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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/14/2023	.	
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The Committee on Education Pre-K -12 (Hutson) recommended the following:

Senate Amendment

Delete lines 289 - 489

and insert:

Market Estimating Conference.

Section 3. Paragraph (a) of subsection (7) of section 216.136, Florida Statutes, is amended to read:

216.136 Consensus estimating conferences; duties and principals.—

(7) LABOR MARKET ESTIMATING CONFERENCE.—



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11 (a) The Labor Market Estimating Conference shall develop
12 such official information with respect to ~~real-time~~ supply and
13 demand in Florida's statewide and, regional, ~~and local~~ labor
14 markets as the conference determines is needed by the state's
15 near-term and long-term ~~state~~ planning and budgeting system.
16 Such information must ~~shall~~ include labor supply by education
17 level, analyses of labor demand by occupational groups and
18 occupations compared to labor supply, and a ranking of critical
19 areas of concern, ~~and identification of in-demand, high-skill,~~
20 ~~middle-level to high-level wage occupations~~ prioritized by level
21 of statewide or regional shortages. The Office of Economic and
22 Demographic Research is designated as the official lead for the
23 United States Census Bureau's State Data Center Program or its
24 successor. All state agencies shall ~~must~~ provide the Office of
25 Economic and Demographic Research with the necessary data to
26 accomplish the goals of the conference. ~~In accordance with s.~~
27 ~~216.135, state agencies must ensure that any related work~~
28 ~~product regarding labor demand and supply is consistent with the~~
29 ~~official information developed by the Labor Market Estimating~~
30 ~~Conference created in s. 216.136.~~

31 Section 4. Paragraph (b) of subsection (7) of section
32 445.003, Florida Statutes, is amended to read:

33 445.003 Implementation of the federal Workforce Innovation
34 and Opportunity Act.—

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

37 (b) Initial and subsequent eligibility criteria, based on
38 input from the state board, local workforce development boards,
39 the Department of Education, and other stakeholders, for the



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40 Workforce Innovation and Opportunity Act eligible training
41 provider list. This list directs training resources to programs
42 leading to employment in high-demand and high-priority
43 occupations that provide economic security, particularly those
44 occupations facing a shortage of skilled workers. A training
45 provider ~~who offers training to obtain a credential on the~~
46 ~~Master Credentials List under s. 445.004(4)(h)~~ may not be
47 included on a state or local eligible training provider list if
48 the provider fails to submit the required information or fails
49 to meet initial or subsequent eligibility criteria. ~~Subsequent~~
50 ~~eligibility criteria must use the performance and outcome~~
51 ~~measures defined and reported under s. 1008.40, to determine~~
52 ~~whether each program offered by a training provider is qualified~~
53 ~~to remain on the list.~~

54 ~~1. For the 2021-2022 program year, The Department of~~
55 ~~Economic Opportunity and the Department of Education shall~~
56 ~~establish the minimum criteria a training provider must achieve~~
57 ~~for completion, earnings, and employment rates of eligible~~
58 ~~participants. The minimum program criteria may not exceed the~~
59 ~~threshold at which more than 20 percent of all eligible training~~
60 ~~providers in the state would fall below.~~

61 ~~2. Beginning with the 2022-2023 program year, each program~~
62 ~~offered by a training provider must, at a minimum, meet all of~~
63 ~~the following:~~

64 ~~a. Income earnings for all individuals who complete the~~
65 ~~program that are equivalent to or above the state's minimum wage~~
66 ~~in a calendar quarter.~~

67 ~~b. An employment rate of at least 75 percent for all~~
68 ~~individuals. For programs linked to an occupation, the~~



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69 ~~employment rate is calculated based on obtaining employment in~~
70 ~~the field in which the participant was trained.~~

71 ~~e. A completion rate of at least 75 percent for all~~
72 ~~individuals, beginning with the 2023-2024 program year.~~

73 Section 5. Paragraph (h) of subsection (4) and subsection
74 (8) of section 445.004, Florida Statutes, are amended to read:
75 445.004 CareerSource Florida, Inc., and the state board;
76 creation; purpose; membership; duties and powers.—

77 (4)

78 (h)1. The state board shall appoint a Credentials Review
79 Committee to identify nondegree credentials and degree
80 credentials of value for approval by the state board and
81 inclusion in the Master Credentials List. Such credentials must
82 include registered apprenticeship programs, industry
83 certifications, including industry certifications for
84 agricultural occupations submitted pursuant to s. 570.07(43),
85 licenses, advanced technical certificates, college credit
86 certificates, career certificates, applied technology diplomas,
87 and associate degrees, but may not include baccalaureate
88 degrees, and graduate degrees. The Credentials Review Committee
89 must include:

90 a. The Chancellor of the Division of Public Schools.

91 b. The Chancellor of the Division of Career and Adult
92 Education.

93 c. The Chancellor of the Florida College System.

94 d. The Chancellor of the State University System.

95 e. The director of the Office of Reimagining Education and
96 Career Help, who must serve as chair of the committee.

97 f. Four members from local workforce development boards,



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98 with equal representation from urban and rural regions.

