

1 A bill to be entitled
2 An act relating to postsecondary education for
3 secondary students; amending s. 1007.27, F.S.;
4 establishing reporting requirements for postsecondary
5 institutions participating in dual enrollment
6 programs; amending s. 1007.271, F.S.; prohibiting
7 district school boards and Florida College System
8 institutions from limiting participation in dual
9 enrollment programs; providing an exemption; requiring
10 a certain statement to include specified postsecondary
11 course information; requiring, rather than
12 authorizing, instructional materials to be made
13 available to certain dual enrollment students free of
14 charge; providing additional funding to certain public
15 postsecondary institutions that provide dual
16 enrollment courses using technology; requiring the
17 inclusion of provisions relating to the establishment
18 of early college programs in an articulation
19 agreement; requiring private school articulation
20 agreements to prohibit certain costs from being funded
21 through the Florida Education Finance Program or
22 passed along to private school students or private
23 schools; authorizing a private school to enter into an
24 agreement with specified educational institutions to
25 establish an early college program; prohibiting the

26 costs of such program from being funded through the
 27 Florida Education Finance Program or passed along to
 28 private school students or private schools; amending
 29 s. 1007.273, F.S.; providing additional options for
 30 students participating in an early college program;
 31 revising the requirements for an early college
 32 program; prohibiting certain entities from limiting
 33 the number of students who may participate in an early
 34 college program; revising early college program
 35 student performance contract requirements; requiring
 36 each district school board to post specified
 37 information on its website; authorizing a charter
 38 school or a private school to establish an early
 39 college program; providing an appropriation; providing
 40 an effective date.

41
 42 Be It Enacted by the Legislature of the State of Florida:

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 44 Section 1. Subsections (5) through (8) of section 1007.27,
 45 Florida Statutes, are renumbered as subsections (6) through (9),
 46 respectively, and a new subsection (5) is added to that section
 47 to read:

48 1007.27 Articulated acceleration mechanisms.—

49 (5) (a) Beginning September 1, 2021, and annually
 50 thereafter, each postsecondary institution shall report to the

51 Commissioner of Education at least the following information for
52 the previous school year for each dual enrollment articulation
53 agreement it enters into pursuant to s. 1007.271:

54 1. The number of students who enrolled in a dual
55 enrollment course under each articulation agreement, including
56 those students enrolled in an early college program under s.
57 1007.273.

58 2. The total and average number of dual enrollment courses
59 completed, clock hours earned, high school and college credits
60 earned, standard high school diplomas awarded, certificates
61 awarded, associate and baccalaureate degrees awarded, and
62 industry certifications attained, if any, by the students who
63 enrolled in each dual enrollment program or early college
64 program.

65 3. The projected student enrollment in each dual
66 enrollment program and early college program during the next
67 school year.

68 4. Any barriers to entering into an agreement to establish
69 one or more early college programs as provided in ss. 1007.271
70 and 1007.273.

71 (b) By November 30, 2021, and annually thereafter, the
72 Department of Education shall post on its website the status of
73 early college programs, including, at a minimum, a summary of
74 student enrollment and completion information provided pursuant
75 to this subsection; barriers, if any, to establishing such

76 programs; and recommendations for expanding access to such
77 programs statewide.

78 Section 2. Subsections (4), (15), and (17), paragraph (n)
79 of subsection (21), and paragraph (b) of subsection (24) of
80 section 1007.271, Florida Statutes, are amended, paragraph (p)
81 is added to subsection (21), and paragraph (c) is added to
82 subsection (24) of that section, to read:

83 1007.271 Dual enrollment programs.—

84 (4) District school boards may not refuse to enter into a
85 dual enrollment articulation agreement with a local Florida
86 College System institution if that Florida College System
87 institution has the capacity to offer dual enrollment courses. A
88 district school board or a Florida College System institution
89 may not limit the number of students who enter dual enrollment
90 programs, including early college programs under s. 1007.273,
91 unless the commissioner grants a request for a 1-year waiver due
92 to capacity to offer a quality program. The request for a waiver
93 must describe the existing capacity issues and specific courses
94 or programs that cannot be offered and suggest solutions and a
95 timeline for achieving the capacity needed to meet the demand.

