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HB 579, Engrossed 1

2005 Legislature

1 A bill to be entitled

2 An act relating to acceleration mechanisms; amending s.
3 1002.20, F.S.; adding programs to list of public school
4 choice options; amending s. 1002.23, F.S.; adding programs
5 to list of rigorous academic programs included in parent
6 guide; amending s. 1007.22, F.S.; adding Advanced
7 International Certificate of Education programs to
8 acceleration mechanisms requiring postsecondary
9 institution collaboration; amending s. 1007.261, F.S.;
10 revising list of courses designated as advanced level fine
11 arts courses; amending s. 1007.27, F.S.; providing an
12 exemption from examination fees for students enrolled in
13 the International General Certificate of Secondary
14 Education Program; amending s. 1007.271, F.S.; specifying
15 that dual enrollment courses are creditable toward high
16 school completion; revising instructional time
17 requirements and providing for FTE calculation; conforming
18 to law minimum academic credits required for graduation;
19 clarifying requirements for participation of independent
20 postsecondary institutions in a dual enrollment program;
21 providing for fee exemption; amending s. 1009.531, F.S.;
22 providing additional course weights for Florida Bright
23 Futures Scholarship Program eligibility determination;
24 amending s. 1009.534, F.S.; revising Florida Academic
25 Scholars award eligibility requirements to include
26 students completing or receiving an Advanced International
27 Certificate of Education curriculum or diploma; amending
28 s. 1009.535, F.S.; revising Florida Medallion Scholars

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

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29 | award eligibility requirements to include students
30 | completing an Advanced International Certificate of
31 | Education curriculum; amending s. 1011.62, F.S.; providing
32 | for FTE calculation for dual enrollment instruction;
33 | revising Advanced International Certificate of Education
34 | test score requirements necessary to generate funding to
35 | match current test scoring scale; providing an effective
36 | date.

37

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

39

40 | Section 1. Paragraph (a) of subsection (6) of section
41 | 1002.20, Florida Statutes, is amended to read:

42 | 1002.20 K-12 student and parent rights.--Parents of public
43 | school students must receive accurate and timely information
44 | regarding their child's academic progress and must be informed
45 | of ways they can help their child to succeed in school. K-12
46 | students and their parents are afforded numerous statutory
47 | rights including, but not limited to, the following:

48 | (6) EDUCATIONAL CHOICE.--

49 | (a) Public school choices.--Parents of public school
50 | students may seek whatever public school choice options that are
51 | applicable to their students and are available to students in
52 | their school districts. These options may include controlled
53 | open enrollment, lab schools, charter schools, charter technical
54 | career centers, magnet schools, alternative schools, special
55 | programs, advanced placement, dual enrollment, International
56 | Baccalaureate, International General Certificate of Secondary

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57 Education (pre-AICE), Advanced International Certificate of
58 Education, early admissions, credit by examination or
59 demonstration of competency, the New World School of the Arts,
60 the Florida School for the Deaf and the Blind, and the Florida
61 Virtual School. These options may also include the public school
62 choice options of the Opportunity Scholarship Program and the
63 McKay Scholarships for Students with Disabilities Program.

64 Section 2. Paragraph (d) of subsection (2) of section
65 1002.23, Florida Statutes, is amended to read:

66 1002.23 Family and School Partnership for Student
67 Achievement Act.--

68 (2) To facilitate meaningful parent and family
69 involvement, the Department of Education shall develop
70 guidelines for a parent guide to successful student achievement
71 which describes what parents need to know about their child's
72 educational progress and how they can help their child to
73 succeed in school. The guidelines shall include, but need not be
74 limited to:

75 (d) Opportunities for parents to learn about rigorous
76 academic programs that may be available for their child, such as
77 honors programs, dual enrollment, advanced placement,
78 International Baccalaureate, International General Certificate
79 of Secondary Education (pre-AICE), Advanced International
80 Certificate of Education, Florida Virtual High School courses,
81 and accelerated access to postsecondary education;

