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1 A bill to be entitled
2 An act relating to juvenile justice education and
3 workforce programs; amending s. 985.46, F.S.;
4 requiring that each juvenile committed to a juvenile
5 justice commitment program have a transition plan upon
6 release; requiring that the transition plan include an
7 education transition plan component and information
8 regarding delinquency treatment and intervention
9 services that are accessible upon exiting the program;
10 amending s. 985.618, F.S.; providing legislative
11 intent regarding juvenile justice education and
12 workforce-related programs; requiring that the
13 Department of Juvenile Justice verify that each
14 juvenile justice education program meets specified
15 minimum standards; requiring that the effectiveness of
16 the programs be determined by implementing systematic
17 data collection, data analysis, and evaluations;
18 requiring that the programs be evaluated based on
19 student performance outcomes; providing duties for the
20 department; requiring that an annual report be
21 submitted to the Governor and the Legislature by a
22 specified date; requiring that the department
23 collaborate with certain entities to adopt rules;
24 amending ss. 985.632 and 1001.42, F.S.; conforming
25 provisions to changes made by the act; conforming
26 cross-references; amending ss. 1002.20 and 1002.45,
27 F.S.; conforming cross-references; creating s.
28 1003.515, F.S.; providing a short title; providing

29 | purposes of the Florida Juvenile Justice Education
30 | Act; providing responsibilities for school districts
31 | and private providers contracted by school districts
32 | to offer education services to youth in juvenile
33 | justice education programs; requiring that each
34 | juvenile justice education program involve the
35 | regional workforce board or economic development
36 | agency and local postsecondary institutions to
37 | determine the occupational areas for the education and
38 | workforce-related program; providing requirements for
39 | education and workforce-related services in juvenile
40 | justice programs; providing responsibilities for the
41 | Department of Education; requiring that the department
42 | identify school districts and private providers by
43 | performance ratings; providing criteria for
44 | determining performance ratings; requiring that the
45 | department make available a common student assessment
46 | to measure the academic progress in reading and
47 | mathematics of youth in juvenile justice education
48 | programs; requiring that school districts and private
49 | providers be held accountable for student performance
50 | outcomes; providing for program accountability;
51 | requiring that a youth who exits the program attain an
52 | industry certification, enroll in a program to
53 | complete the industry certification, or enroll in and
54 | continue his or her education based on a transition
55 | plan; requiring that an education transition plan
56 | component be incorporated in a youth's transition

57 | plan; requiring that each school district and private
 58 | provider develop the education transition plan
 59 | component during the course of the youth's stay in a
 60 | juvenile justice program; providing funding
 61 | requirements for the juvenile justice education
 62 | programs; prohibiting a district school board from
 63 | being charged rent, maintenance, utilities, or
 64 | overhead on facilities; requiring that the Department
 65 | of Juvenile Justice provide maintenance, repairs, and
 66 | remodeling of existing facilities; requiring that the
 67 | State Board of Education collaborate with the
 68 | Department of Juvenile Justice, the Department of
 69 | Economic Opportunity, school districts, and private
 70 | providers to adopt rules; repealing s. 1003.52, F.S.,
 71 | relating to educational services in Department of
 72 | Juvenile Justice programs; amending s. 1011.62, F.S.;
 73 | conforming a cross-reference; providing an effective
 74 | date.

75 |
 76 | Be It Enacted by the Legislature of the State of Florida:

77 |
 78 | Section 1. Subsection (6) is added to section 985.46,
 79 | Florida Statutes, to read:

80 | 985.46 Conditional release.—

81 | (6) Each juvenile committed to a commitment program shall
 82 | have a transition plan upon release. Transition planning shall
 83 | begin for each juvenile upon placement in a commitment program
 84 | and shall result in an individual transition plan for each youth

85 before he or she is released. The transition plan shall be
 86 developed with the participation of the youth, representatives
 87 of the commitment program, school district personnel, and
 88 representatives of conditional release or postcommitment
 89 probation programs, if appropriate. The transition plan shall
 90 include an education transition plan component as provided in s.
 91 1003.515(9), as well as information regarding pertinent
 92 delinquency treatment and intervention services that are
 93 accessible upon exiting the program.

94 (a) For a juvenile who is released on conditional release
 95 or postcommitment probation status, the transition plan shall be
 96 incorporated into the conditions of release.

