Bill No. HB 7033

(2014)

Amendment No. 1

	COMMITTEE/SUBCOMMITTE	Ε	ACTION
ADO	OPTED		(Y/N)
ADO	OPTED AS AMENDED		(Y/N)
ADO	OPTED W/O OBJECTION		(Y/N)
FAI	ILED TO ADOPT		(Y/N)
WIT	THDRAWN		(Y/N)
OTI	HER _		

Committee/Subcommittee hearing bill: Education Committee Representative Adkins offered the following:

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Amendment (with title amendment)

Remove lines 278-368 and insert: 5

Section 1. Paragraph (j) is added to subsection (1) of section 1003.02, Florida Statutes, to read:

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1003.02 District school board operation and control of public K-12 education within the school district.—As provided in part II of chapter 1001, district school boards are constitutionally and statutorily charged with the operation and control of public K-12 education within their school district. The district school boards must establish, organize, and operate their public K-12 schools and educational programs, employees,

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and facilities. Their responsibilities include staff

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development, public K-12 school student education including education for exceptional students and students in juvenile

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justice programs, special programs, adult education programs, and career education programs. Additionally, district school boards must:

- (1) Provide for the proper accounting for all students of school age, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students in the following areas fields:
- an industry certification which articulates for college credit shall be notified of the estimated cost savings to the parent of the student earning an industry certification prior to high school graduation versus the cost of acquiring such certification after high school graduation which would include the tuition and fees associated with available college credits. Also, the student and the parent shall be informed of any additional industry certifications available to the student.
- Section 2. Section 1003.4203, Florida Statutes, is amended to read:
- 1003.4203 Digital materials, recognitions, digital tool certificates, and technical assistance.—
- (1) <u>CAREER AND PROFESSIONAL EDUCATION (CAPE) DIGITAL</u>

 MATERIALS.—
- $\underline{\text{(a)}} \quad \text{Each district school board, in consultation with the } \\ \underline{\text{district school superintendent,}} \quad \text{shall make available } \underline{\text{CAPE}} \\ \underline{\text{digital materials that enable } \underline{\text{for}}} \quad \text{students in prekindergarten}$

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through grade 12 in order to enable students to access certificates, career innovation courses or academic acceleration industry certifications identified on the Industry Certification Funding List attain digital skills. The CAPE digital materials may be integrated into subject area curricula, offered as a separate courses course, made available through open-access options, or deployed through online or digital computer applications, subject to available funding.

- (b) (2) Beginning with the 2013-2014 school year, each Each district school board, in consultation with the district school superintendent, shall make available CAPE digital and instructional materials, including software applications, to students with disabilities who are in prekindergarten through grade 12 during the development of a student's individual educational plan.
- (2) (3) DIGITAL TOOL CERTIFICATES. Subject to available funding, by December 1, 2013, the department shall Digital tool certificates are identified on the Industry Certification

 Funding List pursuant to s. 1008.44 and recognize the digital competencies necessary to the student's academic success and future employment. Targeted skills to be mastered by the student to earn the certificate include but are not limited to, word processing; spreadsheets; digital arts; cybersecurity; coding; and development of sound, motion, and color presentations.

 contract with one or more technology companies, or affiliated nonprofit organizations, that have approved industry

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List or the Postsecondary Industry Certification Funding List, pursuant to s. 1003.492 or s. 1008.44, to develop a Florida Cyber Security Recognition and a Florida Digital Arts

Recognition. The department shall notify each school district when the certificates recognitions are developed and available. The certificates recognitions shall be made available to all public elementary and middle school students at no cost to the districts or charter schools.

- (a) Targeted knowledge and skills to be mastered for each recognition shall be identified by the department. Knowledge and skills may be demonstrated through student attainment of the below recognitions in particular content areas:
- 1. The Florida Cyber Security Recognition must be based upon an understanding of computer processing operations and, in most part, on cyber security skills that increase a student's cyber-safe practices.
- 2. The Florida Digital Arts Recognition must reflect a balance of skills in technology and the arts.
- (b) The technology companies or affiliated nonprofit organizations that provide the recognition must provide open access to materials for teaching and assessing the skills a student must acquire in order to earn a Florida Cyber Security Recognition or a Florida Digital Arts Recognition. The school district shall notify each elementary and middle school advisory council of the methods of delivery of the open-access content

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and assessments <u>for the certificates</u>. If there is no elementary <u>or middle</u> school advisory council, notification must be provided to the district advisory council.

