

20091616e1

1                   A bill to be entitled  
2     An act relating to career and adult education;  
3     amending s. 20.15, F.S.; renaming the Division of  
4     Workforce Education within the Department of Education  
5     as the "Division of Career and Adult Education";  
6     amending s. 311.121, F.S.; revising the membership of  
7     the Seaport Security Officer Qualification, Training,  
8     and Standards Coordinating Council by replacing the  
9     chancellor of the Community College System with the  
10    Commissioner of Education; amending s. 446.045, F.S.;  
11    revising definitions; revising the membership of the  
12    State Apprenticeship Advisory Council; prohibiting  
13    members from being reimbursed for per diem and travel  
14    expenses; providing that meetings may be held via  
15    teleconference or other electronic means; amending s.  
16    1003.4285, F.S.; providing for a standard high school  
17    diploma designation for completed industry  
18    certifications; conforming a cross-reference;  
19    conforming provisions to changes made by the act;  
20    amending s. 1003.43, F.S.; providing an exception for  
21    adult high school students regarding certain  
22    prerequisites for high school graduation; repealing s.  
23    1003.431, F.S., relating to career education  
24    certification; amending s. 1011.62, F.S.; conforming  
25    provisions to changes made by the act; requiring that  
26    the Office of Program Policy Analysis and Government  
27    Accountability review and provide a report on  
28    workforce education programs for occupations not  
29    included on specific occupation lists and on funding

20091616e1

30 options; requiring that such report be submitted to  
31 the Governor and the Legislature by a specified date;  
32 providing requirements for the report; providing an  
33 effective date.

34  
35 Be It Enacted by the Legislature of the State of Florida:

36  
37 Section 1. Paragraph (c) of subsection (3) of section  
38 20.15, Florida Statutes, is amended to read:

39 20.15 Department of Education.—There is created a  
40 Department of Education.

41 (3) DIVISIONS.—The following divisions of the Department of  
42 Education are established:

43 (c) Division of Career and Adult Education ~~Workforce~~  
44 ~~Education~~.

45 Section 2. Paragraphs (b) and (d) of subsection (3) of  
46 section 311.121, Florida Statutes, are amended to read:

47 311.121 Qualifications, training, and certification of  
48 licensed security officers at Florida seaports.—

49 (3)

50 (b)1. The executive director of the Department of Law  
51 Enforcement shall appoint 11 members to the council which shall  
52 include:

53 a. The seaport administrator of the Department of Law  
54 Enforcement.

55 b. The Commissioner of Education or his or her designee  
56 ~~chancellor of the Community College System~~.

57 c. The director of the Division of Licensing of the  
58 Department of Agriculture and Consumer Services.

20091616e1

59 d. The administrator of the Florida Seaport Transportation  
60 and Economic Development Council.

61 e. Two seaport security directors from seaports designated  
62 under s. 311.09.

63 f. One director of a state law enforcement academy.

64 g. One representative of a local law enforcement agency.

65 h. Two representatives of contract security services.

66 i. One representative of the Division of Driver Licenses of  
67 the Department of Highway Safety and Motor Vehicles.

68 2. In addition to the members designated in subparagraph  
69 1., the executive director may invite a representative of the  
70 United States Coast Guard to attend and participate in council  
71 meetings as an ex officio, nonvoting member of the council.

72 (d) The Commissioner of Education or his or her designee  
73 ~~chancellor of the Community College System~~ shall serve as chair  
74 of the council.

