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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Education)

A bill to be entitled

An act relating to educational opportunities leading to employment; creating s. 446.54, F.S.; providing legislative intent; defining the term "work-based learning"; providing that certain individuals enrolled in work-based learning are deemed to be employees of the state for purposes of receiving certain medically necessary care under workers' compensation coverage; amending s. 1007.23, F.S.; requiring that the statewide articulation agreement specify three mathematics pathways that meet a certain requirement upon which degree-seeking students must be placed; amending s. 1007.263, F.S.; requiring admissions counseling to use certain tests or alternative methods to measure achievement of college-level communication and computation by students entering college programs; requiring that such counseling measure achievement of certain basic skills; revising requirements for admission to associate degree programs; amending s. 1007.271, F.S.; revising eligibility requirements for initial enrollment in college-level dual enrollment courses; revising requirements for home education students seeking dual enrollment in certain postsecondary institutions; amending s. 1008.30, F.S.; requiring the State Board of Education to adopt, by a specified date, rules establishing alternative methods for assessing communication and computation skills of



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28 certain students; authorizing Florida College System  
29 institutions to use such alternative methods in lieu  
30 of the common placement test to assess a student's  
31 readiness to perform college-level work in  
32 communication and computation; deleting obsolete  
33 provisions; requiring Florida College System  
34 institutions to use placement test results or  
35 alternative methods to determine the extent to which  
36 certain students demonstrate sufficient communication  
37 and computation skills to indicate readiness for their  
38 meta-major; requiring Florida College System  
39 institutions to counsel and place certain students in  
40 specified college courses; limiting students'  
41 developmental education to content needed for success  
42 in their meta-major; conforming provisions to changes  
43 made by the act; making technical changes; amending s.  
44 1009.25, F.S.; authorizing the State Board of  
45 Education to adopt specified rules and the Board of  
46 Governors to adopt specified regulations; providing an  
47 appropriation; authorizing positions; providing an  
48 effective date.

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

51  
52 Section 1. Section 446.54, Florida Statutes, is created to  
53 read:

54 446.54 Work-based learning.—

55 (1) It is the intent of the Legislature that, to the extent  
56 possible, school districts place students in paid work



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57 experiences, including apprenticeships and preapprenticeships,  
58 for purposes of educational training and work-based learning.

59 (2) For purposes of this section, "work-based learning"  
60 includes "on-the-job training" as defined in s. 446.021(7) and  
61 means sustained interactions with industry or community  
62 professionals in off-campus workplace settings that foster in-  
63 depth firsthand engagement with the tasks required in a given  
64 career or field and are aligned to curriculum and instruction.

65 (3)(a) A student in grades 6 through 12 who is enrolled in  
66 a course identified in the Course Code Directory which  
67 incorporates a work-based learning component or an activity that  
68 is unpaid and who suffers a work-related injury in the course of  
69 his or her enrollment is deemed to be an employee of the state  
70 for purposes of workers' compensation coverage. Such coverage  
71 applies only to medically necessary care rendered as a direct  
72 result of that injury.

73 (b) An individual 18 years of age or younger who is  
74 enrolled in a preapprenticeship program as defined in s. 446.021  
75 which requires work-based learning and who suffers a work-  
76 related injury in the course of his or her enrollment is deemed  
77 to be an employee of the state for purposes of workers'  
78 compensation coverage. Such coverage applies only to medically  
79 necessary care rendered as a direct result of that injury.

80 Section 2. Present subsections (3) through (8) of section  
81 1007.23, Florida Statutes, are redesignated as subsections (4)  
82 through (9), respectively, and a new subsection (3) is added to  
83 that section, to read:

84 1007.23 Statewide articulation agreement.—

85 (3) To facilitate seamless transfer of credits, reduce



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86 excess credit hours, and ensure students are taking the courses  
87 needed for their future career, the articulation agreement must  
88 establish three mathematics pathways for students by aligning  
89 mathematics courses to programs, meta-majors, and careers. A  
90 representative committee consisting of State University System  
91 faculty, faculty of career centers established under s. 1001.44,  
92 and Florida College System institution faculty shall collaborate  
93 to identify the three mathematics pathways and the mathematics  
94 course sequence within each pathway which align to the  
95 mathematics skills needed for success in the corresponding  
96 academic programs and careers.