96 (15) The Department of Education shall develop a statement
97 on transfer guarantees to inform students and their parents,
98 before ~~prior to~~ enrollment in a dual enrollment course, of the
99 potential for the dual enrollment course to articulate as an
100 elective or a general education course into a postsecondary

101 education certificate or degree program. The statement shall
102 include the English and mathematics courses that require a grade
103 of "C" or higher to measure student achievement in college-level
104 communication and computation skills pursuant to state board
105 rule. The statement shall be provided to each district school
106 superintendent, who shall include the statement in the
107 information provided to all secondary students and their parents
108 as required pursuant to this subsection. The statement may also
109 include additional information, including, but not limited to,
110 dual enrollment options, guarantees, privileges, and
111 responsibilities.

112 (17) Instructional materials assigned for use within dual
113 enrollment courses shall be made available to dual enrollment
114 students from Florida public high schools, home education
115 programs, and private schools free of charge. ~~This subsection~~
116 ~~does not prohibit a Florida College System institution from~~
117 ~~providing instructional materials at no cost to a home education~~
118 ~~student or student from a private school.~~ Instructional
119 materials purchased by a district school board or Florida
120 College System institution board of trustees on behalf of dual
121 enrollment students shall be the property of the board against
122 which the purchase is charged.

123 (21) Each district school superintendent and each public
124 postsecondary institution president shall develop a
125 comprehensive dual enrollment articulation agreement for the

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

136 | (n) A funding provision that delineates costs incurred by
137 | each entity.

138 | 1. School districts shall pay public postsecondary
139 | institutions the standard tuition rate per credit hour from
140 | funds provided in the Florida Education Finance Program when
141 | dual enrollment course instruction takes place on the
142 | postsecondary institution's campus and the course is taken
143 | during the fall or spring term. When dual enrollment is provided
144 | on the high school site by postsecondary institution faculty,
145 | the school district shall reimburse the costs associated with
146 | the postsecondary institution's proportion of salary and
147 | benefits to provide the instruction. When dual enrollment course
148 | instruction is provided on the high school site by school
149 | district faculty, the school district is not responsible for
150 | payment to the postsecondary institution. A postsecondary

151 institution may enter into an agreement with the school district
152 to authorize teachers to teach dual enrollment courses at the
153 high school site or the postsecondary institution. A school
154 district may not deny a student access to dual enrollment unless
155 the student is ineligible to participate in the program subject
156 to provisions specifically outlined in this section.

157 2. Subject to annual appropriation in the General
158 Appropriations Act, a public postsecondary institution shall
159 receive an amount of funding equivalent to the standard tuition
160 rate per credit hour for each dual enrollment course taken by a
161 student during the summer term.

162 3. Subject to annual appropriation in the General
163 Appropriations Act, a public postsecondary institution that uses
164 technology to provide dual enrollment courses on the
165 institution's campus or on the high school site and has a total
166 number of dual enrollment students that meets or exceeds 25
167 percent of the institution's total FTE or total headcount
168 enrollment shall receive an appropriation in an amount
169 equivalent to the statewide average cost of a fulltime faculty
170 member's salary and benefits. The institution shall receive an
171 additional appropriation in the same amount for each 100
172 students served above the 25-percent threshold.

173 (p) For an agreement between a Florida College System
174 institution and a school district, a provision to establish one
175 or more early college programs pursuant to s. 1007.273 at a

176 mutually agreed upon location or locations. If the Florida
177 College System institution does not establish an early college
178 program with a district school board in its designated service
179 area, another Florida College System institution may establish
180 an early college program with that district school board through
181 an articulation agreement consistent with this section. The
182 provision must:

183 1. Identify the grade levels to be included in the early
184 college program.

185 2. Describe the early college program, including a list of
186 the meta-major academic pathways approved pursuant to s.
187 1008.30(4) that are available to participating students through
188 the partner Florida College System institution or other eligible
189 partner postsecondary institution participating pursuant to s.
190 1007.273(3); the delineation of courses that must, at a minimum,
191 include general education core requirements and common
192 prerequisite courses under s. 1007.25; industry certifications
193 offered, including online course availability; the high school
194 and college credits earned for each postsecondary course
195 completed and industry certification earned; student eligibility
196 criteria; and the enrollment process and relevant deadlines.

