 2. Grades 4, 5, 6, 7, and 8, 80 percent.
- 4346 3. Grades 9, 10, 11, and 12, 80 percent.
- 4347 4. Programs for exceptional students, on an aggregate  
4348 program basis, 90 percent.
- 4349 5. Grades 7 through 12 career ~~and technical~~ education  
4350 programs, on an aggregate program basis, 80 percent.
- 4351 6. Students-at-risk programs, on an aggregate program  
4352 basis, 80 percent.
- 4353 7. Juvenile justice programs, on an aggregate program  
4354 basis, 80 percent.
- 4355 8. Any new program established and funded under s.  
4356 1011.62(1)(c), that is not included under subparagraphs 1.-6.,  
4357 on an aggregate basis as appropriate, 80 percent.

4358 Section 129. Subsection (1) of section 1010.58, Florida  
4359 Statutes, is amended to read:

4360 1010.58 Procedure for determining number of instruction  
4361 units for community colleges.--The number of instruction units  
4362 for community colleges shall be determined from the full-time  
4363 equivalent students in the community college, provided that  
4364 full-time equivalent students may not be counted more than once  
4365 in determining instruction units. Instruction units for  
4366 community colleges shall be computed as follows:

- 4367 (1) One unit for each 12 full-time equivalent students at  
4368 a community college for the first 420 students and one unit for

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4369 | each 15 full-time equivalent students for all over 420 students,  
 4370 | in other than career ~~and technical~~ education programs as defined  
 4371 | by rules of the State Board of Education, and one unit for each  
 4372 | 10 full-time equivalent students in career ~~and technical~~  
 4373 | education programs and compensatory education programs as  
 4374 | defined by rules of the State Board of Education. Full-time  
 4375 | equivalent students enrolled in a community college shall be  
 4376 | defined by rules of the State Board of Education.

4377 |         Section 130. Paragraphs (c), (d), and (e) of subsection  
 4378 | (1) of section 1011.62, Florida Statutes, are amended to read:

4379 |         1011.62 Funds for operation of schools.--If the annual  
 4380 | allocation from the Florida Education Finance Program to each  
 4381 | district for operation of schools is not determined in the  
 4382 | annual appropriations act or the substantive bill implementing  
 4383 | the annual appropriations act, it shall be determined as  
 4384 | follows:

4385 |         (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
 4386 | OPERATION.--The following procedure shall be followed in  
 4387 | determining the annual allocation to each district for  
 4388 | operation:

4389 |         (c) Determination of programs.--Cost factors based on  
 4390 | desired relative cost differences between the following programs  
 4391 | shall be established in the annual General Appropriations Act.  
 4392 | The Commissioner of Education shall specify a matrix of services  
 4393 | and intensity levels to be used by districts in the  
 4394 | determination of the two weighted cost factors for exceptional  
 4395 | students with the highest levels of need. For these students,  
 4396 | the funding support level shall fund the exceptional students'

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4397 education program, with the exception of extended school year  
4398 services for students with disabilities.

4399 1. Basic programs.--

4400 a. Kindergarten and grades 1, 2, and 3.

4401 b. Grades 4, 5, 6, 7, and 8.

4402 c. Grades 9, 10, 11, and 12.

4403 2. Programs for exceptional students.--

4404 a. Support Level IV.

4405 b. Support Level V.

4406 3. Secondary career ~~and technical~~ education programs.--

4407 4. English for Speakers of Other Languages.--

4408 (d) Annual allocation calculation.--

4409 1. The Department of Education is authorized and directed  
4410 to review all district programs and enrollment projections and  
4411 calculate a maximum total weighted full-time equivalent student  
4412 enrollment for each district for the K-12 FEFP.

4413 2. Maximum enrollments calculated by the department shall  
4414 be derived from enrollment estimates used by the Legislature to  
4415 calculate the FEFP. If two or more districts enter into an  
4416 agreement under the provisions of s. 1001.42(4)(d), after the  
4417 final enrollment estimate is agreed upon, the amount of FTE  
4418 specified in the agreement, not to exceed the estimate for the  
4419 specific program as identified in paragraph (c), may be  
4420 transferred from the participating districts to the district  
4421 providing the program.

