

1                   A bill to be entitled  
2           An act relating to workforce related programs and  
3           services; creating s. 14.36, F.S.; creating the Office  
4           of Reimagining Education and Career Help Act for  
5           certain purposes; creating the Office of Reimagining  
6           Education and Career Help within the Executive Office  
7           of the Governor for a specified purpose; providing  
8           definitions; providing the duties of the office;  
9           requiring the office to create a specified strategy;  
10          providing requirements for such strategy; requiring  
11          the office to establish a workforce opportunity  
12          portal; providing requirements related to the portal;  
13          requiring a report to the Legislature; amending s.  
14          216.136, F.S.; renaming the Workforce Estimating  
15          Conference as the Labor Market Estimating Conference;  
16          removing requirements of the Workforce Estimating  
17          Conference; providing requirements for the Labor  
18          Market Estimating Conference; amending s. 288.047,  
19          F.S.; requiring participants of the Quick-Response  
20          Training Program to earn at or above minimum wage;  
21          amending s. 445.002, F.S.; revising the definition of  
22          the term "for cause"; amending s. 445.003, F.S.;  
23          revising requirements for Workforce Innovation and  
24          Opportunity Act Title I funds; requiring, rather than  
25          authorizing, the executive director of the state

26 workforce development board to work with the  
27 Department of Economic Opportunity for certain  
28 purposes; providing duties of the department for the  
29 implementation of the federal Workforce Innovation and  
30 Opportunity Act; amending s. 445.004, F.S.; revising  
31 the composition of the state board; requiring the  
32 state board to appoint a Credentials Review Committee  
33 for a specified purpose; providing the composition of  
34 the committee; requiring certain information to be  
35 accessible to the public; providing duties and  
36 requirements of the committee; specifying entities  
37 that can authorize certain expenditures; providing and  
38 revising requirements for the state board in order to  
39 achieve certain purposes; requiring the state board,  
40 in consultation with the department, to submit a  
41 report to the Governor and Legislature; providing and  
42 revising reporting requirements; removing certain  
43 auditing authority of the Auditor General; requiring  
44 local performance accountability measures to be based  
45 on identified local area needs; amending s. 445.006,  
46 F.S.; providing requirements for the state plan for  
47 workforce development; requiring the department to  
48 prepare a federal waiver for specified purposes;  
49 amending s. 445.007, F.S.; requiring certain  
50 information be accessible on the website of a local

51 workforce development board or department; providing  
52 term limits; providing an exception; requiring actions  
53 of the local board to be consistent with federal and  
54 state law; providing requirements for certain  
55 contracts between a local board and certain entities;  
56 providing an exception; requiring the department to  
57 review certain documentation when considering whether  
58 to approve a contract; removing authority for a local  
59 board to review a decision by the department to deny a  
60 contract; requiring a local board to disclose certain  
61 compensation information to the department; amending  
62 s. 445.009, F.S.; requiring a certain final payment  
63 amount to Individual Training Accounts; conforming  
64 provisions to changes made by the act; amending s.  
65 445.033, F.S.; requiring the department and the  
66 Department of Children and Families, rather than the  
67 state board, to measure the performance of certain  
68 workforce related programs; requiring the state board  
69 to consult with local boards; requiring local boards  
70 to provide quarterly reports to the state board with  
71 certain information; requiring, rather than  
72 authorizing, the state board and the department to  
73 share certain information; amending s. 445.038, F.S.;  
74 conforming provisions to changes made by the act;  
75 amending s. 570.07, F.S.; requiring the Department of

76 | Agriculture and Consumer Services to submit certain  
77 | information to the Credentials Review Committee for  
78 | placement on the Master Credentials List, rather than  
79 | the CAPE Industry Certification Funding List or CAPE  
80 | Postsecondary Industry Certification Funding List;  
81 | amending s. 1001.706, F.S.; revising and providing  
82 | requirements for the Board of Governors' strategic  
83 | plan; removing criteria for the designation of high-  
84 | demand programs of emphasis; amending s. 1003.4203,  
85 | F.S.; specifying where the Department of Education has  
86 | to identify CAPE Digital Tool certificates; removing  
87 | the deadline for such identification; removing  
88 | specified skills that have to be mastered; authorizing  
89 | courses identified in the CAPE Industry Certification  
90 | Funding List to articulate for college credit;  
91 | removing the course limit; amending s. 1003.491, F.S.;  
92 | requiring certain strategic plans to use labor  
93 | projections identified by the Labor Market Estimating  
94 | Conference; providing and revising the information  
95 | that the Commission of Education must review for the  
96 | annual review of K-12 and postsecondary career and  
97 | technical education offerings; requiring the  
98 | Department of Education to adopt rules; amending s.  
99 | 1003.492, F.S.; providing that industry certification  
100 | is achieved when a student receives a credential that

101 is identified on the Master Credentials List;  
102 conforming provisions to changes made by the act;  
103 amending s. 1003.4935, F.S.; conforming provisions to  
104 changes made by the act; amending s. 1004.013, F.S.;  
105 creating the Strategic Efforts to Achieve Self-  
106 Sufficiency consisting of the workforce opportunity  
107 portal, the Open Door Grant Program, and the Money-  
108 Back Guarantee Program; amending s. 1004.015, F.S.;  
109 providing responsibilities of the Florida Talent  
110 Development Council relating to the healthcare  
111 workforce in the state; providing responsibilities of  
112 the Board of Governors and the State Board of  
113 Education; requiring an analysis by a specified date;  
114 specifying data to be provided by such analysis;  
115 amending s. 1004.02, F.S.; revising definitions;  
116 amending s. 1008.39, F.S.; conforming provisions to  
117 changes made by the act; amending s. 1008.40, F.S.;  
118 providing requirements for design specifications for  
119 the Workforce Development Information System;  
120 requiring the Department of Education to work with  
121 certain entities to develop certain metrics; providing  
122 requirements for a workforce development metrics  
123 dashboard; amending s. 1008.41, F.S.; conforming  
124 provisions to changes made by the act; amending s.  
125 1008.44, F.S.; removing the CAPE Postsecondary

126 Industry Certification Funding List; requiring the  
127 State Board of Education to annually adopt, based on  
128 recommendations by the Commissioner of Education, the  
129 CAPE Industry Certification Funding List; providing  
130 certificates, certifications, and courses that may be  
131 included on the list; requiring the Commissioner of  
132 Education to conduct certain review and make  
133 recommendations; requiring the recommendations be  
134 provided to the Governor and Legislature by specified  
135 date; requiring the CAPE Industry Certification  
136 Funding List be used to determine certain funding  
137 distributions; conforming provisions to changes made  
138 by the act; creating s. 1009.895, F.S.; creating the  
139 Open Door Grant Program; providing definitions;  
140 providing the purpose of the program; requiring the  
141 Department of Education, upon the availability of  
142 funds, to provide certain grants; providing for the  
143 distribution of the grant to a student and  
144 reimbursement to an institution; prohibiting the  
145 reduction of the grant based on certain financial aid;  
146 providing requirements for the department in  
147 administering the grant program; requiring the  
148 department to report certain information to the State  
149 Board of Education annually; requiring the department  
150 to adopt rules; amending s. 1011.80, F.S.; requiring

151 approval by the State Board of Education to conduct  
152 workforce education programs; requiring the State  
153 Board of Education to establish criteria for the  
154 approval of new workforce education programs;  
155 providing requirements for the criteria; authorizing  
156 the State Board of Education to modify or terminate a  
157 workforce education program; exempting  
158 preapprenticeship and apprenticeship programs from  
159 continuing workforce education requirements relating  
160 to state funding and fees; requiring the Credentials  
161 Review Committee to develop a returned-value funding  
162 formula by a specified time; conforming provisions to  
163 changes made by the act; amending s. 1011.801, F.S.;  
164 conforming a provision to changes made by the act;  
165 amending s. 1011.802, F.S.; requiring the Department  
166 of Education to award grants for preapprenticeship  
167 programs, in addition to apprenticeship programs, that  
168 meet certain criteria; authorizing grant funds to be  
169 used for instructional personnel; requiring the  
170 department to report certain information annually on  
171 its website; authorizing the department to use certain  
172 funds to administer the grant program; requiring the  
173 State Board of Education to adopt rules; creating s.  
174 1011.803, F.S.; creating the Money-Back Guarantee  
175 Program to help individuals achieve self-sufficiency;

176 requiring each school district and Florida College  
 177 System Institution to offer a money-back guarantee on  
 178 certain programs by a specified time and to establish  
 179 student eligibility criteria; requiring each school  
 180 district and Florida College System institution to  
 181 notify the State Board of Education of its program by  
 182 a specified date; requiring information about the  
 183 program to be posted on certain websites; requiring a  
 184 report to the Governor and Legislature; amending s.  
 185 1011.81, F.S.; requiring the Credentials Review  
 186 Committee to develop a returned-value funding formula  
 187 by a specified time; conforming provisions to changes  
 188 made by the act; providing an effective date.

189  
 190 Be It Enacted by the Legislature of the State of Florida:

191  
 192 Section 1. Section 14.36, Florida Statutes, is created to  
 193 read:

194 14.36 Reimagining Education and Career Help Act.—The  
 195 Reimagining Education and Career Help Act is created to address  
 196 the evolving needs of Florida's economy by increasing the level  
 197 of collaboration and cooperation among state businesses and  
 198 education communities while improving training within and equity  
 199 and access to a more integrated workforce and education system  
 200 for all Floridians.



201        (1) The Office of Reimagining Education and Career Help is  
 202 created in the Executive Office of the Governor to facilitate  
 203 alignment and coordination of entities responsible for the  
 204 state's workforce development system. The head of the office is  
 205 the Director of the Office of Reimagining Education and Career  
 206 Help. The Director of the Office of Reimagining Education and  
 207 Career Help shall be appointed by and shall serve at the  
 208 pleasure of the Governor.

209        (2) As used in this section, the term:

210        (a) "Credential" means an apprenticeship certificate,  
 211 industry certification, license, advanced technical certificate,  
 212 college credit certificate, career certificate, applied  
 213 technology diploma, associate in applied science degree,  
 214 associate in science degree, bachelors of applied science  
 215 degree, and bachelors of science degree.

216        (b) "Office" means the Office of Reimagining Education and  
 217 Career Help.

218        (c) "Workforce development system" means the entities and  
 219 activities that contribute to the state's talent pipeline system  
 220 through education, training, and support services that prepare  
 221 individuals for employment or career advancement, and the  
 222 entities that are responsible for oversight or conducting those  
 223 activities such as CareerSource Florida, Inc., local workforce  
 224 development boards, one-stop career centers, the Department of  
 225 Economic Opportunity, the Department of Education, and the

226 Department of Children and Families.

227 (d) "Workforce education region" means areas of the state  
 228 identified by the Department of Education, in collaboration with  
 229 the Department of Economic Opportunity, to maximize resource  
 230 allocation by combining two or more sources of funding to  
 231 integrate education and training in order to improve access to  
 232 credentials of value for participants in adult education  
 233 programs.

234 (e) "Workforce related program" means a program operated,  
 235 delivered, or enabled, in whole or in part, by a state or local  
 236 entity using federal funds or state appropriations to offer  
 237 incentives, funding, support, or guidance for any of the  
 238 following purposes:

- 239 1. Job training.
- 240 2. The attainment of a credential of value identified  
 241 pursuant to s. 445.004(4)(h)4.c.
- 242 3. The attainment of a postsecondary degree or credential.
- 243 4. The provision of other types of employment assistance.
- 244 5. Any other program that has, at least in part, the goal  
 245 of securing employment or better employment for an individual  
 246 and receives federal funds or a state appropriation.

247 (3) The duties of the office are to:

248 (a) Serve as the advisor to the Governor on matters  
 249 related to the state's workforce development system.

250 (b) Establish criteria and goals for workforce development

251 and diversification in the state's workforce development system.

252 (c) Provide strategies to align and improve efficiency in  
253 the state's workforce development system and the delivery of  
254 workforce related programs.

255 (d) Coordinate state and federal workforce related  
256 programs, plans, resources, and activities provided by  
257 CareerSource Florida, Inc., the Department of Economic  
258 Opportunity, and the Department of Education.

259 (e) Oversee the Workforce Development Information System  
260 described in s. 1008.40 to verify the validity of data collected  
261 and monitor compliance of workforce related programs and  
262 education and training programs with applicable federal and  
263 state requirements as authorized by federal and state law.

264 (f) Serve on the Credentials Review Committee established  
265 in s. 445.004 to identify nondegree and degree credentials of  
266 value and facilitate the collection of data necessary to conduct  
267 committee work.

268 (g) Coordinate and facilitate a memorandum of  
269 understanding for data sharing agreements of the state's  
270 workforce performance data among state agencies and align, to  
271 the greatest extent possible, performance measures adopted under  
272 ss. 445.004 and 1008.43.

273 (h) Develop the criteria for assigning a letter grade for  
274 each local workforce development board under s. 445.004. The  
275 criteria shall, in part, be based on local workforce development

276 board performance accountability measures and return on  
277 investment. The majority of the grade shall be based on the  
278 improvement by each local workforce development board in the  
279 long-term self-sufficiency of participants through outcome  
280 measures such as reduction in long-term public assistance and  
281 the percentage of participants whose wages were higher after  
282 program completion compared to wages before participation in a  
283 program.

284 (i) Streamline the clinical placement process and increase  
285 clinical placement opportunities for students, hospitals, and  
286 other clinical sites by administering, directly or through a  
287 contract, a web-based centralized clinical placement system for  
288 use by all nursing education programs subject to the  
289 requirements in s. 464.019.

290 (j) Direct the objectives of the Talent Development  
291 Council established in s. 1004.015.

292 (4) The office shall create a no-wrong-door-entry strategy  
293 to improve equity and access to the myriad of state and  
294 federally funded workforce related programs through CareerSource  
295 Florida, Inc., local workforce development boards, one-stop  
296 career centers, school districts, charter technical centers,  
297 Florida College System institutions, the State University  
298 System, and through eligible training providers. Individuals  
299 must not be required to visit multiple locations when seeking  
300 access to education and workforce training. To create the

301 strategy, the office shall:

302 (a) Develop a training course to cross-train all staff  
303 within the state's workforce development system on workforce  
304 related programs, including how to use an integrated case  
305 management system, develop an individual employment plan,  
306 conduct a comprehensive needs assessment, precertify individuals  
307 for workforce related programs, and on any other activities to  
308 reinforce the no-wrong-door-entry strategy.

309 (b) Coordinate and facilitate a common intake form and  
310 case management system for use by workforce related programs to  
311 minimize duplicate data entry.

312 (c) Coordinate and facilitate a memorandum of  
313 understanding between the Department of Economic Opportunity and  
314 the Department of Children and Families to permit Supplemental  
315 Nutrition Assistance Program (SNAP) and Temporary Assistance for  
316 Needy Families (TANF) clients to precertify for Workforce  
317 Innovation and Opportunity Act training services without having  
318 to physically visit a one-stop center.

319 (d) Oversee the performance evaluation of workforce  
320 related programs and services under s. 445.033.

321 (e) Identify other state and federal programs that serve  
322 individuals with significant barriers to employment as  
323 demonstrated by low placement, employment, and earnings rates  
324 and identify strategies to increase the utilization of such  
325 programs by local workforce development boards.

