

By the Committee on Appropriations; and Senator Stargel

576-04247-15

2015874c1

1 A bill to be entitled
2 An act relating to the dual enrollment program;
3 amending s. 1007.271, F.S.; exempting dual enrollment
4 students from paying certain fees, including
5 technology fees; requiring a home education secondary
6 student to be responsible for his or her own
7 instructional materials and transportation in order to
8 participate in the dual enrollment program unless the
9 articulation agreement provides otherwise; requiring a
10 postsecondary institution that is eligible to
11 participate in the dual enrollment program to enter
12 into a home education articulation agreement;
13 requiring the postsecondary institution to annually
14 complete and submit the agreement to the Department of
15 Education by a specified date; conforming provisions
16 to changes made by the act; authorizing certain
17 instructional materials to be made available free of
18 charge to dual enrollment students in home education
19 programs and private schools if provided for in the
20 articulation agreement; requiring the department to
21 review dual enrollment articulation agreements
22 submitted for certain students, including home
23 education students and private school students, to
24 participate in a dual enrollment program; requiring
25 the Commissioner of Education to notify the district
26 school board superintendent and the president of the
27 postsecondary institution if the dual enrollment
28 articulation agreement does not comply with statutory
29 requirements; requiring a district school board and a

576-04247-15

2015874c1

30 Florida College System institution to annually
31 complete and submit to the department by a specified
32 date a dual enrollment articulation agreement with a
33 state university and an eligible independent college
34 or university, as applicable; providing requirements
35 for a private school student to participate in a dual
36 enrollment program; requiring a postsecondary
37 institution eligible to participate in the dual
38 enrollment program to enter into an articulation
39 agreement with each private school student seeking
40 enrollment in a dual enrollment course and his or her
41 parent; requiring the postsecondary institution to
42 annually complete and submit the articulation
43 agreement to the department by a specified date;
44 providing requirements for the articulation agreement;
45 amending ss. 1002.20 and 1011.62, F.S.; conforming
46 provisions to changes made by the act; providing an
47 effective date.

48
49 Be It Enacted by the Legislature of the State of Florida:

50
51 Section 1. Subsections (2), (10), (11), (13), (16), (17),
52 (22), (23), and (24) of section 1007.271, Florida Statutes, are
53 amended to read:

54 1007.271 Dual enrollment programs.—

55 (2) For the purpose of this section, an eligible secondary
56 student is a student who is enrolled in any of grades 6 through
57 12 in a Florida public school or in a Florida private school
58 that is in compliance with s. 1002.42(2) and provides a

576-04247-15

2015874c1

59 secondary curriculum pursuant to s. 1003. 4282. A student
60 ~~Students~~ who is ~~are~~ eligible for dual enrollment pursuant to
61 this section may enroll in dual enrollment courses conducted
62 during school hours, after school hours, and during the summer
63 term. However, if the student is projected to graduate from high
64 school before the scheduled completion date of a postsecondary
65 course, the student may not register for that course through
66 dual enrollment. The student may apply to the postsecondary
67 institution and pay the required registration, tuition, and fees
68 if the student meets the postsecondary institution's admissions
69 requirements under s. 1007.263. Instructional time for dual
70 enrollment may vary from 900 hours; however, the full-time
71 equivalent student membership value is ~~shall be~~ subject to ~~the~~
72 ~~provisions in~~ s. 1011.61(4). A student enrolled as a dual
73 enrollment student is exempt from the payment of registration,
74 tuition, technology, and laboratory fees. Applied academics for
75 adult education instruction, developmental education, and other
76 forms of precollegiate instruction, as well as physical
77 education courses that focus on the physical execution of a
78 skill, rather than the intellectual attributes of the activity,
79 are ineligible for inclusion in the dual enrollment program.
80 Recreation and leisure studies courses shall be evaluated
81 individually in the same manner as physical education courses
82 for potential inclusion in the program.

83 (10) Early admission is a form of dual enrollment through
84 which an eligible secondary student enrolls ~~students enroll~~ in a
85 postsecondary institution on a full-time basis in courses that
86 are creditable toward the high school diploma and the associate
87 or baccalaureate degree. A student must enroll in a minimum of

576-04247-15

2015874c1

88 12 college credit hours per semester or the equivalent to
89 participate in the early admission program; however, a student
90 may not be required to enroll in more than 15 college credit
91 hours per semester or the equivalent. A student ~~Students~~
92 enrolled pursuant to this subsection is ~~are~~ exempt from the
93 payment of registration, tuition, technology, and laboratory
94 fees.

95 (11) Career early admission is a form of career dual
96 enrollment through which an eligible secondary student enrolls
97 ~~students enroll~~ full time in a career center or a Florida
98 College System institution in postsecondary programs leading to
99 industry certifications, as listed in the Postsecondary Industry
100 Certification Funding List pursuant to s. 1008.44, which are
101 creditable toward the high school diploma and the certificate or
102 associate degree. Participation in the career early admission
103 program is limited to students who have completed a minimum of 4
104 semesters of full-time secondary enrollment, including studies
105 undertaken in ~~the ninth~~ grade 9. A student ~~Students~~ enrolled
106 pursuant to this section is ~~are~~ exempt from the payment of
107 registration, tuition, technology, and laboratory fees.