4422 3. As part of its calculation of each district's maximum  
4423 total weighted full-time equivalent student enrollment, the  
4424 department shall establish separate enrollment ceilings for each



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4425 of two program groups. Group 1 shall be composed of basic  
 4426 programs for grades K-3, grades 4-8, and grades 9-12. Group 2  
 4427 shall be composed of students in exceptional student education  
 4428 programs, English for Speakers of Other Languages programs, and  
 4429 all career ~~and technical~~ programs in grades 7-12.

4430 a. The weighted enrollment ceiling for group 2 programs  
 4431 shall be calculated by multiplying the final enrollment  
 4432 conference estimate for each program by the appropriate program  
 4433 weight. The weighted enrollment ceiling for program group 2  
 4434 shall be the sum of the weighted enrollment ceilings for each  
 4435 program in the program group, plus the increase in weighted  
 4436 full-time equivalent student membership from the prior year for  
 4437 clients of the Department of Children and Family Services and  
 4438 the Department of Juvenile Justice.

4439 b. If, for any calculation of the FEFP, the weighted  
 4440 enrollment for program group 2, derived by multiplying actual  
 4441 enrollments by appropriate program weights, exceeds the  
 4442 enrollment ceiling for that group, the following procedure shall  
 4443 be followed to reduce the weighted enrollment for that group to  
 4444 equal the enrollment ceiling:

4445 (I) The weighted enrollment ceiling for each program in  
 4446 the program group shall be subtracted from the weighted  
 4447 enrollment for that program derived from actual enrollments.

4448 (II) If the difference calculated under sub-sub-  
 4449 subparagraph (I) is greater than zero for any program, a  
 4450 reduction proportion shall be computed for the program by  
 4451 dividing the absolute value of the difference by the total

4452 amount by which the weighted enrollment for the program group  
4453 exceeds the weighted enrollment ceiling for the program group.

4454 (III) The reduction proportion calculated under sub-sub-  
4455 subparagraph (II) shall be multiplied by the total amount of the  
4456 program group's enrollment over the ceiling as calculated under  
4457 sub-sub-subparagraph (I).

4458 (IV) The prorated reduction amount calculated under sub-  
4459 sub-subparagraph(III) shall be subtracted from the program's  
4460 weighted enrollment. For any calculation of the FEFP, the  
4461 enrollment ceiling for group 1 shall be calculated by  
4462 multiplying the actual enrollment for each program in the  
4463 program group by its appropriate program weight.

4464 c. For program group 2, the weighted enrollment ceiling  
4465 shall be a number not less than the sum obtained by:

4466 (I) Multiplying the sum of reported FTE for all programs  
4467 in the program group that have a cost factor of 1.0 or more by  
4468 1.0, and

4469 (II) By adding this number to the sum obtained by  
4470 multiplying the projected FTE for all programs with a cost  
4471 factor less than 1.0 by the actual cost factor.

4472 4. Following completion of the weighted enrollment ceiling  
4473 calculation as provided in subparagraph 3., a supplemental  
4474 capping calculation shall be employed for those districts that  
4475 are over their weighted enrollment ceiling. For each such  
4476 district, the total reported unweighted FTE enrollment for group  
4477 2 programs shall be compared with the total appropriated  
4478 unweighted FTE enrollment for group 2 programs. If the total  
4479 reported unweighted FTE for group 2 is greater than the

4480 appropriated unweighted FTE, then the excess unweighted FTE up  
 4481 to the unweighted FTE transferred from group 2 to group 1 for  
 4482 each district by the Public School FTE Estimating Conference  
 4483 shall be funded at a weight of 1.0 and added to the funded  
 4484 weighted FTE computed in subparagraph 3.

4485 (e) Funding model for exceptional student education  
 4486 programs.--

4487 1.a. The funding model uses basic, at-risk, support levels  
 4488 IV and V for exceptional students and career ~~and technical~~  
 4489 Florida Education Finance Program cost factors, and a guaranteed  
 4490 allocation for exceptional student education programs.