326       (5) The office shall provide the public with access to  
327 available federal, state, and local services and provide  
328 stakeholders with a systemwide, global view of workforce related  
329 program data across various programs through actionable  
330 qualitative and quantitative information. The office shall:

331       (a) Minimize duplication and maximize the use of existing  
332 resources by facilitating the adaptation and integration of  
333 state information systems to improve usability and seamlessly  
334 link to the workforce opportunity portal and other compatible  
335 state information systems and applications to help residents of  
336 the state:

337       1. Explore and identify career opportunities.

338       2. Identify in-demand jobs and associated earning  
339 potential.

340       3. Identify the skills and credentials needed for specific  
341 jobs.

342       4. Access a broad array of federal, state, and local  
343 workforce related programs.

344       5. Determine the quality of workforce related programs  
345 offered by public postsecondary educational institutions and  
346 public and private training providers, based on employment,  
347 wages, continued education, student loan debt, and receipt of  
348 public assistance by graduates of workforce, certificate, or  
349 degree programs. To gather this information, the office shall  
350 review each workforce related program 1 year after the program's

351 first graduating class and every 5 years after the first review.

352 6. Identify opportunities and resources to support  
353 individuals along their career pathway.

354 7. Provide information to help individuals understand  
355 their potential earnings through paid employment and cope with  
356 the loss of public assistance as they progress through career  
357 pathways toward self-sufficiency.

358 8. Map the timing and magnitude of the loss of public  
359 assistance for in-demand occupations across the state to help  
360 individuals visualize how their incomes will increase over time  
361 as they move toward self-sufficiency.

362 (b) Provide access to labor market data consistent with  
363 the official information developed by the Labor Market  
364 Estimating Conference and provide guidance on how to analyze the  
365 data, the appropriate use of the data, and any limitations of  
366 the data, including instances in which such data may not be  
367 used.

368 (c) Maximize the use of the workforce opportunity portal  
369 at locations within the workforce development system.

370 (d) Maximize the use of available federal and private  
371 funds for the development and initial operation of the workforce  
372 opportunity portal. Any incidental costs to state agencies must  
373 be derived from existing resources.

374 (e) By December 1, 2022, and annually thereafter, report  
375 to the Legislature on the implementation and outcomes of the

376 workforce opportunity portal, including the increase of economic  
 377 self-sufficiency of individuals.

378 Section 2. Subsection (7) of section 216.136, Florida  
 379 Statutes, is amended to read:

380 216.136 Consensus estimating conferences; duties and  
 381 principals.—

382 (7) LABOR MARKET ~~WORKFORCE~~ ESTIMATING CONFERENCE.—

383 (a) The Labor Market ~~Workforce~~ Estimating Conference shall  
 384 develop such official information with respect to real-time  
 385 supply and demand in Florida's statewide, regional, and local  
 386 labor markets ~~on the workforce development system planning~~  
 387 ~~process as it relates to the personnel needs of current, new,~~  
 388 ~~and emerging industries~~ as the conference determines is needed  
 389 by the state planning and budgeting system. Such information  
 390 shall include labor supply by education level, analyses of labor  
 391 demand by occupational groups and occupations compared to labor  
 392 supply, a ranking of critical areas of concern, and  
 393 identification of in-demand, high-skill, high-wage occupations  
 394 prioritized by level of statewide or regional shortages. The  
 395 Office of Economic and Demographic Research is designated as the  
 396 official lead for the United States Census Bureau's State Data  
 397 Center Program or its successor. All state agencies must provide  
 398 the Office of Economic and Demographic Research with the  
 399 necessary data to accomplish the goals of the conference. In  
 400 accordance with s. 216.135, state agencies must ensure that any



401 related work product regarding labor demand and supply is  
402 consistent with the official information developed by the Labor  
403 Market Estimating Conference created in s. 216.136.~~using~~  
404 ~~quantitative and qualitative research methods, must include at~~  
405 ~~least: short-term and long-term forecasts of employment demand~~  
406 ~~for jobs by occupation and industry; entry and average wage~~  
407 ~~forecasts among those occupations; and estimates of the supply~~  
408 ~~of trained and qualified individuals available or potentially~~  
409 ~~available for employment in those occupations, with special~~  
410 ~~focus upon those occupations and industries which require high~~  
411 ~~skills and have high entry wages and experienced wage levels. In~~  
412 ~~the development of workforce estimates, the conference shall~~  
413 ~~use, to the fullest extent possible, local occupational and~~  
414 ~~workforce forecasts and estimates.~~

415 ~~(b) The Workforce Estimating Conference shall review data~~  
416 ~~concerning local and regional demands for short-term and long-~~  
417 ~~term employment in High-Skills/High-Wage Program jobs, as well~~  
418 ~~as other jobs, which data is generated through surveys conducted~~  
419 ~~as part of the state's Internet-based job matching and labor~~  
420 ~~market information system authorized under s. 445.011. The~~  
421 ~~conference shall consider this data in developing its forecasts~~  
422 ~~for statewide employment demand, including reviewing local and~~  
423 ~~regional data for common trends and conditions among localities~~  
424 ~~or regions which may warrant inclusion of a particular~~  
425 ~~occupation on the statewide occupational forecasting list~~

426 ~~developed by the conference. Based upon its review of such~~  
427 ~~survey data, the conference shall also make recommendations~~  
428 ~~semiannually to CareerSource Florida, Inc., on additions or~~  
429 ~~deletions to lists of locally targeted occupations approved by~~  
430 ~~CareerSource Florida, Inc.~~

431 (b) ~~(c)~~ The Labor Market ~~Workforce~~ Estimating Conference,  
432 for the purposes described in paragraph (a), shall meet at least  
433 twice a year and as necessary to address emerging opportunities  
434 for the state's economy no less than 2 times in a calendar year.  
435 ~~The first meeting shall be held in February, and the second~~  
436 ~~meeting shall be held in August. Other meetings may be scheduled~~  
437 ~~as needed.~~

438 Section 3. Paragraph (b) of subsection (8) of section  
439 288.047, Florida Statutes, is amended to read:

440 288.047 Quick-response training for economic development.—

441 (8) The Quick-Response Training Program is created to  
442 provide assistance to participants in the welfare transition  
443 program. CareerSource Florida, Inc., may award quick-response  
444 training grants and develop applicable guidelines for the  
445 training of participants in the welfare transition program. In  
446 addition to a local economic development organization, grants  
447 must be endorsed by the applicable local workforce development  
448 board.

449 (b) Participants trained under ~~pursuant to~~ this subsection  
450 must be employed at a job paying a wage equivalent to or above

451 the state's minimum hourly wage ~~at least \$6 per hour.~~

452 Section 4. Subsection (2) is amended in 445.002, Florida  
453 Statutes, to read:

454 445.002 Definitions.—As used in this chapter, the term:

455 (2) "For cause" includes, but is not limited to, engaging  
456 in fraud or other criminal acts, incapacity, unfitness, neglect  
457 of duty, official incompetence and irresponsibility,  
458 misfeasance, malfeasance, nonfeasance, gross mismanagement,  
459 waste, or lack of performance.

460 Section 5. Paragraph (a) of subsection (3) and subsection  
461 (6) of section 445.003, Florida Statutes, are amended, and  
462 subsection (7) is added to that section, to read:

463 445.003 Implementation of the federal Workforce Innovation  
464 and Opportunity Act.—

465 (3) FUNDING.—

466 (a) Title I, Workforce Innovation and Opportunity Act  
467 funds; Wagner-Peyser funds; and NAFTA/Trade Act funds will be  
468 expended based on the 4-year plan of the state board. The plan  
469 must outline and direct the method used to administer and  
470 coordinate various funds and programs that are operated by  
471 various agencies. The following provisions apply to these funds:

472 1. At least 50 percent of the Title I funds for Adults and  
473 Dislocated Workers which are passed through to local workforce  
474 development boards shall be allocated to and expended on  
475 Individual Training Accounts unless a local workforce

476 development board obtains a waiver from the state board.  
477 Tuition, books, and fees of training providers and other  
478 training services prescribed and authorized by the Workforce  
479 Innovation and Opportunity Act qualify as Individual Training  
480 Account expenditures.

481 2. Fifteen percent of Title I funding shall be retained at  
482 the state level and dedicated to state administration and shall  
483 be used to design, develop, induce, ~~and fund,~~ and evaluate the  
484 long-term impact of innovative Individual Training Account  
485 pilots, demonstrations, and programs to enable participants to  
486 attain self-sufficiency and to evaluate the effectiveness of  
487 performance-based contracts used by local workforce development  
488 boards under s. 445.024(5) on increasing wages and employment  
489 over the long term. Of such funds retained at the state level,  
490 \$2 million may be reserved for the Incumbent Worker Training  
491 Program created under subparagraph 3. Eligible state  
492 administration costs include the costs of funding for the state  
493 board and state board staff; operating fiscal, compliance, and  
494 management accountability systems through the department;  
495 conducting evaluation and research on workforce development  
496 activities; and providing technical and capacity building  
497 assistance to local workforce development areas at the direction  
498 of the state board. Notwithstanding s. 445.004, such  
499 administrative costs may not exceed 25 percent of these funds.  
500 An amount not to exceed 75 percent of these funds shall be

501 allocated to Individual Training Accounts and other workforce  
502 development strategies for other training designed and tailored  
503 by the state board in consultation with the department,  
504 including, but not limited to, programs for incumbent workers,  
505 nontraditional employment, and enterprise zones. The state  
506 board, in consultation with the department, shall design, adopt,  
507 and fund Individual Training Accounts for distressed urban and  
508 rural communities.

509       3. The Incumbent Worker Training Program is created for  
510 the purpose of providing grant funding for continuing education  
511 and training of incumbent employees at existing Florida  
512 businesses. The program will provide reimbursement grants to  
513 businesses that pay for preapproved, direct, training-related  
514 costs. For purposes of this subparagraph, the term "businesses"  
515 includes hospitals operated by nonprofit or local government  
516 entities which provide nursing opportunities to acquire new or  
517 improved skills.

518       a. The Incumbent Worker Training Program will be  
519 administered by CareerSource Florida, Inc., which may, at its  
520 discretion, contract with a private business organization to  
521 serve as grant administrator.

522       b. The program shall be administered under ~~pursuant to~~ s.  
523 134(d)(4) of the Workforce Innovation and Opportunity Act.  
524 ~~Priority for~~ Funding priority shall be given in the following  
525 order: ~~to~~

526 (I) Businesses that provide employees with opportunities  
 527 to acquire new or improved skills by earning a credential on the  
 528 Master Credentials List.

529 (II) Hospitals operated by nonprofit or local government  
 530 entities that provide nursing opportunities to acquire new or  
 531 improved skills.

532 (III) Businesses whose grant proposals represent a  
 533 significant upgrade in employee skills.

534 (IV) Businesses with 25 employees or fewer, businesses in  
 535 rural areas, and businesses in distressed inner-city areas.

536 (V) Businesses in a qualified targeted industry  
 537 ~~businesses whose grant proposals represent a significant upgrade~~  
 538 ~~in employee skills,~~ or businesses whose grant proposals  
 539 represent a significant layoff avoidance strategy.

540 c. All costs reimbursed by the program must be preapproved  
 541 by CareerSource Florida, Inc., or the grant administrator. The  
 542 program may not reimburse businesses for trainee wages, the  
 543 purchase of capital equipment, or the purchase of any item or  
 544 service that may possibly be used outside the training project.  
 545 A business approved for a grant may be reimbursed for  
 546 preapproved, direct, training-related costs including tuition,  
 547 fees, books and training materials, and overhead or indirect  
 548 costs not to exceed 5 percent of the grant amount.

549 d. A business that is selected to receive grant funding  
 550 must provide a matching contribution to the training project,

551 including, but not limited to, wages paid to trainees or the  
552 purchase of capital equipment used in the training project; must  
553 sign an agreement with CareerSource Florida, Inc., or the grant  
554 administrator to complete the training project as proposed in  
555 the application; must keep accurate records of the project's  
556 implementation process; and must submit monthly or quarterly  
557 reimbursement requests with required documentation.

558 e. All Incumbent Worker Training Program grant projects  
559 shall be performance-based with specific measurable performance  
560 outcomes, including completion of the training project and job  
561 retention. CareerSource Florida, Inc., or the grant  
562 administrator shall withhold the final payment to the grantee  
563 until a final grant report is submitted and all performance  
564 criteria specified in the grant contract have been achieved.

565 f. The state board may establish guidelines necessary to  
566 implement the Incumbent Worker Training Program.

567 g. No more than 10 percent of the Incumbent Worker  
568 Training Program's total appropriation may be used for overhead  
569 or indirect purposes.

570 4. At least 50 percent of Rapid Response funding shall be  
571 dedicated to Intensive Services Accounts and Individual Training  
572 Accounts for dislocated workers and incumbent workers who are at  
573 risk of dislocation. The department shall also maintain an  
574 Emergency Preparedness Fund from Rapid Response funds, which  
575 will immediately issue Intensive Service Accounts, Individual

576 Training Accounts, and other federally authorized assistance to  
 577 eligible victims of natural or other disasters. At the direction  
 578 of the Governor, these Rapid Response funds shall be released to  
 579 local workforce development boards for immediate use after  
 580 events that qualify under federal law. Funding shall also be  
 581 dedicated to maintain a unit at the state level to respond to  
 582 Rapid Response emergencies and to work with state emergency  
 583 management officials and local workforce development boards. All  
 584 Rapid Response funds must be expended based on a plan developed  
 585 by the state board in consultation with the department and  
 586 approved by the Governor.

587 (6) AUTHORITY TO HIRE EXECUTIVE DIRECTOR AND STAFF.—The  
 588 state board may hire an executive director and staff to assist  
 589 in carrying out the functions of the Workforce Innovation and  
 590 Opportunity Act and in using funds made available through the  
 591 act. The state board shall require ~~authorize~~ the executive  
 592 director and staff to work with the department to minimize  
 593 duplication and maximize efficient use of resources in carrying  
 594 out the functions of the Workforce Innovation and Opportunity  
 595 Act.

596 (7) DUTIES OF THE DEPARTMENT.—The department shall adopt  
 597 rules to implement the requirements of this chapter, including:

598 (a) The submission, review, and approval of local  
 599 workforce plans.

600 (b) Initial and subsequent eligibility criteria, based on



601 input from local workforce development boards and other  
602 stakeholders, for the Workforce Innovation and Opportunity Act  
603 eligible training provider list. This list directs training  
604 resources to programs leading to employment in high-demand and  
605 high-priority occupations that provide economic security,  
606 particularly those occupations facing a shortage of skilled  
607 workers. A training provider who offers training to obtain a  
608 credential on the Master Credentials List under s.  
609 445.004(4)(h), may not be included on a state or local eligible  
610 training provider list if the provider fails to submit the  
611 required information or fails to meet initial or subsequent  
612 eligibility criteria. Subsequent eligibility criteria must use  
613 performance and outcome measures to determine whether a training  
614 provider is qualified to remain on the list. At a minimum, a  
615 training provider must have:

- 616 1. A completion rate of at least 75 percent.
- 617 2. Income earnings for participants who complete the  
618 program that are equivalent to or above the state's minimum wage  
619 in a calendar quarter.
- 620 3. An employment rate of at least 75 percent. For programs  
621 linked to an occupation, the employment rate is calculated based  
622 on obtaining employment in the field in which the participant  
623 was trained.