108 (13) (a) The dual enrollment program for a home education
109 student ~~students~~ consists of the enrollment of an eligible home
110 education secondary student in a postsecondary course creditable
111 toward an associate degree, a career certificate, or a
112 baccalaureate degree. To participate in the dual enrollment
113 program, an eligible home education secondary student must:

- 114 1. Provide proof of enrollment in a home education program
115 pursuant to s. 1002.41.
- 116 2. Be responsible for his or her own instructional

576-04247-15

2015874c1

117 materials and transportation unless provided for in the
118 articulation agreement ~~otherwise~~.

119 3. Sign a home education articulation agreement pursuant to
120 paragraph (b).

121 (b) Each postsecondary institution that is eligible to
122 participate in the dual enrollment program pursuant to s.
123 1011.62(1)(i) must ~~shall~~ enter into a home education
124 articulation agreement with each home education student seeking
125 enrollment in a dual enrollment course and the student's parent.
126 By August 1 of each year, the applicable postsecondary
127 institution shall complete and submit the home education
128 articulation agreement to the Department of Education. The home
129 education articulation agreement must ~~shall~~ include, at a
130 minimum:

131 1. A delineation of courses and programs available to a
132 ~~dually enrolled~~ home education student who participates in a
133 dual enrollment program ~~students~~. The postsecondary institution
134 may add, revise, or delete courses and programs ~~may be added,~~
135 ~~revised, or deleted~~ at any time ~~by the postsecondary~~
136 ~~institution~~.

137 2. The initial and continued eligibility requirements for
138 home education student participation, not to exceed those
139 required of other dual enrollment ~~dually enrolled~~ students.

140 3. A provision expressing whether the postsecondary
141 institution or the student is responsible ~~The student's~~
142 ~~responsibilities~~ for providing ~~his or her own~~ instructional
143 materials and transportation.

144 4. A copy of the statement on transfer guarantees developed
145 by the Department of Education under subsection (15).

576-04247-15

2015874c1

146 (16) A student ~~Students~~ who meets ~~meet~~ the eligibility
147 requirements of this section and who chooses ~~choose~~ to
148 participate in dual enrollment programs is ~~are~~ exempt from the
149 payment of registration, tuition, technology, and laboratory
150 fees.

151 (17) Instructional materials assigned for use in ~~within~~
152 dual enrollment courses shall be made available to dual
153 enrollment students from Florida public high schools free of
154 charge. This subsection does not prohibit a postsecondary
155 ~~Florida College System~~ institution from providing instructional
156 materials at no cost to a home education student or student from
157 a private school, if provided for in the articulation agreement.
158 Instructional materials purchased by a district school board or
159 Florida College System institution board of trustees on behalf
160 of dual enrollment students are ~~shall be~~ the property of the
161 board against which the purchase is charged.

162 (22) The Department of Education shall develop an
163 electronic submission system for dual enrollment articulation
164 agreements and shall review, for compliance, each dual
165 enrollment articulation agreement submitted pursuant to
166 subsections (13), ~~subsection~~ (21), and (24). The Commissioner of
167 Education shall notify the district school superintendent and
168 the president of the postsecondary institution that is eligible
169 to participate in the dual enrollment program pursuant to s.
170 1011.62(1)(i) ~~Florida College System institution president~~ if
171 the dual enrollment articulation agreement does not comply with
172 statutory requirements and shall submit any dual enrollment
173 articulation agreement with unresolved issues of noncompliance
174 to the State Board of Education.

576-04247-15

2015874c1

175 (23) A district school board ~~boards~~ and a Florida College
176 System institution ~~institutions~~ may enter into an additional
177 dual enrollment articulation agreement ~~agreements~~ with a state
178 university ~~universities~~ for the purposes of this section. A
179 school district ~~districts~~ may also enter into a dual enrollment
180 articulation agreement ~~agreements~~ with an eligible independent
181 college or university ~~colleges and universities~~ pursuant to s.
182 1011.62(1)(i). By August 1 of each year, the district school
183 board and the Florida College System institution shall complete
184 and submit the dual enrollment articulation agreement with the
185 state university and an eligible independent college or
186 university, as applicable, to the Department of Education.

187 (24) (a) The dual enrollment program for a private school
188 student consists of the enrollment of an eligible private school
189 student in a postsecondary course creditable toward an associate
190 degree, a career certificate, or a baccalaureate degree. In
191 addition, the private school in which the student is enrolled
192 must award credit toward high school completion for the
193 postsecondary course under the dual enrollment program. To
194 participate in the dual enrollment program, an eligible private
195 school student shall:

196 1. Provide proof of enrollment in a private school pursuant
197 to subsection (2).

