

By Senator Montford

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1 A bill to be entitled
2 An act relating to the dual enrollment program;
3 amending s. 1001.60, F.S.; authorizing a Florida
4 College System institution to serve any secondary dual
5 enrollment student who resides outside the
6 institution's designated service area; amending s.
7 1001.64, F.S.; authorizing the board of trustees of a
8 Florida College System institution to establish dual
9 enrollment articulation agreements with any district
10 school superintendent; prohibiting a Florida College
11 System institution from requiring a superintendent to
12 obtain approval to develop a dual enrollment agreement
13 with another Florida College System institution under
14 certain circumstances; amending s. 1001.65, F.S.;
15 revising the powers and duties of a president of a
16 Florida College System institution with regard to
17 developing and implementing a dual enrollment
18 articulation agreement; amending s. 1001.706, F.S.;
19 authorizing a state university to serve secondary dual
20 enrollment students who reside anywhere in the state;
21 amending s. 1007.271, F.S.; revising provisions
22 relating to the full-time equivalent student
23 membership value for dual enrollment students;
24 revising dual enrollment articulation agreement
25 requirements; revising funding provisions delineating
26 costs incurred by the Florida College System
27 institution providing instruction; amending s.
28 1011.62, F.S.; revising provisions regarding the
29 calculation of full-time equivalent membership with

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30 respect to dual enrollment instruction; providing an
31 effective date.

32
33 Be It Enacted by the Legislature of the State of Florida:

34
35 Section 1. Paragraph (e) is added to subsection (2) of
36 section 1001.60, Florida Statutes, to read:

37 1001.60 Florida College System.—

38 (2) FLORIDA COLLEGE SYSTEM.—There shall be a single Florida
39 College System comprised of the Florida College System
40 institutions identified in s. 1000.21(3). A Florida College
41 System institution may not offer graduate degree programs.

42 (e) A Florida College System institution may serve any
43 secondary dual enrollment student who resides outside the
44 institution's designated service area.

45 Section 2. Present paragraphs (b) through (g) of subsection
46 (8) of section 1001.64, Florida Statutes, are redesignated as
47 paragraphs (c) through (h), respectively, and a new paragraph
48 (b) is added to that subsection, to read:

49 1001.64 Florida College System institution boards of
50 trustees; powers and duties.—

51 (8) Each board of trustees has authority for policies
52 related to students, enrollment of students, student records,
53 student activities, financial assistance, and other student
54 services.

55 (b) Each board of trustees may establish a dual enrollment
56 articulation agreement pursuant to s. 1007.271 with any district
57 school superintendent regardless of whether the school district
58 is located within the Florida College System institution's

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59 designated service area as specified in s. 1000.21. A Florida
60 College System institution may not require a district school
61 superintendent whose school district is located in the
62 institution's designated service area to obtain approval to
63 develop a dual enrollment articulation agreement with a Florida
64 College System institution in another service area.

65 Section 3. Subsection (21) of section 1001.65, Florida
66 Statutes, is amended to read:

67 1001.65 Florida College System institution presidents;
68 powers and duties.—The president is the chief executive officer
69 of the Florida College System institution, shall be corporate
70 secretary of the Florida College System institution board of
71 trustees, and is responsible for the operation and
72 administration of the Florida College System institution. Each
73 Florida College System institution president shall:

74 (21) Develop and implement jointly with any school
75 superintendent ~~superintendents~~ a comprehensive dual enrollment
76 articulation agreement for the students enrolled in the ~~their~~
77 ~~respective school district districts and service areas~~ pursuant
78 to s. 1007.271(21).

79 Section 4. Paragraph (j) is added to subsection (3) of
80 section 1001.706, Florida Statutes, to read:

81 1001.706 Powers and duties of the Board of Governors.—

82 (3) POWERS AND DUTIES RELATING TO ORGANIZATION AND
83 OPERATION OF STATE UNIVERSITIES.—

84 (j) The Board of Governors shall allow a state university
85 to serve secondary dual enrollment students who reside anywhere
86 in the state.

87 Section 5. Subsections (2) and (4) and paragraph (n) of

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88 subsection (21) of section 1007.271, Florida Statutes, are
89 amended to read:

90 1007.271 Dual enrollment programs.—

91 (2) For the purpose of this section, an eligible secondary
92 student is a student who is enrolled in a Florida public
93 secondary school or in a Florida private secondary school that
94 ~~which~~ is in compliance with s. 1002.42(2) and provides a
95 secondary curriculum pursuant to s. 1003.428 or s. 1003.4282.
96 Students who are eligible for dual enrollment pursuant to this
97 section may enroll in dual enrollment courses conducted during
98 school hours, after school hours, and during the summer term.
99 However, if the student is projected to graduate from high
100 school before the scheduled completion date of a postsecondary
101 course, the student may not register for that course through
102 dual enrollment. The student may apply to the postsecondary
103 institution and pay the required registration, tuition, and fees
104 if the student meets the postsecondary institution's admissions
105 requirements under s. 1007.263. Instructional time for dual
106 enrollment may vary from 900 hours; however, the school district
107 may only report the student for a maximum of 1.0 FTE, as
108 provided ~~full-time equivalent student membership value shall be~~
109 ~~subject to the provisions~~ in s. 1011.61(4). Any student enrolled
110 as a dual enrollment student is exempt from the payment of
111 registration, tuition, and laboratory fees. Applied academics
112 for adult education instruction, developmental education, and
113 other forms of precollegiate instruction, as well as physical
114 education courses that focus on the physical execution of a
115 skill rather than the intellectual attributes of the activity,
116 are ineligible for inclusion in the dual enrollment program.