- (4) Subject to available funding, by December 1, 2013, the department shall contract with one or more technology companies that have approved industry certifications identified on the Industry Certification Funding List or the Postsecondary Industry Certification Funding List, pursuant to s. 1003.492 or s. 1008.44, to develop a Florida Digital Tools Certificate to indicate a student's digital skills. The department shall notify each school district when the certificate is developed and available. The certificate shall be made available to all public middle grades students at no cost to the districts or charter schools.
- (a) Targeted skills to be mastered for the certificate include digital skills that are necessary to the student's academic work and skills the student may need in future employment. The skills must include, but are not limited to, word processing, spreadsheet display, and creation of presentations, including sound, text, and graphic presentations, consistent with industry certifications that are listed on the Industry Certification Funding List, pursuant to s. 1003.492.
- (b) A technology company that provides the certificate must provide open access to materials for teaching and assessing the skills necessary to earn the certificate. The school district shall notify each middle school advisory council of the

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methods of delivery of the open-access content and assessments for the certificate. If there is no middle school advisory council, notification must be provided to the district advisory council.

(c)— The Legislature intends that by July 1, 2018, on an annual basis, at least 75 percent of public elementary and middle grades students earn a digital tool certificate Florida Digital Tools Certificate.

<u>(4) (5)</u> The Department of Education or a company contracted with under subsection (4) shall collaborate with Florida educators and school leaders to provide technical assistance to district school boards in the implementation of this section and <u>s. 1006.281</u>. Technical assistance to districts shall include, but is not limited to, identification of digital resources, primarily open-access resources, including digital curriculum, <u>CAPE digital materials</u>, instructional materials, media assets, and other digital tools and applications; training mechanisms for teachers and others to facilitate integration of digital resources and technologies into instructional strategies; and model policies and procedures that support sustainable implementation practices.

(5)(6) A district school board may seek partnerships with other school districts, private businesses, including third-party assessment centers, postsecondary institutions, or consultants to offer classes and instruction to teachers and students to assist the school district in providing CAPE digital

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148	materials, certificates, career innovation courses, and academic
149	acceleration industry certifications recognitions, and
150	certificates established pursuant to this section.

- $\underline{(6)}$ (7) The State Board of Education shall adopt rules to administer this section.
- Section 3. Paragraph (c) of subsection (3) of section 1003.4282, Florida Statutes, is amended to read:
- 1003.4282 Requirements for a standard high school diploma.—
- (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.—
- credits must have a laboratory component. A student must earn one credit in Biology I and two credits in equally rigorous courses. The Biology I EOC assessment constitutes 30 percent of the student's final course grade. Industry certification courses that lead to college credit may substitute for up to one science credit. One of the three credits in science may be an Advanced Placement computer science course or a computer science course of appropriate rigor as determined by the State Board of Education.
- Section 4. Subsection (1) of section 1003.4285, Florida Statutes, is amended to read:
- 171 1003.4285 Standard high school diploma designations.—

- (1) Each standard high school diploma shall include, as applicable, the following designations if the student meets the criteria set forth for the designation:
- (a) Scholar designation.—In addition to the requirements of ss. 1003.428 and 1003.4282, as applicable, in order to earn the Scholar designation, a student must satisfy the following requirements:
- 1. English Language Arts (ELA).—When the state transitions to common core assessments, Beginning with students entering grade 9 in the 2014-2015 school year pass the 11th grade ELA statewide, standardized common core assessment.
- 2. Mathematics.—Earn one credit in Algebra II and one credit in statistics or an equally rigorous course. When the state transitions to common core assessments, students must and pass the Algebra II statewide, standardized common core assessment. Beginning with students entering grade 9 in the 2014-2015 school year a student must also pass the statewide, standardized Geometry end-of-course (EOC) assessment.
- 3. Science.—Pass the statewide, standardized Biology I end-of-course assessment and earn one credit in chemistry or physics and one credit in a course equally rigorous to chemistry or physics.
- 4. Social studies.—Pass the statewide, standardized United States History end-of-course assessment.
- 5. Foreign language.—Earn two credits in the same foreign language.

