

By the Committees on Education Pre-K - 12; and Education Pre-K -  
12

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1                   A bill to be entitled  
2           An act relating to juvenile justice education and  
3           workforce programs; amending s. 985.46, F.S.;  
4           requiring that each juvenile committed to a juvenile  
5           justice commitment program have a transition plan upon  
6           release; requiring that the transition plan include an  
7           education transition plan component and information  
8           regarding delinquency treatment and intervention  
9           services that are accessible upon exiting the program;  
10          amending s. 985.618, F.S.; providing legislative  
11          intent regarding juvenile justice education and  
12          workforce-related programs; requiring that the  
13          Department of Juvenile Justice verify that each  
14          juvenile justice education program meets specified  
15          minimum standards; requiring that the effectiveness of  
16          the programs be determined by implementing systematic  
17          data collection, data analysis, and evaluations;  
18          requiring that the programs be evaluated based on  
19          student performance outcomes; providing duties for the  
20          department; requiring that an annual report be  
21          submitted to the Governor and the Legislature by a  
22          specified date; requiring that the department  
23          collaborate with certain entities to adopt rules;  
24          amending ss. 985.632 and 1001.42, F.S.; conforming  
25          provisions to changes made by the act; conforming  
26          cross-references; amending ss. 1002.20 and 1002.45,  
27          F.S.; conforming cross-references; creating s.  
28          1003.515, F.S.; providing a short title; providing  
29          purposes of the Florida Juvenile Justice Education

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30 Act; providing responsibilities for school districts  
31 and private providers contracted by school districts  
32 to offer education services to youth in juvenile  
33 justice education programs; requiring that each  
34 juvenile justice education program involve the  
35 regional workforce board or economic development  
36 agency and local postsecondary institutions to  
37 determine the occupational areas for the education and  
38 workforce-related program; providing requirements for  
39 education and workforce-related services in juvenile  
40 justice programs; providing responsibilities for the  
41 Department of Education; requiring that the department  
42 identify school districts and private providers by  
43 performance ratings; providing criteria for  
44 determining performance ratings; requiring that the  
45 department make available a common student assessment  
46 to measure the academic progress in reading and  
47 mathematics of youth in juvenile justice education  
48 programs; requiring that school districts and private  
49 providers be held accountable for student performance  
50 outcomes; providing for program accountability;  
51 requiring that a youth who exits the program attain an  
52 industry certification, enroll in a program to  
53 complete the industry certification, or enroll in and  
54 continue his or her education based on a transition  
55 plan; requiring that an education transition plan  
56 component be incorporated in a youth's transition  
57 plan; requiring that each school district and private  
58 provider develop the education transition plan

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59 component during the course of the youth's stay in a  
60 juvenile justice program; providing funding  
61 requirements for the juvenile justice education  
62 programs; prohibiting a district school board from  
63 being charged rent, maintenance, utilities, or  
64 overhead on facilities; requiring that the Department  
65 of Juvenile Justice provide maintenance, repairs, and  
66 remodeling of existing facilities; requiring that the  
67 State Board of Education collaborate with the  
68 Department of Juvenile Justice, the Department of  
69 Economic Opportunity, school districts, and private  
70 providers to adopt rules; repealing s. 1003.52, F.S.,  
71 relating to educational services in Department of  
72 Juvenile Justice programs; amending s. 1011.62, F.S.;  
73 conforming a cross-reference; providing an effective  
74 date.

75  
76 Be It Enacted by the Legislature of the State of Florida:

77  
78 Section 1. Subsection (6) is added to section 985.46,  
79 Florida Statutes, to read:

80 985.46 Conditional release.—

81 (6) Each juvenile committed to a commitment program shall  
82 have a transition plan upon release. Transition planning shall  
83 begin for each juvenile upon placement in a commitment program  
84 and shall result in an individual transition plan for each youth  
85 before he or she is released. The transition plan shall be  
86 developed with the participation of the youth, representatives  
87 of the commitment program, school district personnel, and

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88 representatives of conditional release or postcommitment  
89 probation programs, if appropriate. The transition plan shall  
90 include an education transition plan component as provided in s.  
91 1003.515(9), as well as information regarding pertinent  
92 delinquency treatment and intervention services that are  
93 accessible upon exiting the program.

