

1 A bill to be entitled

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

29 certified career education programs; creating s. 1006.025,  
 30 F.S.; requiring district school boards to submit guidance  
 31 reports to the Commissioner of Education and providing  
 32 requirements thereof; amending s. 1012.01, F.S.; revising  
 33 a personnel classification title; amending s. 1011.80,  
 34 F.S.; repealing the Florida Workforce Development  
 35 Education Fund; redesignating adult technical education  
 36 programs as workforce education programs; revising  
 37 requirements for funding; requiring reporting and cost  
 38 analysis; amending ss. 1009.22 and 1011.83, F.S.; deleting  
 39 references to the Florida Workforce Development Education  
 40 Fund; requiring the Agency for Workforce Innovation and  
 41 the Council for Education Policy Research and Improvement  
 42 to study the need for new and expanded apprenticeship and  
 43 other workforce education programs; requiring a report of  
 44 findings and recommendations; requiring the Commissioner  
 45 of Education to convene a study group to investigate  
 46 workforce education issues; requiring the study group to  
 47 submit a report with recommendations for modifications to  
 48 the workforce education system; amending ss. 20.18,  
 49 110.1099, 112.19, 112.191, 112.1915, 238.01, 250.10,  
 50 250.482, 288.047, 288.9511, 292.05, 292.10, 295.02,  
 51 295.125, 339.0805, 364.508, 376.0705, 380.0651, 402.305,  
 52 402.3051, 403.716, 414.0252, 420.0004, 420.524, 420.602,  
 53 440.16, 443.171, 445.003, 445.004, 445.009, 445.012,  
 54 445.0123, 445.024, 445.049, 446.011, 446.052, 446.22,  
 55 475.17, 475.451, 475.617, 475.6175, 475.618, 475.627,  
 56 494.0029, 509.302, 553.841, 790.06, 790.115, 810.095,

57 | 943.14, 948.015, 948.09, 958.12, 985.03, 985.315, 1000.04,  
 58 | 1000.05, 1001.42, 1001.44, 1001.452, 1001.453, 1001.64,  
 59 | 1002.01, 1002.20, 1002.22, 1002.38, 1002.42, 1003.01,  
 60 | 1003.02, 1003.43, 1003.47, 1003.51, 1003.52, 1004.02,  
 61 | 1004.04, 1004.07, 1004.54, 1004.65, 1004.73, 1004.91,  
 62 | 1004.92, 1004.93, 1004.98, 1005.02, 1005.06, 1005.21,  
 63 | 1006.035, 1006.051, 1006.21, 1006.31, 1007.21, 1007.23,  
 64 | 1007.24, 1007.25, 1007.27, 1007.271, 1008.37, 1008.385,  
 65 | 1008.405, 1008.41, 1008.42, 1008.43, 1008.45, 1009.23,  
 66 | 1009.25, 1009.40, 1009.532, 1009.533, 1009.536, 1009.55,  
 67 | 1009.61, 1009.64, 1009.98, 1010.20, 1010.58, 1011.62,  
 68 | 1011.68, 1012.01, 1012.39, 1012.41, 1012.43, 1013.03,  
 69 | 1013.31, 1013.64, and 1013.75, F.S., to conform; providing  
 70 | an effective date.

71 |

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

73 |

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

76 | 1002.34 Charter technical career centers.--

77 | (11) FUNDING.--

78 | (a) Notwithstanding any other provision of law, a charter  
 79 | technical career center's student membership enrollment must be  
 80 | calculated pursuant to this section.

81 | (b)(a) Each district school board and community college  
 82 | that sponsors a charter technical career center shall pay  
 83 | directly to the center an amount stated in the charter. State  
 84 | funding shall be generated for the center for its student

85 enrollment and program outcomes as provided in law. A center is  
 86 eligible for funding from workforce education funds ~~the Florida~~  
 87 ~~Workforce Development Education Fund~~, the Florida Education  
 88 Finance Program, and the Community College Program Fund,  
 89 depending upon the programs conducted by the center.

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

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

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

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

100 (g) A center must define in the charter agreement the  
 101 delivery system in which the instructional offering of  
 102 educational services will be placed. The rules governing this  
 103 delivery system must be applied to all of the center's students  
 104 and must authorize all other sponsoring educational systems to  
 105 report required enrollment and student data based solely on the  
 106 rules of the offering institution. Each sponsor shall earn full-  
 107 time equivalent membership for each student for funding and  
 108 reporting purposes.

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

113 Section 2. Section 1003.431, Florida Statutes, is created  
114 to read:

115 1003.431 Career education certification.--

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

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

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

128 (2) A comprehensive program of study in career education  
129 shall be designed to prepare a student to continue his or her  
130 education at a postsecondary educational institution and obtain  
131 employment. A comprehensive career education program of study  
132 must require of each student:

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

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

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

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

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

156        (3) The career education certification indicates that the  
157 student is prepared to continue into postsecondary education  
158 without the need for remediation and that the student has  
159 marketable employment skills. The State Board of Education may  
160 adopt by rule a standard format for the certification.

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

167        (5) A school district that generates funds as a result of  
168 incentive funding for student achievement of the career

169 education certification on the high school diploma must expend  
 170 the total amount on the comprehensive career education program  
 171 of study. The school district may not apply indirect charges to  
 172 incentive funds earned.

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

176 1003.491 Career ~~and technical~~ education.--

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

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

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

186 (c) Student development of individual career plans.

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

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

193 (f) Student retention in school through high school  
 194 graduation.

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

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

202 Section 4. Section 1003.492, Florida Statutes, is created  
 203 to read:

204 1003.492 Industry-certified career education programs.--

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

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

216 (3) The Department of Education shall study student  
 217 performance in industry-certified career education programs.  
 218 The department shall identify districts that currently operate  
 219 industry-certified career education programs. The study shall  
 220 examine the performance of participating students over time.  
 221 Performance factors shall include, but not be limited to,  
 222 graduation rates, retention rates, additional educational

223 attainment, employment records, earnings, and industry  
224 satisfaction. The results of this study shall be submitted to  
225 the President of the Senate and the Speaker of the House of  
226 Representatives by December 31, 2004.

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

233 Section 5. Section 1006.025, Florida Statutes, is created  
234 to read:

235 1006.025 Guidance services.--

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

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

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

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

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

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

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

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

256       (g) A guidance plan for the district.

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

264       Section 6. Paragraph (b) of subsection (2) of section  
265 1012.01, Florida Statutes, is amended to read:

266       1012.01 Definitions.--Specific definitions shall be as  
267 follows, and wherever such defined words or terms are used in  
268 the Florida K-20 Education Code, they shall be used as follows:

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

275       (b) Student personnel services.--Student personnel  
276 services include staff members responsible for: advising  
277 students with regard to their abilities and aptitudes,

278 educational and occupational opportunities, and personal and  
 279 social adjustments; providing placement services; performing  
 280 educational evaluations; and similar functions. Included in this  
 281 classification are guidance counselors, social workers, career  
 282 ~~occupational/placement~~ specialists, and school psychologists.

283 Section 7. Section 1011.80, Florida Statutes, is amended  
 284 to read:

285 1011.80 Funds for operation of workforce ~~adult technical~~  
 286 education programs.--

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

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

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

295 (c) Applied technology diploma programs.

296 (d) Continuing workforce education courses.

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

298 (f) Apprenticeship and preapprenticeship programs as  
 299 defined in s. 446.021.

300 (2) Any workforce ~~development~~ education program may be  
 301 conducted by a community college or a school district, except  
 302 that college credit in an associate in applied science or an  
 303 associate in science degree may be awarded only by a community  
 304 college. However, if an associate in applied science or an  
 305 associate in science degree program contains within it an

306 occupational completion point that confers a certificate or an  
 307 applied technology diploma, that portion of the program may be  
 308 conducted by a school district career ~~technical~~ center. Any  
 309 instruction designed to articulate to a degree program is  
 310 subject to guidelines and standards adopted by the State Board  
 311 of Education pursuant to s. 1007.25.

312 (3) If a program for disabled adults pursuant to s.  
 313 1004.93 is a workforce ~~development~~ program as defined in law, it  
 314 must be funded as provided in this section.

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

323 (a) The cost categories must be calculated to identify  
 324 high-cost programs, medium-cost programs, and low-cost programs.  
 325 The cost analysis used to calculate and assign a program of  
 326 study to a cost category must include at least both direct and  
 327 indirect instructional costs, consumable supplies, equipment,  
 328 and standard program length.

329 (b)1. The performance output measure for career ~~and~~  
 330 ~~technical~~ education programs of study is student completion of a  
 331 career ~~and technical~~ program of study that leads to an  
 332 occupational completion point associated with a certificate; an  
 333 apprenticeship program; or a program that leads to an applied

334 | technology diploma or an associate in applied science or  
335 | associate in science degree. Performance output measures for  
336 | registered apprenticeship programs shall be based on program  
337 | lengths that coincide with lengths established pursuant to the  
338 | requirements of chapter 446.

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

345 |         (c) The performance outcome measures for workforce  
346 | education programs ~~funded through the Workforce Development~~  
347 | ~~Education Fund~~ are associated with placement and retention of  
348 | students after reaching a completion point or completing a  
349 | program of study. These measures include placement or retention  
350 | in employment that is related to the program of study; placement  
351 | into or retention in employment in an occupation on the  
352 | Workforce Estimating Conference list of high-wage, high-skill  
353 | occupations with sufficient openings, or other High Wage/High  
354 | Skill Program occupations as determined by Workforce Florida,  
355 | Inc.; and placement and retention of participants or former  
356 | participants in the welfare transition program in employment.  
357 | Continuing postsecondary education at a level that will further  
358 | enhance employment is a performance outcome for adult general  
359 | education programs. Placement and retention must be reported  
360 | pursuant to ss. 1008.39 and 1008.43.

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

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

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

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

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

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

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

409           3. ~~If a local educational agency achieves a level of~~  
410 ~~performance sufficient to generate a full allocation as~~  
411 ~~authorized by the workforce development funding formula, the~~  
412 ~~agency may earn performance incentive funds as appropriated for~~  
413 ~~that purpose in a General Appropriations Act. If performance~~  
414 ~~incentive funds are funded and awarded, these funds must be~~  
415 ~~added to the local educational agency's prior year total~~

416 | ~~allocation from the Workforce Development Education Fund and~~  
417 | ~~shall be used to calculate the following year's base funding.~~

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

436 | (7) A school district or community college that receives  
437 | workforce education funds ~~earns performance funding~~ must use the  
438 | money to benefit the workforce ~~postsecondary adult and technical~~  
439 | education programs it provides. The money may be used for  
440 | equipment upgrades, program expansions, or any other use that  
441 | would result in workforce education ~~development~~ program  
442 | improvement. The district school board or community college  
443 | board of trustees may not withhold any portion of the

444 performance funding for indirect costs. ~~Notwithstanding s.~~  
 445 ~~216.351, funds awarded pursuant to this section may be carried~~  
 446 ~~across fiscal years and shall not revert to any other fund~~  
 447 ~~maintained by the district school board or community college~~  
 448 ~~board of trustees.~~

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

460 (a) Programs that prepare people to enter high-wage  
 461 occupations identified by the Workforce Estimating Conference  
 462 created by s. 216.136 and other programs as approved by  
 463 Workforce Florida, Inc. At a minimum, performance incentives  
 464 shall be calculated for adults who reach completion points or  
 465 complete programs that lead to specified high-wage employment  
 466 and to their placement in that employment.

467 (b) Programs that successfully prepare adults who are  
 468 eligible for public assistance, economically disadvantaged,  
 469 disabled, not proficient in English, or dislocated workers for  
 470 high-wage occupations. At a minimum, performance incentives  
 471 shall be calculated at an enhanced value for the completion of

472 adults identified in this paragraph and job placement of such  
 473 adults upon completion. In addition, adjustments may be made in  
 474 payments for job placements for areas of high unemployment.

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

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

484 (9) School districts shall report full-time equivalent  
 485 students by discipline category for the programs specified in  
 486 subsection (1). There shall be an annual cost analysis for the  
 487 school district workforce education programs that reports cost  
 488 by discipline category consistent with the reporting for full-  
 489 time equivalent students. The annual financial reports submitted  
 490 by the school districts must accurately report on the student  
 491 fee revenues by fee type according to the programs specified in  
 492 subsection (1). The Department of Education shall develop a plan  
 493 for comparable reporting of program, student, facility,  
 494 personnel, and financial data between the community colleges and  
 495 the school district workforce education programs.

496 (10)(9) A high school student dually enrolled under s.  
 497 1007.271 in a workforce education development program ~~funded~~  
 498 ~~through the Workforce Development Education Fund~~ and operated by  
 499 a community college or school district career technical center

500 generates the amount calculated for workforce education funding  
 501 ~~by the Workforce Development Education Fund~~, including any  
 502 payment of performance funding, and the proportional share of  
 503 full-time equivalent enrollment generated through the Florida  
 504 Education Finance Program for the student's enrollment in a high  
 505 school. If a high school student is dually enrolled in a  
 506 community college program, including a program conducted at a  
 507 high school, the community college earns the funds generated for  
 508 workforce education funding, ~~through the Workforce Development~~  
 509 ~~Education Fund~~ and the school district earns the proportional  
 510 share of full-time equivalent funding from the Florida Education  
 511 Finance Program. If a student is dually enrolled in a career  
 512 ~~technical~~ center operated by the same district as the district  
 513 in which the student attends high school, that district earns  
 514 the funds generated for workforce education funding ~~through the~~  
 515 ~~Workforce Development Education Fund~~ and also earns the  
 516 proportional share of full-time equivalent funding from the  
 517 Florida Education Finance Program. If a student is dually  
 518 enrolled in a workforce education ~~development~~ program provided  
 519 by a career ~~technical~~ center operated by a different school  
 520 district, the funds must be divided between the two school  
 521 districts proportionally from the two funding sources. A student  
 522 may not be reported for funding in a dual enrollment workforce  
 523 education ~~development~~ program unless the student has completed  
 524 the basic skills assessment pursuant to s. 1004.91.

525 ~~(11)(10)~~ The State Board of Education may adopt rules to  
 526 administer this section.

527 Section 8. Subsections (1), (5), (12), and (13) of section  
528 1009.22, Florida Statutes, are amended to read:

529 1009.22 Workforce education development ~~development~~ postsecondary  
530 student fees.--

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

536 (5) Each district school board and community college board  
537 of trustees may establish a separate fee for financial aid  
538 purposes in an additional amount of up to 10 percent of the  
539 student fees collected for workforce education development ~~development~~  
540 programs ~~funded through the Workforce Development Education~~  
541 ~~Fund~~. All fees collected shall be deposited into a separate  
542 workforce education development ~~development~~ student financial aid fee trust  
543 fund of the school district or community college to support  
544 students enrolled in workforce education development ~~development~~ programs.  
545 Any undisbursed balance remaining in the trust fund and interest  
546 income accruing to investments from the trust fund shall  
547 increase the total funds available for distribution to workforce  
548 ~~development~~ education students. Awards shall be based on student  
549 financial need and distributed in accordance with a nationally  
550 recognized system of need analysis approved by the State Board  
551 of Education. Fees collected pursuant to this subsection shall  
552 be allocated in an expeditious manner.

553 (12) Any school district or community college that reports  
554 students who have not paid fees in an approved manner in

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

566 (13) Each school district and community college shall  
567 report only those students who have actually enrolled in  
568 instruction provided or supervised by instructional personnel  
569 under contract with the district or community college in  
570 calculations of actual full-time enrollments for state funding  
571 purposes. A student who has been exempted from taking a course  
572 or who has been granted academic or technical credit through  
573 means other than actual coursework completed at the granting  
574 institution may not be calculated for enrollment in the course  
575 from which the student has been exempted or for which the  
576 student has been granted credit. School districts and community  
577 colleges that report enrollments in violation of this subsection  
578 shall be penalized at a rate equal to 2 times the value of such  
579 enrollments. Such penalty shall be charged against the following  
580 year's allocation from workforce education funds ~~the Workforce~~  
581 ~~Development Education Fund~~ and shall revert to the General  
582 Revenue Fund.

583 Section 9. Section 1011.83, Florida Statutes, is amended  
 584 to read:

585 1011.83 Financial support of community colleges.--Each  
 586 community college that has been approved by the Department of  
 587 Education and meets the requirements of law and rules of the  
 588 State Board of Education shall participate in the Community  
 589 College Program Fund. However, funds to support workforce  
 590 education development programs conducted by community colleges  
 591 shall be provided ~~by the Workforce Development Education Fund~~  
 592 pursuant to s. 1011.80.

593 Section 10. The Agency for Workforce Innovation and the  
 594 Council for Education Policy Research and Improvement (CEPRI)  
 595 shall conduct a joint study on the need for new and expanded  
 596 apprenticeship and other workforce education programs within  
 597 each workforce region. The study shall include all  
 598 apprenticeship programs registered pursuant to chapter 446,  
 599 Florida Statutes. A specific emphasis shall be placed upon  
 600 apprenticeships in construction and educational programs,  
 601 including, but not limited to, biotechnology, information  
 602 technology, allied health, or other identified areas of critical  
 603 need. The Agency for Workforce Innovation and CEPRI shall  
 604 jointly submit a report of their findings and recommendations by  
 605 December 31, 2004, to the Governor, the President of the Senate,  
 606 and the Speaker of the House of Representatives.

607 Section 11. Workforce education study.--  
 608 (1) For purposes of this section, workforce education is  
 609 defined as the programs referenced in s. 1011.80(1), Florida  
 610 Statutes.

611       (2) To assist the Legislature in providing solutions to  
612 the demands for workforce education, the Commissioner of  
613 Education shall convene a study group to investigate issues  
614 related to workforce education in Florida. The study group shall  
615 report to the commissioner and the State Board of Education on  
616 or before October 1, 2004, with specific actions necessary to  
617 affect the timely implementation of modifications to the  
618 workforce education system in Florida. The study group shall  
619 consider any relevant projects of the Council for Education  
620 Policy Research and Improvement and the Office of Program Policy  
621 Analysis and Government Accountability and federal legislation  
622 or appropriations. Recommendations must be consistent with the  
623 K-20 education performance accountability system in s. 1008.31,  
624 Florida Statutes. Based on the study group report, the  
625 Commissioner of Education shall report to the Governor, the  
626 Speaker of the House of Representatives, and the President of  
627 the Senate on or before December 1, 2004, a summary of the  
628 conclusions of the study group and recommended funding and  
629 statutory changes if necessary.

630       (3) The study group shall consist of members appointed by  
631 the Commissioner of Education who represent school districts,  
632 community colleges, public and independent universities, private  
633 postsecondary schools and colleges, the Agency for Workforce  
634 Innovation, Workforce Florida, Inc., and Enterprise Florida,  
635 Inc., and other members deemed appropriate by the commissioner,  
636 with a majority of the membership consisting of representatives  
637 of business and industry.

638       (4) The study group shall recommend an implementation plan  
639 for their recommendations that shall include, but is not limited  
640 to:

641       (a) A recommended funding model for workforce education  
642 that encompasses both enrollment and performance. The  
643 recommendations must include a process for providing for growth  
644 and development of new programs to meet the demands of economic  
645 development at the state, regional, and local levels.  
646 Recommendations for funding should reflect consideration of  
647 state funding, student fees, and federal and private funding, as  
648 well as diverse needs and challenges faced by institutions.

649       (b) A recommended allocation model for workforce education  
650 based on occupational completion points, literacy completion  
651 points, and program length. Performance outcomes should reflect  
652 program completion, job placement, and successful transfer to  
653 another educational institution. Performance outcomes for  
654 traditionally hard-to-serve populations may be weighted based on  
655 empirical evidence. Performance outcomes should encourage the  
656 expansion of public-private partnerships by including the  
657 successful leveraging of private resources. Performance outcomes  
658 should be evaluated by examining an institution's performance  
659 over time rather than its performance relative to other  
660 institutions and should be consistent regardless of the type of  
661 institution offering the program.

662       (c) Recommendations to improve articulation and obtain the  
663 maximum appropriate transferability of coursework between  
664 components of the workforce education system and between  
665 workforce education programs and advanced degrees. The

666 implementation plan shall include a review of current  
667 articulation practices for workforce education, examples of best  
668 practices, and specific methods to improve articulation options  
669 for all students participating in workforce education.

670 (d) Recommendations for the implementation of innovative  
671 programs that provide high school students with work-related  
672 career-based educational opportunities. Recommendations shall  
673 reflect the consideration of a broad array of options,  
674 including, but not limited to, high school career academies,  
675 charter technical centers, industry-certified educational  
676 opportunities, and the expanded use of career dual enrollment or  
677 other acceleration mechanisms. Recommendations shall also  
678 include expanded opportunities for partnership with business and  
679 industry to ensure that all components of any recommended  
680 program are relevant and appropriate to prepare students for  
681 further education and employment.

682 (e) Recommendations for the implementation of innovative  
683 options or expanded use of existing resources for the delivery  
684 of postsecondary workforce education. These options must respond  
685 to the need for access to workforce education in geographic  
686 areas of high demand or unmet need or to demand for programs in  
687 occupational clusters that are targeted for purposes of economic  
688 development. Recommendations must include, but are not limited  
689 to, consideration of the increased use of distance learning,  
690 agreements for the innovative use of facilities, and other  
691 innovative partnerships and programs that would improve access  
692 to workforce education.

693       (f) Recommendations for improvements to guidance  
694 counseling and advising to ensure that all students in the K-12  
695 system are properly informed and prepared for their future  
696 careers regardless of whether they intend to train for those  
697 careers in a traditional college setting or through workforce  
698 education. Recommendations shall address the effect of students  
699 receiving guidance and advising beginning at the middle school  
700 level that balances the postsecondary academic and workforce  
701 education options available to students. Recommendations shall  
702 reflect a consideration of best practices and innovative models  
703 for student advisement. Recommendations shall also include  
704 opportunities for state and local educational entities to  
705 partner with business and industry to align existing guidance  
706 counseling and advising resources with other agencies and  
707 organizations and to develop an intensive marketing campaign to  
708 attract high school students into postsecondary education  
709 programs leading to careers that are of critical need to the  
710 state. The recommendations shall include a timeline for  
711 implementation to be completed no later than July 1, 2005.

712       (5) The Department of Education shall provide staff  
713 assistance and resources to assist the study group in preparing  
714 recommendations.

715       Section 12. Paragraph (a) of subsection (4) of section  
716 20.18, Florida Statutes, is amended to read:

717       20.18 Department of Community Affairs.--There is created a  
718 Department of Community Affairs.

719       (4) In addition to its other powers, duties, and  
720 functions, the department shall, under the general supervision

721 of the secretary and the Interdepartmental Coordinating Council  
 722 on Community Services, assist and encourage the development of  
 723 state programs by the various departments for the productive use  
 724 of human resources, and the department shall work with other  
 725 state agencies in order that together they might:

726 (a) Effect the coordination, by the responsible agencies  
 727 of the state, of the career ~~vocational, technical,~~ and adult  
 728 educational programs of the state in order to provide the  
 729 maximum use and meaningful employment of persons completing  
 730 courses of study from such programs;

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

733 110.1099 Education and training opportunities for state  
 734 employees.--

735 (1)(a) Education and training are an integral component in  
 736 improving the delivery of services to the public. Recognizing  
 737 that the application of productivity-enhancing technology and  
 738 practice demands continuous educational and training  
 739 opportunities, a state employee may be authorized to receive a  
 740 voucher or grant, for matriculation fees, to attend work-related  
 741 courses at public community colleges, public career ~~technical~~  
 742 centers, or public universities. The department may implement  
 743 the provisions of this section from funds appropriated to the  
 744 department for this purpose. In the event insufficient funds are  
 745 appropriated to the department, each state agency may supplement  
 746 these funds to support the training and education needs of its  
 747 employees from funds appropriated to the agency.

748 (5) The Department of Management Services, in consultation  
 749 with the agencies and, to the extent applicable, with Florida's  
 750 public community colleges, public career ~~technical~~ centers, and  
 751 public universities, shall adopt rules to administer this  
 752 section.

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

756 112.19 Law enforcement, correctional, and correctional  
 757 probation officers; death benefits.--

758 (3) If a law enforcement, correctional, or correctional  
 759 probation officer is accidentally killed as specified in  
 760 paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
 761 intentionally killed as specified in paragraph (2)(c) on or  
 762 after July 1, 1980, the state shall waive certain educational  
 763 expenses that the child or spouse of the deceased officer incurs  
 764 while obtaining a career ~~vocational-technical~~ certificate, an  
 765 undergraduate education, or a postgraduate education. The amount  
 766 waived by the state shall be an amount equal to the cost of  
 767 tuition and matriculation and registration fees for a total of  
 768 120 credit hours. The child or spouse may attend a state career  
 769 center ~~vocational-technical school~~, a state community college,  
 770 or a state university. The child or spouse may attend any or all  
 771 of the institutions specified in this subsection, on either a  
 772 full-time or part-time basis. The benefits provided to a child  
 773 under this subsection shall continue until the child's 25th  
 774 birthday. The benefits provided to a spouse under this  
 775 subsection must commence within 5 years after the death occurs,

776 | and entitlement thereto shall continue until the 10th  
 777 | anniversary of that death.

778 |         (a) Upon failure of any child or spouse benefited by the  
 779 | provisions of this subsection to comply with the ordinary and  
 780 | minimum requirements of the institution attended, both as to  
 781 | discipline and scholarship, the benefits shall be withdrawn as  
 782 | to the child or spouse and no further moneys may be expended for  
 783 | the child's or spouse's benefits so long as such failure or  
 784 | delinquency continues.

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

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

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

794 |         112.19 Law enforcement, correctional, and correctional  
 795 | probation officers; death benefits.--

796 |         (3) If a law enforcement, correctional, or correctional  
 797 | probation officer is accidentally killed as specified in  
 798 | paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
 799 | intentionally killed as specified in paragraph (2)(c) on or  
 800 | after July 1, 1980, the state shall waive certain educational  
 801 | expenses that children of the deceased officer incur while  
 802 | obtaining a career ~~vocational-technical~~ certificate, an  
 803 | undergraduate education, or a graduate or postbaccalaureate

804 professional degree. The amount waived by the state shall be an  
805 amount equal to the cost of tuition, matriculation, and other  
806 statutorily authorized fees for a total of 120 credit hours for  
807 a career ~~vocational-technical~~ certificate or an undergraduate  
808 education. For a child pursuing a graduate or postbaccalaureate  
809 professional degree, the amount waived shall equal the cost of  
810 matriculation and other statutorily authorized fees incurred  
811 while the child continues to fulfill the professional  
812 requirements associated with the graduate or postbaccalaureate  
813 professional degree program, and eligibility continues until the  
814 child's 29th birthday. The child may attend a state career  
815 center ~~vocational-technical school~~, a state community college,  
816 or a state university. The child may attend any or all of the  
817 institutions specified in this subsection, on either a full-time  
818 or part-time basis. For a child pursuing a career ~~vocational-~~  
819 ~~technical~~ certificate or an undergraduate education, the  
820 benefits provided under this subsection shall continue to the  
821 child until the child's 25th birthday. To be eligible for the  
822 benefits provided under this subsection for enrollment in a  
823 graduate or postbaccalaureate professional degree program, the  
824 child must be a state resident, as defined in s. 1009.21, at the  
825 time of enrollment.

826 (a) Upon failure of any child benefited by the provisions  
827 of this section to comply with the ordinary and minimum  
828 requirements of the institution attended, both as to discipline  
829 and scholarship, the benefits shall be withdrawn as to the child  
830 and no further moneys may be expended for the child's benefits  
831 so long as such failure or delinquency continues.

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

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

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

840 112.191 Firefighters; death benefits.--

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

860 (a) Upon failure of any child or spouse benefited by the  
 861 provisions of this subsection to comply with the ordinary and  
 862 minimum requirements of the institution attended, both as to  
 863 discipline and scholarship, the benefits thereof shall be  
 864 withdrawn as to the child or spouse and no further moneys  
 865 expended for the child's or spouse's benefits so long as such  
 866 failure or delinquency continues.

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

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

872 Section 17. Subsection (3) of section 112.191, Florida  
 873 Statutes, as amended by section 2 of chapter 2002-232, Laws of  
 874 Florida, as amended by section 10 of chapter 2003-1, Laws of  
 875 Florida, is amended to read:

876 112.191 Firefighters; death benefits.--

877 (3) If a firefighter is accidentally killed as specified  
 878 in paragraph (2)(b) on or after June 22, 1990, or unlawfully and  
 879 intentionally killed as specified in paragraph (2)(c), on or  
 880 after July 1, 1980, the state shall waive certain educational  
 881 expenses that children of the deceased firefighter incur while  
 882 obtaining a career ~~vocational-technical~~ certificate, an  
 883 undergraduate education, or a graduate or postbaccalaureate  
 884 professional degree. The amount waived by the state shall be an  
 885 amount equal to the cost of tuition, matriculation, and other  
 886 statutorily authorized fees for a total of 120 credit hours for  
 887 a career ~~vocational-technical~~ certificate or an undergraduate

888 education. For a child pursuing a graduate or postbaccalaureate  
889 professional degree, the amount waived shall equal the cost of  
890 matriculation and other statutorily authorized fees incurred  
891 while the child continues to fulfill the professional  
892 requirements associated with the graduate or postbaccalaureate  
893 professional degree program, and eligibility continues until the  
894 child's 29th birthday. The child may attend a state career  
895 center ~~vocational-technical school~~, a state community college,  
896 or a state university. The child may attend any or all of the  
897 institutions specified in this subsection, on either a full-time  
898 or part-time basis. For a child pursuing a career ~~vocational-~~  
899 ~~technical~~ certificate or an undergraduate education, the  
900 benefits provided under this subsection shall continue to such a  
901 child until the child's 25th birthday. To be eligible for the  
902 benefits provided under this subsection for enrollment in a  
903 graduate or postbaccalaureate professional degree program, the  
904 child must be a state resident, as defined in s. 1009.21, at the  
905 time of enrollment.