4491 Exceptional education cost factors are determined by using a  
 4492 matrix of services to document the services that each  
 4493 exceptional student will receive. The nature and intensity of  
 4494 the services indicated on the matrix shall be consistent with  
 4495 the services described in each exceptional student's individual  
 4496 educational plan.

4497 b. In order to generate funds using one of the two  
 4498 weighted cost factors, a matrix of services must be completed at  
 4499 the time of the student's initial placement into an exceptional  
 4500 student education program and at least once every 3 years by  
 4501 personnel who have received approved training. Nothing listed in  
 4502 the matrix shall be construed as limiting the services a school  
 4503 district must provide in order to ensure that exceptional  
 4504 students are provided a free, appropriate public education.

4505 c. Students identified as exceptional, in accordance with  
 4506 chapter 6A-6, Florida Administrative Code, who do not have a  
 4507 matrix of services as specified in sub-subparagraph b. shall

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4508 generate funds on the basis of full-time-equivalent student  
4509 membership in the Florida Education Finance Program at the same  
4510 funding level per student as provided for basic students.

4511 Additional funds for these exceptional students will be provided  
4512 through the guaranteed allocation designated in subparagraph 2.

4513         2. For students identified as exceptional who do not have  
4514 a matrix of services, there is created a guaranteed allocation  
4515 to provide these students with a free appropriate public  
4516 education, in accordance with s. 1001.42(4)(m) and rules of the  
4517 State Board of Education, which shall be allocated annually to  
4518 each school district in the amount provided in the General  
4519 Appropriations Act. These funds shall be in addition to the  
4520 funds appropriated on the basis of FTE student membership in the  
4521 Florida Education Finance Program, and the amount allocated for  
4522 each school district shall not be recalculated during the year.  
4523 These funds shall be used to provide special education and  
4524 related services for exceptional students.

4525         Section 131. Paragraph (d) of subsection (1) of section  
4526 1011.68, Florida Statutes, is amended to read:

4527         1011.68 Funds for student transportation.--The annual  
4528 allocation to each district for transportation to public school  
4529 programs, including charter schools as provided in s.  
4530 1002.33(17)(b), of students in membership in kindergarten  
4531 through grade 12 and in migrant and exceptional student programs  
4532 below kindergarten shall be determined as follows:

4533         (1) Subject to the rules of the State Board of Education,  
4534 each district shall determine the membership of students who are  
4535 transported:

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4536 (d) By reason of being career ~~and technical~~, dual  
 4537 enrollment, or students with disabilities transported from one  
 4538 school center to another to participate in an instructional  
 4539 program or service; or students with disabilities, transported  
 4540 from one designation to another in the state, provided one  
 4541 designation is a school center and provided the student's  
 4542 individual educational plan (IEP) identifies the need for the  
 4543 instructional program or service and transportation to be  
 4544 provided by the school district. A "school center" is defined as  
 4545 a public school center, community college, state university, or  
 4546 other facility rented, leased, or owned and operated by the  
 4547 school district or another public agency. A "dual enrollment  
 4548 student" is defined as a public school student in membership in  
 4549 both a public secondary school program and a community college  
 4550 or a state university program under a written agreement to  
 4551 partially fulfill ss. 1003.435 and 1007.23 and earning full-time  
 4552 equivalent membership under s. 1011.62(1)(i).

4553 Section 132. Paragraph (a) of subsection (2), subsection  
 4554 (3), and paragraph (b) of subsection (6) of section 1012.01,  
 4555 Florida Statutes, are amended to read:

4556 1012.01 Definitions.--Specific definitions shall be as  
 4557 follows, and wherever such defined words or terms are used in  
 4558 the Florida K-20 Education Code, they shall be used as follows:

4559 (2) INSTRUCTIONAL PERSONNEL.--"Instructional personnel"  
 4560 means any staff member whose function includes the provision of  
 4561 direct instructional services to students. Instructional  
 4562 personnel also includes personnel whose functions provide direct

4563 support in the learning process of students. Included in the  
4564 classification of instructional personnel are:

4565 (a) Classroom teachers.--Classroom teachers are staff  
4566 members assigned the professional activity of instructing  
4567 students in courses in classroom situations, including basic  
4568 instruction, exceptional student education, ~~career and technical~~  
4569 education, and adult education, including substitute teachers.

