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1                   A bill to be entitled  
2           An act relating to postsecondary education; amending  
3           s. 11.45, F.S.; revising actions to be taken by the  
4           Legislative Auditing Committee relating to audits of  
5           state universities and Florida College System  
6           institutions; amending s. 20.15, F.S.; establishing  
7           the Office of K-20 Articulation in the Department of  
8           Education; amending s. 215.425, F.S.; excluding a  
9           state university from certain provisions prohibiting  
10          extra compensation; amending ss. 250.10, 1001.02,  
11          1001.03, and 1001.64, F.S.; conforming provisions;  
12          amending s. 1001.706, F.S.; requiring the strategic  
13          plan of the Board of Governors to include criteria for  
14          designating high-demand degree programs of emphasis;  
15          creating s. 1001.7065, F.S.; creating the preeminent  
16          state research universities program; establishing a  
17          collaborative partnership between the Board of  
18          Governors and the Legislature to elevate the academic  
19          and research preeminence of the highest-performing  
20          state research universities; establishing academic and  
21          research excellence standards for universities to be  
22          designated a preeminent state research university;  
23          providing for a preeminent state research university  
24          to establish an online arm of the university;  
25          providing duties and responsibilities of a board of  
26          directors, the university president and board of  
27          trustees, and the Board of Governors to provide online  
28          degree programs, including establishment of a tuition

29 | structure for the online arm; providing for a  
30 | preeminent state research university to implement  
31 | certain enhancements; authorizing a preeminent state  
32 | research university to establish special course  
33 | requirements; providing for preeminent state research  
34 | university flexibility; encouraging the Board of  
35 | Governors to promote additional programs of  
36 | excellence; amending s. 1003.433, F.S.; clarifying  
37 | high school graduation requirements; deleting a fee  
38 | exemption for certain students in an adult general  
39 | education program; amending s. 1004.015, F.S.;  
40 | revising purpose, membership, and guiding principles  
41 | of the Higher Education Coordinating Council; amending  
42 | s. 1004.02, F.S.; revising definitions relating to  
43 | adult general education and instruction to attain  
44 | academic and workforce readiness skills; creating s.  
45 | 1004.082, F.S.; providing for support for talent  
46 | retention programs for certain middle school and high  
47 | school students; amending s. 1004.43, F.S., relating  
48 | to the H. Lee Moffitt Cancer Center and Research  
49 | Institute; requiring the Board of Trustees of the  
50 | University of South Florida to enter into a lease  
51 | agreement with the not-for-profit corporation  
52 | operating the institute for the utilization of lands  
53 | and facilities; revising membership of the  
54 | corporation's board of directors; deleting certain  
55 | duties of the Board of Governors; providing for an  
56 | external advisory board of scientific advisers to the

57 | institute's chief executive officer; amending s.  
58 | 1004.91, F.S.; revising requirements for basic skills  
59 | instruction for career education programs; amending s.  
60 | 1004.92, F.S.; authorizing a variance in intended  
61 | student performance standards in career education  
62 | programs; amending s. 1004.93, F.S.; revising  
63 | provisions relating to adult education program  
64 | priorities; amending s. 1006.735, F.S.; establishing  
65 | the Complete Florida Degree Program and providing  
66 | requirements for its implementation; amending s.  
67 | 1007.01, F.S.; revising duties of the Articulation  
68 | Coordinating Committee relating to collecting and  
69 | reporting statewide education data; amending ss.  
70 | 1007.21 and 1007.23, F.S.; conforming provisions;  
71 | amending s. 1007.25, F.S.; authorizing additional  
72 | postsecondary general education core course options;  
73 | increasing the required number of semester hours of  
74 | general education coursework; amending ss. 1007.263  
75 | and 1007.271, F.S.; conforming provisions; creating s.  
76 | 1008.02, F.S.; providing definitions for purposes of  
77 | ch. 1008, F.S., relating to assessment and  
78 | accountability for the K-20 education system; amending  
79 | s. 1008.30, F.S.; providing for a college placement  
80 | test to assess basic computation and communication  
81 | skills of students who intend to enter a public  
82 | postsecondary education degree program; requiring the  
83 | approval of meta-majors, academic pathways, and degree  
84 | maps related to student progression; requiring the

85 State Board of Education to establish test scores to  
86 demonstrate college readiness; requiring the state  
87 board to adopt rules to implement developmental  
88 education; providing requirements for Florida College  
89 System institution policies and practices relating to  
90 student placement, instructional options, and  
91 financial aid; amending s. 1008.32, F.S.; revising  
92 provisions relating to State Board of Education  
93 oversight enforcement authority; creating s. 1008.322,  
94 F.S.; providing that the Board of Governors shall  
95 oversee the performance of state university boards of  
96 trustees in the enforcement of laws, rules, and  
97 regulations; providing responsibilities for compliance  
98 by state universities; authorizing specified actions  
99 by the Board of Governors for noncompliance; amending  
100 ss. 1008.34 and 1008.37, F.S.; conforming provisions;  
101 amending s. 1009.22, F.S.; providing requirements  
102 relating to fees for students in adult education  
103 programs; amending s. 1009.23, F.S.; revising  
104 provisions relating to tuition and fees for Florida  
105 College System institution baccalaureate degree  
106 programs; amending ss. 1009.25, 1009.28, 1009.40, and  
107 1009.53, F.S.; conforming provisions; amending s.  
108 1009.531, F.S.; deleting an eligibility requirement  
109 for a Florida Bright Futures Scholarship Program  
110 award; amending s. 1009.73, F.S.; conforming  
111 provisions; amending s. 1009.89, F.S.; deleting an  
112 eligibility requirement for a William L. Boyd, IV,

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113 Florida resident access grant; amending s. 1009.891,  
114 F.S.; deleting an eligibility requirement for an  
115 Access to Better Learning and Education grant;  
116 amending s. 1011.80, F.S.; revising provisions  
117 relating to the basis for funding workforce education  
118 programs; providing requirements for performance  
119 funding for industry certifications for school  
120 district workforce education programs; revising  
121 provisions relating to funding for coenrolled  
122 students; providing for contingent effect; amending s.  
123 1011.81, F.S.; providing requirements for performance  
124 funding for industry certifications for Florida  
125 College System institutions; providing for contingent  
126 effect; amending s. 1011.84, F.S.; conforming  
127 provisions; amending s. 1011.905, F.S.; revising the  
128 formula upon which performance funding for state  
129 universities is based and awarded; providing for  
130 contingent effect; providing effective dates.

131

132 Be It Enacted by the Legislature of the State of Florida:

133

134 Section 1. Paragraph (j) of subsection (7) of section  
135 11.45, Florida Statutes, is amended to read:

136 11.45 Definitions; duties; authorities; reports; rules.—

137 (7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

138 (j) The Auditor General shall notify the Legislative  
139 Auditing Committee of any financial or operational audit report  
140 prepared pursuant to this section which indicates that a state

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141 university or Florida College System institution has failed to  
142 take full corrective action in response to a recommendation that  
143 was included in the two preceding financial or operational audit  
144 reports.

145 1. The committee may direct the governing body of the  
146 state university or Florida College System institution to  
147 provide a written statement to the committee explaining why full  
148 corrective action has not been taken or, if the governing body  
149 intends to take full corrective action, describing the  
150 corrective action to be taken and when it will occur.

151 2. If the committee determines that the written statement  
152 is not sufficient, the committee may require the chair of the  
153 governing body of the state university or Florida College System  
154 institution, or the chair's designee, to appear before the  
155 committee.

156 3. If the committee determines that the state university  
157 or Florida College System institution has failed to take full  
158 corrective action for which there is no justifiable reason or  
159 has failed to comply with committee requests made pursuant to  
160 this section, the committee shall refer the matter to the State  
161 Board of Education or the Board of Governors, as appropriate, to  
162 proceed in accordance with ss. 1008.32 and 1008.322,  
163 respectively ~~may proceed in accordance with s. 11.40(2).~~

164 Section 2. Paragraph (h) of subsection (3) of section  
165 20.15, Florida Statutes, is redesignated as paragraph (i), and a  
166 new paragraph (h) is added to that subsection to read:

167 20.15 Department of Education.—There is created a  
168 Department of Education.

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

171 (h) Office of K-20 Articulation.

172 Section 3. Paragraph (a) of subsection (2) of section  
173 215.425, Florida Statutes, is amended to read:

174 215.425 Extra compensation claims prohibited; bonuses;  
175 severance pay.—

176 (2) This section does not apply to:

177 (a) A bonus or severance pay that is paid wholly from  
178 nontax revenues and nonstate-appropriated funds, the payment and  
179 receipt of which does not otherwise violate part III of chapter  
180 112, and which is paid to an officer, agent, employee, or  
181 contractor of a state university or a public hospital that is  
182 operated by a county or a special district; or

183 Section 4. Paragraph (b) of subsection (7) of section  
184 250.10, Florida Statutes, is amended to read:

185 250.10 Appointment and duties of the Adjutant General.—

186 (7) The Adjutant General shall develop an education  
187 assistance program for members in good standing of the Florida  
188 National Guard who enroll in an authorized course of study at a  
189 public or nonpublic institution of higher learning in the state  
190 which has been accredited by an accrediting body recognized by  
191 the United States Department of Education or licensed by the  
192 Commission for Independent Education. This program shall be  
193 known as the Educational Dollars for Duty program (EDD).

194 (b) The program shall define those members of the Florida  
195 National Guard who are ineligible to participate in the program  
196 and those courses of study which are not authorized for the

197 | program.

198 |       1. Ineligible members include, but are not limited to, any  
 199 | member, commissioned officer, warrant officer, or enlisted  
 200 | person who has obtained a master's degree using the program.

201 |       2. Courses not authorized include noncredit courses,  
 202 | courses that do not meet degree requirements, courses that do  
 203 | not meet requirements for completion of career training, or  
 204 | other courses as determined by program definitions.

205 |       3. Developmental education ~~College-preparatory~~ courses are  
 206 | authorized for the program.

207 |       Section 5. Paragraph (g) of subsection (4), subsection  
 208 | (5), and paragraph (d) of subsection (6) of section 1001.02,  
 209 | Florida Statutes, are amended to read:

210 |       1001.02 General powers of State Board of Education.—

211 |       (4) The State Board of Education shall:

212 |       (g) Specify, by rule, the college credit courses that may  
 213 | be taken by Florida College System institution students  
 214 | concurrently enrolled in developmental education ~~college-~~  
 215 | ~~preparatory instruction.~~

216 |       (5) The State Board of Education is responsible for  
 217 | reviewing and administering the state program of support for the  
 218 | Florida College System institutions and, subject to existing  
 219 | law, shall establish the tuition and out-of-state fees for  
 220 | developmental education ~~college-preparatory instruction~~ and for  
 221 | credit instruction that may be counted toward an associate in  
 222 | arts degree, an associate in applied science degree, or an  
 223 | associate in science degree.

224 |       (6) The State Board of Education shall prescribe minimum



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225 standards, definitions, and guidelines for Florida College  
226 System institutions that will ensure the quality of education,  
227 coordination among the Florida College System institutions and  
228 state universities, and efficient progress toward accomplishing  
229 the Florida College System institution mission. At a minimum,  
230 these rules must address:

231 (d) Provisions for curriculum development, graduation  
232 requirements, college calendars, and program service areas.  
233 These provisions must include rules that:

234 1. Provide for the award of an associate in arts degree to  
235 a student who successfully completes 60 semester credit hours at  
236 the Florida College System institution.

237 2. Require all of the credits accepted for the associate  
238 in arts degree to be in the statewide course numbering system as  
239 credits toward a baccalaureate degree offered by a state  
240 university or a Florida College System institution.

241 3. ~~Beginning with students initially entering a Florida~~  
242 ~~College System institution in 2014-2015 and thereafter,~~ Require  
243 no more than 36 ~~30~~ semester credit hours in general education  
244 courses in the subject areas of communication, mathematics,  
245 social sciences, humanities, and natural sciences.

246  
247 The rules should encourage Florida College System institutions  
248 to enter into agreements with state universities that allow  
249 Florida College System institution students to complete upper-  
250 division-level courses at a Florida College System institution.  
251 An agreement may provide for concurrent enrollment at the  
252 Florida College System institution and the state university and

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253 | may authorize the Florida College System institution to offer an  
 254 | upper-division-level course or distance learning.

255 |       Section 6. Subsection (10) of section 1001.03, Florida  
 256 | Statutes, is amended to read:

257 |       1001.03 Specific powers of State Board of Education.—

258 |       (10) COLLEGE ~~COMMON~~ PLACEMENT TESTING FOR PUBLIC  
 259 | POSTSECONDARY EDUCATION.—The State Board of Education, in  
 260 | conjunction with the Board of Governors, shall develop and  
 261 | implement a college ~~common~~ placement test to assess the basic  
 262 | computation and communication skills of students who intend to  
 263 | enter a degree program at any Florida College System institution  
 264 | or state university.

265 |       Section 7. Subsection (9) of section 1001.64, Florida  
 266 | Statutes, is amended to read:

267 |       1001.64 Florida College System institution boards of  
 268 | trustees; powers and duties.—

269 |       (9) A board of trustees may contract with the board of  
 270 | trustees of a state university for the Florida College System  
 271 | institution to provide developmental education ~~college-~~  
 272 | ~~preparatory instruction~~ on the state university campus.

273 |       Section 8. Paragraph (b) of subsection (5) of section  
 274 | 1001.706, Florida Statutes, is amended to read:

275 |       1001.706 Powers and duties of the Board of Governors.—

276 |       (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

277 |       (b) The Board of Governors shall develop a strategic plan  
 278 | specifying goals and objectives for the State University System  
 279 | and each constituent university, including each university's  
 280 | contribution to overall system goals and objectives. The

281 | strategic plan must:

282 |       1. Include performance metrics and standards common for  
 283 | all institutions and metrics and standards unique to  
 284 | institutions depending on institutional core missions,  
 285 | including, but not limited to, student admission requirements,  
 286 | retention, graduation, employment, continued education,  
 287 | licensure passage, excess hours, student loan burden and default  
 288 | rates, faculty awards, total annual research expenditures,  
 289 | patents, licenses and royalties, intellectual property, startup  
 290 | companies, annual giving, endowments, and well-known, highly  
 291 | respected national rankings for institutional and program  
 292 | achievements.

293 |       2. Consider reports and recommendations of the Higher  
 294 | Education Coordinating Council pursuant to s. 1004.015 and the  
 295 | Articulation Coordinating Committee pursuant to s. 1007.01.

296 |       3. Include student enrollment and performance data  
 297 | delineated by method of instruction, including, but not limited  
 298 | to, traditional, online, and distance learning instruction.

299 |       4. Include criteria for designating baccalaureate degree  
 300 | and master's degree programs at specified universities as high-  
 301 | demand programs of emphasis. Fifty percent of the criteria for  
 302 | designation as high-demand programs of emphasis must be based on  
 303 | achievement of performance outcome thresholds determined by the  
 304 | Board of Governors, and 50 percent of the criteria must be based  
 305 | on achievement of performance outcome thresholds specifically  
 306 | linked to:

307 |       a. Job placement in employment of 36 hours or more per  
 308 | week and average full-time wages of graduates of the degree

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309 programs 1 year and 5 years after graduation, based in part on  
310 data provided in the economic security report of employment and  
311 earning outcomes produced annually pursuant to s. 445.07.