197 3. Describe the methods, mediums, and processes by which
198 students and their parents are annually informed about the
199 availability of the early college program, the return on
200 investment associated with participation in the early college

201 program, and the information described in subparagraphs 1. and
 202 2.

203 4. Identify the delivery methods for instruction and the
 204 instructors for all courses.

205 5. Identify student advising services and progress
 206 monitoring mechanisms.

207 6. Establish a program review and reporting mechanism
 208 regarding student performance outcomes.

209 7. Describe the terms of funding arrangements to implement
 210 the early college program pursuant to s. 1007.273(4).

211 (24)

212 (b) Each public postsecondary institution eligible to
 213 participate in the dual enrollment program pursuant to s.
 214 1011.62(1)(i) must enter into a private school articulation
 215 agreement with each eligible private school in its geographic
 216 service area seeking to offer dual enrollment courses to its
 217 students, including, but not limited to, students with
 218 disabilities. By August 1 of each year, the eligible
 219 postsecondary institution shall complete and submit the private
 220 school articulation agreement to the Department of Education.
 221 The private school articulation agreement must include, at a
 222 minimum:

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

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

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

231 4. A provision clarifying that the private school will
 232 award appropriate credit toward high school completion for the
 233 postsecondary course under the dual enrollment program.

234 5. A provision expressing that costs associated with
 235 tuition and fees, including registration, and laboratory fees
 236 and instructional materials, may not be funded through the
 237 Florida Education Finance Program or ~~will not be passed along to~~
 238 the student or the student's private school of enrollment.

239 (c) A private school may enter into an agreement with the
 240 local Florida College System institution or another institution
 241 consistent with paragraph (21)(p) and s. 1007.273 to establish
 242 an early college program. The costs of such program may not be
 243 funded through the Florida Education Finance Program or passed
 244 along to the student or the student's private school of
 245 enrollment.

246 Section 3. Section 1007.273, Florida Statutes, is amended
 247 to read:

248 1007.273 Early college acceleration programs ~~Collegiate~~
 249 ~~high school program.~~-

250 ~~(1)~~ Each Florida College System institution shall work

251 with each district school board in its designated service area
252 to establish one or more early college programs consistent with
253 s. 1007.271(21)(p) collegiate high school programs.

254 ~~(1)(2)~~ PURPOSE.—At a minimum, early college ~~collegiate~~
255 ~~high school~~ programs must include an option for public school
256 students in grades ~~grade~~ 11 and ~~or~~ ~~grade~~ 12 participating in the
257 early college program, for at least 2 ~~±~~ full school years ~~year~~,
258 to earn CAPE industry certifications pursuant to s. 1008.44 and
259 graduate from high school with an associate degree ~~to~~
260 ~~successfully complete 30 credit hours~~ through the dual
261 enrollment program under s. 1007.271. The early college program
262 must prioritize dual enrollment courses applicable to the
263 general education core requirements and common prerequisite
264 courses under s. 1007.25 ~~toward the first year of college~~ for an
265 associate degree or a baccalaureate degree ~~over~~ elective
266 courses. A district school board or Florida College System
267 institution may not limit the number of eligible students who
268 may enroll in an early college program ~~while enrolled in the~~
269 ~~program.~~

270 ~~(3)~~ ~~Each district school board and its local Florida~~
271 ~~College System institution shall execute a contract to establish~~
272 ~~one or more collegiate high school programs at a mutually agreed~~
273 ~~upon location or locations. Beginning with the 2015-2016 school~~
274 ~~year, If the institution does not establish a program with a~~
275 ~~district school board in its designated service area, another~~

276 ~~Florida College System institution may execute a contract with~~
277 ~~that district school board to establish the program. The~~
278 ~~contract must be executed by January 1 of each school year for~~
279 ~~implementation of the program during the next school year. The~~
280 ~~contract must:~~

281 ~~(a) Identify the grade levels to be included in the~~
282 ~~collegiate high school program which must, at a minimum, include~~
283 ~~grade 12.~~

284 ~~(b) Describe the collegiate high school program, including~~
285 ~~the delineation of courses and industry certifications offered,~~
286 ~~including online course availability; the high school and~~
287 ~~college credits earned for each postsecondary course completed~~
288 ~~and industry certification earned; student eligibility criteria;~~
289 ~~and the enrollment process and relevant deadlines.~~