4570 (3) ADMINISTRATIVE PERSONNEL.--"Administrative personnel"  
4571 includes personnel who perform management activities such as  
4572 developing broad policies for the school district and executing  
4573 those policies through the direction of personnel at all levels  
4574 within the district. Administrative personnel are generally  
4575 high-level, responsible personnel who have been assigned the  
4576 responsibilities of systemwide or schoolwide functions, such as  
4577 district school superintendents, assistant superintendents,  
4578 deputy superintendents, school principals, assistant principals,  
4579 career technical center directors, and others who perform  
4580 management activities. Broad classifications of administrative  
4581 personnel are as follows:

4582 (a) District-based instructional administrators.--Included  
4583 in this classification are persons with district-level  
4584 administrative or policymaking duties who have broad authority  
4585 for management policies and general school district operations  
4586 related to the instructional program. Such personnel often  
4587 report directly to the district school superintendent and  
4588 supervise other administrative employees. This classification  
4589 includes assistant, associate, or deputy superintendents and  
4590 directors of major instructional areas, such as curriculum,

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4591 federal programs such as Title I, specialized instructional  
 4592 program areas such as exceptional student education, career ~~and~~  
 4593 ~~technical~~ education, and similar areas.

4594 (b) District-based noninstructional  
 4595 administrators.--Included in this classification are persons  
 4596 with district-level administrative or policymaking duties who  
 4597 have broad authority for management policies and general school  
 4598 district operations related to the noninstructional program.  
 4599 Such personnel often report directly to the district school  
 4600 superintendent and supervise other administrative employees.  
 4601 This classification includes assistant, associate, or deputy  
 4602 superintendents and directors of major noninstructional areas,  
 4603 such as personnel, construction, facilities, transportation,  
 4604 data processing, and finance.

4605 (c) School administrators.--Included in this  
 4606 classification are:

4607 1. School principals or school directors who are staff  
 4608 members performing the assigned activities as the administrative  
 4609 head of a school and to whom have been delegated responsibility  
 4610 for the coordination and administrative direction of the  
 4611 instructional and noninstructional activities of the school.  
 4612 This classification also includes career ~~technical~~ center  
 4613 directors.

4614 2. Assistant principals who are staff members assisting  
 4615 the administrative head of the school. This classification also  
 4616 includes assistant principals for curriculum and administration.

4617 (6) EDUCATIONAL SUPPORT EMPLOYEES.--"Educational support  
 4618 employees" means employees whose job functions are neither

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4619 administrative nor instructional, yet whose work supports the  
4620 educational process.

4621 (b) Technicians are individuals whose occupations require  
4622 a combination of knowledge and manual skill which can be  
4623 obtained through about 2 years of post-high school education,  
4624 such as is offered in many career centers ~~technical institutes~~  
4625 and community colleges, or through equivalent on-the-job  
4626 training.

4627 Section 133. Paragraph (c) of subsection (1) of section  
4628 1012.39, Florida Statutes, is amended to read:

4629 1012.39 Employment of substitute teachers, teachers of  
4630 adult education, nondegreed teachers of career education, and  
4631 career specialists; students performing clinical field  
4632 experience.--

4633 (1) Notwithstanding ss. 1012.32, 1012.55, 1012.56, and  
4634 1012.57, or any other provision of law or rule to the contrary,  
4635 each district school board shall establish the minimal  
4636 qualifications for:

4637 (c) Part-time and full-time nondegreed teachers of career  
4638 ~~and technical~~ programs. Qualifications shall be established for  
4639 agriculture, business, health occupations, family and consumer  
4640 sciences, industrial, marketing, career specialist, and public  
4641 service education teachers, based primarily on successful  
4642 occupational experience rather than academic training. The  
4643 qualifications for such teachers shall require:

4644 1. The filing of a complete set of fingerprints in the  
4645 same manner as required by s. 1012.32. Faculty employed solely



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4646 | to conduct postsecondary instruction may be exempted from this  
4647 | requirement.

