

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Sullivan offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 401-524 and insert:

5 Section 6. Subsections (3) and (13) and paragraph (b) of  
6 subsection (24) of section 1007.271, Florida Statutes, are  
7 amended to read:

8 1007.271 Dual enrollment programs.—

9 (3) Student eligibility requirements for initial  
10 enrollment in college credit dual enrollment courses must  
11 include a 3.0 unweighted high school grade point average and the  
12 minimum score on a common placement test adopted by the State  
13 Board of Education which indicates that the student is ready for

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14 college-level coursework. Student eligibility requirements for  
15 continued enrollment in college credit dual enrollment courses  
16 must include the maintenance of a 3.0 unweighted high school  
17 grade point average and the minimum postsecondary grade point  
18 average established by the postsecondary institution. Regardless  
19 of meeting student eligibility requirements for continued  
20 enrollment, a student may lose the opportunity to participate in  
21 a dual enrollment course if the student is disruptive to the  
22 learning process such that the progress of other students or the  
23 efficient administration of the course is hindered. Student  
24 eligibility requirements for initial and continued enrollment in  
25 career certificate dual enrollment courses must include a 2.0  
26 unweighted high school grade point average. Exceptions to the  
27 required grade point averages may be granted on an individual  
28 student basis if the educational entities agree and the terms of  
29 the agreement are contained within the dual enrollment  
30 articulation agreement established pursuant to subsection (21).  
31 Florida College System institution boards of trustees may  
32 establish additional initial student eligibility requirements,  
33 which shall be included in the dual enrollment articulation  
34 agreement, to ensure student readiness for postsecondary  
35 instruction. Additional requirements included in the agreement  
36 may not arbitrarily prohibit students who have demonstrated the  
37 ability to master advanced courses from participating in dual  
38 enrollment courses or limit the number of dual enrollment

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39 | courses in which a student may enroll based solely upon  
40 | enrollment by the student at an independent postsecondary  
41 | institution.

42 | (13) (a) The dual enrollment program for a home education  
43 | student, including, but not limited to, students with  
44 | disabilities, consists of the enrollment of an eligible home  
45 | education secondary student in a postsecondary course creditable  
46 | toward an associate degree, a career certificate, or a  
47 | baccalaureate degree. To participate in the dual enrollment  
48 | program, an eligible home education secondary student must:

49 | 1. Provide proof of enrollment in a home education program  
50 | pursuant to s. 1002.41.

51 | 2. Be responsible for his or her own ~~instructional~~  
52 | ~~materials~~ and transportation unless provided for in the  
53 | articulation agreement.

54 | 3. Sign a home education articulation agreement pursuant  
55 | to paragraph (b).

56 | (b) Each postsecondary institution eligible to participate  
57 | in the dual enrollment program pursuant to s. 1011.62(1)(i) must  
58 | enter into a home education articulation agreement with each  
59 | home education student seeking enrollment in a dual enrollment  
60 | course and the student's parent. By August 1 of each year, the  
61 | eligible postsecondary institution shall complete and submit the  
62 | home education articulation agreement to the Department of

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63 Education. The home education articulation agreement must  
64 include, at a minimum:

65 1. A delineation of courses and programs available to  
66 dually enrolled home education students. Courses and programs  
67 may be added, revised, or deleted at any time by the  
68 postsecondary institution. Any course or program limitations may  
69 not exceed the limitations for other dually enrolled students.

70 2. The initial and continued eligibility requirements for  
71 home education student participation, not to exceed those  
72 required of other dually enrolled students. A high school grade  
73 point average may not be required for home education students  
74 who meet the minimum score on a common placement test adopted by  
75 the State Board of Education which indicates that the student is  
76 ready for college-level coursework; however, home education  
77 student eligibility requirements for continued enrollment in  
78 dual enrollment courses must include the maintenance of the  
79 minimum postsecondary grade point average established by the  
80 postsecondary institution.

81 3. The student's responsibilities for providing his or her  
82 own ~~instructional materials and~~ transportation.

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

85 (24)

86 (b) Each postsecondary institution eligible to participate  
87 in the dual enrollment program pursuant to s. 1011.62(1)(i) must

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88 enter into a private school articulation agreement with each  
89 eligible private school in its geographic service area seeking  
90 to offer dual enrollment courses to its students, including, but  
91 not limited to, students with disabilities. By August 1 of each  
92 year, the eligible postsecondary institution shall complete and  
93 submit the private school articulation agreement to the  
94 Department of Education. The private school articulation  
95 agreement must include, at a minimum:

96 1. A delineation of courses and programs available to the  
97 private school student. The postsecondary institution may add,  
98 revise, or delete courses and programs at any time.