97 (b) For a juvenile who is not released on conditional
 98 release or postcommitment probation status, the transition plan
 99 shall be explained to the youth and provided upon release, with
 100 all necessary referrals having been made at least 30 days before
 101 the youth exits the program.

102 (c) For a juvenile who participates in a day treatment
 103 program, the transition plan shall be explained to the youth and
 104 provided upon release. For a juvenile who participates in a day
 105 treatment program and who is released on conditional release or
 106 postcommitment probation status, the transition plan shall be
 107 incorporated into the conditions of release.

108 Section 2. Section 985.618, Florida Statutes, is amended
 109 to read:

110 (Substantial rewording of section. See
 111 s. 985.618, F.S., for present text.)

112 985.618 Education and workforce-related programs.—

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113 (1) The Legislature intends for youth in juvenile justice
114 programs to be provided a quality education that includes
115 workforce-related skills that lead to continuing education or
116 meaningful employment, or both, and that results in reduced
117 rates of recidivism.

118 (2) The department shall verify that each juvenile justice
119 education program, at a minimum:

120 (a) Uses virtual course offerings that maximize learning
121 opportunities for adjudicated youth.

122 (b) Uses virtual counseling to address the educational and
123 workforce needs of adjudicated youth.

124 (c) Provides instruction from individuals who hold
125 industry credentials in the occupational area in which they
126 teach.

127 (d) Provides instruction during evenings and weekends.

128 (e) Considers, before placement, the age, interests, prior
129 education, training, work experience, emotional and mental
130 abilities, and physical capabilities of the youth and the
131 duration of the term of placement imposed.

132 (f) Expends funds in a manner that directly supports the
133 attainment of successful student outcomes as specified in s.
134 1003.515(6) and that allows youth to engage in real work
135 situations whenever possible.

136 (3) (a) Program effectiveness shall be determined by
137 implementing systematic data collection, data analysis, and
138 education and workforce-related program evaluations pursuant to
139 ss. 985.632 and 1003.515.

140 (b) The evaluation of juvenile justice education and

141 workforce-related programs shall be based on the performance
142 outcomes provided in s. 1003.515(6).

143 (4) The department shall:

144 (a) Monitor the education performance of youth in juvenile
145 justice facilities.

146 (b) Prohibit school districts or private providers that
147 have failing performance ratings from delivering the education
148 services as provided in s. 1003.515(7).

149 (c) Verify that a school district enters into a contract
150 with a high-performing school district or provider pursuant to
151 s. 1003.515(7) to deliver education services.

152 (5) The department, in collaboration with the Department
153 of Education and in consultation with the school districts and
154 private juvenile justice education program providers, shall
155 prepare an annual report containing the education performance
156 outcomes, based on the criteria in s. 1003.515(6), of youth in
157 juvenile justice education programs. The report shall delineate
158 the performance outcomes of youth in the state, in each school
159 district, and by each private provider, including the
160 performance outcomes of all major student populations and
161 genders, as determined by the Department of Juvenile Justice.
162 The report shall address the use and successful completion of
163 virtual instruction courses and the successful implementation of
164 transition and reintegration plans. The report must include an
165 analysis of the performance of youth over time, including, but
166 not limited to, additional education attainment, employment,
167 earnings, industry certification, and rates of recidivism. The
168 report must also include recommendations for improving

169 performance outcomes and for additional cost savings and
 170 efficiencies. The report shall be submitted to the Governor, the
 171 President of the Senate, and the Speaker of the House of
 172 Representatives by December 31, 2013, and each year thereafter.

173 (6) The department shall collaborate with the Department
 174 of Education, the Department of Economic Opportunity, school
 175 districts, and private providers to adopt rules to administer
 176 this section.

177 Section 3. Subsection (3) of section 985.632, Florida
 178 Statutes, is amended to read:

179 985.632 Quality assurance and cost-effectiveness.—

180 (3) The department shall annually collect and report cost
 181 data for every program operated by the department or its
 182 contracted provider ~~or contracted by the department~~. The cost
 183 data shall conform to a format approved by the department and
 184 the Legislature. Uniform cost data shall be reported and
 185 collected for each education program operated by a school
 186 district or private provider contracted by a school district
 187 ~~state-operated and contracted programs~~ so that comparisons can
 188 be made among programs. The Department of Education shall ensure
 189 that there is accurate cost accounting for education programs
 190 operated by school districts and private providers, state-
 191 ~~operated services~~ including market-equivalent rent and other
 192 shared costs ~~cost~~. The cost of the education ~~educational~~ program
 193 ~~provided to a residential facility~~ shall be reported and
 194 included in the cost of a program. The Department of Education
 195 shall submit ~~an~~ annual cost data ~~report~~ to the department
 196 ~~President of the Senate, the Speaker of the House of~~