82 Section 3. Subsection (2) of section 1007.22, Florida
83 Statutes, is amended to read:

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84 1007.22 Articulation; postsecondary institution
 85 coordination and collaboration.--

86 (2) The levels of postsecondary education shall
 87 collaborate in further developing and providing articulated
 88 programs in which students can proceed toward their educational
 89 objectives as rapidly as their circumstances permit. Time-
 90 shortened educational programs, as well as the use of
 91 acceleration mechanisms, shall include, but not be limited to,
 92 the International Baccalaureate, Advanced International
 93 Certificate of Education, credit by examination or demonstration
 94 of competency, advanced placement, early admissions, and dual
 95 enrollment.

96 Section 4. Subsection (10) of section 1007.261, Florida
 97 Statutes, is amended to read:

98 1007.261 State universities; admissions of students.--Each
 99 university board of trustees is authorized to adopt rules
 100 governing the admission of students, subject to this section and
 101 rules of the State Board of Education.

102 (10) A Florida resident who is denied admission as an
 103 undergraduate to a state university for failure to meet the high
 104 school grade point average requirement may appeal the decision
 105 to the university and request a recalculation of the grade point
 106 average including in the revised calculation the grades earned
 107 in up to three credits of advanced fine arts courses. The
 108 university shall provide the student with a description of the
 109 appeals process at the same time as notification of the
 110 admissions decision. The university shall recalculate the
 111 student's grade point average using the additional courses and

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112 advise the student of any changes in the student's admission
 113 status. For purposes of this section, fine arts courses include
 114 courses in music, drama, painting, sculpture, speech, debate, or
 115 a course in any art form that requires manual dexterity.
 116 Advanced level fine arts courses include fine arts courses
 117 identified in the course code directory as Advanced Placement,
 118 pre-International Baccalaureate, ~~or~~ International Baccalaureate,
 119 International General Certificate of Secondary Education (pre-
 120 AICE), or Advanced International Certificate of Education, or
 121 fine arts courses taken in the third or fourth year of a fine
 122 arts curriculum.

123 Section 5. Subsection (9) of section 1007.27, Florida
 124 Statutes, is amended to read:

125 1007.27 Articulated acceleration mechanisms.--

126 (9) The Advanced International Certificate of Education
 127 Program and the International General Certificate of Secondary
 128 Education (pre-AICE) Program shall be the curricula ~~curriculum~~
 129 in which eligible secondary students are enrolled in programs of
 130 study ~~a program of studies~~ offered through the Advanced
 131 International Certificate of Education Program or the
 132 International General Certificate of Secondary Education (pre-
 133 AICE) Program administered by the University of Cambridge Local
 134 Examinations Syndicate. The State Board of Education shall
 135 establish rules which specify the cutoff scores and Advanced
 136 International Certificate of Education examinations which will
 137 be used to grant postsecondary credit at community colleges and
 138 universities. Any such rules, which have the effect of raising
 139 the required cutoff score or of changing the Advanced

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140 International Certification of Education examinations which will
 141 be used to grant postsecondary credit, shall apply to students
 142 taking Advanced International Certificate of Education
 143 examinations after such rules are adopted by the State Board of
 144 Education. Students shall be awarded a maximum of 30 semester
 145 credit hours pursuant to this subsection. The specific course
 146 for which a student receives such credit shall be determined by
 147 the community college or university that accepts the student for
 148 admission. Students enrolled in either program of study pursuant
 149 to this subsection shall be exempt from the payment of any fees
 150 for administration of the examinations regardless of whether ~~or~~
 151 ~~not~~ the student achieves a passing score on the examination.

152 Section 6. Subsections (1), (2), (4), (5), (6), (11), and
 153 (13) of section 1007.271, Florida Statutes, are amended to read:

154 1007.271 Dual enrollment programs.--

155 (1) The dual enrollment program is the enrollment of an
 156 eligible secondary student or home education student in a
 157 postsecondary course creditable toward high school completion
 158 and a career certificate or an associate or baccalaureate
 159 degree.