624 (c) Monitoring compliance of programs authorized by this  
625 chapter and determining whether such programs are meeting

626 performance expectations, including an analysis of the return on  
627 investment of workforce related programs on individual  
628 employment, earnings, and public benefit usage outcomes and a  
629 cost-benefit analysis of the monetary impacts of workforce  
630 services from the participant and taxpayer points of view.

631 Section 6. Paragraph (d) of subsection (3), paragraphs (b)  
632 and (e) of subsection (5) and subsections (6), (7), and (8),  
633 paragraph (b) of subsection (9), and subsection (11) of section  
634 445.004, Florida Statutes, are amended, and paragraph (h) is  
635 added to subsection (4), to read:

636 445.004 CareerSource Florida, Inc., and the state board;  
637 creation; purpose; membership; duties and powers.—

638 (3)

639 (d) The state board must include the vice chairperson of  
640 the board of directors of Enterprise Florida, Inc., and one  
641 member representing each of the Workforce Innovation and  
642 Opportunity Act partners, including the Division of Career and  
643 Adult Education, the Division of Vocational Rehabilitation, the  
644 Division of Blind Services, the Department of Children and  
645 Families, and other entities representing programs identified in  
646 the Workforce Innovation and Opportunity Act, as determined  
647 necessary.

648 (4)

649 (h)1. The state board shall appoint a Credentials Review  
650 Committee to identify nondegree credentials and degree

651 credentials of value for approval by the state board and  
652 inclusion in the Master Credentials List. Such credentials must  
653 include registered apprenticeship programs, industry  
654 certifications, licenses, advanced technical certificates,  
655 college credit certificates, career certificates, applied  
656 technology diplomas, associate degrees, baccalaureate degrees,  
657 and graduate degrees. The Credentials Review Committee must  
658 include:

- 659 a. The Chancellor of the Division of Public Schools.
- 660 b. The Chancellor of the Division of Career and Adult  
661 Education.
- 662 c. The Chancellor of the Florida College System.
- 663 d. The Chancellor of the State University System.
- 664 e. Two members from nonpublic postsecondary institutions.
- 665 f. Two members from industry associations.
- 666 g. Two members from Florida-based businesses.
- 667 h. Representatives from the Department of Economic  
668 Opportunity.
- 669 i. Representatives from the Department of Agriculture and  
670 Consumer Services.
- 671 j. Representatives from the Office of Reimagining  
672 Education and Career Help.
- 673 k. Representatives from local workforce development  
674 boards.

675 2. All information pertaining to the Credentials Review

676 Committee, the process for the approval of credentials of value,  
677 and the Master Credentials List must be made available and be  
678 easily accessible to the public on all relevant state agency  
679 websites.

680 3. The Credentials Review Committee shall establish a  
681 definition for credentials of value and create a framework of  
682 quality. The framework must align with federally funded  
683 workforce accountability requirements and undergo biennial  
684 review.

685 4. The criteria to determine value for nondegree  
686 credentials should, at a minimum, require:

687 a. Evidence that the credential meets labor market demand  
688 as identified by the Labor Market Estimating Conference created  
689 in s. 216.136 or meets local demand as identified in the  
690 criteria adopted by the Credentials Review Committee. Evidence  
691 must include employer information on present credential use or  
692 emerging opportunities.

693 b. Evidence that the competencies mastered upon completion  
694 of the credential are aligned with labor market demand.

695 c. Evidence of the employment and earnings outcomes for  
696 individuals after obtaining the credential. Earnings outcomes  
697 must provide middle-level to high-level wages with preference  
698 given to credentials generating high-level wages. Credentials  
699 that do not meet the earnings outcomes criteria must build on  
700 additional education or training to be identified as a

701 credential of value. For new credentials, this criteria may be  
702 met with conditional eligibility until measurable labor market  
703 outcomes are obtained.

704 5. The Credentials Review Committee shall establish the  
705 criteria to determine value for degree programs. This criteria  
706 shall include evidence that the program meets the labor market  
707 demand as identified by the Labor Market Estimating Conference  
708 created in s. 216.136 or meets local demand as determined by the  
709 committee. Such criteria must be used to designate programs of  
710 emphasis under s. 1001.706 and to guide the development of  
711 program standards and benchmarks under s. 1004.92.

712 6. The Credentials Review Committee shall establish a  
713 process for prioritizing nondegree credentials and degree  
714 programs based on critical statewide or regional shortages.

715 7. The Credentials Review Committee shall establish a  
716 process for:

717 a. Quarterly review and approval of credential  
718 applications. Approved credentials of value shall be used by the  
719 committee to develop the Master Credentials List.

720 b. Annual review of the Master Credentials List.

721 c. Phasing out credentials on the Master Credentials List  
722 that no longer meet the framework of quality.

723 d. Designating performance funding eligibility under ss.  
724 1011.80 and 1011.81, based upon the highest available  
725 certification for postsecondary students.

726 e. Beginning with the 2022-2023 school year, the state  
727 board shall submit the Master Credentials List to the State  
728 Board of Education. The list must, at a minimum, identify  
729 nondegree credentials and degree programs determined to be of  
730 value for purposes of ss. 1008.44 and 1011.62(1); if the  
731 credential or degree program meets statewide, regional, or local  
732 level demand; the type of certificate, credential, or degree;  
733 and the primary standard occupation classification code. For the  
734 2021-2022 school year, the Master Credentials List shall be  
735 comprised of the CAPE Industry Certification Funding List and  
736 the CAPE Postsecondary Industry Certification Funding List under  
737 ss. 1008.44 and 1011.62(1) and adopted by the State Board of  
738 Education before October 1, 2021.

739 8. The Credentials Review Committee shall establish a  
740 process for linking Classifications of Instructional Programs  
741 (CIP) to Standard Occupational Classifications (SOC) for all new  
742 credentials of value identified on the Master Credentials List.  
743 The CIP code aligns instructional programs to occupations. A CIP  
744 to SOC link indicates that programs classified in the CIP code  
745 category prepare individuals for jobs classified in the SOC code  
746 category. The state board shall submit approved CIP to SOC  
747 linkages to the State board of Education with each credential  
748 that is added to the Master Credentials List.

749 9. The Credentials Review Committee shall identify all  
750 data elements necessary to collect information on credentials by

751 the Florida Education and Training Placement Program automated  
752 system under s. 1008.39.

753 10. The Credentials Review Committee shall develop a  
754 returned-value funding formula as provided under ss.  
755 1011.80(7)(b) and 1011.81(2)(b).

756 (5) The state board has all the powers and authority not  
757 explicitly prohibited by statute which are necessary or  
758 convenient to carry out and effectuate its purposes as  
759 determined by statute, Pub. L. No. 113-128, and the Governor, as  
760 well as its functions, duties, and responsibilities, including,  
761 but not limited to, the following:

762 (b) Providing policy direction to ensure that the  
763 following programs are administered by the department consistent  
764 with approved plans:

765 1. Programs authorized under Title I of the Workforce  
766 Innovation and Opportunity Act, Pub. L. No. 113-128, with the  
767 exception of programs funded directly by the United States  
768 Department of Labor under Title I, s. 167.

769 2. Programs authorized under the Wagner-Peyser Act of  
770 1933, as amended, 29 U.S.C. ss. 49 et seq.

771 3. Activities authorized under Title II of the Trade Act  
772 of 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade  
773 Adjustment Assistance Program.

774 4. Activities authorized under 38 U.S.C. chapter 41,  
775 including job counseling, training, and placement for veterans.

776           5. Employment and training activities carried out under  
 777 funds awarded to this state by the United States Department of  
 778 Housing and Urban Development.

779           6. Welfare transition services funded by the Temporary  
 780 Assistance for Needy Families Program, created under the  
 781 Personal Responsibility and Work Opportunity Reconciliation Act  
 782 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,  
 783 of the Social Security Act, as amended.

784           7. The Florida Bonding Program, provided under Pub. L. No.  
 785 97-300, s. 164(a)(1).

786           8. The Food Assistance Employment and Training Program,  
 787 provided under the Food and Nutrition Act of 2008, 7 U.S.C. ss.  
 788 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198;  
 789 the Hunger Prevention Act, Pub. L. No. 100-435; and the  
 790 Agriculture Improvement Act of 2018, Pub. L. No. 115-334.

791           9. The Quick-Response Training Program, provided under ss.  
 792 288.046-288.047. Matching funds and in-kind contributions that  
 793 are provided by clients of the Quick-Response Training Program  
 794 count toward the requirements of s. 288.904, pertaining to the  
 795 return on investment from activities of Enterprise Florida, Inc.

796           10. The Work Opportunity Tax Credit, provided under the  
 797 Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277,  
 798 and the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

799           11. Offender placement services, provided under ss.  
 800 944.707-944.708.



801  
802 ~~The department may adopt rules necessary to administer this~~  
803 ~~chapter which relate to implementing and administering the~~  
804 ~~programs listed in this paragraph as well as rules related to~~  
805 ~~eligible training providers and auditing and monitoring~~  
806 ~~subrecipients of the workforce system grant funds.~~

807 (e) Ensuring that the state does not waste valuable  
808 training resources. The state board's policy is that all  
809 resources, including equipment purchased for training Workforce  
810 Innovation and Opportunity Act clients, be available for use at  
811 all times by eligible populations as first priority users. At  
812 times when eligible populations are not available, such  
813 resources shall be used for any other state-authorized education  
814 and training purpose. The state board and any of its committees,  
815 councils, or administrative entities may authorize expenditures  
816 to award suitable framed certificates, pins, or other tokens of  
817 recognition for performance by a local workforce development  
818 board, its committees and subdivisions, and other units of the  
819 workforce system. The state board may also authorize  
820 expenditures for promotional items, such as t-shirts, hats, or  
821 pens printed with messages promoting the state's workforce  
822 system to employers, job seekers, and program participants.  
823 However, such expenditures are subject to federal regulations  
824 applicable to the expenditure of federal funds.

825 (6) The state board shall ~~may take action that it deems~~

826 ~~necessary to~~ achieve the purposes of this section ~~by, including,~~  
827 ~~but not limited to:~~

828 (a) Creating a state employment, education, and training  
829 policy that ensures workforce related programs ~~that programs to~~  
830 ~~prepare workers~~ are responsive to present and future business  
831 and industry needs and complement the initiatives of Enterprise  
832 Florida, Inc.

833 (b) Establishing policy direction for a uniform funding  
834 system that prioritizes evidence-based, results-driven solutions  
835 by providing ~~provides~~ incentives to improve the outcomes of  
836 career education, registered apprenticeship, and work-based  
837 learning programs and that focuses resources on occupations  
838 related to new or emerging industries that add greatly to the  
839 value of the state's economy.

840 (c) Establishing a comprehensive policy related to the  
841 education and training of target populations such as those who  
842 have disabilities, are economically disadvantaged, receive  
843 public assistance, are not proficient in English, or are  
844 dislocated workers. This approach should ensure the effective  
845 use of federal, state, local, and private resources in reducing  
846 the need for public assistance by combining two or more sources  
847 of funding to support workforce related programs or activities  
848 for vulnerable populations.

849 (d) Identifying barriers to coordination and alignment  
850 among workforce related programs and activities and developing

851 solutions to remove such barriers.

852 (e) Maintaining a Master Credentials List that:

853 1. Serves as a public and transparent inventory of state-  
854 approved credentials of value.

855 2. Directs the use of federal and state funds for  
856 workforce education and training programs that lead to approved  
857 credentials of value.

858 3. Guides workforce education and training programs by  
859 informing the public of the credentials that have value in the  
860 current or future job market.

861 ~~(d) Designating Institutes of Applied Technology composed~~  
862 ~~of public and private postsecondary institutions working~~  
863 ~~together with business and industry to ensure that career~~  
864 ~~education programs use the most advanced technology and~~  
865 ~~instructional methods available and respond to the changing~~  
866 ~~needs of business and industry.~~

867 ~~(e) Providing policy direction for a system to project and~~  
868 ~~evaluate labor market supply and demand using the results of the~~  
869 ~~Workforce Estimating Conference created in s. 216.136 and the~~  
870 ~~career education performance standards identified under s.~~  
871 ~~1008.43.~~

872 ~~(f) Reviewing the performance of public programs that are~~  
873 ~~responsible for economic development, education, employment, and~~  
874 ~~training. The review must include an analysis of the return on~~  
875 ~~investment of these programs.~~

876 ~~(g) Expanding the occupations identified by the Workforce~~  
 877 ~~Estimating Conference to meet needs created by local emergencies~~  
 878 ~~or plant closings or to capture occupations within emerging~~  
 879 ~~industries.~~

880 (7) By December 1 of each year, the state board, in  
 881 consultation with the department, shall submit to the Governor,  
 882 the President of the Senate, the Speaker of the House of  
 883 Representatives, the Senate Minority Leader, and the House  
 884 Minority Leader a complete and detailed annual report setting  
 885 forth:

886 (a) All audits and investigations, ~~including any audit~~  
 887 ~~conducted under subsection (8).~~

888 (b) The operations and accomplishments of the state board,  
 889 including the programs or entities specified in subsection (6).

890 (c) The number of mandatory partners located within one-  
 891 stop centers.

892 (d) The progress on implementing solutions to address  
 893 barriers to coordination and alignment among programs and  
 894 activities identified under paragraph (6) (d).

895 (8) Annually, beginning July 1, 2022, the state board  
 896 shall assign a letter grade for each local workforce development  
 897 board using the criteria established by the Office of  
 898 Reimagining Education and Career Help under s. 14.36 ~~Pursuant to~~  
 899 ~~his or her own authority or at the direction of the Legislative~~  
 900 ~~Auditing Committee, the Auditor General may conduct an audit of~~

901 ~~the state board and CareerSource Florida, Inc., or the programs~~  
902 ~~or entities created by the state board. The Office of Program~~  
903 ~~Policy Analysis and Government Accountability, pursuant to its~~  
904 ~~authority or at the direction of the Legislative Auditing~~  
905 ~~Committee, may review the systems and controls related to~~  
906 ~~performance outcomes and quality of services of the state board~~  
907 ~~and CareerSource Florida, Inc.~~

908 (9) The state board, in collaboration with the local  
909 workforce development boards and appropriate state agencies and  
910 local public and private service providers, shall establish  
911 uniform performance accountability measures that apply across  
912 the core programs to gauge the performance of the state and  
913 local workforce development boards in achieving the workforce  
914 development strategy.

915 (b) The performance accountability measures for each local  
916 area consist of the primary indicators of performance, any  
917 additional indicators of performance, and a local level of  
918 performance for each indicator pursuant to Pub. L. No. 113-128.  
919 The local level of performance is determined by the local board,  
920 the chief elected official, and the Governor pursuant to Pub. L.  
921 No. 113-128, Title I, s. 116(c). Any local performance  
922 accountability measures that are established must be based on  
923 identified local area needs.

924 (11) The workforce development system must use local  
925 design and control of service delivery and targeted activities.

926 The state board, in consultation with the department, is  
927 responsible for ensuring that local workforce development boards  
928 have a membership consistent with the requirements of federal  
929 and state law and have developed a plan consistent with the  
930 state's workforce development strategy. The plan must specify  
931 methods for allocating the resources and programs in a manner  
932 that eliminates unwarranted duplication, minimizes  
933 administrative costs, meets the existing job market demands and  
934 the job market demands resulting from successful economic  
935 development activities, ensures access to quality workforce  
936 development services for all Floridians, allows for pro rata or  
937 partial distribution of benefits and services, prohibits the  
938 creation of a waiting list or other indication of an unserved  
939 population, serves as many individuals as possible within  
940 available resources, and maximizes successful outcomes. The  
941 state board shall establish incentives for effective alignment  
942 and coordination of federal and state programs and those  
943 identified by the Office of Reimagining Education and Career  
944 Help under s. 14.36(4) (e), outline rewards for long-term self-  
945 sufficiency of ~~successful job placements~~ participants, and  
946 institute collaborative approaches among local service  
947 providers.

