

**By** the Committees on Appropriations; and Education; and Senators Hutson, Brodeur, and Diaz

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1                                   A bill to be entitled  
2           An act relating to educational opportunities leading  
3           to employment; creating s. 446.54, F.S.; providing  
4           that certain individuals enrolled in work-based  
5           learning are deemed to be employees of the state for  
6           purposes of receiving certain medically necessary care  
7           under workers' compensation coverage; amending s.  
8           1007.23, F.S.; requiring that the statewide  
9           articulation agreement specify three mathematics  
10          pathways that meet a certain requirement upon which  
11          degree-seeking students must be placed; amending s.  
12          1007.263, F.S.; requiring admissions counseling to use  
13          certain tests or alternative methods to measure  
14          achievement of college-level communication and  
15          computation by students entering college programs;  
16          requiring that such counseling measure achievement of  
17          certain basic skills; revising requirements for  
18          admission to associate degree programs; amending s.  
19          1007.271, F.S.; revising eligibility requirements for  
20          initial enrollment in college-level dual enrollment  
21          courses; revising requirements for home education  
22          students seeking dual enrollment in certain  
23          postsecondary institutions; amending s. 1008.30, F.S.;  
24          requiring the State Board of Education to adopt, by a  
25          specified date, rules establishing alternative methods  
26          for assessing communication and computation skills of  
27          certain students; authorizing Florida College System  
28          institutions to use such alternative methods in lieu  
29          of the common placement test to assess a student's

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

48  
49 Be It Enacted by the Legislature of the State of Florida:

50  
51 Section 1. Section 446.54, Florida Statutes, is created to  
52 read:

53 446.54 Work-based learning.—

54 (1) A student in grades 6 through 12 who is enrolled in a  
55 course identified in the Course Code Directory which  
56 incorporates a work-based learning component or an activity that  
57 is unpaid and who suffers a work-related injury in the course of  
58 his or her enrollment is deemed to be an employee of the state

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59 for purposes of workers' compensation coverage. Such coverage  
60 applies only to medically necessary care rendered as a direct  
61 result of that injury.

62 (2) An individual 18 years of age or younger who is  
63 enrolled in a preapprenticeship program as defined in s. 446.021  
64 which requires work-based learning and who suffers a work-  
65 related injury in the course of his or her enrollment is deemed  
66 to be an employee of the state for purposes of workers'  
67 compensation coverage. Such coverage applies only to medically  
68 necessary care rendered as a direct result of that injury.

69 Section 2. Present subsections (3) through (8) of section  
70 1007.23, Florida Statutes, are redesignated as subsections (4)  
71 through (9), respectively, and a new subsection (3) is added to  
72 that section, to read:

73 1007.23 Statewide articulation agreement.—

74 (3) To facilitate seamless transfer of credits, reduce  
75 excess credit hours, and ensure students take the courses needed  
76 for their future career, the articulation agreement must  
77 establish three mathematics pathways for students by aligning  
78 mathematics courses to programs, meta-majors, and careers. A  
79 representative committee consisting of State University System  
80 faculty, faculty of career centers established under s. 1001.44,  
81 and Florida College System institution faculty shall collaborate  
82 to identify the three mathematics pathways and the mathematics  
83 course sequence within each pathway which align to the  
84 mathematics skills needed for success in the corresponding  
85 academic programs and careers.

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

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88 1007.263 Florida College System institutions; admissions of  
89 students.—Each Florida College System institution board of  
90 trustees is authorized to adopt rules governing admissions of  
91 students subject to this section and rules of the State Board of  
92 Education. These rules shall include the following:

93 (1) Admissions counseling shall be provided to all students  
94 entering college or career credit programs. For students who are  
95 not otherwise exempt from testing under s. 1008.30, counseling  
96 must use the tests or alternative methods established by the  
97 State Board of Education under s. 1008.30 to measure achievement  
98 of college-level communication and computation competencies by  
99 students entering college credit programs ~~or tests to measure~~  
100 ~~achievement of basic skills for career education programs as~~  
101 ~~prescribed in s. 1004.91.~~ Counseling must measure achievement of  
102 basic skills for career education programs under s. 1004.91.  
103 Counseling includes providing developmental education options  
104 for students whose ~~assessment~~ results, determined under s.  
105 1008.30, indicate that they need to improve communication or  
106 computation skills that are essential to perform college-level  
107 work.