312 b. Data-driven gap analyses, conducted by the Board of  
313 Governors, of the state's job market demands and the outlook for  
314 jobs that require a baccalaureate degree or a higher degree.

315 Section 9. Section 1001.7065, Florida Statutes, is created  
316 to read:

317 1001.7065 Preeminent state research universities program.—

318 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE

319 COLLABORATION.—A collaborative partnership is established  
320 between the Board of Governors and the Legislature to elevate  
321 the academic and research preeminence of Florida's highest-  
322 performing state research universities in accordance with this  
323 section. The partnership stems from the State University System  
324 Governance Agreement executed on March 24, 2010, wherein the  
325 Board of Governors and leaders of the Legislature agreed to a  
326 framework for the collaborative exercise of their joint  
327 authority and shared responsibility for the State University  
328 System. The governance agreement confirmed the commitment of the  
329 Board of Governors and the Legislature to continue collaboration  
330 on accountability measures, the use of data, and recommendations  
331 derived from such data.

332 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—Effective  
333 July 1, 2013, the following academic and research excellence  
334 standards are established for the preeminent state research  
335 universities program:

336 (a) An average weighted grade point average of 4.0 or

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337 higher on a 4.0 scale and an average SAT score of 1800 or higher  
338 for fall semester incoming freshmen, as reported annually.

339 (b) A top-50 ranking on at least two well-known and highly  
340 respected national public university rankings, reflecting  
341 national preeminence, using most recent rankings.

342 (c) A freshman retention rate of 90 percent or higher for  
343 full-time, first-time-in-college students, as reported annually  
344 to the Integrated Postsecondary Education Data System (IPEDS).

345 (d) A 6-year graduation rate of 70 percent or higher for  
346 full-time, first-time-in-college students, as reported annually  
347 to the IPEDS.

348 (e) Six or more faculty members at the state university  
349 who are members of a national academy, as reported by the Center  
350 for Measuring University Performance in the Top American  
351 Research Universities (TARU) annual report.

352 (f) Total annual research expenditures, including federal  
353 research expenditures, of \$200 million or more, as reported  
354 annually by the National Science Foundation (NSF).

355 (g) Total annual research expenditures in diversified  
356 nonmedical sciences of \$150 million or more, based on data  
357 reported annually by the NSF.

358 (h) A top-100 university national ranking for research  
359 expenditures in five or more science, technology, engineering,  
360 or mathematics fields of study, as reported annually by the NSF.

361 (i) One hundred or more total patents awarded by the  
362 United States Patent and Trademark Office for the most recent 3-  
363 year period.

364 (j) Four hundred or more doctoral degrees awarded

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365 annually, as reported in the TARU annual report.

366 (k) Two hundred or more postdoctoral appointees annually,  
367 as reported in the TARU annual report.

368 (1) An endowment of \$500 million or more, as reported in  
369 the Board of Governors annual accountability report.

370 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—The  
371 Board of Governors shall designate each state research  
372 university that meets at least 11 of the 12 academic and  
373 research excellence standards identified in subsection (2) a  
374 preeminent state research university.

375 (4) PREEMINENT STATE RESEARCH UNIVERSITY ONLINE ARM.—The  
376 state research university that has attained the highest level on  
377 the academic and research excellence standards identified in  
378 subsection (2), as verified by the Board of Governors, shall  
379 establish a fully online arm of the university in accordance  
380 with this subsection, subject to funds appropriated by the  
381 Legislature.

382 (a)1. A board of directors shall develop, implement, and  
383 oversee the business aspects of the university's online arm,  
384 while the university president and board of trustees, in  
385 conjunction with the Board of Governors, shall be responsible  
386 for academic quality, accreditation, and curricular standards.  
387 The university president and board of trustees, the board of  
388 directors, and the Board of Governors shall collaborate and  
389 cooperate in their respective roles to achieve the purpose of  
390 successfully providing fully online high-quality baccalaureate  
391 and master's degree programs to the university's enrolled online  
392 students in Florida and around the world.

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393        2. The university president shall designate a center to  
394 help lead the university to global preeminence in the  
395 development of cutting-edge technology and instructional design  
396 for online programs. The center shall conduct research to enrich  
397 the university's online degree program offerings and enhance the  
398 success of the university's online students. The center shall  
399 provide academic and administrative support structures to  
400 undergird the delivery of content and degree programs by the  
401 various colleges and departments throughout the university. The  
402 center shall work jointly with the university president and the  
403 board of directors in their respective roles.

404        (b) The board of directors shall be comprised of the  
405 following seven members:

406            1. The university president, or the president's permanent  
407 designee.

408            2. The chair of the university board of trustees, or the  
409 chair's permanent designee.

410            3. A member with expertise in global marketing, appointed  
411 by the Governor.

412            4. A member with expertise in cloud virtualization,  
413 appointed by the President of the Senate.

414            5. A member with expertise in disruptive innovation in  
415 online learning, appointed by the Speaker of the House of  
416 Representatives.

417            6. A member with expertise in online program  
418 accreditation, appointed by the chair of the Board of Governors.

419            7. A member with expertise in creative technologies,  
420 appointed by the chair of the Florida Polytechnic University

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421 Board of Trustees.

422 (c) A majority of the board of directors shall constitute  
423 a quorum, elect the chair, and appoint an executive director.

424 (d) The board of directors shall develop a business plan  
425 and may contract with other entities and institutions, public or  
426 private, to maximize the marketing, advertising, support  
427 services that include financial aid assistance and academic and  
428 career guidance, and degree programs and courses of the  
429 university's online arm.

430 (e) Beginning in January 2014, the university shall offer  
431 high-quality fully online baccalaureate degree programs as  
432 directed by the board of directors that:

433 1. Accept full-time, first-time-in-college students.

434 2. Have the same rigorous admissions criteria as an  
435 equivalent on-campus degree program.

436 3. Offer curriculum of equivalent rigor to on-campus  
437 degree programs.

438 4. Offer rolling enrollment or multiple windows of  
439 enrollment throughout the year.

440 5. Do not require any on-campus courses. However, for  
441 courses or programs that require clinical training or  
442 laboratories that cannot be delivered online, the university  
443 shall offer convenient locational options to the student, which  
444 may include, but not be limited to, the option to complete such  
445 requirements at a summer-in-residence on the university campus.  
446 Additionally, for purposes of proctored assessments or testing,  
447 the university may provide a network of sites at convenient  
448 locations and contract with commercial testing centers or



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449 identify other secure testing services.

450 6. Apply the university's existing policy for accepting  
451 credits for both freshman applicants and transfer applicants.

452 (f) The university must offer a fully online Masters in  
453 Business Administration degree program and may offer other  
454 master's degree programs as recommended by the university  
455 president and board of trustees and authorized by the board of  
456 directors.

457 (g) The university may develop and offer degree programs  
458 and courses that are competency based as appropriate for the  
459 quality and success of the program and as recommended by the  
460 university president and board of trustees and authorized by the  
461 board of directors.

462 (h) The university shall periodically expand its offering  
463 of online baccalaureate degree programs, as recommended by the  
464 university president and board of trustees and authorized by the  
465 board of directors, to meet student and market demands.

466 (i) The university shall establish a tuition structure for  
467 its online arm in conjunction with the board of directors and in  
468 accordance with this paragraph, notwithstanding any other  
469 provision of law.

470 1. For students classified as residents for tuition  
471 purposes, tuition for an online baccalaureate degree program  
472 shall be set at no more than 75 percent of the tuition rate as  
473 specified in the General Appropriations Act pursuant to s.  
474 1009.24(4) and 75 percent of the tuition differential pursuant  
475 to s. 1009.24(16). No distance learning fee or fee for campus  
476 facilities or on-campus services may be assessed, except that

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477 online students shall pay the university's technology and  
478 financial aid fees and the Capital Improvement Trust Fund fee.  
479 The Capital Improvement Trust Fund fee shall be dedicated to the  
480 university's online research center.

481 2. For students classified as nonresidents for tuition  
482 purposes, tuition may be set at market rates as directed and  
483 authorized by the board of directors in accordance with the  
484 business plan.

485 3. Tuition for the online degree programs shall include  
486 all costs associated with the program, including, but not  
487 limited to, instruction, materials, and enrollment. However, an  
488 online student may be charged the cost of any hard-copy textbook  
489 and any physical laboratory supplies necessary for the program.

490 4. Subject to the limitations in subparagraph 1., tuition  
491 may be differentiated by degree program as appropriate to the  
492 instructional and other costs of the program and as recommended  
493 by the university president and board of trustees and authorized  
494 by the board of directors in accordance with the business plan.  
495 Pricing must incorporate innovative approaches that incentivize  
496 persistence and completion, including, but not limited to, fee  
497 for assessment, bundled or all-inclusive rate, and sliding scale  
498 features.

499 5. The university must accept advance payment contracts  
500 and student financial aid.

501 6. The board of directors shall ensure that 50 percent of  
502 the net revenues generated from the online arm of the university  
503 is used to enhance and enrich the online arm of the university  
504 and 50 percent of the net revenues generated from the online arm

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505 of the university is used to enhance and enrich the university's  
506 campus state-of-the-art research programs and facilities.

507 (5) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT  
508 INITIATIVE.—The state research university that has attained the  
509 second highest level on the academic and research excellence  
510 standards identified in subsection (2), as verified by the Board  
511 of Governors, shall recruit National Academy Members, expedite  
512 provision of a master's degree in cloud virtualization, and  
513 institute an entrepreneurs-in-residence program throughout its  
514 campus, subject to funds appropriated by the Legislature.

515 (6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE  
516 REQUIREMENTS AUTHORITY.—In order to provide a jointly shared  
517 educational experience, a state university that is designated a  
518 preeminent state research university may require its incoming  
519 first-time-in-college students to take a 9-to-12-credit set of  
520 courses specifically determined by the university. The state  
521 university may stipulate that credit for such courses may not be  
522 earned through any acceleration mechanism, pursuant to s.  
523 1007.27 or s. 1007.271, or other transfer credit. All  
524 accelerated credits earned up to the limits specified in ss.  
525 1007.27 and 1007.271 shall be applied toward graduation at the  
526 student's request.

527 (7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY  
528 AUTHORITY.—The Board of Governors shall identify and grant all  
529 reasonable, feasible authority and flexibility to keep a  
530 designated preeminent state research university free from  
531 unnecessary restrictions.

532 (8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY

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533 SYSTEM.—The Board of Governors is encouraged to establish  
534 standards and measures whereby individual programs in state  
535 universities that objectively reflect national excellence can be  
536 identified and make recommendations to the Legislature as to how  
537 any such programs could be enhanced and promoted.

538 Section 10. Subsection (2) of section 1003.433, Florida  
539 Statutes, is amended to read:

540 1003.433 Learning opportunities for out-of-state and out-  
541 of-country transfer students and students needing additional  
542 instruction to meet high school graduation requirements.—

543 (2) Students who earn the required 24 credits ~~have met all~~  
544 ~~requirements~~ for the standard high school diploma except for  
545 passage of any must-pass statewide, standardized assessment  
546 under s. 1008.22 ~~the grade 10 FCAT~~ or an alternate assessment by  
547 the end of grade 12 must be provided the following learning  
548 opportunities:

549 (a) Participation in an accelerated high school  
550 equivalency diploma preparation program during the summer.

551 (b) Upon receipt of a certificate of completion, be  
552 allowed to take the College Placement Test and be admitted to  
553 developmental education ~~remedial~~ or credit courses at a Florida  
554 College System institution, as appropriate.

555 (c) Participation in an adult general education program as  
556 provided in s. 1004.93 for such time as the student requires to  
557 master English, reading, mathematics, or any other subject  
558 required for high school graduation. ~~Students attending adult~~  
559 ~~basic, adult secondary, or vocational-preparatory instruction~~  
560 ~~are exempt from any requirement for the payment of tuition and~~

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561 | ~~fees, including lab fees, pursuant to s. 1009.25.~~ A student  
562 | attending an adult general education program shall have the  
563 | opportunity to take any must-pass statewide, standardized  
564 | assessment under s. 1008.22 ~~the grade 10 FCAT~~ an unlimited  
565 | number of times in order to receive a standard high school  
566 | diploma.

567 | Section 11. Section 1004.015, Florida Statutes, is amended  
568 | to read:

569 | 1004.015 Higher Education Coordinating Council.—

570 | (1) The Higher Education Coordinating Council is created  
571 | for the purposes of identifying unmet needs; ~~and~~ facilitating  
572 | solutions to disputes regarding the creation of new degree  
573 | programs and the establishment of new institutes, campuses, or  
574 | centers; and facilitating solutions to data issues identified by  
575 | the Articulation Coordinating Committee pursuant to s. 1007.01  
576 | to improve the K-20 education performance accountability system.

577 | (2) Members of the council shall include:

578 | (a) One member of the Board of Governors, appointed by the  
579 | chair of the Board of Governors ~~The Commissioner of Education.~~

580 | (b) The Chancellor of the State University System.

581 | (c) The Chancellor of the Florida College System.

582 | (d) One member of the State Board of Education, appointed  
583 | by the chair of the State Board of Education.

584 | (e) ~~(d)~~ The Executive Director of the Florida Association  
585 | of Postsecondary Schools and Colleges ~~Commission for Independent~~  
586 | ~~Education.~~

587 | (f) ~~(e)~~ The president of the Independent Colleges and  
588 | Universities of Florida.

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589        (g) The president of Workforce Florida, Inc., or his or  
590 her designee.

591        (h) The president of Enterprise Florida, Inc., or a  
592 designated member of the Stakeholders Council appointed by the  
593 president.

594        (i)~~(f)~~ Three ~~Two~~ representatives of the business  
595 community, one appointed by the President of the Senate, ~~and~~ one  
596 appointed by the Speaker of the House of Representatives, ~~and~~  
597 one appointed by the Governor, who are committed to developing  
598 and enhancing world-class ~~world-class~~ workforce infrastructure  
599 necessary for Florida's citizens to compete and prosper in the  
600 ever-changing economy of the 21st century.

601        (3) Appointed members shall serve 2-year terms, and a  
602 single chair shall be elected annually by a majority of the  
603 members.

604        (4)~~(3)~~ The council shall serve as an advisory board to the  
605 Legislature, the State Board of Education, and the Board of  
606 Governors. Recommendations of the council shall be consistent  
607 with the following guiding principles:

608        (a) To achieve within existing resources a seamless  
609 academic educational system that fosters an integrated continuum  
610 of kindergarten through graduate school education for Florida's  
611 students.

612        (b) To promote consistent education policy across all  
613 educational delivery systems, focusing on students.

614        (c) To promote substantially improved articulation across  
615 all educational delivery systems.

616        (d) To promote a system that maximizes educational access

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617 and allows the opportunity for a high-quality education for all  
618 Floridians.

619 (e) To promote a system of coordinated and consistent  
620 transfer of credit and data collection for improved  
621 accountability purposes between the educational delivery  
622 systems.