160 (2) For the purpose of this section, an eligible secondary
 161 student is a student who is enrolled in a Florida public
 162 secondary school or in a Florida private secondary school which
 163 is in compliance with s. 1002.42(2) and conducts a secondary
 164 curriculum pursuant to s. 1003.43. Students enrolled in
 165 postsecondary instruction that is not creditable toward the high
 166 school diploma shall not be classified as dual enrollments.

167 Students who are eligible for dual enrollment pursuant to this

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168 section shall be permitted to enroll in dual enrollment courses
 169 conducted during school hours, after school hours, and during
 170 the summer term. Instructional time for such enrollment may vary
 171 from exceed 900 hours; however, the school district may only
 172 report the student for a maximum of 1.0 FTE, as provided in s.
 173 1011.61(4). Each semester of instruction that is eligible for
 174 high school and postsecondary credit shall be reported by school
 175 districts as 75 membership hours for purposes of FTE
 176 calculation. Any student so enrolled is exempt from the payment
 177 of registration, tuition, and laboratory fees. Vocational-
 178 preparatory instruction, college-preparatory instruction and
 179 other forms of precollegiate instruction, as well as physical
 180 education courses that focus on the physical execution of a
 181 skill rather than the intellectual attributes of the activity,
 182 are ineligible for inclusion in the dual enrollment program.
 183 Recreation and leisure studies courses shall be evaluated
 184 individually in the same manner as physical education courses
 185 for potential inclusion in the program.

186 (4) Career dual enrollment shall be provided as a
 187 curricular option for secondary students to pursue in order to
 188 earn a series of elective credits toward the high school
 189 diploma. ~~However, career dual enrollment shall not supplant~~
 190 ~~student acquisition of the diploma.~~ Career dual enrollment shall
 191 be available for secondary students seeking a degree or
 192 certificate from a complete career-preparatory program, and but
 193 shall not be used to enroll students ~~sustain student enrollment~~
 194 in isolated career courses. It is the intent of the Legislature
 195 that career dual enrollment provide ~~reflect the interests and~~

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196 ~~aptitudes of the student. The provision of a comprehensive~~
197 ~~academic and career dual enrollment program within the career~~
198 ~~center or community college is supportive of legislative intent,~~
199 ~~however, such provision is not mandatory.~~

200 (5) Each district school board shall inform all secondary
201 students of dual enrollment as an educational option and
202 mechanism for acceleration. Students shall be informed of
203 eligibility criteria, the option for taking dual enrollment
204 courses beyond the regular school year, and the ~~24~~ minimum
205 academic credits required for graduation. District school boards
206 shall annually assess the demand for dual enrollment and other
207 advanced courses, and the district school board shall consider
208 strategies and programs to meet that demand.

209 (6) The Commissioner of Education shall appoint faculty
210 committees representing public school, community college, and
211 university faculties to identify postsecondary courses that meet
212 the high school graduation requirements of s. 1003.43, and to
213 establish the number of postsecondary semester credit hours of
214 instruction and equivalent high school credits earned through
215 dual enrollment pursuant to this section that are necessary to
216 meet high school graduation requirements. Such equivalencies
217 shall be determined solely on comparable course content and not
218 on seat time traditionally allocated to such courses in high
219 school. The Commissioner of Education shall recommend to the
220 State Board of Education those postsecondary courses identified
221 to meet high school graduation requirements, based on mastery of
222 course outcomes, by their ~~statewide~~ course numbers ~~number~~, and

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223 all high schools shall accept these postsecondary education
 224 courses toward meeting the requirements of s. 1003.43.