906 (a) Upon failure of any child benefited by the provisions  
907 of this section to comply with the ordinary and minimum  
908 requirements of the institution attended, both as to discipline  
909 and scholarship, the benefits thereof shall be withdrawn as to  
910 the child and no further moneys expended for the child's  
911 benefits so long as such failure or delinquency continues.

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

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

917 Section 18. Paragraph (d) of subsection (3) of section  
 918 112.1915, Florida Statutes, is amended to read:

919 112.1915 Teachers and school administrators; death  
 920 benefits.--Any other provision of law to the contrary  
 921 notwithstanding:

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

925 (d) Waiver of certain educational expenses which children  
 926 of the deceased teacher or school administrator incur while  
 927 obtaining a career ~~vocational-technical~~ certificate or an  
 928 undergraduate education shall be according to conditions set  
 929 forth in this paragraph. The amount waived by the state shall be  
 930 an amount equal to the cost of tuition and matriculation and  
 931 registration fees for a total of 120 credit hours at a  
 932 university. The child may attend a state career center  
 933 ~~vocational-technical school~~, a state community college, or a  
 934 state university. The child may attend any or all of the  
 935 institutions specified in this paragraph, on either a full-time  
 936 or part-time basis. The benefits provided under this paragraph  
 937 shall continue to the child until the child's 25th birthday.

938 1. Upon failure of any child benefited by the provisions  
 939 of this paragraph to comply with the ordinary and minimum  
 940 requirements of the institution attended, both as to discipline  
 941 and scholarship, the benefits shall be withdrawn as to the child

942 and no further moneys may be expended for the child's benefits  
 943 so long as such failure or delinquency continues.

944 2. A student who becomes eligible for benefits under the  
 945 provisions of this paragraph while enrolled in an institution  
 946 must be in good standing with the institution to receive the  
 947 benefits provided herein.

948 3. A child receiving benefits under this paragraph must be  
 949 enrolled according to the customary rules and requirements of  
 950 the institution attended.

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

953 238.01 Definitions.--The following words and phrases as  
 954 used in this chapter shall have the following meanings unless a  
 955 different meaning is plainly required by the context:

956 (3) "Teacher" means any member of the teaching or  
 957 professional staff and any certificated employee of any public  
 958 free school, of any district school system and career center  
 959 ~~vocational school~~, any member of the teaching or professional  
 960 staff of the Florida School for the Deaf and Blind, child  
 961 training schools of the Department of Juvenile Justice, the  
 962 Department of Corrections, and any tax-supported institution of  
 963 higher learning of the state, and any member and any certified  
 964 employee of the Department of Education, any certified employee  
 965 of the retirement system, any full-time employee of any  
 966 nonprofit professional association or corporation of teachers  
 967 functioning in Florida on a statewide basis, which seeks to  
 968 protect and improve public school opportunities for children and  
 969 advance the professional and welfare status of its members, any

970 person now serving as superintendent, or who was serving as  
 971 county superintendent of public instruction on July 1, 1939, and  
 972 any hereafter duly elected or appointed superintendent, who  
 973 holds a valid Florida teachers' certificate. In all cases of  
 974 doubt the Department of Management Services shall determine  
 975 whether any person is a teacher as defined herein.

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

979 250.10 Appointment and duties of the Adjutant General.--

980 (7) The Adjutant General and the State Board of Education  
 981 shall develop education assistance programs for members in good  
 982 standing of the active Florida National Guard who enroll in a  
 983 public institution of higher learning in the state.

984 (b) The programs shall define those members of the active  
 985 Florida National Guard who are ineligible to participate in the  
 986 program and those courses of study which are not authorized for  
 987 the program.

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

989 a. Any member, commissioned officer, warrant officer, or  
 990 enlisted person who has a baccalaureate degree.

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

993 c. Any member who has not completed basic military  
 994 training.

995 2. Courses not authorized include noncredit courses,  
 996 courses that do not meet degree requirements, or courses that do

997 not meet requirements for completion of career ~~vocational-~~  
 998 ~~technical~~ training.

999 (8) The Department of Military Affairs may administer a  
 1000 tuition exemption program, known as the State Tuition Exemption  
 1001 Program (STEP), for members of the Florida National Guard who  
 1002 qualify pursuant to subsection (7).

1003 (c) Courses not authorized include noncredit courses,  
 1004 courses that do not meet degree requirements, or courses that do  
 1005 not meet requirements for completing career ~~vocational-technical~~  
 1006 training.

1007 (9) Subject to appropriations, the Department of Military  
 1008 Affairs may pay the full cost of tuition and fees for required  
 1009 courses for members of the Florida National Guard who enlist  
 1010 after June 30, 1997. This program shall be known as the  
 1011 Educational Dollars for Duty program (EDD) and is the primary  
 1012 program for these members.

1013 (b) Courses not authorized include noncredit courses,  
 1014 courses that do not meet the degree requirements, or courses  
 1015 that do not meet requirements for completing career ~~vocational-~~  
 1016 ~~technical~~ training.

1017 Section 21. Subsection (1) of section 250.482, Florida  
 1018 Statutes, is amended to read:

1019 250.482 Troops ordered into state active service; not to  
 1020 be penalized by employers and postsecondary institutions.--

1021 (1) If a member of the Florida National Guard is ordered  
 1022 into state active duty pursuant to this chapter, a private or  
 1023 public employer, or an employing or appointing authority of this  
 1024 state, its counties, school districts, municipalities, political

1025 subdivisions, career centers ~~vocational or technical schools~~,  
 1026 community colleges, or universities, may not discharge,  
 1027 reprimand, or in any other way penalize such member because of  
 1028 his or her absence by reason of state active duty.

1029 Section 22. Subsection (3) of section 288.047, Florida  
 1030 Statutes, is amended to read:

1031 288.047 Quick-response training for economic  
 1032 development.--

1033 (3) Requests for funding through the Quick-Response  
 1034 Training Program may be produced through inquiries from a  
 1035 specific business or industry, inquiries from a school district  
 1036 director of career education or community college occupational  
 1037 dean on behalf of a business or industry, or through official  
 1038 state or local economic development efforts. In allocating funds  
 1039 for the purposes of the program, Workforce Florida, Inc., shall  
 1040 establish criteria for approval of requests for funding and  
 1041 shall select the entity that provides the most efficient, cost-  
 1042 effective instruction meeting such criteria. Program funds may  
 1043 be allocated to any career ~~area technical~~ center, community  
 1044 college, or state university. Program funds may be allocated to  
 1045 private postsecondary institutions only upon a review that  
 1046 includes, but is not limited to, accreditation and licensure  
 1047 documentation and prior approval by Workforce Florida, Inc.  
 1048 Instruction funded through the program must terminate when  
 1049 participants demonstrate competence at the level specified in  
 1050 the request; however, the grant term may not exceed 24 months.  
 1051 Costs and expenditures for the Quick-Response Training Program

1052 must be documented and separated from those incurred by the  
 1053 training provider.

1054 Section 23. Subsection (1) of section 288.9511, Florida  
 1055 Statutes, is amended to read:

1056 288.9511 Definitions.--As used in ss. 288.9511-288.9517,  
 1057 the term:

1058 (1) "Educational institutions" means Florida career  
 1059 centers ~~technical institutes and vocational schools~~, and public  
 1060 and private community colleges, colleges, and universities in  
 1061 the state.

1062 Section 24. Subsection (1) of section 292.05, Florida  
 1063 Statutes, is amended to read:

1064 292.05 Duties of Department of Veterans' Affairs.--

1065 (1) The Department of Veterans' Affairs shall provide  
 1066 assistance to all former, present, and future members of the  
 1067 Armed Forces of the United States and their dependents in  
 1068 preparing claims for and securing such compensation,  
 1069 hospitalization, career ~~vocational~~ training, and other benefits  
 1070 or privileges to which such persons or any of them are or may  
 1071 become entitled under any federal or state law or regulation by  
 1072 reason of their service in the Armed Forces of the United  
 1073 States. All services rendered under this subsection shall be  
 1074 without charge to the claimant.

1075 Section 25. Section 292.10, Florida Statutes, is amended  
 1076 to read:

1077 292.10 Local governing bodies authorized to assist war  
 1078 veterans; powers.--The board of county commissioners of each  
 1079 county and the governing body of each city in the state are

1080 hereby granted full and complete power and authority to aid and  
1081 assist wherever practical and feasible the veterans, male and  
1082 female, who have served in the Armed Forces of the United States  
1083 in any war and received an honorable discharge from any branch  
1084 of the military service of the United States, and their  
1085 dependents, in presenting claims for and securing such  
1086 compensation, hospitalization, education, loans, career  
1087 ~~vocational~~ training, and other benefits or privileges to which  
1088 said veterans, or any of them, are or may become entitled under  
1089 any federal or state law or regulation by reason of their  
1090 service in the Armed Forces of the United States.

1091 Section 26. Section 295.02, Florida Statutes, is amended  
1092 to read:

1093 295.02 Use of funds; age, etc.--All sums appropriated and  
1094 expended under this chapter shall be used to pay tuition and  
1095 registration fees, board, and room rent and to buy books and  
1096 supplies for the children of deceased or disabled veterans or  
1097 service members, as defined and limited in s. 295.01, s.  
1098 295.016, s. 295.017, s. 295.018, or s. 295.0195, or of parents  
1099 classified as prisoners of war or missing in action, as defined  
1100 and limited in s. 295.015, who are between the ages of 16 and 22  
1101 years and who are in attendance at a state-supported institution  
1102 of higher learning, including a community college or career  
1103 center ~~vocational-technical school~~. Any child having entered  
1104 upon a course of training or education under the provisions of  
1105 this chapter, consisting of a course of not more than 4 years,  
1106 and arriving at the age of 22 years before the completion of  
1107 such course may continue the course and receive all benefits of

1108 | the provisions of this chapter until the course is completed.  
 1109 | The Department of Education shall administer this educational  
 1110 | program subject to regulations of the department.

1111 |         Section 27. Subsections (1) and (2) of section 295.125,  
 1112 | Florida Statutes, are amended to read:

1113 |             295.125 Preference for admission to career ~~vocational~~  
 1114 | training.--

1115 |             (1) It is the intent of the Legislature through enactment  
 1116 | of this section to assist returning veterans of the Southeast  
 1117 | Asian conflict to train themselves for a civilian future.  
 1118 | Although the provisions of this section apply only to state-  
 1119 | supported career center ~~vocational-technical~~ facilities and  
 1120 | programs, it is the further intent of the Legislature to  
 1121 | encourage privately supported career ~~vocational-technical~~  
 1122 | ~~schools and~~ centers to join with the state in assisting our  
 1123 | returning veterans by providing preferences for them in  
 1124 | admission procedures and standards.

1125 |             (2) In determining order of admission or acceptance for  
 1126 | students, every career ~~vocational training~~ center, ~~vocational-~~  
 1127 | ~~technical school,~~ or career ~~vocational~~ program which receives  
 1128 | state funding or support shall give preference as provided in  
 1129 | subsection (3) to a person who served in the Armed Forces of the  
 1130 | United States at any time during the Vietnam Era, as defined in  
 1131 | s. 1.01(14), and who has been separated therefrom under  
 1132 | honorable conditions, if such person's enrollment is directly  
 1133 | related to his or her present employment or to his or her  
 1134 | securing employment.

1135 Section 28. Paragraph (d) of subsection (3) of section  
 1136 339.0805, Florida Statutes, is amended to read:

1137 339.0805 Funds to be expended with certified disadvantaged  
 1138 business enterprises; specified percentage to be expended;  
 1139 construction management development program; bond guarantee  
 1140 program.--It is the policy of the state to meaningfully assist  
 1141 socially and economically disadvantaged business enterprises  
 1142 through a program that will provide for the development of  
 1143 skills through construction and business management training, as  
 1144 well as by providing contracting opportunities and financial  
 1145 assistance in the form of bond guarantees, to primarily remedy  
 1146 the effects of past economic disparity.

1147 (3) The head of the department is authorized to expend up  
 1148 to 6 percent of the funds specified in subsection (1) which are  
 1149 designated to be expended on small business firms owned and  
 1150 controlled by socially and economically disadvantaged  
 1151 individuals to conduct, by contract or otherwise, a construction  
 1152 management development program. Participation in the program  
 1153 will be limited to those firms which are certified under the  
 1154 provisions of subsection (1) by the department or the federal  
 1155 Small Business Administration or to any firm which has annual  
 1156 gross receipts not exceeding \$2 million averaged over a 3-year  
 1157 period. The program will consist of classroom instruction and  
 1158 on-the-job instruction. To the extent feasible, the registration  
 1159 fee shall be set to cover the cost of instruction and overhead.  
 1160 No salary will be paid to any participant.

1161 (d) The department shall develop, under contract with the  
 1162 State University System, the community college system, a school

1163 district in behalf of its career ~~vocational-technical~~ center, or  
 1164 a private consulting firm, a curriculum for instruction in the  
 1165 courses that will lead to a certification of proficiency in the  
 1166 construction management development program.

1167 Section 29. Subsection (7) of section 364.508, Florida  
 1168 Statutes, is amended to read:

1169 364.508 Definitions.--As used in this part:

1170 (7) "Eligible facilities" means all approved campuses and  
 1171 instructional centers of all public universities, public  
 1172 community colleges, career ~~area-technical~~ centers, public  
 1173 elementary schools, middle schools, and high schools, including  
 1174 school administrative offices, public libraries, teaching  
 1175 hospitals, the research institute described in s. 1004.43, and  
 1176 rural public hospitals as defined in s. 395.602. If no rural  
 1177 public hospital exists in a community, the public health clinic  
 1178 which is responsible for individuals before they can be  
 1179 transferred to a regional hospital shall be considered eligible.

1180 Section 30. Section 376.0705, Florida Statutes, is amended  
 1181 to read:

1182 376.0705 Development of training programs and educational  
 1183 materials.--The department shall encourage the development of  
 1184 training programs for personnel needed for pollutant discharge  
 1185 prevention and cleanup activities. The department shall work  
 1186 with accredited community colleges, career ~~vocational-technical~~  
 1187 centers, state universities, and private institutions in  
 1188 developing educational materials, courses of study, and other  
 1189 such information to be made available for persons seeking to be

1190 | trained for pollutant discharge prevention and cleanup  
 1191 | activities.

1192 |       Section 31. Paragraph (k) of subsection (3) of section  
 1193 | 380.0651, Florida Statutes, is amended to read:

1194 |       380.0651 Statewide guidelines and standards.--

1195 |       (3) The following statewide guidelines and standards shall  
 1196 | be applied in the manner described in s. 380.06(2) to determine  
 1197 | whether the following developments shall be required to undergo  
 1198 | development-of-regional-impact review:

1199 |       (k) Schools.--

1200 |       1. The proposed construction of any public, private, or  
 1201 | proprietary postsecondary educational campus which provides for  
 1202 | a design population of more than 5,000 full-time equivalent  
 1203 | students, or the proposed physical expansion of any public,  
 1204 | private, or proprietary postsecondary educational campus having  
 1205 | such a design population that would increase the population by  
 1206 | at least 20 percent of the design population.

1207 |       2. As used in this paragraph, "full-time equivalent  
 1208 | student" means enrollment for 15 or more quarter hours during a  
 1209 | single academic semester. In career centers ~~technical schools~~ or  
 1210 | other institutions which do not employ semester hours or quarter  
 1211 | hours in accounting for student participation, enrollment for 18  
 1212 | contact hours shall be considered equivalent to one quarter  
 1213 | hour, and enrollment for 27 contact hours shall be considered  
 1214 | equivalent to one semester hour.

1215 |       3. This paragraph does not apply to institutions which are  
 1216 | the subject of a campus master plan adopted by the university  
 1217 | board of trustees pursuant to s. 1013.30.

1218 Section 32. Paragraph (d) of subsection (2) of section  
 1219 402.305, Florida Statutes, is amended to read:  
 1220 402.305 Licensing standards; child care facilities.--  
 1221 (2) PERSONNEL.--Minimum standards for child care personnel  
 1222 shall include minimum requirements as to:  
 1223 (d) Minimum training requirements for child care  
 1224 personnel.  
 1225 1. Such minimum standards for training shall ensure that  
 1226 all child care personnel take an approved 40-clock-hour  
 1227 introductory course in child care, which course covers at least  
 1228 the following topic areas:  
 1229 a. State and local rules and regulations which govern  
 1230 child care.  
 1231 b. Health, safety, and nutrition.  
 1232 c. Identifying and reporting child abuse and neglect.  
 1233 d. Child development, including typical and atypical  
 1234 language, cognitive, motor, social, and self-help skills  
 1235 development.  
 1236 e. Observation of developmental behaviors, including using  
 1237 a checklist or other similar observation tools and techniques to  
 1238 determine the child's developmental age level.  
 1239 f. Specialized areas, including computer technology for  
 1240 professional and classroom use and early literacy and language  
 1241 development of children from birth to 5 years of age, as  
 1242 determined by the department, for owner-operators and child care  
 1243 personnel of a child care facility.  
 1244

1245 Within 90 days after employment, child care personnel shall  
1246 begin training to meet the training requirements. Child care  
1247 personnel shall successfully complete such training within 1  
1248 year after the date on which the training began, as evidenced by  
1249 passage of a competency examination. Successful completion of  
1250 the 40-clock-hour introductory course shall articulate into  
1251 community college credit in early childhood education, pursuant  
1252 to ss. 1007.24 and 1007.25. Exemption from all or a portion of  
1253 the required training shall be granted to child care personnel  
1254 based upon educational credentials or passage of competency  
1255 examinations. Child care personnel possessing a 2-year degree or  
1256 higher that includes 6 college credit hours in early childhood  
1257 development or child growth and development, or a child  
1258 development associate credential or an equivalent state-approved  
1259 child development associate credential, or a child development  
1260 associate waiver certificate shall be automatically exempted  
1261 from the training requirements in sub-subparagraphs b., d., and  
1262 e.

1263         2. The introductory course in child care shall stress, to  
1264 the extent possible, an interdisciplinary approach to the study  
1265 of children.

1266         3. On an annual basis in order to further their child care  
1267 skills and, if appropriate, administrative skills, child care  
1268 personnel who have fulfilled the requirements for the child care  
1269 training shall be required to take an additional 1 continuing  
1270 education unit of approved inservice training, or 10 clock hours  
1271 of equivalent training, as determined by the department.

1272           4. Child care personnel shall be required to complete 0.5  
1273 continuing education unit of approved training or 5 clock hours  
1274 of equivalent training, as determined by the department, in  
1275 early literacy and language development of children from birth  
1276 to 5 years of age one time. The year that this training is  
1277 completed, it shall fulfill the 0.5 continuing education unit or  
1278 5 clock hours of the annual training required in subparagraph 3.

1279           5. Procedures for ensuring the training of qualified child  
1280 care professionals to provide training of child care personnel,  
1281 including onsite training, shall be included in the minimum  
1282 standards. It is recommended that the state community child care  
1283 coordination agencies (central agencies) be contracted by the  
1284 department to coordinate such training when possible. Other  
1285 district educational resources, such as community colleges and  
1286 career ~~vocational-technical~~ programs, can be designated in such  
1287 areas where central agencies may not exist or are determined not  
1288 to have the capability to meet the coordination requirements set  
1289 forth by the department.

1290           6. Training requirements shall not apply to certain  
1291 occasional or part-time support staff, including, but not  
1292 limited to, swimming instructors, piano teachers, dance  
1293 instructors, and gymnastics instructors.

1294           7. The department shall evaluate or contract for an  
1295 evaluation for the general purpose of determining the status of  
1296 and means to improve staff training requirements and testing  
1297 procedures. The evaluation shall be conducted every 2 years. The  
1298 evaluation shall include, but not be limited to, determining the  
1299 availability, quality, scope, and sources of current staff

1300 training; determining the need for specialty training; and  
 1301 determining ways to increase inservice training and ways to  
 1302 increase the accessibility, quality, and cost-effectiveness of  
 1303 current and proposed staff training. The evaluation methodology  
 1304 shall include a reliable and valid survey of child care  
 1305 personnel.

1306 8. The child care operator shall be required to take basic  
 1307 training in serving children with disabilities within 5 years  
 1308 after employment, either as a part of the introductory training  
 1309 or the annual 8 hours of inservice training.

1310 Section 33. Subsections (3) and (4) of section 402.3051,  
 1311 Florida Statutes, are amended to read:

1312 402.3051 Child care market rate reimbursement; child care  
 1313 grants.--

1314 (3) The department may provide child care grants to  
 1315 central agencies, community colleges, and career  
 1316 ~~vocational/technical~~ programs for the purpose of providing  
 1317 support and technical assistance to licensed child care  
 1318 providers.

1319 (4) The department may use the state community child care  
 1320 coordination agencies (central agencies), community colleges,  
 1321 and career ~~vocational/technical~~ programs to implement this  
 1322 section.

1323 Section 34. Subsection (2) of section 403.716, Florida  
 1324 Statutes, is amended to read:

1325 403.716 Training of operators of solid waste management  
 1326 and other facilities.--

1327 (2) The department shall work with accredited community  
 1328 colleges, career ~~vocational-technical~~ centers, state  
 1329 universities, and private institutions in developing educational  
 1330 materials, courses of study, and other such information to be  
 1331 made available for persons seeking to be trained as operators of  
 1332 solid waste management facilities.

1333 Section 35. Subsection (8) of section 414.0252, Florida  
 1334 Statutes, is amended to read:

1335 414.0252 Definitions.--As used in ss. 414.025-414.55, the  
 1336 term:

1337 (8) "Minor child" means a child under 18 years of age, or  
 1338 under 19 years of age if the child is a full-time student in a  
 1339 secondary school or at the equivalent level of career ~~vocational~~  
 1340 ~~or technical~~ training, and does not include anyone who is  
 1341 married or divorced.

1342 Section 36. Subsection (11) of section 420.0004, Florida  
 1343 Statutes, is amended to read:

1344 420.0004 Definitions.--As used in this part, unless the  
 1345 context otherwise indicates:

1346 (11) "Student" means any person not living with his or her  
 1347 parent or guardian who is eligible to be claimed by his or her  
 1348 parent or guardian as a dependent under the federal income tax  
 1349 code and who is enrolled on at least a half-time basis in a  
 1350 secondary school, career ~~vocational-technical~~ center, community  
 1351 college, college, or university.

1352 Section 37. Subsection (5) of section 420.524, Florida  
 1353 Statutes, is amended to read:

1354 420.524 Definitions relating to Predevelopment Loan  
 1355 Program Act.--For the purpose of ss. 420.521-420.529, the term:

1356 (5) "Student" means any person not living with that  
 1357 person's parent or guardian who is eligible to be claimed by  
 1358 that person's parent or guardian as a dependent under the  
 1359 federal income tax code and who is enrolled on at least a half-  
 1360 time basis in a secondary school, career ~~vocational-technical~~  
 1361 center, community college, college, or university. The term does  
 1362 not include a person participating in an educational or training  
 1363 program approved by the corporation.

1364 Section 38. Subsection (11) of section 420.602, Florida  
 1365 Statutes, is amended to read:

1366 420.602 Definitions.--As used in this part, the following  
 1367 terms shall have the following meanings, unless the context  
 1368 otherwise requires:

1369 (11) "Student" means any person not living with his or her  
 1370 parent or guardian who is eligible to be claimed by his or her  
 1371 parent or guardian as a dependent under the federal income tax  
 1372 code and who is enrolled on at least a half-time basis in a  
 1373 secondary school, career ~~vocational-technical~~ center, community  
 1374 college, college, or university.

1375 Section 39. Paragraph (c) of subsection (1) of section  
 1376 440.16, Florida Statutes, is amended to read:

1377 440.16 Compensation for death.--

1378 (1) If death results from the accident within 1 year  
 1379 thereafter or follows continuous disability and results from the  
 1380 accident within 5 years thereafter, the employer shall pay:

1381 (c) To the surviving spouse, payment of postsecondary  
 1382 student fees for instruction at any career ~~area technical~~ center  
 1383 established under s. 1001.44 for up to 1,800 classroom hours or  
 1384 payment of student fees at any community college established  
 1385 under part III of chapter 1004 for up to 80 semester hours. The  
 1386 spouse of a deceased state employee shall be entitled to a full  
 1387 waiver of such fees as provided in ss. 1009.22 and 1009.23 in  
 1388 lieu of the payment of such fees. The benefits provided for in  
 1389 this paragraph shall be in addition to other benefits provided  
 1390 for in this section and shall terminate 7 years after the death  
 1391 of the deceased employee, or when the total payment in eligible  
 1392 compensation under paragraph(b) has been received. To qualify  
 1393 for the educational benefit under this paragraph, the spouse  
 1394 shall be required to meet and maintain the regular admission  
 1395 requirements of, and be registered at, such career ~~area~~  
 1396 ~~technical~~ center or community college, and make satisfactory  
 1397 academic progress as defined by the educational institution in  
 1398 which the student is enrolled.

1399 Section 40. Subsection (4) of section 443.171, Florida  
 1400 Statutes, is amended to read:

1401 443.171 Agency for Workforce Innovation and commission;  
 1402 powers and duties; records and reports; proceedings; state-  
 1403 federal cooperation.--

1404 (4) EMPLOYMENT STABILIZATION.--The Agency for Workforce  
 1405 Innovation, under the direction of Workforce Florida, Inc.,  
 1406 shall take all appropriate steps to reduce and prevent  
 1407 unemployment; to encourage and assist in the adoption of  
 1408 practical methods of career ~~vocational~~ training, retraining, and

1409 career ~~veational~~ guidance; to investigate, recommend, advise,  
 1410 and assist in the establishment and operation, by  
 1411 municipalities, counties, school districts, and the state, of  
 1412 reserves for public works to be used in times of business  
 1413 depression and unemployment; to promote the reemployment of the  
 1414 unemployed workers throughout the state in every other way that  
 1415 may be feasible; to refer any claimant entitled to extended  
 1416 benefits to suitable work which meets the criteria of this  
 1417 chapter; and, to these ends, to carry on and publish the results  
 1418 of investigations and research studies.

1419 Section 41. Subsection (2) of section 445.003, Florida  
 1420 Statutes, is amended to read:

1421 445.003 Implementation of the federal Workforce Investment  
 1422 Act of 1998.--

1423 (2) FIVE-YEAR PLAN.--Workforce Florida, Inc., shall  
 1424 prepare and submit a 5-year plan, which includes secondary  
 1425 career ~~veational~~ education, to fulfill the early implementation  
 1426 requirements of Pub. L. No. 105-220 and applicable state  
 1427 statutes. Mandatory federal partners and optional federal  
 1428 partners shall be fully involved in designing the plan's one-  
 1429 stop delivery system strategy. The plan shall detail a process  
 1430 to clearly define each program's statewide duties and role  
 1431 relating to the system. Any optional federal partner may  
 1432 immediately choose to fully integrate its program's plan with  
 1433 this plan, which shall, notwithstanding any other state  
 1434 provisions, fulfill all their state planning and reporting  
 1435 requirements as they relate to the one-stop delivery system. The  
 1436 plan shall detail a process that would fully integrate all

1437 federally mandated and optional partners by the second year of  
 1438 the plan. All optional federal program partners in the planning  
 1439 process shall be mandatory participants in the second year of  
 1440 the plan.

1441 Section 42. Paragraphs (b) and (d) of subsection (6) of  
 1442 section 445.004, Florida Statutes, are amended to read:

1443 445.004 Workforce Florida, Inc.; creation; purpose;  
 1444 membership; duties and powers.--

1445 (6) Workforce Florida, Inc., may take action that it deems  
 1446 necessary to achieve the purposes of this section, including,  
 1447 but not limited to:

1448 (b) Establishing policy direction for a funding system  
 1449 that provides incentives to improve the outcomes of career  
 1450 ~~vocational~~ education programs, and of registered apprenticeship  
 1451 and work-based learning programs, and that focuses resources on  
 1452 occupations related to new or emerging industries that add  
 1453 greatly to the value of the state's economy.

1454 (d) Designating Institutes of Applied Technology composed  
 1455 of public and private postsecondary institutions working  
 1456 together with business and industry to ensure that career  
 1457 ~~technical and vocational~~ education programs use the most  
 1458 advanced technology and instructional methods available and  
 1459 respond to the changing needs of business and industry.

1460 Section 43. Paragraph (f) of subsection (8) of section  
 1461 445.009, Florida Statutes, is amended to read:

1462 445.009 One-stop delivery system.--

1463 (8)

1464 (f) The accountability measures to be used in documenting  
 1465 competencies acquired by the participant during training shall  
 1466 be literacy completion points and occupational completion  
 1467 points. Literacy completion points refers to the academic or  
 1468 workforce readiness competencies that qualify a person for  
 1469 further basic education, career ~~vocational~~ education, or for  
 1470 employment. Occupational completion points refers to the career  
 1471 ~~vocational~~ competencies that qualify a person to enter an  
 1472 occupation that is linked to a career ~~vocational~~ program.