197 ~~Representatives, the Minority Leader of each house of the~~
 198 ~~Legislature, the appropriate substantive and fiscal committees~~
 199 ~~of each house of the Legislature, and the Governor, no later~~
 200 ~~than December 1 of each year. The annual cost data shall be~~
 201 ~~included in the annual report required under s. 985.618(5).~~
 202 Cost-benefit analysis for juvenile justice education ~~educational~~
 203 programs shall ~~will~~ be developed and implemented in
 204 collaboration with and in cooperation with the Department of
 205 Education, local providers, and local school districts. ~~Cost~~
 206 ~~data for the report shall include data collected by the~~
 207 ~~Department of Education for the purposes of preparing the annual~~
 208 ~~report required by s. 1003.52(19).~~

209 Section 4. Paragraph (b) of subsection (18) of section
 210 1001.42, Florida Statutes, is amended to read:

211 1001.42 Powers and duties of district school board.—The
 212 district school board, acting as a board, shall exercise all
 213 powers and perform all duties listed below:

214 (18) IMPLEMENT SCHOOL IMPROVEMENT AND ACCOUNTABILITY.—
 215 Maintain a state system of school improvement and education
 216 accountability as provided by statute and State Board of
 217 Education rule. This system of school improvement and education
 218 accountability shall be consistent with, and implemented
 219 through, the district's continuing system of planning and
 220 budgeting required by this section and ss. 1008.385, 1010.01,
 221 and 1011.01. This system of school improvement and education
 222 accountability shall comply with the provisions of ss. 1008.33,
 223 1008.34, 1008.345, and 1008.385 and include the following:

224 (b) Public disclosure.—The district school board shall

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225 provide information regarding the performance of students in and
 226 education ~~educational~~ programs as required pursuant to ss.
 227 1008.22 and 1008.385 and implement a system of school reports as
 228 required by statute and State Board of Education rule which
 229 shall include schools operating for the purpose of providing
 230 education ~~educational~~ services to youth in juvenile justice
 231 education ~~Department of Juvenile Justice~~ programs, and for those
 232 programs ~~schools~~, report on the data and education outcomes
 233 ~~elements~~ specified in s. 1003.515(6) ~~1003.52(19)~~. Annual public
 234 disclosure reports shall be in an easy-to-read report card
 235 format and shall include the school's grade, high school
 236 graduation rate calculated without GED tests, disaggregated by
 237 student ethnicity, and performance data as specified in state
 238 board rule.

239 Section 5. Subsection (20) of section 1002.20, Florida
 240 Statutes, is amended to read:

241 1002.20 K-12 student and parent rights.—Parents of public
 242 school students must receive accurate and timely information
 243 regarding their child's academic progress and must be informed
 244 of ways they can help their child to succeed in school. K-12
 245 students and their parents are afforded numerous statutory
 246 rights including, but not limited to, the following:

247 (20) JUVENILE JUSTICE PROGRAMS.—Students who are in
 248 juvenile justice programs have the right to receive educational
 249 programs and services in accordance with the provisions of s.
 250 1003.515 ~~1003.52~~.

251 Section 6. Paragraph (b) of subsection (1) of section
 252 1002.45, Florida Statutes, is amended to read:

253 | 1002.45 Virtual instruction programs.—

254 | (1) PROGRAM.—

255 | (b) Each school district that is eligible for the sparsity
 256 | supplement pursuant to s. 1011.62(7) shall provide all enrolled
 257 | public school students within its boundaries the option of
 258 | participating in part-time and full-time virtual instruction
 259 | programs. Each school district that is not eligible for the
 260 | sparsity supplement shall provide at least three options for
 261 | part-time and full-time virtual instruction. All school
 262 | districts must provide parents with timely written notification
 263 | of an open enrollment period for full-time students of at least
 264 | 90 days that ends no later than 30 days prior to the first day
 265 | of the school year. The purpose of the program is to make
 266 | quality virtual instruction available to students using online
 267 | and distance learning technology in the nontraditional
 268 | classroom. A school district virtual instruction program shall
 269 | provide the following:

270 | 1. Full-time virtual instruction for students enrolled in
 271 | kindergarten through grade 12.