97 Section 3. Subsection (1) and paragraph (a) of subsection  
98 (2) of section 1007.263, Florida Statutes, are amended to read:

99 1007.263 Florida College System institutions; admissions of  
100 students.—Each Florida College System institution board of  
101 trustees is authorized to adopt rules governing admissions of  
102 students subject to this section and rules of the State Board of  
103 Education. These rules shall include the following:

104 (1) Admissions counseling shall be provided to all students  
105 entering college or career credit programs. For students who are  
106 not otherwise exempt from testing under s. 1008.30, counseling  
107 must use the tests or alternative methods established by the  
108 State Board of Education under s. 1008.30 to measure achievement  
109 of college-level communication and computation competencies by  
110 students entering college credit programs ~~or tests to measure~~  
111 ~~achievement of basic skills for career education programs as~~  
112 ~~prescribed in s. 1004.91.~~ Counseling must measure achievement of  
113 basic skills for career education programs under s. 1004.91.  
114 Counseling includes providing developmental education options



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115 for students whose ~~assessment~~ results, determined under s.  
116 1008.30, indicate that they need to improve communication or  
117 computation skills that are essential to perform college-level  
118 work.

119 (2) Admission to associate degree programs is subject to  
120 minimum standards adopted by the State Board of Education and  
121 shall require:

122 (a) A standard high school diploma; ~~or~~ a State of Florida  
123 high school equivalency diploma awarded under s. 1003.435(2); a  
124 high school equivalency diploma issued by another state which is  
125 recognized as equivalent by State Board of Education rule and is  
126 based on an assessment recognized by the United States  
127 Department of Education; ~~as prescribed in s. 1003.435,~~  
128 previously demonstrated competency in college credit  
129 postsecondary coursework; ~~or~~ or, in the case of a student who is  
130 home educated, a signed affidavit submitted by the student's  
131 parent or legal guardian attesting that the student has  
132 completed a home education program pursuant to the requirements  
133 of s. 1002.41. Students who are enrolled in a dual enrollment or  
134 early admission program pursuant to s. 1007.271 are exempt from  
135 this requirement.

136  
137 Each board of trustees shall establish policies that notify  
138 students about developmental education options for improving  
139 their communication or computation skills that are essential to  
140 performing college-level work, including tutoring, extended time  
141 in gateway courses, free online courses, adult basic education,  
142 adult secondary education, or private provider instruction.

143 Section 4. Subsection (3) and paragraph (b) of subsection



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144 (13) of section 1007.271, Florida Statutes, are amended to read:  
145 1007.271 Dual enrollment programs.—

146 (3) Student eligibility requirements for initial enrollment  
147 in college credit dual enrollment courses must include a 3.0  
148 unweighted high school grade point average and a demonstrated  
149 level of achievement of college-level communication and  
150 computation skills as provided under s. 1008.30(1) or (2) ~~the~~  
151 ~~minimum score on a common placement test adopted by the State~~  
152 ~~Board of Education which indicates that the student is ready for~~  
153 ~~college-level coursework.~~ Student eligibility requirements for  
154 continued enrollment in college credit dual enrollment courses  
155 must include the maintenance of a 3.0 unweighted high school  
156 grade point average and the minimum postsecondary grade point  
157 average established by the postsecondary institution. Regardless  
158 of meeting student eligibility requirements for continued  
159 enrollment, a student may lose the opportunity to participate in  
160 a dual enrollment course if the student is disruptive to the  
161 learning process such that the progress of other students or the  
162 efficient administration of the course is hindered. Student  
163 eligibility requirements for initial and continued enrollment in  
164 career certificate dual enrollment courses must include a 2.0  
165 unweighted high school grade point average. Exceptions to the  
166 required grade point averages may be granted on an individual  
167 student basis if the educational entities agree and the terms of  
168 the agreement are contained within the dual enrollment  
169 articulation agreement established under ~~pursuant to~~ subsection  
170 (21). Florida College System institution boards of trustees may  
171 establish additional initial student eligibility requirements,  
172 which shall be included in the dual enrollment articulation