623 (f) To promote adoption by the members of the council of a  
624 common set of data elements identified by the National Center  
625 for Education Statistics to support the effective exchange of  
626 data among the states.

627 (5)-(4) The council shall annually by December 31 submit to  
628 the Governor, the President of the Senate, the Speaker of the  
629 House of Representatives, the Board of Governors, and the State  
630 Board of Education a report outlining its recommendations  
631 relating to:

632 (a) The primary core mission of public and nonpublic  
633 postsecondary education institutions in the context of state  
634 access demands and economic development goals.

635 (b) Performance outputs and outcomes designed to meet  
636 annual and long-term state goals, including, but not limited to,  
637 increased student access, preparedness, retention, transfer, and  
638 completion. Performance measures must be consistent across  
639 sectors and allow for a comparison of the state's performance to  
640 that of other states.

641 (c) The state's articulation policies and practices to  
642 ensure that cost benefits to the state are maximized without  
643 jeopardizing quality. The recommendations shall consider return  
644 on investment for both the state and students and propose

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645 systems to facilitate and ensure institutional compliance with  
646 state articulation policies.

647 (d) Workforce development education, specifically  
648 recommending improvements to the consistency of workforce  
649 education data collected and reported by Florida College System  
650 institutions and school districts, including the establishment  
651 of common elements and definitions for any data that is used for  
652 state and federal funding and program accountability.

653 (6)~~(5)~~ The Office of K-20 Articulation, in collaboration  
654 with the Board of Governors and the Division of Florida  
655 Colleges, Department of Education shall provide administrative  
656 support for the council.

657 Section 12. Subsections (3), (11), and (24) of section  
658 1004.02, Florida Statutes, are amended to read:

659 1004.02 Definitions.—As used in this chapter:

660 (3) "Adult general education" means comprehensive  
661 instructional programs designed to improve the employability of  
662 the state's workforce through adult basic education, adult  
663 secondary education, English for Speakers of Other Languages,  
664 applied academics for adult education ~~vocational-preparatory~~  
665 instruction, and instruction for adults with disabilities.

666 (11) "Developmental education ~~College-preparatory~~  
667 ~~instruction~~" means instruction courses through which a high  
668 school graduate who applies for any college credit program may  
669 attain the communication and computation skills necessary to  
670 successfully complete enroll in college credit instruction.

671 (24) "Applied academics for adult education ~~Vocational-~~  
672 ~~preparatory~~ instruction" means adult general education through



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673 | which persons attain academic and workforce readiness skills at  
674 | the level of functional literacy (grade levels 6.0-8.9) or  
675 | higher so that such persons may pursue technical certificate  
676 | education or higher-level technical education.

677 | Section 13. Section 1004.082, Florida Statutes, is created  
678 | to read:

679 | 1004.082 Talent retention programs.—The Chancellor of the  
680 | State University System shall cooperate with the Commissioner of  
681 | Education to support talent retention programs that encourage  
682 | middle school and high school students who indicate an interest  
683 | in or aptitude for physics, chemistry, or mathematics to  
684 | continue their education at a state university that has  
685 | excellent departments in selected fields. The chancellor and the  
686 | commissioner shall work with state university department chairs  
687 | to enable department chairs of outstanding state university  
688 | departments to send letters to students who indicate an interest  
689 | in or aptitude for those subjects. At a minimum, the letter  
690 | should provide an open invitation for the student to communicate  
691 | with the department, at least annually, and to schedule a tour  
692 | of the department and the campus.

693 | Section 14. Subsections (1), (2), (4), and (6) and  
694 | paragraph (f) of subsection (5) of section 1004.43, Florida  
695 | Statutes, are amended to read:

696 | 1004.43 H. Lee Moffitt Cancer Center and Research  
697 | Institute.—There is established the H. Lee Moffitt Cancer Center  
698 | and Research Institute, a statewide resource for basic and  
699 | clinical research and multidisciplinary approaches to patient  
700 | care.

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701           (1) The Board of Trustees of the University of South  
702 Florida ~~Governors~~ shall enter into a lease ~~an~~ agreement for the  
703 utilization of the lands and facilities on the campus of the  
704 University of South Florida to be known as the H. Lee Moffitt  
705 Cancer Center and Research Institute, including all furnishings,  
706 equipment, and other chattels used in the operation of such  
707 facilities, with a Florida not-for-profit corporation organized  
708 solely for the purpose of governing and operating the H. Lee  
709 Moffitt Cancer Center and Research Institute. The lease  
710 agreement with the not-for-profit corporation shall be rent free  
711 as long as the not-for-profit corporation and its subsidiaries  
712 utilize the lands and facilities primarily for research,  
713 education, treatment, prevention, and early detection of cancer  
714 or for teaching and research programs conducted by state  
715 universities or other accredited medical schools or research  
716 institutes. The lease agreement shall provide for review of  
717 construction plans and specifications by the University of South  
718 Florida for consistency with the university's campus master  
719 plan, impact on the university's utilities infrastructure,  
720 compliance with applicable building codes and general design  
721 characteristics, and capability with university architecture, as  
722 appropriate. The not-for-profit corporation may, with the prior  
723 approval of the Board of Governors, create either for-profit or  
724 not-for-profit corporate subsidiaries, or both, to fulfill its  
725 mission. The not-for-profit corporation and any approved not-  
726 for-profit subsidiary shall be conclusively deemed corporations  
727 primarily acting as instrumentalities of the state, pursuant to  
728 s. 768.28(2), for purposes of sovereign immunity. For-profit

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729 subsidiaries of the not-for-profit corporation may not compete  
730 with for-profit health care providers in the delivery of  
731 radiation therapy services to patients. The not-for-profit  
732 corporation and its subsidiaries are authorized to receive,  
733 hold, invest, and administer property and any moneys received  
734 from private, local, state, and federal sources, as well as  
735 technical and professional income generated or derived from  
736 practice activities of the institute, for the benefit of the  
737 institute and the fulfillment of its mission. The affairs of the  
738 corporation shall be managed by a board of directors who shall  
739 serve without compensation. The President of the University of  
740 South Florida and the chair of the Board of Governors, or his or  
741 her designee, shall be directors of the not-for-profit  
742 corporation, ~~together with 5 representatives of the state~~  
743 ~~universities and no more than 14 nor fewer than 10 directors who~~  
744 ~~are not medical doctors or state employees.~~ Each director shall  
745 have only one vote, shall serve a term of 3 years, and may be  
746 reelected to the board. Other than the President of the  
747 University of South Florida and the chair of the Board of  
748 Governors, directors shall be elected by a majority vote of the  
749 board. The chair of the board of directors shall be selected by  
750 majority vote of the directors.

751 ~~(2) The Board of Governors shall provide in the agreement~~  
752 ~~with the not for profit corporation for the following:~~

753 ~~(a) Approval of the articles of incorporation of the not-~~  
754 ~~for profit corporation by the Board of Governors.~~

755 ~~(b) Approval of the articles of incorporation of any not-~~  
756 ~~for profit corporate subsidiary created by the not for profit~~

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757 eorporation.

758 ~~(c) Utilization of lands, facilities, and personnel by the~~  
759 ~~not-for-profit corporation and its subsidiaries for research,~~  
760 ~~education, treatment, prevention, and the early detection of~~  
761 ~~cancer and for mutually approved teaching and research programs~~  
762 ~~conducted by the state universities or other accredited medical~~  
763 ~~schools or research institutes.~~

764 (2)(d) The not-for-profit corporation shall cause to be  
765 prepared ~~Preparation of an annual financial audits audit~~ of the  
766 not-for-profit corporation's accounts and records and the  
767 accounts and records of any subsidiaries to be conducted by an  
768 independent certified public accountant. The annual audit report  
769 shall include a management letter, as defined in s. 11.45, and  
770 shall be submitted to the Auditor General and the Board of  
771 Governors. The Board of Governors, the Auditor General, and the  
772 Office of Program Policy Analysis and Government Accountability  
773 shall have the authority to require and receive from the not-  
774 for-profit corporation and any subsidiaries or from their  
775 independent auditor any detail or supplemental data relative to  
776 the operation of the not-for-profit corporation or subsidiary.

777 ~~(e) Provision by~~ The not-for-profit corporation and its  
778 subsidiaries shall provide ~~of~~ equal employment opportunities to  
779 all persons regardless of race, color, religion, sex, age, or  
780 national origin.

781 (4) In the event that the agreement between the not-for-  
782 profit corporation and the Board of Trustees of the University  
783 of South Florida ~~Governors~~ is terminated for any reason, the  
784 Board of Governors shall resume governance and operation of such

785 facilities.

786 (5) The institute shall be administered by a chief  
 787 executive officer who shall serve at the pleasure of the board  
 788 of directors of the not-for-profit corporation and who shall  
 789 have the following powers and duties subject to the approval of  
 790 the board of directors:

791 (f) The chief executive officer shall report annually ~~have~~  
 792 ~~a reporting relationship~~ to the Board of Governors or its  
 793 designee on the educational activities of the not-for-profit  
 794 corporation.

795 (6) The board of directors of the not-for-profit  
 796 corporation shall create an external advisory board ~~a council~~ of  
 797 scientific advisers to the chief executive officer comprised of  
 798 leading researchers, physicians, and scientists. This board  
 799 ~~council~~ shall review programs and recommend research priorities  
 800 and initiatives so as to maximize the state's investment in the  
 801 institute. The board ~~council~~ shall be appointed by the board of  
 802 directors of the not-for-profit corporation. Each member of the  
 803 board ~~council~~ shall be appointed to serve a 2-year term and may  
 804 be reappointed to the board ~~council~~.

805 Section 15. Section 1004.91, Florida Statutes, is amended  
 806 to read:

807 1004.91 Requirements for career education program basic  
 808 skills ~~Career preparatory instruction.~~-

809 (1) The State Board of Education shall adopt, by rule,  
 810 standards of basic skill mastery for completion of certificate  
 811 career education programs. Each school district and Florida  
 812 College System institution that conducts programs that confer

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813 | career and technical certificates ~~credit~~ shall provide applied  
814 | academics for adult education ~~career-preparatory~~ instruction  
815 | through which students receive the basic skills instruction  
816 | required pursuant to this section.

817 |       (2) Students who enroll in a program offered for career  
818 | credit of 450 hours or more shall complete an entry-level  
819 | examination within the first 6 weeks after ~~of~~ admission into the  
820 | program. The State Board of Education shall designate  
821 | examinations that are currently in existence, the results of  
822 | which are comparable across institutions, to assess student  
823 | mastery of basic skills. Any student found to lack the required  
824 | level of basic skills for such program shall be referred to  
825 | applied academics for adult education ~~career-preparatory~~  
826 | instruction or another adult general ~~basic~~ education program for  
827 | a structured program of basic skills instruction. Such  
828 | instruction may include English for speakers of other languages.  
829 | A student may not receive a career or technical certificate of  
830 | completion without first demonstrating the basic skills required  
831 | in the state curriculum frameworks for the career education  
832 | program.

833 |       (3) (a) An adult student with a disability may be exempted  
834 | from ~~the provisions of~~ this section.

835 |       (b) The following students are exempt from this section:

836 |       1. A student who possesses a college degree at the  
837 | associate in applied science level or higher ~~is exempt from this~~  
838 | ~~section.~~

839 |       2. A student who demonstrates readiness for public  
840 | postsecondary education pursuant to s. 1008.30 and applicable

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841 rules adopted by the State Board of Education ~~has completed or~~  
842 ~~who is exempt from the college-level communication and~~  
843 ~~computation skills examination pursuant to s. 1008.29, or who is~~  
844 ~~exempt from the college entry-level examination pursuant to s.~~  
845 ~~1008.29, is exempt from the provisions of this section.~~

846 3. A student who passes ~~Students who have passed~~ a state  
847 ~~or, national, or industry~~ certification or licensure examination  
848 that is identified in State Board of Education rules and aligned  
849 to the career education program in which the student is enrolled  
850 ~~exam are exempt from this section.~~

851 4. An adult student who is enrolled in an apprenticeship  
852 program that is registered with the Department of Education in  
853 accordance with ~~the provisions of chapter 446 is exempt from the~~  
854 ~~provisions of this section.~~

855 Section 16. Paragraph (c) is added to subsection (2) of  
856 section 1004.92, Florida Statutes, to read:

857 1004.92 Purpose and responsibilities for career  
858 education.—

859 (2)

860 (c) District school boards and Florida College System  
861 institution boards of trustees may vary up to 10 percent of the  
862 intended student performance standards of each career education  
863 program. The variance does not apply to career education  
864 programs that train students for regulated occupations requiring  
865 state or federal licensure, certification, or registration.

866 Section 17. Paragraphs (e) and (f) of subsection (2) and  
867 paragraphs (c) and (d) of subsection (4) of section 1004.93,  
868 Florida Statutes, are amended to read:

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869 1004.93 Adult general education.—

870 (2) The adult education program must provide academic  
871 services to students in the following priority:

872 ~~(c) Students who enroll in lifelong learning courses or~~  
873 ~~activities that seek to address community social and economic~~  
874 ~~issues that consist of health and human relations, government,~~  
875 ~~parenting, consumer economics, and senior citizens.~~

876 ~~(f) Students who enroll in courses that relate to the~~  
877 ~~recreational or leisure pursuits of the students. The cost of~~  
878 ~~courses conducted pursuant to this paragraph shall be borne by~~  
879 ~~the enrollees.~~

880 (4)

881 (c) The State Board of Education shall define, by rule,  
882 the levels and courses of instruction to be funded through the  
883 developmental education college-preparatory program. The state  
884 board shall coordinate the establishment of costs for  
885 developmental education college-preparatory courses, the  
886 establishment of statewide standards that define required levels  
887 of competence, acceptable rates of student progress, and the  
888 maximum amount of time to be allowed for completion of  
889 developmental education college-preparatory instruction.

890 Developmental education College-preparatory instruction is part  
891 of an associate in arts degree program and may not be funded as  
892 an adult career education program.

893 (d) Expenditures for developmental education college-  
894 preparatory and lifelong learning students shall be reported  
895 separately. Allocations for developmental education college-  
896 preparatory courses shall be based on proportional full-time



897 equivalent enrollment. Program review results shall be included  
 898 in the determination of subsequent allocations. A student shall  
 899 be funded to enroll in the same developmental education ~~college-~~  
 900 ~~preparatory~~ class within a skill area only twice, after which  
 901 time the student shall pay 100 percent of the full cost of  
 902 instruction to support the continuous enrollment of that student  
 903 in the same class; however, students who withdraw or fail a  
 904 class due to extenuating circumstances may be granted an  
 905 exception only once for each class, provided approval is granted  
 906 according to policy established by the board of trustees. Each  
 907 Florida College System institution shall have the authority to  
 908 review and reduce payment for increased fees due to continued  
 909 enrollment in a developmental education ~~college-preparatory~~  
 910 class on an individual basis contingent upon the student's  
 911 financial hardship, pursuant to definitions and fee levels  
 912 established by the State Board of Education. Developmental  
 913 education ~~College-preparatory~~ and lifelong learning courses do  
 914 not generate credit toward an associate or baccalaureate degree.