1473 Section 44. Subsections (5) and (9) of section 445.012,  
 1474 Florida Statutes, are amended to read:

1475 445.012 Careers for Florida's Future Incentive Grant  
 1476 Program.--

1477 (5) A recipient who is pursuing a baccalaureate degree  
 1478 shall receive \$100 for each lower-division credit hour in which  
 1479 the student is enrolled at an eligible college or university, up  
 1480 to a maximum of \$1,500 per semester, and \$200 for each upper-  
 1481 division credit hour in which the student is enrolled at an  
 1482 eligible college or university, up to a maximum of \$3,000 per  
 1483 semester. For purposes of this section, a student is pursuing a  
 1484 baccalaureate degree if he or she is in a program that  
 1485 articulates into a baccalaureate degree program by agreement of  
 1486 the Articulation Coordinating Committee. A student in an applied  
 1487 technology diploma program, a certificate career education  
 1488 program, or a degree career education program that does not  
 1489 articulate into a baccalaureate degree program shall receive \$2  
 1490 for each career ~~vocational~~ contact hour, or the equivalent, for  
 1491 certificate programs, or \$60 for each credit hour, or the

1492 equivalent, for degree career education programs and applied  
 1493 technology programs for which the student is enrolled at an  
 1494 eligible college, career ~~technical~~ center, or nonpublic career  
 1495 education school.

1496 (9) Funds may not be used to pay for remedial, college-  
 1497 preparatory, or career-preparatory ~~vocational-preparatory~~  
 1498 coursework.

1499 Section 45. Subsection (1) of section 445.0123, Florida  
 1500 Statutes, is amended to read:

1501 445.0123 Eligible postsecondary education institutions.--A  
 1502 student is eligible for an award or the renewal of an award from  
 1503 the Careers for Florida's Future Incentive Grant Program if the  
 1504 student meets the requirements for the program as described in  
 1505 ss. 445.012-445.0125 and is enrolled in a postsecondary  
 1506 education institution that meets the description of any one of  
 1507 the following:

1508 (1) A public university, community college, or career  
 1509 ~~technical~~ center in this state.

1510 Section 46. Paragraph (g) of subsection (1) of section  
 1511 445.024, Florida Statutes, is amended to read:

1512 445.024 Work requirements.--

1513 (1) WORK ACTIVITIES.--The following activities may be used  
 1514 individually or in combination to satisfy the work requirements  
 1515 for a participant in the temporary cash assistance program:

1516 (g) Career ~~Vocational~~ education or training.--Career  
 1517 ~~Vocational~~ education or training is education or training  
 1518 designed to provide participants with the skills and  
 1519 certification necessary for employment in an occupational area.

1520 Career ~~Vocational~~ education or training may be used as a primary  
 1521 program activity for participants when it has been determined  
 1522 that the individual has demonstrated compliance with other  
 1523 phases of program participation and successful completion of the  
 1524 career ~~vocational~~ education or training is likely to result in  
 1525 employment entry at a higher wage than the participant would  
 1526 have been likely to attain without completion of the career  
 1527 ~~vocational~~ education or training. Career ~~Vocational~~ education or  
 1528 training may be combined with other program activities and also  
 1529 may be used to upgrade skills or prepare for a higher paying  
 1530 occupational area for a participant who is employed.

1531 1. Unless otherwise provided in this section, career  
 1532 ~~vocational~~ education shall not be used as the primary program  
 1533 activity for a period which exceeds 12 months. The 12-month  
 1534 restriction applies to instruction in a career education program  
 1535 and does not include remediation of basic skills, including  
 1536 English language proficiency, if remediation is necessary to  
 1537 enable a participant to benefit from a career education program.  
 1538 Any necessary remediation must be completed before a participant  
 1539 is referred to career ~~vocational~~ education as the primary work  
 1540 activity. In addition, use of career ~~vocational~~ education or  
 1541 training shall be restricted to the limitation established in  
 1542 federal law. Career ~~Vocational~~ education included in a program  
 1543 leading to a high school diploma shall not be considered career  
 1544 ~~vocational~~ education for purposes of this section.

1545 2. When possible, a provider of career ~~vocational~~  
 1546 education or training shall use funds provided by funding  
 1547 sources other than the regional workforce board. The regional

1548 workforce board may provide additional funds to a career  
 1549 ~~vocational~~ education or training provider only if payment is  
 1550 made pursuant to a performance-based contract. Under a  
 1551 performance-based contract, the provider may be partially paid  
 1552 when a participant completes education or training, but the  
 1553 majority of payment shall be made following the participant's  
 1554 employment at a specific wage or job retention for a specific  
 1555 duration. Performance-based payments made under this  
 1556 subparagraph are limited to education or training for targeted  
 1557 occupations identified by the Workforce Estimating Conference  
 1558 under s. 216.136, or other programs identified by Workforce  
 1559 Florida, Inc., as beneficial to meet the needs of designated  
 1560 groups who are hard to place. If the contract pays the full cost  
 1561 of training, the community college or school district may not  
 1562 report the participants for other state funding.

1563 Section 47. Paragraph (i) of subsection (7) of section  
 1564 445.049, Florida Statutes, is amended to read:

1565 445.049 Digital Divide Council.--

1566 (7) PROGRAM OBJECTIVES AND GOALS.--The programs authorized  
 1567 by this section shall have the following objectives and goals:

1568 (i) Using information technology to enable members of at-  
 1569 risk families who are no longer enrolled in K-12 schools to  
 1570 obtain the education needed to achieve successful completion of  
 1571 general education development test preparation to earn a high  
 1572 school diploma, an applied technology diploma, a career  
 1573 ~~vocational~~ certificate, an associate of arts degree, or a  
 1574 baccalaureate degree.

1575 Section 48. Subsection (1) of section 446.011, Florida  
 1576 Statutes, is amended to read:

1577 446.011 Legislative intent regarding apprenticeship  
 1578 training.--

1579 (1) It is the intent of the State of Florida to provide  
 1580 educational opportunities for its young people so that they can  
 1581 be trained for trades, occupations, and professions suited to  
 1582 their abilities. It is the intent of this act to promote the  
 1583 mode of training known as apprenticeship in occupations  
 1584 throughout industry in the state that require physical  
 1585 manipulative skills. By broadening job training opportunities  
 1586 and providing for increased coordination between public school  
 1587 academic programs, career ~~vocational~~ programs, and registered  
 1588 apprenticeship programs, the young people of the state will  
 1589 benefit from the valuable training opportunities developed when  
 1590 on-the-job training is combined with academic-related classroom  
 1591 experiences. This act is intended to develop the apparent  
 1592 potentials in apprenticeship training by assisting in the  
 1593 establishment of preapprenticeship programs in the public school  
 1594 system and elsewhere and by expanding presently registered  
 1595 programs as well as promoting new registered programs in jobs  
 1596 that lend themselves to apprenticeship training.

1597 Section 49. Subsection (2) of section 446.052, Florida  
 1598 Statutes, is amended to read:

1599 446.052 Preapprenticeship program.--

1600 (2) The Division of Workforce Development of the  
 1601 Department of Education, under regulations established by the  
 1602 State Board of Education, is authorized to administer the

1603 provisions of ss. 446.011-446.092 that relate to  
 1604 preapprenticeship programs in cooperation with district school  
 1605 boards and community college district boards of trustees.  
 1606 District school boards, community college district boards of  
 1607 trustees, and registered program sponsors shall cooperate in  
 1608 developing and establishing programs that include career  
 1609 ~~vocational~~ instruction and general education courses required to  
 1610 obtain a high school diploma.

1611 Section 50. Subsection (5) of section 446.22, Florida  
 1612 Statutes, is amended to read:

1613 446.22 Definitions.--As used in this act, the following  
 1614 words and phrases shall have the meanings set forth herein,  
 1615 except where the context otherwise requires:

1616 (5) "Educational facility" means any secondary school,  
 1617 community college, university, or career center ~~vocational~~  
 1618 ~~school~~ participating in the program.

1619 Section 51. Paragraph (a) of subsection (2), paragraph (a)  
 1620 of subsection (3), and paragraph (a) of subsection (4) of  
 1621 section 475.17, Florida Statutes, are amended to read:

1622 475.17 Qualifications for practice.--

1623 (2)(a)1. In addition to other requirements under this  
 1624 part, the commission may require the satisfactory completion of  
 1625 one or more of the educational courses or equivalent courses  
 1626 conducted, offered, sponsored, prescribed, or approved pursuant  
 1627 to s. 475.04, taken at an accredited college, university, or  
 1628 community college, at a career ~~an area technical~~ center, or at a  
 1629 registered real estate school, as a condition precedent for any  
 1630 person to become licensed or to renew her or his license as a

1631 broker, broker associate, or sales associate. The course or  
 1632 courses required for one to become initially licensed shall not  
 1633 exceed a total of 63 classroom hours of 50 minutes each,  
 1634 inclusive of examination, for a sales associate and 72 classroom  
 1635 hours of 50 minutes each, inclusive of examination, for a  
 1636 broker. The satisfactory completion of an examination  
 1637 administered by the accredited college, university, or community  
 1638 college, by a career ~~the area technical~~ center, or by the  
 1639 registered real estate school shall be the basis for determining  
 1640 satisfactory completion of the course. However, notice of  
 1641 satisfactory completion shall not be issued if the student has  
 1642 absences in excess of 8 classroom hours.

1643 2. A distance learning course or courses shall be approved  
 1644 by the commission as an option to classroom hours as  
 1645 satisfactory completion of the course or courses as required by  
 1646 this section. The schools authorized by this section have the  
 1647 option of providing classroom courses, distance learning  
 1648 courses, or both. However, satisfactory completion of a distance  
 1649 learning course requires the satisfactory completion of a timed  
 1650 distance learning course examination. Such examination shall not  
 1651 be required to be monitored or given at a centralized location.

1652 3. Such required course or courses must be made available  
 1653 by correspondence or other suitable means to any person who, by  
 1654 reason of hardship, as defined by rule, cannot attend the place  
 1655 or places where the course or courses are regularly conducted or  
 1656 does not have access to the distance learning course or courses.

1657 (3)(a) The commission may prescribe a postlicensure  
 1658 education requirement in order for a person to maintain a valid

1659 sales associate's license, which shall not exceed 45 classroom  
 1660 hours of 50 minutes each, inclusive of examination, prior to the  
 1661 first renewal following initial licensure. If prescribed, this  
 1662 shall consist of one or more commission-approved courses which  
 1663 total at least 45 classroom hours on one or more subjects which  
 1664 include, but are not limited to, property management, appraisal,  
 1665 real estate finance, the economics of real estate management,  
 1666 marketing, technology, sales and listing of properties, business  
 1667 office management, courses teaching practical real estate  
 1668 application skills, development of business plans, marketing of  
 1669 property, and time management. Required postlicensure education  
 1670 courses must be provided by an accredited college, university,  
 1671 or community college, by a career ~~an area technical~~ center, by a  
 1672 registered real estate school, or by a commission-approved  
 1673 sponsor.

1674 (4)(a) The commission may prescribe a postlicensure  
 1675 education requirement in order for a person to maintain a valid  
 1676 broker's license, which shall not exceed 60 classroom hours of  
 1677 50 minutes each, inclusive of examination, prior to the first  
 1678 renewal following initial licensure. If prescribed, this shall  
 1679 consist of one or more commission-approved courses which total  
 1680 at least 60 classroom hours on one or more subjects which  
 1681 include, but are not limited to, advanced appraisal, advanced  
 1682 property management, real estate marketing, business law,  
 1683 advanced real estate investment analyses, advanced legal  
 1684 aspects, general accounting, real estate economics,  
 1685 syndications, commercial brokerage, feasibility analyses,  
 1686 advanced real estate finance, residential brokerage, advanced

1687 marketing, technology, advanced business planning, time  
1688 management, or real estate brokerage office operations. Required  
1689 postlicensure education courses must be provided by an  
1690 accredited college, university, or community college, by a  
1691 career ~~an area technical~~ center, by a registered real estate  
1692 school, or by a commission-approved sponsor.

1693 Section 52. Subsection (1) and paragraph (c) of subsection  
1694 (2) of section 475.451, Florida Statutes, are amended to read:

1695 475.451 Schools teaching real estate practice.--

1696 (1) Each person, school, or institution, except approved  
1697 and accredited colleges, universities, community colleges, and  
1698 career ~~area technical~~ centers in this state, which offers or  
1699 conducts any course of study in real estate practice, teaches  
1700 any course prescribed by the commission as a condition precedent  
1701 to licensure or renewal of licensure as a broker or sales  
1702 associate, or teaches any course designed or represented to  
1703 enable or assist applicants for licensure as brokers or sales  
1704 associates to pass examinations for such licensure shall, before  
1705 commencing or continuing further to offer or conduct such course  
1706 or courses, obtain a permit from the department and abide by the  
1707 regulations imposed upon such person, school, or institution by  
1708 this chapter and rules of the commission adopted pursuant to  
1709 this chapter. The exemption for colleges, universities,  
1710 community colleges, and career ~~area technical~~ centers is limited  
1711 to transferable college credit courses offered by such  
1712 institutions.

1713 (2) An applicant for a permit to operate a proprietary  
1714 real estate school, to be a chief administrator of a proprietary

1715 real estate school or a state institution, or to be an  
1716 instructor for a proprietary real estate school or a state  
1717 institution must meet the qualifications for practice set forth  
1718 in s. 475.17(1) and the following minimal requirements:

1719 (c) "School instructor" means an individual who instructs  
1720 persons in the classroom in noncredit college courses in a  
1721 college, university, or community college or courses in a career  
1722 ~~an area technical~~ center or proprietary real estate school.

1723 1. Before commencing to provide such instruction, the  
1724 applicant must certify the applicant's competency and obtain an  
1725 instructor permit by meeting one of the following requirements:

1726 a. Hold a bachelor's degree in a business-related subject,  
1727 such as real estate, finance, accounting, business  
1728 administration, or its equivalent and hold a valid broker's  
1729 license in this state.

1730 b. Hold a bachelor's degree, have extensive real estate  
1731 experience, as defined by rule, and hold a valid broker's  
1732 license in this state.

1733 c. Pass an instructor's examination approved by the  
1734 commission.

1735 2. Any requirement by the commission for a teaching  
1736 demonstration or practical examination must apply to all school  
1737 instructor applicants.

1738 3. The department shall renew an instructor permit upon  
1739 receipt of a renewal application and fee. The renewal  
1740 application shall include proof that the permitholder has, since  
1741 the issuance or renewal of the current permit, successfully  
1742 completed a minimum of 7 classroom hours of instruction in real

1743 estate subjects or instructional techniques, as prescribed by  
1744 the commission. The commission shall adopt rules providing for  
1745 the renewal of instructor permits at least every 2 years. Any  
1746 permit which is not renewed at the end of the permit period  
1747 established by the department shall automatically revert to  
1748 involuntarily inactive status.

1749  
1750 The department may require an applicant to submit names of  
1751 persons having knowledge concerning the applicant and the  
1752 enterprise; may propound interrogatories to such persons and to  
1753 the applicant concerning the character of the applicant,  
1754 including the taking of fingerprints for processing through the  
1755 Federal Bureau of Investigation; and shall make such  
1756 investigation of the applicant or the school or institution as  
1757 it may deem necessary to the granting of the permit. If an  
1758 objection is filed, it shall be considered in the same manner as  
1759 objections or administrative complaints against other applicants  
1760 for licensure by the department.

1761 Section 53. Subsection (1), paragraph (b) of subsection  
1762 (2), paragraph (b) of subsection (3), and paragraph (b) of  
1763 subsection (4) of section 475.617, Florida Statutes, are amended  
1764 to read:

1765 475.617 Education and experience requirements.--

1766 (1) To be registered as a trainee appraiser, an applicant  
1767 must present evidence satisfactory to the board that she or he  
1768 has successfully completed at least 75 hours of approved  
1769 academic courses in subjects related to real estate appraisal,  
1770 which shall include coverage of the Uniform Standards of

1771 Professional Appraisal Practice from a nationally recognized or  
1772 state-recognized appraisal organization, career ~~area-technical~~  
1773 center, accredited community college, college, or university,  
1774 state or federal agency or commission, or proprietary real  
1775 estate school that holds a permit pursuant to s. 475.451. The  
1776 board may increase the required number of hours to not more than  
1777 100 hours. A classroom hour is defined as 50 minutes out of each  
1778 60-minute segment. Past courses may be approved on an hour-for-  
1779 hour basis.

1780 (2) To be licensed as an appraiser, an applicant must  
1781 present evidence satisfactory to the board that she or he:

1782 (b) Has successfully completed at least 90 classroom  
1783 hours, inclusive of examination, of approved academic courses in  
1784 subjects related to real estate appraisal, which shall include  
1785 coverage of the Uniform Standards of Professional Appraisal  
1786 Practice from a nationally recognized or state-recognized  
1787 appraisal organization, career ~~area-technical~~ center, accredited  
1788 community college, college, or university, state or federal  
1789 agency or commission, or proprietary real estate school that  
1790 holds a permit pursuant to s. 475.451. The board may increase  
1791 the required number of hours to not more than 120 hours. A  
1792 classroom hour is defined as 50 minutes out of each 60-minute  
1793 segment. Past courses may be approved by the board and  
1794 substituted on an hour-for-hour basis.

1795 (3) To be certified as a residential appraiser, an  
1796 applicant must present satisfactory evidence to the board that  
1797 she or he:

1798 (b) Has successfully completed at least 120 classroom  
 1799 hours, inclusive of examination, of approved academic courses in  
 1800 subjects related to real estate appraisal, which shall include  
 1801 coverage of the Uniform Standards of Professional Appraisal  
 1802 Practice from a nationally recognized or state-recognized  
 1803 appraisal organization, career ~~area-technical~~ center, accredited  
 1804 community college, college, or university, state or federal  
 1805 agency or commission, or proprietary real estate school that  
 1806 holds a permit pursuant to s. 475.451. The board may increase  
 1807 the required number of hours to not more than 165 hours. A  
 1808 classroom hour is defined as 50 minutes out of each 60-minute  
 1809 segment. Past courses may be approved by the board and  
 1810 substituted on an hour-for-hour basis.

1811 (4) To be certified as a general appraiser, an applicant  
 1812 must present evidence satisfactory to the board that she or he:

1813 (b) Has successfully completed at least 180 classroom  
 1814 hours, inclusive of examination, of approved academic courses in  
 1815 subjects related to real estate appraisal, which shall include  
 1816 coverage of the Uniform Standards of Professional Appraisal  
 1817 Practice from a nationally recognized or state-recognized  
 1818 appraisal organization, career ~~area-technical~~ center, accredited  
 1819 community college, college, or university, state or federal  
 1820 agency or commission, or proprietary real estate school that  
 1821 holds a permit pursuant to s. 475.451. The board may increase  
 1822 the required number of hours to not more than 225 hours. A  
 1823 classroom hour is defined as 50 minutes out of each 60-minute  
 1824 segment. Past courses may be approved by the board and  
 1825 substituted on an hour-for-hour basis.

1826 Section 54. Subsection (1) of section 475.6175, Florida  
 1827 Statutes, is amended to read:

1828 475.6175 Registered trainee appraiser; postlicensure  
 1829 education required.--

1830 (1) The board shall prescribe postlicensure educational  
 1831 requirements in order for a person to maintain a valid  
 1832 registration as a registered trainee appraiser. If prescribed,  
 1833 the postlicensure educational requirements consist of one or  
 1834 more courses which total no more than the total educational  
 1835 hours required to qualify as a state certified residential  
 1836 appraiser. Such courses must be in subjects related to real  
 1837 estate appraisal and shall include coverage of the Uniform  
 1838 Standards of Professional Appraisal Practice. Such courses are  
 1839 provided by a nationally or state-recognized appraisal  
 1840 organization, career area technical center, accredited community  
 1841 college, college, or university, state or federal agency or  
 1842 commission, or proprietary real estate school that holds a  
 1843 permit pursuant to s. 475.451.

1844 Section 55. Paragraph (c) of subsection (1) of section  
 1845 475.618, Florida Statutes, is amended to read:

1846 475.618 Renewal of registration, license, certification,  
 1847 or instructor permit; continuing education.--

1848 (1)

1849 (c) The board may authorize independent certification  
 1850 organizations to certify or approve the delivery method of  
 1851 distance learning courses. Certification from such authorized  
 1852 organizations must be provided at the time a distance learning  
 1853 course is submitted to the board by an accredited college,

1854 university, community college, career ~~area technical~~ center,  
 1855 proprietary real estate school, or board-approved sponsor for  
 1856 content approval.

1857 Section 56. Subsections (1) and (2) of section 475.627,  
 1858 Florida Statutes, are amended to read:

1859 475.627 Appraisal course instructors.--

1860 (1) Where the course or courses to be taught are  
 1861 prescribed by the board or approved precedent to registration,  
 1862 licensure, certification, or renewal as a registered trainee  
 1863 appraiser, licensed appraiser, or certified residential  
 1864 appraiser, before commencing to instruct noncredit college  
 1865 courses in a college, university, or community college, or  
 1866 courses in a career ~~an area technical~~ center or proprietary real  
 1867 estate school, a person must certify her or his competency by  
 1868 meeting one of the following requirements:

1869 (a) Hold a valid certification as a residential real  
 1870 estate appraiser in this or any other state.

1871 (b) Pass an appraiser instructor's examination which shall  
 1872 test knowledge of residential appraisal topics.

1873 (2) Where the course or courses to be taught are  
 1874 prescribed by the board or approved precedent to registration,  
 1875 licensure, certification, or renewal as a registered trainee  
 1876 appraiser, licensed appraiser, or certified appraiser, before  
 1877 commencing to instruct noncredit college courses in a college,  
 1878 university, or community college, or courses in a career ~~an area~~  
 1879 ~~technical~~ center or proprietary real estate school, a person  
 1880 must certify her or his competency by meeting one of the  
 1881 following requirements:

1882 (a) Hold a valid certification as a general real estate  
 1883 appraiser in this or any other state.

1884 (b) Pass an appraiser instructor's examination which shall  
 1885 test knowledge of residential and nonresidential appraisal  
 1886 topics.

1887 Section 57. Subsection (1) of section 494.0029, Florida  
 1888 Statutes, is amended to read:

1889 494.0029 Mortgage business schools.--

1890 (1) Each person, school, or institution, except accredited  
 1891 colleges, universities, community colleges, and career area  
 1892 ~~technical~~ centers in this state, which offers or conducts  
 1893 mortgage business training as a condition precedent to licensure  
 1894 as a mortgage broker or lender or a correspondent mortgage  
 1895 lender shall obtain a permit from the office and abide by the  
 1896 regulations imposed upon such person, school, or institution by  
 1897 this chapter and rules adopted pursuant to this chapter. The  
 1898 commission shall, by rule, recertify the permits annually with  
 1899 initial and renewal permit fees that do not exceed \$500 plus the  
 1900 cost of accreditation.

1901 Section 58. Paragraph (a) of subsection (2) of section  
 1902 509.302, Florida Statutes, is amended to read:

1903 509.302 Director of education, personnel, employment  
 1904 duties, compensation.--

1905 (2) The director of education shall develop and implement  
 1906 an educational program, designated the "Hospitality Education  
 1907 Program," offered for the benefit of the entire industry. This  
 1908 program may affiliate with Florida State University, Florida  
 1909 International University, and the University of Central Florida.

1910 The program may also affiliate with any other member of the  
 1911 State University System or Florida Community College System, or  
 1912 with any privately funded college or university, which offers a  
 1913 program of hospitality administration and management. The  
 1914 primary goal of this program is to instruct and train all  
 1915 individuals and businesses licensed under this chapter, in  
 1916 cooperation with recognized associations that represent the  
 1917 licensees, in the application of state and federal laws and  
 1918 rules. Such programs shall also include:

1919 (a) Career ~~Vocational~~ training.

1920 Section 59. Subsection (4) of section 553.841, Florida  
 1921 Statutes, is amended to read:

1922 553.841 Building code training program; participant  
 1923 competency requirements.--

1924 (4) The commission may enter into contracts with the  
 1925 Department of Education, the State University System, the  
 1926 Division of Community Colleges, model code organizations,  
 1927 professional organizations, career centers ~~vocational-technical~~  
 1928 ~~schools~~, trade organizations, and private industry to administer  
 1929 the program.

1930 Section 60. Subsection (12) of section 790.06, Florida  
 1931 Statutes, is amended to read:

1932 790.06 License to carry concealed weapon or firearm.--

1933 (12) No license issued pursuant to this section shall  
 1934 authorize any person to carry a concealed weapon or firearm into  
 1935 any place of nuisance as defined in s. 823.05; any police,  
 1936 sheriff, or highway patrol station; any detention facility,  
 1937 prison, or jail; any courthouse; any courtroom, except that

1938 | nothing in this section would preclude a judge from carrying a  
 1939 | concealed weapon or determining who will carry a concealed  
 1940 | weapon in his or her courtroom; any polling place; any meeting  
 1941 | of the governing body of a county, public school district,  
 1942 | municipality, or special district; any meeting of the  
 1943 | Legislature or a committee thereof; any school, college, or  
 1944 | professional athletic event not related to firearms; any school  
 1945 | administration building; any portion of an establishment  
 1946 | licensed to dispense alcoholic beverages for consumption on the  
 1947 | premises, which portion of the establishment is primarily  
 1948 | devoted to such purpose; any elementary or secondary school  
 1949 | facility; any career ~~area technical~~ center; any college or  
 1950 | university facility unless the licensee is a registered student,  
 1951 | employee, or faculty member of such college or university and  
 1952 | the weapon is a stun gun or nonlethal electric weapon or device  
 1953 | designed solely for defensive purposes and the weapon does not  
 1954 | fire a dart or projectile; inside the passenger terminal and  
 1955 | sterile area of any airport, provided that no person shall be  
 1956 | prohibited from carrying any legal firearm into the terminal,  
 1957 | which firearm is encased for shipment for purposes of checking  
 1958 | such firearm as baggage to be lawfully transported on any  
 1959 | aircraft; or any place where the carrying of firearms is  
 1960 | prohibited by federal law. Any person who willfully violates any  
 1961 | provision of this subsection commits a misdemeanor of the second  
 1962 | degree, punishable as provided in s. 775.082 or s. 775.083.

1963 |         Section 61. Section 790.115, Florida Statutes, is amended  
 1964 | to read:

1965           790.115 Possessing or discharging weapons or firearms at a  
 1966 school-sponsored event or on school property prohibited;  
 1967 penalties; exceptions.--

1968           (1) A person who exhibits any sword, sword cane, firearm,  
 1969 electric weapon or device, destructive device, or other weapon,  
 1970 including a razor blade, box cutter, or knife, except as  
 1971 authorized in support of school-sanctioned activities, in the  
 1972 presence of one or more persons in a rude, careless, angry, or  
 1973 threatening manner and not in lawful self-defense, at a school-  
 1974 sponsored event or on the grounds or facilities of any school,  
 1975 school bus, or school bus stop, or within 1,000 feet of the real  
 1976 property that comprises a public or private elementary school,  
 1977 middle school, or secondary school, during school hours or  
 1978 during the time of a sanctioned school activity, commits a  
 1979 felony of the third degree, punishable as provided in s.  
 1980 775.082, s. 775.083, or s. 775.084. This subsection does not  
 1981 apply to the exhibition of a firearm or weapon on private real  
 1982 property within 1,000 feet of a school by the owner of such  
 1983 property or by a person whose presence on such property has been  
 1984 authorized, licensed, or invited by the owner.

1985           (2)(a) A person shall not possess any firearm, electric  
 1986 weapon or device, destructive device, or other weapon, including  
 1987 a razor blade, box cutter, or knife, except as authorized in  
 1988 support of school-sanctioned activities, at a school-sponsored  
 1989 event or on the property of any school, school bus, or school  
 1990 bus stop; however, a person may carry a firearm:

1991           1. In a case to a firearms program, class or function  
 1992 which has been approved in advance by the principal or chief

1993 administrative officer of the school as a program or class to  
 1994 which firearms could be carried;

1995 2. In a case to a career center ~~vocational school~~ having a  
 1996 firearms training range; or

1997 3. In a vehicle pursuant to s. 790.25(5); except that  
 1998 school districts may adopt written and published policies that  
 1999 waive the exception in this subparagraph for purposes of student  
 2000 and campus parking privileges.

2001  
 2002 For the purposes of this section, "school" means any preschool,  
 2003 elementary school, middle school, junior high school, secondary  
 2004 school, career center ~~vocational school~~, or postsecondary  
 2005 school, whether public or nonpublic.

2006 (b) A person who willfully and knowingly possesses any  
 2007 electric weapon or device, destructive device, or other weapon,  
 2008 including a razor blade, box cutter, or knife, except as  
 2009 authorized in support of school-sanctioned activities, in  
 2010 violation of this subsection commits a felony of the third  
 2011 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
 2012 775.084.

2013 (c)1. A person who willfully and knowingly possesses any  
 2014 firearm in violation of this subsection commits a felony of the  
 2015 third degree, punishable as provided in s. 775.082, s. 775.083,  
 2016 or s. 775.084.

2017 2. A person who stores or leaves a loaded firearm within  
 2018 the reach or easy access of a minor who obtains the firearm and  
 2019 commits a violation of subparagraph 1. commits a misdemeanor of  
 2020 the second degree, punishable as provided in s. 775.082 or s.

2021 775.083; except that this does not apply if the firearm was  
 2022 stored or left in a securely locked box or container or in a  
 2023 location which a reasonable person would have believed to be  
 2024 secure, or was securely locked with a firearm-mounted push-  
 2025 button combination lock or a trigger lock; if the minor obtains  
 2026 the firearm as a result of an unlawful entry by any person; or  
 2027 to members of the Armed Forces, National Guard, or State  
 2028 Militia, or to police or other law enforcement officers, with  
 2029 respect to firearm possession by a minor which occurs during or  
 2030 incidental to the performance of their official duties.

2031 (d) A person who discharges any weapon or firearm while in  
 2032 violation of paragraph (a), unless discharged for lawful defense  
 2033 of himself or herself or another or for a lawful purpose,  
 2034 commits a felony of the second degree, punishable as provided in  
 2035 s. 775.082, s. 775.083, or s. 775.084.

