1

A bill to be entitled

2 An act relating to postsecondary education; amending s. 3 1004.04, F.S.; deleting provisions relating to the 4 College-Level Academic Skills Test (CLAST); amending s. 5 1004.68, F.S.; deleting provisions relating to the use of 6 test scores for assessment of college-level communication 7 and computation skills; amending s. 1007.01, F.S.; 8 providing legislative intent and requirements relating to 9 articulation; requiring the establishment of the 10 Articulating Coordinating Committee and providing its 11 responsibilities; amending s. 1007.25, F.S.; deleting provisions relating to the CLAST and authorized 12 13 examinations that demonstrate mastery of certain academic 14 competencies; revising degree requirements; amending ss. 15 1007.264 and 1007.265, F.S.; deleting provisions that exclude students with intellectual disabilities from 16 eligibility for substitute requirements for admission to 17 or graduation from a public postsecondary educational 18 19 institution; amending s. 1008.30, F.S.; revising requirements of the common placement testing program; 20 21 requiring access to approved remedial instruction; 22 requiring rules for remediation opportunities, retesting, 23 and academic competencies; requiring that students be 24 advised of academic requirements, financial aid 25 eligibility, and certain costs; amending s. 1008.345, 26 F.S.; deleting Department of Education duties relating to 27 tests and assessment procedures that measure student 28 achievement of college-level communication and computation Page 1 of 18

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29	skills; amending s. 1008.38, F.S.; revising and conforming
30	provisions relating to the articulation process; amending
31	s. 1009.534, F.S.; revising provisions relating to
32	approval of community service work for eligibility for the
33	Florida Academic Scholars award; amending ss. 467.009 and
34	1012.56, F.S.; deleting provisions relating to the CLAST;
35	providing an effective date.
36	
37	Be It Enacted by the Legislature of the State of Florida:
38	
39	Section 1. Paragraph (b) of subsection (4) of section
40	1004.04, Florida Statutes, is amended to read:
41	1004.04 Public accountability and state approval for
42	teacher preparation programs
43	(4) INITIAL STATE PROGRAM APPROVAL
44	(b) Each teacher preparation program approved by the
45	Department of Education, as provided for by this section, shall
46	require students to meet the following as prerequisites for
47	admission into the program:
48	1. Have a grade point average of at least 2.5 on a 4.0
49	scale for the general education component of undergraduate
50	studies or have completed the requirements for a baccalaureate
51	degree with a minimum grade point average of 2.5 on a 4.0 scale
52	from any college or university accredited by a regional
53	accrediting association as defined by State Board of Education
54	rule or any college or university otherwise approved pursuant to
55	State Board of Education rule.
56	2. Demonstrate mastery of general knowledge, including the
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57 ability to read, write, and compute, by passing the General 58 Knowledge Test of the Florida Teacher Certification Examination, the College Level Academic Skills Test, a corresponding 59 60 component of the National Teachers Examination series, or a 61 similar test pursuant to rules of the State Board of Education. 62 63 Each teacher preparation program may waive these admissions requirements for up to 10 percent of the students admitted. 64 65 Programs shall implement strategies to ensure that students admitted under a waiver receive assistance to demonstrate 66 67 competencies to successfully meet requirements for certification. 68 Section 2. Section 1004.68, Florida Statutes, is amended 69 70 to read: 71 1004.68 Community college; degrees and certificates; tests 72 for certain skills.-73 (1) Each community college board of trustees shall adopt 74 rules establishing student performance standards for the award of degrees and certificates. 75 76 (2) Each community college board of trustees shall require 77 the use of scores on tests for college-level communication and 78 computation skills provided in s. 1008.345(7) as a condition for 79 graduation with an associate in arts degree. 80 Section 3. Section 1007.01, Florida Statutes, is amended to read: 81 82 1007.01 Articulation; legislative intent; purpose; role of 83 the State Board of Education and the Board of Governors; 84 articulation coordinating committee.-

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85 It is the intent of the Legislature to facilitate (1)86 articulation and seamless integration of the K-20 education 87 system by building, and sustaining, and strengthening 88 relationships among K-20 public organizations, between public 89 and private organizations, and between the education system as a whole and Florida's communities. The purpose of building, and 90 91 sustaining, and strengthening these relationships is to provide 92 for the efficient and effective progression and transfer of 93 students within the education system and to allow students to 94 proceed toward their educational objectives as rapidly as their 95 circumstances permit. The Legislature further intends that 96 articulation policies and budget actions be implemented 97 consistently in the practices of the Department of Education and 98 postsecondary educational institutions and expressed in the collaborative policy efforts of the State Board of Education and 99 100 the Board of Governors.