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173 agreement, to ensure student readiness for postsecondary  
174 instruction. Additional requirements included in the agreement  
175 may not arbitrarily prohibit students who have demonstrated the  
176 ability to master advanced courses from participating in dual  
177 enrollment courses or limit the number of dual enrollment  
178 courses in which a student may enroll based solely upon  
179 enrollment by the student at an independent postsecondary  
180 institution.

181 (13)

182 (b) Each public postsecondary institution eligible to  
183 participate in the dual enrollment program pursuant to s.  
184 1011.62(1)(i) must enter into a home education articulation  
185 agreement with each home education student seeking enrollment in  
186 a dual enrollment course and the student's parent. By August 1  
187 of each year, the eligible postsecondary institution shall  
188 complete and submit the home education articulation agreement to  
189 the Department of Education. The home education articulation  
190 agreement must include, at a minimum:

191 1. A delineation of courses and programs available to  
192 dually enrolled home education students. Courses and programs  
193 may be added, revised, or deleted at any time by the  
194 postsecondary institution. Any course or program limitations may  
195 not exceed the limitations for other dually enrolled students.

196 2. The initial and continued eligibility requirements for  
197 home education student participation, not to exceed those  
198 required of other dually enrolled students. A high school grade  
199 point average may not be required for home education students  
200 who demonstrate achievement of college-level communication and  
201 computation skills as provided under s. 1008.30(1) or (2) meet



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202 ~~the minimum score on a common placement test adopted by the~~  
203 ~~State Board of Education which indicates that the student is~~  
204 ~~ready for college-level coursework;~~ however, home education  
205 student eligibility requirements for continued enrollment in  
206 dual enrollment courses must include the maintenance of the  
207 minimum postsecondary grade point average established by the  
208 postsecondary institution.

209 3. The student's responsibilities for providing his or her  
210 own transportation.

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

213 Section 5. Section 1008.30, Florida Statutes, is amended to  
214 read:

215 1008.30 Assessing college-level communication and  
216 computation skills ~~Common placement testing~~ for public  
217 postsecondary education.—

218 (1) The State Board of Education, in conjunction with the  
219 Board of Governors, shall develop and implement a common  
220 placement test for the purpose of assessing the basic  
221 communication and computation ~~and communication~~ skills of  
222 students who intend to enter a degree program at any public  
223 postsecondary educational institution. Alternative assessments  
224 that may be accepted in lieu of the common placement test shall  
225 also be identified in rule. Public postsecondary educational  
226 institutions shall provide appropriate modifications of the test  
227 instruments or test procedures for students with disabilities.

228 (2) By January 31, 2022, the State Board of Education shall  
229 adopt rules to develop and implement alternative methods for  
230 assessing the basic communication and computation skills of





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231 students who intend to enter a degree program at a Florida  
232 College System institution. Florida College System institutions  
233 may use these alternative methods in lieu of the common  
234 placement tests under subsection (1) to assess student readiness  
235 for college-level work in communication and computation ~~The~~  
236 ~~common placement testing program shall include the capacity to~~  
237 ~~diagnose basic competencies in the areas of English, reading,~~  
238 ~~and mathematics which are essential for success in meta-majors~~  
239 ~~and to provide test information to students on the specific~~  
240 ~~skills the student needs to attain.~~