4648 |         2. Documentation of education and successful occupational  
4649 | experience including documentation of:

4650 |             a. A high school diploma or the equivalent.

4651 |             b. Completion of 6 years of full-time successful  
4652 | occupational experience or the equivalent of part-time  
4653 | experience in the teaching specialization area. Alternate means  
4654 | of determining successful occupational experience may be  
4655 | established by the district school board.

4656 |             c. Completion of career education training conducted  
4657 | through the local school district inservice master plan.

4658 |             d. For full-time teachers, completion of professional  
4659 | education training in teaching methods, course construction,  
4660 | lesson planning and evaluation, and teaching special needs  
4661 | students. This training may be completed through coursework from  
4662 | an accredited or approved institution or an approved district  
4663 | teacher education program.

4664 |             e. Demonstration of successful teaching performance.

4665 |         Section 134. Section 1012.41, Florida Statutes, is amended  
4666 | to read:

4667 |         1012.41 Employment of directors of career ~~and technical~~  
4668 | education.--In order to receive state funding, each district  
4669 | school board that employs at least 15 full-time equivalent  
4670 | career ~~and technical~~ teachers must employ a director of career  
4671 | ~~and technical~~ education who meets the certification requirements  
4672 | established by the State Board of Education. The directors shall  
4673 | be directly accountable to the district school superintendent,

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4674 or his or her designee, for the planning and implementation of  
4675 career ~~and technical~~ programs. Two or more district school  
4676 boards may employ a single director.

4677 Section 135. Section 1012.43, Florida Statutes, is amended  
4678 to read:

4679 1012.43 Career ~~and technical~~ teachers.--

4680 (1) Career ~~and technical~~ teachers and other teachers who  
4681 qualify for certificates on the basis of nonacademic preparation  
4682 shall be entitled to all the contractual rights and privileges  
4683 now granted to other instructional personnel holding equivalent  
4684 certificates.

4685 (2) A holder of a certificate based on nonacademic  
4686 preparation which entitled him or her to employment to teach  
4687 classes in career ~~and technical~~ or adult education shall not be  
4688 assigned to teach in a regular academic field of the  
4689 kindergarten through grade 12 school program.

4690 Section 136. Paragraph (a) of subsection (10) of section  
4691 1013.03, Florida Statutes, is amended to read:

4692 1013.03 Functions of the department.--The functions of the  
4693 Department of Education as it pertains to educational facilities  
4694 shall include, but not be limited to, the following:

4695 (10)(a) Review and validate surveys proposed or amended by  
4696 the boards and recommend to the Commissioner of Education, for  
4697 approval, surveys that meet the requirements of this chapter.

4698 1. The term "validate" as applied to surveys by school  
4699 districts means to review inventory data as submitted to the  
4700 department by district school boards; provide for review and  
4701 inspection, where required, of student stations and aggregate

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4702 square feet of inventory changed from satisfactory to  
4703 unsatisfactory or changed from unsatisfactory to satisfactory;  
4704 compare new school inventory to allocation limits provided by  
4705 this chapter; review cost projections for conformity with cost  
4706 limits set by s. 1013.64(6); compare total capital outlay full-  
4707 time equivalent enrollment projections in the survey with the  
4708 department's projections; review facilities lists to verify that  
4709 student station and auxiliary facility space allocations do not  
4710 exceed the limits provided by this chapter and related rules;  
4711 review and confirm the application of uniform facility  
4712 utilization factors, where provided by this chapter or related  
4713 rules; utilize the documentation of programs offered per site,  
4714 as submitted by the board, to analyze facility needs; confirm  
4715 that need projections for career ~~and technical~~ and adult  
4716 educational programs comply with needs documented by the Office  
4717 of Workforce and Economic Development; and confirm the  
4718 assignment of full-time student stations to all space except  
4719 auxiliary facilities, which, for purposes of exemption from  
4720 student station assignment, include the following:

- 4721 a. Cafeterias.
- 4722 b. Multipurpose dining areas.
- 4723 c. Media centers.
- 4724 d. Auditoriums.
- 4725 e. Administration.
- 4726 f. Elementary, middle, and high school resource rooms, up  
4727 to the number of such rooms recommended for the applicable  
4728 occupant and space design capacity of the educational plant in

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4729 | the State Requirements for Educational Facilities, beyond which  
4730 | student stations must be assigned.