272 | 2. Part-time virtual instruction for students enrolled in
 273 | grades 9 through 12 courses that are measured pursuant to
 274 | subparagraph (8)(a)2.

275 | 3. Full-time or part-time virtual instruction for students
 276 | enrolled in dropout prevention and academic intervention
 277 | programs under s. 1003.53, Department of Juvenile Justice
 278 | education programs under s. 1003.515 ~~1003.52~~, core-curricula
 279 | courses to meet class size requirements under s. 1003.03, or
 280 | Florida College System institutions under this section.

281 Section 7. Section 1003.515, Florida Statutes, is created
 282 to read:

283 1003.515 The Florida Juvenile Justice Education Act.—

284 (1) SHORT TITLE.—This section may be cited as the "Florida
 285 Juvenile Justice Education Act."

286 (2) LEGISLATIVE FINDING.—The Legislature finds that an
 287 education is the single most important factor in the
 288 rehabilitation of adjudicated youth who are in Department of
 289 Juvenile Justice programs.

290 (3) PURPOSES.—The purposes of this section are to:

291 (a) Provide performance-based outcome measures and
 292 accountability for juvenile justice education programs; and

293 (b) Improve academic and workforce-related outcomes so
 294 that adjudicated and at-risk youth may successfully complete the
 295 transition to and reenter the academic and workforce
 296 environments.

297 (4) SCHOOL DISTRICT AND CONTRACTED EDUCATION PROVIDER
 298 RESPONSIBILITIES.—

299 (a) A school district or private provider contracted by a
 300 school district to offer education services to youth in a
 301 juvenile justice education program shall:

302 1. Provide rigorous and relevant academic and workforce-
 303 related curricula that will lead to industry certifications in
 304 an occupational area of high demand identified in the Industry
 305 Certification Funding list adopted by the State Board of
 306 Education, or articulate to secondary or postsecondary-level
 307 coursework, as appropriate.

308 2. Support state, local, and regional economic development

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309 demands.

310 3. Make high-wage and high-demand careers more accessible
311 to adjudicated and at-risk youth.

312 4. Reduce rates of recidivism for adjudicated youth.

313 5. Provide access to the appropriate courses and
314 instruction to prepare youth for a standard high school diploma
315 or the GED examination, as appropriate.

316 6. Provide access to virtual education courses that are
317 appropriate to meet the requirements of academic or workforce-
318 related programs and the requirements for continuing education
319 specified in the youth's transition and postrelease plans.

320 7. Provide opportunities for earning credits toward high
321 school graduation or credits that articulate to postsecondary
322 education institutions while the youth are in residential and
323 nonresidential juvenile justice facilities.

324 8. Ensure that the credits and partial credits earned by
325 youth are transferred and included in the youth's records as
326 part of the transition plan.

327 9. Ensure that the education program consists of the
328 appropriate academic, workforce-related, or exceptional
329 education curricula and related services that directly support
330 performance outcomes, which must be specified in each youth's
331 transition plan as required by subsection (9).

332 10. If the duration of a youth's stay in a program is less
333 than 40 days, ensure that the youth continues his or her
334 education or workforce-related training that leads to industry
335 certification in an occupational area of high demand.

336 11. Maintain an academic record for each youth who is

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337 enrolled in a juvenile justice facility, as required by s.
338 1003.51, and ensure that the coursework, credits, partial
339 credits, occupational completion points, and industry
340 certifications earned by the youth are transferred and included
341 in the youth's transition plan pursuant to s. 985.46.

342 (b) Each school district and private provider shall ensure
343 that the following youth participate in the program:

344 1. Youth who are of compulsory school attendance age
345 pursuant to s. 1003.21.

346 2. Youth who are not of compulsory school attendance age
347 and who have not received a high school diploma or its
348 equivalent, if the youth is in a juvenile justice facility. Such
349 youth must participate in a workforce-related education program
350 that leads to industry certification in an occupational area of
351 high demand or job placement earning full-time wages.

352 3. Youth who have attained a high school diploma or its
353 equivalent and who are not employed. Such youth must participate
354 in a workforce-related education program that leads to industry
355 certification in an occupational area of high demand or gainful
356 employment earning full-time wages.