108 (2) Admission to associate degree programs is subject to  
109 minimum standards adopted by the State Board of Education and  
110 shall require:

111 (a) A standard high school diploma; ~~;~~ a State of Florida  
112 high school equivalency diploma awarded under s. 1003.435(2); a  
113 high school equivalency diploma issued by another state which is  
114 recognized as equivalent by State Board of Education rule and is  
115 based on an assessment recognized by the United States  
116 Department of Education; as prescribed in s. 1003.435,

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117 previously demonstrated competency in college credit  
118 postsecondary coursework;~~7~~ or, in the case of a student who is  
119 home educated, a signed affidavit submitted by the student's  
120 parent or legal guardian attesting that the student has  
121 completed a home education program pursuant to the requirements  
122 of s. 1002.41. Students who are enrolled in a dual enrollment or  
123 early admission program pursuant to s. 1007.271 are exempt from  
124 this requirement.

125

126 Each board of trustees shall establish policies that notify  
127 students about developmental education options for improving  
128 their communication or computation skills that are essential to  
129 performing college-level work, including tutoring, extended time  
130 in gateway courses, free online courses, adult basic education,  
131 adult secondary education, or private provider instruction.

132 Section 4. Subsection (3) and paragraph (b) of subsection  
133 (13) of section 1007.271, Florida Statutes, are amended to read:  
134 1007.271 Dual enrollment programs.—

135 (3) Student eligibility requirements for initial enrollment  
136 in college credit dual enrollment courses must include a 3.0  
137 unweighted high school grade point average and a demonstrated  
138 level of achievement of college-level communication and  
139 computation skills as provided under s. 1008.30(1) or (2) ~~the~~  
140 minimum score on a common placement test adopted by the State  
141 Board of Education which indicates that the student is ready for  
142 college-level coursework. Student eligibility requirements for  
143 continued enrollment in college credit dual enrollment courses  
144 must include the maintenance of a 3.0 unweighted high school  
145 grade point average and the minimum postsecondary grade point

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146 average established by the postsecondary institution. Regardless  
147 of meeting student eligibility requirements for continued  
148 enrollment, a student may lose the opportunity to participate in  
149 a dual enrollment course if the student is disruptive to the  
150 learning process such that the progress of other students or the  
151 efficient administration of the course is hindered. Student  
152 eligibility requirements for initial and continued enrollment in  
153 career certificate dual enrollment courses must include a 2.0  
154 unweighted high school grade point average. Exceptions to the  
155 required grade point averages may be granted on an individual  
156 student basis if the educational entities agree and the terms of  
157 the agreement are contained within the dual enrollment  
158 articulation agreement established under ~~pursuant to~~ subsection  
159 (21). Florida College System institution boards of trustees may  
160 establish additional initial student eligibility requirements,  
161 which shall be included in the dual enrollment articulation  
162 agreement, to ensure student readiness for postsecondary  
163 instruction. Additional requirements included in the agreement  
164 may not arbitrarily prohibit students who have demonstrated the  
165 ability to master advanced courses from participating in dual  
166 enrollment courses or limit the number of dual enrollment  
167 courses in which a student may enroll based solely upon  
168 enrollment by the student at an independent postsecondary  
169 institution.

170 (13)

171 (b) Each public postsecondary institution eligible to  
172 participate in the dual enrollment program pursuant to s.  
173 1011.62(1)(i) must enter into a home education articulation  
174 agreement with each home education student seeking enrollment in

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175 a dual enrollment course and the student's parent. By August 1  
176 of each year, the eligible postsecondary institution shall  
177 complete and submit the home education articulation agreement to  
178 the Department of Education. The home education articulation  
179 agreement must include, at a minimum:

180 1. A delineation of courses and programs available to  
181 dually enrolled home education students. Courses and programs  
182 may be added, revised, or deleted at any time by the  
183 postsecondary institution. Any course or program limitations may  
184 not exceed the limitations for other dually enrolled students.

185 2. The initial and continued eligibility requirements for  
186 home education student participation, not to exceed those  
187 required of other dually enrolled students. A high school grade  
188 point average may not be required for home education students  
189 who demonstrate achievement of college-level communication and  
190 computation skills as provided under s. 1008.30(1) or (2) ~~meet~~  
191 ~~the minimum score on a common placement test adopted by the~~  
192 ~~State Board of Education which indicates that the student is~~  
193 ~~ready for college-level coursework~~; however, home education  
194 student eligibility requirements for continued enrollment in  
195 dual enrollment courses must include the maintenance of the  
196 minimum postsecondary grade point average established by the  
197 postsecondary institution.