948 Section 7. Subsection (2) of section 445.006, Florida  
949 Statutes, is amended, and subsection (4) is added to that  
950 section, to read:

951 445.006 State plan for workforce development.—

952 (2) STRATEGIC PLANNING ELEMENTS.—The state board, in  
953 conjunction with state and local partners in the workforce  
954 development system, shall develop strategic planning elements,  
955 pursuant to Pub. L. No. 113-128, Title I, s. 102, for the state  
956 plan.

957 (a) The strategic planning elements of the state plan must  
958 include, but need not be limited to, strategies for:

959 1. Fulfilling the workforce system goals and strategies  
960 prescribed in s. 445.004.~~†~~

961 2. Aggregating, integrating, and leveraging workforce  
962 system resources.~~†~~

963 3. Coordinating the activities of federal, state, and  
964 local workforce system partners.~~†~~

965 4. Addressing the workforce needs of small businesses.~~†~~  
966 ~~and~~

967 5. Fostering the participation of rural communities and  
968 distressed urban cores in the workforce system.

969 (b) The strategic planning elements must include criteria  
970 for allocating workforce resources to local workforce  
971 development boards. With respect to allocating funds to serve  
972 customers of the welfare transition program, such criteria may  
973 include weighting factors that indicate the relative degree of  
974 difficulty associated with securing and retaining employment  
975 placements for specific subsets of the welfare transition

976 caseload.

977 (c) The state plan must describe:

978 1. How the activities will be carried out by the  
979 respective core programs to implement the strategy and how the  
980 activities will be aligned across the programs and among the  
981 entities administering the programs, including using  
982 coenrollment and other strategies.

983 2. How the activities will be aligned with other  
984 activities that are provided under employment, training,  
985 education, including career and technical education, and human  
986 services programs that are not covered by the state plan, as  
987 appropriate, to avoid duplication and assure coordination.

988 3. How the entities carrying out the respective core  
989 programs will coordinate activities and provide comprehensive,  
990 high-quality services, including supportive services, to  
991 individuals.

992 4. How the state's strategy to engage Florida College  
993 System institutions and local career and technical education  
994 schools as partners in the workforce development system will  
995 enable the state to leverage other federal, state, and local  
996 investments and increase access to workforce development  
997 programs at those institutions.

998 5. How the activities will be coordinated with economic  
999 development strategies.

1000 6. How the state's strategy will improve access to



1001 activities leading to a state approved recognized postsecondary  
 1002 credential, including a credential that is an industry  
 1003 recognized certificate or certification that is portable and  
 1004 builds on additional education or training.

1005 (4) WAIVERS.—The department shall prepare a federal waiver  
 1006 to be submitted by the Governor to the United States Department  
 1007 of Labor that:

1008 (a) Allows the state board to fulfill the roles and  
 1009 responsibilities of local workforce development boards or that  
 1010 reduces the number of local workforce development boards based  
 1011 on population size and commuting patterns in order to:

1012 1. Eliminate multiple layers of administrative entities to  
 1013 improve coordination of the workforce development system.

1014 2. Establish consistent eligibility standards across the  
 1015 state to improve the accountability of workforce related  
 1016 programs.

1017 3. Provide greater flexibility in the allocation of  
 1018 resources to maximize the funds directed to training and  
 1019 business services.

1020 (b) Allows the Governor to reallocate funds among local  
 1021 areas that have a demonstrated need for additional funding and  
 1022 programmatic outcomes that will maximize the use of the  
 1023 additional funds to serve low-income individuals, public  
 1024 assistance recipients, dislocated workers, and unemployment  
 1025 insurance claimants.

1026 Section 8. Section 445.007, Florida Statutes, is amended  
 1027 to read:  
 1028 445.007 Local workforce development boards.—  
 1029 (1) One local workforce development board shall be  
 1030 appointed in each designated service delivery area and shall  
 1031 serve as the local workforce development board pursuant to Pub.  
 1032 L. No. 113-128. The membership of the local board must be  
 1033 consistent with Pub. L. No. 113-128, Title I, s. 107(b). If a  
 1034 public education or training provider is represented on the  
 1035 local board, a representative of a private education provider  
 1036 must also be appointed to the local board. The state board may  
 1037 waive this requirement if requested by a local ~~workforce~~  
 1038 ~~development~~ board if it is demonstrated that such  
 1039 representatives do not exist in the region. The importance of  
 1040 minority and gender representation shall be considered when  
 1041 making appointments to the local board. The local board, its  
 1042 committees, subcommittees, and subdivisions, and other units of  
 1043 the workforce system, including units that may consist in whole  
 1044 or in part of local governmental units, may use any method of  
 1045 telecommunications to conduct meetings, including establishing a  
 1046 quorum through telecommunications, provided that the public is  
 1047 given proper notice of the telecommunications meeting and  
 1048 reasonable access to observe and, when appropriate, participate.  
 1049 Local ~~workforce development~~ boards are subject to chapters 119  
 1050 and 286 and s. 24, Art. I of the State Constitution. ~~If the~~

1051 ~~local workforce development board enters into a contract with an~~  
1052 ~~organization or individual represented on the local board, the~~  
1053 ~~contract must be approved by a two-thirds vote of the local~~  
1054 ~~board, a quorum having been established, and the local board~~  
1055 ~~member who could benefit financially from the transaction must~~  
1056 ~~abstain from voting on the contract. A local board member must~~  
1057 ~~disclose any such conflict in a manner that is consistent with~~  
1058 ~~the procedures outlined in s. 112.3143. Each member of a local~~  
1059 ~~workforce development~~ board who is not otherwise required to  
1060 file a full and public disclosure of financial interests under  
1061 s. 8, Art. II of the State Constitution or s. 112.3144 shall  
1062 file a statement of financial interests under s. 112.3145. The  
1063 executive director or designated person responsible for the  
1064 operational and administrative functions of the local ~~workforce~~  
1065 ~~development~~ board who is not otherwise required to file a full  
1066 and public disclosure of financial interests under s. 8, Art. II  
1067 of the State Constitution or s. 112.3144 shall file a statement  
1068 of financial interests under s. 112.3145. The local board's  
1069 website, or the department's website if the local board does not  
1070 maintain a website, must inform the public that each disclosure  
1071 or statement has been filed with the Commission on Ethics and  
1072 provide information how each disclosure or statement may be  
1073 reviewed. The notice to the public must remain on the website  
1074 throughout the term of office or employment of the filer and  
1075 until 1 year after the term on the local board or employment

1076 | ends.

1077 |       (2) (a) The local workforce development board shall elect a  
 1078 | chair from among the representatives described in Pub. L. No.  
 1079 | 113-128, Title I, s. 107(b) (2) (A) to serve for a term of no more  
 1080 | than 2 years and may not ~~shall~~ serve ~~no~~ more than two terms as  
 1081 | chair. A member of a local board may not serve as a member of  
 1082 | the board for more than 6 consecutive years, unless such member  
 1083 | is a representative of a governmental entity.

1084 |       (b) The Governor may remove a member of the local board,  
 1085 | the executive director of the local board, or the designated  
 1086 | person responsible for the operational and administrative  
 1087 | functions of the local board for cause.

1088 |       (c) The chief elected official for the local ~~workforce~~  
 1089 | ~~development~~ board may remove a member of the local board, the  
 1090 | executive director of the local board, or the designated person  
 1091 | responsible for the operational and administrative functions of  
 1092 | the local board for cause.

1093 |       (3) The department shall assign staff to meet with each  
 1094 | local workforce development board annually to review the local  
 1095 | board's performance as determined under s. 445.004(8) and to  
 1096 | certify that the local board is in compliance with applicable  
 1097 | state and federal law.

1098 |       (4) In addition to the duties and functions specified by  
 1099 | the state board and by the interlocal agreement approved by the  
 1100 | local county or city governing bodies, the local workforce

1101 development board shall have the following responsibilities:

1102 (a) Develop, submit, ratify, or amend the local plan  
 1103 pursuant to Pub. L. No. 113-128, Title I, s. 108 and this act.

1104 (b) Conclude agreements necessary to designate the fiscal  
 1105 agent and administrative entity. A public or private entity,  
 1106 including an entity established under s. 163.01, which makes a  
 1107 majority of the appointments to a local ~~workforce development~~  
 1108 board may serve as the local board's administrative entity if  
 1109 approved by the department based upon a showing that a fair and  
 1110 competitive process was used to select the administrative  
 1111 entity.

1112 (c) Provide ongoing oversight related to administrative  
 1113 costs, duplicated services, career counseling, economic  
 1114 development, equal access, compliance and accountability, and  
 1115 performance outcomes.

1116 (d) Oversee the one-stop delivery system in its local  
 1117 area.

1118 (5) The department and CareerSource Florida, Inc., in  
 1119 consultation with the state board, shall implement a training  
 1120 program for the local workforce development boards to  
 1121 familiarize local board members with the state's workforce  
 1122 development goals and strategies.

1123 (6) Consistent with federal and state law, the local  
 1124 workforce development board shall designate all local service  
 1125 providers and may not transfer this authority to a third party.

1126 Consistent with the intent of the Workforce Innovation and  
1127 Opportunity Act, local ~~workforce development~~ boards should  
1128 provide the greatest possible choice of training providers to  
1129 those who qualify for training services. A local ~~workforce~~  
1130 ~~development~~ board may not restrict the choice of training  
1131 providers based upon cost, location, or historical training  
1132 arrangements. However, a local board may restrict the amount of  
1133 training resources available to any one client. Such  
1134 restrictions may vary based upon the cost of training in the  
1135 client's chosen occupational area. The local ~~workforce~~  
1136 ~~development~~ board may be designated as a one-stop operator and  
1137 direct provider of intake, assessment, eligibility  
1138 determinations, or other direct provider services except  
1139 training services. Such designation may occur only with the  
1140 agreement of the chief elected official and the Governor as  
1141 specified in 29 U.S.C. s. 2832(f)(2). The state board shall  
1142 establish procedures by which a local ~~workforce development~~  
1143 board may request permission to operate under this section and  
1144 the criteria under which such permission may be granted. The  
1145 criteria shall include, but need not be limited to, a reduction  
1146 in the cost of providing the permitted services. Such permission  
1147 shall be granted for a period not to exceed 3 years for any  
1148 single request submitted by the local ~~workforce development~~  
1149 board.

1150 (7) Local workforce development boards shall adopt a

1151 committee structure consistent with applicable federal law and  
1152 state policies established by the state board.

1153 (8) The importance of minority and gender representation  
1154 shall be considered when appointments are made to any committee  
1155 established by the local workforce development board.

1156 (9) For purposes of procurement, local workforce  
1157 development boards and their administrative entities are not  
1158 state agencies and are exempt from chapters 120 and 287. The  
1159 local ~~workforce development~~ boards shall apply the procurement  
1160 and expenditure procedures required by federal law and policies  
1161 of the department and the state board for the expenditure of  
1162 federal, state, and nonpass-through funds. The making or  
1163 approval of smaller, multiple payments for a single purchase  
1164 with the intent to avoid or evade the monetary thresholds and  
1165 procedures established by federal law and policies of the  
1166 department and the state board is grounds for removal for cause.  
1167 Local ~~workforce development~~ boards, their administrative  
1168 entities, committees, and subcommittees, and other workforce  
1169 units may authorize expenditures to award suitable framed  
1170 certificates, pins, or other tokens of recognition for  
1171 performance by units of the workforce development system. Local  
1172 ~~workforce development~~ boards; their administrative entities,  
1173 committees, and subcommittees; and other workforce units may  
1174 authorize expenditures for promotional items, such as t-shirts,  
1175 hats, or pens printed with messages promoting the state's

1176 ~~Florida's~~ workforce system to employers, job seekers, and  
1177 program participants. However, such expenditures are subject to  
1178 federal regulations applicable to the expenditure of federal  
1179 funds. All contracts executed by local ~~workforce development~~  
1180 boards must include specific performance expectations and  
1181 deliverables.

1182 (10) State and federal funds provided to the local  
1183 workforce development boards may not be used directly or  
1184 indirectly to pay for meals, food, or beverages for members,  
1185 staff, or employees of local ~~workforce development~~ boards, the  
1186 state board, or the department except as expressly authorized by  
1187 state law. Preapproved, reasonable, and necessary per diem  
1188 allowances and travel expenses may be reimbursed. Such  
1189 reimbursement shall be at the standard travel reimbursement  
1190 rates established in s. 112.061 and shall be in compliance with  
1191 all applicable federal and state requirements. The department  
1192 shall provide fiscal and programmatic guidance to the state  
1193 board, CareerSource Florida, Inc., and all local ~~workforce~~  
1194 ~~development~~ boards to hold both the state and local ~~workforce~~  
1195 ~~development~~ boards strictly accountable for adherence to the  
1196 policy and subject to regular and periodic monitoring by the  
1197 department. Local boards are prohibited from expending state or  
1198 federal funds for entertainment costs and recreational  
1199 activities for local board members and employees as these terms  
1200 are defined by 2 C.F.R. part 200.



1201           (11) (a) To increase transparency and accountability, a  
 1202 local workforce development board must comply with the  
 1203 requirements of this section before contracting with a member of  
 1204 the local board; ~~or~~ a relative, as defined in s. 112.3143(1)(c),  
 1205 of a local board member; an organization or individual  
 1206 represented on the local board; or of an employee of the local  
 1207 board. Such contracts may not be executed before or without the  
 1208 prior approval of the department. Such contracts, as well as  
 1209 documentation demonstrating adherence to this section as  
 1210 specified by the department, must be submitted to the department  
 1211 for review and approval. Such a contract must be approved by a  
 1212 two-thirds vote of the local board, a quorum having been  
 1213 established; all conflicts of interest must be disclosed before  
 1214 the vote in a manner that is consistent with the procedures  
 1215 outlined in s. 112.3143(4); and any member who may benefit from  
 1216 the contract, or whose organization or relative may benefit from  
 1217 the contract, must abstain from the vote. A contract subject to  
 1218 the requirements of this subsection may not be included on a  
 1219 consent agenda.

1220           (b) A contract under \$10,000 ~~\$25,000~~ between a local  
 1221 ~~workforce development board, and a member of that board or~~  
 1222 ~~between~~ a relative, as defined in s. 112.3143(1)(c), of a local  
 1223 board member, or of an employee of the local board is not  
 1224 required to have the prior approval of the department, but must  
 1225 be approved by a two-thirds vote of the local board, a quorum

1226 having been established, and must be reported to the department  
1227 and the state board within 30 days after approval.

1228 (c) All contracts between a local board and a member of  
1229 the local board; a relative, as defined in s. 112.3143(1)(c), of  
1230 a local board member; an organization or individual represented  
1231 on the local board; or an employee of the local board, approved  
1232 on or after July 1, 2021, must also be published on the local  
1233 board's website, or on the department's website if the local  
1234 board does not maintain a website, within 10 days after approval  
1235 by the local board or department, whichever is later. Such  
1236 contracts must remain published on the website for at least 1  
1237 year after termination of the contract.