357 (5) PROGRAM REQUIREMENTS.—In compliance with the strategic
358 5-year plan under s. 1003.491, each juvenile justice education
359 program shall, in collaboration with the regional workforce
360 board or economic development agency and local postsecondary
361 institutions, determine the appropriate occupational areas for
362 the program. Juvenile justice education programs must:

363 (a) Ensure that rigorous academic and workforce-related
364 coursework is offered and meets or exceeds appropriate state-

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365 approved subject area standards, and results in the attainment
366 of industry certification and postsecondary credit, when
367 appropriate;

368 (b) Ensure workforce-related instruction by industry-
369 certified faculty;

370 (c) Maximize the use of private sector personnel;

371 (d) Use strategies to maximize the delivery of virtual
372 instruction;

373 (e) Maximize instructional efficiency for youth in
374 juvenile justice facilities;

375 (f) Provide opportunities for youth to earn weighted or
376 dual enrollment credit for higher-level courses, when
377 appropriate;

378 (g) Promote credit recovery; and

379 (h) Provide instruction that results in competency,
380 certification, or credentials in workplace skills, including,
381 but not limited to, communication skills, interpersonal skills,
382 decisionmaking skills, work ethic, and the importance of
383 attendance and timeliness in the work environment.

384 (6) DEPARTMENT RESPONSIBILITIES.—

385 (a) The Department of Education shall identify school
386 districts and private providers as having one of the following
387 performance ratings as defined by State Board of Education rule:

388 1. High performance.

389 2. Adequate performance.

390 3. Failing performance.

391 (b) The department shall consider the level of rigor
392 associated with the attainment of a particular outcome when

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393 assigning weight to the outcome. The department shall use the
394 following criteria in determining a school district's or private
395 provider's performance rating:

396 1. One or more of the following outcomes for a youth who
397 is middle school age or younger:

398 a. Attaining an industry certification in an occupational
399 area of high demand identified in the Industry Certification
400 Funding list adopted by the State Board of Education, if
401 available and appropriate, and participating in continuing
402 education upon release from a juvenile justice facility.

403 b. Attaining occupational completion points in an
404 occupational area of high demand identified in the Industry
405 Certification Funding list adopted by the State Board of
406 Education and participating in continuing education upon release
407 from a juvenile justice facility.

408 c. Completing secondary coursework and participating in
409 continuing education upon release from a juvenile justice
410 facility.

411 d. Achieving academic progress in reading and mathematics,
412 as measured by the statewide common assessment adopted by the
413 department for use in juvenile justice education programs, and
414 participating in continuing education upon release from a
415 juvenile justice facility.

416 2. One or more of the following outcomes for a youth who
417 is high school age:

418 a. Achieving academic progress in reading and mathematics,
419 as measured by the statewide common assessment adopted by the
420 department for use in juvenile justice education programs, and

421 participating in continuing education upon release from a
422 juvenile justice facility.

423 b. Earning secondary or postsecondary credit upon release
424 from a juvenile justice facility and participating in continuing
425 education upon release from a juvenile justice facility.

426 c. Attaining a high school diploma or its equivalent and
427 participating in continuing education at the postsecondary level
428 upon release from a juvenile justice facility.

429 d. Attaining a high school diploma or its equivalent and
430 obtaining job placement or self-employment in a position earning
431 full-time wages.

432 e. Attaining an industry certification in an occupational
433 area of high demand identified in the Industry Certification
434 Funding list adopted by the State Board of Education and
435 attaining job placement or self-employment earning full-time
436 wages in a position for which the student attained an industry
437 certification.

438 f. Attaining occupational completion points in an
439 occupational area of high demand identified in the Industry
440 Certification Funding list adopted by the State Board of
441 Education and job placement or self-employment in a position
442 earning full-time wages.

443 g. Attaining occupational completion points in an
444 occupational area of high demand identified in the Industry
445 Certification Funding list adopted by the State Board of
446 Education and participation in continuing education in order to
447 complete the industry certification in that occupation.

448 (c) By September 1, 2012, the department shall make

449 available a common student assessment to measure the academic
450 progress in reading and mathematics of youth who are assigned to
451 juvenile justice education programs.