75 Section 3. Subsection (1) and paragraphs (b) and (f) of  
76 subsection (2) of section 446.045, Florida Statutes, are amended  
77 to read:

78 446.045 State Apprenticeship Advisory Council.—

79 (1) As used in this section, the term:

80 (a) "Joint ~~employee~~ organization" means an apprenticeship  
81 sponsor who participates in a collective bargaining agreement  
82 ~~and represents employees.~~

83 (b) "Nonjoint ~~employer~~ organization" means an  
84 apprenticeship sponsor who does not participate in a collective  
85 bargaining agreement ~~and who represents management.~~

86 (2)

87 (b) The Commissioner of Education or the commissioner's

20091616e1

88 designee shall serve ex officio as chair of the State  
89 Apprenticeship Advisory Council, but may not vote. The state  
90 director of the Office ~~Bureau~~ of Apprenticeship and Training of  
91 the United States Department of Labor shall serve ex officio as  
92 a nonvoting member of the council. The Governor shall appoint to  
93 the council four ~~five~~ members representing ~~sponsors of joint~~  
94 employee organizations and four ~~five~~ members representing  
95 ~~sponsors of nonjoint~~ employer organizations. Each of these eight  
96 members ~~member~~ shall represent industries that have registered  
97 apprenticeship programs. The Governor shall also appoint two  
98 public members who are knowledgeable about registered  
99 apprenticeship and apprenticeable occupations, one of whom shall  
100 be recommended by joint organizations, and one of whom shall be  
101 recommended by nonjoint organizations. Members shall be  
102 appointed for 4-year staggered terms. A vacancy shall be filled  
103 for the remainder of the unexpired term.

104 (f) Members of the council shall serve without compensation  
105 and, but are not entitled to receive reimbursement for per diem  
106 and travel expenses under as provided in s. 112.061. Meetings  
107 may be held via teleconference or other electronic means.

108 Section 4. Section 1003.4285, Florida Statutes, is amended  
109 to read:

110 1003.4285 Standard high school diploma designations. ~~By the~~  
111 ~~2008-2009 school year,~~ Each standard high school diploma shall  
112 include, as applicable:

113 (1) A designation of the student's major area of interest  
114 pursuant to the student's completion of credits as provided in  
115 s. 1003.428.

116 (2) A designation reflecting completion of four or more

20091616e1

117 accelerated college credit courses if the student is eligible  
118 for college credit pursuant to s. 1007.27 or s. 1007.271 in  
119 Advanced Placement, International Baccalaureate, Advanced  
120 International Certificate of Education, or dual enrollment  
121 courses. The Commissioner of Education shall establish  
122 guidelines for successful passage of examinations or coursework  
123 in each of the accelerated college credit options for purposes  
124 of this subsection.

125 (3) A designation reflecting the attainment of one or more  
126 industry certifications from the list approved by Workforce  
127 Florida, Inc., under s. 1003.492 ~~career education certification~~  
128 ~~in accordance with s. 1003.431.~~

129 (4) A designation reflecting a Florida Ready to Work  
130 Credential in accordance with s. 1004.99.

131 Section 5. Paragraph (c) of subsection (6) of section  
132 1003.43, Florida Statutes, is amended to read:

133 1003.43 General requirements for high school graduation.—

134 (6) The Legislature recognizes that adult learners are  
135 unique in situation and needs. The following graduation  
136 requirements are therefore instituted for students enrolled in  
137 adult general education in accordance with s. 1004.93 in pursuit  
138 of a high school diploma:

139 (c) Any course listed within the Department of Education  
140 Course Code Directory in the areas of art, dance, drama, or  
141 music may be undertaken by adult secondary education students.  
142 The one credit in Enrollment and satisfactory completion of such  
143 a course shall satisfy the credit in performing fine arts  
144 required for high school graduation pursuant to subsection (1)  
145 is not required for graduation and shall be substituted with an

20091616e1

146 elective credit that is consistent with the total credits needed  
147 for graduation under subsection (1).