1238 (d) In considering whether to approve a contract under  
1239 this subsection, the department shall review and consider all  
1240 documentation provided to the department by the local board,  
1241 including the performance of the entity with which the local  
1242 board is proposing to contract with, if applicable, and the  
1243 nature, size, and makeup of the business community served by the  
1244 local board, including whether the entity with which the local  
1245 board is proposing to contract with is the only provider of the  
1246 desired goods or services within the area served by the local  
1247 board ~~If a contract cannot be approved by the department, a~~  
1248 ~~review of the decision to disapprove the contract may be~~  
1249 ~~requested by the local workforce development board or other~~  
1250 ~~parties to the disapproved contract.~~

1251 (12) Each local workforce development board shall develop  
 1252 a budget for the purpose of carrying out the duties of the local  
 1253 board under this section, subject to the approval of the chief  
 1254 elected official. Each local ~~workforce development~~ board shall  
 1255 submit its annual budget for review to the department no later  
 1256 than 2 weeks after the chair approves the budget. The local  
 1257 board shall publish the budget on its website, or the  
 1258 department's website if the local board does not maintain a  
 1259 website, within 10 days after approval by the department. The  
 1260 budget shall remain published on the website for the duration of  
 1261 the fiscal year for which it accounts for the expenditure of  
 1262 funds.

1263 (13) Each local workforce development board shall  
 1264 annually, within 30 days after the end of the fiscal year,  
 1265 disclose to the department, in a manner determined by the  
 1266 department, the amount and nature of compensation paid to all  
 1267 executives, officers, directors, trustees, key employees, and  
 1268 the highest compensated employees, as defined for purposes of  
 1269 the Internal Revenue Service Form 990, Return of Organization  
 1270 Exempt from Income Tax, including salary, bonuses, present value  
 1271 of vested benefits including but not limited to retirement,  
 1272 accrued leave and paid time off, cashed-in leave, cash  
 1273 equivalents, severance pay, pension plan accruals and  
 1274 contributions, deferred compensation, real property gifts, and  
 1275 any other liability owed to such persons. The disclosure must be

1276 accompanied by a written declaration, as provided for under s.  
1277 92.525(2), from the chief financial officer, or his or her  
1278 designee, that he or she has read the foregoing document and the  
1279 facts stated in it are true. Such information must also be  
1280 published on the local board's website, or the department's  
1281 website if the local board does not maintain a website, for a  
1282 period of 3 years after it is first published.

1283 (14) Each local workforce development board shall annually  
1284 publish its most recent Internal Revenue Service Form 990,  
1285 Return of Organization Exempt from Income Tax, on its website,  
1286 or the department's website if the local board does not maintain  
1287 a website. The form must be posted on the local board's website  
1288 within 60 calendar days after it is filed with the Internal  
1289 Revenue Service and remain posted for 3 years after it is filed.

1290 Section 9. Paragraphs (a) and (e) of subsection (8) of  
1291 section 445.009, Florida Statutes, are amended to read:

1292 445.009 One-stop delivery system.—

1293 (8) (a) Individual Training Accounts must be expended on  
1294 programs that prepare people to enter ~~high-wage~~ occupations  
1295 identified by the Labor Market Workforce Estimating Conference  
1296 created by s. 216.136, and on other programs recommended and  
1297 approved by the state board following a review by the department  
1298 to determine the program's compliance with federal law.

1299 (e) Training services provided through Individual Training  
1300 Accounts must be performance-based, with successful job

1301 placement triggering final ~~full~~ payment of at least 10 percent.

1302 Section 10. Section 445.033, Florida Statutes, is amended  
1303 to read:

1304 445.033 Evaluation.—The department ~~state board~~ and the  
1305 Department of Children and Families shall measure the  
1306 performance of workforce related programs and services for  
1307 participants who receive benefits pursuant to family self-  
1308 sufficiency programs under chapter 414, and participants in  
1309 welfare transition ~~arrange for evaluation of TANF-funded~~  
1310 programs ~~operated~~ under this chapter, as follows:

1311 ~~(1) If required by federal waivers or other federal~~  
1312 ~~requirements, the state board and the department may provide for~~  
1313 ~~evaluation according to these requirements.~~

1314 (1)(2) The state board and the department shall consult  
1315 with local workforce development boards to develop annual  
1316 performance reports that analyze participants' transition from  
1317 public assistance to self-sufficiency, including, but not  
1318 limited to, shall participate in the evaluation of this program  
1319 ~~in conjunction with evaluation of the state's workforce~~  
1320 ~~development programs or similar activities aimed at evaluating~~  
1321 ~~program outcomes, cost-effectiveness, or return on investment,~~  
1322 and coenrollment in these programs, and the impact of time  
1323 limits, sanctions, and other welfare reform measures ~~set out in~~  
1324 ~~this chapter.~~ Each local board shall, at a minimum, provide  
1325 quarterly reports on the following measures:

1326 (a) The percent of participants working in unsubsidized  
1327 employment.

1328 (b) The percent of participants who stop receiving  
1329 benefits for reasons other than disqualification or sanction.

1330 (c) The number of sanctions and waivers that are granted,  
1331 measured by the type of sanction or waiver and the number of  
1332 completed compliance activities that lead to a restoration of  
1333 benefits.

1334 (d) The median placement wage rate.

1335 (e) The TANF work participation rate, defined as the  
1336 participation requirements specified under Public Law 109-171,  
1337 the Deficit Reduction Act of 2005.

1338 (f) A self-sufficiency index, by county, calculated each  
1339 quarter based on the percent of current or former participants  
1340 who stop receiving benefits or are working 30 or more hours per  
1341 week and at 1 and 2 years after participants stop receiving  
1342 benefits or work 30 or more hours per week. The quarterly report  
1343 must include the percentage of participants earning at or above  
1344 200 percent of the federal poverty level 3 years after  
1345 participants stop receiving benefits or work 30 or more hours  
1346 per week. The quarterly report must also contain an expected  
1347 range of performance for each county on the self-sufficiency  
1348 index. The expected range shall be derived by a statistical  
1349 methodology developed in consultation with the local boards. The  
1350 statistical methodology shall control differences across

1351 counties in economic conditions and demographics of participants  
1352 in family self-sufficiency programs under chapter 414, and  
1353 welfare transition programs under this chapter. ~~Evaluation shall~~  
1354 ~~also contain information on the number of participants in work~~  
1355 ~~experience assignments who obtain unsubsidized employment,~~  
1356 ~~including, but not limited to, the length of time the~~  
1357 ~~unsubsidized job is retained, wages, and the public benefits, if~~  
1358 ~~any, received by such families while in unsubsidized employment.~~  
1359 ~~The evaluation must solicit the input of consumers, community-~~  
1360 ~~based organizations, service providers, employers, and the~~  
1361 ~~general public, and must publicize, especially in low-income~~  
1362 ~~communities, the process for submitting comments.~~

1363 (2)~~(3)~~ The state board and the department shall ~~may~~ share  
1364 information with and develop protocols for information exchange  
1365 with the Florida Education and Training Placement Information  
1366 Program.

1367 (3)~~(4)~~ The state board and the department may initiate or  
1368 participate in additional evaluation or assessment activities  
1369 that will further the systematic study of issues related to  
1370 program goals and outcomes.

1371 (4)~~(5)~~ In providing for evaluation activities, the state  
1372 board and the department shall safeguard the use or disclosure  
1373 of information obtained from program participants consistent  
1374 with federal or state requirements. Evaluation methodologies may  
1375 be used which are appropriate for evaluation of program

1376 activities, including random assignment of recipients or  
 1377 participants into program groups or control groups. To the  
 1378 extent necessary or appropriate, evaluation data shall provide  
 1379 information with respect to the state, district, or county, or  
 1380 other substate area.

1381 (5)~~(6)~~ The state board and the department may contract  
 1382 with a qualified organization for evaluations conducted under  
 1383 this section.

1384 Section 11. Section 445.038, Florida Statutes, is amended  
 1385 to read:

1386 445.038 Digital media; job training.—CareerSource Florida,  
 1387 Inc., through the Department of Economic Opportunity, may use  
 1388 funds dedicated for incumbent worker training for the digital  
 1389 media industry. Training may be provided by public or private  
 1390 training providers for broadband digital media jobs listed on  
 1391 the ~~targeted~~ occupations list developed by the Labor Market  
 1392 ~~Workforce~~ Estimating Conference ~~or CareerSource Florida, Inc.~~  
 1393 Programs that operate outside the normal semester time periods  
 1394 and coordinate the use of industry and public resources should  
 1395 be given priority status for funding.

1396 Section 12. Subsection (43) of section 570.07, Florida  
 1397 Statutes, is amended to read:

1398 570.07 Department of Agriculture and Consumer Services;  
 1399 functions, powers, and duties.—The department shall have and  
 1400 exercise the following functions, powers, and duties:



1401           (43) In cooperation with the Institute of Food and  
 1402 Agricultural Sciences at the University of Florida and the  
 1403 College of Agriculture and Food Sciences at the Florida  
 1404 Agricultural and Mechanical University, submit industry  
 1405 certifications for farm occupations ~~to annually provide~~ to the  
 1406 Credentials Review Committee established in s. 445.004(4) ~~State~~  
 1407 ~~Board of Education and the Department of Education information~~  
 1408 ~~and industry certifications for farm occupations~~ to be  
 1409 considered for placement on the Master Credentials List ~~CAPE~~  
 1410 ~~Industry Certification Funding List and the CAPE Postsecondary~~  
 1411 ~~Industry Certification Funding List pursuant to s. 1008.44.~~  
 1412 ~~Information and industry certifications provided by the~~  
 1413 ~~department must be based upon the best available~~  
 1414 ~~data.~~

1415           Section 13. Paragraph (b) of subsection (5) of section  
 1416 1001.706, Florida Statutes, is amended to read:

1417           1001.706 Powers and duties of the Board of Governors.—

1418           (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

1419           (b) The Board of Governors shall develop a strategic plan  
 1420 specifying goals and objectives for the State University System  
 1421 and each constituent university, including each university's  
 1422 contribution to overall system goals and objectives. The  
 1423 strategic plan must:

1424           1. Include performance metrics and standards common for  
 1425 all institutions and metrics and standards unique to

1426 institutions depending on institutional core missions,  
 1427 including, but not limited to, student admission requirements,  
 1428 retention, graduation, percentage of graduates who have attained  
 1429 employment, percentage of graduates enrolled in continued  
 1430 education, licensure passage, average wages of employed  
 1431 graduates, average cost per graduate, excess hours, student loan  
 1432 burden and default rates, faculty awards, total annual research  
 1433 expenditures, patents, licenses and royalties, intellectual  
 1434 property, startup companies, annual giving, endowments, and  
 1435 well-known, highly respected national rankings for institutional  
 1436 and program achievements.

1437         2. Consider reports and recommendations of the Florida  
 1438 Talent Development Council under ~~pursuant to~~ s. 1004.015 and the  
 1439 Articulation Coordinating Committee under ~~pursuant to~~ s.  
 1440 1007.01.

1441         3. Include student enrollment and performance data  
 1442 delineated by method of instruction, including, but not limited  
 1443 to, traditional, online, and distance learning instruction.

1444         4. Include criteria for designating baccalaureate degree  
 1445 and master's degree programs at specified universities as high-  
 1446 demand programs of emphasis. The programs of emphasis list  
 1447 adopted by the Board of Governors before July 1, 2021, shall be  
 1448 used for the 2021-2022 academic year. Beginning in the 2022-2023  
 1449 academic year, the Board of Governors shall adopt the criteria  
 1450 to determine value for and prioritization of degree credentials

1451 and degree programs established by the Credentials Review  
1452 Committee under s. 445.004 for designating Fifty percent of the  
1453 criteria for designation as high-demand programs of emphasis.  
1454 The Board of Governors must review designated programs of  
1455 emphasis, at a minimum, every 3 years to ensure alignment with  
1456 the prioritization of degree credentials and degree programs  
1457 identified by the Credentials Review Committee. must be based on  
1458 achievement of performance outcome thresholds determined by the  
1459 Board of Governors, and 50 percent of the criteria must be based  
1460 on achievement of performance outcome thresholds specifically  
1461 linked to:

1462 a. ~~Job placement in employment of 36 hours or more per~~  
1463 ~~week and average full-time wages of graduates of the degree~~  
1464 ~~programs 1 year and 5 years after graduation, based in part on~~  
1465 ~~data provided in the economic security report of employment and~~  
1466 ~~earning outcomes produced annually pursuant to s. 445.07.~~

1467 b. ~~Data-driven gap analyses, conducted by the Board of~~  
1468 ~~Governors, of the state's job market demands and the outlook for~~  
1469 ~~jobs that require a baccalaureate or higher degree. Each state~~  
1470 ~~university must use the gap analyses to identify internship~~  
1471 ~~opportunities for students to benefit from mentorship by~~  
1472 ~~industry experts, earn industry certifications, and become~~  
1473 ~~employed in high-demand fields.~~

1474 Section 14. Subsections (3) and (5) of section 1003.4203,  
1475 Florida Statutes, are amended to read:

1476 1003.4203 Digital materials, CAPE Digital Tool  
 1477 certificates, and technical assistance.—

1478 (3) CAPE DIGITAL TOOL CERTIFICATES.—The department shall  
 1479 identify, in the CAPE Industry Certification Funding List under  
 1480 ss. 1003.492 and 1008.44 ~~by June 15 of each year,~~ CAPE Digital  
 1481 Tool certificates that indicate a student's digital skills. The  
 1482 department shall notify each school district when the  
 1483 certificates are available. The certificates shall be made  
 1484 available to all public elementary and middle grades students.

1485 (a) Targeted skills to be mastered for the certificate  
 1486 include digital skills that are necessary to the student's  
 1487 academic work and skills the student may need in future  
 1488 employment. ~~The skills must include, but are not limited to,~~  
 1489 ~~word processing; spreadsheets; presentations, including sound,~~  
 1490 ~~motion, and color presentations; digital arts; cybersecurity;~~  
 1491 ~~and coding consistent with CAPE industry certifications that are~~  
 1492 ~~listed on the CAPE Industry Certification Funding List, pursuant~~  
 1493 ~~to ss. 1003.492 and 1008.44.~~ CAPE Digital Tool certificates  
 1494 earned by students are eligible for additional full-time  
 1495 equivalent membership under ~~pursuant to~~ s. 1011.62(1)(o)1.a.

1496 (b) The school district shall notify each middle school  
 1497 advisory council of the methods of delivery of the open-access  
 1498 content and assessments for the certificates. If there is no  
 1499 middle school advisory council, notification must be provided to  
 1500 the district advisory council.

1501 (c) The Legislature intends that by July 1, 2018, on an  
 1502 annual basis, at least 75 percent of public middle grades  
 1503 students earn at least one CAPE Digital Tool certificate.

1504 (5) CAPE INNOVATION AND CAPE ACCELERATION.—

1505 (a) CAPE Innovation.—~~Up to five Courses, identified in the~~  
 1506 CAPE Industry Certification Funding List, annually approved by  
 1507 ~~the commissioner~~ that combine academic and career content, and  
 1508 performance outcome expectations that, if achieved by a student,  
 1509 shall articulate for college credit and be eligible for  
 1510 additional full-time equivalent membership under ~~pursuant to~~ s.  
 1511 1011.62(1)(o)1.c. Such approved courses must incorporate at  
 1512 least two third-party assessments that, if successfully  
 1513 completed by a student, shall articulate for college credit. At  
 1514 least one of the two third-party assessments must be associated  
 1515 with an industry certification that is identified on the CAPE  
 1516 Industry Certification Funding List. Each course that is  
 1517 approved by the commissioner must be specifically identified in  
 1518 the Course Code Directory as a CAPE Innovation Course.