452
453 For purposes of performance ratings, school districts and
454 private providers shall be held accountable for the performance
455 outcomes of youth until they are released from supervision by
456 the Department of Juvenile Justice. This subsection does not
457 abrogate the provisions of s. 1002.22 which relate to education
458 records or the requirements of 20 U.S.C. s. 1232g, the Family
459 Educational Rights and Privacy Act.

460 (7) PROGRAM ACCOUNTABILITY.—

461 (a) If a school district or private provider earns two
462 consecutive failing performance ratings or two failing
463 performance ratings in any 3-year period, as provided in
464 subsection (6), the school district shall enter into a contract
465 with a school district or private provider that has a high-
466 performance rating to deliver the education services to the
467 youth in the program. The Department of Juvenile Justice may use
468 its statutory authority to sanction or prohibit a private
469 provider from delivering education services to youth under the
470 department's supervision due to noneducation reasons.

471 (b) Except as provided in paragraph (a), the school
472 district of the county in which the residential or
473 nonresidential care facility or juvenile assessment facility is
474 located shall deliver education services to youth in Department
475 of Juvenile Justice programs. A school district may enter into a
476 contract with a private provider to deliver the education

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477 services in lieu of directly providing the education services.
478 The contract shall include performance criteria as provided in
479 subsection (6).

480 (c) When determining educational placement for youth who
481 enroll in a school district upon release, the school district
482 must consult with the lead educator of the juvenile justice
483 program to which the youth was last assigned and adhere to the
484 transition plan established under s. 985.46(6).

485 (d) If a private provider under contract with a school
486 district maintains a high-performance rating pursuant to
487 subsection (6), the school district may not require a private
488 provider to use the school district's personnel or require
489 qualifications of private provider personnel beyond those that
490 are necessary to protect the health, safety, and welfare of the
491 students, as determined by the Department of Juvenile Justice.

492 (e) Each school district must provide juvenile justice
493 education programs access to substitute classroom teachers used
494 by the school district.

495 (8) EXITING PROGRAM.—Upon exiting a program, a youth must:

496 (a) Attain an industry certification in an occupational
497 area of high demand identified in the Industry Certification
498 Funding list adopted by the State Board of Education;

499 (b) Enroll in a program to complete the industry
500 certification;

501 (c) Be gainfully employed and earning full-time wages; or

502 (d) Enroll in and continue his or her education based on
503 the transition and postrelease plan provided in s. 958.46.

504 (9) EDUCATION TRANSITION PLAN COMPONENT.—

505 (a) The education transition plan component shall be
506 incorporated in the transition plan pursuant to s. 985.46(6).

507 (b) Each school district and private provider must develop
508 an education transition plan component during the course of a
509 youth's stay in a juvenile justice program which coordinates
510 academic and workforce services and assists the youth in
511 successful community reintegration upon the youth's release.

512 (c) The development of the education transition plan
513 component shall begin upon a youth's placement in the program.
514 The education transition plan component must include the
515 academic and workforce services to be provided during the
516 program stay and the establishment of services to be implemented
517 upon release. The appropriate personnel in the juvenile justice
518 education program, members of the community, the youth, and the
519 youth's family, when appropriate, shall collaborate to develop
520 the education transition plan component.

521 (d) Education planning for reintegration shall begin when
522 placement decisions are made and continue throughout the youth's
523 stay in order to provide for continuing education, job
524 placement, and other necessary services. Individuals who are
525 responsible for reintegration shall coordinate activities to
526 ensure that the education transition plan component is
527 successfully implemented and a youth is provided access to
528 support services that will sustain the youth's success once he
529 or she is no longer under the supervision of the Department of
530 Juvenile Justice. The education transition plan component must
531 provide for continuing education, workforce development, or
532 meaningful job placement pursuant to the performance outcomes in

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533 subsection (6). For purposes of this section, the term
534 "reintegration" means the process by which a youth returns to
535 the community following release from a juvenile justice program.

536 (10) FUNDING.—

537 (a) Youth who are participating in GED preparation
538 programs while under the supervision of the Department of
539 Juvenile Justice shall be funded at the basic program cost
540 factor for juvenile justice programs in the Florida Education
541 Finance Program (FEFP). Juvenile justice education programs
542 shall be funded in the appropriate FEFP program based on the
543 education services needed by the students in the programs
544 pursuant to s. 1011.62.