4731 |         g. Elementary school skills labs, up to the number of such  
4732 | rooms recommended for the applicable occupant and space design  
4733 | capacity of the educational plant in the State Requirements for  
4734 | Educational Facilities, beyond which student stations must be  
4735 | assigned.

4736 |         h. Elementary school art and music rooms.

4737 |         2. The term "validate" as applied to surveys by community  
4738 | colleges and universities means to review and document the  
4739 | approval of each new site and official designation, where  
4740 | applicable; review the inventory database as submitted by each  
4741 | board to the department, including noncareer ~~and technical~~, and  
4742 | total capital outlay full-time equivalent enrollment projections  
4743 | per site and per college; provide for the review and inspection,  
4744 | where required, of student stations and aggregate square feet of  
4745 | space changed from satisfactory to unsatisfactory; utilize and  
4746 | review the documentation of programs offered per site submitted  
4747 | by the boards as accurate for analysis of space requirements and  
4748 | needs; confirm that needs projected for career ~~and technical~~ and  
4749 | adult educational programs comply with needs documented by the  
4750 | Office of Workforce and Economic Development; compare new  
4751 | facility inventory to allocations limits as provided in this  
4752 | chapter; review cost projections for conformity with state  
4753 | averages or limits designated by this chapter; compare student  
4754 | enrollment projections in the survey to the department's  
4755 | projections; review facilities lists to verify that area  
4756 | allocations and space factors for generating space needs do not

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4757 exceed the limits as provided by this chapter and related rules;  
 4758 confirm the application of facility utilization factors as  
 4759 provided by this chapter and related rules; and review, as  
 4760 submitted, documentation of how survey recommendations will  
 4761 implement the detail of current campus master plans and  
 4762 integrate with local comprehensive plans and development  
 4763 regulations.

4764 Section 137. Paragraph (b) of subsection (1) of section  
 4765 1013.31, Florida Statutes, is amended to read:

4766 1013.31 Educational plant survey; localized need  
 4767 assessment; PECO project funding.--

4768 (1) At least every 5 years, each board shall arrange for  
 4769 an educational plant survey, to aid in formulating plans for  
 4770 housing the educational program and student population, faculty,  
 4771 administrators, staff, and auxiliary and ancillary services of  
 4772 the district or campus, including consideration of the local  
 4773 comprehensive plan. The Office of Workforce and Economic  
 4774 Development shall document the need for additional career and  
 4775 adult education programs and the continuation of existing  
 4776 programs before facility construction or renovation related to  
 4777 career or adult education may be included in the educational  
 4778 plant survey of a school district or community college that  
 4779 delivers career or adult education programs. Information used by  
 4780 the Office of Workforce and Economic Development to establish  
 4781 facility needs must include, but need not be limited to, labor  
 4782 market data, needs analysis, and information submitted by the  
 4783 school district or community college.

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4784 (b) Required need assessment criteria for district,  
4785 community college, college and state university plant  
4786 surveys.--Educational plant surveys must use uniform data  
4787 sources and criteria specified in this paragraph. Each revised  
4788 educational plant survey and each new educational plant survey  
4789 supersedes previous surveys.

