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17 until the workforce program is reviewed and approved by the
18 State Board of Education, through an expedited review process,
19 based upon the following criteria which must include, but is not
20 limited to:

21 1. A description of the workforce education program that
22 includes all of the following:

23 a. An analysis of workforce demand and unmet need for
24 graduates of the program on a district, regional, or statewide
25 basis, as appropriate, including evidence from entities
26 independent of the technical center or institution.

27 b. The geographic region to be served.

28 2. Documentation of collaboration among technical centers
29 and institutions serving the same students in a geographical or
30 service area that enhances program offerings and prevents
31 program duplication which exceeds workforce need. Unnecessary
32 duplication of programs offered by public and private
33 institutions must be avoided.

34 3. Beginning with the 2022-2023 academic year, alignment
35 of program offerings with credentials or degree programs
36 identified on the Master Credentials List under s. 445.004(4).

37 4. Articulation agreements between technical centers and
38 Florida College System institutions for the enrollment of
39 graduates in related workforce education programs.

40 5. Documentation of alignment between the exit
41 requirements of a technical center and the admissions

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42 requirements of a Florida College System institution into which
43 students typically transfer.

44 6. Performance and compliance indicators that will be used
45 in determining the program's success.

46 (6) State funding and student fees for workforce education
47 instruction shall be established as follows:

48 (a) Expenditures for the continuing workforce education
49 programs provided by the Florida College System institutions or
50 school districts must be fully supported by fees, except for
51 preapprenticeship and apprenticeship programs as defined in s.
52 446.021(5) and (6). Enrollments in continuing workforce
53 education courses shall not be counted for purposes of funding
54 full-time equivalent enrollment, except for preapprenticeship
55 and apprenticeship programs as defined in s. 446.021(5) and (6).

56 (7)

57 (b) Performance funding for industry certifications for
58 school district workforce education programs is contingent upon
59 specific appropriation in the General Appropriations Act and
60 shall be determined as follows:

61 ~~1. Occupational areas for which industry certifications~~
62 ~~may be earned, as established in the General Appropriations Act,~~
63 ~~are eligible for performance funding. Priority shall be given to~~
64 ~~the occupational areas emphasized in state, national, or~~
65 ~~corporate grants provided to Florida educational institutions.~~

66 ~~1.2. The Chancellor of Career and Adult Education shall~~

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67 ~~identify the~~ Industry certifications identified eligible for
68 ~~funding on the CAPE Postsecondary~~ Industry Certification Funding
69 List approved by the State Board of Education under ~~pursuant to~~
70 s. 1008.44, are eligible for performance funding based on the
71 ~~occupational areas specified in the General Appropriations Act.~~

72 ~~2.3.~~ Each school district shall be provided \$1,000 for
73 each industry certification earned by a workforce education
74 student. If funds are insufficient to fully fund the calculated
75 total award, such funds shall be prorated. Beginning with the
76 2022-2023 fiscal year, the Credentials Review Committee
77 established in s. 445.004 shall develop a returned-value funding
78 formula to allocate school district performance funds that
79 rewards student job placements and wages for students earning
80 industry certifications, with a focus on increasing the economic
81 mobility of underserved populations. One-third of the
82 performance funds shall be allocated based on student job
83 placements. The remaining two-thirds shall be allocated using a
84 tiered weighted system based on aggregate student wages that
85 exceed minimum wage, with the highest weight applied to the
86 highest wage tier, with additional weight for underserved
87 populations. Student wages above minimum wage are considered to
88 be the value added by the institution's training. At a minimum,
89 the formula shall control for variables such as, differences in
90 population and wages across districts.

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91 ~~(9) The State Board of Education and the state board as~~
92 ~~defined in s. 445.002 shall provide the Legislature with~~
93 ~~recommended formulas, criteria, timeframes, and mechanisms for~~
94 ~~distributing performance funds. The commissioner shall~~
95 ~~consolidate the recommendations and develop a consensus proposal~~
96 ~~for funding. The Legislature shall adopt a formula and~~
97 ~~distribute the performance funds to the State Board of Education~~
98 ~~for Florida College System institutions and school districts~~
99 ~~through the General Appropriations Act. These recommendations~~
100 ~~shall be based on formulas that would discourage low-performing~~
101 ~~or low-demand programs and encourage through performance funding~~
102 ~~awards:~~