To improve and facilitate articulation systemwide, the 101 (2)102 State Board of Education and the Board of Governors shall 103 collaboratively establish recommend policies and guidelines to 104 the Legislature with input from statewide K-20 advisory groups 105 established by the Commissioner of Education and the Chancellor 106 of the State University System and shall recommend the policies 107 and guidelines to the Legislature. The policies and guidelines 108 shall relate relating to:

(a) The alignment between the exit requirements of one
system and the admissions requirements of another system into
which students typically transfer.

112

(b)

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The identification of common courses, the level of

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113 courses, institutional participation in a statewide course 114 numbering system, and the transferability of credits among such 115 institutions.

(c) Identification of courses that meet general education or common degree program prerequisite requirements at public postsecondary educational institutions.

119

(d) Dual enrollment course equivalencies.

120

(e) Articulation agreements.

(3) The Commissioner of Education, in consultation with 121 the Chancellor of the State University System, shall establish 122 the Articulation Coordinating Committee, which shall report to 123 124 the commissioner. The committee shall be a K-20 advisory group 125 that consists of members representing the State University 126 System, the Florida College System, public career and technical education, public K-12 education, and nonpublic education, with 127 128 at least one member representing students. The commissioner 129 shall appoint a chair from the membership. The committee shall: 130 (a) Propose monitoring, compliance, and reporting systems 131 to facilitate and ensure institutional compliance with state 132 articulation policies. 133 (b) Propose guidelines for interinstitutional agreements 134 between and among public schools, career and technical education 135 centers, Florida College System institutions, and state 136 universities. 137 Establish groups of public and nonpublic educational (C)

138 <u>institution representatives to facilitate articulation.</u>

139(d) Conduct a continuing review of statewide articulation140statutes, rules, regulations, and agreements and make

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141	recommendations to the State Board of Education and the Board of						
142	Governors for revisions.						
143	(e) Review the application of transfer credit requirements						
144	from public and nonpublic institutions participating in the						
145	statewide course numbering system, including, but not limited						
146	to, instances of student transfer and admissions difficulties.						
147	(f) Examine statewide data regarding articulation,						
148	recommend resolutions for issues, and propose programmatic and						
149	budget policies and procedures to improve articulation						
150	throughout the K-20 education system.						
151	(g) Recommend roles and responsibilities of public						
152	education entities in interfacing with the single, statewide						
153	computer-assisted student advising system established pursuant						
154	to s. 1007.28, including, but not limited to, functionality						
155	requirements, data needs, and appropriate reporting timelines.						
156	Section 4. Subsection (12) of section 1007.25, Florida						
157	Statutes, is amended to read:						
158	1007.25 General education courses; common prerequisites;						
159	and other degree requirements						
160	(12) <del>(a)</del> A public postsecondary educational institution may						
161	not confer an associate in arts or baccalaureate degree upon any						
162	student who fails to <del>successfully complete one of the following</del>						
163	requirements:						
164	1. Achieve a score that meets or exceeds a minimum score						
165	on a nationally standardized examination, as established by the						
166	State Board of Education in conjunction with the Board of						
167	Governors; or						
168	2. demonstrate successful mastery remediation of any						
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169 academic <u>competencies</u> deficiencies and achieve a cumulative 170 grade point average of <u>2.0</u> <del>2.5</del> or above, on a 4.0 scale, in 171 postsecondary-level coursework identified by the State Board of 172 Education in conjunction with the Board of Governors. <del>The</del> 173 Department of Education shall specify the means by which a 174 student may demonstrate successful remediation.

175 (b) Any student who, in the best professional opinion of 176 the postsecondary educational institution, has a specific 177 learning disability such that the student cannot demonstrate successful mastery of one or more of the authorized examinations 178 but is achieving at the college level in every area despite his 179 180 or her disability, and whose diagnosis indicates that further 181 remediation will not succeed in overcoming the disability, may 182 appeal through the appropriate dean to a committee appointed by the president or the chief academic officer for special 183 184 consideration. The committee shall examine the evidence of the 185 student's academic and medical records and may hear testimony 186 relevant to the case. The committee may grant a waiver for one or more of the authorized examinations based on the results of 187 188 its review.