198 3. The student's responsibilities for providing his or her  
199 own transportation.

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

202 Section 5. Section 1008.30, Florida Statutes, is amended to  
203 read:

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204           1008.30 Assessing college-level communication and  
205 computation skills ~~Common placement testing~~ for public  
206 postsecondary education.—

207           (1) The State Board of Education, in conjunction with the  
208 Board of Governors, shall develop and implement a common  
209 placement test for the purpose of assessing the basic  
210 communication and computation and communication skills of  
211 students who intend to enter a degree program at any public  
212 postsecondary educational institution. Alternative assessments  
213 that may be accepted in lieu of the common placement test shall  
214 also be identified in rule. Public postsecondary educational  
215 institutions shall provide appropriate modifications of the test  
216 instruments or test procedures for students with disabilities.

217           (2) By January 31, 2022, the State Board of Education shall  
218 adopt rules to develop and implement alternative methods for  
219 assessing the basic communication and computation skills of  
220 students who intend to enter a degree program at a Florida  
221 College System institution. Florida College System institutions  
222 may use these alternative methods in lieu of the common  
223 placement tests under subsection (1) to assess student readiness  
224 for college-level work in communication and computation ~~The~~  
225 ~~common placement testing program shall include the capacity to~~  
226 ~~diagnose basic competencies in the areas of English, reading,~~  
227 ~~and mathematics which are essential for success in meta-majors~~  
228 ~~and to provide test information to students on the specific~~  
229 ~~skills the student needs to attain.~~

230           (3) ~~By October 31, 2013, the State Board of Education shall~~  
231 ~~establish by rule the test scores a student must achieve to~~  
232 ~~demonstrate readiness to perform college-level work, and The~~



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233 rules adopted under subsection (2) must specify the following:

234 (a) A student who entered 9th grade in a Florida public  
235 school in the 2003-2004 school year, or any year thereafter, and  
236 earned a Florida standard high school diploma or a student who  
237 is serving as an active duty member of any branch of the United  
238 States Armed Services is shall not ~~be~~ required to be assessed  
239 for readiness for college-level work in communication and  
240 computation ~~take the common placement test~~ and is shall not ~~be~~  
241 required to enroll in developmental education instruction in a  
242 Florida College System institution. However, a student who is  
243 not required to be assessed for readiness for college-level work  
244 in communication and computation ~~take the common placement test~~  
245 and is not required to enroll in developmental education under  
246 this paragraph may opt to be assessed and to enroll in  
247 developmental education instruction, and the college shall  
248 provide such assessment and instruction upon the student's  
249 request.

250 (b) A student who is assessed for readiness for college-  
251 level computation and communication and whose assessment results  
252 indicate ~~takes the common placement test and whose score on the~~  
253 ~~test indicates~~ a need for developmental education must be  
254 advised of all the developmental education options offered at  
255 the institution and, after advisement, may ~~shall be allowed to~~  
256 enroll in the developmental education option of his or her  
257 choice.

258 (c) A student who demonstrates readiness by achieving or  
259 exceeding the test scores established by the state board and  
260 enrolls in a Florida College System institution within 2 years  
261 after achieving such scores shall not be required to retest or

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262 complete developmental education when admitted to any Florida  
263 College System institution.

264 ~~(4) By December 31, 2013, the State Board of Education, in~~  
265 ~~consultation with the Board of Governors, shall approve a series~~  
266 ~~of meta-majors and the academic pathways that identify the~~  
267 ~~gateway courses associated with each meta-major. Florida College~~  
268 ~~System institutions shall use placement test results to~~  
269 ~~determine the extent to which each student demonstrates~~  
270 ~~sufficient communication and computation skills to indicate~~  
271 ~~readiness for his or her chosen meta-major. Florida College~~  
272 ~~System institutions shall counsel students into college credit~~  
273 ~~courses as quickly as possible, with developmental education~~  
274 ~~limited to that content needed for success in the meta-major.~~

275 ~~(5)(a) Each Florida College System institution board of~~  
276 ~~trustees shall develop a plan to implement the developmental~~  
277 ~~education strategies defined in s. 1008.02 and rules established~~  
278 ~~by the State Board of Education. The plan must be submitted to~~  
279 ~~the Chancellor of the Florida College System for approval no~~  
280 ~~later than March 1, 2014, for implementation no later than the~~  
281 ~~fall semester 2014. Each plan must include, at a minimum, local~~  
282 ~~policies that outline:~~

