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1
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

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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:

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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.

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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

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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

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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

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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, and*
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*

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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

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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.