4790 1. The school district's survey must be submitted as a  
4791 part of the district educational facilities plan defined in s.  
4792 1013.35. To ensure that the data reported to the Department of  
4793 Education as required by this section is correct, the department  
4794 shall annually conduct an onsite review of 5 percent of the  
4795 facilities reported for each school district completing a new  
4796 survey that year. If the department's review finds the data  
4797 reported by a district is less than 95 percent accurate, within  
4798 1 year from the time of notification by the department the  
4799 district must submit revised reports correcting its data. If a  
4800 district fails to correct its reports, the commissioner may  
4801 direct that future fixed capital outlay funds be withheld until  
4802 such time as the district has corrected its reports so that they  
4803 are not less than 95 percent accurate.

4804 2. Each survey of a special facility, joint-use facility,  
4805 or cooperative career ~~and technical~~ education facility must be  
4806 based on capital outlay full-time equivalent student enrollment  
4807 data prepared by the department for school districts, community  
4808 colleges, colleges, and universities. A survey of space needs of  
4809 a joint-use facility shall be based upon the respective space  
4810 needs of the school districts, community colleges, colleges, and  
4811 universities, as appropriate. Projections of a school district's

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4812 facility space needs may not exceed the norm space and occupant  
 4813 design criteria established by the State Requirements for  
 4814 Educational Facilities.

4815 3. Each community college's survey must reflect the  
 4816 capacity of existing facilities as specified in the inventory  
 4817 maintained by the Department of Education. Projections of  
 4818 facility space needs must comply with standards for determining  
 4819 space needs as specified by rule of the State Board of  
 4820 Education. The 5-year projection of capital outlay student  
 4821 enrollment must be consistent with the annual report of capital  
 4822 outlay full-time student enrollment prepared by the Department  
 4823 of Education.

4824 4. Each college and state university's survey must reflect  
 4825 the capacity of existing facilities as specified in the  
 4826 inventory maintained and validated by the Division of Colleges  
 4827 and Universities. Projections of facility space needs must be  
 4828 consistent with standards for determining space needs approved  
 4829 by the Division of Colleges and Universities. The projected  
 4830 capital outlay full-time equivalent student enrollment must be  
 4831 consistent with the 5-year planned enrollment cycle for the  
 4832 State University System approved by the Division of Colleges and  
 4833 Universities.

4834 5. The district educational facilities plan of a school  
 4835 district and the educational plant survey of a community  
 4836 college, or college or state university may include space needs  
 4837 that deviate from approved standards for determining space needs  
 4838 if the deviation is justified by the district or institution and

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4839 approved by the department, as necessary for the delivery of an  
4840 approved educational program.

4841 Section 138. Paragraph (a) of subsection (3) of section  
4842 1013.64, Florida Statutes, is amended to read:

4843 1013.64 Funds for comprehensive educational plant needs;  
4844 construction cost maximums for school district capital  
4845 projects.--Allocations from the Public Education Capital Outlay  
4846 and Debt Service Trust Fund to the various boards for capital  
4847 outlay projects shall be determined as follows:

4848 (3)(a) Each district school board shall receive an amount  
4849 from the Public Education Capital Outlay and Debt Service Trust  
4850 Fund to be calculated by computing the capital outlay full-time  
4851 equivalent membership as determined by the department. Such  
4852 membership must include, but is not limited to:

4853 1. K-12 students, except hospital and homebound part-time  
4854 students; and

4855 2. Students who are career ~~and technical~~ education  
4856 students, and adult disabled students and who are enrolled in  
4857 school district career ~~technical~~ centers. The capital outlay  
4858 full-time equivalent membership shall be determined for  
4859 kindergarten through the 12th grade and for career ~~technical~~  
4860 centers by averaging the unweighted full-time equivalent student  
4861 membership for the second and third surveys and comparing the  
4862 results on a school-by-school basis with the Florida Inventory  
4863 for School Houses. The capital outlay full-time equivalent  
4864 membership by grade level organization shall be used in making  
4865 the following calculations: The capital outlay full-time  
4866 equivalent membership by grade level organization for the 4th