290 ~~(c) Describe the methods, medium, and process by which~~
291 ~~students and their parents are annually informed about the~~
292 ~~availability of the collegiate high school program, the return~~
293 ~~on investment associated with participation in the program, and~~
294 ~~the information described in paragraphs (a) and (b).~~

295 ~~(d) Identify the delivery methods for instruction and the~~
296 ~~instructors for all courses.~~

297 ~~(e) Identify student advising services and progress~~
298 ~~monitoring mechanisms.~~

299 ~~(f) Establish a program review and reporting mechanism~~
300 ~~regarding student performance outcomes.~~

301 ~~(g) Describe the terms of funding arrangements to~~
302 ~~implement the collegiate high school program.~~

303 (2)-(4) STUDENT PERFORMANCE CONTRACT AND INFORMATION.-

304 (a) Each student participating in an early college a
305 ~~collegiate high school~~ program must enter into a student
306 performance contract which must be signed by the student, the
307 parent, and a representative of the school district and the
308 ~~applicable Florida College System institution, state university,~~
309 or other eligible postsecondary institution participating
310 pursuant to subsection (3)-(5). The performance contract must, at
311 a minimum, specify ~~include~~ the schedule of courses, by semester,
312 and industry certifications to be taken by the student, if any;
313 student attendance requirements; ~~and~~ course grade requirements;
314 and the applicability of such courses to an associate degree or
315 a baccalaureate degree.

316 (b) By September 1, 2021, and annually thereafter, each
317 district school board must post on its website at least the
318 following:

319 1. The method for earning college credit through
320 participation in the early college program. The information must
321 link to the dual enrollment course equivalency list approved by
322 the State Board of Education; the common degree program
323 prerequisite requirements published by the Articulation
324 Coordinating Committee pursuant to s. 1007.01(3)(f); the
325 industry certification articulation agreements adopted in rule

326 by the State Board of Education; and the approved meta-major
 327 academic pathways of the partner Florida College System
 328 institution or other eligible partner postsecondary institution
 329 participating through an agreement consistent with subsection
 330 (3).

331 2. The estimated cost savings to students and their
 332 families resulting from students successfully completing 30
 333 credit hours and 60 credit hours applicable toward the general
 334 education core requirements and common prerequisite courses
 335 before graduating from high school versus the cost of students
 336 earning such credit hours after graduating from high school.

337 (3)-(5) AUTHORIZED EARLY COLLEGE PROGRAM AGREEMENTS.~~In~~
 338 ~~addition to executing a contract with the local Florida College~~
 339 ~~System institution under this section,~~ A district school board
 340 may ~~execute a contract to~~ establish an early college a
 341 ~~collegiate high school~~ program with a state university or an
 342 institution that is eligible to participate in the William L.
 343 Boyd, IV, Effective Access to Student Education Grant Program,
 344 that is a nonprofit independent college or university located
 345 and chartered in this state, and that is accredited by the
 346 Commission on Colleges of the Southern Association of Colleges
 347 and Schools to grant baccalaureate degrees. The program must be
 348 established through an agreement that meets the requirements of
 349 this section and s. 1007.271(21) (p). A charter school or a
 350 private school may enter into an agreement with the local

351 Florida College System institution or another institution
 352 consistent with this section and s. 1007.271(21)(p) to establish
 353 an early college program ~~Such university or institution must~~
 354 ~~meet the requirements specified under subsections (3) and (4).~~

355 (4)(6) FUNDING.—The early college ~~collegiate high school~~
 356 program shall be funded pursuant to ss. 1007.271 and 1011.62.
 357 The State Board of Education shall enforce compliance with this
 358 section and s. 1007.271(21)(p) by withholding the transfer of
 359 funds for the school districts and the Florida College System
 360 institutions in accordance with s. 1008.32.

361 Section 4. For the 2020-2021 fiscal year, the sum of
 362 \$550,000 in recurring funds is appropriated from the General
 363 Revenue Fund to the Department of Education for the purpose of
 364 providing instructional materials for private school and charter
 365 school students pursuant to s. 1007.271(17), Florida Statutes,
 366 as amended by this act.

367 Section 5. This act shall take effect July 1, 2020.