241 ~~(3) By October 31, 2013, the State Board of Education shall~~  
242 ~~establish by rule the test scores a student must achieve to~~  
243 ~~demonstrate readiness to perform college-level work, and The~~  
244 rules adopted under subsection (2) must specify the following:

245 (a) A student who entered 9th grade in a Florida public  
246 school in the 2003-2004 school year, or any year thereafter, and  
247 earned a Florida standard high school diploma or a student who  
248 is serving as an active duty member of any branch of the United  
249 States Armed Services is shall not be required to be assessed  
250 for readiness for college-level work in communication and  
251 computation ~~take the common placement test and is shall not be~~  
252 ~~required to enroll in developmental education instruction in a~~  
253 ~~Florida College System institution. However, a student who is~~  
254 ~~not required to~~ be assessed for readiness for college-level work  
255 in communication and computation ~~take the common placement test~~  
256 ~~and is not required to enroll in developmental education under~~  
257 ~~this paragraph may opt to be assessed and to enroll in~~  
258 ~~developmental education instruction, and the college shall~~  
259 ~~provide such assessment and instruction upon the student's~~



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260 request.

261 (b) A student who is assessed for readiness for college-  
262 level computation and communication and whose assessment results  
263 indicate ~~takes the common placement test and whose score on the~~  
264 ~~test indicates~~ a need for developmental education must be  
265 advised of all the developmental education options offered at  
266 the institution and, after advisement, may ~~shall be allowed to~~  
267 enroll in the developmental education option of his or her  
268 choice.

269 (c) A student who demonstrates readiness by achieving or  
270 exceeding the test scores established by the state board and  
271 enrolls in a Florida College System institution within 2 years  
272 after achieving such scores shall not be required to retest or  
273 complete developmental education when admitted to any Florida  
274 College System institution.

275 (4) ~~By December 31, 2013, the State Board of Education, in~~  
276 ~~consultation with the Board of Governors, shall approve a series~~  
277 ~~of meta-majors and the academic pathways that identify the~~  
278 ~~gateway courses associated with each meta-major. Florida College~~  
279 ~~System institutions shall use placement test results to~~  
280 ~~determine the extent to which each student demonstrates~~  
281 ~~sufficient communication and computation skills to indicate~~  
282 ~~readiness for his or her chosen meta-major. Florida College~~  
283 ~~System institutions shall counsel students into college credit~~  
284 ~~courses as quickly as possible, with developmental education~~  
285 ~~limited to that content needed for success in the meta-major.~~

286 (5)(a) Each Florida College System institution ~~board of~~  
287 ~~trustees~~ shall develop a plan to implement the developmental  
288 education strategies defined in s. 1008.02 and rules established



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289 by the State Board of Education. ~~The plan must be submitted to~~  
290 ~~the Chancellor of the Florida College System for approval no~~  
291 ~~later than March 1, 2014, for implementation no later than the~~  
292 ~~fall semester 2014. Each plan must include, at a minimum, local~~  
293 ~~policies that outline:~~

294 ~~1. Documented student achievements such as grade point~~  
295 ~~averages, work history, military experience, participation in~~  
296 ~~juried competitions, career interests, degree major declaration,~~  
297 ~~or any combination of such achievements that the institution may~~  
298 ~~consider, in addition to common placement test scores, for~~  
299 ~~advising students regarding enrollment options.~~

300 ~~2. Developmental education strategies available to~~  
301 ~~students.~~

302 ~~3. A description of student costs and financial aid~~  
303 ~~opportunities associated with each option.~~

304 ~~4. Provisions for the collection of student success data.~~

305 ~~5. A comprehensive plan for advising students into~~  
306 ~~appropriate developmental education strategies based on student~~  
307 ~~success data.~~