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4867 prior year must be used to compute the base-year allocation. The  
 4868 capital outlay full-time equivalent membership by grade-level  
 4869 organization for the prior year must be used to compute the  
 4870 growth over the highest of the 3 years preceding the prior year.  
 4871 From the total amount appropriated by the Legislature pursuant  
 4872 to this subsection, 40 percent shall be allocated among the base  
 4873 capital outlay full-time equivalent membership and 60 percent  
 4874 among the growth capital outlay full-time equivalent membership.  
 4875 The allocation within each of these groups shall be prorated to  
 4876 the districts based upon each district's percentage of base and  
 4877 growth capital outlay full-time membership. The most recent 4-  
 4878 year capital outlay full-time equivalent membership data shall  
 4879 be used in each subsequent year's calculation for the allocation  
 4880 of funds pursuant to this subsection. If a change, correction,  
 4881 or recomputation of data during any year results in a reduction  
 4882 or increase of the calculated amount previously allocated to a  
 4883 district, the allocation to that district shall be adjusted  
 4884 correspondingly. If such recomputation results in an increase or  
 4885 decrease of the calculated amount, such additional or reduced  
 4886 amounts shall be added to or reduced from the district's future  
 4887 appropriations. However, no change, correction, or  
 4888 recomputation of data shall be made subsequent to 2 years  
 4889 following the initial annual allocation.

4890 Section 139. Subsections (1) and (2), and paragraphs (a)  
 4891 and (c) of subsection (4) of section 1013.75, Florida Statutes,  
 4892 are amended to read:

4893 1013.75 Cooperative funding of career center ~~and technical~~  
 4894 ~~educational~~ facilities.--

4895 (1) Each district school board operating a designated  
 4896 career ~~technical~~ center may submit, prior to August 1 of each  
 4897 year, a request to the commissioner for funds from the Public  
 4898 Education Capital Outlay and Debt Service Trust Fund to plan,  
 4899 construct, and equip a career center ~~and technical educational~~  
 4900 facility identified as being critical to the economic  
 4901 development and the workforce needs of the school district.

4902 Prior to submitting a request, each school district shall:

4903 (a) Adopt and submit to the commissioner a resolution  
 4904 indicating its commitment to fund the planning, construction,  
 4905 and equipping of the proposed facility at 40 percent of the  
 4906 requested project amount. The resolution shall also designate  
 4907 the locale of the proposed facility. If funds from a private or  
 4908 noneducational public entity are to be committed to the project,  
 4909 then a joint resolution shall be required.

4910 (b) Except as provided in paragraph (5)(b), levy the  
 4911 maximum millage against the nonexempt assessed property value as  
 4912 provided in s. 1011.71(2).

4913 (c) Certify to the Office of Workforce and Economic  
 4914 Development that the project has been survey recommended.

4915 (d) Certify to the Office of Workforce and Economic  
 4916 Development that final phase III construction documents comply  
 4917 with applicable building codes and life safety codes.

4918 (e) Sign an agreement that the district school board shall  
 4919 advertise for bids within 90 days of receiving an encumbrance  
 4920 authorization from the department.

4921 (f) If a construction contract has not been signed 90 days  
 4922 after the advertising of bids, certify to the Office of

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4923 Workforce and Economic Development and the department the cause  
4924 for delay. Upon request, an additional 90 days may be granted by  
4925 the commissioner.

4926 (2) The Office of Workforce and Economic Development shall  
4927 establish the need for additional career ~~and technical~~ education  
4928 programs and the continuation of existing programs before  
4929 facility construction or renovation related to career ~~and~~  
4930 ~~technical~~ education can be included in the educational plant  
4931 survey. Information used by the Office of Workforce and Economic  
4932 Development to establish facility needs shall include, but not  
4933 be limited to, labor market needs analysis and information  
4934 submitted by the school districts.

4935 (4)(a) A career ~~and technical~~ education construction  
4936 committee shall be composed of the following: three  
4937 representatives from the Department of Education and one  
4938 representative from the Executive Office of the Governor.

4939 (c) The commissioner's legislative capital outlay budget  
4940 request may include up to 2 percent of the new construction  
4941 allocation to public schools for career ~~and technical~~ capital  
4942 outlay projects recommended by the career ~~and technical~~  
4943 education construction committee.

4944 Section 140. This act shall take effect July 1, 2004.