1519 (b) CAPE Acceleration.—Industry certifications, ~~annually~~  
 1520 ~~approved by the commissioner,~~ that articulate for 15 or more  
 1521 college credit hours and, if successfully completed, are ~~shall~~  
 1522 ~~be~~ eligible for additional full-time equivalent membership under  
 1523 ~~pursuant to~~ s. 1011.62(1)(o)1.d. Each approved industry  
 1524 certification must be specifically identified in the CAPE  
 1525 Industry Certification Funding List as a CAPE Acceleration

1526 Industry Certification.

1527 Section 15. Paragraphs (a) and (b) of subsection (3) and  
 1528 subsection (5) of section 1003.491, Florida Statutes, are  
 1529 amended to read:

1530 1003.491 Florida Career and Professional Education Act.—  
 1531 The Florida Career and Professional Education Act is created to  
 1532 provide a statewide planning partnership between the business  
 1533 and education communities in order to attract, expand, and  
 1534 retain targeted, high-value industry and to sustain a strong,  
 1535 knowledge-based economy.

1536 (3) The strategic 3-year plan developed jointly by the  
 1537 local school district, local workforce development boards,  
 1538 economic development agencies, and state-approved postsecondary  
 1539 institutions shall be constructed and based on:

1540 (a) Research conducted to objectively determine local and  
 1541 regional workforce needs for the ensuing 3 years, using labor  
 1542 projections as identified by the Labor Market Estimating  
 1543 Conference created in s. 216.136 of the United States Department  
 1544 of Labor and the Department of Economic Opportunity;

1545 (b) Strategies to develop and implement career academies  
 1546 or career-themed courses based on occupations identified by the  
 1547 Labor Market Estimating Conference created in s. 216.136 ~~those~~  
 1548 ~~careers determined to be high-wage, high-skill, and high-demand;~~

1549 (5) (a) The Commissioner of Education shall conduct an  
 1550 annual review of K-12 and postsecondary career and technical

1551 education offerings that, at a minimum, must examine:~~in~~  
1552 ~~consultation with the Department of Economic Opportunity,~~  
1553 ~~CareerSource Florida, Inc., leaders of business and industry,~~  
1554 ~~the Board of Governors, the Florida College System, school~~  
1555 ~~districts, and other education stakeholders, to determine the~~  
1556 ~~alignment of existing offerings with employer demand,~~  
1557 ~~postsecondary degree or certificate programs, and professional~~  
1558 ~~industry certifications. The review shall identify career and~~  
1559 ~~technical education offerings that are linked to occupations~~  
1560 ~~that are in high demand by employers, require high-level skills,~~  
1561 ~~and provide middle-level and high-level wages.~~

1562 1. Alignment of offerings with the framework of quality  
1563 under s. 445.004(4).

1564 2. Alignment of offerings at the K-12 and postsecondary  
1565 levels with credentials or degree programs identified on the  
1566 Master Credentials List under s. 445.004(4).

1567 3. Program utilization and unwarranted duplication across  
1568 institutions serving the same students in a geographical or  
1569 service area.

1570 4. Institutional performance measured by student outcomes  
1571 such as academic achievement, college readiness, postsecondary  
1572 enrollment, credential and certification attainment, job  
1573 placement, and wages.

1574 (b) The annual review shall utilize data captured through  
1575 the Workforce Development Information System under s. 1008.40

1576 and provide an automated data collection process that includes  
 1577 the collection and evaluation of the federal Comprehensive Local  
 1578 Needs Assessments, to assist in the review of programs.

1579 ~~(c) (b)~~ Using the findings from the annual review required  
 1580 in paragraphs (a) and (b) ~~paragraph (a)~~, the commissioner shall  
 1581 phase out career and technical education offerings that are not  
 1582 aligned with the needs of the state ~~employers or do not provide~~  
 1583 ~~program completers with a middle-wage or high-wage occupation~~  
 1584 and encourage school districts and Florida College System  
 1585 institutions to offer programs that are not offered currently.

1586 (d) The department shall adopt rules to administer this  
 1587 section.

1588 Section 16. Subsections (2) through (5) of section  
 1589 1003.492, Florida Statutes, are amended to read:

1590 1003.492 Industry-certified career education programs.—

1591 (2) Industry certification as used in this section is a  
 1592 voluntary process through which students are assessed by an  
 1593 independent, third-party certifying entity using predetermined  
 1594 standards for knowledge, skills, and competencies, resulting in  
 1595 the award of a credential that is identified on the Master  
 1596 Credentials List under s. 445.004(4). ~~nationally recognized and~~  
 1597 ~~must be at least one of the following:~~

1598 ~~(a) Within an industry that addresses a critical local or~~  
 1599 ~~statewide economic need;~~

1600 ~~(b) Linked to an occupation that is included in the~~



1601 ~~workforce system's targeted occupation list; or~~  
1602 ~~(c) Linked to an occupation that is identified as~~  
1603 ~~emerging.~~  
1604 ~~(3) The State Board of Education shall use the expertise~~  
1605 ~~of CareerSource Florida, Inc., and the Department of Agriculture~~  
1606 ~~and Consumer Services to develop and adopt rules pursuant to ss.~~  
1607 ~~120.536(1) and 120.54 for implementing an industry certification~~  
1608 ~~process.~~  
1609 ~~(a) For nonfarm occupations, industry certification must~~  
1610 ~~be based upon the highest available national standards for~~  
1611 ~~specific industry certification to ensure student skill~~  
1612 ~~proficiency and to address emerging labor market and industry~~  
1613 ~~trends. A local workforce development board or a school~~  
1614 ~~principal may apply to CareerSource Florida, Inc., to request~~  
1615 ~~additions to the approved list of industry certifications based~~  
1616 ~~on high-skill, high-wage, and high-demand job requirements in~~  
1617 ~~the local economy.~~  
1618 ~~(b) For farm occupations submitted pursuant to s. 570.07,~~  
1619 ~~industry certification must demonstrate student skill~~  
1620 ~~proficiency and be based upon the best available data to address~~  
1621 ~~critical local or statewide economic needs.~~  
1622 ~~(4) The list of industry certifications approved by~~  
1623 ~~CareerSource Florida, Inc., the Department of Agriculture and~~  
1624 ~~Consumer Services, and the Department of Education shall be~~  
1625 ~~published and updated annually by a date certain, to be included~~

1626 ~~in the adopted rule.~~

1627 (3)~~(5)~~ The Department of Education shall collect student  
1628 achievement and performance data in industry-certified career  
1629 education programs and career-themed courses that includes ~~and~~  
1630 ~~shall work with CareerSource Florida, Inc., and the Department~~  
1631 ~~of Agriculture and Consumer Services in the analysis of~~  
1632 ~~collected data. The data collection and analyses shall examine~~  
1633 ~~the performance of participating students over time. Performance~~  
1634 ~~factors must include~~, but need not be limited to, graduation  
1635 rates, retention rates, Florida Bright Futures Scholarship  
1636 awards, additional educational attainment, employment records,  
1637 earnings, industry certification, return on investment, and  
1638 employer satisfaction. ~~The results of this study shall be~~  
1639 ~~submitted to the President of the Senate and the Speaker of the~~  
1640 ~~House of Representatives annually by December 31.~~

1641 Section 17. Paragraph (a) of subsection (2) and subsection  
1642 (3) of section 1003.4935, Florida Statutes, are amended to read:

1643 1003.4935 Middle grades career and professional academy  
1644 courses and career-themed courses.—

1645 (2) Each middle grades career and professional academy or  
1646 career-themed course must be aligned with at least one high  
1647 school career and professional academy or career-themed course  
1648 offered in the district and maintain partnerships with local  
1649 business and industry and economic development boards. Middle  
1650 grades career and professional academies and career-themed

1651 courses must:

1652 (a) Lead to careers in occupations aligned to ~~designated~~  
 1653 ~~as high-skill, high-wage, and high-demand in~~ the CAPE Industry  
 1654 Certification Funding List approved under rules adopted by the  
 1655 State Board of Education;

1656 (3) Beginning with the 2012-2013 school year, if a school  
 1657 district implements a middle school career and professional  
 1658 academy or a career-themed course, the Department of Education  
 1659 shall collect and report student achievement data pursuant to  
 1660 performance factors identified under s. 1003.492(3) ~~or~~  
 1661 ~~1003.492(5)~~ for students enrolled in an academy or a career-  
 1662 themed course.

1663 Section 18. Subsection (3) is added to section 1004.013,  
 1664 Florida Statutes, to read:

1665 1004.013 SAIL to 60 Initiative.-

1666 (3) There is created within the SAIL to 60 Initiative the  
 1667 Strategic Efforts to Achieve Self-Sufficiency (SEAS) which  
 1668 consists of:

1669 (a) The workforce opportunity portal under s. 14.36, which  
 1670 provides the public with more effective access to available  
 1671 federal, state, and local services and a system-wide, global  
 1672 view of workforce related program data across various programs  
 1673 through actionable qualitative and quantitative information.

1674 (b) The Open Door Grant Program under s. 1009.895, which  
 1675 provides grants to school district's postsecondary technical

1676 centers and Florida College System institutions to cover up to  
1677 two-thirds of the cost of short-term high-demand programs for  
1678 eligible students upon successful completion and award of a  
1679 credential of value.

1680 (c) The Money-Back Guarantee Program under s. 1011.803,  
1681 which requires each school district and Florida College System  
1682 institution to refund the cost of tuition to students who are  
1683 not able to find a job within 6 months of successful completion  
1684 of select workforce related programs.

1685 Section 19. Subsection (6) is added to section 1004.015,  
1686 Florida Statutes, to read:

1687 1004.015 Florida Talent Development Council.—

1688 (6) The council shall coordinate, facilitate, and  
1689 communicate statewide efforts to meet supply and demand needs  
1690 for the state's healthcare workforce. Initially, the council  
1691 shall focus on the nursing supply and demand and annually,  
1692 beginning December 1, 2021, report on the implementation of this  
1693 subsection and any other relevant information on the Florida  
1694 Talent Developmental Council's webpage located on the Department  
1695 of Economic Opportunity's website. To support the efforts of the  
1696 council, the Board of Governors and the State Board of Education  
1697 shall:

1698 (a) By December 1, 2021, conduct a statistically valid  
1699 biennial data-driven gap analysis of the nursing supply and  
1700 demand, including, but not limited to, teaching faculty and

1701 preceptors. Demand must align with the Labor Market Estimating  
1702 Conference created in s. 216.136. The gap analysis must include  
1703 10-year trend information on nursing education programs subject  
1704 to the requirements of s. 464.019. In order to conduct the gap  
1705 analysis, the Department of Health, the Board of Governors, the  
1706 State Board of Education, the Commission for Independent  
1707 Education, and postsecondary institutions participating in a  
1708 state grant program under s. 1009.89 or s. 1009.891, shall  
1709 provide data on:

1710 1. The number and type of programs and student slots  
1711 available.

1712 2. The number of student applications submitted, the  
1713 number of qualified student applicants, and the number of  
1714 students accepted.

1715 3. The number of program graduates.

1716 4. Program retention rates of students tracked from  
1717 program entry to graduation.

1718 5. Graduate passage rates on the National Council of State  
1719 Boards of Nursing Licensing Examination.

1720 6. The number of graduates who become employed as  
1721 practical or professional nurses in the state.

1722 (b) Develop a survey for use by the Department of Health,  
1723 the Commission for Independent Education, and postsecondary  
1724 institutions participating in a state grant program under s.  
1725 1009.89 or s. 1009.891, to collect data for the gap analysis.

1726 The survey must include, but is not limited to, a student's age,  
 1727 gender, race, ethnicity, veteran status, wage, employer  
 1728 information, loan debt, and retirement expectations.

1729 (c) Conduct a review of nursing education program  
 1730 curricula to improve alignment, streamline career pathways, and  
 1731 develop frameworks for colocated and concurrent enrollment  
 1732 nursing education programs which can be implemented statewide.

1733 (d) Report on the establishment of accelerated programs  
 1734 for bachelor of science in nursing and masters of science in  
 1735 nursing, and implementation of other strategies to address the  
 1736 demand for nurses in the state.

1737 (e) Map educational advancement of nurses through career  
 1738 pathways by comparing their initial degree to their highest  
 1739 degree obtained for the preceding 5 years.

1740 Section 20. Subsections (12) and (25) of section 1004.02,  
 1741 Florida Statutes, are amended to read:

1742 1004.02 Definitions.—As used in this chapter:

1743 (12) "Continuing workforce education" means instruction  
 1744 that does not result in a registered apprenticeship certificate  
 1745 of completion, technical certificate, diploma, associate in  
 1746 applied science degree, or associate in science degree.

1747 Continuing workforce education is for:

1748 (a) Individuals who are required to have training for  
 1749 licensure renewal or certification renewal by a regulatory  
 1750 agency or credentialing body;

1751 (b) New or expanding businesses as described in chapter  
 1752 288;

1753 (c) Business, industry, and government agencies whose  
 1754 products or services are changing so that retraining of  
 1755 employees is necessary or whose employees need training in  
 1756 specific skills to increase efficiency and productivity; or

1757 (d) Individuals who are enhancing occupational skills  
 1758 necessary to maintain current employment, to cross train, or to  
 1759 upgrade employment.

1760 (25) "Workforce education" means adult general education  
 1761 or career education and may consist of a continuing workforce  
 1762 education course or a program of study leading to an  
 1763 occupational completion point, a career certificate, an applied  
 1764 technology diploma, ~~or~~ a career degree, or a registered  
 1765 apprenticeship certificate of completion.

1766 Section 21. Subsection (2) of section 1008.39, Florida  
 1767 Statutes, is amended to read:

1768 1008.39 Florida Education and Training Placement  
 1769 Information Program. —

1770 (2) Any project conducted by the Department of Education  
 1771 or the workforce development system that requires placement  
 1772 information shall use information provided through the Florida  
 1773 Education and Training Placement Information Program, and shall  
 1774 not initiate automated matching of records in duplication of  
 1775 methods already in place in the Florida Education and Training

1776 Placement Information Program. The department shall implement an  
1777 automated system which matches the social security numbers of  
1778 former participants in workforce related programs as defined in  
1779 s. 14.36 and state educational and training programs with  
1780 information in the files of state and federal agencies that  
1781 maintain educational, employment, and United States armed  
1782 service records and shall implement procedures to identify the  
1783 occupations of those former participants whose social security  
1784 numbers are found in employment records, as required by Specific  
1785 Appropriation 337A, chapter 84-220, Laws of Florida; Specific  
1786 Appropriation 337B, chapter 85-119, Laws of Florida; Specific  
1787 Appropriation 350A, chapter 86-167, Laws of Florida; and  
1788 Specific Appropriation 351, chapter 87-98, Laws of Florida. The  
1789 system shall incorporate data collection elements prescribed by  
1790 the Credentials Review Committee under s. 445.004.