2036 (e) The penalties of this subsection shall not apply to  
 2037 persons licensed under s. 790.06. Persons licensed under s.  
 2038 790.06 shall be punished as provided in s. 790.06(12), except  
 2039 that a licenseholder who unlawfully discharges a weapon or  
 2040 firearm on school property as prohibited by this subsection  
 2041 commits a felony of the second degree, punishable as provided in  
 2042 s. 775.082, s. 775.083, or s. 775.084.

2043 (3) This section does not apply to any law enforcement  
 2044 officer as defined in s. 943.10(1), (2), (3), (4), (6), (7),  
 2045 (8), (9), or (14).

2046 (4) Notwithstanding s. 985.213, s. 985.214, or s.  
 2047 985.215(1), any minor under 18 years of age who is charged under  
 2048 this section with possessing or discharging a firearm on school

2049 | property shall be detained in secure detention, unless the state  
 2050 | attorney authorizes the release of the minor, and shall be given  
 2051 | a probable cause hearing within 24 hours after being taken into  
 2052 | custody. At the hearing, the court may order that the minor  
 2053 | continue to be held in secure detention for a period of 21 days,  
 2054 | during which time the minor shall receive medical, psychiatric,  
 2055 | psychological, or substance abuse examinations pursuant to s.  
 2056 | 985.224, and a written report shall be completed.

2057 |         Section 62. Section 810.095, Florida Statutes, is amended  
 2058 | to read:

2059 |             810.095 Trespass on school property with firearm or other  
 2060 | weapon prohibited.--

2061 |             (1) It is a felony of the third degree, punishable as  
 2062 | provided in s. 775.082, s. 775.083, or s. 775.084, for a person  
 2063 | who is trespassing upon school property to bring onto, or to  
 2064 | possess on, such school property, any weapon or firearm.

2065 |             (2) As used in this section, "school property" means the  
 2066 | grounds or facility of any kindergarten, elementary school,  
 2067 | middle school, junior high school, secondary school, career  
 2068 | center ~~vocational school~~, or postsecondary school, whether  
 2069 | public or nonpublic.

2070 |         Section 63. Paragraph (b) of subsection (6) of section  
 2071 | 943.14, Florida Statutes, is amended to read:

2072 |             943.14 Commission-certified criminal justice training  
 2073 | schools; certificates and diplomas; exemptions; injunctive  
 2074 | relief; fines.--

2075 |             (6)

2076 (b) All other criminal justice sciences or administration  
 2077 courses or subjects which are a part of the curriculum of any  
 2078 accredited college, university, community college, or career  
 2079 ~~vocational-technical~~ center of this state, and all full-time  
 2080 instructors of such institutions, are exempt from the provisions  
 2081 of subsections (1)-(5).

2082 Section 64. Paragraph (c) of subsection (11) of section  
 2083 948.015, Florida Statutes, is amended to read:

2084 948.015 Presentence investigation reports.--The circuit  
 2085 court, when the defendant in a criminal case has been found  
 2086 guilty or has entered a plea of nolo contendere or guilty and  
 2087 has a lowest permissible sentence under the Criminal Punishment  
 2088 Code of any nonstate prison sanction, may refer the case to the  
 2089 department for investigation or recommendation. Upon such  
 2090 referral, the department shall make the following report in  
 2091 writing at a time specified by the court prior to sentencing.  
 2092 The full report shall include:

2093 (11) Information about any resources available to assist  
 2094 the offender, such as:

2095 (c) Career ~~Vocational~~ training programs.

2096 Section 65. Paragraph (b) of subsection (3) of section  
 2097 948.09, Florida Statutes, is amended to read:

2098 948.09 Payment for cost of supervision and  
 2099 rehabilitation.--

2100 (3) Any failure to pay contribution as required under this  
 2101 section may constitute a ground for the revocation of probation  
 2102 by the court, the revocation of parole or conditional release by  
 2103 the Parole Commission, the revocation of control release by the

2104 Control Release Authority, or removal from the pretrial  
 2105 intervention program by the state attorney. The Department of  
 2106 Corrections may exempt a person from the payment of all or any  
 2107 part of the contribution if it finds any of the following  
 2108 factors to exist:

2109 (b) The offender is a student in a school, college,  
 2110 university, or course of career ~~vocational or technical~~ training  
 2111 designed to fit the student for gainful employment.  
 2112 Certification of such student status shall be supplied to the  
 2113 Secretary of Corrections by the educational institution in which  
 2114 the offender is enrolled.

2115 Section 66. Subsection (1) of section 958.12, Florida  
 2116 Statutes, is amended to read:

2117 958.12 Participation in certain activities required.--

2118 (1) A youthful offender shall be required to participate  
 2119 in work assignments, and in career ~~vocational~~, academic,  
 2120 counseling, and other rehabilitative programs in accordance with  
 2121 this section, including, but not limited to:

2122 (a) All youthful offenders may be required, as  
 2123 appropriate, to participate in:

- 2124 1. Reception and orientation.
- 2125 2. Evaluation, needs assessment, and classification.
- 2126 3. Educational programs.
- 2127 4. Career ~~Vocational~~ and job training.
- 2128 5. Life and socialization skills training, including  
 2129 anger/aggression control.
- 2130 6. Prerelease orientation and planning.
- 2131 7. Appropriate transition services.

2132 (b) In addition to the requirements in paragraph (a), the  
 2133 department shall make available:

- 2134 1. Religious services and counseling.
- 2135 2. Social services.
- 2136 3. Substance abuse treatment and counseling.
- 2137 4. Psychological and psychiatric services.
- 2138 5. Library services.
- 2139 6. Medical and dental health care.
- 2140 7. Athletic, recreational, and leisure time activities.
- 2141 8. Mail and visiting privileges.

2142  
 2143 Income derived by a youthful offender from participation in such  
 2144 activities may be used, in part, to defray a portion of the  
 2145 costs of his or her incarceration or supervision; to satisfy  
 2146 preexisting obligations; to pay fines, counseling fees, or other  
 2147 costs lawfully imposed; or to pay restitution to the victim of  
 2148 the crime for which the youthful offender has been convicted in  
 2149 an amount determined by the sentencing court. Any such income  
 2150 not used for such reasons or not used as provided in s. 946.513  
 2151 or s. 958.09 shall be placed in a bank account for use by the  
 2152 youthful offender upon his or her release.

2153 Section 67. Subsections (29) and (43) of section 985.03,  
 2154 Florida Statutes, are amended to read:

2155 985.03 Definitions.--When used in this chapter, the term:

2156 (29) "Juvenile justice continuum" includes, but is not  
 2157 limited to, delinquency prevention programs and services  
 2158 designed for the purpose of preventing or reducing delinquent  
 2159 acts, including criminal activity by youth gangs, and juvenile

2160 | arrests, as well as programs and services targeted at children  
 2161 | who have committed delinquent acts, and children who have  
 2162 | previously been committed to residential treatment programs for  
 2163 | delinquents. The term includes children-in-need-of-services and  
 2164 | families-in-need-of-services programs; conditional release;  
 2165 | substance abuse and mental health programs; educational and  
 2166 | career ~~vocational~~ programs; recreational programs; community  
 2167 | services programs; community service work programs; and  
 2168 | alternative dispute resolution programs serving children at risk  
 2169 | of delinquency and their families, whether offered or delivered  
 2170 | by state or local governmental entities, public or private for-  
 2171 | profit or not-for-profit organizations, or religious or  
 2172 | charitable organizations.

2173 |         (43) "Probation" means the legal status of probation  
 2174 | created by law and court order in cases involving a child who  
 2175 | has been found to have committed a delinquent act. Probation is  
 2176 | an individualized program in which the freedom of the child is  
 2177 | limited and the child is restricted to noninstitutional quarters  
 2178 | or restricted to the child's home in lieu of commitment to the  
 2179 | custody of the Department of Juvenile Justice. Youth on  
 2180 | probation may be assessed and classified for placement in day-  
 2181 | treatment probation programs designed for youth who represent a  
 2182 | minimum risk to themselves and public safety and do not require  
 2183 | placement and services in a residential setting. Program types  
 2184 | in this more intensive and structured day-treatment probation  
 2185 | option include career ~~vocational~~ programs, marine programs,  
 2186 | juvenile justice alternative schools, training and  
 2187 | rehabilitation programs, and gender-specific programs.

2188 Section 68. Paragraphs (a) and (b) of subsection (1),  
 2189 paragraph (a) of subsection (2), subsection (3), and paragraphs  
 2190 (a), (b), and (d) of subsection (4) of section 985.315, Florida  
 2191 Statutes, are amended to read:

2192 985.315 Educational ~~Educational/technical~~ and career-  
 2193 related ~~vocational work-related~~ programs.--

2194 (1)(a) It is the finding of the Legislature that the  
 2195 educational ~~educational/technical~~ and career-related ~~vocational~~  
 2196 ~~work-related~~ programs of the Department of Juvenile Justice are  
 2197 uniquely different from other programs operated or conducted by  
 2198 other departments in that it is essential to the state that  
 2199 these programs provide juveniles with useful information and  
 2200 activities that can lead to meaningful employment after release  
 2201 in order to assist in reducing the return of juveniles to the  
 2202 system.

2203 (b) It is further the finding of the Legislature that the  
 2204 mission of a juvenile educational ~~educational/technical~~ and  
 2205 career-related ~~vocational work-related~~ program is, in order of  
 2206 priority:

2207 1. To provide a joint effort between the department, the  
 2208 juvenile work programs, and educational ~~educational/technical~~  
 2209 and career ~~vocational~~ training programs to reinforce relevant  
 2210 education, training, and postrelease job placement, and help  
 2211 reduce recommitment.

2212 2. To serve the security goals of the state through the  
 2213 reduction of idleness of juveniles and the provision of an  
 2214 incentive for good behavior in residential commitment  
 2215 facilities.

2216 3. To teach youth in juvenile justice programs relevant  
 2217 job skills and the fundamentals of a trade in order to prepare  
 2218 them for placement in the workforce.

2219 (2)(a) The department is strongly encouraged to require  
 2220 juveniles placed in a high-risk residential, maximum-risk  
 2221 residential, or a serious/habitual offender program to  
 2222 participate in an educational ~~educational/technical~~ or career-  
 2223 related ~~vocational work-related~~ program 5 hours per day, 5 days  
 2224 per week. All policies developed by the department relating to  
 2225 this requirement must be consistent with applicable federal,  
 2226 state, and local labor laws and standards, including all laws  
 2227 relating to child labor.

2228 (3) In adopting or modifying master plans for juvenile  
 2229 work programs and educational ~~educational/technical~~ and career  
 2230 ~~vocational~~ training programs, and in the administration of the  
 2231 Department of Juvenile Justice, it shall be the objective of the  
 2232 department to develop:

2233 (a) Attitudes favorable to work, the work situation, and a  
 2234 law-abiding life in each juvenile employed in the juvenile work  
 2235 program.

2236 (b) Education and training opportunities that are  
 2237 reasonably broad, but which develop specific work skills.

2238 (c) Programs that motivate juveniles to use their  
 2239 abilities.

2240 (d) Education and training programs that will be of mutual  
 2241 benefit to all governmental jurisdictions of the state by  
 2242 reducing the costs of government to the taxpayers and which  
 2243 integrate all instructional programs into a unified curriculum

2244 suitable for all juveniles, but taking account of the different  
2245 abilities of each juvenile.

2246 (e) A logical sequence of educational  
2247 ~~educational/technical~~ or career ~~vocational~~ training, employment  
2248 by the juvenile work programs, and postrelease job placement for  
2249 juveniles participating in juvenile work programs.

2250 (4)(a) The Department of Juvenile Justice shall establish  
2251 guidelines for the operation of juvenile educational  
2252 ~~educational/technical~~ and career-related ~~vocational work-related~~  
2253 programs, which shall include the following procedures:

2254 1. Participation in the educational ~~educational/technical~~  
2255 and career-related ~~vocational work-related~~ programs shall be on  
2256 a 5-day-per-week, 5-hour-per-day basis.

2257 2. The education, training, work experience, emotional and  
2258 mental abilities, and physical capabilities of the juvenile and  
2259 the duration of the term of placement imposed on the juvenile  
2260 are to be analyzed before assignment of the juvenile into the  
2261 various processes best suited for educational  
2262 ~~educational/technical~~ or career ~~vocational~~ training.

2263 3. When feasible, the department shall attempt to obtain  
2264 education or training credit for a juvenile seeking  
2265 apprenticeship status or a high school diploma or its  
2266 equivalent.

2267 4. The juvenile may begin in a general education and work  
2268 skills program and progress to a specific work skills training  
2269 program, depending upon the ability, desire, and education and  
2270 work record of the juvenile.

2271           5. Modernization and upgrading of equipment and facilities  
 2272 should include greater automation and improved production  
 2273 techniques to expose juveniles to the latest technological  
 2274 procedures to facilitate their adjustment to real work  
 2275 situations.

2276           (b) Evaluations of juvenile educational  
 2277 ~~educational/technical~~ and career-related ~~vocational work-related~~  
 2278 programs shall be conducted according to the following  
 2279 guidelines:

2280           1. Systematic evaluations and quality assurance monitoring  
 2281 shall be implemented, in accordance with s. 985.412(1), (2), and  
 2282 (5), to determine whether the programs are related to successful  
 2283 postrelease adjustments.

2284           2. Operations and policies of the programs shall be  
 2285 reevaluated to determine if they are consistent with their  
 2286 primary objectives.

2287           (d) The department and providers are strongly encouraged  
 2288 to work in partnership with local businesses and trade groups in  
 2289 the development and operation of educational  
 2290 ~~educational/technical~~ and career ~~vocational~~ programs.

2291           Section 69. Subsections (1) and (2) of section 1000.04,  
 2292 Florida Statutes, are amended to read:

2293           1000.04 Components for the delivery of public education  
 2294 within the Florida K-20 education system.--Florida's K-20  
 2295 education system provides for the delivery of public education  
 2296 through publicly supported and controlled K-12 schools,  
 2297 community colleges, state universities and other postsecondary  
 2298 educational institutions, other educational institutions, and

2299 other educational services as provided or authorized by the  
 2300 Constitution and laws of the state.

2301 (1) PUBLIC K-12 SCHOOLS.--The public K-12 schools include  
 2302 charter schools and consist of kindergarten classes; elementary,  
 2303 middle, and high school grades and special classes; workforce  
 2304 ~~development~~ education; career area ~~technical~~ centers; adult,  
 2305 part-time, ~~career and technical~~, and evening schools, courses,  
 2306 or classes, as authorized by law to be operated under the  
 2307 control of district school boards; and lab schools operated  
 2308 under the control of state universities.

2309 (2) PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS.--Public  
 2310 postsecondary educational institutions include workforce  
 2311 ~~development~~ education; community colleges; colleges; state  
 2312 universities; and all other state-supported postsecondary  
 2313 educational institutions that are authorized and established by  
 2314 law.

2315 Section 70. Paragraph (e) of subsection (2) and subsection  
 2316 (4) of section 1000.05, Florida Statutes, are amended to read:

2317 1000.05 Discrimination against students and employees in  
 2318 the Florida K-20 public education system prohibited; equality of  
 2319 access required.--

2320 (2)

2321 (e) Guidance services, counseling services, and financial  
 2322 assistance services in the state public K-20 education system  
 2323 shall be available to students equally. Guidance and counseling  
 2324 services, materials, and promotional events shall stress access  
 2325 to academic and, ~~career and technical~~ opportunities for students

2326 | without regard to race, ethnicity, national origin, gender,  
 2327 | disability, or marital status.

2328 |         (4) Educational institutions within the state public K-20  
 2329 | education system shall develop and implement methods and  
 2330 | strategies to increase the participation of students of a  
 2331 | particular race, ethnicity, national origin, gender, disability,  
 2332 | or marital status in programs and courses in which students of  
 2333 | that particular race, ethnicity, national origin, gender,  
 2334 | disability, or marital status have been traditionally  
 2335 | underrepresented, including, but not limited to, mathematics,  
 2336 | science, computer technology, electronics, communications  
 2337 | technology, engineering, and career ~~and technical~~ education.

2338 |         Section 71. Paragraph (h) of subsection (4) of section  
 2339 | 1001.42, Florida Statutes, is amended to read:

2340 |         1001.42 Powers and duties of district school board.--The  
 2341 | district school board, acting as a board, shall exercise all  
 2342 | powers and perform all duties listed below:

2343 |         (4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF  
 2344 | SCHOOLS.--Adopt and provide for the execution of plans for the  
 2345 | establishment, organization, and operation of the schools of the  
 2346 | district, including, but not limited to, the following:

2347 |         (h) Career ~~and technical~~ classes and schools.--Provide for  
 2348 | the establishment and maintenance of career ~~and technical~~  
 2349 | schools, departments, or classes, giving instruction in career  
 2350 | ~~and technical~~ education as defined by rules of the State Board  
 2351 | of Education, and use any moneys raised by public taxation in  
 2352 | the same manner as moneys for other school purposes are used for  
 2353 | the maintenance and support of public schools or classes.

2354 Section 72. Section 1001.44, Florida Statutes, is amended  
 2355 to read:

2356 1001.44 Career Technical centers.--

2357 (1) DISTRICT SCHOOL BOARD MAY ESTABLISH OR ACQUIRE CAREER  
 2358 ~~TECHNICAL~~ CENTERS.--Any district school board, after first  
 2359 obtaining the approval of the Department of Education, may, as a  
 2360 part of the district school system, organize, establish and  
 2361 operate a career technical center, or acquire and operate a  
 2362 career center ~~technical school~~ previously established.

2363 (2) DISTRICT SCHOOL BOARDS OF CONTIGUOUS DISTRICTS MAY  
 2364 ESTABLISH OR ACQUIRE CAREER ~~TECHNICAL~~ CENTERS.--The district  
 2365 school boards of any two or more contiguous districts may, upon  
 2366 first obtaining the approval of the department, enter into an  
 2367 agreement to organize, establish and operate, or acquire and  
 2368 operate, a career technical center under this section.

2369 (3) CAREER ~~TECHNICAL~~ CENTER PART OF DISTRICT SCHOOL SYSTEM  
 2370 DIRECTED BY A DIRECTOR.--

2371 (a) A career technical center established or acquired  
 2372 under provisions of law and minimum standards prescribed by the  
 2373 commissioner shall comprise a part of the district school system  
 2374 and shall mean an educational institution offering terminal  
 2375 courses of a technical nature, and courses for out-of-school  
 2376 youth and adults; shall be subject to all applicable provisions  
 2377 of this code; shall be under the control of the district school  
 2378 board of the school district in which it is located; and shall  
 2379 be directed by a director responsible through the district  
 2380 school superintendent to the district school board of the school  
 2381 district in which the center is located.

2382 (b) Each career ~~technical~~ center shall maintain an  
 2383 academic transcript for each student enrolled in the center.  
 2384 Such transcript shall delineate each course completed by the  
 2385 student. Courses shall be delineated by the course prefix and  
 2386 title assigned pursuant to s. 1007.24. The center shall make a  
 2387 copy of a student's transcript available to any student who  
 2388 requests it.

2389 Section 73. Paragraph (a) of subsection (1) of section  
 2390 1001.452, Florida Statutes, is amended to read:

2391 1001.452 District and school advisory councils.--

2392 (1) ESTABLISHMENT.--

2393 (a) The district school board shall establish an advisory  
 2394 council for each school in the district and shall develop  
 2395 procedures for the election and appointment of advisory council  
 2396 members. Each school advisory council shall include in its name  
 2397 the words "school advisory council." The school advisory council  
 2398 shall be the sole body responsible for final decisionmaking at  
 2399 the school relating to implementation of the provisions of ss.  
 2400 1001.42(16) and 1008.345. A majority of the members of each  
 2401 school advisory council must be persons who are not employed by  
 2402 the school. Each advisory council shall be composed of the  
 2403 principal and an appropriately balanced number of teachers,  
 2404 education support employees, students, parents, and other  
 2405 business and community citizens who are representative of the  
 2406 ethnic, racial, and economic community served by the school.  
 2407 Career ~~Technical~~ center and high school advisory councils shall  
 2408 include students, and middle and junior high school advisory  
 2409 councils may include students. School advisory councils of

2410 | career centers ~~technical~~ and adult education centers are not  
 2411 | required to include parents as members. Council members  
 2412 | representing teachers, education support employees, students,  
 2413 | and parents shall be elected by their respective peer groups at  
 2414 | the school in a fair and equitable manner as follows:

- 2415 |       1. Teachers shall be elected by teachers.
- 2416 |       2. Education support employees shall be elected by  
 2417 | education support employees.
- 2418 |       3. Students shall be elected by students.
- 2419 |       4. Parents shall be elected by parents.

2420 |  
 2421 | The district school board shall establish procedures for use by  
 2422 | schools in selecting business and community members that include  
 2423 | means of ensuring wide notice of vacancies and of taking input  
 2424 | on possible members from local business, chambers of commerce,  
 2425 | community and civic organizations and groups, and the public at  
 2426 | large. The district school board shall review the membership  
 2427 | composition of each advisory council. If the district school  
 2428 | board determines that the membership elected by the school is  
 2429 | not representative of the ethnic, racial, and economic community  
 2430 | served by the school, the district school board shall appoint  
 2431 | additional members to achieve proper representation. The  
 2432 | commissioner shall determine if schools have maximized their  
 2433 | efforts to include on their advisory councils minority persons  
 2434 | and persons of lower socioeconomic status. Although schools are  
 2435 | strongly encouraged to establish school advisory councils, the  
 2436 | district school board of any school district that has a student  
 2437 | population of 10,000 or fewer may establish a district advisory

2438 council which shall include at least one duly elected teacher  
 2439 from each school in the district. For the purposes of school  
 2440 advisory councils and district advisory councils, the term  
 2441 "teacher" shall include classroom teachers, certified student  
 2442 services personnel, and media specialists. For purposes of this  
 2443 paragraph, "education support employee" means any person  
 2444 employed by a school who is not defined as instructional or  
 2445 administrative personnel pursuant to s. 1012.01 and whose duties  
 2446 require 20 or more hours in each normal working week.

2447 Section 74. Paragraph (a) of subsection (1) of section  
 2448 1001.453, Florida Statutes, is amended to read:

2449 1001.453 Direct-support organization; use of property;  
 2450 board of directors; audit.--

2451 (1) DEFINITIONS.--For the purposes of this section, the  
 2452 term:

2453 (a) "District school board direct-support organization"  
 2454 means an organization that:

- 2455 1. Is approved by the district school board;
- 2456 2. Is a Florida corporation not for profit, incorporated  
 2457 under the provisions of chapter 617 and approved by the  
 2458 Department of State; and

- 2459 3. Is organized and operated exclusively to receive, hold,  
 2460 invest, and administer property and to make expenditures to or  
 2461 for the benefit of public kindergarten through 12th grade  
 2462 education and adult career ~~and technical~~ and community education  
 2463 programs in this state.

2464 Section 75. Subsection (16) of section 1001.64, Florida  
 2465 Statutes, is amended to read:

2466 | 1001.64 Community college boards of trustees; powers and  
 2467 | duties.--

2468 | (16) Each board of trustees must expend performance funds  
 2469 | provided for workforce ~~development~~ education pursuant to the  
 2470 | provisions of s. 1011.80.

2471 | Section 76. Subsection (2) of section 1002.01, Florida  
 2472 | Statutes, is amended to read:

2473 | 1002.01 Definitions.--

2474 | (2) A "private school" is a nonpublic school defined as an  
 2475 | individual, association, copartnership, or corporation, or  
 2476 | department, division, or section of such organizations, that  
 2477 | designates itself as an educational center that includes  
 2478 | kindergarten or a higher grade or as an elementary, secondary,  
 2479 | business, technical, or trade school below college level or any  
 2480 | organization that provides instructional services that meet the  
 2481 | intent of s. 1003.01(14) or that gives preemployment or  
 2482 | supplementary training in technology or in fields of trade or  
 2483 | industry or that offers academic, literary, or career ~~and~~  
 2484 | ~~technical~~ training below college level, or any combination of  
 2485 | the above, including an institution that performs the functions  
 2486 | of the above schools through correspondence or extension, except  
 2487 | those licensed under the provisions of chapter 1005. A private  
 2488 | school may be a parochial, religious, denominational, for-  
 2489 | profit, or nonprofit school. This definition does not include  
 2490 | home education programs conducted in accordance with s. 1002.41.

2491 | Section 77. Paragraph (f) of subsection (3) of section  
 2492 | 1002.20, Florida Statutes, is amended to read:

2493 |           1002.20 K-12 student and parent rights.--Parents of public  
 2494 | school students must receive accurate and timely information  
 2495 | regarding their child's academic progress and must be informed  
 2496 | of ways they can help their child to succeed in school. K-12  
 2497 | students and their parents are afforded numerous statutory  
 2498 | rights including, but not limited to, the following:

2499 |           (3) HEALTH ISSUES.--

2500 |           (f) Career ~~and technical~~ education courses involving  
 2501 | hazardous substances.--High school students must be given plano  
 2502 | safety glasses or devices in career ~~and technical~~ education  
 2503 | courses involving the use of hazardous substances likely to  
 2504 | cause eye injury, in accordance with the provisions of s.  
 2505 | 1006.65.

2506 |           Section 78. Paragraph (a) of subsection (2) and  
 2507 | subsections (3) and (5) of section 1002.22, Florida Statutes,  
 2508 | are amended to read:

2509 |           1002.22 Student records and reports; rights of parents and  
 2510 | students; notification; penalty.--

2511 |           (2) DEFINITIONS.--As used in this section:

2512 |           (a) "Chief executive officer" means that person, whether  
 2513 | elected or appointed, who is responsible for the management and  
 2514 | administration of any public educational body or unit, or the  
 2515 | chief executive officer's designee for student records; that is,  
 2516 | the district school superintendent, the director of a career an  
 2517 | ~~area technical~~ center, the president of a public postsecondary  
 2518 | educational institution, or their designees.

2519 |           (3) RIGHTS OF PARENT OR STUDENT.--The parent of any  
 2520 | student who attends or has attended any public school, career

2521 ~~area technical~~ center, or public postsecondary educational  
 2522 institution shall have the following rights with respect to any  
 2523 records or reports created, maintained, and used by any public  
 2524 educational institution in the state. However, whenever a  
 2525 student has attained 18 years of age, or is attending a  
 2526 postsecondary educational institution, the permission or consent  
 2527 required of, and the rights accorded to, the parents of the  
 2528 student shall thereafter be required of and accorded to the  
 2529 student only, unless the student is a dependent student of such  
 2530 parents as defined in 26 U.S.C. s. 152 (s. 152 of the Internal  
 2531 Revenue Code of 1954). The State Board of Education shall adopt  
 2532 rules whereby parents or students may exercise these rights:

2533 (a) Right of access.--

2534 1. Such parent or student shall have the right, upon  
 2535 request directed to the appropriate school official, to be  
 2536 provided with a list of the types of records and reports,  
 2537 directly related to students, as maintained by the institution  
 2538 that the student attends or has attended.

2539 2. Such parent or student shall have the right, upon  
 2540 request, to be shown any record or report relating to such  
 2541 student maintained by any public educational institution. When  
 2542 the record or report includes information on more than one  
 2543 student, the parent or student shall be entitled to receive, or  
 2544 be informed of, only that part of the record or report that  
 2545 pertains to the student who is the subject of the request. Upon  
 2546 a reasonable request therefor, the institution shall furnish  
 2547 such parent or student with an explanation or interpretation of  
 2548 any such record or report.

2549           3. Copies of any list, record, or report requested under  
 2550 the provisions of this paragraph shall be furnished to the  
 2551 parent or student upon request.

2552           4. The State Board of Education shall adopt rules to be  
 2553 followed by all public educational institutions in granting  
 2554 requests for lists, or for access to reports and records or for  
 2555 copies or explanations thereof under this paragraph. However,  
 2556 access to any report or record requested under the provisions of  
 2557 subparagraph 2. shall be granted within 30 days after receipt of  
 2558 such request by the institution. Fees may be charged for  
 2559 furnishing any copies of reports or records requested under  
 2560 subparagraph 3., but such fees shall not exceed the actual cost  
 2561 to the institution of producing such copies.

2562           (b) Right of waiver of access to confidential letters or  
 2563 statements.--A parent or student shall have the right to waive  
 2564 the right of access to letters or statements of recommendation  
 2565 or evaluation, except that such waiver shall apply to  
 2566 recommendations or evaluations only if:

2567           1. The parent or student is, upon request, notified of the  
 2568 names of all persons submitting confidential letters or  
 2569 statements.

2570           2. Such recommendations or evaluations are used solely for  
 2571 the purpose for which they were specifically intended.

2572  
 2573 Such waivers may not be required as a condition for admission  
 2574 to, receipt of financial aid from, or receipt of any other  
 2575 services or benefits from, any public agency or public  
 2576 educational institution in this state.

2577 (c) Right to challenge and hearing.--A parent or student  
2578 shall have the right to challenge the content of any record or  
2579 report to which such person is granted access under paragraph  
2580 (a), in order to ensure that the record or report is not  
2581 inaccurate, misleading, or otherwise in violation of the privacy  
2582 or other rights of the student and to provide an opportunity for  
2583 the correction, deletion, or expunction of any inaccurate,  
2584 misleading, or otherwise inappropriate data or material  
2585 contained therein. Any challenge arising under the provisions of  
2586 this paragraph may be settled through informal meetings or  
2587 discussions between the parent or student and appropriate  
2588 officials of the educational institution. If the parties at such  
2589 a meeting agree to make corrections, to make deletions, to  
2590 expunge material, or to add a statement of explanation or  
2591 rebuttal to the file, such agreement shall be reduced to writing  
2592 and signed by the parties; and the appropriate school officials  
2593 shall take the necessary actions to implement the agreement. If  
2594 the parties cannot reach an agreement, upon the request of  
2595 either party, a hearing shall be held on such challenge under  
2596 rules adopted by the State Board of Education. Upon the request  
2597 of the parent or student, the hearing shall be exempt from the  
2598 requirements of s. 286.011. Such rules shall include at least  
2599 the following provisions:

2600 1. The hearing shall be conducted within a reasonable  
2601 period of time following the request for the hearing.