308 ~~(b) Beginning October 31, 2015, Each Florida College System~~  
309 ~~institution shall use placement test results or alternative~~  
310 ~~methods as established by the State Board of Education to~~  
311 ~~determine the extent to which each student demonstrates~~  
312 ~~sufficient communication and computation skills to indicate~~  
313 ~~readiness for his or her chosen meta-major. Florida College~~  
314 ~~System institutions shall counsel students into college credit~~  
315 ~~courses as quickly as possible, with developmental education~~  
316 ~~limited to that content needed for success in the meta-major~~  
317 ~~annually prepare an accountability report that includes student~~



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318 ~~success data relating to each developmental education strategy~~  
319 ~~implemented by the institution. The report shall be submitted to~~  
320 ~~the Division of Florida Colleges by October 31 in a format~~  
321 ~~determined by the Chancellor of the Florida College System. By~~  
322 ~~December 31, the chancellor shall compile and submit the~~  
323 ~~institutional reports to the Governor, the President of the~~  
324 ~~Senate, the Speaker of the House of Representatives, and the~~  
325 ~~State Board of Education.~~

326 (c) A university board of trustees may contract with a  
327 Florida College System institution board of trustees for the  
328 Florida College System institution to provide developmental  
329 education on the state university campus. Any state university  
330 in which the percentage of incoming students requiring  
331 developmental education equals or exceeds the average percentage  
332 of such students for the Florida College System may offer  
333 developmental education without contracting with a Florida  
334 College System institution; however, any state university  
335 offering college-preparatory instruction as of January 1, 1996,  
336 may continue to provide developmental education instruction as  
337 defined in s. 1008.02(1).

338 ~~(5)-(6)~~ A student may not be enrolled in a college credit  
339 mathematics or English course on a dual enrollment basis unless  
340 the student has demonstrated adequate precollegiate preparation  
341 ~~in on the section of the basic computation and communication and~~  
342 ~~computation skills assessment required pursuant to subsection~~  
343 ~~(1) that is~~ appropriate for successful student participation in  
344 the course.

345 Section 6. Paragraph (f) of subsection (1) of section  
346 1009.25, Florida Statutes, is amended to read:



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347 1009.25 Fee exemptions.-

348 (1) The following students are exempt from the payment of  
349 tuition and fees, including lab fees, at a school district that  
350 provides workforce education programs, Florida College System  
351 institution, or state university:

352 (f) A student who lacks a fixed, regular, and adequate  
353 nighttime residence or whose primary nighttime residence is a  
354 public or private shelter designed to provide temporary  
355 residence, a public or private transitional living program, or a  
356 public or private place not designed for, or ordinarily used as,  
357 a regular sleeping accommodation for human beings. This includes  
358 a student who would otherwise meet the requirements of this  
359 paragraph, as determined by a college or university, but for his  
360 or her residence in college or university dormitory housing. The  
361 State Board of Education may adopt rules and the Board of  
362 Governors may adopt regulations regarding documentation and  
363 procedures to implement this paragraph.

364 Section 7. For the 2021-2022 Fiscal Year, the nonrecurring  
365 sum of \$2 million is appropriated from the General Revenue Fund  
366 to the State Risk Management Trust Fund in the Department of  
367 Financial Services for workers' compensation costs associated  
368 with participants under s. 446.54, Florida Statutes. The funds  
369 may not be included or combined with the premiums otherwise due  
370 from the Department of Education pursuant to chapter 284,  
371 Florida Statutes, but must be credited on behalf of the  
372 Department of Education.

373 Section 8. For the 2021-2022 fiscal year, two full-time  
374 equivalent positions with associated salary rate of 76,787 are  
375 authorized, and the sums of \$127,190 in recurring funds and



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376 \$7,790 in nonrecurring funds from the State Risk Management  
377 Trust Fund are appropriated to the Department of Financial  
378 Services for the purpose of implementing the workers'  
379 compensation coverage provisions of this act.

380 Section 9. This act shall take effect July 1, 2021.