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117 Recreation and leisure studies courses shall be evaluated
118 individually in the same manner as physical education courses
119 for potential inclusion in the program.

120 (4) District school boards may not refuse to enter into a
121 dual enrollment articulation agreement with a local Florida
122 College System institution if that Florida College System
123 institution has the capacity to offer dual enrollment courses. A
124 Florida College System institution may limit dual enrollment
125 participation based upon capacity. Such limitation must be
126 clearly specified in the dual enrollment articulation agreement.

127 (21) Each district school superintendent and Florida
128 College System institution president shall develop a
129 comprehensive dual enrollment articulation agreement for the
130 respective school district and Florida College System
131 institution. The superintendent and president shall establish an
132 articulation committee for the purpose of developing the
133 agreement. Each state university president may designate a
134 university representative to participate in the development of a
135 dual enrollment articulation agreement. A dual enrollment
136 articulation agreement shall be completed and submitted annually
137 by the Florida College System institution to the Department of
138 Education on or before August 1. The agreement must include, but
139 is not limited to:

140 (n) A funding provision that delineates costs incurred by
141 each entity. School districts should share funding ~~shall pay the~~
142 ~~standard tuition rate per credit hour from funds provided in the~~
143 ~~Florida Education Finance Program to the institution providing~~
144 ~~instruction when such instruction takes place on the~~
145 ~~postsecondary campus~~ to cover instructional and support costs

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146 incurred by the postsecondary institution. ~~When dual enrollment~~
147 ~~is provided on the high school site by postsecondary institution~~
148 ~~faculty, the school district shall reimburse the costs~~
149 ~~associated with the proportion of salary and benefits and other~~
150 ~~actual costs of the postsecondary institution to provide the~~
151 ~~instruction. When dual enrollment is provided on the high school~~
152 ~~site by school district faculty, the school district shall be~~
153 ~~responsible only for the postsecondary institution's actual~~
154 ~~costs associated with offering the program. A postsecondary~~
155 ~~institution may enter into an agreement with the school district~~
156 ~~to authorize teachers who teach dual enrollment courses at the~~
157 ~~high school site or the postsecondary institution. A school~~
158 ~~district may not deny a student access to dual enrollment unless~~
159 ~~the student is ineligible to participate in the program subject~~
160 ~~to provisions specifically outlined in this section.~~

161 Section 6. Paragraph (i) of subsection (1) of section
162 1011.62, Florida Statutes, is amended to read:

163 1011.62 Funds for operation of schools.—If the annual
164 allocation from the Florida Education Finance Program to each
165 district for operation of schools is not determined in the
166 annual appropriations act or the substantive bill implementing
167 the annual appropriations act, it shall be determined as
168 follows:

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

173 (i) *Calculation of full-time equivalent membership with*
174 *respect to dual enrollment instruction.*—Students enrolled in

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175 dual enrollment instruction pursuant to s. 1007.271 may be
176 included in calculations of full-time equivalent student
177 memberships for basic programs for grades 9 through 12 by a
178 district school board. Instructional time for dual enrollment
179 may vary from 900 hours; however, the school district may only
180 report the student for a maximum of 1.0 full-time equivalent
181 student membership value as provided ~~shall be subject to the~~
182 ~~provisions~~ in s. 1011.61(4). Dual enrollment full-time
183 equivalent student membership shall be calculated in an amount
184 equal to the hours of instruction that would be necessary to
185 earn the full-time equivalent student membership for an
186 equivalent course if it were taught in the school district.
187 Students in dual enrollment courses may also be calculated as
188 the proportional shares of full-time equivalent enrollments they
189 generate for a Florida College System institution or university
190 conducting the dual enrollment instruction. Early admission
191 students shall be considered dual enrollments for funding
192 purposes. Students may be enrolled in dual enrollment
193 instruction provided by an eligible independent college or
194 university and may be included in calculations of full-time
195 equivalent student memberships for basic programs for grades 9
196 through 12 by a district school board. However, those provisions
197 of law which exempt dual enrolled and early admission students
198 from payment of instructional materials and tuition and fees,
199 including laboratory fees, shall not apply to students who
200 select the option of enrolling in an eligible independent
201 institution. An independent college or university which is
202 located and chartered in Florida, is not for profit, is
203 accredited by the Commission on Colleges of the Southern

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204 Association of Colleges and Schools or the Accrediting Council
205 for Independent Colleges and Schools, and confers degrees as
206 defined in s. 1005.02 shall be eligible for inclusion in the
207 dual enrollment or early admission program. Students enrolled in
208 dual enrollment instruction shall be exempt from the payment of
209 tuition and fees, including laboratory fees. No student enrolled
210 in college credit mathematics or English dual enrollment
211 instruction shall be funded as a dual enrollment unless the
212 student has successfully completed the relevant section of the
213 entry-level examination required pursuant to s. 1008.30.

214 Section 7. This act shall take effect July 1, 2014.