2602 2. The hearing shall be conducted, and the decision  
2603 rendered, by an official of the educational institution or other

2604 party who does not have a direct interest in the outcome of the  
 2605 hearing.

2606 3. The parent or student shall be afforded a full and fair  
 2607 opportunity to present evidence relevant to the issues raised  
 2608 under this paragraph.

2609 4. The decision shall be rendered in writing within a  
 2610 reasonable period of time after the conclusion of the hearing.

2611 5. The appropriate school officials shall take the  
 2612 necessary actions to implement the decision.

2613 (d) Right of privacy.--Every student shall have a right of  
 2614 privacy with respect to the educational records kept on him or  
 2615 her. Personally identifiable records or reports of a student,  
 2616 and any personal information contained therein, are confidential  
 2617 and exempt from the provisions of s. 119.07(1). No state or  
 2618 local educational agency, board, public school, career technical  
 2619 center, or public postsecondary educational institution shall  
 2620 permit the release of such records, reports, or information  
 2621 without the written consent of the student's parent, or of the  
 2622 student himself or herself if he or she is qualified as provided  
 2623 in this subsection, to any individual, agency, or organization.  
 2624 However, personally identifiable records or reports of a student  
 2625 may be released to the following persons or organizations  
 2626 without the consent of the student or the student's parent:

2627 1. Officials of schools, school systems, career technical  
 2628 centers, or public postsecondary educational institutions in  
 2629 which the student seeks or intends to enroll; and a copy of such  
 2630 records or reports shall be furnished to the parent or student  
 2631 upon request.

2632           2. Other school officials, including teachers within the  
 2633 educational institution or agency, who have legitimate  
 2634 educational interests in the information contained in the  
 2635 records.

2636           3. The United States Secretary of Education, the Director  
 2637 of the National Institute of Education, the Assistant Secretary  
 2638 for Education, the Comptroller General of the United States, or  
 2639 state or local educational authorities who are authorized to  
 2640 receive such information subject to the conditions set forth in  
 2641 applicable federal statutes and regulations of the United States  
 2642 Department of Education, or in applicable state statutes and  
 2643 rules of the State Board of Education.

2644           4. Other school officials, in connection with a student's  
 2645 application for or receipt of financial aid.

2646           5. Individuals or organizations conducting studies for or  
 2647 on behalf of an institution or a board of education for the  
 2648 purpose of developing, validating, or administering predictive  
 2649 tests, administering student aid programs, or improving  
 2650 instruction, if such studies are conducted in such a manner as  
 2651 will not permit the personal identification of students and  
 2652 their parents by persons other than representatives of such  
 2653 organizations and if such information will be destroyed when no  
 2654 longer needed for the purpose of conducting such studies.

2655           6. Accrediting organizations, in order to carry out their  
 2656 accrediting functions.

2657           7. School readiness coalitions and the Florida Partnership  
 2658 for School Readiness in order to carry out their assigned  
 2659 duties.

2660           8. For use as evidence in student expulsion hearings  
2661 conducted by a district school board pursuant to the provisions  
2662 of chapter 120.

2663           9. Appropriate parties in connection with an emergency, if  
2664 knowledge of the information in the student's educational  
2665 records is necessary to protect the health or safety of the  
2666 student or other individuals.

2667           10. The Auditor General and the Office of Program Policy  
2668 Analysis and Government Accountability in connection with their  
2669 official functions; however, except when the collection of  
2670 personally identifiable information is specifically authorized  
2671 by law, any data collected by the Auditor General and the Office  
2672 of Program Policy Analysis and Government Accountability is  
2673 confidential and exempt from the provisions of s. 119.07(1) and  
2674 shall be protected in such a way as will not permit the personal  
2675 identification of students and their parents by other than the  
2676 Auditor General, the Office of Program Policy Analysis and  
2677 Government Accountability, and their staff, and such personally  
2678 identifiable data shall be destroyed when no longer needed for  
2679 the Auditor General's and the Office of Program Policy Analysis  
2680 and Government Accountability's official use.

2681           11.a. A court of competent jurisdiction in compliance with  
2682 an order of that court or the attorney of record pursuant to a  
2683 lawfully issued subpoena, upon the condition that the student  
2684 and the student's parent are notified of the order or subpoena  
2685 in advance of compliance therewith by the educational  
2686 institution or agency.

2687           b. A person or entity pursuant to a court of competent  
 2688 jurisdiction in compliance with an order of that court or the  
 2689 attorney of record pursuant to a lawfully issued subpoena, upon  
 2690 the condition that the student, or his or her parent if the  
 2691 student is either a minor and not attending a postsecondary  
 2692 educational institution or a dependent of such parent as defined  
 2693 in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of  
 2694 1954), is notified of the order or subpoena in advance of  
 2695 compliance therewith by the educational institution or agency.

2696           12. Credit bureaus, in connection with an agreement for  
 2697 financial aid that the student has executed, provided that such  
 2698 information may be disclosed only to the extent necessary to  
 2699 enforce the terms or conditions of the financial aid agreement.  
 2700 Credit bureaus shall not release any information obtained  
 2701 pursuant to this paragraph to any person.

2702           13. Parties to an interagency agreement among the  
 2703 Department of Juvenile Justice, school and law enforcement  
 2704 authorities, and other signatory agencies for the purpose of  
 2705 reducing juvenile crime and especially motor vehicle theft by  
 2706 promoting cooperation and collaboration, and the sharing of  
 2707 appropriate information in a joint effort to improve school  
 2708 safety, to reduce truancy and in-school and out-of-school  
 2709 suspensions, and to support alternatives to in-school and out-  
 2710 of-school suspensions and expulsions that provide structured and  
 2711 well-supervised educational programs supplemented by a  
 2712 coordinated overlay of other appropriate services designed to  
 2713 correct behaviors that lead to truancy, suspensions, and  
 2714 expulsions, and that support students in successfully completing

2715 their education. Information provided in furtherance of such  
2716 interagency agreements is intended solely for use in determining  
2717 the appropriate programs and services for each juvenile or the  
2718 juvenile's family, or for coordinating the delivery of such  
2719 programs and services, and as such is inadmissible in any court  
2720 proceedings prior to a dispositional hearing unless written  
2721 consent is provided by a parent or other responsible adult on  
2722 behalf of the juvenile.

2723  
2724 This paragraph does not prohibit any educational institution  
2725 from publishing and releasing to the general public directory  
2726 information relating to a student if the institution elects to  
2727 do so. However, no educational institution shall release, to any  
2728 individual, agency, or organization that is not listed in  
2729 subparagraphs 1.-13., directory information relating to the  
2730 student body in general or a portion thereof unless it is  
2731 normally published for the purpose of release to the public in  
2732 general. Any educational institution making directory  
2733 information public shall give public notice of the categories of  
2734 information that it has designated as directory information with  
2735 respect to all students attending the institution and shall  
2736 allow a reasonable period of time after such notice has been  
2737 given for a parent or student to inform the institution in  
2738 writing that any or all of the information designated should not  
2739 be released.

2740 (5) PENALTY.--In the event that any public school official  
2741 or employee, district school board official or employee, career  
2742 ~~technical~~ center official or employee, or public postsecondary

2743 | educational institution official or employee refuses to comply  
 2744 | with any of the provisions of this section, the aggrieved parent  
 2745 | or student shall have an immediate right to bring an action in  
 2746 | the circuit court to enforce the violated right by injunction.  
 2747 | Any aggrieved parent or student who brings such an action and  
 2748 | whose rights are vindicated may be awarded attorney's fees and  
 2749 | court costs.

2750 |         Section 79. Subsection (1) of section 1002.38, Florida  
 2751 | Statutes, is amended to read:

2752 |             1002.38 Opportunity Scholarship Program.--

2753 |         (1) FINDINGS AND INTENT.--The purpose of this section is  
 2754 | to provide enhanced opportunity for students in this state to  
 2755 | gain the knowledge and skills necessary for postsecondary  
 2756 | education, a career ~~technical~~ education, or the world of work.  
 2757 | The Legislature recognizes that the voters of the State of  
 2758 | Florida, in the November 1998 general election, amended s. 1,  
 2759 | Art. IX of the Florida Constitution so as to make education a  
 2760 | paramount duty of the state. The Legislature finds that the  
 2761 | State Constitution requires the state to provide a uniform,  
 2762 | safe, secure, efficient, and high-quality system which allows  
 2763 | the opportunity to obtain a high-quality education. The  
 2764 | Legislature further finds that a student should not be  
 2765 | compelled, against the wishes of the student's parent, to remain  
 2766 | in a school found by the state to be failing for 2 years in a 4-  
 2767 | year period. The Legislature shall make available opportunity  
 2768 | scholarships in order to give parents the opportunity for their  
 2769 | children to attend a public school that is performing  
 2770 | satisfactorily or to attend an eligible private school when the

2771 parent chooses to apply the equivalent of the public education  
 2772 funds generated by his or her child to the cost of tuition in  
 2773 the eligible private school as provided in paragraph (6)(a).  
 2774 Eligibility of a private school shall include the control and  
 2775 accountability requirements that, coupled with the exercise of  
 2776 parental choice, are reasonably necessary to secure the  
 2777 educational public purpose, as delineated in subsection (4).

2778 Section 80. Paragraph (a) of subsection (2) of section  
 2779 1002.42, Florida Statutes, is amended to read:

2780 1002.42 Private schools.--

2781 (2) ANNUAL PRIVATE SCHOOL SURVEY.--

2782 (a) The Department of Education shall organize, maintain,  
 2783 and annually update a database of educational institutions  
 2784 within the state coming within the provisions of this section.  
 2785 There shall be included in the database of each institution the  
 2786 name, address, and telephone number of the institution; the type  
 2787 of institution; the names of administrative officers; the  
 2788 enrollment by grade or special group (e.g., career ~~and technical~~  
 2789 education and exceptional child education); the number of  
 2790 graduates; the number of instructional and administrative  
 2791 personnel; the number of days the school is in session; and such  
 2792 data as may be needed to meet the provisions of this section and  
 2793 s. 1003.23(2).

2794 Section 81. Subsection (4), paragraph (c) of subsection  
 2795 (9), and subsection (15) of section 1003.01, Florida Statutes,  
 2796 are amended to read:

2797 1003.01 Definitions.--As used in this chapter, the term:

2798 (4) "Career ~~and technical~~ education" means education that  
2799 provides instruction for the following purposes:

2800 (a) At the elementary, middle, and secondary school  
2801 levels, exploratory courses designed to give students initial  
2802 exposure to a broad range of occupations to assist them in  
2803 preparing their academic and occupational plans, and practical  
2804 arts courses that provide generic skills that may apply to many  
2805 occupations but are not designed to prepare students for entry  
2806 into a specific occupation. Career ~~and technical~~ education  
2807 provided before high school completion must be designed to  
2808 enhance both occupational and academic skills through  
2809 integration with academic instruction.

2810 (b) At the secondary school level, job-preparatory  
2811 instruction in the competencies that prepare students for  
2812 effective entry into an occupation, including diversified  
2813 cooperative education, work experience, and job-entry programs  
2814 that coordinate directed study and on-the-job training.

2815 (c) At the postsecondary education level, courses of study  
2816 that provide competencies needed for entry into specific  
2817 occupations or for advancement within an occupation.

2818 (9) "Dropout" means a student who meets any one or more of  
2819 the following criteria:

2820 (c) The student has withdrawn from school, but has not  
2821 transferred to another public or private school or enrolled in  
2822 any career ~~and technical~~, adult, home education, or alternative  
2823 educational program;

2824

2825 The State Board of Education may adopt rules to implement the  
 2826 provisions of this subsection.

2827 (15) "Extracurricular courses" means all courses that are  
 2828 not defined as "core-curricula courses," which may include, but  
 2829 are not limited to, physical education, fine arts, performing  
 2830 fine arts, ~~vocational education,~~ and career and ~~technical~~  
 2831 education. The term is limited in meaning and used for the sole  
 2832 purpose of designating classes that are not subject to the  
 2833 maximum class size requirements established in s. 1, Art. IX of  
 2834 the State Constitution.

2835 Section 82. Section 1003.02, Florida Statutes, is amended  
 2836 to read:

2837 1003.02 District school board operation and control of  
 2838 public K-12 education within the school district.--As provided  
 2839 in part II of chapter 1001, district school boards are  
 2840 constitutionally and statutorily charged with the operation and  
 2841 control of public K-12 education within their school district.  
 2842 The district school boards must establish, organize, and operate  
 2843 their public K-12 schools and educational programs, employees,  
 2844 and facilities. Their responsibilities include staff  
 2845 development, public K-12 school student education including  
 2846 education for exceptional students and students in juvenile  
 2847 justice programs, special programs, adult education programs,  
 2848 and career and ~~technical~~ education programs. Additionally,  
 2849 district school boards must:

2850 (1) Provide for the proper accounting for all students of  
 2851 school age, for the attendance and control of students at  
 2852 school, and for proper attention to health, safety, and other

2853 matters relating to the welfare of students in the following  
 2854 fields:

2855 (a) Admission, classification, promotion, and graduation  
 2856 of students.--Adopt rules for admitting, classifying, promoting,  
 2857 and graduating students to or from the various schools of the  
 2858 district.

2859 (b) Enforcement of attendance laws.--Provide for the  
 2860 enforcement of all laws and rules relating to the attendance of  
 2861 students at school.

2862 (c) Control of students.--

2863 1. Adopt rules for the control, attendance, discipline,  
 2864 in-school suspension, suspension, and expulsion of students and  
 2865 decide all cases recommended for expulsion.

2866 2. Maintain a code of student conduct as provided in  
 2867 chapter 1006.

2868 (d) Courses of study and instructional materials.--

2869 1. Provide adequate instructional materials for all  
 2870 students as follows and in accordance with the requirements of  
 2871 chapter 1006, in the core courses of mathematics, language arts,  
 2872 social studies, science, reading, and literature, except for  
 2873 instruction for which the school advisory council approves the  
 2874 use of a program that does not include a textbook as a major  
 2875 tool of instruction.

2876 2. Adopt courses of study for use in the schools of the  
 2877 district.

2878 3. Provide for proper requisitioning, distribution,  
 2879 accounting, storage, care, and use of all instructional  
 2880 materials as may be needed, and ensure that instructional

2881 materials used in the district are consistent with the district  
2882 goals and objectives and the curriculum frameworks approved by  
2883 the State Board of Education, as well as with the state and  
2884 school district performance standards required by law and state  
2885 board rule.

2886 (e) Transportation.--Make provision for the transportation  
2887 of students to the public schools or school activities they are  
2888 required or expected to attend, efficiently and economically, in  
2889 accordance with the requirements of chapter 1006.

2890 (f) Facilities and school plant.--

2891 1. Approve and adopt a districtwide school facilities  
2892 program, in accordance with the requirements of chapter 1013.

2893 2. Approve plans for locating, planning, constructing,  
2894 sanitating, insuring, maintaining, protecting, and condemning  
2895 school property as prescribed in chapter 1013.

2896 3. Approve and adopt a districtwide school building  
2897 program.

2898 4. Select and purchase school sites, playgrounds, and  
2899 recreational areas located at centers at which schools are to be  
2900 constructed, of adequate size to meet the needs of projected  
2901 students to be accommodated.

2902 5. Approve the proposed purchase of any site, playground,  
2903 or recreational area for which school district funds are to be  
2904 used.

2905 6. Expand existing sites.

2906 7. Rent buildings when necessary.

2907 8. Enter into leases or lease-purchase arrangements, in  
 2908 accordance with the requirements and conditions provided in s.  
 2909 1013.15(2).

2910 9. Provide for the proper supervision of construction.

2911 10. Make or contract for additions, alterations, and  
 2912 repairs on buildings and other school properties.

2913 11. Ensure that all plans and specifications for buildings  
 2914 provide adequately for the safety and well-being of students, as  
 2915 well as for economy of construction.

2916 12. Provide adequately for the proper maintenance and  
 2917 upkeep of school plants.

2918 13. Carry insurance on every school building in all school  
 2919 plants including contents, boilers, and machinery, except  
 2920 buildings of three classrooms or less which are of frame  
 2921 construction and located in a tenth class public protection zone  
 2922 as defined by the Florida Inspection and Rating Bureau, and on  
 2923 all school buses and other property under the control of the  
 2924 district school board or title to which is vested in the  
 2925 district school board, except as exceptions may be authorized  
 2926 under rules of the State Board of Education.

2927 14. Condemn and prohibit the use for public school  
 2928 purposes of any building under the control of the district  
 2929 school board.

2930 (g) School operation.--

2931 1. Provide for the operation of all public schools as free  
 2932 schools for a term of at least 180 days or the equivalent on an  
 2933 hourly basis as specified by rules of the State Board of  
 2934 Education; determine district school funds necessary in addition

2935 | to state funds to operate all schools for the minimum term; and  
 2936 | arrange for the levying of district school taxes necessary to  
 2937 | provide the amount needed from district sources.

2938 |         2. Prepare, adopt, and timely submit to the Department of  
 2939 | Education, as required by law and by rules of the State Board of  
 2940 | Education, the annual school budget, so as to promote the  
 2941 | improvement of the district school system.

2942 |         (h) Records and reports.--

2943 |             1. Keep all necessary records and make all needed and  
 2944 | required reports, as required by law or by rules of the State  
 2945 | Board of Education.

2946 |             2. At regular intervals require reports to be made by  
 2947 | principals or teachers in all public schools to the parents of  
 2948 | the students enrolled and in attendance at their schools,  
 2949 | apprising them of the academic and other progress being made by  
 2950 | the student and giving other useful information.

2951 |         (i) Parental notification of acceleration mechanisms.--At  
 2952 | the beginning of each school year, notify parents of students in  
 2953 | or entering high school of the opportunity and benefits of  
 2954 | advanced placement, International Baccalaureate, Advanced  
 2955 | International Certificate of Education, dual enrollment, and  
 2956 | Florida Virtual School courses.

2957 |         (2) Require that all laws, all rules of the State Board of  
 2958 | Education, and all rules of the district school board are  
 2959 | properly enforced.

2960 |         (3) Maintain a system of school improvement and education  
 2961 | accountability as required by law and State Board of Education

2962 rule, including but not limited to the requirements of chapter  
2963 1008.

2964 (4) In order to reduce the anonymity of students in large  
2965 schools, adopt policies that encourage subdivision of the school  
2966 into schools-within-a-school, which shall operate within  
2967 existing resources. A "school-within-a-school" means an  
2968 operational program that uses flexible scheduling, team  
2969 planning, and curricular and instructional innovation to  
2970 organize groups of students with groups of teachers as smaller  
2971 units, so as to functionally operate as a smaller school.  
2972 Examples of this include, but are not limited to:

2973 (a) An organizational arrangement assigning both students  
2974 and teachers to smaller units in which the students take some or  
2975 all of their coursework with their fellow grouped students and  
2976 from the teachers assigned to the smaller unit. A unit may be  
2977 grouped together for 1 year or on a vertical, multiyear basis.

2978 (b) An organizational arrangement similar to that  
2979 described in paragraph(a) with additional variations in  
2980 instruction and curriculum. The smaller unit usually seeks to  
2981 maintain a program different from that of the larger school, or  
2982 of other smaller units. It may be vertically organized, but is  
2983 dependent upon the school principal for its existence, budget,  
2984 and staff.

2985 (c) A separate and autonomous smaller unit formally  
2986 authorized by the district school board or district school  
2987 superintendent. The smaller unit plans and runs its own program,  
2988 has its own staff and students, and receives its own separate  
2989 budget. The smaller unit must negotiate the use of common space

2990 with the larger school and defer to the building principal on  
 2991 matters of safety and building operation.

2992 Section 83. Paragraph (h) of subsection (1) of section  
 2993 1003.43, Florida Statutes, is amended to read:

2994 1003.43 General requirements for high school graduation.--

2995 (1) Graduation requires successful completion of either a  
 2996 minimum of 24 academic credits in grades 9 through 12 or an  
 2997 International Baccalaureate curriculum. The 24 credits shall be  
 2998 distributed as follows:

2999 (h)1. One credit in practical arts career ~~and technical~~  
 3000 education or exploratory career ~~and technical~~ education. Any  
 3001 career ~~and technical~~ education course as defined in s. 1003.01  
 3002 may be taken to satisfy the high school graduation requirement  
 3003 for one credit in practical arts or exploratory career ~~and~~  
 3004 ~~technical~~ education provided in this subparagraph;

3005 2. One credit in performing fine arts to be selected from  
 3006 music, dance, drama, painting, or sculpture. A course in any art  
 3007 form, in addition to painting or sculpture, that requires manual  
 3008 dexterity, or a course in speech and debate, may be taken to  
 3009 satisfy the high school graduation requirement for one credit in  
 3010 performing arts pursuant to this subparagraph; or

3011 3. One-half credit each in practical arts career ~~and~~  
 3012 ~~technical~~ education or exploratory career ~~and technical~~  
 3013 education and performing fine arts, as defined in this  
 3014 paragraph.

3015  
 3016 Such credit for practical arts career ~~and technical~~ education or  
 3017 exploratory career ~~and technical~~ education or for performing

3018 fine arts shall be made available in the 9th grade, and students  
 3019 shall be scheduled into a 9th grade course as a priority.

3020  
 3021 District school boards may award a maximum of one-half credit in  
 3022 social studies and one-half elective credit for student  
 3023 completion of nonpaid voluntary community or school service  
 3024 work. Students choosing this option must complete a minimum of  
 3025 75 hours of service in order to earn the one-half credit in  
 3026 either category of instruction. Credit may not be earned for  
 3027 service provided as a result of court action. District school  
 3028 boards that approve the award of credit for student volunteer  
 3029 service shall develop guidelines regarding the award of the  
 3030 credit, and school principals are responsible for approving  
 3031 specific volunteer activities. A course designated in the Course  
 3032 Code Directory as grade 9 through grade 12 that is taken below  
 3033 the 9th grade may be used to satisfy high school graduation  
 3034 requirements or Florida Academic Scholars award requirements as  
 3035 specified in a district school board's student progression plan.  
 3036 A student shall be granted credit toward meeting the  
 3037 requirements of this subsection for equivalent courses, as  
 3038 identified pursuant to s. 1007.271(6), taken through dual  
 3039 enrollment.

3040 Section 84. Subsection (3) of section 1003.47, Florida  
 3041 Statutes, is amended to read:

3042 1003.47 Biological experiments on living subjects.--

3043 (3) If any instructional employee of a public high school  
 3044 or career ~~area technical~~ center knowingly or intentionally fails  
 3045 or refuses to comply with any of the provisions of this section,

3046 the district school board may suspend, dismiss, return to annual  
3047 contract, or otherwise discipline such employee as provided in  
3048 s. 1012.22(1)(f) in accordance with procedures established in  
3049 chapter 1012. If any instructional employee of any private  
3050 school knowingly or intentionally fails or refuses to comply  
3051 with the provisions of this section, the governing authority of  
3052 the private school may suspend, dismiss, or otherwise discipline  
3053 such employee in accordance with its standard personnel  
3054 procedures.

3055 Section 85. Paragraphs (e) and (f) of subsection (2) of  
3056 section 1003.51, Florida Statutes, are amended to read:

3057 1003.51 Other public educational services.--

3058 (2) The State Board of Education shall adopt and maintain  
3059 an administrative rule articulating expectations for effective  
3060 education programs for youth in Department of Juvenile Justice  
3061 programs, including, but not limited to, education programs in  
3062 juvenile justice commitment and detention facilities. The rule  
3063 shall articulate policies and standards for education programs  
3064 for youth in Department of Juvenile Justice programs and shall  
3065 include the following:

3066 (e) Assessment procedures, which:

3067 1. Include appropriate academic and career ~~and technical~~  
3068 assessments administered at program entry and exit that are  
3069 selected by the Department of Education in partnership with  
3070 representatives from the Department of Juvenile Justice,  
3071 district school boards, and providers.

3072 2. Require district school boards to be responsible for  
3073 ensuring the completion of the assessment process.

3074           3. Require assessments for students in detention who will  
 3075 move on to commitment facilities, to be designed to create the  
 3076 foundation for developing the student's education program in the  
 3077 assigned commitment facility.

3078           4. Require assessments of students sent directly to  
 3079 commitment facilities to be completed within the first week of  
 3080 the student's commitment.

3081  
 3082 The results of these assessments, together with a portfolio  
 3083 depicting the student's academic and career ~~and technical~~  
 3084 accomplishments, shall be included in the discharge package  
 3085 assembled for each youth.

3086           (f) Recommended instructional programs, including, but not  
 3087 limited to, career ~~and technical~~ training and job preparation.

3088           Section 86. Paragraph (c) of subsection (1) and  
 3089 subsections (3), (5), and (23) of section 1003.52, Florida  
 3090 Statutes, are amended to read:

3091           1003.52 Educational services in Department of Juvenile  
 3092 Justice programs.--

3093           (1) The Legislature finds that education is the single  
 3094 most important factor in the rehabilitation of adjudicated  
 3095 delinquent youth in the custody of the Department of Juvenile  
 3096 Justice in detention or commitment facilities. It is the goal of  
 3097 the Legislature that youth in the juvenile justice system  
 3098 continue to be allowed the opportunity to obtain a high quality  
 3099 education. The Department of Education shall serve as the lead  
 3100 agency for juvenile justice education programs, curriculum,  
 3101 support services, and resources. To this end, the Department of

3102 Education and the Department of Juvenile Justice shall each  
3103 designate a Coordinator for Juvenile Justice Education Programs  
3104 to serve as the point of contact for resolving issues not  
3105 addressed by district school boards and to provide each  
3106 department's participation in the following activities:

3107 (c) Developing academic and career ~~and technical~~ protocols  
3108 that provide guidance to district school boards and providers in  
3109 all aspects of education programming, including records transfer  
3110 and transition.

3111  
3112 Annually, a cooperative agreement and plan for juvenile justice  
3113 education service enhancement shall be developed between the  
3114 Department of Juvenile Justice and the Department of Education  
3115 and submitted to the Secretary of Juvenile Justice and the  
3116 Commissioner of Education by June 30.

3117 (3) The district school board of the county in which the  
3118 residential or nonresidential care facility or juvenile  
3119 assessment facility is located shall provide appropriate  
3120 educational assessments and an appropriate program of  
3121 instruction and special education services. The district school  
3122 board shall make provisions for each student to participate in  
3123 basic, career ~~and technical~~ education, and exceptional student  
3124 programs as appropriate. Students served in Department of  
3125 Juvenile Justice programs shall have access to the appropriate  
3126 courses and instruction to prepare them for the GED test.  
3127 Students participating in GED preparation programs shall be  
3128 funded at the basic program cost factor for Department of  
3129 Juvenile Justice programs in the Florida Education Finance

3130 Program. Each program shall be conducted according to applicable  
 3131 law providing for the operation of public schools and rules of  
 3132 the State Board of Education.

3133 (5) The educational program shall consist of appropriate  
 3134 basic academic, career ~~and technical~~, or exceptional curricula  
 3135 and related services which support the treatment goals and  
 3136 reentry and which may lead to completion of the requirements for  
 3137 receipt of a high school diploma or its equivalent. If the  
 3138 duration of a program is less than 40 days, the educational  
 3139 component may be limited to tutorial activities and career ~~and~~  
 3140 ~~technical~~ employability skills.

3141 (23) The Department of Juvenile Justice and the Department  
 3142 of Education shall, in consultation with the statewide Workforce  
 3143 Development Youth Council, district school boards, providers,  
 3144 and others, jointly develop a multiagency plan for career ~~and~~  
 3145 ~~technical~~ education which describes the curriculum, goals, and  
 3146 outcome measures for career ~~and technical~~ education programming  
 3147 in juvenile commitment facilities, pursuant to s. 985.3155.

3148 Section 87. Subsections (21), (23), (25), and (26) of  
 3149 section 1004.02, Florida Statutes, are amended to read:

3150 1004.02 Definitions.--As used in this chapter:

3151 (21) "Career ~~Technical~~ certificate program" means a course  
 3152 of study that leads to at least one occupational completion  
 3153 point. The program may also confer credit that may articulate  
 3154 with a diploma or career ~~technical~~ degree education program, if  
 3155 authorized by rules of the State Board of Education. Any credit  
 3156 instruction designed to articulate to a degree program is  
 3157 subject to guidelines and standards adopted by the Department of

3158 Education pursuant to chapter 1007. The term is interchangeable  
 3159 with the term "certificate career ~~and technical~~ education  
 3160 program."

3161 (23) "Career ~~and technical~~ education planning region"  
 3162 means the geographic area in which career ~~and technical~~ or adult  
 3163 education is provided. Each career ~~and technical~~ region is  
 3164 contiguous with one of the 28 community college service areas.

3165 (25) "Career ~~and technical~~ program" means a group of  
 3166 identified competencies leading to occupations identified by a  
 3167 Classification of Instructional Programs number.

3168 (26) "Workforce ~~development~~ education" means adult general  
 3169 education or career ~~and technical~~ education and may consist of a  
 3170 continuing workforce education course or a program of study  
 3171 leading to an occupational completion point, a career technical  
 3172 certificate, an applied technology diploma, or a career  
 3173 ~~technical~~ degree.