545 (b) Juvenile justice education programs operated through a
546 contract with the Department of Juvenile Justice and under the
547 purview of the department's quality assurance standards and
548 performance outcomes shall receive the appropriate FEFP funding
549 for juvenile justice programs.

550 (c) A district school board shall fund the education
551 program in a juvenile justice facility at the same or higher
552 level of funding for equivalent students in the district school
553 system based on the funds generated through the FEFP and funds
554 allocated from federal programs.

555 (d) Consistent with the rules of the State Board of
556 Education, district school boards shall request an alternative
557 full-time equivalent (FTE) survey for juvenile justice programs
558 experiencing fluctuations in student enrollment.

559 (e) The State Board of Education shall prescribe rules
560 relating to FTE count periods which must be the same for

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561 juvenile justice programs and other public school programs. The
562 summer school period for students in juvenile justice programs
563 shall begin on the day immediately preceding the subsequent
564 regular school year. Students may be funded for no more than 25
565 hours per week of direct instruction; however, students shall be
566 provided access to virtual instruction in order to maximize the
567 most efficient use of time.

568 (11) FACILITIES.—The district school board may not be
569 charged any rent, maintenance, utilities, or overhead on the
570 facilities. Maintenance, repairs, and remodeling of existing
571 facilities shall be provided by the Department of Juvenile
572 Justice.

573 (12) RULEMAKING.—The State Board of Education shall
574 collaborate with the Department of Juvenile Justice, the
575 Department of Economic Opportunity, school districts, and
576 private providers to adopt rules pursuant to ss. 120.536(1) and
577 120.54 to administer this section.

578 Section 8. Section 1003.52, Florida Statutes, is repealed.

579 Section 9. Paragraph (f) of subsection (1) of section
580 1011.62, Florida Statutes, is amended to read:

581 1011.62 Funds for operation of schools.—If the annual
582 allocation from the Florida Education Finance Program to each
583 district for operation of schools is not determined in the
584 annual appropriations act or the substantive bill implementing
585 the annual appropriations act, it shall be determined as
586 follows:

587 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
588 OPERATION.—The following procedure shall be followed in

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589 determining the annual allocation to each district for
590 operation:

591 (f) Supplemental academic instruction; categorical fund.-

592 1. There is created a categorical fund to provide
593 supplemental academic instruction to students in kindergarten
594 through grade 12. This paragraph may be cited as the
595 "Supplemental Academic Instruction Categorical Fund."

596 2. Categorical funds for supplemental academic instruction
597 shall be allocated annually to each school district in the
598 amount provided in the General Appropriations Act. These funds
599 shall be in addition to the funds appropriated on the basis of
600 FTE student membership in the Florida Education Finance Program
601 and shall be included in the total potential funds of each
602 district. These funds shall be used to provide supplemental
603 academic instruction to students enrolled in the K-12 program.
604 Supplemental instruction strategies may include, but are not
605 limited to: modified curriculum, reading instruction, after-
606 school instruction, tutoring, mentoring, class size reduction,
607 extended school year, intensive skills development in summer
608 school, and other methods for improving student achievement.
609 Supplemental instruction may be provided to a student in any
610 manner and at any time during or beyond the regular 180-day term
611 identified by the school as being the most effective and
612 efficient way to best help that student progress from grade to
613 grade and to graduate.

614 3. Effective with the 1999-2000 fiscal year, funding on
615 the basis of FTE membership beyond the 180-day regular term
616 shall be provided in the FEFP only for students enrolled in

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617 juvenile justice education programs or in education programs for
618 juveniles placed in secure facilities or programs under s.
619 985.19. Funding for instruction beyond the regular 180-day
620 school year for all other K-12 students shall be provided
621 through the supplemental academic instruction categorical fund
622 and other state, federal, and local fund sources with ample
623 flexibility for schools to provide supplemental instruction to
624 assist students in progressing from grade to grade and
625 graduating.

626 4. The Florida State University School, as a lab school,
627 is authorized to expend from its FEFP or Lottery Enhancement
628 Trust Fund allocation the cost to the student of remediation in
629 reading, writing, or mathematics for any graduate who requires
630 remediation at a postsecondary educational institution.

631 5. ~~Beginning in the 1999-2000 school year,~~ Dropout
632 prevention programs as defined in ss. 1003.515 ~~1003.52~~,
633 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in
634 group 1 programs under subparagraph (d)3.

635 Section 10. This act shall take effect upon becoming a
636 law.