189 (c) Each public postsecondary educational institution 190 president shall establish a committee to consider requests for 191 waivers from the requirements in paragraph (a). The committee 192 shall be chaired by the chief academic officer of the 193 institution and shall have four additional members appointed by the president as follows: 194 1. One faculty member from the mathematics department; 195 196 One faculty member from the English department;

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197 3. The institutional test administrator; and 198 4. One faculty member from a department other than English 199 or mathematics. 200 (d) Any student who has taken the authorized examinations 201 and has not achieved a passing score, but has otherwise 202 demonstrated proficiency in coursework in the same subject area, 203 may request a waiver from the examination requirement. Waivers 204 shall be considered only after students have been provided test 205 accommodations or other administrative adjustments to permit the 206 accurate measurement of the student's proficiency in the subject 207 areas measured by the authorized examinations. The committee 208 shall consider the student's educational records and other 209 evidence as to whether the student should be able to pass the 210 authorized examinations. A waiver may be recommended to the 211 president upon a majority vote of the committee. The president 212 may approve or disapprove the recommendation. The president may 213 not approve a request that the committee has disapproved. If a 214 waiver is approved, the student's transcript shall include a 215 statement that the student did not meet the requirements of this 216 subsection and that a waiver was granted. 217 Section 5. Subsection (1) of section 1007.264, Florida 218 Statutes, is amended to read: 219 1007.264 Persons with disabilities; admission to 220 postsecondary educational institutions; substitute requirements; 221 rules and regulations.-Any student with a disability, as defined in s. 222 (1)223 1007.02(2), who is otherwise eligible except those students who have been documented as having intellectual disabilities, shall 224

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225 be eligible for reasonable substitution for any requirement for 226 admission into a public postsecondary educational institution 227 where documentation can be provided that the person's failure to 228 meet the admission requirement is related to the disability.

229 Section 6. Subsection (1) of section 1007.265, Florida 230 Statutes, is amended to read:

231 1007.265 Persons with disabilities; graduation, study 232 program admission, and upper-division entry; substitute 233 requirements; rules and regulations.-

Any student with a disability, as defined in s. 234 (1) 235 1007.02(2), in a public postsecondary educational institution  $\tau$ 236 except those students who have been documented as having 237 intellectual disabilities, shall be eliqible for reasonable 238 substitution for any requirement for graduation, for admission into a program of study, or for entry into the upper division 239 240 where documentation can be provided that the person's failure to 241 meet the requirement is related to the disability and where 242 failure to meet the graduation requirement or program admission 243 requirement does not constitute a fundamental alteration in the 244 nature of the program.

245 Section 7. Subsections (2) and (3) and paragraph (a) of 246 subsection (4) of section 1008.30, Florida Statutes, are amended 247 to read:

248 1008.30 Common placement testing for public postsecondary 249 education.-

(2) The common placement testing program shall include at
 a minimum the following: the capacity to diagnose basic
 competencies in the areas of English, reading, and mathematics

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253 which are essential to perform college-level work; an assessment 254 of prerequisite skills that relate to progressively advanced 255 instruction in mathematics and, such as algebra and geometry; 256 prerequisite skills that relate to progressively advanced 257 instruction in language arts, such as English composition and 258 literature; prerequisite skills which relate to the College 259 Level Academic Skills Test (CLAST); and provision of specific 260 test information to students on skill the specific deficiencies. 261 The State Board of Education shall establish by rule the test scores a student must achieve to demonstrate readiness. 262

(3) 263 The State Board of Education shall adopt rules that 264 require high schools to evaluate before the beginning of grade 265 12 the college readiness of each student who indicates an 266 interest in postsecondary education and scores at Level 2 or 267 Level 3 on the reading portion of the grade 10 FCAT or Level 2, 268 Level 3, or Level 4 on the mathematics assessments under s. 269 1008.22(3)(c). High schools shall perform this evaluation using 270 results from the corresponding component of the common placement 271 test prescribed in this section, or an equivalent test 272 identified by the State Board of Education. The Department of 273 Education shall adopt purchase or develop the assessments 274 necessary to perform the evaluations required by this subsection 275 and shall work with the school districts to administer the 276 assessments. The State Board of Education shall establish by 277 rule the minimum test scores a student must achieve to 278 demonstrate readiness. Students who demonstrate readiness by 279 achieving the minimum test scores established by the state board 280 and enroll in a community college within 2 years after of

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281 achieving such scores shall not be required to enroll in 282 remediation courses as a condition of acceptance to any 283 community college. The high school shall use the results of the 284 test to advise the students of any identified deficiencies and 285 to the maximum extent practicable provide 12th grade students 286 access to approved appropriate remedial instruction prior to 287 high school graduation. The remedial instruction provided under this subsection shall be a collaborative effort between 288 289 secondary and postsecondary educational institutions, as 290 prescribed by State Board of Education rule. To the extent courses are available, the Florida Virtual School may be used to 291 292 provide the remedial instruction required by this subsection. 293 Students who demonstrate readiness through successful completion 294 of the approved remedial instruction are eligible to repeat the 295 common placement test prior to high school graduation.