3174 Section 88. Paragraph (f) of subsection (5) of section  
 3175 1004.04, Florida Statutes, is amended to read:

3176 1004.04 Public accountability and state approval for  
 3177 teacher preparation programs.--

3178 (5) CONTINUED PROGRAM APPROVAL.--Notwithstanding  
 3179 subsection (4), failure by a public or nonpublic teacher  
 3180 preparation program to meet the criteria for continued program  
 3181 approval shall result in loss of program approval. The  
 3182 Department of Education, in collaboration with the departments  
 3183 and colleges of education, shall develop procedures for  
 3184 continued program approval that document the continuous  
 3185 improvement of program processes and graduates' performance.

3186 (f)1. Each Florida public and private institution that  
 3187 offers a state-approved teacher preparation program must  
 3188 annually report information regarding these programs to the  
 3189 state and the general public. This information shall be reported  
 3190 in a uniform and comprehensible manner that is consistent with  
 3191 definitions and methods approved by the Commissioner of the  
 3192 National Center for Educational Statistics and that is approved  
 3193 by the State Board of Education. This information must include,  
 3194 at a minimum:

3195 a. The percent of graduates obtaining full-time teaching  
 3196 employment within the first year of graduation.

3197 b. The average length of stay of graduates in their full-  
 3198 time teaching positions.

3199 c. Satisfaction ratings required in paragraph (e).

3200 2. Each public and private institution offering training  
 3201 for school readiness related professions, including training in  
 3202 the fields of child care and early childhood education, whether  
 3203 offering career technical credit, associate in applied science  
 3204 degree programs, associate in science degree programs, or  
 3205 associate in arts degree programs, shall annually report  
 3206 information regarding these programs to the state and the  
 3207 general public in a uniform and comprehensible manner that  
 3208 conforms with definitions and methods approved by the State  
 3209 Board of Education. This information must include, at a minimum:

3210 a. Average length of stay of graduates in their positions.

3211 b. Satisfaction ratings of graduates' employers.

3212

3213 This information shall be reported through publications,  
 3214 including college and university catalogs and promotional  
 3215 materials sent to potential applicants, secondary school  
 3216 guidance counselors, and prospective employers of the  
 3217 institution's program graduates.

3218 Section 89. Section 1004.07, Florida Statutes, is amended  
 3219 to read:

3220 1004.07 Student withdrawal from courses due to military  
 3221 service; effect.--Each district school board, community college  
 3222 district board of trustees, and university board of trustees  
 3223 shall establish, by rule and pursuant to guidelines of the State  
 3224 Board of Education, policies regarding currently enrolled  
 3225 students who are called to, or enlist in, active military  
 3226 service. Such policies shall provide that any student enrolled  
 3227 in a postsecondary course or courses at a career ~~an area~~  
 3228 ~~technical~~ center, a public community college, a public college,  
 3229 or a state university shall not incur academic or financial  
 3230 penalties by virtue of performing military service on behalf of  
 3231 our country. Such student shall be permitted the option of  
 3232 either completing the course or courses at a later date without  
 3233 penalty or withdrawing from the course or courses with a full  
 3234 refund of fees paid. If the student chooses to withdraw, the  
 3235 student's record shall reflect that the withdrawal is due to  
 3236 active military service.

3237 Section 90. Paragraphs (b), (c), (d), and (g) of  
 3238 subsection (4) of section 1004.54, Florida Statutes, are amended  
 3239 to read:

3240 1004.54 Learning Development and Evaluation Center.--

3241 (4) An outreach component shall be established which shall  
 3242 include:

3243 (b) Working with community colleges, career ~~technical~~  
 3244 centers, and community agencies to identify students who may  
 3245 benefit from the program.

3246 (c) Providing secondary schools, community colleges,  
 3247 career ~~technical~~ centers, and community agencies with a  
 3248 description of methods used by the program for identification of  
 3249 students who have learning disabilities.

3250 (d) Providing secondary schools, community colleges,  
 3251 career ~~technical~~ centers, and community agencies with a  
 3252 description of program services and the support services  
 3253 available.

3254 (g) Designing, developing, and implementing, in  
 3255 cooperation with Florida Agricultural and Mechanical University,  
 3256 public school districts, community colleges, and career  
 3257 ~~technical~~ centers within the Department of Education, model  
 3258 programs for the learning disabled student.

3259 Section 91. Subsection (6) and paragraph (a) of subsection  
 3260 (8) of section 1004.65, Florida Statutes, are amended to read:

3261 1004.65 Community colleges; definition, mission, and  
 3262 responsibilities.--

3263 (6) The primary mission and responsibility of community  
 3264 colleges is responding to community needs for postsecondary  
 3265 academic education and career ~~technical~~ degree education. This  
 3266 mission and responsibility includes being responsible for:

3267 (a) Providing lower level undergraduate instruction and  
 3268 awarding associate degrees.

3269 (b) Preparing students directly for careers ~~vocations~~  
 3270 requiring less than baccalaureate degrees. This may include  
 3271 preparing for job entry, supplementing of skills and knowledge,  
 3272 and responding to needs in new areas of technology. Career ~~and~~  
 3273 ~~technical~~ education in the community college shall consist of  
 3274 career ~~technical~~ certificates, credit courses leading to  
 3275 associate in science degrees and associate in applied science  
 3276 degrees, and other programs in fields requiring substantial  
 3277 academic work, background, or qualifications. A community  
 3278 college may offer career ~~and technical~~ education programs in  
 3279 fields having lesser academic or technical requirements.

3280 (c) Providing student development services, including  
 3281 assessment, student tracking, support for disabled students,  
 3282 advisement, counseling, financial aid, career development, and  
 3283 remedial and tutorial services, to ensure student success.

3284 (d) Promoting economic development for the state within  
 3285 each community college district through the provision of special  
 3286 programs, including, but not limited to, the:

- 3287 1. Enterprise Florida-related programs.
- 3288 2. Technology transfer centers.
- 3289 3. Economic development centers.
- 3290 4. Workforce literacy programs.

3291 (e) Providing dual enrollment instruction.

3292 (8) Funding for community colleges shall reflect their  
 3293 mission as follows:

3294 (a) Postsecondary academic and career ~~and technical~~  
 3295 education programs and adult general education programs shall  
 3296 have first priority in community college funding.

3297 Section 92. Paragraph (b) of subsection (3) and paragraph  
3298 (a) of subsection (8) of section 1004.73, Florida Statutes, are  
3299 amended to read:

3300 1004.73 St. Petersburg College.--

3301 (3) STUDENTS; FEES.--

3302 (b) The Board of Trustees of St. Petersburg College shall  
3303 establish the level of tuition and other authorized student fees  
3304 consistent with law and proviso in the General Appropriations  
3305 Act.

3306 1. For each credit hour of enrollment in a certificate  
3307 level course or lower-division level college credit course,  
3308 tuition and fees must be within the range authorized in law and  
3309 rule for a community college student at that level.

3310 2. For each credit hour of enrollment in an upper-division  
3311 level course, matriculation and tuition fees must be in an  
3312 amount established by the Board of Trustees of St. Petersburg  
3313 College. However, fees for upper-division students must reflect  
3314 the fact that the college does not incur the costs of major  
3315 research programs. Therefore, the board of trustees shall  
3316 establish fees for upper-division students within a range that  
3317 is lower than the fees established for students at a state  
3318 university but higher than the fees for community college  
3319 students.

3320 3. Other mandatory fees and local fees must be at the same  
3321 level for all lower-division students. For upper-division  
3322 students, other mandatory fees and local fees must be at a level  
3323 less than fees established for University of South Florida  
3324 students, regardless of program enrollment or level. However,

3325 | students in workforce ~~development~~ education courses maintain the  
 3326 | authorized fee exemptions described in s. 1009.25 and may be  
 3327 | exempt from local fees imposed by the board of trustees, at the  
 3328 | board's discretion.

3329 | (8) STATE FUNDING.--

3330 | (a) The Legislature intends to fund St. Petersburg College  
 3331 | as a community college for its workforce ~~development~~ education  
 3332 | programs and for its lower-division level college credit courses  
 3333 | and programs.

3334 | Section 93. Subsections (1) and (2) of section 1004.91,  
 3335 | Florida Statutes, are amended to read:

3336 | 1004.91 Career-preparatory ~~Vocational-preparatory~~  
 3337 | instruction.--

3338 | (1) The State Board of Education shall adopt, by rule,  
 3339 | standards of basic skill mastery for certificate career  
 3340 | ~~technical~~ education programs. Each school district and community  
 3341 | college that conducts programs that confer career ~~technical~~  
 3342 | credit shall provide career-preparatory ~~vocational-preparatory~~  
 3343 | instruction through which students receive the basic skills  
 3344 | instruction required pursuant to this section.

3345 | (2) Students who enroll in a program offered for career  
 3346 | ~~technical~~ credit of 450 hours or more shall complete an entry-  
 3347 | level examination within the first 6 weeks of admission into the  
 3348 | program. The State Board of Education shall designate  
 3349 | examinations that are currently in existence, the results of  
 3350 | which are comparable across institutions, to assess student  
 3351 | mastery of basic skills. Any student found to lack the required  
 3352 | level of basic skills for such program shall be referred to

3353 ~~career-preparatory~~ career-preparatory ~~vocational-preparatory~~ instruction or adult  
3354 basic education for a structured program of basic skills  
3355 instruction. Such instruction may include English for speakers  
3356 of other languages. A student may not receive a career ~~technical~~  
3357 certificate of completion without first demonstrating the basic  
3358 skills required in the state curriculum frameworks for the  
3359 program.

3360 Section 94. Section 1004.92, Florida Statutes, is amended  
3361 to read:

3362 1004.92 Purpose and responsibilities for career ~~and~~  
3363 ~~technical~~ education.--

3364 (1) The purpose of career ~~and technical~~ education is to  
3365 enable students who complete career ~~and technical~~ programs to  
3366 attain and sustain employment and realize economic self-  
3367 sufficiency. The purpose of this section is to identify issues  
3368 related to career ~~and technical~~ education for which school  
3369 boards and community college boards of trustees are accountable.  
3370 It is the intent of the Legislature that the standards  
3371 articulated in subsection (2) be considered in the development  
3372 of accountability standards for public schools pursuant to ss.  
3373 1000.03, 1001.42(16), and 1008.345 and for community colleges  
3374 pursuant to s. 1008.45.

3375 (2)(a) School board, superintendent, and career ~~technical~~  
3376 center, and community college board of trustees and president,  
3377 accountability for career ~~and technical~~ education programs  
3378 includes, but is not limited to:

3379 1. Student demonstration of the academic skills necessary  
3380 to enter an occupation.

3381           2. Student preparation to enter an occupation in an entry-  
3382 level position or continue postsecondary study.

3383           3. Career ~~and technical~~ program articulation with other  
3384 corresponding postsecondary programs and job training  
3385 experiences.

3386           4. Employer satisfaction with the performance of students  
3387 who complete career ~~and technical~~ education or reach  
3388 occupational completion points.

3389           5. Student completion, placement, and retention rates  
3390 pursuant to s. 1008.43.

3391           (b) Department of Education accountability for career ~~and~~  
3392 ~~technical~~ education includes, but is not limited to:

3393           1. The provision of timely, accurate technical assistance  
3394 to school districts and community colleges.

3395           2. The provision of timely, accurate information to the  
3396 State Board of Education, the Legislature, and the public.

3397           3. The development of policies, rules, and procedures that  
3398 facilitate institutional attainment of the accountability  
3399 standards and coordinate the efforts of all divisions within the  
3400 department.

3401           4. The development of program standards and industry-  
3402 driven benchmarks for career ~~and technical~~, adult, and community  
3403 education programs, which must be updated every 3 years. The  
3404 standards must include career ~~technical~~, academic, and workplace  
3405 skills; viability of distance learning for instruction; and  
3406 work/learn cycles that are responsive to business and industry.

3407           5. Overseeing school district and community college  
3408 compliance with the provisions of this chapter.

3409           6. Ensuring that the educational outcomes for the  
 3410 technical component of career ~~and technical~~ programs are uniform  
 3411 and designed to provide a graduate who is capable of entering  
 3412 the workforce on an equally competitive basis regardless of the  
 3413 institution of choice.

3414           (3) Each career ~~technical~~ center operated by a district  
 3415 school board shall establish a center advisory council pursuant  
 3416 to s. 1001.452. The center advisory council shall assist in the  
 3417 preparation and evaluation of center improvement plans required  
 3418 pursuant to s. 1001.42(16) and may provide assistance, upon the  
 3419 request of the center director, in the preparation of the  
 3420 center's annual budget and plan as required by s. 1008.385(1).

3421           Section 95. Paragraph (b) of subsection (1), paragraph (d)  
 3422 of subsection (2), and paragraph (c) of subsection (4) of  
 3423 section 1004.93, Florida Statutes, are amended to read:

3424           1004.93 Adult general education.--

3425           (1)

3426           (b) It is further intended that educational opportunities  
 3427 be available for adults who have earned a diploma or high school  
 3428 equivalency diploma but who lack the basic skills necessary to  
 3429 function effectively in everyday situations, to enter the job  
 3430 market, or to enter career ~~technical~~ certificate instruction.

3431           (2) The adult education program must provide academic  
 3432 services to students in the following priority:

3433           (d) Students who have earned high school diplomas and  
 3434 require specific improvement in order to:

3435           1. Obtain or maintain employment or benefit from  
 3436 certificate career ~~technical~~ education programs;

- 3437 2. Pursue a postsecondary degree; or
- 3438 3. Develop competence in the English language to qualify
- 3439 for employment.

3440 (4)

3441 (c) The State Board of Education shall define, by rule,  
 3442 the levels and courses of instruction to be funded through the  
 3443 college-preparatory program. The state board shall coordinate  
 3444 the establishment of costs for college-preparatory courses, the  
 3445 establishment of statewide standards that define required levels  
 3446 of competence, acceptable rates of student progress, and the  
 3447 maximum amount of time to be allowed for completion of college-  
 3448 preparatory instruction. College-preparatory instruction is part  
 3449 of an associate in arts degree program and may not be funded as  
 3450 an adult career ~~and technical~~ education program.

3451 Section 96. Subsection (2) of section 1004.98, Florida  
 3452 Statutes, is amended to read:

3453 1004.98 Workforce literacy programs.--

3454 (2) Each community college and school district may conduct  
 3455 courses and programs through which adults gain the communication  
 3456 and computation skills necessary to complete a career ~~and~~  
 3457 ~~technical~~ program, to gain or maintain entry-level employment,  
 3458 or to upgrade employment. Courses may not be conducted until the  
 3459 community college or school district identifies current and  
 3460 prospective employees who do not possess the skills necessary to  
 3461 enter career ~~and technical~~ programs or to obtain or maintain  
 3462 employment.

3463 Section 97. Subsection (8) of section 1005.02, Florida  
 3464 Statutes, is amended to read:

3465 1005.02 Definitions.--As used in this chapter, the term:  
 3466 (8) "Diploma" means a credential that is not a degree but  
 3467 is any of the following: a certificate, transcript, report,  
 3468 document, or title; a designation, mark, or appellation; or a  
 3469 series of letters, numbers, or words that generally are taken to  
 3470 signify satisfactory completion of the requirements of an  
 3471 educational,~~technical~~, or career program of study or training  
 3472 or course of study.

3473 Section 98. Subsection (2) of section 1005.06, Florida  
 3474 Statutes, is amended to read:

3475 1005.06 Institutions not under the jurisdiction or purview  
 3476 of the commission.--

3477 (2) The Department of Education may contract with the  
 3478 Commission on Independent Education to provide services for  
 3479 independent postsecondary educational institutions not under the  
 3480 jurisdiction of the commission relating to licensure of  
 3481 postsecondary career ~~technical~~ certificate and diploma programs  
 3482 that such institutions may wish to offer and preliminary review  
 3483 of programs such institutions may wish to offer which are beyond  
 3484 the scope of the institutions's current accreditation status.  
 3485 Upon completion of its review, the commission shall forward its  
 3486 recommendation to the department for final action. The  
 3487 department shall assess the institution seeking such services  
 3488 the cost to the commission of providing such services. Revenues  
 3489 collected pursuant to this provision shall be deposited in the  
 3490 Institutional Assessment Trust Fund.

3491 Section 99. Paragraph (c) of subsection (2) of section  
 3492 1005.21, Florida Statutes, is amended to read:

3493 1005.21 Commission for Independent Education.--

3494 (2) The Commission for Independent Education shall consist  
 3495 of seven members who are residents of this state. The commission  
 3496 shall function in matters concerning independent postsecondary  
 3497 educational institutions in consumer protection, program  
 3498 improvement, and licensure for institutions under its purview.  
 3499 The Governor shall appoint the members of the commission who are  
 3500 subject to confirmation by the Senate. The membership of the  
 3501 commission shall consist of:

3502 (c) One member from a public school district or community  
 3503 college who is an administrator of career ~~and technical~~  
 3504 education.

3505 Section 100. Subsections (2) and (5) of section 1006.035,  
 3506 Florida Statutes, are amended to read:

3507 1006.035 Dropout reentry and mentor project.--

3508 (2) The project shall identify 15 black students in each  
 3509 location who have dropped out of high school but were not  
 3510 encountering academic difficulty when they left school. Students  
 3511 chosen to participate may not have a high school diploma, be  
 3512 enrolled in an adult general education program which includes a  
 3513 GED program or an adult high school, or be enrolled in a career  
 3514 center ~~technical school~~. Students may be employed but must be  
 3515 able to adjust their work schedules to accommodate classes and  
 3516 project sessions. Priority must be given to students who have  
 3517 dropped out of school within the last 3 years.

3518 (5) Selected project participants shall be evaluated and  
 3519 enrolled in a GED program, regular high school, career center  
 3520 ~~technical school~~, or alternative school. In conjunction with

3521 school guidance personnel, project staff shall design a  
3522 supplemental program to reinforce basic skills, provide  
3523 additional counseling, and offer tutorial assistance. Weekly,  
3524 project staff shall monitor students' attendance, performance,  
3525 homework, and attitude toward school.

3526 Section 101. Subsection (1) of section 1006.051, Florida  
3527 Statutes, is amended to read:

3528 1006.051 Sunshine Workforce Solutions Grant Program.--

3529 (1) The Legislature recognizes the need for school  
3530 districts to be able to respond to critical workforce shortages  
3531 in nursing. The Sunshine Workforce Solutions Grant Program is  
3532 created to provide grants to school districts on a competitive  
3533 basis to fund all or some of the costs associated with  
3534 establishing an exploratory program in nursing at the middle  
3535 school level or a comprehensive career ~~and technical~~ education  
3536 program within a high school that provides a program of study in  
3537 nursing that will provide a seamless transition to appropriate  
3538 postsecondary education or employment.

3539 (a) A comprehensive career ~~and technical~~ education program  
3540 within a high school that provides a program of study in nursing  
3541 must be certified or endorsed by the Florida Board of Nursing to  
3542 ensure that all components of the program are relevant and  
3543 appropriate to prepare the student for further education and  
3544 employment in nursing.

3545 (b) For career ~~and technical~~ education programs in which  
3546 high school credit is articulated to a related postsecondary  
3547 education program, there must be an articulation agreement that

3548 ensures seamless transition from one level to the next without a  
 3549 loss of credit for the student.

3550 (c) Participation in work-based learning experiences, as  
 3551 defined in rule by the Department of Education, shall be  
 3552 required in career ~~and technical~~ education programs at the high  
 3553 school level.

3554 Section 102. Paragraph (c) of subsection (3) of section  
 3555 1006.21, Florida Statutes, is amended to read:

3556 1006.21 Duties of district school superintendent and  
 3557 district school board regarding transportation.--

3558 (3) District school boards, after considering  
 3559 recommendations of the district school superintendent:

3560 (c) May provide transportation for public school migrant,  
 3561 exceptional, nursery, and other public school students in  
 3562 membership below kindergarten; kindergarten through grade 12  
 3563 students in membership in a public school; and adult students in  
 3564 membership in adult career ~~and technical~~, basic, and high school  
 3565 graduation programs in a public school when, and only when,  
 3566 transportation is necessary to provide adequate educational  
 3567 facilities and opportunities which otherwise would not be  
 3568 available.

3569 Section 103. Paragraph (a) of subsection (4) of section  
 3570 1006.31, Florida Statutes, is amended to read:

3571 1006.31 Duties of each state instructional materials  
 3572 committee.--The duties of each state instructional materials  
 3573 committee are:

3574 (4) EVALUATION OF INSTRUCTIONAL MATERIALS.--To evaluate  
 3575 carefully all instructional materials submitted, to ascertain

3576 | which instructional materials, if any, submitted for  
3577 | consideration best implement the selection criteria developed by  
3578 | the commissioner and those curricular objectives included within  
3579 | applicable performance standards provided for in s. 1001.03(1).

3580 |       (a) When recommending instructional materials for use in  
3581 | the schools, each committee shall include only instructional  
3582 | materials that accurately portray the ethnic, socioeconomic,  
3583 | cultural, and racial diversity of our society, including men and  
3584 | women in professional, career ~~and technical~~, and executive  
3585 | roles, and the role and contributions of the entrepreneur and  
3586 | labor in the total development of this state and the United  
3587 | States.

3588 |  
3589 | The findings of the committees, including the evaluation of  
3590 | instructional materials, shall be in sessions open to the  
3591 | public. All decisions leading to determinations of the  
3592 | committees shall be by roll call vote, and at no time will a  
3593 | secret ballot be permitted.

3594 |       Section 104. Paragraph (a) of subsection (2) and paragraph  
3595 | (b) of subsection (3) of section 1007.21, Florida Statutes, are  
3596 | amended to read:

3597 |       1007.21 Readiness for postsecondary education and the  
3598 | workplace.--

3599 |       (2)(a) Students entering the 9th grade and their parents  
3600 | shall be active participants in choosing an end-of-high-school  
3601 | student destination based upon both student and parent or  
3602 | guardian goals. Four or more destinations should be available  
3603 | with bridges between destinations to enable students to shift

3604 destinations should they choose to change goals. The  
 3605 destinations shall accommodate the needs of students served in  
 3606 exceptional education programs to the extent appropriate for  
 3607 individual students. Exceptional education students may continue  
 3608 to follow the courses outlined in the district school board  
 3609 student progression plan. Participating students and their  
 3610 parents shall choose among destinations, which must include:

- 3611 1. Four-year college or university, community college plus
- 3612 university, or military academy.
- 3613 2. Two-year postsecondary degree.
- 3614 3. Postsecondary career ~~and technical~~ certificate.
- 3615 4. Immediate employment or entry-level military.

3616 (3)

3617 (b) The school principal shall:

- 3618 1. Designate a member of the existing instructional or
- 3619 administrative staff to serve as a specialist to help coordinate
- 3620 the use of student achievement strategies to help students
- 3621 succeed in their coursework. The specialist shall also assist
- 3622 teachers in integrating the academic and career ~~and technical~~
- 3623 curricula, utilizing technology, providing feedback regarding
- 3624 student achievement, and implementing the Blueprint for Career
- 3625 Preparation and Tech Prep programs.

- 3626 2. Institute strategies to eliminate reading, writing, and
- 3627 mathematics deficiencies of secondary students.

3628 Section 105. Paragraph (c) of subsection (1) of section  
 3629 1007.23, Florida Statutes, is amended to read:

3630 1007.23 Statewide articulation agreement.--

3631 (1) The State Board of Education shall establish in rule a  
 3632 statewide articulation agreement that governs:

3633 (c) Admission of applied technology diploma program  
 3634 graduates from community colleges or career ~~technical~~ centers;

3635 Section 106. Subsection (2) of section 1007.24, Florida  
 3636 Statutes, is amended to read:

3637 1007.24 Statewide course numbering system.--

3638 (2) The Commissioner of Education shall appoint faculty  
 3639 committees representing faculties of participating institutions  
 3640 to recommend a single level for each course, including  
 3641 postsecondary career ~~and technical~~ education courses, included  
 3642 in the statewide course numbering system.

3643 (a) Any course designated as an upper-division-level  
 3644 course must be characterized by a need for advanced academic  
 3645 preparation and skills that a student would be unlikely to  
 3646 achieve without significant prior coursework.

3647 (b) A course that is offered as part of an associate in  
 3648 science degree program and as an upper-division course for a  
 3649 baccalaureate degree shall be designated for both the lower and  
 3650 upper division.

3651 (c) A course designated as lower-division may be offered  
 3652 by any community college.

3653 Section 107. Subsections (2) and (11) of section 1007.25,  
 3654 Florida Statutes, are amended to read:

3655 1007.25 General education courses; common prerequisites;  
 3656 and other degree requirements.--

3657 (2) The department shall identify postsecondary career ~~and~~  
 3658 ~~technical~~ education programs offered by community colleges and

3659 | district school boards. The department shall also identify  
3660 | career ~~and technical~~ courses designated as college credit  
3661 | courses applicable toward a career ~~and technical~~ education  
3662 | diploma or degree. Such courses must be identified within the  
3663 | statewide course numbering system.

3664 |       (11) The Commissioner of Education shall appoint faculty  
3665 | committees representing both community college and public school  
3666 | faculties to recommend to the commissioner for approval by the  
3667 | State Board of Education a standard program length and  
3668 | appropriate occupational completion points for each  
3669 | postsecondary career ~~and technical~~ certificate program, diploma,  
3670 | and degree.

3671 |       Section 108. Subsection (4) of section 1007.27, Florida  
3672 | Statutes, is amended to read:

3673 |       1007.27 Articulated acceleration mechanisms.--

3674 |       (4) It is the intent of the Legislature to provide  
3675 | articulated acceleration mechanisms for students who are in home  
3676 | education programs, as defined in s. 1003.01(11), consistent  
3677 | with the educational opportunities available to public and  
3678 | private secondary school students. Home education students may  
3679 | participate in dual enrollment, career ~~and technical~~ dual  
3680 | enrollment, early admission, and credit by examination. Credit  
3681 | earned by home education students through dual enrollment shall  
3682 | apply toward the completion of a home education program that  
3683 | meets the requirements of s. 1002.41.

3684 |       Section 109. Subsections (1), (3), (4), (8), and (10) of  
3685 | section 1007.271, Florida Statutes, are amended to read:

3686 |       1007.271 Dual enrollment programs.--

3687 (1) The dual enrollment program is the enrollment of an  
3688 eligible secondary student or home education student in a  
3689 postsecondary course creditable toward a career ~~and technical~~  
3690 certificate or an associate or baccalaureate degree.

3691 (3) The Department of Education shall adopt guidelines  
3692 designed to achieve comparability across school districts of  
3693 both student qualifications and teacher qualifications for dual  
3694 enrollment courses. Student qualifications must demonstrate  
3695 readiness for college-level coursework if the student is to be  
3696 enrolled in college courses. Student qualifications must  
3697 demonstrate readiness for career-level ~~career and technical-~~  
3698 ~~level~~ coursework if the student is to be enrolled in career ~~and~~  
3699 ~~technical~~ courses. In addition to the common placement  
3700 examination, student qualifications for enrollment in college  
3701 credit dual enrollment courses must include a 3.0 unweighted  
3702 grade point average, and student qualifications for enrollment  
3703 in career ~~and technical~~ certificate dual enrollment courses must  
3704 include a 2.0 unweighted grade point average. Exceptions to the  
3705 required grade point averages may be granted if the educational  
3706 entities agree and the terms of the agreement are contained  
3707 within the dual enrollment interinstitutional articulation  
3708 agreement. Community college boards of trustees may establish  
3709 additional admissions criteria, which shall be included in the  
3710 district interinstitutional articulation agreement developed  
3711 according to s. 1007.235, to ensure student readiness for  
3712 postsecondary instruction. Additional requirements included in  
3713 the agreement shall not arbitrarily prohibit students who have  
3714 demonstrated the ability to master advanced courses from

3715 participating in dual enrollment courses. District school boards  
3716 may not refuse to enter into an agreement with a local community  
3717 college if that community college has the capacity to offer dual  
3718 enrollment courses.

3719 (4) Career ~~and technical~~ dual enrollment shall be provided  
3720 as a curricular option for secondary students to pursue in order  
3721 to earn a series of elective credits toward the high school  
3722 diploma. However, career ~~and technical~~ dual enrollment shall not  
3723 supplant student acquisition of the diploma. Career ~~and~~  
3724 ~~technical~~ dual enrollment shall be available for secondary  
3725 students seeking a degree or certificate from a complete career-  
3726 preparatory ~~job-preparatory~~ program, but shall not sustain  
3727 student enrollment in isolated career ~~and technical~~ courses. It  
3728 is the intent of the Legislature that career ~~and technical~~ dual  
3729 enrollment reflect the interests and aptitudes of the student.  
3730 The provision of a comprehensive academic and career ~~and~~  
3731 ~~technical~~ dual enrollment program within the career area  
3732 ~~technical~~ center or community college is supportive of  
3733 legislative intent; however, such provision is not mandatory.

3734 (8) Career ~~and technical~~ early admission is a form of  
3735 career ~~and technical~~ dual enrollment through which eligible  
3736 secondary students enroll full time in a career ~~an area~~  
3737 ~~technical~~ center or a community college in courses that are  
3738 creditable toward the high school diploma and the certificate or  
3739 associate degree. Participation in the career ~~and technical~~  
3740 early admission program shall be limited to students who have  
3741 completed a minimum of 6 semesters of full-time secondary  
3742 enrollment, including studies undertaken in the ninth grade.

3743 Students enrolled pursuant to this section are exempt from the  
3744 payment of registration, tuition, and laboratory fees.