225 (11) The Department of Education shall approve any course
 226 for inclusion in the dual enrollment program that is contained
 227 within the statewide course numbering system. However, college-
 228 preparatory and other forms of precollegiate instruction, and
 229 physical education and other courses that focus on the physical
 230 execution of a skill rather than the intellectual attributes of
 231 the activity, may not be so approved, but must be evaluated
 232 individually for potential inclusion in the dual enrollment
 233 program. This subsection shall not be construed to mean that an
 234 independent postsecondary institution eligible for inclusion in
 235 a dual enrollment or early admission program pursuant to s.
 236 1011.62 must participate in the statewide course numbering
 237 system developed pursuant to s. 1007.24 to participate in a dual
 238 enrollment program.

239 (13) ~~It is the intent of the Legislature that~~ Students who
 240 meet the eligibility requirements of this section ~~subsection~~ and
 241 who choose to participate in dual enrollment programs are ~~be~~
 242 exempt from the payment of registration, tuition, and laboratory
 243 fees.

244 Section 7. Paragraph (a) of subsection (3) of section
 245 1009.531, Florida Statutes, is amended to read:

246 1009.531 Florida Bright Futures Scholarship Program;
 247 student eligibility requirements for initial awards.--

248 (3) For purposes of calculating the grade point average to
 249 be used in determining initial eligibility for a Florida Bright

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250 Futures Scholarship, the department shall assign additional
 251 weights to grades earned in the following courses:

252 (a) Courses identified in the course code directory as
 253 Advanced Placement, pre-International Baccalaureate, ~~or~~
 254 International Baccalaureate, International General Certificate
 255 of Secondary Education (pre-AICE), or Advanced International
 256 Certificate of Education.

257
 258 The department may assign additional weights to courses, other
 259 than those described in paragraphs (a) and (b), that are
 260 identified by the Department of Education as containing rigorous
 261 academic curriculum and performance standards. The additional
 262 weight assigned to a course pursuant to this subsection shall
 263 not exceed 0.5 per course. The weighted system shall be
 264 developed and distributed to all high schools in the state prior
 265 to January 1, 1998. The department may determine a student's
 266 eligibility status during the senior year before graduation and
 267 may inform the student of the award at that time.

268 Section 8. Subsection (1) of section 1009.534, Florida
 269 Statutes, is amended to read:

270 1009.534 Florida Academic Scholars award.--

271 (1) A student is eligible for a Florida Academic Scholars
 272 award if the student meets the general eligibility requirements
 273 for the Florida Bright Futures Scholarship Program and the
 274 student:

275 (a) Has achieved a 3.5 weighted grade point average as
 276 calculated pursuant to s. 1009.531, or its equivalent, in high
 277 school courses that are designated by the State Board of

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278 Education as college-preparatory academic courses; and has
 279 attained at least the score identified by rules of the State
 280 Board of Education on the combined verbal and quantitative parts
 281 of the Scholastic Aptitude Test, the Scholastic Assessment Test,
 282 or the recentered Scholastic Assessment Test of the College
 283 Entrance Examination, or an equivalent score on the ACT
 284 Assessment Program; or

285 (b) Has attended a home education program according to s.
 286 1002.41 during grades 11 and 12 or has completed the
 287 International Baccalaureate curriculum but failed to earn the
 288 International Baccalaureate Diploma or has completed the
 289 Advanced International Certificate of Education curriculum but
 290 failed to earn the Advanced International Certificate of
 291 Education Diploma, and has attained at least the score
 292 identified by rules of the State Board of Education on the
 293 combined verbal and quantitative parts of the Scholastic
 294 Aptitude Test, the Scholastic Assessment Test, or the recentered
 295 Scholastic Assessment Test of the College Entrance Examination,
 296 or an equivalent score on the ACT Assessment Program; or

297 (c) Has been awarded an International Baccalaureate
 298 Diploma from the International Baccalaureate Office or an
 299 Advanced International Certificate of Education Diploma from the
 300 University of Cambridge International Examinations Office; or

301 (d) Has been recognized by the merit or achievement
 302 programs of the National Merit Scholarship Corporation as a
 303 scholar or finalist; or

304 (e) Has been recognized by the National Hispanic
 305 Recognition Program as a scholar recipient.