1791 Section 22. Section 1008.40, Florida Statutes, is amended  
1792 to read:

1793 1008.40 Workforce Development Information System.—The  
1794 Department of Education shall:

1795 (1) Design specifications for the collection and reporting  
1796 of data and performance specifications for the Workforce  
1797 Development Information System. This design must:

1798 (a) Use common terms and enable parallel reporting and  
1799 state-level access of workforce data necessary to use the data  
1800 reports as a basis for calculating funding allocations,



1801 conducting audits, and determining compliance of workforce  
1802 related programs, as defined in s. 14.36, and education and  
1803 training programs with applicable federal and state requirements  
1804 as authorized by federal and state law. This includes  
1805 establishing a process for the collection, review, and reporting  
1806 of Comprehensive Local Needs Assessments as required by federal  
1807 law.

1808 (b) Provide ~~In addition, the design must be capable of~~  
1809 ~~providing~~ reports necessary to comply with other program  
1810 performance documentation required by state or federal law,  
1811 without requiring additional data collection or reporting from  
1812 local educational agencies.

1813 (c) Link data from multiple sources for consideration in  
1814 developing broad public policy initiatives for workforce related  
1815 programs as defined in s. 14.36.

1816 (2) Develop the computer programs, software, and edit  
1817 processes necessary for local and state users to produce a  
1818 single, unified Workforce Development Information System.

1819 (3) Work with the Department of Economic Opportunity, the  
1820 Department of Children and Families, and other entities to  
1821 define statewide education, workforce development, and  
1822 employment metrics and ensure the integrity and quality of data  
1823 being collected.

1824 (4) Develop a workforce development metrics dashboard that  
1825 measures the state's investments in workforce development. To

1826 the extent feasible, the dashboard shall use statistically  
1827 rigorous methodologies to estimate, assess, and isolate the  
1828 impact of programs on participant outcomes. The workforce  
1829 development metrics dashboard shall be produced, to the extent  
1830 feasible, using existing available data and resources that are  
1831 currently collected and accessible to state agencies. The  
1832 department shall convene workforce related program partners to  
1833 develop a standardized set of inputs and outputs for the  
1834 workforce development metrics dashboard. The workforce  
1835 development metrics dashboard must:

1836 (a) Display the impact of workforce related programs, as  
1837 defined in s. 14.36, on credential attainment, training  
1838 completion, degree attainment, and participant wages.

1839 (b) Provide demographic breakdowns, including, to the  
1840 extent possible, race, ethnicity, age, gender, veteran status,  
1841 wage, student loan debt, barriers to employment, and credential  
1842 or degree outcomes, and information on workforce outcomes in  
1843 different industry sectors.

1844 (c) Measure, at a minimum and to the extent feasible with  
1845 existing resources, the return on investment of the following  
1846 workforce related programs:

1847 1. Career and technical education offered by school  
1848 districts and Florida College System institutions.

1849 2. Workforce related programs as defined in s. 14.36.

1850 3. State apprenticeship programs.

1851 (d) Provide performance data on training providers to  
 1852 enable individuals to make informed choices.

1853 Section 23. Subsection (3) of section 1008.41, Florida  
 1854 Statutes, is amended to read:

1855 1008.41 Workforce education; management information  
 1856 system.—

1857 (3) Planning and evaluation of job-preparatory programs  
 1858 shall be based on standard sources of data and use standard  
 1859 occupational definitions and coding structures, including, but  
 1860 not limited to:

1861 (a) The Florida Occupational Information System.~~†~~

1862 (b) The Florida Education and Training Placement  
 1863 Information Program.~~†~~

1864 (c) The Department of Economic Opportunity.~~†~~

1865 (d) The United States Department of Labor.~~†~~ and

1866 (e) The Labor Market Estimating Conference created in s.  
 1867 216.136.

1868 (f)~~(e)~~ Other sources of data developed using statistically  
 1869 valid procedures.

1870 Section 24. Subsections (1) and (2) and paragraph (c) of  
 1871 subsection (4) of section 1008.44, Florida Statutes, are amended  
 1872 to read:

1873 1008.44 CAPE Industry Certification Funding List ~~and CAPE~~  
 1874 ~~Postsecondary Industry Certification Funding List.—~~

1875 (1) The State Board of Education Pursuant to ss. 1003.4203

1876 | ~~and 1003.492, the Department of Education shall adopt,~~ at least  
 1877 | annually, based upon recommendations by the Commissioner of  
 1878 | Education the CAPE Industry Certification Funding List that  
 1879 | assigns additional full-time equivalent membership to  
 1880 | certifications identified in the Master Credentials List under  
 1881 | s. 445.004(4) that meets a statewide demand, and courses that  
 1882 | lead to such certifications, in accordance with s.  
 1883 | 1011.62(1)(o). ~~identify, under rules adopted by the State Board~~  
 1884 | ~~of Education, and the Commissioner of Education may at any time~~  
 1885 | ~~recommend adding~~ The CAPE Industry Certification Funding List  
 1886 | may include the following certificates, certifications, and  
 1887 | courses:

1888 |         (a) CAPE industry certifications identified as credentials  
 1889 | of value that meet the framework of quality under ~~pursuant to s.~~  
 1890 | 445.004(4), on the CAPE Industry Certification Funding List that  
 1891 | must be applied in the distribution of funding to school  
 1892 | districts under ~~pursuant to~~ s. 1011.62(1)(o). The CAPE Industry  
 1893 | Certification Funding List shall incorporate by reference the  
 1894 | industry certifications on the career pathways list approved for  
 1895 | the Florida Gold Seal CAPE Vocational Scholars award. ~~In~~  
 1896 | ~~addition, by August 1 of each year, the not-for-profit~~  
 1897 | ~~corporation established pursuant to s. 445.004 may annually~~  
 1898 | ~~select one industry certification, that does not articulate for~~  
 1899 | ~~college credit, for inclusion on the CAPE Industry Certification~~  
 1900 | ~~Funding List for a period of 3 years unless otherwise approved~~

1901 ~~by the curriculum review committee pursuant to s. 1003.491. Such~~  
 1902 ~~industry certifications, if earned by a student, shall be~~  
 1903 ~~eligible for additional full-time equivalent membership,~~  
 1904 ~~pursuant to s. 1011.62(1)(o)1.~~

1905 (b) ~~No more than 30~~ CAPE Digital Tool certificates under  
 1906 ~~limited to the areas of word processing; spreadsheets; sound,~~  
 1907 ~~motion, and color presentations; digital arts; cybersecurity;~~  
 1908 ~~and coding pursuant to s. 1003.4203(3) that do not articulate~~  
 1909 ~~for college credit. Such certificates shall be annually~~  
 1910 ~~identified on the CAPE Industry Certification Funding List and~~  
 1911 ~~updated solely by the Chancellor of Career and Adult Education.~~  
 1912 The certificates shall be made available to students in  
 1913 elementary school and middle school grades and, if earned by a  
 1914 student, shall be eligible for additional full-time equivalent  
 1915 membership under ~~pursuant to s. 1011.62(1)(o)1.~~

1916 (c) CAPE ESE Digital Tool certificates, workplace industry  
 1917 certifications, and OSHA industry certifications ~~identified by~~  
 1918 ~~the Chancellor of Career and Adult Education~~ for students with  
 1919 disabilities under ~~pursuant to s. 1003.4203(2).~~ Such  
 1920 certificates and certifications shall ~~be identified on the CAPE~~  
 1921 ~~Industry Certification Funding List and,~~ if earned by a student,  
 1922 be eligible for additional full-time equivalent membership under  
 1923 ~~pursuant to s. 1011.62(1)(o)1.~~

1924 (d) CAPE Innovation Courses that combine academic and  
 1925 career performance outcomes with embedded industry

1926 | ~~certifications under shall be annually approved by the~~  
 1927 | ~~Commissioner of Education and identified pursuant to s.~~  
 1928 | ~~1003.4203(5) (a). Such courses shall~~ and, if completed by a  
 1929 | student, be eligible for additional full-time equivalent  
 1930 | membership under ~~pursuant to s. 1011.62(1) (o)1.~~

1931 | (e) CAPE Acceleration Industry Certifications that  
 1932 | articulate for 15 or more college credit hours under ~~pursuant to~~  
 1933 | ~~s. 1003.4203(5) (b). Such certifications shall be annually~~  
 1934 | ~~approved by the Commissioner of Education and~~, if successfully  
 1935 | completed, shall be eligible for additional full-time equivalent  
 1936 | membership under ~~pursuant to s. 1011.62(1) (o)1. The approved~~  
 1937 | ~~industry certifications must be identified on the CAPE Industry~~  
 1938 | ~~Certification Funding List.~~

1939 | (f) The Commissioner of Education shall conduct a review  
 1940 | of the methodology used to determine additional full-time  
 1941 | equivalent membership weights assigned in s. 1011.62(1) (o) and,  
 1942 | if necessary, recommend revised weights. The weights must factor  
 1943 | in the prioritization of critical statewide shortages of labor  
 1944 | market demand as identified by the Credentials Review Committee  
 1945 | under s. 445.004. The results of the review and the  
 1946 | commissioner's recommendations must be submitted to the  
 1947 | Governor, the President of the Senate, and the Speaker of the  
 1948 | House of Representatives no later than December 1, 2021.

1949 | (2) ~~The State Board of Education shall approve, at least~~  
 1950 | ~~annually, the CAPE Postsecondary Industry Certification Funding~~

1951 ~~List pursuant to this section. The Commissioner of Education~~  
 1952 ~~shall recommend, at least annually, the CAPE Postsecondary~~  
 1953 ~~Industry Certification Funding List to the State Board of~~  
 1954 ~~Education and may at any time recommend adding certifications.~~  
 1955 ~~The Chancellor of the State University System, the Chancellor of~~  
 1956 ~~the Florida College System, and the Chancellor of Career and~~  
 1957 ~~Adult Education shall work with local workforce boards, other~~  
 1958 ~~postsecondary institutions, businesses, and industry to~~  
 1959 ~~identify, create, and recommend to the Commissioner of Education~~  
 1960 ~~industry certifications to be placed on the funding list. The~~  
 1961 CAPE Industry Certification Funding List adopted under  
 1962 subsection (1) list shall be used to determine annual  
 1963 performance funding distributions to school districts or Florida  
 1964 College System institutions as specified in ss. 1011.80 and  
 1965 1011.81, respectively. ~~The chancellors shall review results of~~  
 1966 ~~the economic security report of employment and earning outcomes~~  
 1967 ~~produced annually pursuant to s. 445.07 when determining~~  
 1968 ~~recommended certifications for the list, as well as other~~  
 1969 ~~reports and indicators available regarding certification needs.~~

1970 (4)

1971 (c) The Articulation Coordinating Committee shall review  
 1972 statewide articulation agreement proposals for industry  
 1973 certifications and make recommendations to the State Board of  
 1974 Education for approval. After an industry certification is  
 1975 approved by CareerSource Florida, Inc., under s. 445.004(4)

1976 | ~~adopted by the State Board of Education for inclusion on the~~  
 1977 | ~~CAPE Industry Certification Funding List,~~ the Chancellor of  
 1978 | Career and Adult Education, within 90 days, must provide to the  
 1979 | Articulation Coordinating Committee recommendations for  
 1980 | articulation of postsecondary credit for related degrees for the  
 1981 | approved certifications.

1982 | Section 25. Section 1009.895, Florida Statutes, is created  
 1983 | to read:

1984 | 1009.895 Open Door Grant Program.—

1985 | (1) As used in this section, the term:

1986 | (a) "Institution" means school district postsecondary  
 1987 | technical career centers under s. 1001.44, Florida College  
 1988 | System institutions under s. 1000.21(3), and charter technical  
 1989 | career centers under s. 1002.34.

1990 | (b) "Program" means a noncredit industry certification  
 1991 | preparation, clock hour career certificate programs, or for-  
 1992 | credit short-term career and technical education programs that  
 1993 | result in the award of credentials identified under s.  
 1994 | 445.004(4).

1995 | (c) "Student" means a person who is a resident of this  
 1996 | state as determined in s. 1009.40 and is unemployed,  
 1997 | underemployed, or furloughed.

1998 | (2) Subject to appropriations, the Open Door Grant Program  
 1999 | is established for the purpose of:

2000 | (a) Creating and sustaining a demand-driven supply of



2001 credentialed workers for high-demand occupations by addressing  
 2002 and closing the gap between the skills needed by workers in the  
 2003 state and the skills of the available workforce in the state.

2004 (b) Expanding the affordability of workforce training and  
 2005 credentialing.

2006 (c) Increasing the interest of current and future workers  
 2007 in short-term, high-demand career and technical education  
 2008 credentialing and certificate programs.

2009 (3) The Department of Education shall provide grants to  
 2010 institutions on a first-come, first-serve basis for students who  
 2011 enroll in an eligible program. No more than one-quarter of the  
 2012 appropriated funds may be disbursed annually to any eligible  
 2013 institution.

2014 (4) Subject to the availability of funds, any student who  
 2015 enrolls in an eligible program offered by an institution may  
 2016 apply for and be awarded a grant to cover two-thirds of the cost  
 2017 of the program, if at the time of enrollment the student pays  
 2018 one-third of the cost of the program and signs an agreement to  
 2019 either complete the program or pay an additional one-third of  
 2020 the program cost in the event of noncompletion. Upon the  
 2021 presentation of satisfactory proof of completion of the program  
 2022 by the student, the department shall reimburse the institution  
 2023 in an amount equal to one-third of the cost of the program. In  
 2024 addition, upon the presentation of satisfactory proof of the  
 2025 attainment of a workforce credential or certificate by the

2026 student, the department shall reimburse the institution in an  
2027 amount equal to one-third of the cost of the program. However,  
2028 the department may not reimburse any institution more than  
2029 \$3,000 per completed workforce training program by an eligible  
2030 student.

2031 (5) Grants may not be reduced by a student's concurrent  
2032 receipt of financial aid from any other source except in cases  
2033 in which the grant and such other financial aid would result in  
2034 total assistance in excess of tuition, fees, books, and other  
2035 allowable costs of completing the workforce related program.

2036 (6) The department shall administer the grant and shall  
2037 carry out the goals and purposes of the grant set forth in  
2038 subsection (2). In administering the grant, the department  
2039 shall:

2040 (a) Require eligible institutions to provide student-  
2041 specific data and make final decisions on any dispute between  
2042 eligible institutions and grant recipients.

2043 (b) Undertake periodic assessments of the overall success  
2044 of the grant program and recommend modifications, interventions,  
2045 and other actions based on such assessments.

2046 (c) Establish the procedure by which eligible institutions  
2047 shall notify the department when eligible students enroll in  
2048 eligible programs.

2049 (d) Require each eligible institution to submit a report  
2050 with data from the previous fiscal year on program completion

2051 and credential attainment by students participating in the grant  
 2052 program that, at a minimum, includes:

- 2053 1. A list of the programs offered.
- 2054 2. The number of students who enrolled in the programs.
- 2055 3. The number of students who completed the programs.
- 2056 4. The number of students who attained workforce  
 2057 credentials, categorized by credential name and relevant  
 2058 occupation, after completing training programs.
- 2059 5. The average cost per workforce credential attained,  
 2060 categorized by credential name and relevant occupation.

2061 (7) The department shall compile the data provided under  
 2062 paragraph (6) (d) and annually report such data, in the aggregate  
 2063 and categorize such information by eligible institution, to the  
 2064 State Board of Education. The report shall also include  
 2065 information on the average wage, age, gender, race, ethnicity,  
 2066 veteran status, and other relevant information, of students who  
 2067 have completed workforce training programs categorized by  
 2068 credential name and relevant occupation.