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- 6. Electives.—Earn at least one credit in an Advanced Placement, an International Baccalaureate, an Advanced International Certificate of Education, or a dual enrollment course, or an industry certification from the Industry Certification Funding List which articulates for college credit.
- (b) Merit designation.—In addition to the requirements of ss. 1003.428 and 1003.4282, as applicable, in order to earn the Merit designation, a student must attain one or more industry certifications from the Industry Certification Funding List list established under s. 1003.492. Beginning with students entering grade 9 in the 2014-2015 school year a student must attain two or more industry certifications from the Industry Certification Funding List.

Section 5. Subsection (3) of section 1003.492, Florida Statutes, is amended to read:

1003.492 Industry-certified career education programs.-

(3) The Department of Education shall collect student achievement and performance data in industry-certified career education programs and career-themed courses and shall work with Workforce Florida, Inc., in the analysis of collected data. The data collection and analyses shall examine the performance of participating students over time. Performance factors shall include, but not be limited to, graduation rates, retention rates, Florida Bright Futures Scholarship awards, additional educational attainment, employment records, earnings, industry certification, return on investment, and employer satisfaction.

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The results of this study shall be submitted to the President of the Senate and the Speaker of the House of Representatives annually by December 31.

Section 6. Paragraph (i) is added to subsection (3) of section 1007.01, Florida Statutes, to read:

1007.01 Articulation; legislative intent; purpose; role of the State Board of Education and the Board of Governors; Articulation Coordinating Committee.—

- (3) The Commissioner of Education, in consultation with the Chancellor of the State University System, shall establish the Articulation Coordinating Committee, which shall make recommendations related to statewide articulation policies and issues regarding access, quality, and reporting of data maintained by the K-20 data warehouse, established pursuant to ss. 1001.10 and 1008.31, to the Higher Education Coordination Council, the State Board of Education, and the Board of Governors. The committee shall consist of two members each representing the State University System, the Florida College System, public career and technical education, K-12 education, and nonpublic postsecondary education and one member representing students. The chair shall be elected from the membership. The Office of K-20 Articulation shall provide administrative support for the committee. The committee shall:
- (i) Review statewide articulation agreement proposals for industry certifications and make recommendations to the State

 Board of Education for approval. Once an industry certification

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Section 7. Section 1007.273, Florida Statutes, is created to read:

1007.273 Collegiate High School Program.-

- (1) The Collegiate High School Program is established to provide eligible high school students in any of grades 9 through 12 an option to participate in academically challenging educational environments that offer rigorous academic instruction and career preparation. All students shall have access to options that allow them to simultaneously earn a standard high school diploma, at least 30 credits toward an associate or baccalaureate degree to include completion of the 15 credit general education core course requirements established pursuant to s. 1007.25, and industry certifications.
- (2) Each Florida College System institution shall offer a collegiate high school program that will be available to all eligible high school students in the institution's service area and that will be funded in accordance with the requirements of ss. 1007.271 and 1011.62. A high school operated and funded pursuant to s. 1002.33 by a Florida College System institution satisfies this requirement. State University System institutions

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and	eligible	ind	epend	dent	colle	ges	and	universities	pursuant	to
s.	1011.62(1)	(i)	may	offe	r the	pro	ogran	m .		

- (3) Each Florida College System institution must submit to the Chancellor of the Florida College System, by January 1, 2015, a plan to offer a collegiate high school program. The plan must:
- (a) Identify the grade levels to be included in the collegiate high school program which must, at a minimum, include grade 12.
- (b) Describe the collegiate high school program, including the delineation of courses and industry certifications offered, including online course availability; the high school credits earned for each postsecondary course taken; the applicability of courses to postsecondary general education requirements and students' selected meta-majors pursuant to s. 1008.30; student eligibility criteria; and enrollment process and deadlines.
- (c) Describe the methods, medium, and process by which students and their parents are annually informed about the collegiate high school program, which must contain the information described in paragraphs (a) and (b).
- (d) Identify the delivery methods for instruction and the instructors for all courses, including their required academic credentials.
- (e) Identify student progress monitoring mechanisms and the career and academic counseling services to be provided to

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cooperati	ion	with	the	sch	ool	dist	tricts	in	its	servic	ce	area.