296 (4)(a) Public postsecondary educational institution 297 Students who have been identified as requiring additional 298 preparation pursuant to subsection (1) shall enroll in college-299 preparatory or other adult education pursuant to s. 1004.93 in 300 community colleges to develop needed college-entry skills. The 301 State Board of Education shall specify by rule provisions for alternative remediation opportunities and retesting policies. 302 303 These students shall be permitted to take courses within their 304 degree program concurrently in other curriculum areas for which 305 they are qualified while enrolled in college-preparatory 306 instruction courses. A student enrolled in a college-preparatory 307 course may concurrently enroll only in college credit courses 308 that do not require the skills addressed in the college-

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309 preparatory course. The State Board of Education, in conjunction 310 with the Board of Governors, shall specify the college credit 311 courses that are acceptable for students enrolled in each 312 college-preparatory skill area. A degree-seeking student who 313 wishes to earn an associate in arts or a baccalaureate degree, but who is required to complete a college-preparatory course, 314 315 must successfully complete the required college-preparatory 316 studies by the time the student has accumulated 12 hours of 317 lower-division college credit degree coursework; however, a 318 student may continue enrollment in degree-earning coursework 319 provided the student maintains enrollment in college-preparatory 320 coursework for each subsequent semester until college-321 preparatory coursework requirements are completed, and provided 322 the student demonstrates satisfactory performance in degree-323 earning coursework. A student who has accumulated 12 college 324 credit hours and has not yet demonstrated proficiency in the 325 basic competency areas of reading, writing, and mathematics must be advised in writing of the requirements for associate degree 326 327 completion and state university admission, including information 328 about future financial aid eligibility and the potential costs 329 of accumulating excessive college credit as described in s. 330 1009.286. A passing score on a standardized, institutionally 331 developed test must be achieved Before a student is considered 332 to have met basic computation and communication skills requirements, the student must demonstrate successful mastery of 333 334 the required developmental education competencies as defined in 335 State Board of Education rule; however, no student shall be 336 required to retake any test or subtest that was previously Page 12 of 18

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337 passed by said student. Credit awarded for college-preparatory 338 instruction may not be counted toward fulfilling the number of 339 credits required for a degree. Subsection (7) of section 1008.345, Florida 340 Section 8. 341 Statutes, is amended to read: 342 1008.345 Implementation of state system of school 343 improvement and education accountability.-344 (7) As a part of the system of educational accountability, 345 the Department of Education shall: Develop minimum standards for various grades and 346 (a) 347 subject areas, as required in ss. 1001.03, 1008.22, and 1008.34. 348 Administer the statewide assessment testing program (b) 349 created by s. 1008.22. 350 (c) Review the school advisory councils of each district 351 as required by s. 1001.452. 352 (d) Conduct the program evaluations required by s. 353 1001.03. 354 (e) Maintain a listing of college-level communication and 355 mathematics skills defined pursuant to s. 1008.29 as being 356 associated with successful student performance through the 357 baccalaureate level and submit it to the State Board of 358 Education and the Board of Governors for approval. 359 (f) Maintain a listing of tests and other assessment 360 procedures which measure and diagnose student achievement of 361 college-level communication and computation skills and submit it 362 to the State Board of Education and the Board of Covernors for 363 approval. 364 Maintain for the information of the State Board of (q)Page 13 of 18

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365 Education, the Board of Governors, and the Legislature a file of 366 data to reflect achievement of college-level communication and 367 mathematics competencies by students in state universities and 368 community colleges.

369 (h) Develop or contract for, and submit to the State Board 370 of Education and the Board of Governors for approval, tests 371 which measure and diagnose student achievement of college-level communication and mathematics skills. Any tests and related 372 373 documents developed are exempt from the provisions of s. 119.07(1). The commissioner shall maintain statewide 374 375 responsibility for the administration of such tests and may 376 assign administrative responsibilities for the tests to any 377 state university or community college. The state board, upon 378 recommendation of the commissioner, may enter into contracts for 379 such services beginning in one fiscal year and continuing into 380 the next year which are paid from the appropriation for either 381 or both fiscal years.