3745 (10)(a) The dual enrollment program for home education  
3746 students consists of the enrollment of an eligible home  
3747 education secondary student in a postsecondary course creditable  
3748 toward an associate degree, a career ~~or technical~~ certificate,  
3749 or a baccalaureate degree. To participate in the dual enrollment  
3750 program, an eligible home education secondary student must:

3751 1. Provide proof of enrollment in a home education program  
3752 pursuant to s. 1002.41.

3753 2. Be responsible for his or her own instructional  
3754 materials and transportation unless provided for otherwise.

3755 (b) Each career ~~technical~~ center, community college, and  
3756 state university shall:

3757 1. Delineate courses and programs for dually enrolled home  
3758 education students. Courses and programs may be added, revised,  
3759 or deleted at any time.

3760 2. Identify eligibility criteria for home education  
3761 student participation, not to exceed those required of other  
3762 dually enrolled students.

3763 Section 110. Subsection (1) of section 1008.37, Florida  
3764 Statutes, is amended to read:

3765 1008.37 Postsecondary feedback of information to high  
3766 schools.--

3767 (1) The State Board of Education shall adopt rules that  
3768 require the Commissioner of Education to report to the State  
3769 Board of Education, the Legislature, and the district school  
3770 boards on the performance of each first-time-in-postsecondary

3771 education student from each public high school in this state who  
 3772 is enrolled in a public postsecondary institution or public  
 3773 career ~~technical~~ center. Such reports must be based on  
 3774 information databases maintained by the Department of Education.  
 3775 In addition, the public postsecondary educational institutions  
 3776 and career ~~technical~~ centers shall provide district school  
 3777 boards access to information on student performance in regular  
 3778 and preparatory courses and shall indicate students referred for  
 3779 remediation pursuant to s. 1004.91 or s. 1008.30.

3780 Section 111. Paragraph (b) of subsection (1) of section  
 3781 1008.385, Florida Statutes, is amended to read:

3782 1008.385 Educational planning and information systems.--

3783 (1) EDUCATIONAL PLANNING.--

3784 (b) Each district school board shall maintain a continuing  
 3785 system of planning and budgeting designed to aid in identifying  
 3786 and meeting the educational needs of students and the public.  
 3787 Provision shall be made for coordination between district school  
 3788 boards and community college boards of trustees concerning the  
 3789 planning for career ~~and technical~~ education and adult  
 3790 educational programs. The major emphasis of the system shall be  
 3791 upon locally determined goals and objectives, the state plan for  
 3792 education, and the Sunshine State Standards developed by the  
 3793 Department of Education and adopted by the State Board of  
 3794 Education. The district planning and budgeting system must  
 3795 include consideration of student achievement data obtained  
 3796 pursuant to ss. 1008.22 and 1008.34. The system shall be  
 3797 structured to meet the specific management needs of the district  
 3798 and to align the budget adopted by the district school board

3799 | with the plan the board has also adopted. Each district school  
 3800 | board shall utilize its system of planning and budgeting to  
 3801 | emphasize a system of school-based management in which  
 3802 | individual school centers become the principal planning units  
 3803 | and to integrate planning and budgeting at the school level.

3804 |       Section 112. Section 1008.405, Florida Statutes, is  
 3805 | amended to read:

3806 |       1008.405 Adult student information.--Each school district  
 3807 | and community college shall maintain sufficient information for  
 3808 | each student enrolled in workforce ~~development~~ education to  
 3809 | allow local and state administrators to locate such student upon  
 3810 | the termination of instruction and to determine the  
 3811 | appropriateness of student placement in specific instructional  
 3812 | programs. The State Board of Education shall adopt, in rule,  
 3813 | specific information that must be maintained and acceptable  
 3814 | means of maintaining that information.

3815 |       Section 113. Subsections (1) and (2) of section 1008.41,  
 3816 | Florida Statutes, are amended to read:

3817 |       1008.41 Workforce ~~Development~~ education; management  
 3818 | information system.--

3819 |       (1) The Commissioner of Education shall coordinate uniform  
 3820 | program structures, common definitions, and uniform management  
 3821 | information systems for workforce ~~development~~ education for all  
 3822 | divisions within the department. In performing these functions,  
 3823 | the commissioner shall designate deadlines after which data  
 3824 | elements may not be changed for the coming fiscal or school  
 3825 | year. School districts and community colleges shall be notified  
 3826 | of data element changes at least 90 days prior to the start of

3827 the subsequent fiscal or school year. Such systems must provide  
 3828 for:

3829 (a) Individual student reporting.

3830 (b) Compliance with state and federal confidentiality  
 3831 requirements, except that the department shall have access to  
 3832 the unemployment insurance wage reports to collect and report  
 3833 placement information about former students. Such placement  
 3834 reports must not disclose the individual identities of former  
 3835 students.

3836 (c) Maximum use of automated technology and records in  
 3837 existing data bases and data systems. To the extent feasible,  
 3838 the Florida Information Resource Network shall be employed for  
 3839 this purpose.

3840 (d) Annual reports of student enrollment, completion, and  
 3841 placement by program.

3842 (2) The State Board of Education shall identify, by rule,  
 3843 the components to be included in the workforce ~~development~~  
 3844 education management information system. All such components  
 3845 shall be comparable between school districts and community  
 3846 colleges.

3847 Section 114. Subsection (2) of section 1008.42, Florida  
 3848 Statutes, is amended to read:

3849 1008.42 Public information on career ~~and technical~~  
 3850 education programs.--

3851 (2) The dissemination shall be conducted in accordance  
 3852 with the following procedures:

3853 (a) Annually, the Department of Education shall publish  
 3854 the placement rates and average quarterly earnings for students

3855 | who complete each type of career ~~technical~~ certificate program  
3856 | and career ~~technical~~ degree program. This information must be  
3857 | aggregated to the state level and must be included in any  
3858 | accountability reports. A program that was created or modified  
3859 | so that placement rates cannot be calculated must be so  
3860 | identified in such reports.

3861 |         (b)1. Each district school board shall publish, at a  
3862 | minimum, the most recently available placement rate for each  
3863 | career ~~technical~~ certificate program conducted by that school  
3864 | district at the secondary school level and at the career  
3865 | ~~technical~~ degree level. The placement rates for the preceding 3  
3866 | years shall be published if available, shall be included in each  
3867 | publication that informs the public of the availability of the  
3868 | program, and shall be made available to each school guidance  
3869 | counselor. If a program does not have a placement rate, a  
3870 | publication that lists or describes that program must state that  
3871 | the rate is unavailable.

3872 |         2. Each community college shall publish, at a minimum, the  
3873 | most recent placement rate for each career ~~technical~~ certificate  
3874 | program and for each career ~~technical~~ degree program in its  
3875 | annual catalog. The placement rates for the preceding 3 years  
3876 | shall be published, if available, and shall be included in any  
3877 | publication that informs the public of the availability of the  
3878 | program. If a program does not have a placement rate, the  
3879 | publication that lists or describes that program must state that  
3880 | the rate is unavailable.

3881 |         3. If a school district or a community college has  
3882 | calculated for a program a placement rate that differs from the

3883 rate reported by the department, and if each record of a  
3884 placement was obtained through a process that was capable of  
3885 being audited, procedurally sound, and consistent statewide, the  
3886 district or the community college may use the locally calculated  
3887 placement rate in the report required by this section. However,  
3888 that rate may not be combined with the rate maintained in the  
3889 computer files of the Department of Education's Florida  
3890 Education and Training Placement Information Program.

3891 4. An independent career ~~and technical~~, trade, or business  
3892 school may not publish a placement rate unless the placement  
3893 rate was determined as provided by this section.

3894 Section 115. Paragraphs (a) and (c) of subsection (1) and  
3895 subsection (2) of section 1008.43, Florida Statutes, are amended  
3896 to read:

3897 1008.43 Career ~~and technical~~ program reporting  
3898 requirements.--

3899 (1)(a) The Department of Education shall develop a system  
3900 of performance measures in order to evaluate the career ~~and~~  
3901 ~~technical~~ education programs as required in s. 1008.42. This  
3902 system must measure program enrollment, completion rates,  
3903 placement rates, and amount of earnings at the time of  
3904 placement. Placement and employment information, where  
3905 applicable, shall contain data relevant to job retention,  
3906 including retention rates. The State Board of Education shall  
3907 adopt by rule the specific measures and any definitions needed  
3908 to establish the system of performance measures.

3909 (c) The State Board of Education shall adopt standards for  
3910 the department, district school boards, and community college

3911 district boards of trustees to use in program planning, program  
 3912 review, and program evaluation. The standards must include, at a  
 3913 minimum, the completion rates, placement rates, and earnings  
 3914 from employment of former students of career ~~and technical~~  
 3915 education programs.

3916 (2) The State Board of Education shall adopt procedures  
 3917 for reviewing the career ~~and technical~~ education programs  
 3918 administered by the district school boards and the community  
 3919 college district boards of trustees when program performance  
 3920 falls below the standards required by this section.

3921 Section 116. Paragraphs (d) and (f) of subsection (1) of  
 3922 section 1008.45, Florida Statutes, are amended to read:

3923 1008.45 Community college accountability process.--

3924 (1) It is the intent of the Legislature that a management  
 3925 and accountability process be implemented which provides for the  
 3926 systematic, ongoing improvement and assessment of the  
 3927 improvement of the quality and efficiency of the Florida  
 3928 community colleges. Accordingly, the State Board of Education  
 3929 and the community college boards of trustees shall develop and  
 3930 implement an accountability plan to improve and evaluate the  
 3931 instructional and administrative efficiency and effectiveness of  
 3932 the Florida Community College System. This plan shall be  
 3933 designed in consultation with staff of the Governor and the  
 3934 Legislature and must address the following issues:

3935 (d) Job placement rates of community college career ~~and~~  
 3936 ~~technical~~ students.

3937 (f) Career ~~and technical~~ accountability standards  
 3938 identified in s. 1008.42.

3939 Section 117. Subsection (14) of section 1009.23, Florida  
 3940 Statutes, is amended to read:

3941 1009.23 Community college student fees.--

3942 (14) Each community college board of trustees shall report  
 3943 only those students who have actually enrolled in instruction  
 3944 provided or supervised by instructional personnel under contract  
 3945 with the community college in calculations of actual full-time  
 3946 equivalent enrollments for state funding purposes. No student  
 3947 who has been exempted from taking a course or who has been  
 3948 granted academic or career technical credit through means other  
 3949 than actual coursework completed at the granting institution  
 3950 shall be calculated for enrollment in the course from which he  
 3951 or she has been exempted or granted credit. Community colleges  
 3952 that report enrollments in violation of this subsection shall be  
 3953 penalized at a rate equal to two times the value of such  
 3954 enrollments. Such penalty shall be charged against the following  
 3955 year's allocation from the Community College Program Fund and  
 3956 shall revert to the General Revenue Fund.

3957 Section 118. Subsections (1) and (2) of section 1009.25,  
 3958 Florida Statutes, are amended to read:

3959 1009.25 Fee exemptions.--

3960 (1) The following students are exempt from any requirement  
 3961 for the payment of tuition and fees, including lab fees, for  
 3962 adult basic, adult secondary, or career-preparatory ~~vocational-~~  
 3963 ~~preparatory~~ instruction:

3964 (a) A student who does not have a high school diploma or  
 3965 its equivalent.

3966 (b) A student who has a high school diploma or its  
 3967 equivalent and who has academic skills at or below the eighth  
 3968 grade level pursuant to state board rule. A student is eligible  
 3969 for this exemption from fees if the student's skills are at or  
 3970 below the eighth grade level as measured by a test administered  
 3971 in the English language and approved by the Department of  
 3972 Education, even if the student has skills above that level when  
 3973 tested in the student's native language.

3974 (2) The following students are exempt from the payment of  
 3975 tuition and fees, including lab fees, at a school district that  
 3976 provides postsecondary career ~~and technical~~ programs, community  
 3977 college, or state university:

3978 (a) A student enrolled in a dual enrollment or early  
 3979 admission program pursuant to s. 1007.27 or s. 1007.271.

3980 (b) A student enrolled in an approved apprenticeship  
 3981 program, as defined in s. 446.021.

3982 (c) A student to whom the state has awarded a Road-to-  
 3983 Independence Scholarship, or who is or was at the time he or she  
 3984 reached 18 years of age in the custody of a relative under s.  
 3985 39.5085, or who is adopted from the Department of Children and  
 3986 Family Services after May 5, 1997. Such exemption includes fees  
 3987 associated with enrollment in career-preparatory ~~vocational-~~  
 3988 ~~preparatory~~ instruction and completion of the college-level  
 3989 communication and computation skills testing program. Such an  
 3990 exemption is available to any student who was in the custody of  
 3991 a relative under s. 39.5085 at the time he or she reached 18  
 3992 years of age or was adopted from the Department of Children and  
 3993 Family Services after May 5, 1997; however, the exemption

3994 remains valid for no more than 4 years after the date of  
3995 graduation from high school.

3996 (d) A student enrolled in an employment and training  
3997 program under the welfare transition program. The regional  
3998 workforce board shall pay the state university, community  
3999 college, or school district for costs incurred for welfare  
4000 transition program participants.

4001 (e) A student who lacks a fixed, regular, and adequate  
4002 nighttime residence or whose primary nighttime residence is a  
4003 public or private shelter designed to provide temporary  
4004 residence for individuals intended to be institutionalized, or a  
4005 public or private place not designed for, or ordinarily used as,  
4006 a regular sleeping accommodation for human beings.

4007 (f) A student who is a proprietor, owner, or worker of a  
4008 company whose business has been at least 50 percent negatively  
4009 financially impacted by the buy-out of property around Lake  
4010 Apopka by the State of Florida. Such a student may receive a fee  
4011 exemption only if the student has not received compensation  
4012 because of the buy-out, the student is designated a Florida  
4013 resident for tuition purposes, pursuant to s. 1009.21, and the  
4014 student has applied for and been denied financial aid, pursuant  
4015 to s. 1009.40, which would have provided, at a minimum, payment  
4016 of all student fees. The student is responsible for providing  
4017 evidence to the postsecondary education institution verifying  
4018 that the conditions of this paragraph have been met, including  
4019 support documentation provided by the Department of Revenue. The  
4020 student must be currently enrolled in, or begin coursework  
4021 within, a program area by fall semester 2000. The exemption is

4022 | valid for a period of 4 years from the date that the  
 4023 | postsecondary education institution confirms that the conditions  
 4024 | of this paragraph have been met.

4025 |         Section 119. Paragraph (a) of subsection (1) of section  
 4026 | 1009.40, Florida Statutes, is amended to read:

4027 |         1009.40 General requirements for student eligibility for  
 4028 | state financial aid.--

4029 |         (1)(a) The general requirements for eligibility of  
 4030 | students for state financial aid awards consist of the  
 4031 | following:

4032 |         1. Achievement of the academic requirements of and  
 4033 | acceptance at a state university or community college; a nursing  
 4034 | diploma school approved by the Florida Board of Nursing; a  
 4035 | Florida college, university, or community college which is  
 4036 | accredited by an accrediting agency recognized by the State  
 4037 | Board of Education; any Florida institution the credits of which  
 4038 | are acceptable for transfer to state universities; any career  
 4039 | ~~technical~~ center; or any private career ~~technical~~ institution  
 4040 | accredited by an accrediting agency recognized by the State  
 4041 | Board of Education.

4042 |         2. Residency in this state for no less than 1 year  
 4043 | preceding the award of aid for a program established pursuant to  
 4044 | s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54, s.  
 4045 | 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.  
 4046 | 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.  
 4047 | 1009.89. Residency in this state must be for purposes other than  
 4048 | to obtain an education. Resident status for purposes of  
 4049 | receiving state financial aid awards shall be determined in the

4050 same manner as resident status for tuition purposes pursuant to  
 4051 s. 1009.21 and rules of the State Board of Education.

4052 3. Submission of certification attesting to the accuracy,  
 4053 completeness, and correctness of information provided to  
 4054 demonstrate a student's eligibility to receive state financial  
 4055 aid awards. Falsification of such information shall result in  
 4056 the denial of any pending application and revocation of any  
 4057 award currently held to the extent that no further payments  
 4058 shall be made. Additionally, students who knowingly make false  
 4059 statements in order to receive state financial aid awards shall  
 4060 be guilty of a misdemeanor of the second degree subject to the  
 4061 provisions of s. 837.06 and shall be required to return all  
 4062 state financial aid awards wrongfully obtained.

4063 Section 120. Subsection (2) of section 1009.532, Florida  
 4064 Statutes, is amended to read:

4065 1009.532 Florida Bright Futures Scholarship Program;  
 4066 student eligibility requirements for renewal awards.--

4067 (2) A student who is enrolled in a program that terminates  
 4068 in an associate degree or a baccalaureate degree may receive an  
 4069 award for a maximum of 110 percent of the number of credit hours  
 4070 required to complete the program. A student who is enrolled in a  
 4071 program that terminates in a career ~~technical~~ certificate may  
 4072 receive an award for a maximum of 110 percent of the credit  
 4073 hours or clock hours required to complete the program up to 90  
 4074 credit hours. A student who transfers from one of these program  
 4075 levels to another becomes eligible for the higher of the two  
 4076 credit hour limits.

4077 Section 121. Subsection (1) of section 1009.533, Florida  
 4078 Statutes, is amended to read:

4079 1009.533 Florida Bright Futures Scholarship Program;  
 4080 eligible postsecondary education institutions.--A student is  
 4081 eligible for an award or the renewal of an award from the  
 4082 Florida Bright Futures Scholarship Program if the student meets  
 4083 the requirements for the program as described in this act and is  
 4084 enrolled in a postsecondary education institution that meets the  
 4085 description in any one of the following subsections:

4086 (1) A Florida public university, community college, or  
 4087 career technical center.

4088 Section 122. Section 1009.536, Florida Statutes, is  
 4089 amended to read:

4090 1009.536 Florida Gold Seal Vocational Scholars award.--The  
 4091 Florida Gold Seal Vocational Scholars award is created within  
 4092 the Florida Bright Futures Scholarship Program to recognize and  
 4093 reward academic achievement and career ~~and technical~~ preparation  
 4094 by high school students who wish to continue their education.

4095 (1) A student is eligible for a Florida Gold Seal  
 4096 Vocational Scholars award if the student meets the general  
 4097 eligibility requirements for the Florida Bright Futures  
 4098 Scholarship Program and the student:

4099 (a) Completes the secondary school portion of a sequential  
 4100 program of studies that requires at least three secondary school  
 4101 career ~~and technical~~ credits taken over at least 2 academic  
 4102 years, and is continued in a planned, related postsecondary  
 4103 education program. If the student's school does not offer such a  
 4104 two-plus-two or tech-prep program, the student must complete a

4105 job-preparatory career education program selected by the  
4106 Workforce Estimating Conference or Workforce Florida, Inc., for  
4107 its ability to provide high-wage employment in an occupation  
4108 with high potential for employment opportunities. On-the-job  
4109 training may not be substituted for any of the three required  
4110 career ~~and technical~~ credits.

4111 (b) Demonstrates readiness for postsecondary education by  
4112 earning a passing score on the Florida College Entry Level  
4113 Placement Test or its equivalent as identified by the Department  
4114 of Education.

4115 (c) Earns a minimum cumulative weighted grade point  
4116 average of 3.0, as calculated pursuant to s. 1009.531, on all  
4117 subjects required for a standard high school diploma, excluding  
4118 elective courses.

4119 (d) Earns a minimum unweighted grade point average of 3.5  
4120 on a 4.0 scale for secondary career ~~and technical~~ courses  
4121 comprising the career ~~and technical~~ program.

4122 (2) A Florida Gold Seal Vocational Scholar is eligible for  
4123 an award equal to the amount required to pay 75 percent of  
4124 tuition and fees, if the student is enrolled in a public  
4125 postsecondary education institution. A student who is enrolled  
4126 in a nonpublic postsecondary education institution is eligible  
4127 for an award equal to the amount that would be required to pay  
4128 75 percent of the tuition and mandatory fees of a public  
4129 postsecondary education institution at the comparable level.

4130 (3) To be eligible for a renewal award as a Florida Gold  
4131 Seal Vocational Scholar, a student must maintain the equivalent  
4132 of a cumulative grade point average of 2.75 on a 4.0 scale with

4133 | an opportunity for reinstatement one time as provided in this  
 4134 | chapter.

4135 |         (4) A student may earn a Florida Gold Seal Vocational  
 4136 | Scholarship for 110 percent of the number of credit hours  
 4137 | required to complete the program, up to 90 credit hours or the  
 4138 | equivalent. A Florida Gold Seal Scholar who has a cumulative  
 4139 | grade point average of 2.75 in all postsecondary education work  
 4140 | attempted may apply for a Florida Medallion Scholars award at  
 4141 | any renewal period. All other provisions of that program apply,  
 4142 | and the credit-hour limitation must be calculated by subtracting  
 4143 | from the student's total eligibility the number of credit hours  
 4144 | the student attempted while earning the Gold Seal Vocational  
 4145 | Scholarship.

4146 |         Section 123. Paragraph (d) of subsection (2) and paragraph  
 4147 | (c) of subsection (3) of section 1009.55, Florida Statutes, are  
 4148 | amended to read:

4149 |             1009.55 Rosewood Family Scholarship Program.--

4150 |         (2) The Rosewood Family Scholarship Program shall be  
 4151 | administered by the Department of Education. The State Board of  
 4152 | Education shall adopt rules for administering this program which  
 4153 | shall at a minimum provide for the following:

4154 |             (d) Payment of an award shall be transmitted in advance of  
 4155 | the registration period each semester on behalf of the student  
 4156 | to the president of the university or community college, or his  
 4157 | or her representative, or to the director of the career center  
 4158 | ~~technical school~~ which the recipient is attending.

4159 (3) Beginning with the 1994-1995 academic year, the  
 4160 department is authorized to make awards for undergraduate study  
 4161 to students who:

4162 (c) Enroll as certificate-seeking or degree-seeking  
 4163 students at a state university, community college, or career  
 4164 center ~~technical school~~ authorized by law.

4165 Section 124. Paragraph (c) of subsection (1) of section  
 4166 1009.61, Florida Statutes, is amended to read:

4167 1009.61 Teacher/Quest Scholarship Program.--The  
 4168 Teacher/Quest Scholarship Program is created for the purpose of  
 4169 providing teachers with the opportunity to enhance their  
 4170 knowledge of science, mathematics, and computer applications in  
 4171 business, industry, and government. A school district or  
 4172 developmental research school may propose that one or more  
 4173 teachers be granted a Teacher/Quest Scholarship by submitting to  
 4174 the Department of Education:

4175 (1) A project proposal specifying activities a teacher  
 4176 will carry out to improve his or her:

4177 (c) Knowledge of career ~~and technical~~ requirements for  
 4178 competency in mathematics, science, and computing; and

4179 Section 125. Subsection (4) and paragraph (a) of  
 4180 subsection (6) of section 1009.64, Florida Statutes, are amended  
 4181 to read:

4182 1009.64 Certified Education Paraprofessional Welfare  
 4183 Transition Program.--

4184 (4) The agencies shall complete an implementation plan  
 4185 that addresses at least the following recommended components of  
 4186 the program:

4187 (a) A method of selecting participants. The method must  
 4188 not duplicate services provided by those assigned to screen  
 4189 participants of the welfare transition program, but must assure  
 4190 that screening personnel are trained to identify recipients of  
 4191 public assistance whose personal aptitudes and motivation make  
 4192 them most likely to succeed in the program and advance in a  
 4193 career related to the school community.

4194 (b) A budget for use of incentive funding to provide  
 4195 motivation to participants to succeed and excel. The budget for  
 4196 incentive funding includes:

4197 1. Funds allocated by the Legislature directly for the  
 4198 program.

4199 2. Funds that may be made available from the federal  
 4200 Workforce Investment Act based on client eligibility or  
 4201 requested waivers to make the clients eligible.

4202 3. Funds made available by implementation strategies that  
 4203 would make maximum use of work supplementation funds authorized  
 4204 by federal law.

4205 4. Funds authorized by strategies to lengthen  
 4206 participants' eligibility for federal programs such as Medicaid,  
 4207 subsidized child care, and transportation.

4208  
 4209 Incentives may include a stipend during periods of college  
 4210 classroom training, a bonus and recognition for a high grade-  
 4211 point average, child care and prekindergarten services for  
 4212 children of participants, and services to increase a  
 4213 participant's ability to advance to higher levels of employment.  
 4214 Nonfinancial incentives should include providing a mentor or

4215 | tutor, and service incentives should continue and increase for  
 4216 | any participant who plans to complete the baccalaureate degree  
 4217 | and become a certified teacher. Services may be provided in  
 4218 | accordance with family choice by community colleges and school  
 4219 | district career ~~technical~~ centers, through family service  
 4220 | centers and full-service schools, or under contract with  
 4221 | providers through central agencies.

4222 |         (6)(a) A community college or school district career  
 4223 | ~~technical~~ center is eligible to participate if it provides a  
 4224 | career ~~technical~~ certificate program in Child Development Early  
 4225 | Intervention as approved by Workforce Florida, Inc. Priority  
 4226 | programs provide an option and incentives to articulate with an  
 4227 | associate in science degree program or a baccalaureate degree  
 4228 | program.

4229 |         Section 126. Subsection (3) of section 1009.98, Florida  
 4230 | Statutes, is amended to read:

4231 |         1009.98 Florida Prepaid College Program.--

4232 |         (3) TRANSFER OF BENEFITS TO PRIVATE AND OUT-OF-STATE  
 4233 | COLLEGES AND UNIVERSITIES AND TO CAREER AREA ~~TECHNICAL~~  
 4234 | CENTERS.--A qualified beneficiary may apply the benefits of an  
 4235 | advance payment contract toward:

4236 |         (a) An independent college or university that is located  
 4237 | and chartered in Florida, that is not for profit, that is  
 4238 | accredited by the Commission on Colleges of the Southern  
 4239 | Association of Colleges and Schools or the Accrediting Council  
 4240 | for Independent Colleges and Schools, and that confers degrees  
 4241 | as defined in s. 1005.02.

4242 (b) An out-of-state college or university that is not for  
 4243 profit and is accredited by a regional accrediting association,  
 4244 and that confers degrees.

4245 (c) An applied technology diploma program or career  
 4246 ~~technical~~ certificate program conducted by a community college  
 4247 listed in s. 1004.02(2) or career ~~technical~~ center operated by a  
 4248 district school board.

4249  
 4250 The board shall transfer or cause to be transferred to the  
 4251 institution designated by the qualified beneficiary an amount  
 4252 not to exceed the redemption value of the advance payment  
 4253 contract at a state postsecondary institution. If the cost of  
 4254 registration or housing fees at such institution is less than  
 4255 the corresponding fees at a state postsecondary institution, the  
 4256 amount transferred may not exceed the actual cost of  
 4257 registration and housing fees. A transfer authorized under this  
 4258 subsection may not exceed the number of semester credit hours or  
 4259 semesters of dormitory residence contracted on behalf of a  
 4260 qualified beneficiary. Notwithstanding any other provision in  
 4261 this section, an institution must be an "eligible educational  
 4262 institution" under s. 529 of the Internal Revenue Code to be  
 4263 eligible for the transfer of advance payment contract benefits.

4264 Section 127. Paragraph (a) of subsection (3) of section  
 4265 1010.20, Florida Statutes, is amended to read:

4266 1010.20 Cost accounting and reporting for school  
 4267 districts.--

4268 (3) PROGRAM EXPENDITURE REQUIREMENTS.--

4269 (a) Each district shall expend at least the percent of the  
 4270 funds generated by each of the programs listed in this section  
 4271 on the aggregate total school costs for such programs:

- 4272 1. Kindergarten and grades 1, 2, and 3, 90 percent.
- 4273 2. Grades 4, 5, 6, 7, and 8, 80 percent.
- 4274 3. Grades 9, 10, 11, and 12, 80 percent.
- 4275 4. Programs for exceptional students, on an aggregate  
 4276 program basis, 90 percent.
- 4277 5. Grades 7 through 12 career ~~and technical~~ education  
 4278 programs, on an aggregate program basis, 80 percent.
- 4279 6. Students-at-risk programs, on an aggregate program  
 4280 basis, 80 percent.
- 4281 7. Juvenile justice programs, on an aggregate program  
 4282 basis, 80 percent.
- 4283 8. Any new program established and funded under s.  
 4284 1011.62(1)(c), that is not included under subparagraphs 1.-6.,  
 4285 on an aggregate basis as appropriate, 80 percent.

4286 Section 128. Subsection (1) of section 1010.58, Florida  
 4287 Statutes, is amended to read:

4288 1010.58 Procedure for determining number of instruction  
 4289 units for community colleges.--The number of instruction units  
 4290 for community colleges shall be determined from the full-time  
 4291 equivalent students in the community college, provided that  
 4292 full-time equivalent students may not be counted more than once  
 4293 in determining instruction units. Instruction units for  
 4294 community colleges shall be computed as follows:

- 4295 (1) One unit for each 12 full-time equivalent students at  
 4296 a community college for the first 420 students and one unit for

4297 | each 15 full-time equivalent students for all over 420 students,  
 4298 | in other than career ~~and technical~~ education programs as defined  
 4299 | by rules of the State Board of Education, and one unit for each  
 4300 | 10 full-time equivalent students in career ~~and technical~~  
 4301 | education programs and compensatory education programs as  
 4302 | defined by rules of the State Board of Education. Full-time  
 4303 | equivalent students enrolled in a community college shall be  
 4304 | defined by rules of the State Board of Education.