103 ~~(a) Programs that prepare people to enter high-wage~~
104 ~~occupations identified by the Workforce Estimating Conference~~
105 ~~created by s. 216.136 and other programs as approved by the~~
106 ~~state board as defined in s. 445.002. At a minimum, performance~~
107 ~~incentives shall be calculated for adults who reach completion~~
108 ~~points or complete programs that lead to specified high-wage~~
109 ~~employment and to their placement in that employment.~~

110 ~~(b) Programs that successfully prepare adults who are~~
111 ~~eligible for public assistance, economically disadvantaged,~~
112 ~~disabled, not proficient in English, or dislocated workers for~~
113 ~~high-wage occupations. At a minimum, performance incentives~~
114 ~~shall be calculated at an enhanced value for the completion of~~
115 ~~adults identified in this paragraph and job placement of such~~

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116 ~~adults upon completion. In addition, adjustments may be made in~~
117 ~~payments for job placements for areas of high unemployment.~~

118 ~~(c) Programs that are specifically designed to be~~
119 ~~consistent with the workforce needs of private enterprise and~~
120 ~~regional economic development strategies, as defined in~~
121 ~~guidelines set by the state board as defined in s. 445.002. The~~
122 ~~state board as defined in s. 445.002 shall develop guidelines to~~
123 ~~identify such needs and strategies based on localized research~~
124 ~~of private employers and economic development practitioners.~~

125 ~~(d) Programs identified by the state board as defined in~~
126 ~~s. 445.002 as increasing the effectiveness and cost efficiency~~
127 ~~of education.~~

128 (12) The State Board of Education shall phase out program
129 offerings that are not aligned with the framework of quality, do
130 not meet labor market demand under s. 445.004(4), or are
131 unwarranted program duplications.

132 (13~~2~~) The State Board of Education may adopt rules to
133 administer this section.

134 Section 27. Subsection (3) of section 1011.801, Florida
135 Statutes, is amended to read:

136 1011.801 Workforce Development Capitalization Incentive
137 Grant Program.—The Legislature recognizes that the need for
138 school districts and Florida College System institutions to be
139 able to respond to emerging local or statewide economic
140 development needs is critical to the workforce development

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141 system. The Workforce Development Capitalization Incentive Grant
142 Program is created to provide grants to school districts and
143 Florida College System institutions on a competitive basis to
144 fund some or all of the costs associated with the creation or
145 expansion of workforce development programs that serve specific
146 employment workforce needs.

147 (3) The State Board of Education shall give highest
148 priority to programs that train people to enter high-skill,
149 high-wage occupations identified by the Labor Market Workforce
150 Estimating Conference and other programs approved by the state
151 board as defined in s. 445.002, programs that train people to
152 enter occupations under the welfare transition program, or
153 programs that train for the workforce adults who are eligible
154 for public assistance, economically disadvantaged, disabled, not
155 proficient in English, or dislocated workers. The State Board of
156 Education shall consider the statewide geographic dispersion of
157 grant funds in ranking the applications and shall give priority
158 to applications from education agencies that are making maximum
159 use of their workforce development funding by offering high-
160 performing, high-demand programs.

161 Section 28. Subsection (4) of section 1011.802, Florida
162 Statutes, is renumbered as subsection (6), subsection (3) of
163 that section is amended, and new subsections (4) and (5) are
164 added to that section, to read:

165 1011.802 Florida Pathways to Career Opportunities Grant

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166 Program.—

167 (3)(a) The department shall award grants for
168 preapprenticeship or ~~give priority to~~ apprenticeship programs
169 with demonstrated regional demand that:

170 1. Address a critical statewide or regional shortage as
171 identified by the Labor Market Estimating Conference created in
172 s. 216.136 and that are industry sectors not adequately
173 represented throughout the state, such as health care;

174 2. Address a critical statewide or regional shortage as
175 identified by the Labor Market Estimating Conference created in
176 s. 216.136; or

177 3. Expand existing programs that exceed the median
178 completion rate and employment rate 1 year after completion of
179 similar programs in the region, or the state if there are no
180 similar programs in the region.

181 (b) Grant funds may be used for instructional equipment,
182 supplies, instructional personnel, student services, and other
183 expenses associated with the creation or expansion of an
184 apprenticeship program. Grant funds may not be used for
185 ~~recurring instructional costs or for~~ indirect costs. Grant
186 recipients must submit quarterly reports in a format prescribed
187 by the department.

188 (4) The department shall annually report on its website:

189 (a) The number of programs funded and represented
190 throughout the state under this section.