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307 A student must complete a program of community service work, as
308 approved by the district school board or the administrators of a
309 nonpublic school, which shall include a minimum of 75 hours of
310 service work and require the student to identify a social
311 problem that interests him or her, develop a plan for his or her
312 personal involvement in addressing the problem, and, through
313 papers or other presentations, evaluate and reflect upon his or
314 her experience.

315 Section 9. Subsection (1) of section 1009.535, Florida
316 Statutes, is amended to read:

317 1009.535 Florida Medallion Scholars award.--

318 (1) A student is eligible for a Florida Medallion Scholars
319 award if the student meets the general eligibility requirements
320 for the Florida Bright Futures Scholarship Program and the
321 student:

322 (a) Has achieved a weighted grade point average of 3.0 as
323 calculated pursuant to s. 1009.531, or the equivalent, in high
324 school courses that are designated by the State Board of
325 Education as college-preparatory academic courses; and has
326 attained at least the score identified by rules of the State
327 Board of Education on the combined verbal and quantitative parts
328 of the Scholastic Aptitude Test, the Scholastic Assessment Test,
329 or the recentered Scholastic Assessment Test of the College
330 Entrance Examination, or an equivalent score on the ACT
331 Assessment Program; or

332 (b) Has attended a home education program according to s.
333 1002.41 during grades 11 and 12 or has completed the

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334 International Baccalaureate curriculum but failed to earn the
 335 International Baccalaureate Diploma or has completed the
 336 Advanced International Certificate of Education curriculum but
 337 failed to earn the Advanced International Certificate of
 338 Education Diploma, and has attained at least the score
 339 identified by rules of the State Board of Education on the
 340 combined verbal and quantitative parts of the Scholastic
 341 Aptitude Test, the Scholastic Assessment Test, or the recentered
 342 Scholastic Assessment Test of the College Entrance Examination,
 343 or an equivalent score on the ACT Assessment Program; or

344 (c) Has been recognized by the merit or achievement
 345 program of the National Merit Scholarship Corporation as a
 346 scholar or finalist but has not completed a program of community
 347 service as provided in s. 1009.534; or

348 (d) Has been recognized by the National Hispanic
 349 Recognition Program as a scholar, but has not completed a
 350 program of community service as provided in s. 1009.534.

351 Section 10. Paragraphs (i) and (m) of subsection (1) of
 352 section 1011.62, Florida Statutes, are amended to read:

353 1011.62 Funds for operation of schools.--If the annual
 354 allocation from the Florida Education Finance Program to each
 355 district for operation of schools is not determined in the
 356 annual appropriations act or the substantive bill implementing
 357 the annual appropriations act, it shall be determined as
 358 follows:

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

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361 | determining the annual allocation to each district for
362 | operation:

363 | (i) Calculation of full-time equivalent membership with
364 | respect to dual enrollment instruction ~~from community colleges~~
365 | ~~or state universities~~.--Students enrolled in ~~community college~~
366 | ~~or university~~ dual enrollment instruction pursuant to s.
367 | 1007.271 may be included in calculations of full-time equivalent
368 | student memberships for basic programs for grades 9 through 12
369 | by a district school board. Each semester of instruction that is
370 | eligible for high school and postsecondary credit shall be
371 | reported by school districts as 75 membership hours for purposes
372 | of FTE calculation. Such students may also be calculated as the
373 | proportional shares of full-time equivalent enrollments they
374 | generate for a ~~the~~ community college or university conducting
375 | the dual enrollment instruction. Early admission students shall
376 | be considered dual enrollments for funding purposes. Students
377 | may be enrolled in dual enrollment instruction provided by an
378 | eligible independent college or university and may be included
379 | in calculations of full-time equivalent student memberships for
380 | basic programs for grades 9 through 12 by a district school
381 | board. However, those provisions of law which exempt dual
382 | enrolled and early admission students from payment of
383 | instructional materials and tuition and fees, including
384 | laboratory fees, shall not apply to students who select the
385 | option of enrolling in an eligible independent institution. An
386 | independent college or university which is located and chartered
387 | in Florida, is not for profit, is accredited by the Commission
388 | on Colleges of the Southern Association of Colleges and Schools