198 2. Be responsible for his or her own instructional
199 materials and transportation unless provided for in the
200 articulation agreement.

201 3. Sign a private school articulation agreement pursuant to
202 paragraph (b).

203 (b) Each postsecondary institution that is eligible to

576-04247-15

2015874c1

204 participate in the dual enrollment program pursuant to s.
205 1011.62(1)(i) must enter into a private school articulation
206 agreement with each private school student seeking enrollment in
207 a dual enrollment course and the student's parent. By August 1
208 of each year, the applicable postsecondary institution shall
209 complete and submit the private school articulation agreement to
210 the Department of Education. The articulation agreement must
211 include, at a minimum:

212 1. A delineation of courses and programs available to a
213 private school student who participates in a dual enrollment
214 program. The postsecondary institution may add, revise, or
215 delete courses and programs at any time.

216 2. The initial and continued eligibility requirements for
217 private school student participation, not to exceed those
218 required of other dual enrollment students.

219 3. A provision expressing whether the postsecondary
220 institution or the student is responsible for providing
221 instructional materials and transportation.

222 4. A copy of the statement on transfer guarantees developed
223 by the Department of Education under subsection (15)
224 ~~Postsecondary institutions may enter into dual enrollment~~
225 ~~articulation agreements with private secondary schools pursuant~~
226 ~~to subsection (2).~~

227 Section 2. Paragraph (d) of subsection (19) of section
228 1002.20, Florida Statutes, is amended to read:

229 1002.20 K-12 student and parent rights.—Parents of public
230 school students must receive accurate and timely information
231 regarding their child's academic progress and must be informed
232 of ways they can help their child to succeed in school. K-12

576-04247-15

2015874c1

233 students and their parents are afforded numerous statutory
234 rights including, but not limited to, the following:

235 (19) INSTRUCTIONAL MATERIALS.—

236 (d) *Dual enrollment students.*—Instructional materials
237 purchased by a district school board or Florida College System
238 institution board of trustees on behalf of ~~public school~~ dual
239 enrollment students shall be made available free of charge to
240 the dual enrollment students ~~free of charge~~, in accordance with
241 s. 1007.271(17).

242 Section 3. Paragraph (i) of subsection (1) of section
243 1011.62, Florida Statutes, is amended to read:

244 1011.62 Funds for operation of schools.—If the annual
245 allocation from the Florida Education Finance Program to each
246 district for operation of schools is not determined in the
247 annual appropriations act or the substantive bill implementing
248 the annual appropriations act, it shall be determined as
249 follows:

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

254 (i) *Calculation of full-time equivalent membership with*
255 *respect to dual enrollment instruction.*—Students enrolled in
256 dual enrollment instruction pursuant to s. 1007.271 may be
257 included in calculations of full-time equivalent student
258 memberships for basic programs for grades 9 through 12 by a
259 district school board. Instructional time for dual enrollment
260 may vary from 900 hours; however, the full-time equivalent
261 student membership value shall be subject to the provisions in

576-04247-15

2015874c1

262 s. 1011.61(4). Dual enrollment full-time equivalent student
263 membership shall be calculated in an amount equal to the hours
264 of instruction that would be necessary to earn the full-time
265 equivalent student membership for an equivalent course if it
266 were taught in the school district. Students in dual enrollment
267 courses may also be calculated as the proportional shares of
268 full-time equivalent enrollments they generate for a Florida
269 College System institution or university conducting the dual
270 enrollment instruction. Early admission students shall be
271 considered dual enrollments for funding purposes. Students may
272 be enrolled in dual enrollment instruction provided by an
273 eligible independent college or university and may be included
274 in calculations of full-time equivalent student memberships for
275 basic programs for grades 9 through 12 by a district school
276 board. However, those provisions of law which exempt dual
277 enrollment students ~~dual-enrolled~~ and early admission students
278 from payment of instructional materials and tuition and fees,
279 including technology, registration, and laboratory fees, do
280 ~~shall~~ not apply to students who select the option of enrolling
281 in an eligible independent institution. An independent college
282 or university that ~~which~~ is located and chartered in Florida, is
283 not for profit, is accredited by the Commission on Colleges of
284 the Southern Association of Colleges and Schools or the
285 Accrediting Council for Independent Colleges and Schools, and
286 confers degrees as defined in s. 1005.02 is ~~shall be~~ eligible
287 for inclusion in the dual enrollment or early admission program.
288 Students enrolled in dual enrollment instruction are ~~shall be~~
289 exempt from the payment of tuition and fees, including
290 technology, registration, and laboratory fees. A ~~No~~ student

576-04247-15

2015874c1

291 enrolled in college credit mathematics or English dual
292 enrollment instruction may not ~~shall~~ be funded as a dual
293 enrollment unless the student has successfully completed the
294 relevant section of the entry-level examination required
295 pursuant to s. 1008.30.

296 Section 4. This act shall take effect July 1, 2015.