915 Section 18. Section 1006.735, Florida Statutes, is amended  
 916 to read:

917 1006.735 Complete Florida Degree Program ~~Completion Pilot~~  
 918 ~~Project.~~—

919 (1) The Complete Florida Degree Program ~~Completion Pilot~~  
 920 ~~Project~~ is established for the purpose of recruiting,  
 921 recovering, and retaining the state's adult learners and  
 922 assisting them in completing an associate degree or a  
 923 baccalaureate degree that is aligned to high-wage, high-skill  
 924 workforce needs. As used in this section, the term "adult

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925 learner" means a student who has successfully completed college-  
926 level coursework in multiple semesters but has left an  
927 institution in good standing before completing his or her  
928 degree. The program ~~pilot project~~ shall give priority to adult  
929 learners who are veterans or active duty members of the United  
930 States Armed Forces.

931 (2) The Complete Florida Degree Program ~~pilot project~~  
932 shall be implemented by the University of West Florida, acting  
933 as the lead institution, in coordination with Florida College  
934 System institutions, state universities, and private  
935 postsecondary institutions, as appropriate. ~~The program; the~~  
936 ~~University of South Florida; Florida State College at~~  
937 ~~Jacksonville; and St. Petersburg College~~ and shall include the  
938 associate, applied baccalaureate, and baccalaureate degree  
939 programs that these institutions have selected. Other partnering  
940 public postsecondary education institutions shall provide areas  
941 of specialization or concentration.

942 (3) For purposes of selecting the degree programs that  
943 will be given priority in the Complete Florida Degree Program  
944 ~~pilot project~~, the institutions identified in subsection (2)  
945 shall partner with public and private job recruitment and  
946 placement agencies and use labor market data and projections,  
947 including those identified in the Board of Governors' Commission  
948 on Higher Education Access and Educational Attainment gap  
949 analysis, to identify the specific workforce needs and targeted  
950 occupations of the state.

951 (4) The Complete Florida Degree Program ~~pilot project~~  
952 shall provide adult learners with a single point of access to

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953 information and links to innovative online and accelerated  
954 distance learning courses, student and library support services,  
955 and electronic resources that will guide the adult learner  
956 toward the successful completion of a postsecondary degree.

957 (5) By the end of ~~Beginning with~~ the 2013-2014 ~~2012-2013~~  
958 academic year, the Complete Florida Degree Program ~~pilot project~~  
959 shall be implemented and must:

960 (a) Use the distance learning course catalog established  
961 pursuant to s. 1006.73 to communicate course availability to the  
962 adult learner.

963 (b) Develop and implement an advising and student support  
964 system that includes the use of degree completion specialists,  
965 is based upon best practices and processes, and includes  
966 academic and career support services designed specifically for  
967 the adult learner. The program must identify proposed changes to  
968 the statewide computer-assisted student advising system  
969 established pursuant to s. 1006.73 to assist the adult learner  
970 in using the system.

971 (c) Use the streamlined, automated, online admissions  
972 application process for transient students established pursuant  
973 to s. 1006.73. The program ~~pilot project~~ shall identify any  
974 additional admissions and registration policies and practices  
975 that could be further streamlined and automated for purposes of  
976 assisting the adult learner.

977 (d) Use existing and, if necessary, develop new  
978 competency-based instructional and evaluation tools to assess  
979 prior performance, experience, and education for the award of  
980 college credit in order to reduce the time required for adult

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981 learners to complete their degrees. The tools may include the  
982 use of the American Council on Education's collaborative link  
983 between the United States Department of Defense and higher  
984 education through the review of military training and  
985 experiences for the award of equivalent college credit for  
986 members of the United States Armed Forces.

987 (e) Develop and implement an evaluation process that  
988 collects, analyzes, and provides to the chancellors of the  
989 Florida College System and the State University System, the  
990 participating postsecondary education institutions, the chairs  
991 of the legislative appropriations committees, and the Executive  
992 Office of the Governor information on the effectiveness of the  
993 program ~~pilot project~~ and the attainment of its goals. Such a  
994 process shall include a management information system that  
995 collects the appropriate student, programmatic, and fiscal data  
996 necessary to complete the evaluation of the program ~~pilot~~  
997 ~~project~~. Institutions involved in the program ~~pilot project~~  
998 shall also collect job placement and employment data on the  
999 adult learners who have completed their degrees as a result of  
1000 the program ~~pilot project~~.

1001 (f) Develop and implement a statewide student recruitment  
1002 ~~marketing~~ campaign targeted toward ~~recruiting~~ adult learners,  
1003 particularly veterans and active duty members of the United  
1004 States Armed Forces, for enrollment in the degree programs  
1005 offered through the program ~~pilot project~~.

1006 (6) For purposes of the Complete Florida Degree Program  
1007 ~~pilot project~~, each institution's current tuition and fee  
1008 structure shall be used. However, all participating institutions

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1009 shall collaboratively identify the applicable cost components  
 1010 involved in the development and delivery of distance learning  
 1011 courses, collect information on these cost components, and  
 1012 submit the information to the ~~Florida Virtual Campus. The~~  
 1013 ~~chancellors of the Florida College System and the State~~  
 1014 ~~University System.~~ The chancellors shall submit a report to the  
 1015 chairs of the legislative appropriations committees no later  
 1016 than December 31, 2014 ~~2013~~, on the need for a differentiated  
 1017 tuition and fee structure for the development and delivery of  
 1018 distance learning courses.

1019 (7) The University of West Florida, in collaboration with  
 1020 its partners ~~the University of South Florida, Florida State~~  
 1021 ~~College at Jacksonville, and St. Petersburg College,~~ shall  
 1022 submit to the chairs of the Board of Governors, the State Board  
 1023 of Education, and the legislative appropriations committees no  
 1024 later than September 1, 2013 ~~June 1, 2012~~, a detailed program  
 1025 ~~project~~ plan that defines the major work activities, student  
 1026 eligibility criteria, timeline, and cost for implementing the  
 1027 Complete Florida Degree Program ~~pilot project~~.

1028 ~~(8) The University of West Florida, in collaboration with~~  
 1029 ~~the University of South Florida, Florida State College at~~  
 1030 ~~Jacksonville, and St. Petersburg College, shall develop and~~  
 1031 ~~implement a transition plan that transfers the administration of~~  
 1032 ~~the pilot project to the Florida Virtual Campus no later than~~  
 1033 ~~June 30, 2013.~~

1034 Section 19. Subsection (3) of section 1007.01, Florida  
 1035 Statutes, is amended to read:

1036 1007.01 Articulation; legislative intent; purpose; role of

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1037 the State Board of Education and the Board of Governors;  
1038 Articulation Coordinating Committee.—

1039 (3) The Commissioner of Education, in consultation with  
1040 the Chancellor of the State University System, shall establish  
1041 the Articulation Coordinating Committee, which shall make  
1042 recommendations related to statewide articulation policies and  
1043 issues regarding access, quality, and reporting of data  
1044 maintained by the K-20 data warehouse, established pursuant to  
1045 ss. 1001.10 and 1008.31, to the Higher Education Coordination  
1046 Council, the State Board of Education, and the Board of  
1047 Governors. The committee shall consist of two members each  
1048 representing the State University System, the Florida College  
1049 System, public career and technical education, ~~public~~ K-12  
1050 education, and nonpublic postsecondary education and one member  
1051 representing students. The chair shall be elected from the  
1052 membership. The Office of K-20 Articulation shall provide  
1053 administrative support for the committee. The committee shall:

1054 (a) Monitor the alignment between the exit requirements of  
1055 one education system and the admissions requirements of another  
1056 education system into which students typically transfer and make  
1057 recommendations for improvement.

1058 (b) Propose guidelines for interinstitutional agreements  
1059 between and among public schools, career and technical education  
1060 centers, Florida College System institutions, state  
1061 universities, and nonpublic postsecondary institutions.

1062 (c) Annually recommend dual enrollment course and high  
1063 school subject area equivalencies for approval by the State  
1064 Board of Education and the Board of Governors.

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1065 (d) Annually review the statewide articulation agreement  
1066 pursuant to s. 1007.23 and make recommendations for revisions.

1067 (e) Annually review the statewide course numbering system,  
1068 the levels of courses, and the application of transfer credit  
1069 requirements among public and nonpublic institutions  
1070 participating in the statewide course numbering system and  
1071 identify instances of student transfer and admissions  
1072 difficulties.

1073 (f) Annually publish a list of courses that meet common  
1074 general education and common degree program prerequisite  
1075 requirements at public postsecondary institutions identified  
1076 pursuant to s. 1007.25.

1077 (g) Foster timely collection and reporting of statewide  
1078 education data ~~Examine statewide data regarding articulation to~~  
1079 ~~identify issues and make recommendations to improve articulation~~  
1080 ~~throughout~~ the K-20 education performance accountability system  
1081 by:

1082 1. Facilitating timely reporting of data by all  
1083 educational delivery systems to the K-20 data warehouse  
1084 established pursuant to ss. 1001.10 and 1008.31.

1085 2. Facilitating timely reporting of data by the K-20 data  
1086 warehouse to organizations and authorized representatives  
1087 pursuant to s. 1008.31.

1088 3. Identifying data issues including, but not limited to,  
1089 data quality and accessibility.

1090 (h) Recommend roles and responsibilities of public  
1091 education entities in interfacing with the single, statewide  
1092 computer-assisted student advising system established pursuant

1093 | to s. 1006.73.

1094 |       Section 20. Paragraph (c) of subsection (2) of section  
1095 | 1007.21, Florida Statutes, is amended to read:

1096 |       1007.21 Readiness for postsecondary education and the  
1097 | workplace.—

1098 |       (2)

1099 |       (c) The college ~~common~~ placement test authorized in ss.  
1100 | 1001.03(10) and 1008.30 or a similar test may be administered to  
1101 | high school students who have chosen one of the four  
1102 | destinations. The results of the placement test shall be used to  
1103 | target additional instructional needs in reading, writing, and  
1104 | mathematics before ~~prior to~~ graduation.

1105 |       Section 21. Subsection (3) of section 1007.23, Florida  
1106 | Statutes, is amended to read:

1107 |       1007.23 Statewide articulation agreement.—

1108 |       (3) To improve articulation and reduce excess credit  
1109 | hours, beginning with students initially entering a Florida  
1110 | College System institution in 2013-2014 and thereafter, the  
1111 | articulation agreement must require each student who is seeking  
1112 | an associate in arts degree to indicate a baccalaureate degree  
1113 | program offered by an institution of interest by the time the  
1114 | student earns 36 ~~30~~ semester hours. The institution in which the  
1115 | student is enrolled shall inform the student of the  
1116 | prerequisites for the baccalaureate degree program offered by an  
1117 | institution of interest.

1118 |       Section 22. Subsections (3), (6), (7), (8), and (10) of  
1119 | section 1007.25, Florida Statutes, are amended to read:

1120 |       1007.25 General education courses; common prerequisites;



1121 other degree requirements.-

1122 (3) The chair of the State Board of Education and the  
 1123 chair of the Board of Governors, or their designees, shall  
 1124 jointly appoint faculty committees to identify statewide general  
 1125 education core course options. General education core course  
 1126 options shall consist of a maximum of five courses within each  
 1127 of the subject areas of communication, mathematics, social  
 1128 sciences, humanities, and natural sciences. Each general  
 1129 education core course option must contain high-level academic  
 1130 and critical thinking skills and common competencies that  
 1131 students must demonstrate to successfully complete the course.  
 1132 Beginning with students initially entering a Florida College  
 1133 System institution or state university in 2015-2016 ~~2014-2015~~  
 1134 and thereafter, each student must complete at least one  
 1135 identified core course in each subject area as part of the  
 1136 general education course requirements. All public postsecondary  
 1137 educational institutions shall ~~offer and~~ accept these courses as  
 1138 meeting general education core course requirements. The  
 1139 remaining general education course requirements shall be  
 1140 identified by each institution and reported to the department by  
 1141 their statewide course number. The general education core course  
 1142 options shall be adopted in rule by the State Board of Education  
 1143 and in regulation by the Board of Governors. Additional core  
 1144 course options may be approved by the State Board of Education  
 1145 and the Board of Governors if recommended by the subject area  
 1146 faculty committee and approved by the Articulation Coordinating  
 1147 Committee as necessary for a subject area.

1148 (6) The universities and Florida College System

1149 institutions shall work with their school districts to ensure  
 1150 that high school curricula coordinate with the general education  
 1151 curricula and to prepare students for college-level work.

1152 General education curricula for associate in arts programs shall  
 1153 be identified by each institution and, ~~beginning with students~~  
 1154 ~~initially entering a Florida College System institution or state~~  
 1155 ~~university in 2014-2015 and thereafter,~~ shall include 36 ~~30~~  
 1156 semester hours in the subject areas of communication,  
 1157 mathematics, social sciences, humanities, and natural sciences.

1158 (7) An associate in arts degree shall require no more than  
 1159 60 semester hours of college credit and, ~~beginning with students~~  
 1160 ~~initially entering a Florida College System institution or state~~  
 1161 ~~university in 2014-2015 and thereafter,~~ include 36 ~~30~~ semester  
 1162 hours of general education coursework. Beginning with students  
 1163 initially entering a Florida College System institution or state  
 1164 university in 2014-2015 and thereafter, coursework for an  
 1165 associate in arts degree shall include ~~and~~ demonstration of  
 1166 competency in a foreign language pursuant to s. 1007.262. Except  
 1167 for developmental education ~~college preparatory coursework~~  
 1168 required pursuant to s. 1008.30, all required coursework shall  
 1169 count toward the associate in arts degree or the baccalaureate  
 1170 degree.

1171 (8) A baccalaureate degree program shall require no more  
 1172 than 120 semester hours of college credit and, ~~beginning with~~  
 1173 ~~students initially entering a Florida College System institution~~  
 1174 ~~or state university in 2014-2015 and thereafter,~~ include 36 ~~30~~  
 1175 semester hours of general education coursework, unless prior  
 1176 approval has been granted by the Board of Governors for

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1177 | baccalaureate degree programs offered by state universities and  
 1178 | by the State Board of Education for baccalaureate degree  
 1179 | programs offered by Florida College System institutions.

1180 |       (10) Students at state universities may request associate  
 1181 | in arts certificates if they have successfully completed the  
 1182 | minimum requirements for the degree of associate in arts (A.A.).  
 1183 | The university must grant the student an associate in arts  
 1184 | degree if the student has successfully completed minimum  
 1185 | requirements for college-level communication and computation  
 1186 | skills adopted by the State Board of Education and 60 academic  
 1187 | semester hours or the equivalent within a degree program area,  
 1188 | including 36 and, ~~beginning with students initially entering a~~  
 1189 | ~~Florida College System institution or state university in 2014-~~  
 1190 | ~~2015 and thereafter, include 30~~ semester hours in general  
 1191 | education courses in the subject areas of communication,  
 1192 | mathematics, social sciences, humanities, and natural sciences,  
 1193 | consistent with the general education requirements specified in  
 1194 | the articulation agreement pursuant to s. 1007.23.