- (g) Establish a program review and accountability system that provides data regarding student performance outcomes and solicits student feedback on the program.
- (4) Each student participating in the collegiate high school program must enter into a student performance contract which must be signed by the student and the parent and a representative of the school district and postsecondary institution. The performance contract must include the schedule of courses, by semester, to be taken by the student, student attendance requirements, and course grade requirements. If the student fails to meet the terms and conditions of the performance contract, the student shall be removed from the program, and the parents notified.

Section 8. Section 1008.44, Florida Statutes, is amended to read:

- 1008.44 Industry certifications; Industry Certification Funding List and Postsecondary Industry Certification Funding List.—
- (1) Pursuant to <u>ss. 1003.4203 and s. 1003.492</u>, the Department of Education shall, at least annually, identify, under rules adopted by the State Board of Education, the Industry Certification Funding List that must be applied in the distribution of funding to school districts pursuant to s. 1011.62.

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327	<u>(a)</u>	The the	Com	missioner	of Ed	ucation	may	at	any	time	
328	recommend	l adding	the	following	cert	ificates	s and	l ce	rtif	icati	ons:-

- 1. Industry Certifications that do not articulate for college credit.
- 2. Industry Certifications that articulate for college credit.
- 3. No more than 15 digital tool certificates that do not articulate for college credit and that are limited to the areas of word processing; spreadsheets; sound, motion, and color presentations; digital arts; cybersecurity; and coding.
- 4. Career innovation courses which articulate for college credit and combine academic and career performance outcomes with embedded industry certifications.
- 5. Academic acceleration industry certifications that articulate for 15 or more college credit hours.
- (b) The Commissioner of Agriculture, by August 1 of each year, may annually select two industry certifications that do not articulate for college credit for inclusion on the Industry Certification Funding List.
- (c) The not-for-profit corporation established pursuant to s. 445.004 may annually select one industry certification that does not articulate for college credit for inclusion on the Industry Certification Funding List.
- (2) The State Board of Education shall approve, at least annually, the Postsecondary Industry Certification Funding List pursuant to this section. The Commissioner of Education shall

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recommend, at least annually, the Postsecondary Industry Certification Funding List to the State Board of Education and may at any time recommend adding certifications. The Chancellor of the State University System, the Chancellor of the Florida College System, and the Chancellor of Career and Adult Education shall work with local workforce boards, other postsecondary institutions, businesses, and industry to identify, create, and recommend to the Commissioner of Education industry certifications to be placed on the funding list. The list shall be used to determine annual performance funding distributions to school districts or Florida College System institutions as specified in ss. 1011.80 and 1011.81, respectively. The chancellors shall review results of the economic security report of employment and earning outcomes produced annually pursuant to s. 445.07 s. 445.007 when determining recommended certifications for the list, as well as other reports and indicators available regarding certification needs.

(3) In the case of rigorous industry certifications that have embedded prerequisite minimum age, grade level, diploma or degree, postgraduation period of work experience of at least 12 months, or other reasonable requirements that may limit the extent to which a student can complete all requirements of the certification recognized by industry for employment purposes, the Commissioner of Education shall differentiate content, instructional, and assessment requirements that, when provided by a public institution and satisfactorily attained by a

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student, indicate accomplishment of requirements necessary for funding pursuant to ss. 1011.62, 1011.80, and 1011.81, notwithstanding attainment of prerequisite requirements necessary for recognition by industry for employment purposes. The differentiated requirements established by the Commissioner of Education shall be included on in the Industry Certification Funding List at the time the certification is adopted.