283 ~~1. Documented student achievements such as grade point~~  
284 ~~averages, work history, military experience, participation in~~  
285 ~~juried competitions, career interests, degree major declaration,~~  
286 ~~or any combination of such achievements that the institution may~~  
287 ~~consider, in addition to common placement test scores, for~~  
288 ~~advising students regarding enrollment options.~~

289 ~~2. Developmental education strategies available to~~  
290 ~~students.~~

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

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

294 ~~5. A comprehensive plan for advising students into~~  
295 ~~appropriate developmental education strategies based on student~~  
296 ~~success data.~~

297 ~~(b) Beginning October 31, 2015, Each Florida College System~~  
298 ~~institution shall use placement test results or alternative~~  
299 ~~methods as established by the State Board of Education to~~  
300 ~~determine the extent to which each student demonstrates~~  
301 ~~sufficient communication and computation skills to indicate~~  
302 ~~readiness for his or her chosen meta-major. Florida College~~  
303 ~~System institutions shall counsel students into college credit~~  
304 ~~courses as quickly as possible, with developmental education~~  
305 ~~limited to that content needed for success in the meta-major~~  
306 ~~annually prepare an accountability report that includes student~~  
307 ~~success data relating to each developmental education strategy~~  
308 ~~implemented by the institution. The report shall be submitted to~~  
309 ~~the Division of Florida Colleges by October 31 in a format~~  
310 ~~determined by the Chancellor of the Florida College System. By~~  
311 ~~December 31, the chancellor shall compile and submit the~~  
312 ~~institutional reports to the Governor, the President of the~~  
313 ~~Senate, the Speaker of the House of Representatives, and the~~  
314 ~~State Board of Education.~~

315 (c) A university board of trustees may contract with a  
316 Florida College System institution board of trustees for the  
317 Florida College System institution to provide developmental  
318 education on the state university campus. Any state university  
319 in which the percentage of incoming students requiring

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320 developmental education equals or exceeds the average percentage  
321 of such students for the Florida College System may offer  
322 developmental education without contracting with a Florida  
323 College System institution; however, any state university  
324 offering college-preparatory instruction as of January 1, 1996,  
325 may continue to provide developmental education instruction as  
326 defined in s. 1008.02(1).

327 (5)~~(6)~~ A student may not be enrolled in a college credit  
328 mathematics or English course on a dual enrollment basis unless  
329 the student has demonstrated adequate precollegiate preparation  
330 in on the section of the basic computation and communication and  
331 computation skills ~~assessment required pursuant to subsection~~  
332 ~~(1) that is~~ appropriate for successful student participation in  
333 the course.

334 Section 6. Paragraph (f) of subsection (1) of section  
335 1009.25, Florida Statutes, is amended to read:

336 1009.25 Fee exemptions.—

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

341 (f) A student who lacks a fixed, regular, and adequate  
342 nighttime residence or whose primary nighttime residence is a  
343 public or private shelter designed to provide temporary  
344 residence, a public or private transitional living program, or a  
345 public or private place not designed for, or ordinarily used as,  
346 a regular sleeping accommodation for human beings. This includes  
347 a student who would otherwise meet the requirements of this  
348 paragraph, as determined by a college or university, but for his

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349 or her residence in college or university dormitory housing. The  
350 State Board of Education may adopt rules and the Board of  
351 Governors may adopt regulations regarding documentation and  
352 procedures to implement this paragraph.

353 Section 7. For the 2021-2022 Fiscal Year, the nonrecurring  
354 sum of \$2 million is appropriated from the General Revenue Fund  
355 to the State Risk Management Trust Fund in the Department of  
356 Financial Services for workers' compensation costs associated  
357 with participants under s. 446.54, Florida Statutes. The funds  
358 may not be included or combined with the premiums otherwise due  
359 from the Department of Education pursuant to chapter 284,  
360 Florida Statutes, but must be credited on behalf of the  
361 Department of Education.

362 Section 8. For the 2021-2022 fiscal year, two full-time  
363 equivalent positions with associated salary rate of 76,787 are  
364 authorized, and the sums of \$127,190 in recurring funds and  
365 \$7,790 in nonrecurring funds from the State Risk Management  
366 Trust Fund are appropriated to the Department of Financial  
367 Services for the purpose of implementing the workers'  
368 compensation coverage provisions of this act.

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