1195 |       Section 23. Section 1007.263, Florida Statutes, is amended  
 1196 | to read:

1197 |       1007.263 Florida College System institutions; admissions  
 1198 | of students.—Each Florida College System institution board of  
 1199 | trustees is authorized to adopt rules governing admissions of  
 1200 | students subject to this section and rules of the State Board of  
 1201 | Education. These rules shall include the following:

1202 |       (1) Admissions counseling shall be provided to all  
 1203 | students entering college or career credit programs. Counseling  
 1204 | shall utilize tests to measure achievement of college-level

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1205 communication and computation competencies by all students  
1206 entering college credit programs or tests to measure achievement  
1207 of basic skills for career education programs as prescribed in  
1208 s. 1004.91.

1209 (2) Admission to associate degree programs is subject to  
1210 minimum standards adopted by the State Board of Education and  
1211 shall require:

1212 (a) A standard high school diploma, a high school  
1213 equivalency diploma as prescribed in s. 1003.435, previously  
1214 demonstrated competency in college credit postsecondary  
1215 coursework, or, in the case of a student who is home educated, a  
1216 signed affidavit submitted by the student's parent or legal  
1217 guardian attesting that the student has completed a home  
1218 education program pursuant to the requirements of s. 1002.41.  
1219 Students who are enrolled in a dual enrollment or early  
1220 admission program pursuant to s. 1007.271 are exempt from this  
1221 requirement.

1222 (b) A demonstrated level of achievement of college-level  
1223 communication and computation skills.

1224 (c) Any other requirements established by the board of  
1225 trustees.

1226 (3) Admission to other programs within the Florida College  
1227 System institution shall include education requirements as  
1228 established by the board of trustees.

1229 (4) A student who has been awarded a special diploma as  
1230 defined in s. 1003.438 or a certificate of completion as defined  
1231 in s. 1003.43(10) is eligible to enroll in certificate career  
1232 education programs.

1233 (5) A student with a documented disability may be eligible  
 1234 for reasonable substitutions, as prescribed in ss. 1007.264 and  
 1235 1007.265.

1236  
 1237 Each board of trustees shall establish policies that notify  
 1238 students about, and place students into, adult basic education,  
 1239 adult secondary education, or other instructional programs that  
 1240 provide students with alternatives to traditional developmental  
 1241 education ~~college-preparatory instruction~~, including private  
 1242 provider instruction. A student is prohibited from enrolling in  
 1243 additional college-level courses until the student scores above  
 1244 the cut-score on all sections of the college ~~common~~ placement  
 1245 test.

1246 Section 24. Subsections (2), (3), and (14) of section  
 1247 1007.271, Florida Statutes, are amended to read:

1248 1007.271 Dual enrollment programs.—

1249 (2) For the purpose of this section, an eligible secondary  
 1250 student is a student who is enrolled in a Florida public  
 1251 secondary school or in a Florida private secondary school which  
 1252 is in compliance with s. 1002.42(2) and provides a secondary  
 1253 curriculum pursuant to s. 1003.428, s. 1003.429, or s. 1003.43.  
 1254 Students who are eligible for dual enrollment pursuant to this  
 1255 section may enroll in dual enrollment courses conducted during  
 1256 school hours, after school hours, and during the summer term.  
 1257 However, if the student is projected to graduate from high  
 1258 school before the scheduled completion date of a postsecondary  
 1259 course, the student may not register for that course through  
 1260 dual enrollment. The student may apply to the postsecondary

1261 institution and pay the required registration, tuition, and fees  
 1262 if the student meets the postsecondary institution's admissions  
 1263 requirements under s. 1007.263. Instructional time for dual  
 1264 enrollment may vary from 900 hours; however, the school district  
 1265 may only report the student for a maximum of 1.0 FTE, as  
 1266 provided in s. 1011.61(4). Any student enrolled as a dual  
 1267 enrollment student is exempt from the payment of registration,  
 1268 tuition, and laboratory fees. Applied academics for adult  
 1269 education ~~Vocational-preparatory~~ instruction, developmental  
 1270 education ~~college-preparatory~~ instruction, and other forms of  
 1271 precollegiate instruction, as well as physical education courses  
 1272 that focus on the physical execution of a skill rather than the  
 1273 intellectual attributes of the activity, are ineligible for  
 1274 inclusion in the dual enrollment program. Recreation and leisure  
 1275 studies courses shall be evaluated individually in the same  
 1276 manner as physical education courses for potential inclusion in  
 1277 the program.

1278 (3) Student eligibility requirements for initial  
 1279 enrollment in college credit dual enrollment courses must  
 1280 include a 3.0 unweighted high school grade point average and the  
 1281 minimum score on a college ~~common~~ placement test adopted by the  
 1282 State Board of Education which indicates that the student is  
 1283 ready for college-level coursework. Student eligibility  
 1284 requirements for continued enrollment in college credit dual  
 1285 enrollment courses must include the maintenance of a 3.0  
 1286 unweighted high school grade point average and the minimum  
 1287 postsecondary grade point average established by the  
 1288 postsecondary institution. Regardless of meeting student

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1289 | eligibility requirements for continued enrollment, a student may  
1290 | lose the opportunity to participate in a dual enrollment course  
1291 | if the student is disruptive to the learning process such that  
1292 | the progress of other students or the efficient administration  
1293 | of the course is hindered. Student eligibility requirements for  
1294 | initial and continued enrollment in career certificate dual  
1295 | enrollment courses must include a 2.0 unweighted high school  
1296 | grade point average. Exceptions to the required grade point  
1297 | averages may be granted on an individual student basis if the  
1298 | educational entities agree and the terms of the agreement are  
1299 | contained within the dual enrollment articulation agreement  
1300 | established pursuant to subsection (21). Florida College System  
1301 | institution boards of trustees may establish additional initial  
1302 | student eligibility requirements, which shall be included in the  
1303 | dual enrollment articulation agreement, to ensure student  
1304 | readiness for postsecondary instruction. Additional requirements  
1305 | included in the agreement may not arbitrarily prohibit students  
1306 | who have demonstrated the ability to master advanced courses  
1307 | from participating in dual enrollment courses.

1308 |         (14) The Department of Education shall approve any course  
1309 | for inclusion in the dual enrollment program that is contained  
1310 | within the statewide course numbering system. However,  
1311 | developmental education ~~college-preparatory~~ and other forms of  
1312 | precollegiate instruction, and physical education and other  
1313 | courses that focus on the physical execution of a skill rather  
1314 | than the intellectual attributes of the activity, may not be so  
1315 | approved but must be evaluated individually for potential  
1316 | inclusion in the dual enrollment program. This subsection may

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1317 not be construed to mean that an independent postsecondary  
1318 institution eligible for inclusion in a dual enrollment or early  
1319 admission program pursuant to s. 1011.62 must participate in the  
1320 statewide course numbering system developed pursuant to s.  
1321 1007.24 to participate in a dual enrollment program.

1322 Section 25. Section 1008.02, Florida Statutes, is created  
1323 to read:

1324 1008.02 Definitions.—As used in this chapter:

1325 (1) "Accelerated course structure" means a course or  
1326 strand of study that accelerates the progress of students from  
1327 developmental education into college-level coursework.

1328 (2) "Co-requisite education" means preparatory academic  
1329 instruction that is deployed through a variety of classroom,  
1330 online, or blended instructional strategies and offered  
1331 concurrently with college credit instruction. The term includes,  
1332 but is not limited to:

1333 (a) Compressed or modularized instruction or coaching that  
1334 supplements credit instruction.

1335 (b) Embedded content in a modified or extended credit-  
1336 bearing course intended to contextualize or accelerate credit  
1337 attainment.

1338 (3) "Developmental education" means instruction through  
1339 which a high school graduate who applies for any college credit  
1340 program may attain the communication and computation skills  
1341 necessary to successfully complete college credit instruction.

1342 (4) "Gateway course" means the first course that provides  
1343 transferable, college-level credit allowing a student to  
1344 progress in his or her program of study.



1345 (5) "Mastery-based education" means customized, targeted  
 1346 instruction that addresses specific skills gaps.

1347 (6) "Meta-major" means a collection of programs of study  
 1348 or academic discipline groupings that share common foundational  
 1349 skills.

1350 Section 26. Section 1008.30, Florida Statutes, is amended  
 1351 to read:

1352 1008.30 College readiness and ~~Common~~ placement testing ~~for~~  
 1353 ~~public postsecondary education.~~

1354 (1) The State Board of Education, in consultation  
 1355 ~~conjunction~~ with the Board of Governors, shall establish by rule  
 1356 ~~develop and implement~~ a college ~~common~~ placement test for the  
 1357 purpose of assessing the basic computation and communication  
 1358 skills of students who intend to enter a degree program at any  
 1359 public postsecondary educational institution. Alternative  
 1360 assessments that may be accepted in lieu of the college  
 1361 placement test shall also be identified in rule. Public  
 1362 ~~postsecondary~~ educational institutions shall provide appropriate  
 1363 modifications of the test instruments or test procedures for  
 1364 students with disabilities.

1365 (2) By January 1, 2014, the State Board of Education, in  
 1366 conjunction with the Board of Governors, shall approve a series  
 1367 of meta-majors, academic pathways, and degree maps that identify  
 1368 the gateway courses required for success in each meta-major.  
 1369 Results from the college placement test shall be used to  
 1370 diagnose a student's readiness for his or her chosen meta-major  
 1371 and provide academic counseling that places the student into  
 1372 credit courses as quickly as possible, with developmental

1373 education limited to that content needed for success in the  
 1374 meta-major.

1375 (3)-(2) The college ~~common~~ placement testing program shall  
 1376 include ~~at a minimum the following:~~ the capacity to diagnose  
 1377 basic competencies in the areas of English, reading, and  
 1378 mathematics which are essential for success in meta-majors and  
 1379 provide to perform college-level work; prerequisite skills that  
 1380 ~~relate to progressively advanced instruction in mathematics,~~  
 1381 ~~such as algebra and geometry; prerequisite skills that relate to~~  
 1382 ~~progressively advanced instruction in language arts, such as~~  
 1383 ~~English composition and literature; and provision of test~~  
 1384 information to students on the specific deficiencies.

1385 (4) The State Board of Education shall establish by rule  
 1386 the test scores a student must achieve to demonstrate readiness.  
 1387 Students who demonstrate readiness by achieving or exceeding the  
 1388 test scores established by the state board and enroll in a  
 1389 Florida College System institution within 2 years after  
 1390 achieving such scores may not be required to retest or complete  
 1391 developmental education when admitted to any Florida College  
 1392 System institution.

1393 (5)-(3) The State Board of Education shall adopt rules that  
 1394 require high schools to evaluate before the beginning of grade  
 1395 12 the college readiness of each student who scores at Level 2  
 1396 or Level 3 on ~~the reading portion of the~~ grade 10 FCAT Reading  
 1397 or Level 2, Level 3, or Level 4 on the Algebra I ~~mathematics~~  
 1398 assessments under s. 1008.22 ~~1008.22(3)(e)~~. High schools shall  
 1399 perform this evaluation using results from the corresponding  
 1400 component of the college ~~common~~ placement test prescribed in

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1401 this section, or an alternative equivalent test identified by  
1402 the State Board of Education. ~~The State Board of Education shall~~  
1403 ~~identify in rule the assessments necessary to perform the~~  
1404 ~~evaluations required by this subsection and shall work with the~~  
1405 ~~school districts to administer the assessments. The State Board~~  
1406 ~~of Education shall establish by rule the minimum test scores a~~  
1407 ~~student must achieve to demonstrate readiness. Students who~~  
1408 ~~demonstrate readiness by achieving the minimum test scores~~  
1409 ~~established by the state board and enroll in a Florida College~~  
1410 ~~System institution within 2 years of achieving such scores shall~~  
1411 ~~not be required to retest or enroll in remediation when admitted~~  
1412 ~~to any Florida College System institution. The high schools~~  
1413 ~~school~~ shall use the results of the test to advise the students  
1414 of any identified deficiencies and to provide 12th grade  
1415 students, and require them to complete, appropriate  
1416 postsecondary preparatory instruction before ~~prior to~~ high  
1417 school graduation. The curriculum provided under this subsection  
1418 shall be identified in rule by the State Board of Education and  
1419 encompass Florida's Postsecondary Readiness Competencies. Other  
1420 elective courses may not be substituted for the selected  
1421 postsecondary reading, mathematics, or writing preparatory  
1422 course unless the elective course covers the same competencies  
1423 included in the postsecondary reading, mathematics, ~~or~~ writing,  
1424 or English language arts preparatory course.

1425 (6) (a) The State Board of Education shall adopt rules by  
1426 January 1, 2014, to implement developmental education. The rules  
1427 must include:

1428 1. Student attributes that may be considered by

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1429 institutional boards in addition to performance on college  
1430 placement tests, such as grade point averages, work history,  
1431 military experience, career interests, degree major declaration,  
1432 or any combination thereof.

1433 2. Recommended placement options for students performing  
1434 at levels indicating adult education as an appropriate placement  
1435 for students to develop needed college-entry academic skills.

1436 3. Sufficient flexibility for local professional judgment  
1437 and determinations of appropriate student placement.

1438 4. Limits on credit course enrollment for students  
1439 indicating the need for preparatory assistance in two or more  
1440 content areas.

1441 (b) Local policies and practices set by each Florida  
1442 College System institution board of trustees must outline the  
1443 attributes considered by the institution for placement  
1444 determinations, identify instructional options available to  
1445 students, and describe student costs and financial aid  
1446 opportunities associated with each instructional option.  
1447 Placement and instructional options must, at minimum, provide  
1448 for direct placement of a student in a credit course either with  
1449 or without institutionally-required co-requisite education,  
1450 mastery-based instruction or accelerated pathways into credit  
1451 courses, or direct placement of a student into adult education  
1452 as appropriate to the student's demonstrated communication or  
1453 computation performance levels. Policies and practices must  
1454 specify limits on credit course enrollment for students  
1455 indicating the need for preparatory assistance, outline  
1456 retesting requirements, and identify options for students

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1457 counseled into adult education as an appropriate placement when  
1458 such instruction is not provided by the institution.