382 <u>(f)(i)</u> Perform any other functions that may be involved in 383 educational planning, research, and evaluation or that may be 384 required by the commissioner, the State Board of Education, the 385 Board of Governors, or law.

386 Section 9. Subsections (4) and (6) of section 1008.38, 387 Florida Statutes, are amended to read:

388 1008.38 Articulation accountability process.—The State 389 Board of Education, in conjunction with the Board of Governors, 390 shall develop articulation accountability measures which assess 391 the status of systemwide articulation processes authorized under 392 s. 1007.23 and establish an articulation accountability process

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393 which at a minimum shall address:

394 (4) The smooth transfer of <u>Florida College System</u>
 395 community college associate in arts degree graduates to a
 396 <u>Florida College System institution or a</u> state university.

397 (6) The relationship between <u>student attainment of</u> 398 <u>college-level</u> the College Level academic skills Test Program and 399 articulation to the upper division in public postsecondary 400 institutions.

401 Section 10. Subsection (1) of section 1009.534, Florida 402 Statutes, is amended to read:

403

1009.534 Florida Academic Scholars award.-

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

408 (a) Has achieved a 3.5 weighted grade point average as 409 calculated pursuant to s. 1009.531, or its equivalent, in high 410 school courses that are designated by the State Board of 411 Education as college-preparatory academic courses; and has 412 attained at least the score pursuant to s. 1009.531(6)(a) on the 413 combined verbal and quantitative parts of the Scholastic 414 Aptitude Test, the Scholastic Assessment Test, or the recentered 415 Scholastic Assessment Test of the College Entrance Examination, 416 or an equivalent score on the ACT Assessment Program;

(b) Has attended a home education program according to s.
1002.41 during grades 11 and 12 or has completed the
International Baccalaureate curriculum but failed to earn the
International Baccalaureate Diploma or has completed the

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421 Advanced International Certificate of Education curriculum but 422 failed to earn the Advanced International Certificate of 423 Education Diploma, and has attained at least the score pursuant 424 to s. 1009.531(6)(a) on the combined verbal and quantitative 425 parts of the Scholastic Aptitude Test, the Scholastic Assessment 426 Test, or the recentered Scholastic Assessment Test of the 427 College Entrance Examination, or an equivalent score on the ACT 428 Assessment Program;

429 (c) Has been awarded an International Baccalaureate
430 Diploma from the International Baccalaureate Office or an
431 Advanced International Certificate of Education Diploma from the
432 University of Cambridge International Examinations Office;

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

436 (e) Has been recognized by the National Hispanic437 Recognition Program as a scholar recipient.

438

439 A student must complete a program of community service work, as 440 approved by the district school board, or the administrators of 441 a nonpublic school, or the Department of Education for home 442 school students, which shall include a minimum of 75 hours of 443 service work and require the student to identify a social 444 problem that interests him or her, develop a plan for his or her personal involvement in addressing the problem, and, through 445 446 papers or other presentations, evaluate and reflect upon his or 447 her experience.

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448 Section 11. Subsection (3) of section 467.009, Florida 449 Statutes, is amended to read: 450 467.009 Midwifery programs; education and training 451 requirements.-452 To be accepted into an approved midwifery program, an (3) 453 applicant shall have: 454 A high school diploma or its equivalent. (a) 455 Passed the college level academic scholastic test (b) 456 (CLAST) or Taken three college-level credits each of math and 457 English or demonstrated competencies in communication and 458 computation. 459 Section 12. Subsection (3) of section 1012.56, Florida 460 Statutes, is amended to read: 461 1012.56 Educator certification requirements.-462 (3) MASTERY OF GENERAL KNOWLEDGE.-Acceptable means of 463 demonstrating mastery of general knowledge are: 464 Achievement of passing scores on basic skills (a) 465 examination required by state board rule; 466 (b) Achievement of passing scores on the College Level 467 Academic Skills Test earned prior to July 1, 2002; 468 (b) (c) A valid professional standard teaching certificate 469 issued by another state; 470 (c) (d) A valid certificate issued by the National Board 471 for Professional Teaching Standards or a national educator 472 credentialing board approved by the State Board of Education; or 473 (d) (e) Documentation of two semesters of successful 474 teaching in a community college, state university, or private

475 college or university that awards an associate or higher degree

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476 and is an accredited institution or an institution of higher477 education identified by the Department of Education as having a

- 478 quality program.
- 479

Section 13. This act shall take effect July 1, 2011.

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