- (4) (a) Courses, certificates and industry certifications placed on the Industry Certification Funding List must include the version available at the time of the adoption and, without further review and approval, include the subsequent updates, unless specifically removed from the Industry Certification Funding List.
- (b) The Commissioner of Education may limit industry certifications and digital tool certificates to students in certain grades based on formal recommendations by providers of industry certifications and digital tool certificates.
- Section 9. Paragraphs (o) and (p) of subsection (1) of section 1011.62, Florida Statutes, are amended to read:
- 1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

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- (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:
- (o) 1. Calculation of additional full-time equivalent membership based on successful completion of a career-themed course pursuant to ss. 1003.4203, 1003.491, 1003.492, and 1003.493, and 1003.4935 and issuance of a digital tool certificate or an industry certification identified on in the Industry Certification Funding List pursuant to rules adopted by the State Board of Education.—
- <u>a.1.</u> A value of 0.025 full-time equivalent student membership shall be calculated for each digital tool certificate earned by a student in elementary and middle school grades.

 Additional full-time equivalent student membership for an elementary or middle grades student shall not exceed 0.1 for certificates earned within the same fiscal year.
- <u>b.</u> A value of 0.1 or 0.2 full-time equivalent student membership shall be calculated for each student who completes a career and professional academy or career-themed course <u>pursuant to ss. 1003.491, 1003.492, 1003.493, and 1003.4935, as defined in s. 1003.493(1)(b) and who is issued <u>the highest level of an industry certification identified annually in the Industry Certification Funding List <u>approved under rules adopted by the State Board of Education</u>. The maximum full-time equivalent student membership value <u>earned pursuant to this sub-</u></u></u>

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430 subparagraph for any student in grades 9 through 12 is 0.3. A 431 value of 0.2 full-time equivalent membership shall be calculated 432 for each student who is issued an industry certification that 433 has a statewide articulation agreement for college credit 434 approved by the State Board of Education. For industry 435 certifications that do not articulate for college credit, the 436 Department of Education shall assign a full-time equivalent value of 0.1 for each certification. Middle grades students who 437 438 earn additional full-time equivalent student membership for a 439 digital tool certificate pursuant to sub- subparagraph a. may 440 not use the previously earned certificate to satisfy 441 requirements for earning an industry certification under this 442 sub-subparagraph. The State Board of Education shall include 443 the assigned values in the Industry Certification Funding List 444 under rules adopted by the state board. Such value shall be 445 added to the total full-time equivalent student membership in 446 secondary career education programs for grades 9 through 12 in the subsequent year for courses that were not provided through 447 dual enrollment. Industry certifications earned through dual 448 449 enrollment must be reported and funded pursuant to ss. 1011.80 450 and 1011.81.

- c. A value of 0.3 full-time equivalent student membership shall be calculated for student completion of career innovation courses identified on the Industry Certification Funding List.
- d. A value of 0.5 full-time equivalent student membership shall be calculated for academic acceleration industry

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certifications that articulate for 15 to 29 college credit
hours, and 1.0 full-time equivalent student membership shall be
calculated for academic acceleration industry certifications
that articulate for 30 or more college credit hours as
identified on the Industry Certification Funding List.

- 2. Each district must allocate at least 80 percent of the funds provided for industry certification, in accordance with this paragraph, to the program that generated the funds. This allocation may not be used to supplant funds provided for basic operation of the program. Unless a different amount is specified in the General Appropriations Act, the appropriation for this calculation is limited to \$60 million annually. If the appropriation is insufficient to fully fund the total calculation, the appropriation shall be prorated.
- 3. For industry certifications earned in the 2013-2014 school year and in subsequent years, the school district shall distribute to each classroom teacher who provided direct instruction toward the attainment of an industry certification that qualified for additional full-time equivalent membership under subparagraph 1.:
- a. A bonus in the amount of \$25 for each student taught by a teacher who provided instruction in a course that led to the attainment of an industry certification on the Industry Certification Funding List with a weight of 0.1.
- b. A bonus in the amount of \$50 for each student taught by a teacher who provided instruction in a course that led to the

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attainment of an industry certification on the Industry Certification Funding List with a weight of 0.2, 0.3, 0.5, and 1.0.

4. For the 2013-2014 fiscal year, the additional FTE membership calculation must include the additional FTE for any student who earned a certification in the 2009-2010, 2010-2011, and 2011-2012 fiscal years who was not previously funded and was enrolled in 2012-2013.