2069 (8) The State Board of Education shall adopt rules to  
 2070 implement this section.

2071 Section 26. Subsections (10), (11), and (12), of section  
 2072 1011.80, Florida Statutes, are renumbered as subsections (9),  
 2073 (10), and (11), respectively, and subsection (2), paragraph (a)  
 2074 of subsection (6), paragraph (b) of subsection (7), and  
 2075 subsection (9) of that section are amended, to read:

2076 1011.80 Funds for operation of workforce education  
 2077 programs.—

2078 (2) Upon approval by the State Board of Education, any  
 2079 workforce education program may be conducted by a Florida  
 2080 College System institution or a school district, except that  
 2081 college credit in an associate in applied science or an  
 2082 associate in science degree may be awarded only by a Florida  
 2083 College System institution. However, if an associate in applied  
 2084 science or an associate in science degree program contains  
 2085 within it an occupational completion point that confers a  
 2086 certificate or an applied technology diploma, that portion of  
 2087 the program may be conducted by a school district career center.  
 2088 Any instruction designed to articulate to a degree program is  
 2089 subject to guidelines and standards adopted by the State Board  
 2090 of Education under ~~pursuant to~~ s. 1007.25.

2091 (a) The State Board of Education shall establish criteria  
 2092 for review and approval of new workforce education programs by a  
 2093 Florida College System institution or a school district that  
 2094 considers local demand as well as local program offerings at  
 2095 public and private institutions to avoid wasteful duplication of  
 2096 programs. Priority shall be given to institutions that have  
 2097 implemented the money-back-guarantee program in excess of the  
 2098 minimum number of programs required by s. 1011.803. The criteria  
 2099 must include, but is not limited to, the following:

2100 1. A notice of intent to propose a new workforce education

2101 program that includes all of the following:

2102 a. A brief description of the program.

2103 b. An analysis of workforce demand and unmet need for

2104 graduates of the program on a district, regional, or statewide

2105 basis, as appropriate, including evidence from entities

2106 independent of the technical center or institution.

2107 c. The geographic region to be served.

2108 d. An estimated timeframe for implementation.

2109 2. Documentation of collaboration among technical centers

2110 and institutions serving the same students in a geographical or

2111 service area that enhances program offerings and prevents

2112 program duplication. Unnecessary duplication of programs offered

2113 by public and private institutions must be avoided.

2114 3. Beginning with the 2022-2023 academic year, alignment

2115 of program offerings with credentials or degree programs

2116 identified on the Master Credentials List under s. 445.004(4).

2117 4. Articulation agreements between technical centers and

2118 Florida College System institutions for the enrollment of

2119 graduates in related workforce education programs.

2120 5. Documentation of alignment between the exit

2121 requirements of a technical center and the admissions

2122 requirements of a Florida College System institution into which

2123 students typically transfer.

2124 6. Performance and compliance indicators that will be used

2125 in determining the program's success.

2126           (b) The State Board of Education, upon review of the  
 2127 workforce education program, may require a school district  
 2128 postsecondary technical career center, charter technical career  
 2129 center, or Florida College System institution, to modify or  
 2130 terminate a program authorized under this section.

2131           (6) State funding and student fees for workforce education  
 2132 instruction shall be established as follows:

2133           (a) Expenditures for the continuing workforce education  
 2134 programs, except for preapprenticeship and apprenticeship  
 2135 programs, as defined in s. 446.021(5) and (6), provided by the  
 2136 Florida College System institutions or school districts must be  
 2137 fully supported by fees. Enrollments in continuing workforce  
 2138 education courses, except for preapprenticeship and  
 2139 apprenticeship programs, as defined in s. 446.021(5) and (6),  
 2140 shall not be counted for purposes of funding full-time  
 2141 equivalent enrollment.

2142           (7)

2143           (b) Performance funding for industry certifications for  
 2144 school district workforce education programs is contingent upon  
 2145 specific appropriation in the General Appropriations Act and  
 2146 shall be determined as follows:

2147           ~~1. Occupational areas for which industry certifications~~  
 2148 ~~may be earned, as established in the General Appropriations Act,~~  
 2149 ~~are eligible for performance funding. Priority shall be given to~~  
 2150 ~~the occupational areas emphasized in state, national, or~~

2151 ~~corporate grants provided to Florida educational institutions.~~

2152 ~~1.2.~~ The Chancellor of Career and Adult Education shall  
2153 ~~identify the~~ Industry certifications identified ~~eligible for~~  
2154 ~~funding~~ on the CAPE ~~Postsecondary~~ Industry Certification Funding  
2155 List approved by the State Board of Education under ~~pursuant to~~  
2156 s. 1008.44, are eligible for performance funding ~~based on the~~  
2157 ~~occupational areas specified in the General Appropriations Act.~~

2158 ~~2.3.~~ Each school district shall be provided \$1,000 for  
2159 each industry certification earned by a workforce education  
2160 student. If funds are insufficient to fully fund the calculated  
2161 total award, such funds shall be prorated. Beginning with the  
2162 2022-2023 fiscal year, the Credentials Review Committee  
2163 established in s. 445.004 shall develop a returned-value funding  
2164 formula to allocate school district performance funds that  
2165 rewards student job placements and wages for students earning  
2166 industry certifications. One-third of the performance funds  
2167 shall be allocated based on student job placements. The  
2168 remaining two-thirds shall be allocated using a three tiered  
2169 weighted system based on aggregate student wages that exceed  
2170 minimum wage with the highest weight applied to the highest wage  
2171 tier. Student wages above minimum wage are considered to be the  
2172 value added by the institution's training.

2173 ~~(9) The State Board of Education and the state board as~~  
2174 ~~defined in s. 445.002 shall provide the Legislature with~~  
2175 ~~recommended formulas, criteria, timeframes, and mechanisms for~~

2176 ~~distributing performance funds. The commissioner shall~~  
2177 ~~consolidate the recommendations and develop a consensus proposal~~  
2178 ~~for funding. The Legislature shall adopt a formula and~~  
2179 ~~distribute the performance funds to the State Board of Education~~  
2180 ~~for Florida College System institutions and school districts~~  
2181 ~~through the General Appropriations Act. These recommendations~~  
2182 ~~shall be based on formulas that would discourage low-performing~~  
2183 ~~or low-demand programs and encourage through performance funding~~  
2184 ~~awards:~~

2185 ~~(a) Programs that prepare people to enter high-wage~~  
2186 ~~occupations identified by the Workforce Estimating Conference~~  
2187 ~~created by s. 216.136 and other programs as approved by the~~  
2188 ~~state board as defined in s. 445.002. At a minimum, performance~~  
2189 ~~incentives shall be calculated for adults who reach completion~~  
2190 ~~points or complete programs that lead to specified high-wage~~  
2191 ~~employment and to their placement in that employment.~~

2192 ~~(b) Programs that successfully prepare adults who are~~  
2193 ~~eligible for public assistance, economically disadvantaged,~~  
2194 ~~disabled, not proficient in English, or dislocated workers for~~  
2195 ~~high-wage occupations. At a minimum, performance incentives~~  
2196 ~~shall be calculated at an enhanced value for the completion of~~  
2197 ~~adults identified in this paragraph and job placement of such~~  
2198 ~~adults upon completion. In addition, adjustments may be made in~~  
2199 ~~payments for job placements for areas of high unemployment.~~

2200 ~~(c) Programs that are specifically designed to be~~



2201 ~~consistent with the workforce needs of private enterprise and~~  
 2202 ~~regional economic development strategies, as defined in~~  
 2203 ~~guidelines set by the state board as defined in s. 445.002. The~~  
 2204 ~~state board as defined in s. 445.002 shall develop guidelines to~~  
 2205 ~~identify such needs and strategies based on localized research~~  
 2206 ~~of private employers and economic development practitioners.~~

2207 ~~(d) Programs identified by the state board as defined in~~  
 2208 ~~s. 445.002 as increasing the effectiveness and cost efficiency~~  
 2209 ~~of education.~~

2210 Section 27. Subsection (3) of section 1011.801, Florida  
 2211 Statutes, is amended to read:

2212 1011.801 Workforce Development Capitalization Incentive  
 2213 Grant Program.—The Legislature recognizes that the need for  
 2214 school districts and Florida College System institutions to be  
 2215 able to respond to emerging local or statewide economic  
 2216 development needs is critical to the workforce development  
 2217 system. The Workforce Development Capitalization Incentive Grant  
 2218 Program is created to provide grants to school districts and  
 2219 Florida College System institutions on a competitive basis to  
 2220 fund some or all of the costs associated with the creation or  
 2221 expansion of workforce development programs that serve specific  
 2222 employment workforce needs.

2223 (3) The State Board of Education shall give highest  
 2224 priority to programs that train people to enter high-skill,  
 2225 high-wage occupations identified by the Labor Market ~~Workforce~~

2226 Estimating Conference and other programs approved by the state  
2227 board as defined in s. 445.002, programs that train people to  
2228 enter occupations under the welfare transition program, or  
2229 programs that train for the workforce adults who are eligible  
2230 for public assistance, economically disadvantaged, disabled, not  
2231 proficient in English, or dislocated workers. The State Board of  
2232 Education shall consider the statewide geographic dispersion of  
2233 grant funds in ranking the applications and shall give priority  
2234 to applications from education agencies that are making maximum  
2235 use of their workforce development funding by offering high-  
2236 performing, high-demand programs.

2237 Section 28. Subsection (4) of section 1011.802, Florida  
2238 Statutes, is renumbered as subsection (6), subsection (3) of  
2239 that section is amended, and new subsections (4) and (5) are  
2240 added to that section, to read:

2241 1011.802 Florida Pathways to Career Opportunities Grant  
2242 Program.—

2243 (3) (a) The department shall award grants for  
2244 preapprenticeship or give priority to apprenticeship programs  
2245 with demonstrated regional demand that:

2246 1. Address a critical statewide or regional shortage as  
2247 identified by the Labor Market Estimating Conference created in  
2248 s. 216.136 and that are industry sectors not adequately  
2249 represented throughout the state, such as health care;

2250 2. Address a critical statewide or regional shortage as

2251 identified by the Labor Market Estimating Conference created in  
 2252 s. 216.136; or

2253 3. Expand existing programs that exceed the median  
 2254 completion rate and employment rate 1 year after completion of  
 2255 similar programs in the region, or the state if there are no  
 2256 similar programs in the region.

2257 (b) Grant funds may be used for instructional equipment,  
 2258 supplies, instructional personnel, student services, and other  
 2259 expenses associated with the creation or expansion of an  
 2260 apprenticeship program. Grant funds may not be used for  
 2261 ~~recurring instructional costs or for~~ indirect costs. Grant  
 2262 recipients must submit quarterly reports in a format prescribed  
 2263 by the department.

2264 (4) The department shall annually report on its website:

2265 (a) The number of programs funded and represented  
 2266 throughout the state under this section.

2267 (b) Retention, completion, and employment rates,  
 2268 categorized by program and provider.

2269 (c) Starting and ending salaries, as categorized by  
 2270 program and provider, for participants who complete the program.

2271 (5) The department may use up to \$200,000 of the total  
 2272 amount allocated to administer the grant program.

2273 (6)~~(4)~~ The State Board of Education shall ~~may~~ adopt rules  
 2274 to administer this section.

2275 Section 29. Section 1011.803, Florida Statutes, is created

2276 to read:

2277 1011.803 Money-back Guarantee Program.—

2278 (1) The Money-back Guarantee Program is established to  
2279 help individuals achieve self-sufficiency by requiring each  
2280 school district and Florida College System institution to refund  
2281 the cost of tuition to students who are not able to find a job  
2282 in the field in which the student was trained within 6 months of  
2283 successful completion of select workforce education programs  
2284 that prepare students for in-demand, high-skill, high-wage  
2285 occupations.

2286 (2) Beginning in the 2022-2023 academic year, each school  
2287 district and Florida College System institution shall establish  
2288 a money-back guarantee program to:

2289 (a) Offer a money-back guarantee on at least four programs  
2290 that prepare individuals to enter in-demand, high-skill, high-  
2291 wage occupations identified by the Labor Market Estimating  
2292 Conference created in s. 216.136. School district or Florida  
2293 College System institutions must offer a money-back guarantee on  
2294 at least 50 percent of workforce education programs if they  
2295 offer seven or fewer programs.

2296 (b) Offer a money-back guarantee for all workforce  
2297 education programs that are established to meet a critical local  
2298 economic industry need, but are not linked to the statewide  
2299 needs list as identified by the Labor Market Estimating  
2300 Conference created in s. 216.136.

2301 (c) Establish student eligibility criteria for the money-  
 2302 back guarantee program that includes:

- 2303 1. Student attendance.
- 2304 2. Student program performance.
- 2305 3. Career Service or Career Day attendance.
- 2306 4. Participation in internship or work-study programs.
- 2307 5. Job search documentation.
- 2308 6. Development of a student career plan with the  
 2309 institution's career services department.

2310 (3) No later than July 1, 2022, each school district and  
 2311 Florida College System institution shall notify the State Board  
 2312 of Education of the money-back guarantee programs it offers.  
 2313 Information about these programs shall be made available on each  
 2314 school district's and Florida College System institution's  
 2315 website, on the department's website, and on EmployFlorida's  
 2316 website.

2317 (4) By November 1 of each year, the Department of  
 2318 Education shall report performance results by school district,  
 2319 Florida College System institution, and program to the Governor,  
 2320 the President of the Senate, and the Speaker of the House of  
 2321 Representatives.

2322 Section 30. Subsection (2) of section 1011.81, Florida  
 2323 Statutes, is amended to read:

2324 1011.81 Florida College System Program Fund.—

2325 (2) Performance funding for industry certifications for

2326 Florida College System institutions is contingent upon specific  
 2327 appropriation in the General Appropriations Act and shall be  
 2328 determined as follows:

2329 ~~(a) Occupational areas for which industry certifications~~  
 2330 ~~may be earned, as established in the General Appropriations Act,~~  
 2331 ~~are eligible for performance funding. Priority shall be given to~~  
 2332 ~~the occupational areas emphasized in state, national, or~~  
 2333 ~~corporate grants provided to Florida educational institutions.~~

2334 ~~(a)(b) Postsecondary~~ The Chancellor of the Florida College  
 2335 System shall identify the industry certifications identified  
 2336 eligible for funding on the CAPE Postsecondary Industry  
 2337 Certification Funding List approved by the State Board of  
 2338 Education under pursuant to s. 1008.44, are eligible for  
 2339 performance funding based on the occupational areas specified in  
 2340 the General Appropriations Act.

2341 ~~(b)(c)~~ Each Florida College System institution shall be  
 2342 provided \$1,000 for each industry certification earned by a  
 2343 student under paragraph (a). If funds are insufficient to fully  
 2344 fund the calculated total award, such funds shall be prorated.  
 2345 Beginning with the 2022-2023 fiscal year, the Credentials Review  
 2346 Committee established in s. 445.004 shall develop a returned-  
 2347 value funding formula to allocate institution performance funds  
 2348 that rewards student job placements and wages for students  
 2349 earning industry certifications. One-third of the performance  
 2350 funds shall be allocated based on student job placements. The

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2351 remaining two-thirds shall be allocated using a three tiered  
2352 weighted system based on aggregate student wages that exceed  
2353 minimum wage with the highest weight applied to the highest wage  
2354 tier. Student wages above minimum wage are considered to be the  
2355 value added by the institution's training.

2356 Section 31. This act shall take effect July 1, 2021.