4305 |         Section 129. Paragraphs (c), (d), and (e) of subsection  
 4306 | (1) of section 1011.62, Florida Statutes, are amended to read:

4307 |         1011.62 Funds for operation of schools.--If the annual  
 4308 | allocation from the Florida Education Finance Program to each  
 4309 | district for operation of schools is not determined in the  
 4310 | annual appropriations act or the substantive bill implementing  
 4311 | the annual appropriations act, it shall be determined as  
 4312 | follows:

4313 |         (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
 4314 | OPERATION.--The following procedure shall be followed in  
 4315 | determining the annual allocation to each district for  
 4316 | operation:

4317 |         (c) Determination of programs.--Cost factors based on  
 4318 | desired relative cost differences between the following programs  
 4319 | shall be established in the annual General Appropriations Act.  
 4320 | The Commissioner of Education shall specify a matrix of services  
 4321 | and intensity levels to be used by districts in the  
 4322 | determination of the two weighted cost factors for exceptional  
 4323 | students with the highest levels of need. For these students,  
 4324 | the funding support level shall fund the exceptional students'

4325 | education program, with the exception of extended school year  
 4326 | services for students with disabilities.

4327 |       1. Basic programs.--

4328 |       a. Kindergarten and grades 1, 2, and 3.

4329 |       b. Grades 4, 5, 6, 7, and 8.

4330 |       c. Grades 9, 10, 11, and 12.

4331 |       2. Programs for exceptional students.--

4332 |       a. Support Level IV.

4333 |       b. Support Level V.

4334 |       3. Secondary career ~~and technical~~ education programs.--

4335 |       4. English for Speakers of Other Languages.--

4336 |       (d) Annual allocation calculation.--

4337 |       1. The Department of Education is authorized and directed  
 4338 | to review all district programs and enrollment projections and  
 4339 | calculate a maximum total weighted full-time equivalent student  
 4340 | enrollment for each district for the K-12 FEFP.

4341 |       2. Maximum enrollments calculated by the department shall  
 4342 | be derived from enrollment estimates used by the Legislature to  
 4343 | calculate the FEFP. If two or more districts enter into an  
 4344 | agreement under the provisions of s. 1001.42(4)(d), after the  
 4345 | final enrollment estimate is agreed upon, the amount of FTE  
 4346 | specified in the agreement, not to exceed the estimate for the  
 4347 | specific program as identified in paragraph (c), may be  
 4348 | transferred from the participating districts to the district  
 4349 | providing the program.

4350 |       3. As part of its calculation of each district's maximum  
 4351 | total weighted full-time equivalent student enrollment, the  
 4352 | department shall establish separate enrollment ceilings for each

4353 of two program groups. Group 1 shall be composed of basic  
 4354 programs for grades K-3, grades 4-8, and grades 9-12. Group 2  
 4355 shall be composed of students in exceptional student education  
 4356 programs, English for Speakers of Other Languages programs, and  
 4357 all career ~~and technical~~ programs in grades 7-12.

4358 a. The weighted enrollment ceiling for group 2 programs  
 4359 shall be calculated by multiplying the final enrollment  
 4360 conference estimate for each program by the appropriate program  
 4361 weight. The weighted enrollment ceiling for program group 2  
 4362 shall be the sum of the weighted enrollment ceilings for each  
 4363 program in the program group, plus the increase in weighted  
 4364 full-time equivalent student membership from the prior year for  
 4365 clients of the Department of Children and Family Services and  
 4366 the Department of Juvenile Justice.

4367 b. If, for any calculation of the FEFP, the weighted  
 4368 enrollment for program group 2, derived by multiplying actual  
 4369 enrollments by appropriate program weights, exceeds the  
 4370 enrollment ceiling for that group, the following procedure shall  
 4371 be followed to reduce the weighted enrollment for that group to  
 4372 equal the enrollment ceiling:

4373 (I) The weighted enrollment ceiling for each program in  
 4374 the program group shall be subtracted from the weighted  
 4375 enrollment for that program derived from actual enrollments.

4376 (II) If the difference calculated under sub-sub-  
 4377 subparagraph (I) is greater than zero for any program, a  
 4378 reduction proportion shall be computed for the program by  
 4379 dividing the absolute value of the difference by the total

4380 amount by which the weighted enrollment for the program group  
 4381 exceeds the weighted enrollment ceiling for the program group.

4382 (III) The reduction proportion calculated under sub-sub-  
 4383 subparagraph (II) shall be multiplied by the total amount of the  
 4384 program group's enrollment over the ceiling as calculated under  
 4385 sub-sub-subparagraph (I).

4386 (IV) The prorated reduction amount calculated under sub-  
 4387 sub-subparagraph(III) shall be subtracted from the program's  
 4388 weighted enrollment. For any calculation of the FEFP, the  
 4389 enrollment ceiling for group 1 shall be calculated by  
 4390 multiplying the actual enrollment for each program in the  
 4391 program group by its appropriate program weight.

4392 c. For program group 2, the weighted enrollment ceiling  
 4393 shall be a number not less than the sum obtained by:

4394 (I) Multiplying the sum of reported FTE for all programs  
 4395 in the program group that have a cost factor of 1.0 or more by  
 4396 1.0, and

4397 (II) By adding this number to the sum obtained by  
 4398 multiplying the projected FTE for all programs with a cost  
 4399 factor less than 1.0 by the actual cost factor.

4400 4. Following completion of the weighted enrollment ceiling  
 4401 calculation as provided in subparagraph 3., a supplemental  
 4402 capping calculation shall be employed for those districts that  
 4403 are over their weighted enrollment ceiling. For each such  
 4404 district, the total reported unweighted FTE enrollment for group  
 4405 2 programs shall be compared with the total appropriated  
 4406 unweighted FTE enrollment for group 2 programs. If the total  
 4407 reported unweighted FTE for group 2 is greater than the

4408 | appropriated unweighted FTE, then the excess unweighted FTE up  
4409 | to the unweighted FTE transferred from group 2 to group 1 for  
4410 | each district by the Public School FTE Estimating Conference  
4411 | shall be funded at a weight of 1.0 and added to the funded  
4412 | weighted FTE computed in subparagraph 3.

4413 |       (e) Funding model for exceptional student education  
4414 | programs.--

4415 |       1.a. The funding model uses basic, at-risk, support levels  
4416 | IV and V for exceptional students and career ~~and technical~~  
4417 | Florida Education Finance Program cost factors, and a guaranteed  
4418 | allocation for exceptional student education programs.

4419 | Exceptional education cost factors are determined by using a  
4420 | matrix of services to document the services that each  
4421 | exceptional student will receive. The nature and intensity of  
4422 | the services indicated on the matrix shall be consistent with  
4423 | the services described in each exceptional student's individual  
4424 | educational plan.

4425 |       b. In order to generate funds using one of the two  
4426 | weighted cost factors, a matrix of services must be completed at  
4427 | the time of the student's initial placement into an exceptional  
4428 | student education program and at least once every 3 years by  
4429 | personnel who have received approved training. Nothing listed in  
4430 | the matrix shall be construed as limiting the services a school  
4431 | district must provide in order to ensure that exceptional  
4432 | students are provided a free, appropriate public education.

4433 |       c. Students identified as exceptional, in accordance with  
4434 | chapter 6A-6, Florida Administrative Code, who do not have a  
4435 | matrix of services as specified in sub-subparagraph b. shall

4436 generate funds on the basis of full-time-equivalent student  
4437 membership in the Florida Education Finance Program at the same  
4438 funding level per student as provided for basic students.  
4439 Additional funds for these exceptional students will be provided  
4440 through the guaranteed allocation designated in subparagraph 2.

4441 2. For students identified as exceptional who do not have  
4442 a matrix of services, there is created a guaranteed allocation  
4443 to provide these students with a free appropriate public  
4444 education, in accordance with s. 1001.42(4)(m) and rules of the  
4445 State Board of Education, which shall be allocated annually to  
4446 each school district in the amount provided in the General  
4447 Appropriations Act. These funds shall be in addition to the  
4448 funds appropriated on the basis of FTE student membership in the  
4449 Florida Education Finance Program, and the amount allocated for  
4450 each school district shall not be recalculated during the year.  
4451 These funds shall be used to provide special education and  
4452 related services for exceptional students.

4453 Section 130. Paragraph (d) of subsection (1) of section  
4454 1011.68, Florida Statutes, is amended to read:

4455 1011.68 Funds for student transportation.--The annual  
4456 allocation to each district for transportation to public school  
4457 programs, including charter schools as provided in s.  
4458 1002.33(17)(b), of students in membership in kindergarten  
4459 through grade 12 and in migrant and exceptional student programs  
4460 below kindergarten shall be determined as follows:

4461 (1) Subject to the rules of the State Board of Education,  
4462 each district shall determine the membership of students who are  
4463 transported:

4464 (d) By reason of being career ~~and technical~~, dual  
 4465 enrollment, or students with disabilities transported from one  
 4466 school center to another to participate in an instructional  
 4467 program or service; or students with disabilities, transported  
 4468 from one designation to another in the state, provided one  
 4469 designation is a school center and provided the student's  
 4470 individual educational plan (IEP) identifies the need for the  
 4471 instructional program or service and transportation to be  
 4472 provided by the school district. A "school center" is defined as  
 4473 a public school center, community college, state university, or  
 4474 other facility rented, leased, or owned and operated by the  
 4475 school district or another public agency. A "dual enrollment  
 4476 student" is defined as a public school student in membership in  
 4477 both a public secondary school program and a community college  
 4478 or a state university program under a written agreement to  
 4479 partially fulfill ss. 1003.435 and 1007.23 and earning full-time  
 4480 equivalent membership under s. 1011.62(1)(i).

4481 Section 131. Paragraph (a) of subsection (2), subsection  
 4482 (3), and paragraph (b) of subsection (6) of section 1012.01,  
 4483 Florida Statutes, are amended to read:

4484 1012.01 Definitions.--Specific definitions shall be as  
 4485 follows, and wherever such defined words or terms are used in  
 4486 the Florida K-20 Education Code, they shall be used as follows:

4487 (2) INSTRUCTIONAL PERSONNEL.--"Instructional personnel"  
 4488 means any staff member whose function includes the provision of  
 4489 direct instructional services to students. Instructional  
 4490 personnel also includes personnel whose functions provide direct

4491 support in the learning process of students. Included in the  
 4492 classification of instructional personnel are:

4493 (a) Classroom teachers.--Classroom teachers are staff  
 4494 members assigned the professional activity of instructing  
 4495 students in courses in classroom situations, including basic  
 4496 instruction, exceptional student education, career ~~and technical~~  
 4497 education, and adult education, including substitute teachers.

4498 (3) ADMINISTRATIVE PERSONNEL.--"Administrative personnel"  
 4499 includes personnel who perform management activities such as  
 4500 developing broad policies for the school district and executing  
 4501 those policies through the direction of personnel at all levels  
 4502 within the district. Administrative personnel are generally  
 4503 high-level, responsible personnel who have been assigned the  
 4504 responsibilities of systemwide or schoolwide functions, such as  
 4505 district school superintendents, assistant superintendents,  
 4506 deputy superintendents, school principals, assistant principals,  
 4507 career technical center directors, and others who perform  
 4508 management activities. Broad classifications of administrative  
 4509 personnel are as follows:

4510 (a) District-based instructional administrators.--Included  
 4511 in this classification are persons with district-level  
 4512 administrative or policymaking duties who have broad authority  
 4513 for management policies and general school district operations  
 4514 related to the instructional program. Such personnel often  
 4515 report directly to the district school superintendent and  
 4516 supervise other administrative employees. This classification  
 4517 includes assistant, associate, or deputy superintendents and  
 4518 directors of major instructional areas, such as curriculum,

4519 federal programs such as Title I, specialized instructional  
 4520 program areas such as exceptional student education, career and  
 4521 ~~technical~~ education, and similar areas.

4522 (b) District-based noninstructional  
 4523 administrators.--Included in this classification are persons  
 4524 with district-level administrative or policymaking duties who  
 4525 have broad authority for management policies and general school  
 4526 district operations related to the noninstructional program.  
 4527 Such personnel often report directly to the district school  
 4528 superintendent and supervise other administrative employees.  
 4529 This classification includes assistant, associate, or deputy  
 4530 superintendents and directors of major noninstructional areas,  
 4531 such as personnel, construction, facilities, transportation,  
 4532 data processing, and finance.

4533 (c) School administrators.--Included in this  
 4534 classification are:

4535 1. School principals or school directors who are staff  
 4536 members performing the assigned activities as the administrative  
 4537 head of a school and to whom have been delegated responsibility  
 4538 for the coordination and administrative direction of the  
 4539 instructional and noninstructional activities of the school.  
 4540 This classification also includes career ~~technical~~ center  
 4541 directors.

4542 2. Assistant principals who are staff members assisting  
 4543 the administrative head of the school. This classification also  
 4544 includes assistant principals for curriculum and administration.

4545 (6) EDUCATIONAL SUPPORT EMPLOYEES.--"Educational support  
 4546 employees" means employees whose job functions are neither

4547 administrative nor instructional, yet whose work supports the  
 4548 educational process.

4549 (b) Technicians are individuals whose occupations require  
 4550 a combination of knowledge and manual skill which can be  
 4551 obtained through about 2 years of post-high school education,  
 4552 such as is offered in many career centers ~~technical institutes~~  
 4553 and community colleges, or through equivalent on-the-job  
 4554 training.

4555 Section 132. Paragraph (c) of subsection (1) of section  
 4556 1012.39, Florida Statutes, is amended to read:

4557 1012.39 Employment of substitute teachers, teachers of  
 4558 adult education, nondegreed teachers of career education, and  
 4559 career specialists; students performing clinical field  
 4560 experience.--

4561 (1) Notwithstanding ss. 1012.32, 1012.55, 1012.56, and  
 4562 1012.57, or any other provision of law or rule to the contrary,  
 4563 each district school board shall establish the minimal  
 4564 qualifications for:

4565 (c) Part-time and full-time nondegreed teachers of career  
 4566 ~~and technical~~ programs. Qualifications shall be established for  
 4567 agriculture, business, health occupations, family and consumer  
 4568 sciences, industrial, marketing, career specialist, and public  
 4569 service education teachers, based primarily on successful  
 4570 occupational experience rather than academic training. The  
 4571 qualifications for such teachers shall require:

4572 1. The filing of a complete set of fingerprints in the  
 4573 same manner as required by s. 1012.32. Faculty employed solely

4574 | to conduct postsecondary instruction may be exempted from this  
 4575 | requirement.

4576 |         2. Documentation of education and successful occupational  
 4577 | experience including documentation of:

4578 |             a. A high school diploma or the equivalent.

4579 |             b. Completion of 6 years of full-time successful  
 4580 | occupational experience or the equivalent of part-time  
 4581 | experience in the teaching specialization area. Alternate means  
 4582 | of determining successful occupational experience may be  
 4583 | established by the district school board.

4584 |             c. Completion of career education training conducted  
 4585 | through the local school district inservice master plan.

4586 |             d. For full-time teachers, completion of professional  
 4587 | education training in teaching methods, course construction,  
 4588 | lesson planning and evaluation, and teaching special needs  
 4589 | students. This training may be completed through coursework from  
 4590 | an accredited or approved institution or an approved district  
 4591 | teacher education program.

4592 |             e. Demonstration of successful teaching performance.

4593 |         Section 133. Section 1012.41, Florida Statutes, is amended  
 4594 | to read:

4595 |         1012.41 Employment of directors of career ~~and technical~~  
 4596 | education.--In order to receive state funding, each district  
 4597 | school board that employs at least 15 full-time equivalent  
 4598 | career ~~and technical~~ teachers must employ a director of career  
 4599 | ~~and technical~~ education who meets the certification requirements  
 4600 | established by the State Board of Education. The directors shall  
 4601 | be directly accountable to the district school superintendent,

4602 or his or her designee, for the planning and implementation of  
 4603 career ~~and technical~~ programs. Two or more district school  
 4604 boards may employ a single director.

4605 Section 134. Section 1012.43, Florida Statutes, is amended  
 4606 to read:

4607 1012.43 Career ~~and technical~~ teachers.--

4608 (1) Career ~~and technical~~ teachers and other teachers who  
 4609 qualify for certificates on the basis of nonacademic preparation  
 4610 shall be entitled to all the contractual rights and privileges  
 4611 now granted to other instructional personnel holding equivalent  
 4612 certificates.

4613 (2) A holder of a certificate based on nonacademic  
 4614 preparation which entitled him or her to employment to teach  
 4615 classes in career ~~and technical~~ or adult education shall not be  
 4616 assigned to teach in a regular academic field of the  
 4617 kindergarten through grade 12 school program.

4618 Section 135. Paragraph (a) of subsection (10) of section  
 4619 1013.03, Florida Statutes, is amended to read:

4620 1013.03 Functions of the department.--The functions of the  
 4621 Department of Education as it pertains to educational facilities  
 4622 shall include, but not be limited to, the following:

4623 (10)(a) Review and validate surveys proposed or amended by  
 4624 the boards and recommend to the Commissioner of Education, for  
 4625 approval, surveys that meet the requirements of this chapter.

4626 1. The term "validate" as applied to surveys by school  
 4627 districts means to review inventory data as submitted to the  
 4628 department by district school boards; provide for review and  
 4629 inspection, where required, of student stations and aggregate

4630 square feet of inventory changed from satisfactory to  
 4631 unsatisfactory or changed from unsatisfactory to satisfactory;  
 4632 compare new school inventory to allocation limits provided by  
 4633 this chapter; review cost projections for conformity with cost  
 4634 limits set by s. 1013.64(6); compare total capital outlay full-  
 4635 time equivalent enrollment projections in the survey with the  
 4636 department's projections; review facilities lists to verify that  
 4637 student station and auxiliary facility space allocations do not  
 4638 exceed the limits provided by this chapter and related rules;  
 4639 review and confirm the application of uniform facility  
 4640 utilization factors, where provided by this chapter or related  
 4641 rules; utilize the documentation of programs offered per site,  
 4642 as submitted by the board, to analyze facility needs; confirm  
 4643 that need projections for career ~~and technical~~ and adult  
 4644 educational programs comply with needs documented by the Office  
 4645 of Workforce and Economic Development; and confirm the  
 4646 assignment of full-time student stations to all space except  
 4647 auxiliary facilities, which, for purposes of exemption from  
 4648 student station assignment, include the following:

- 4649 a. Cafeterias.
- 4650 b. Multipurpose dining areas.
- 4651 c. Media centers.
- 4652 d. Auditoriums.
- 4653 e. Administration.
- 4654 f. Elementary, middle, and high school resource rooms, up  
 4655 to the number of such rooms recommended for the applicable  
 4656 occupant and space design capacity of the educational plant in

4657 | the State Requirements for Educational Facilities, beyond which  
 4658 | student stations must be assigned.

4659 |         g. Elementary school skills labs, up to the number of such  
 4660 | rooms recommended for the applicable occupant and space design  
 4661 | capacity of the educational plant in the State Requirements for  
 4662 | Educational Facilities, beyond which student stations must be  
 4663 | assigned.

4664 |         h. Elementary school art and music rooms.

4665 |         2. The term "validate" as applied to surveys by community  
 4666 | colleges and universities means to review and document the  
 4667 | approval of each new site and official designation, where  
 4668 | applicable; review the inventory database as submitted by each  
 4669 | board to the department, including noncareer ~~and technical~~, and  
 4670 | total capital outlay full-time equivalent enrollment projections  
 4671 | per site and per college; provide for the review and inspection,  
 4672 | where required, of student stations and aggregate square feet of  
 4673 | space changed from satisfactory to unsatisfactory; utilize and  
 4674 | review the documentation of programs offered per site submitted  
 4675 | by the boards as accurate for analysis of space requirements and  
 4676 | needs; confirm that needs projected for career ~~and technical~~ and  
 4677 | adult educational programs comply with needs documented by the  
 4678 | Office of Workforce and Economic Development; compare new  
 4679 | facility inventory to allocations limits as provided in this  
 4680 | chapter; review cost projections for conformity with state  
 4681 | averages or limits designated by this chapter; compare student  
 4682 | enrollment projections in the survey to the department's  
 4683 | projections; review facilities lists to verify that area  
 4684 | allocations and space factors for generating space needs do not

4685 exceed the limits as provided by this chapter and related rules;  
 4686 confirm the application of facility utilization factors as  
 4687 provided by this chapter and related rules; and review, as  
 4688 submitted, documentation of how survey recommendations will  
 4689 implement the detail of current campus master plans and  
 4690 integrate with local comprehensive plans and development  
 4691 regulations.

4692 Section 136. Paragraph (b) of subsection (1) of section  
 4693 1013.31, Florida Statutes, is amended to read:

4694 1013.31 Educational plant survey; localized need  
 4695 assessment; PECO project funding.--

4696 (1) At least every 5 years, each board shall arrange for  
 4697 an educational plant survey, to aid in formulating plans for  
 4698 housing the educational program and student population, faculty,  
 4699 administrators, staff, and auxiliary and ancillary services of  
 4700 the district or campus, including consideration of the local  
 4701 comprehensive plan. The Office of Workforce and Economic  
 4702 Development shall document the need for additional career and  
 4703 adult education programs and the continuation of existing  
 4704 programs before facility construction or renovation related to  
 4705 career or adult education may be included in the educational  
 4706 plant survey of a school district or community college that  
 4707 delivers career or adult education programs. Information used by  
 4708 the Office of Workforce and Economic Development to establish  
 4709 facility needs must include, but need not be limited to, labor  
 4710 market data, needs analysis, and information submitted by the  
 4711 school district or community college.

4712 (b) Required need assessment criteria for district,  
4713 community college, college and state university plant  
4714 surveys.--Educational plant surveys must use uniform data  
4715 sources and criteria specified in this paragraph. Each revised  
4716 educational plant survey and each new educational plant survey  
4717 supersedes previous surveys.

4718 1. The school district's survey must be submitted as a  
4719 part of the district educational facilities plan defined in s.  
4720 1013.35. To ensure that the data reported to the Department of  
4721 Education as required by this section is correct, the department  
4722 shall annually conduct an onsite review of 5 percent of the  
4723 facilities reported for each school district completing a new  
4724 survey that year. If the department's review finds the data  
4725 reported by a district is less than 95 percent accurate, within  
4726 1 year from the time of notification by the department the  
4727 district must submit revised reports correcting its data. If a  
4728 district fails to correct its reports, the commissioner may  
4729 direct that future fixed capital outlay funds be withheld until  
4730 such time as the district has corrected its reports so that they  
4731 are not less than 95 percent accurate.

4732 2. Each survey of a special facility, joint-use facility,  
4733 or cooperative career ~~and technical~~ education facility must be  
4734 based on capital outlay full-time equivalent student enrollment  
4735 data prepared by the department for school districts, community  
4736 colleges, colleges, and universities. A survey of space needs of  
4737 a joint-use facility shall be based upon the respective space  
4738 needs of the school districts, community colleges, colleges, and  
4739 universities, as appropriate. Projections of a school district's

4740 facility space needs may not exceed the norm space and occupant  
 4741 design criteria established by the State Requirements for  
 4742 Educational Facilities.

4743 3. Each community college's survey must reflect the  
 4744 capacity of existing facilities as specified in the inventory  
 4745 maintained by the Department of Education. Projections of  
 4746 facility space needs must comply with standards for determining  
 4747 space needs as specified by rule of the State Board of  
 4748 Education. The 5-year projection of capital outlay student  
 4749 enrollment must be consistent with the annual report of capital  
 4750 outlay full-time student enrollment prepared by the Department  
 4751 of Education.

4752 4. Each college and state university's survey must reflect  
 4753 the capacity of existing facilities as specified in the  
 4754 inventory maintained and validated by the Division of Colleges  
 4755 and Universities. Projections of facility space needs must be  
 4756 consistent with standards for determining space needs approved  
 4757 by the Division of Colleges and Universities. The projected  
 4758 capital outlay full-time equivalent student enrollment must be  
 4759 consistent with the 5-year planned enrollment cycle for the  
 4760 State University System approved by the Division of Colleges and  
 4761 Universities.

4762 5. The district educational facilities plan of a school  
 4763 district and the educational plant survey of a community  
 4764 college, or college or state university may include space needs  
 4765 that deviate from approved standards for determining space needs  
 4766 if the deviation is justified by the district or institution and

4767 approved by the department, as necessary for the delivery of an  
 4768 approved educational program.

4769 Section 137. Paragraph (a) of subsection (3) of section  
 4770 1013.64, Florida Statutes, is amended to read:

4771 1013.64 Funds for comprehensive educational plant needs;  
 4772 construction cost maximums for school district capital  
 4773 projects.--Allocations from the Public Education Capital Outlay  
 4774 and Debt Service Trust Fund to the various boards for capital  
 4775 outlay projects shall be determined as follows:

4776 (3)(a) Each district school board shall receive an amount  
 4777 from the Public Education Capital Outlay and Debt Service Trust  
 4778 Fund to be calculated by computing the capital outlay full-time  
 4779 equivalent membership as determined by the department. Such  
 4780 membership must include, but is not limited to:

4781 1. K-12 students, except hospital and homebound part-time  
 4782 students; and

4783 2. Students who are career ~~and technical~~ education  
 4784 students, and adult disabled students and who are enrolled in  
 4785 school district career ~~technical~~ centers. The capital outlay  
 4786 full-time equivalent membership shall be determined for  
 4787 kindergarten through the 12th grade and for career ~~technical~~  
 4788 centers by averaging the unweighted full-time equivalent student  
 4789 membership for the second and third surveys and comparing the  
 4790 results on a school-by-school basis with the Florida Inventory  
 4791 for School Houses. The capital outlay full-time equivalent  
 4792 membership by grade level organization shall be used in making  
 4793 the following calculations: The capital outlay full-time  
 4794 equivalent membership by grade level organization for the 4th

4795 prior year must be used to compute the base-year allocation. The  
 4796 capital outlay full-time equivalent membership by grade-level  
 4797 organization for the prior year must be used to compute the  
 4798 growth over the highest of the 3 years preceding the prior year.  
 4799 From the total amount appropriated by the Legislature pursuant  
 4800 to this subsection, 40 percent shall be allocated among the base  
 4801 capital outlay full-time equivalent membership and 60 percent  
 4802 among the growth capital outlay full-time equivalent membership.  
 4803 The allocation within each of these groups shall be prorated to  
 4804 the districts based upon each district's percentage of base and  
 4805 growth capital outlay full-time membership. The most recent 4-  
 4806 year capital outlay full-time equivalent membership data shall  
 4807 be used in each subsequent year's calculation for the allocation  
 4808 of funds pursuant to this subsection. If a change, correction,  
 4809 or recomputation of data during any year results in a reduction  
 4810 or increase of the calculated amount previously allocated to a  
 4811 district, the allocation to that district shall be adjusted  
 4812 correspondingly. If such recomputation results in an increase or  
 4813 decrease of the calculated amount, such additional or reduced  
 4814 amounts shall be added to or reduced from the district's future  
 4815 appropriations. However, no change, correction, or  
 4816 recomputation of data shall be made subsequent to 2 years  
 4817 following the initial annual allocation.

4818 Section 138. Subsections (1) and (2), and paragraphs (a)  
 4819 and (c) of subsection (4) of section 1013.75, Florida Statutes,  
 4820 are amended to read:

4821 1013.75 Cooperative funding of career center ~~and technical~~  
 4822 ~~educational~~ facilities.--

4823           (1) Each district school board operating a designated  
4824 career ~~technical~~ center may submit, prior to August 1 of each  
4825 year, a request to the commissioner for funds from the Public  
4826 Education Capital Outlay and Debt Service Trust Fund to plan,  
4827 construct, and equip a career center ~~and technical educational~~  
4828 facility identified as being critical to the economic  
4829 development and the workforce needs of the school district.

4830 Prior to submitting a request, each school district shall:

4831           (a) Adopt and submit to the commissioner a resolution  
4832 indicating its commitment to fund the planning, construction,  
4833 and equipping of the proposed facility at 40 percent of the  
4834 requested project amount. The resolution shall also designate  
4835 the locale of the proposed facility. If funds from a private or  
4836 noneducational public entity are to be committed to the project,  
4837 then a joint resolution shall be required.

4838           (b) Except as provided in paragraph (5)(b), levy the  
4839 maximum millage against the nonexempt assessed property value as  
4840 provided in s. 1011.71(2).

4841           (c) Certify to the Office of Workforce and Economic  
4842 Development that the project has been survey recommended.

4843           (d) Certify to the Office of Workforce and Economic  
4844 Development that final phase III construction documents comply  
4845 with applicable building codes and life safety codes.

4846           (e) Sign an agreement that the district school board shall  
4847 advertise for bids within 90 days of receiving an encumbrance  
4848 authorization from the department.

4849           (f) If a construction contract has not been signed 90 days  
4850 after the advertising of bids, certify to the Office of

4851 Workforce and Economic Development and the department the cause  
4852 for delay. Upon request, an additional 90 days may be granted by  
4853 the commissioner.

4854 (2) The Office of Workforce and Economic Development shall  
4855 establish the need for additional career ~~and technical~~ education  
4856 programs and the continuation of existing programs before  
4857 facility construction or renovation related to career ~~and~~  
4858 ~~technical~~ education can be included in the educational plant  
4859 survey. Information used by the Office of Workforce and Economic  
4860 Development to establish facility needs shall include, but not  
4861 be limited to, labor market needs analysis and information  
4862 submitted by the school districts.

4863 (4)(a) A career ~~and technical~~ education construction  
4864 committee shall be composed of the following: three  
4865 representatives from the Department of Education and one  
4866 representative from the Executive Office of the Governor.

4867 (c) The commissioner's legislative capital outlay budget  
4868 request may include up to 2 percent of the new construction  
4869 allocation to public schools for career ~~and technical~~ capital  
4870 outlay projects recommended by the career ~~and technical~~  
4871 education construction committee.

4872 Section 139. This act shall take effect July 1, 2004.