Bonuses awarded pursuant to this paragraph shall be provided to teachers who are employed by the district in the year in which the additional FTE membership calculation is included in the calculation. Bonuses shall be calculated based upon the associated weight of an industry certification on the Industry Certification Funding List for the year in which the certification is earned by the student. Any bonus awarded to a teacher under this paragraph may not exceed \$2,000 in any given school year and is in addition to any regular wage or other bonus the teacher received or is scheduled to receive.

membership based upon early high school graduation.—

Notwithstanding s. 1011.61(4), each unpaid high school credit

delivered by a Each school district may receive funding for each

during the student's prior enrollment may be reported by the

district as 1/6 FTE when the student who graduates early

(p) Calculation of additional full-time equivalent

district as 1/6 FTE when the student who graduates early pursuant to s. 1003.4281. A district may earn 0.25 full-time

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equivalent membership report up to 1/2 FTE for unpaid credits delivered by the district for a student who graduates one semester in advance of the student's cohort and earn 0.5 fulltime equivalent membership up to 1 FTE for a student who graduates 1 year or more in advance of the student's cohort. If the student was enrolled in the district as a full-time high school student for at least 2 years, the district of enrollment shall report the additional unpaid FTE and delivered by the district during the student's prior enrollment. If the student was enrolled in the district for less than 2 years, the district shall report the unpaid FTE delivered by the district and by the district in which the student was previously enrolled. The district of enrollment for which early graduation is claimed shall transfer a proportionate share of the funds earned for early graduation the unpaid FTE to the district in which the student was previously enrolled. Additional FTE included in the 2014-2015 Florida Education Finance Program for early graduation shall be reported and funded pursuant to this paragraph.

- (s) Florida Cyber Security Recognition, Florida Digital

 Arts Recognition, and Florida Digital Tools Certificate

 established pursuant to s. 1003.4203.—
- 1. Each school district shall certify by June 30 of each year to the Department of Education each elementary school that achieves 50 percent of student attainment of the Florida Cyber Security Recognition or the Florida Digital Arts Recognition established pursuant to s. 1003.4203. Upon verification by the

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department, each school that has achieved the designated student recognitions shall be awarded a Florida Digital Learning Certificate of Achievement by the Commissioner of Education.

2. Each middle school shall receive \$50 for each student who earns the Florida Digital Tools Certificate established pursuant to s. 1003.4203 with a minimum awarded per school of \$1,000 annually and a maximum award per school of \$15,000 annually. This performance payment shall be calculated in the FEFP as a full-time equivalent student.

TITLE AMENDMENT

Remove line 32 and insert:
digital instruction; amending s. 1003.02, F.S.; requiring
district school boards to notify parents of return on investment
associated with a student earning an industry certification;
amending s. 1003.4203, F.S.; establish career and professional
education digital tools; providing for digital tool
certificates; amending s. 1003.4282, F.S.; authorizing an
Advanced Placement computer science course or equally rigorous
computer science course to substitute for one of the three
science credits required for high school graduation; amending s.
1003.4285, F.S.; revising requirements for scholar and merit
designations; amending s. 1003.492, F.S.; requiring the

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COMMITTEE/SUBCOMMITTEE AMENDMENT

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560 Department of Education to report return on investment of career 561 education; amending s. 1007.01, F.S.; requiring the Articulation 562 Coordinating Committee to review proposals for industry 563 certifications; providing that the Chancellor of Career and 564 Adult Education must provide certain articulation 565 recommendations to the committee within a specified period; 566 creating s. 1007.273, F.S.; creating the collegiate high school 567 program; providing requirements for the collegiate high school 568 program; amending s. 1008.44, F.S.; revising the Industry 569 Certification Funding List; authorizing the Commissioner of 570 Education to recommend specified certificates and 571 certifications; authorizing the Commissioner of Agriculture to 572 select two industry certifications; authorizing the not-for-573 profit corporation established pursuant to s. 445.004 to select 574 one industry certification; amending s. 1011.62, F.S.; 575 establishing weighted funding for certain certificates and 576 industry certifications; authorizing bonus for teachers who 577 teach students who earn such certificates and certifications; 578 providing an effective date.

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