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389 or the Accrediting Council for Independent Colleges and Schools,
 390 and which confers degrees as defined in s. 1005.02 shall be
 391 eligible for inclusion in the dual enrollment or early admission
 392 program. Students enrolled in dual enrollment instruction shall
 393 be exempt from the payment of tuition and fees, including
 394 laboratory fees. No student enrolled in college credit
 395 mathematics or English dual enrollment instruction shall be
 396 funded as a dual enrollment unless the student has successfully
 397 completed the relevant section of the entry-level examination
 398 required pursuant to s. 1008.30.

399 (m) Calculation of additional full-time equivalent
 400 membership based on Advanced International Certificate of
 401 Education examination scores of students.--A value of 0.24 full-
 402 time equivalent student membership shall be calculated for each
 403 student enrolled in a full-credit Advanced International
 404 Certificate of Education course who receives a score of E 2 or
 405 higher on a subject examination. A value of 0.12 full-time
 406 equivalent student membership shall be calculated for each
 407 student enrolled in a half-credit Advanced International
 408 Certificate of Education course who receives a score of E 1 or
 409 higher on a subject examination. A value of 0.3 full-time
 410 equivalent student membership shall be calculated for each
 411 student who receives ~~received~~ an Advanced International
 412 Certificate of Education diploma. Such value shall be added to
 413 the total full-time equivalent student membership in basic
 414 programs for grades 9 through 12 in the subsequent fiscal year.
 415 The school district shall distribute to each classroom teacher

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416 | who provided Advanced International Certificate of Education
 417 | instruction:

418 | 1. A bonus in the amount of \$50 for each student taught by
 419 | the Advanced International Certificate of Education teacher in
 420 | each full-credit Advanced International Certificate of Education
 421 | course who receives a score of E 2 or higher on the Advanced
 422 | International Certificate of Education examination. A bonus in
 423 | the amount of \$25 for each student taught by the Advanced
 424 | International Certificate of Education teacher in each half-
 425 | credit Advanced International Certificate of Education course
 426 | who receives a score of E 1 or higher on the Advanced
 427 | International Certificate of Education examination.

428 | 2. An additional bonus of \$500 to each Advanced
 429 | International Certificate of Education teacher in a school
 430 | designated performance grade category "D" or "F" who has at
 431 | least one student scoring E 2 or higher on the full-credit
 432 | Advanced International Certificate of Education examination,
 433 | regardless of the number of classes taught or of the number of
 434 | students scoring an E a-2 or higher on the full-credit Advanced
 435 | International Certificate of Education examination.

436 | 3. Additional bonuses of \$250 each to teachers of half-
 437 | credit Advanced International Certificate of Education classes
 438 | in a school designated performance grade category "D" or "F"
 439 | which has at least one student scoring an E a-1 or higher on the
 440 | half-credit Advanced International Certificate of Education
 441 | examination in that class. The maximum additional bonus for a
 442 | teacher awarded in accordance with this subparagraph shall not
 443 | exceed \$500 in any given school year. Teachers receiving an

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444 | award under subparagraph 2. are not eligible for a bonus under
445 | this subparagraph.

446

447 | Bonuses awarded to a teacher according to this paragraph shall
448 | not exceed \$2,000 in any given school year and shall be in
449 | addition to any regular wage or other bonus the teacher received
450 | or is scheduled to receive.

451 | Section 11. This act shall take effect July 1, 2005.