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

102 3. The student's responsibilities for providing his or her  
103 own instructional materials and transportation.

104 4. A provision clarifying that the private school will  
105 award appropriate credit toward high school completion for the  
106 postsecondary course under the dual enrollment program.

107 5. A provision expressing that costs associated with  
108 tuition and fees, including registration, and laboratory fees,  
109 will not be passed along to the student.

110 ~~6. A provision stating whether the private school will~~  
111 ~~compensate the postsecondary institution for the standard~~

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112 ~~tuition rate per credit hour for each dual enrollment course~~  
113 ~~taken by its students.~~

114 Section 7. Paragraph (1) of subsection (5) and paragraph  
115 (a) of subsection (11) of section 1002.385, Florida Statutes,  
116 are amended to read:

117 1002.385 The Gardiner Scholarship.—

118 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must  
119 be used to meet the individual educational needs of an eligible  
120 student and may be spent for the following purposes:

121 (1) Fees for an annual evaluation of educational progress  
122 by a state-certified teacher under s. 1002.41(1)(f) ~~s.~~  
123 ~~1002.41(1)(e)~~, if this option is chosen for a home education  
124 student.

125

126 A provider of any services receiving payments pursuant to this  
127 subsection may not share, refund, or rebate any moneys from the  
128 Gardiner Scholarship with the parent or participating student in  
129 any manner. A parent, student, or provider of any services may  
130 not bill an insurance company, Medicaid, or any other agency for  
131 the same services that are paid for using Gardiner Scholarship  
132 funds.

133 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM  
134 PARTICIPATION.—A parent who applies for program participation  
135 under this section is exercising his or her parental option to  
136 determine the appropriate placement or the services that best

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137 meet the needs of his or her child. The scholarship award for a  
138 student is based on a matrix that assigns the student to support  
139 Level III services. If a parent receives an IEP and a matrix of  
140 services from the school district pursuant to subsection (7),  
141 the amount of the payment shall be adjusted as needed, when the  
142 school district completes the matrix.

143 (a) To satisfy or maintain program eligibility, including  
144 eligibility to receive and spend program payments, the parent  
145 must sign an agreement with the organization and annually submit  
146 a notarized, sworn compliance statement to the organization to:

147 1. Affirm that the student is enrolled in a program that  
148 meets regular school attendance requirements as provided in s.  
149 1003.01(13)(b)-(d).

150 2. Affirm that the program funds are used only for  
151 authorized purposes serving the student's educational needs, as  
152 described in subsection (5).

153 3. Affirm that the parent is responsible for the education  
154 of his or her student by, as applicable:

155 a. Requiring the student to take an assessment in  
156 accordance with paragraph (8)(c);

157 b. Providing an annual evaluation in accordance with s.  
158 1002.41(1)(f) ~~s. 1002.41(1)(e)~~; or

159 c. Requiring the child to take any preassessments and  
160 postassessments selected by the provider if the child is 4 years  
161 of age and is enrolled in a program provided by an eligible

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162 Voluntary Prekindergarten Education Program provider. A student  
163 with disabilities for whom a preassessment and postassessment is  
164 not appropriate is exempt from this requirement. A participating  
165 provider shall report a student's scores to the parent.

166 4. Affirm that the student remains in good standing with  
167 the provider or school if those options are selected by the  
168 parent.

169  
170 A parent who fails to comply with this subsection forfeits the  
171 Gardiner Scholarship.

172 Section 8. Contingent upon CS/HB 7055 or similar  
173 legislation in the 2018 Regular Session of the Legislature or an  
174 extension thereof failing to become law, for the 2018-2019  
175 fiscal year, the sum of \$550,000 in recurring funds from the  
176 General Revenue Fund is appropriated to the Department of  
177 Education to be used by the Division of Florida Colleges to  
178 reimburse eligible colleges for the instructional materials  
179 pursuant to s. 1007.271(13), Florida Statutes.

180  
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**T I T L E A M E N D M E N T**

182 Remove lines 43-50 and insert:  
183 under certain circumstances; deleting a requirement  
184 for a home education student to provide his or her own  
185 instructional materials; revising the requirements for  
186

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187 home education and private school articulation  
188 agreements; prohibiting dual enrollment course and  
189 program limitations for home education students from  
190 exceeding limitations for other students; providing an  
191 exemption from the grade point average requirement for  
192 initial enrollment in a dual enrollment program for  
193 certain home education students; amending s. 1002.385,  
194 F.S.; conforming cross-references; providing a  
195 contingent appropriation; providing an effective date.

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