99 g. Two members from nonpublic postsecondary institutions.

100 h. Two members from industry associations.

101 i. Two members from Florida-based businesses.

102 j. Two members from the Department of Economic Opportunity.

103 k. One member from the Department of Agriculture and

104 Consumer Services.

105 2. All information pertaining to the Credentials Review
106 Committee, the process for the approval of credentials of value,
107 and the Master Credentials List must be made available and be
108 easily accessible to the public on all relevant state agency
109 websites.

110 3. The Credentials Review Committee shall establish a
111 definition for credentials of value and create a framework of
112 quality. The framework must align with federally funded
113 workforce accountability requirements and undergo biennial
114 review.

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

117 a. Evidence that the credential meets labor market demand
118 ~~as identified by the Labor Market Estimating Conference created~~
119 ~~in s. 216.136~~ or meets local demand as identified in the
120 criteria adopted by the Credentials Review Committee. Evidence
121 to be considered by the Credentials Review Committee must
122 include, but is not limited to, information provided by the
123 Labor Market Statistics Center within the Department of Economic
124 Opportunity and employer information on present credential use
125 or emerging opportunities.

126 b. Evidence that the competencies mastered upon completion



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127 of the credential are aligned with labor market demand.

128 c. Evidence of the employment and earnings outcomes for
129 individuals after obtaining the credential. Earnings outcomes
130 must provide middle-level to high-level wages with preference
131 given to credentials generating high-level wages. Credentials
132 that do not meet the earnings outcomes criteria must be part of
133 a sequence of credentials that are required for the next level
134 occupation that does meet the earnings outcomes criteria in
135 order to be identified as a credential of value. For new
136 credentials, this criteria may be met with conditional
137 eligibility until measurable labor market outcomes are obtained.

138 5. The Credentials Review Committee shall establish the
139 criteria to determine value for degree programs. This criteria
140 must shall include evidence that the program meets statewide,
141 regional, or local ~~the labor market demand as identified by the~~
142 ~~Labor Market Estimating Conference created in s. 216.136 or~~
143 ~~meets local demand~~ as determined by the committee. The committee
144 shall consider both the information provided by the Labor Market
145 Statistics Center within the Department of Economic Opportunity
146 related to short-term demand and the long-term data of the Labor
147 Market Estimating Conference as factors in the criteria ~~Such~~
148 ~~criteria must be used to designate programs of emphasis under s.~~
149 ~~1001.706 and to guide the development of program standards and~~
150 ~~benchmarks under s. 1004.92.~~

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

154 7. The Credentials Review Committee shall establish a
155 process for:



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156 a. At a minimum, quarterly review and approval of
157 credential applications. Approved credentials of value shall be
158 used by the committee to develop the Master Credentials List.

159 b. Annual review of the Master Credentials List.

160 c. Phasing out credentials on the Master Credentials List
161 that no longer meet the framework of quality. Credentials must
162 remain on the list for at least 1 year after identification for
163 removal.

164 d. Designating performance funding eligibility under ss.
165 1011.80 and 1011.81, based upon the highest available
166 certification for postsecondary students.

167 e. Upon approval ~~Beginning with the 2022-2023 school year,~~
168 the state board shall submit the Master Credentials List to the
169 State Board of Education. The list must, at a minimum, identify
170 nondegree credentials and degree programs determined to be of
171 value for purposes of the CAPE Industry Certification Funding
172 List adopted under ~~of~~ ss. 1008.44 and 1011.62(1); if the
173 credential or degree program meets statewide, regional, or local
174 level demand; the type of certificate, credential, or degree;
175 and the primary standard occupation classification code. ~~For the~~
176 ~~2021-2022 school year, the Master Credentials List shall be~~
177 ~~comprised of the CAPE Industry Certification Funding List and~~
178 ~~the CAPE Postsecondary Industry Certification Funding List under~~
179 ~~ss. 1008.44 and 1011.62(1) and adopted by the State Board of~~
180 ~~Education before October 1, 2021.~~

181 8. The Credentials Review Committee shall establish a
182 process for linking Classifications of Instructional Programs
183 (CIP) to Standard Occupational Classifications (SOC) for all new
184 credentials of value identified on the Master Credentials List.



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185 The CIP code aligns instructional programs to occupations. A CIP
186 to SOC link indicates that programs classified in the CIP code
187 category prepare individuals for jobs classified in the SOC code
188 category. The state board shall submit approved CIP to SOC
189 linkages to the State Board of Education with each credential
190 that is added to the Master Credentials List.

191 9. The Credentials Review Committee shall identify all data
192 elements necessary to collect information on credentials by the
193 Florida Education and Training Placement Program automated
194 system under s. 1008.39.

195 ~~10. The Credentials Review Committee shall develop a~~
196 ~~returned-value funding formula as provided under ss.~~
197 ~~1011.80(7)(b) and 1011.81(2)(b). When developing the formula,~~
198 ~~the committee may not penalize Florida College System~~
199 ~~institutions or school districts if students postpone employment~~
200 ~~to continue their education.~~

201 (8) Each October 15 ~~Annually, beginning July 1, 2022,~~ the
202 state board