148 Section 6. Section 1003.431, Florida Statutes, is repealed.

149 Section 7. Paragraph (o) of subsection (1) of section  
150 1011.62, Florida Statutes, is amended to read:

151 1011.62 Funds for operation of schools.—If the annual  
152 allocation from the Florida Education Finance Program to each  
153 district for operation of schools is not determined in the  
154 annual appropriations act or the substantive bill implementing  
155 the annual appropriations act, it shall be determined as  
156 follows:

157 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
158 OPERATION.—The following procedure shall be followed in  
159 determining the annual allocation to each district for  
160 operation:

161 (o) *Calculation of additional full-time equivalent*  
162 *membership based on certification of successful completion of*  
163 *industry-certified career and professional academy programs*  
164 *pursuant to ss. 1003.491, 1003.492, and 1003.493 and identified*  
165 *in the Industry Certified Funding List pursuant to rules adopted*  
166 *by the State Board of Education ~~s.1003.492~~.—A value of 0.3 full-*  
167 *time equivalent student membership shall be calculated for each*  
168 *student who completes an industry-certified career and*  
169 *professional academy program under ss. 1003.491, 1003.492,*  
170 *1003.493 ~~s. 1003.492~~ and who is issued the highest level of*  
171 *industry certification identified annually in the Industry*  
172 *Certification Funding List under rules adopted by the State*  
173 *Board of Education and a high school diploma. Such value shall*  
174 *be added to the total full-time equivalent student membership in*

20091616e1

175 secondary career education programs for grades 9 through 12 in  
176 the subsequent year for courses that were not funded through  
177 dual enrollment. The additional full-time equivalent membership  
178 authorized under this paragraph may not exceed 0.3 per student.  
179 Unless a different amount is specified in the General  
180 Appropriations Act, the appropriation for this calculation is  
181 limited to \$15 million annually. If the appropriation is  
182 insufficient to fully fund the total calculation, the  
183 appropriation shall be prorated.

184 Section 8. By January 15, 2010, the Office of Program  
185 Policy Analysis and Government Accountability shall submit a  
186 report on workforce education programs to the Governor, the  
187 President of the Senate, and the Speaker of the House of  
188 Representatives. The report must:

189 (1) Review student outcomes in workforce education degree  
190 and certificate programs offered by community colleges, school  
191 districts, and independent institutions which prepare students  
192 for occupations not included on the locally targeted occupations  
193 lists developed by Workforce Florida, Inc., or on the statewide  
194 occupational forecasting list developed by the Workforce  
195 Estimating Conference. The review must include an examination  
196 of:

197 (a) Successful program completion and licensure passage  
198 rates.

199 (b) Employment placement rates and wages earned according  
200 to industry. Such examination must:

201 1. Survey a statistically reliable sample of former  
202 students to determine the rates at which students became  
203 employed, and the wages earned, in the occupation for which the

20091616e1

204 workforce education program prepared the student. Survey  
205 responses shall be cross-checked against available state data.

206 2. Consider the effect that students who became self-  
207 employed have on the employment rates determined under  
208 subparagraph 1.

209 3. Examine full-time, part-time, and contracted employment  
210 as compared to other professions.

211 4. Examine how the percentage of commission impacts total  
212 wages as compared to other professions.

213 5. Compare the demand rate resulting from job openings  
214 annually to the demand rate for other professions.

215 6. Examine program enrollment demographics by gender and  
216 ethnicity as compared to such demographics for the occupation.

217 (2) Examine the cost-effectiveness of state funding for the  
218 workforce education programs reviewed under subsection (1)  
219 versus the provision of state financial assistance to students  
220 for attendance at independent institutions that offer such  
221 programs. Such examination must consider the availability of  
222 tuition waivers, scholarships, and loans and the total cost to  
223 students for workforce education programs at public and  
224 independent institutions.

225 (3) Examine the requirements for student enrollment in the  
226 workforce education programs reviewed under subsection (1) at  
227 public and independent institutions.

228 (4) Review the funding model used to determine funding for  
229 school district workforce education programs and provide options  
230 for modifying the funding system which will ensure equity among  
231 districts and access to these programs for students statewide.

232 Section 9. This act shall take effect July 1, 2009.