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191 (b) Retention, completion, and employment rates,
192 categorized by program and provider.

193 (c) Starting and ending salaries, as categorized by
194 program and provider, for participants who complete the program.

195 (5) The department may use up to \$200,000 of the total
196 amount allocated to administer the grant program.

197 (6)~~(4)~~ The State Board of Education shall ~~may~~ adopt rules
198 to administer this section.

199 Section 29. Section 1011.803, Florida Statutes, is created
200 to read:

201 1011.803 Money-back Guarantee Program.—

202 (1) The Money-back Guarantee Program is established to
203 help individuals achieve self-sufficiency by requiring each
204 school district and Florida College System institution to refund
205 the cost of tuition to students who are not able to find a job
206 in the field in which the student was trained within 6 months of
207 successful completion of select workforce education programs
208 that prepare students for in-demand, middle to high-wage
209 occupations.

210 (2) Beginning in the 2022-2023 academic year, each school
211 district and Florida College System institution shall establish
212 a money-back guarantee program to:

213 (a) Offer a money-back guarantee on at least three
214 programs that prepare individuals to enter in-demand, middle to
215 high-wage occupations identified by the Labor Market Estimating

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216 Conference created in s. 216.136. School district or Florida
217 College System institutions must offer a money-back guarantee on
218 at least 50 percent of workforce education programs if they
219 offer six or fewer programs.

220 (b) Offer a money-back guarantee for all workforce
221 education programs that are established to meet a critical local
222 economic industry need, but are not linked to the statewide
223 needs list as identified by the Labor Market Estimating
224 Conference created in s. 216.136.

225 (c) Establish student eligibility criteria for the money-
226 back guarantee program that includes:

- 227 1. Student attendance.
- 228 2. Student program performance.
- 229 3. Career Service or Career Day attendance.
- 230 4. Participation in internship or work-study programs.
- 231 5. Job search documentation.
- 232 6. Development of a student career plan with the
233 institution's career services department.

234 (3) No later than July 1, 2022, each school district and
235 Florida College System institution shall notify the State Board
236 of Education of the money-back guarantee programs it offers.
237 Information about these programs shall be made available on each
238 school district's and Florida College System institution's
239 website, on the department's website, and on EmployFlorida's
240 website.

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241 (4) By November 1 of each year, the Department of
242 Education shall report performance results by school district,
243 Florida College System institution, and program to the Governor,
244 the President of the Senate, and the Speaker of the House of
245 Representatives.

246 Section 30. Subsection (2) of section 1011.81, Florida
247 Statutes, is amended to read:

248 1011.81 Florida College System Program Fund.—

249 (2) Performance funding for industry certifications for
250 Florida College System institutions is contingent upon specific
251 appropriation in the General Appropriations Act and shall be
252 determined as follows:

253 ~~(a) Occupational areas for which industry certifications~~
254 ~~may be earned, as established in the General Appropriations Act,~~
255 ~~are eligible for performance funding. Priority shall be given to~~
256 ~~the occupational areas emphasized in state, national, or~~
257 ~~corporate grants provided to Florida educational institutions.~~

258 (a)(b) Postsecondary ~~The Chancellor of the Florida College~~
259 ~~System shall identify the industry certifications~~ identified
260 ~~eligible for funding on the CAPE Postsecondary Industry~~
261 ~~Certification Funding List approved by the State Board of~~
262 ~~Education under pursuant to s. 1008.44, are eligible for~~
263 performance funding based on the occupational areas specified in
264 ~~the General Appropriations Act.~~

265 (b)(e) Each Florida College System institution shall be

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266 provided \$1,000 for each industry certification earned by a
267 student under paragraph (a). If funds are insufficient to fully
268 fund the calculated total award, such funds shall be prorated.
269 Beginning with the 2022-2023 fiscal year, the Credentials Review
270 Committee established in s. 445.004 shall develop a returned-
271 value funding formula to allocate institution performance funds
272 that rewards student job placements and wages for students
273 earning industry certifications, with a focus on increasing the
274 economic mobility of underserved populations. One-third of the
275 performance funds shall be allocated based on student job
276 placements. The remaining two-thirds shall be allocated using a
277 tiered weighted system based on aggregate student wages that
278 exceed minimum wage, with the highest weight applied to the
279 highest wage tier, with additional weight for underserved
280 populations. Student wages above minimum wage are considered to
281 be the value added by the institution's training. At a minimum,
282 the formula shall control for variables such as, differences in
283 population and wages across the state.

284