1459 ~~(4) (a) — Students who have been identified as requiring~~  
1460 ~~additional preparation pursuant to subsection (1) shall enroll~~  
1461 ~~in college preparatory or other adult education pursuant to s.~~  
1462 ~~1004.93 in Florida College System institutions to develop needed~~  
1463 ~~college-entry skills. The State Board of Education shall specify~~  
1464 ~~by rule provisions for alternative remediation opportunities and~~  
1465 ~~retesting policies. These students shall be permitted to take~~  
1466 ~~courses within their degree program concurrently in other~~  
1467 ~~curriculum areas for which they are qualified while enrolled in~~  
1468 ~~college preparatory instruction courses. A student enrolled in a~~  
1469 ~~college preparatory course may concurrently enroll only in~~  
1470 ~~college credit courses that do not require the skills addressed~~  
1471 ~~in the college preparatory course. A degree-seeking student who~~  
1472 ~~is required to complete a college preparatory course must~~  
1473 ~~successfully complete the required college preparatory studies~~  
1474 ~~by the time the student has accumulated 12 hours of lower-~~  
1475 ~~division college credit degree coursework; however, a student~~  
1476 ~~may continue enrollment in degree-earning coursework provided~~  
1477 ~~the student maintains enrollment in college preparatory~~  
1478 ~~coursework for each subsequent semester until college-~~  
1479 ~~preparatory coursework requirements are completed, and provided~~  
1480 ~~the student demonstrates satisfactory performance in degree-~~  
1481 ~~earning coursework. A student who has accumulated 12 college~~  
1482 ~~credit hours and has not yet demonstrated proficiency in the~~  
1483 ~~basic competency areas of reading, writing, and mathematics must~~  
1484 ~~be advised in writing of the requirements for associate degree~~

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1485 ~~completion and state university admission, including information~~  
1486 ~~about future financial aid eligibility and the potential costs~~  
1487 ~~of accumulating excessive college credit as described in s.~~  
1488 ~~1009.286. Before a student is considered to have met basic~~  
1489 ~~computation and communication skills requirements, the student~~  
1490 ~~must demonstrate successful mastery of the required~~  
1491 ~~developmental education competencies as defined in State Board~~  
1492 ~~of Education rule. Credit awarded for college preparatory~~  
1493 ~~instruction may not be counted toward fulfilling the number of~~  
1494 ~~credits required for a degree.~~

1495 ~~(c)(b)~~ A university board of trustees may contract with a  
1496 Florida College System institution board of trustees for the  
1497 Florida College System institution to provide developmental  
1498 education ~~such instruction~~ on the state university campus. Any  
1499 state university in which the percentage of incoming students  
1500 requiring developmental education ~~college preparatory~~  
1501 ~~instruction~~ equals or exceeds the average percentage of such  
1502 students for the Florida College System may offer developmental  
1503 education ~~college preparatory instruction~~ without contracting  
1504 with a Florida College System institution; however, Florida  
1505 Agricultural and Mechanical University ~~any state university~~  
1506 ~~offering college preparatory instruction as of January 1, 1996,~~  
1507 may continue to provide such services.

1508 ~~(7)(5)~~ A student may not be enrolled in a college credit  
1509 mathematics or English course on a dual enrollment basis unless  
1510 the student has achieved or exceeded the score ~~demonstrated~~  
1511 ~~adequate precollegiate preparation on the section of the basic~~  
1512 ~~computation and communication skills assessment~~ required

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1513 pursuant to subsection (4) ~~(1)~~ that is appropriate for  
1514 successful student participation in the course.

1515 Section 27. Subsection (4) of section 1008.32, Florida  
1516 Statutes, is amended to read:

1517 1008.32 State Board of Education oversight enforcement  
1518 authority.—The State Board of Education shall oversee the  
1519 performance of district school boards and Florida College System  
1520 institution boards of trustees in enforcement of all laws and  
1521 rules. District school boards and Florida College System  
1522 institution boards of trustees shall be primarily responsible  
1523 for compliance with law and state board rule.

1524 (4) If the State Board of Education determines that a  
1525 district school board or Florida College System institution  
1526 board of trustees is unwilling or unable to comply with law or  
1527 state board rule within the specified time, the state board  
1528 shall have the authority to initiate any of the following  
1529 actions:

1530 (a) Report to the Legislature that the school district or  
1531 Florida College System institution is ~~has been~~ unwilling or  
1532 unable to comply with law or state board rule and recommend  
1533 action to be taken by the Legislature.

1534 ~~(b) Reduce the discretionary lottery appropriation until~~  
1535 ~~the school district or Florida College System institution~~  
1536 ~~complies with the law or state board rule.~~

1537 (b)(e) Withhold the transfer of state funds, discretionary  
1538 grant funds, discretionary lottery funds, or any other funds  
1539 specified as eligible for this purpose by the Legislature until  
1540 the school district or Florida College System institution

1541 | complies with ~~the~~ law or state board rule.

1542 |        ~~(c)(d)~~ Declare the school district or Florida College  
1543 | System institution ineligible for competitive grants.

1544 |        ~~(d)(e)~~ Require monthly or periodic reporting on the  
1545 | situation related to noncompliance until it is remedied.

1546 |        Section 28. Section 1008.322, Florida Statutes, is created  
1547 | to read:

1548 |        1008.322 Board of Governors oversight enforcement  
1549 | authority.—

1550 |        (1) The Board of Governors of the State University System  
1551 | shall oversee the performance of state university boards of  
1552 | trustees in the enforcement of laws, rules, and regulations.  
1553 | State university boards of trustees shall be primarily  
1554 | responsible for compliance with laws and Board of Governors'  
1555 | rules and regulations.

1556 |        (2) The Board of Governors' constitutional authority to  
1557 | operate, regulate, control, and be fully responsible for the  
1558 | management of the entire State University System mandates that  
1559 | the state universities comply with all requests by the Board of  
1560 | Governors for information, data, and reports. The state  
1561 | university presidents are responsible for the accuracy of the  
1562 | information and data reported to the Board of Governors.

1563 |        (3) The Chancellor of the State University System may  
1564 | investigate allegations of noncompliance with any law or Board  
1565 | of Governors' rule or regulation and determine probable cause.  
1566 | The chancellor shall report determinations of probable cause to  
1567 | the Board of Governors, which may require the university board  
1568 | of trustees to document compliance with the law or Board of



1569 Governors' rule or regulation.

1570 (4) If the university board of trustees cannot  
 1571 satisfactorily document compliance, the Board of Governors may  
 1572 order compliance within a specified timeframe.

1573 (5) If the Board of Governors determines that a state  
 1574 university board of trustees is unwilling or unable to comply  
 1575 with any law or Board of Governors' rule or regulation or audit  
 1576 recommendation within the specified time, the Board of  
 1577 Governors, in addition to actions constitutionally authorized,  
 1578 may initiate any of the following actions:

1579 (a) Withhold the transfer of state funds, discretionary  
 1580 grant funds, discretionary lottery funds, or any other funds  
 1581 appropriated to the Board of Governors by the Legislature for  
 1582 disbursement to the state university until the university  
 1583 complies with the law or Board of Governors' rule or regulation.

1584 (b) Declare the state university ineligible for  
 1585 competitive grants disbursed by the Board of Governors.

1586 (c) Require monthly or periodic reporting on the situation  
 1587 related to noncompliance until it is remedied.

1588 (d) Report to the Legislature that the state university is  
 1589 unwilling or unable to comply with the law or Board of  
 1590 Governors' rule or regulation and recommend action to be taken  
 1591 by the Legislature.

1592 (6) Nothing in this section may be construed to create a  
 1593 private cause of action or create any rights for individuals or  
 1594 entities in addition to those provided elsewhere in law, rule,  
 1595 or regulation.

1596 Section 29. Paragraphs (b) and (c) of subsection (3) of

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1597 | section 1008.34, Florida Statutes, are amended to read:

1598 |       1008.34 School grading system; school report cards;  
1599 | district grade.—

1600 |       (3) DESIGNATION OF SCHOOL GRADES.—

1601 |       (b)1. A school's grade shall be based on a combination of:

1602 |       a. Student achievement scores, including achievement as  
1603 | measured by FCAT assessments under s. 1008.22(3)(c)1.,  
1604 | statewide, standardized end-of-course assessments under s.  
1605 | 1008.22(3)(c)2.a. and b., and achievement scores for students  
1606 | seeking a special diploma.

1607 |       b. Student learning gains in reading and mathematics as  
1608 | measured by FCAT and statewide, standardized end-of-course  
1609 | assessments, as described in s. 1008.22(3)(c)1. and 2.a.,  
1610 | including learning gains for students seeking a special diploma,  
1611 | as measured by an alternate assessment.

1612 |       c. Improvement of the lowest 25th percentile of students  
1613 | in the school in reading and mathematics on the FCAT or end-of-  
1614 | course assessments described in s. 1008.22(3)(c)2.a., unless  
1615 | these students are exhibiting satisfactory performance.

1616 |       2. Beginning with the 2011-2012 school year, for schools  
1617 | comprised of middle school grades 6 through 8 or grades 7 and 8,  
1618 | the school's grade shall include the performance and  
1619 | participation of its students enrolled in high school level  
1620 | courses with end-of-course assessments administered under s.  
1621 | 1008.22(3)(c)2.a. Performance and participation must be weighted  
1622 | equally. As valid data becomes available, the school grades  
1623 | shall include the students' attainment of national industry  
1624 | certification identified in the Industry Certification Funding

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1625 List pursuant to rules adopted by the state board.

1626 3. Beginning with the 2009-2010 school year for schools  
1627 comprised of high school grades 9, 10, 11, and 12, or grades 10,  
1628 11, and 12, at least 50 percent of the school grade shall be  
1629 based on a combination of the factors listed in sub-  
1630 subparagraphs 1.a.-c. and the remaining percentage on the  
1631 following factors:

1632 a. The high school graduation rate of the school;

1633 b. As valid data becomes available, the performance and  
1634 participation of the school's students in College Board Advanced  
1635 Placement courses, International Baccalaureate courses, dual  
1636 enrollment courses, and Advanced International Certificate of  
1637 Education courses; and the students' achievement of national  
1638 industry certification identified in the Industry Certification  
1639 Funding List, pursuant to rules adopted by the state board;

1640 c. Postsecondary readiness of all of the school's on-time  
1641 graduates as measured by the SAT, the ACT, the Postsecondary  
1642 Education Readiness Test, or the college ~~common~~ placement test;

1643 d. The high school graduation rate of at-risk students,  
1644 who are students scoring at Level 1 or Level 2 on grade 8 FCAT  
1645 Reading and FCAT Mathematics;

1646 e. As valid data becomes available, the performance of the  
1647 school's students on statewide, standardized end-of-course  
1648 assessments administered under s. 1008.22(3)(c)2.c. and d.; and

1649 f. The growth or decline in the components listed in sub-  
1650 subparagraphs a.-e. from year to year.

1651 (c) Student assessment data used in determining school  
1652 grades shall include:

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1653 |           1. The aggregate scores of all eligible students enrolled  
1654 | in the school who have been assessed on the FCAT and statewide,  
1655 | standardized end-of-course assessments in courses required for  
1656 | high school graduation, including, beginning with the 2011-2012  
1657 | school year, the end-of-course assessment in Algebra I; and  
1658 | beginning with the 2012-2013 school year, the end-of-course  
1659 | assessments in geometry and Biology I; and beginning with the  
1660 | 2014-2015 school year, on the statewide, standardized end-of-  
1661 | course assessment in civics education at the middle school  
1662 | level.

1663 |           2. The aggregate scores of all eligible students enrolled  
1664 | in the school who have been assessed on the FCAT and statewide,  
1665 | standardized end-of-course assessments as described in s.  
1666 | 1008.22(3)(c)2.a., and who have scored at or in the lowest 25th  
1667 | percentile of students in the school in reading and mathematics,  
1668 | unless these students are exhibiting satisfactory performance.

1669 |           3. The achievement scores and learning gains of eligible  
1670 | students attending alternative schools that provide dropout  
1671 | prevention and academic intervention services pursuant to s.  
1672 | 1003.53. The term "eligible students" in this subparagraph does  
1673 | not include students attending an alternative school who are  
1674 | subject to district school board policies for expulsion for  
1675 | repeated or serious offenses, who are in dropout retrieval  
1676 | programs serving students who have officially been designated as  
1677 | dropouts, or who are in programs operated or contracted by the  
1678 | Department of Juvenile Justice. The student performance data for  
1679 | eligible students identified in this subparagraph shall be  
1680 | included in the calculation of the home school's grade. As used

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1681 in this subparagraph and s. 1008.341, the term "home school"  
1682 means the school to which the student would be assigned if the  
1683 student were not assigned to an alternative school. If an  
1684 alternative school chooses to be graded under this section,  
1685 student performance data for eligible students identified in  
1686 this subparagraph shall not be included in the home school's  
1687 grade but shall be included only in the calculation of the  
1688 alternative school's grade. A school district that fails to  
1689 assign the FCAT and statewide, standardized end-of-course  
1690 assessment as described in s. 1008.22(3)(c)2.a. scores of each  
1691 of its students to his or her home school or to the alternative  
1692 school that receives a grade shall forfeit Florida School  
1693 Recognition Program funds for 1 fiscal year. School districts  
1694 must require collaboration between the home school and the  
1695 alternative school in order to promote student success. This  
1696 collaboration must include an annual discussion between the  
1697 principal of the alternative school and the principal of each  
1698 student's home school concerning the most appropriate school  
1699 assignment of the student.

1700 4. The achievement scores and learning gains of students  
1701 designated as hospital- or homebound. Student assessment data  
1702 for students designated as hospital- or homebound shall be  
1703 assigned to their home school for the purposes of school grades.  
1704 As used in this subparagraph, the term "home school" means the  
1705 school to which a student would be assigned if the student were  
1706 not assigned to a hospital- or homebound program.

1707 5. For schools comprised of high school grades 9, 10, 11,  
1708 and 12, or grades 10, 11, and 12, the data listed in

1709 | subparagraphs 1.-3. and the following data as the Department of  
 1710 | Education determines such data are valid and available:

1711 |       a. The high school graduation rate of the school as  
 1712 | calculated by the department;

1713 |       b. The participation rate of all eligible students  
 1714 | enrolled in the school and enrolled in College Board Advanced  
 1715 | Placement courses; International Baccalaureate courses; dual  
 1716 | enrollment courses; Advanced International Certificate of  
 1717 | Education courses; and courses or sequences of courses leading  
 1718 | to national industry certification identified in the Industry  
 1719 | Certification Funding List, pursuant to rules adopted by the  
 1720 | State Board of Education;

1721 |       c. The aggregate scores of all eligible students enrolled  
 1722 | in the school in College Board Advanced Placement courses,  
 1723 | International Baccalaureate courses, and Advanced International  
 1724 | Certificate of Education courses;

1725 |       d. Earning of college credit by all eligible students  
 1726 | enrolled in the school in dual enrollment programs under s.  
 1727 | 1007.271;

1728 |       e. Earning of a national industry certification identified  
 1729 | in the Industry Certification Funding List, pursuant to rules  
 1730 | adopted by the State Board of Education;

1731 |       f. The aggregate scores of all eligible students enrolled  
 1732 | in the school in reading, mathematics, and other subjects as  
 1733 | measured by the SAT, the ACT, the Postsecondary Education  
 1734 | Readiness Test, and the college ~~common~~ placement test for  
 1735 | postsecondary readiness;

1736 |       g. The high school graduation rate of all eligible at-risk

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1737 students enrolled in the school who scored at Level 2 or lower  
 1738 on grade 8 FCAT Reading and FCAT Mathematics;

1739 h. The performance of the school's students on statewide,  
 1740 standardized end-of-course assessments administered under s.  
 1741 1008.22(3)(c)2.c. and d.; and

1742 i. The growth or decline in the data components listed in  
 1743 sub-subparagraphs a.-h. from year to year.

1744

1745 The State Board of Education shall adopt appropriate criteria  
 1746 for each school grade. The criteria must also give added weight  
 1747 to student achievement in reading. Schools earning a grade of  
 1748 "C," making satisfactory progress, shall be required to  
 1749 demonstrate that adequate progress has been made by students in  
 1750 the school who are in the lowest 25th percentile in reading and  
 1751 mathematics on the FCAT and end-of-course assessments as  
 1752 described in s. 1008.22(3)(c)2.a., unless these students are  
 1753 exhibiting satisfactory performance. For schools comprised of  
 1754 high school grades 9, 10, 11, and 12, or grades 10, 11, and 12,  
 1755 the criteria for school grades must also give added weight to  
 1756 the graduation rate of all eligible at-risk students. In order  
 1757 for a high school to earn a grade of "A," the school must  
 1758 demonstrate that its at-risk students, as defined in this  
 1759 paragraph, are making adequate progress.

1760 Section 30. Subsection (2) of section 1008.37, Florida  
 1761 Statutes, is amended to read:

1762 1008.37 Postsecondary feedback of information to high  
 1763 schools.—

1764 (2) The Commissioner of Education shall report, by high

1765 school, to the State Board of Education, the Board of Governors,  
 1766 and the Legislature, no later than November 30 of each year, on  
 1767 the number of prior year Florida high school graduates who  
 1768 enrolled for the first time in public postsecondary education in  
 1769 this state during the previous summer, fall, or spring term,  
 1770 indicating the number of students whose scores on the college  
 1771 ~~common~~ placement test indicated the need for remediation through  
 1772 applied academics for adult education ~~college-preparatory or~~  
 1773 ~~vocational-preparatory~~ instruction or developmental education  
 1774 pursuant to s. 1004.91 or s. 1008.30.

1775 Section 31. Subsection (3) of section 1009.22, Florida  
 1776 Statutes, is amended to read:

1777 1009.22 Workforce education postsecondary student fees.—

1778 (3) (a) Except as otherwise provided by law, fees for  
 1779 students who are nonresidents for tuition purposes must offset  
 1780 the full cost of instruction. Except for students participating  
 1781 in adult education programs as defined in s. 1004.02(1)-(5),  
 1782 residency of students shall be determined as required in s.  
 1783 1009.21. Fee-nonexempt students enrolled in applied academics  
 1784 for adult education ~~vocational-preparatory~~ instruction shall be  
 1785 charged fees equal to the fees charged for adult general  
 1786 education programs. Each Florida College System institution that  
 1787 conducts developmental education ~~college-preparatory~~ and applied  
 1788 academics for adult education ~~vocational-preparatory~~ instruction  
 1789 in the same class section may charge a single fee for both types  
 1790 of instruction.

1791 (b) Each institution that offers adult education programs  
 1792 as defined in s. 1004.02(1)-(5) shall affirmatively determine



1793 | the residency status of each applicant for enrollment in adult  
 1794 | education courses. The residency determination must be  
 1795 | documented by the submission of written or electronic  
 1796 | verification of documents identified in this paragraph. Such  
 1797 | evidence of residency must be clear and convincing. Submission  
 1798 | of any two of the following documents may be determinative of  
 1799 | residency in this state:

- 1800 |       1. A declaration of domicile in Florida.
- 1801 |       2. Proof that the applicant's dependent children are  
 1802 | registered for school in Florida.
- 1803 |       3. Proof that the applicant is employed in Florida.
- 1804 |       4. A Florida voter's registration card or official  
 1805 | correspondence from the supervisor of elections confirming voter  
 1806 | registration in Florida.
- 1807 |       5. A valid Florida driver license.
- 1808 |       6. A valid State of Florida identification card.
- 1809 |       7. A Florida vehicle registration.
- 1810 |       8. Proof that the address listed on the most recent  
 1811 | federal income tax return filed by the applicant is located in  
 1812 | Florida.
- 1813 |       9. Proof that the applicant's bank statements and checking  
 1814 | accounts are registered at a Florida address.
- 1815 |       10. Proof of current payment for utilities at the property  
 1816 | for which permanent residency is being claimed.
- 1817 |       11. A current lease agreement for property located in  
 1818 | Florida.

1819 |       (c) ~~(b)~~ Fees for continuing workforce education shall be  
 1820 | locally determined by the district school board or Florida

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1821 College System institution board. Expenditures for the  
1822 continuing workforce education program provided by the Florida  
1823 College System institution or school district must be fully  
1824 supported by fees. Enrollments in continuing workforce education  
1825 courses may not be counted for purposes of funding full-time  
1826 equivalent enrollment.

1827 (d)~~(e)~~ Effective July 1, 2011, for programs leading to a  
1828 career certificate or an applied technology diploma, the  
1829 standard tuition shall be \$2.22 per contact hour for residents  
1830 and nonresidents and the out-of-state fee shall be \$6.66 per  
1831 contact hour. For adult general education programs, a block  
1832 tuition of \$45 per half year or \$30 per term shall be assessed  
1833 for residents and nonresidents, and the out-of-state fee shall  
1834 be \$135 per half year or \$90 per term. Each district school  
1835 board and Florida College System institution board of trustees  
1836 shall adopt policies and procedures for the collection of and  
1837 accounting for the expenditure of the block tuition. All funds  
1838 received from the block tuition shall be used only for adult  
1839 general education programs. Students enrolled in adult general  
1840 education programs may not be assessed the fees authorized in  
1841 subsection (5), subsection (6), or subsection (7).

1842 (e)~~(d)~~ Beginning with the 2008-2009 fiscal year and each  
1843 year thereafter, the tuition and the out-of-state fee per  
1844 contact hour shall increase at the beginning of each fall  
1845 semester at a rate equal to inflation, unless otherwise provided  
1846 in the General Appropriations Act. The Office of Economic and  
1847 Demographic Research shall report the rate of inflation to the  
1848 President of the Senate, the Speaker of the House of

1849 Representatives, the Governor, and the State Board of Education  
 1850 each year before ~~prior to~~ March 1. For purposes of this  
 1851 paragraph, the rate of inflation shall be defined as the rate of  
 1852 the 12-month percentage change in the Consumer Price Index for  
 1853 All Urban Consumers, U.S. City Average, All Items, or successor  
 1854 reports as reported by the United States Department of Labor,  
 1855 Bureau of Labor Statistics, or its successor for December of the  
 1856 previous year. In the event the percentage change is negative,  
 1857 the tuition and out-of-state fee shall remain at the same level  
 1858 as the prior fiscal year.

1859 (f) ~~(e)~~ Each district school board and each Florida College  
 1860 System institution board of trustees may adopt tuition and out-  
 1861 of-state fees that may vary no more than 5 percent below and 5  
 1862 percent above the combined total of the standard tuition and  
 1863 out-of-state fees established in paragraph (d) ~~(e)~~.

1864 (g) ~~(f)~~ The maximum increase in resident tuition for any  
 1865 school district or Florida College System institution during the  
 1866 2007-2008 fiscal year shall be 5 percent over the tuition  
 1867 charged during the 2006-2007 fiscal year.

1868 (h) ~~(g)~~ The State Board of Education may adopt, by rule,  
 1869 the definitions and procedures that district school boards and  
 1870 Florida College System institution boards of trustees shall use  
 1871 in the calculation of cost borne by students.

1872 Section 32. Subsection (1), paragraph (b) of subsection  
 1873 (2), paragraph (a) of subsection (3), and subsections (4) and  
 1874 (10) of section 1009.23, Florida Statutes, are amended to read:  
 1875 1009.23 Florida College System institution student fees.-  
 1876 (1) Unless otherwise provided, this section applies only

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1877 to fees charged for college credit instruction leading to an  
1878 associate in arts degree, an associate in applied science  
1879 degree, an associate in science degree, or a baccalaureate  
1880 degree authorized pursuant to s. 1007.33, for noncollege credit  
1881 developmental education ~~college-preparatory~~ courses defined in  
1882 s. 1004.02, and for educator preparation institute programs  
1883 defined in s. 1004.85.

1884 (2)

1885 (b) Tuition and out-of-state fees for upper-division  
1886 courses must reflect the fact that the Florida College System  
1887 institution has a less expensive cost structure than that of a  
1888 state university. Therefore, the board of trustees shall  
1889 establish tuition and out-of-state fees for upper-division  
1890 courses in baccalaureate degree programs approved pursuant to s.  
1891 1007.33 consistent with law and proviso language in the General  
1892 Appropriations Act. However, the board of trustees may ~~not~~ vary  
1893 tuition and ~~out-of-state~~ fees only as provided in paragraph  
1894 (4) (b) ~~subsection (4)~~.

1895 (3) (a) Effective July 1, 2011, for advanced and  
1896 professional, postsecondary vocational, developmental education  
1897 ~~college-preparatory~~, and educator preparation institute  
1898 programs, the standard tuition shall be \$68.56 per credit hour  
1899 for residents and nonresidents, and the out-of-state fee shall  
1900 be \$205.82 per credit hour.

1901 (4) (a) Each Florida College System institution board of  
1902 trustees shall establish tuition and out-of-state fees, which  
1903 may vary no more than 10 percent below and 15 percent above the  
1904 combined total of the standard tuition and fees established in

1905 subsection (3).

1906 (b) A Florida College System institution board of trustees  
 1907 may establish resident tuition and fees for a baccalaureate  
 1908 degree program at an amount approved by the State Board of  
 1909 Education that is below the combined rate of tuition and fees  
 1910 established by law or by the General Appropriations Act.

1911 (10) Each Florida College System institution board of  
 1912 trustees is authorized to establish a separate fee for  
 1913 technology, which may not exceed 5 percent of tuition per credit  
 1914 hour or credit-hour equivalent for resident students and may not  
 1915 exceed 5 percent of tuition and the out-of-state fee per credit  
 1916 hour or credit-hour equivalent for nonresident students.

1917 Revenues generated from the technology fee shall be used to  
 1918 enhance instructional technology resources for students and  
 1919 faculty. The technology fee may apply to both college credit and  
 1920 developmental education ~~college preparatory instruction~~ and  
 1921 shall not be included in any award under the Florida Bright  
 1922 Futures Scholarship Program. Fifty percent of technology fee  
 1923 revenues may be pledged by a Florida College System institution  
 1924 board of trustees as a dedicated revenue source for the  
 1925 repayment of debt, including lease-purchase agreements, not to  
 1926 exceed the useful life of the asset being financed. Revenues  
 1927 generated from the technology fee may not be bonded.

1928 Section 33. Paragraphs (c) and (d) of subsection (1) of  
 1929 section 1009.25, Florida Statutes, are amended to read:

1930 1009.25 Fee exemptions.—

1931 (1) The following students are exempt from the payment of  
 1932 tuition and fees, including lab fees, at a school district that

1933 provides workforce education programs, Florida College System  
 1934 institution, or state university:

1935 (c) A student who is or was at the time he or she reached  
 1936 18 years of age in the custody of the Department of Children and  
 1937 Family Services or who, after spending at least 6 months in the  
 1938 custody of the department after reaching 16 years of age, was  
 1939 placed in a guardianship by the court. Such exemption includes  
 1940 fees associated with enrollment in applied academics for adult  
 1941 education ~~career-preparatory~~ instruction. The exemption remains  
 1942 valid until the student reaches 28 years of age.

1943 (d) A student who is or was at the time he or she reached  
 1944 18 years of age in the custody of a relative under s. 39.5085 or  
 1945 who was adopted from the Department of Children and Family  
 1946 Services after May 5, 1997. Such exemption includes fees  
 1947 associated with enrollment in applied academics for adult  
 1948 education ~~career-preparatory~~ instruction. The exemption remains  
 1949 valid until the student reaches 28 years of age.

1950 Section 34. Section 1009.28, Florida Statutes, is amended  
 1951 to read:

1952 1009.28 Fees for repeated enrollment in developmental  
 1953 education ~~college-preparatory~~ classes.—A student enrolled in the  
 1954 same developmental education ~~college-preparatory~~ class more than  
 1955 twice shall pay 100 percent of the full cost of instruction to  
 1956 support continuous enrollment of that student in the same class,  
 1957 and the student shall not be included in calculations of full-  
 1958 time equivalent enrollments for state funding purposes; however,  
 1959 students who withdraw or fail a class due to extenuating  
 1960 circumstances may be granted an exception only once for each

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1961 class, provided approval is granted according to policy  
 1962 established by the board of trustees. Each Florida College  
 1963 System institution may review and reduce fees paid by students  
 1964 due to continued enrollment in a developmental education  
 1965 ~~college-preparatory~~ class on an individual basis contingent upon  
 1966 the student's financial hardship, pursuant to definitions and  
 1967 fee levels established by the State Board of Education.

1968 Section 35. Subsection (3) of section 1009.40, Florida  
 1969 Statutes, is amended to read:

1970 1009.40 General requirements for student eligibility for  
 1971 state financial aid awards and tuition assistance grants.—

1972 (3) Undergraduate students are eligible to receive  
 1973 financial aid for a maximum of 8 semesters or 12 quarters.  
 1974 However, undergraduate students participating in developmental  
 1975 education ~~college-preparatory instruction~~, students requiring  
 1976 additional time to complete the college-level communication and  
 1977 computation skills testing programs, or students enrolled in a  
 1978 5-year undergraduate degree program are eligible to receive  
 1979 financial aid for a maximum of 10 semesters or 15 quarters.

1980 Section 36. Subsection (10) of section 1009.53, Florida  
 1981 Statutes, is amended to read:

1982 1009.53 Florida Bright Futures Scholarship Program.—

1983 (10) Funds from any scholarship within the Florida Bright  
 1984 Futures Scholarship Program may not be used to pay for remedial  
 1985 coursework or developmental education ~~college-preparatory~~  
 1986 ~~coursework~~.

1987 Section 37. Subsection (7) of section 1009.531, Florida  
 1988 Statutes, is amended to read:

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1989 1009.531 Florida Bright Futures Scholarship Program;  
 1990 student eligibility requirements for initial awards.—

1991 ~~(7) To be eligible for an initial award and each renewal~~  
 1992 ~~award under the Florida Bright Futures Scholarship Program, a~~  
 1993 ~~student must submit a Free Application for Federal Student Aid~~  
 1994 ~~which is complete and error free prior to disbursement.~~

1995 Section 38. Subsection (6) of section 1009.73, Florida  
 1996 Statutes, is amended to read:

1997 1009.73 Mary McLeod Bethune Scholarship Program.—

1998 (6) The amount of the scholarship to be granted to each  
 1999 recipient is \$3,000 annually. Priority in the awarding of  
 2000 scholarships shall be given to students having financial need as  
 2001 determined by the institution. If funds are insufficient to  
 2002 provide the full amount of the scholarship authorized in this  
 2003 section to each eligible applicant, the institution may prorate  
 2004 available funds and make a partial award to each eligible  
 2005 applicant. A student may not receive an award for more than the  
 2006 equivalent of 8 semesters or 12 quarters over a period of 6  
 2007 consecutive years, except that a student who is participating in  
 2008 developmental education ~~college-preparatory instruction~~ or who  
 2009 requires additional time to complete the college-level  
 2010 communication and computation skills testing program may  
 2011 continue to receive a scholarship while enrolled for the purpose  
 2012 of receiving developmental education ~~college-preparatory~~  
 2013 ~~instruction~~ or while completing the testing program.

2014 Section 39. Subsection (4) of section 1009.89, Florida  
 2015 Statutes, is amended to read:

2016 1009.89 The William L. Boyd, IV, Florida resident access



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2017 grants.—

2018 (4) A person is eligible to receive such William L. Boyd,  
 2019 IV, Florida resident access grant if:

2020 (a) He or she meets the general requirements, including  
 2021 residency, for student eligibility as provided in s. 1009.40,  
 2022 except as otherwise provided in this section; and

2023 (b)1. He or she is enrolled as a full-time undergraduate  
 2024 student at an eligible college or university;

2025 2. He or she is not enrolled in a program of study leading  
 2026 to a degree in theology or divinity; and

2027 3. He or she is making satisfactory academic progress as  
 2028 defined by the college or university in which he or she is  
 2029 enrolled. ~~and~~

2030 ~~(c) He or she submits a Free Application for Federal~~  
 2031 ~~Student Aid which is complete and error free prior to~~  
 2032 ~~disbursement.~~

2033 Section 40. Subsection (4) of section 1009.891, Florida  
 2034 Statutes, is amended to read:

2035 1009.891 The Access to Better Learning and Education Grant  
 2036 Program.—

2037 (4) A person is eligible to receive an access grant if:

2038 (a) He or she meets the general requirements, including  
 2039 residency, for student eligibility as provided in s. 1009.40,  
 2040 except as otherwise provided in this section; and

2041 (b)1. He or she is enrolled as a full-time undergraduate  
 2042 student at an eligible college or university in a program of  
 2043 study leading to a baccalaureate degree;

2044 2. He or she is not enrolled in a program of study leading

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2045 | to a degree in theology or divinity; and

2046 |         3. He or she is making satisfactory academic progress as  
 2047 | defined by the college or university in which he or she is  
 2048 | enrolled; and

2049 |         ~~(c) He or she submits a Free Application for Federal~~  
 2050 | ~~Student Aid which is complete and error free prior to~~  
 2051 | ~~disbursement.~~

2052 |         Section 41. Effective upon the effective date of section  
 2053 | 1008.44, Florida Statutes, as created in HB \_\_\_\_ or similar  
 2054 | legislation, if such legislation is adopted in the same  
 2055 | legislative session or an extension thereof and becomes law,  
 2056 | subsections (4), (6), and (10) of section 1011.80, Florida  
 2057 | Statutes, are amended to read:

2058 |         1011.80 Funds for operation of workforce education  
 2059 | programs.—

2060 |         (4) Funding for all workforce education programs must be  
 2061 | based on cost categories, performance output measures, and  
 2062 | performance outcome measures.

2063 |         (a) The cost categories must be calculated to identify  
 2064 | high-cost programs, medium-cost programs, and low-cost programs.  
 2065 | The cost analysis used to calculate and assign a program of  
 2066 | study to a cost category must include at least both direct and  
 2067 | indirect instructional costs, consumable supplies, equipment,  
 2068 | and standard program length.

2069 |         ~~(b)1. The performance output measure for career education~~  
 2070 | ~~programs of study is student completion of a career program of~~  
 2071 | ~~study that leads to an occupational completion point associated~~  
 2072 | ~~with a certificate; an apprenticeship program; or a program that~~

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2073 | ~~leads to an applied technology diploma or an associate in~~  
2074 | ~~applied science or associate in science degree. Performance~~  
2075 | ~~output measures for registered apprenticeship programs shall be~~  
2076 | ~~based on program lengths that coincide with lengths established~~  
2077 | ~~pursuant to the requirements of chapter 446.~~

2078 |       **(b)2.** The performance output measure for an adult general  
2079 | education course of study is measurable improvement in student  
2080 | skills. This measure shall include improvement in literacy  
2081 | skills, grade level improvement as measured by an approved test,  
2082 | or attainment of a State of Florida diploma or an adult high  
2083 | school diploma.

2084 |       (c) The performance outcome measures for adult general  
2085 | ~~workforce~~ education programs are associated with placement and  
2086 | retention of students after reaching a completion point or  
2087 | completing a program of study. These measures include placement  
2088 | or retention in employment ~~that is related to the program of~~  
2089 | ~~study; placement into or retention in employment in an~~  
2090 | ~~occupation on the Workforce Estimating Conference list of high-~~  
2091 | ~~wage, high skill occupations with sufficient openings, or other~~  
2092 | ~~High Wage/High Skill Program occupations as determined by~~  
2093 | ~~Workforce Florida, Inc.; and placement and retention of~~  
2094 | ~~participants or former participants in the welfare transition~~  
2095 | ~~program in employment.~~ Continuing postsecondary education at a  
2096 | level that will further enhance employment is a performance  
2097 | outcome for adult general education programs. ~~Placement and~~  
2098 | ~~retention must be reported pursuant to ss. 1008.39 and 1008.43.~~

2099 |       (6) (a) A school district or a Florida College System  
2100 | institution that provides workforce education programs shall

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2101 receive funds in accordance with distributions for base and  
2102 performance funding established by the Legislature in the  
2103 General Appropriations Act. To ensure equitable funding for all  
2104 school district workforce education programs and to recognize  
2105 enrollment growth, the Department of Education shall use the  
2106 funding model developed by the District Workforce Education  
2107 Funding Steering Committee to determine each district's  
2108 workforce education funding needs. To assist the Legislature in  
2109 allocating workforce education funds in the General  
2110 Appropriations Act, the funding model shall annually be provided  
2111 to the legislative appropriations committees no later than March  
2112 1.

2113 (b) Performance funding for industry certifications for  
2114 school district workforce education programs is contingent upon  
2115 specific appropriation in the General Appropriations Act and  
2116 shall be determined as follows:

2117 1. Occupational areas for which industry certifications  
2118 may be earned, as established in the General Appropriations Act,  
2119 are eligible for performance funding. Priority shall be given to  
2120 the occupational areas emphasized in state, national, or  
2121 corporate grants provided to Florida educational institutions.

2122 2. The Chancellor of Career and Adult Education shall  
2123 identify the industry certifications eligible for funding on the  
2124 Postsecondary Industry Certification Funding List adopted by the  
2125 State Board of Education pursuant to s. 1008.44, based on the  
2126 occupational areas specified in the General Appropriations Act.

2127 3. Subject to funds allocated in the General  
2128 Appropriations Act, each school district shall be provided

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2129 \$1,000 for each industry certification earned by a workforce  
2130 education student. The maximum amount of funding appropriated  
2131 for performance funding pursuant to this paragraph shall be  
2132 limited to \$15 million annually. If funds are insufficient to  
2133 fully fund the calculated total award, such funds shall be  
2134 prorated.

2135 (c) ~~(b)~~ A program is established to assist school districts  
2136 and Florida College System institutions in responding to the  
2137 needs of new and expanding businesses and thereby strengthening  
2138 the state's workforce and economy. The program may be funded in  
2139 the General Appropriations Act. The district or Florida College  
2140 System institution shall use the program to provide customized  
2141 training for businesses which satisfies the requirements of s.  
2142 288.047. Business firms whose employees receive the customized  
2143 training must provide 50 percent of the cost of the training.  
2144 Balances remaining in the program at the end of the fiscal year  
2145 shall not revert to the general fund, but shall be carried over  
2146 for 1 additional year and used for the purpose of serving  
2147 incumbent worker training needs of area businesses with fewer  
2148 than 100 employees. Priority shall be given to businesses that  
2149 must increase or upgrade their use of technology to remain  
2150 competitive.

2151 (10) A high school student dually enrolled under s.  
2152 1007.271 in a workforce education program operated by a Florida  
2153 College System institution or school district career center  
2154 generates the amount calculated for workforce education funding,  
2155 including any payment of performance funding, and the  
2156 proportional share of full-time equivalent enrollment generated

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2157 through the Florida Education Finance Program for the student's  
2158 enrollment in a high school. If a high school student is dually  
2159 enrolled in a Florida College System institution program,  
2160 including a program conducted at a high school, the Florida  
2161 College System institution earns the funds generated for  
2162 workforce education funding, and the school district earns the  
2163 proportional share of full-time equivalent funding from the  
2164 Florida Education Finance Program. If a student is dually  
2165 enrolled in a career center operated by the same district as the  
2166 district in which the student attends high school, that district  
2167 earns the funds generated for workforce education funding and  
2168 also earns the proportional share of full-time equivalent  
2169 funding from the Florida Education Finance Program. If a student  
2170 is dually enrolled in a workforce education program provided by  
2171 a career center operated by a different school district, the  
2172 funds must be divided between the two school districts  
2173 proportionally from the two funding sources. A student may not  
2174 be reported for funding in a dual enrollment workforce education  
2175 program unless the student has completed the basic skills  
2176 assessment pursuant to s. 1004.91. A student who is coenrolled  
2177 in a K-12 education program and an adult education program may  
2178 ~~not~~ be reported for purposes of funding in an adult education  
2179 program. If a student is, ~~except that for the 2011-2012 and~~  
2180 ~~2012-2013 fiscal years, students who are~~ coenrolled in core  
2181 curricula courses for credit recovery or dropout prevention  
2182 purposes and does ~~do~~ not have a pattern of excessive absenteeism  
2183 or habitual truancy or a history of disruptive behavior in  
2184 school, the student may be reported for funding for up to two

2185 | courses ~~per student~~. Such a student is ~~students are~~ exempt from  
 2186 | the payment of the block tuition for adult general education  
 2187 | programs provided in s. 1009.22(3)(d) ~~1009.22(3)(e)~~. The  
 2188 | Department of Education shall develop a list of courses to be  
 2189 | designated as core curricula courses for the purposes of  
 2190 | coenrollment.

2191 |       Section 42. Effective upon the effective date of section  
 2192 | 1008.44, Florida Statutes, as created in HB \_\_\_\_ or similar  
 2193 | legislation, if such legislation is adopted in the same  
 2194 | legislative session or an extension thereof and becomes law,  
 2195 | subsections (2) and (3) of section 1011.81, Florida Statutes,  
 2196 | are renumbered as subsections (3) and (4), respectively, and a  
 2197 | new subsection (2) is added to that section to read:

2198 |       1011.81 Florida College System Program Fund.—

2199 |       (2) Performance funding for industry certifications for  
 2200 | Florida College System institutions is contingent upon specific  
 2201 | appropriation in the General Appropriations Act and shall be  
 2202 | determined as follows:

2203 |       (a) Occupational areas for which industry certifications  
 2204 | may be earned, as established in the General Appropriations Act,  
 2205 | are eligible for performance funding. Priority shall be given to  
 2206 | the occupational areas emphasized in state, national, or  
 2207 | corporate grants provided to Florida educational institutions.

2208 |       (b) The Chancellor of the Florida College System shall  
 2209 | identify the industry certifications eligible for funding on the  
 2210 | Postsecondary Industry Certification Funding List adopted by the  
 2211 | State Board of Education pursuant to s. 1008.44, based on the  
 2212 | occupational areas specified in the General Appropriations Act.

2213           (c) Subject to funds allocated in the General  
 2214 Appropriations Act, each Florida College System institution  
 2215 shall be provided \$1,000 for each industry certification earned  
 2216 by a student. The maximum amount of funding appropriated for  
 2217 performance funding pursuant to this subsection shall be limited  
 2218 to \$15 million annually. If funds are insufficient to fully fund  
 2219 the calculated total award, such funds shall be prorated.

2220           Section 43. Paragraph (b) of subsection (1) of section  
 2221 1011.84, Florida Statutes, is amended to read:

2222           1011.84 Procedure for determining state financial support  
 2223 and annual apportionment of state funds to each Florida College  
 2224 System institution district.—The procedure for determining state  
 2225 financial support and the annual apportionment to each Florida  
 2226 College System institution district authorized to operate a  
 2227 Florida College System institution under the provisions of s.  
 2228 1001.61 shall be as follows:

2229           (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE FLORIDA  
 2230 COLLEGE SYSTEM PROGRAM FUND FOR THE CURRENT OPERATING PROGRAM.—

2231           (b) The allocation of funds for Florida College System  
 2232 institutions shall be based on advanced and professional  
 2233 disciplines, developmental education ~~college preparatory~~  
 2234 ~~programs~~, and other programs for adults funded pursuant to s.  
 2235 1011.80.

2236           Section 44. Effective upon the effective date of section  
 2237 1008.44, Florida Statutes, as created in HB \_\_\_\_ or similar  
 2238 legislation, if such legislation is adopted in the same  
 2239 legislative session or an extension thereof and becomes law,  
 2240 subsection (1) and paragraph (a) of subsection (3) of section



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2241 1011.905, Florida Statutes, are amended to read:  
 2242 1011.905 Performance funding for state universities.—  
 2243 (1) State performance funds for the State University  
 2244 System shall be based on indicators of system and institutional  
 2245 attainment of performance expectations. For the 2012-2013  
 2246 through at least the 2016-2017 and 2013-2014 fiscal years, the  
 2247 Board of Governors shall review and rank each state university  
 2248 that applies for performance funding, as provided in the General  
 2249 Appropriations Act, based on the following formula:  
 2250 (a) Twenty-five percent of a state university's score  
 2251 shall be based on the percentage of employed graduates who have  
 2252 earned degrees in the following programs:  
 2253 1. For the 2012-2013 and 2013-2014 fiscal years:  
 2254 a.1. Computer and information science;  
 2255 b.2. Computer engineering;  
 2256 c.3. Information systems technology;  
 2257 d.4. Information technology; and  
 2258 e.5. Management information systems.  
 2259  
 2260 The 2012-2013 award recipients shall receive the same award for  
 2261 2013-2014.  
 2262 2.a. For the 2013-2014 and 2014-2015 fiscal years, high-  
 2263 demand programs determined by the Board of Governors using gap-  
 2264 analysis data adopted pursuant to s. 1001.706(5).  
 2265 b. For the 2013-2014 and 2014-2015 fiscal years, a  
 2266 master's degree in cloud virtualization technology and related  
 2267 large data management.  
 2268 (b) Twenty-five percent of a state university's score

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2269 shall be based on the percentage of graduates who have earned  
2270 baccalaureate degrees in the programs in paragraph (a) and who  
2271 have earned industry certifications identified on the  
2272 Postsecondary Industry Certification Funding List adopted by the  
2273 State Board of Education pursuant to s. 1008.44 in a related  
2274 field from a Florida College System institution or state  
2275 university prior to graduation.

2276 (c) Fifty percent of a state university's score shall be  
2277 based on factors determined by the Board of Governors which  
2278 relate to increasing the probability that graduates who have  
2279 earned degrees in the programs described in paragraph (a) will  
2280 be employed in high-skill, high-wage, and high-demand  
2281 employment.

2282 (3) (a) Each year, the Board of Governors shall award up to  
2283 \$15 million to the highest-ranked state universities in support  
2284 of each program identified in paragraph (1) (a) from funds  
2285 appropriated for the purposes in this section and as specified  
2286 in the General Appropriations Act. The award per state  
2287 university shall be a minimum of 25 percent of the total amount  
2288 appropriated pursuant to this section.

2289 Section 45. Except as otherwise expressly provided in this  
2290 act, this act shall take effect July 1, 2013.