94 (a) For a juvenile who is released on conditional release  
95 or postcommitment probation status, the transition plan shall be  
96 incorporated into the conditions of release.

97 (b) For a juvenile who is not released on conditional  
98 release or postcommitment probation status, the transition plan  
99 shall be explained to the youth and provided upon release, with  
100 all necessary referrals having been made at least 30 days before  
101 the youth exits the program.

102 (c) For a juvenile who participates in a day treatment  
103 program, the transition plan shall be explained to the youth and  
104 provided upon release. For a juvenile who participates in a day  
105 treatment program and who is released on conditional release or  
106 postcommitment probation status, the transition plan shall be  
107 incorporated into the conditions of release.

108 Section 2. Section 985.618, Florida Statutes, is amended to  
109 read:

110 (Substantial rewording of section. See  
111 s. 985.618, F.S., for present text.)

112 985.618 Education and workforce-related programs.—

113 (1) The Legislature intends for youth in juvenile justice  
114 programs to be provided a quality education that includes  
115 workforce-related skills that lead to continuing education or  
116 meaningful employment, or both, and that results in reduced

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117 rates of recidivism.

118 (2) The department shall verify that each juvenile justice  
119 education program, at a minimum:

120 (a) Uses virtual course offerings that maximize learning  
121 opportunities for adjudicated youth.

122 (b) Uses virtual counseling to address the educational and  
123 workforce needs of adjudicated youth.

124 (c) Provides instruction from individuals who hold industry  
125 credentials in the occupational area in which they teach.

126 (d) Provides instruction during evenings and weekends.

127 (e) Considers, before placement, the age, interests, prior  
128 education, training, work experience, emotional and mental  
129 abilities, and physical capabilities of the youth and the  
130 duration of the term of placement imposed.

131 (f) Expends funds in a manner that directly supports the  
132 attainment of successful student outcomes as specified in s.  
133 1003.515(6) and that allows youth to engage in real work  
134 situations whenever possible.

135 (3) (a) Program effectiveness shall be determined by  
136 implementing systematic data collection, data analysis, and  
137 education and workforce-related program evaluations pursuant to  
138 ss. 985.632 and 1003.515.

139 (b) The evaluation of juvenile justice education and  
140 workforce-related programs shall be based on the performance  
141 outcomes provided in s. 1003.515(6).

142 (4) The department shall:

143 (a) Monitor the education performance of youth in juvenile  
144 justice facilities.

145 (b) Prohibit school districts or private providers that

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146 have failing performance ratings from delivering the education  
147 services as provided in s. 1003.515(7).

148 (c) Verify that a school district enters into a contract  
149 with a high-performing school district or provider pursuant to  
150 s. 1003.515(7) to deliver education services.

151 (5) The department, in collaboration with the Department of  
152 Education and in consultation with the school districts and  
153 private juvenile justice education program providers, shall  
154 prepare an annual report containing the education performance  
155 outcomes, based on the criteria in s. 1003.515(6), of youth in  
156 juvenile justice education programs. The report shall delineate  
157 the performance outcomes of youth in the state, in each school  
158 district, and by each private provider, including the  
159 performance outcomes of all major student populations and  
160 genders, as determined by the Department of Juvenile Justice.  
161 The report shall address the use and successful completion of  
162 virtual instruction courses and the successful implementation of  
163 transition and reintegration plans. The report must include an  
164 analysis of the performance of youth over time, including, but  
165 not limited to, additional education attainment, employment,  
166 earnings, industry certification, and rates of recidivism. The  
167 report must also include recommendations for improving  
168 performance outcomes and for additional cost savings and  
169 efficiencies. The report shall be submitted to the Governor, the  
170 President of the Senate, and the Speaker of the House of  
171 Representatives by December 31, 2013, and each year thereafter.

172 (6) The department shall collaborate with the Department of  
173 Education, the Department of Economic Opportunity, school  
174 districts, and private providers to adopt rules to administer

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175 this section.

176 Section 3. Subsection (3) of section 985.632, Florida  
177 Statutes, is amended to read:

178 985.632 Quality assurance and cost-effectiveness.—

179 (3) The department shall annually collect and report cost  
180 data for every program operated by the department or its  
181 contracted provider ~~or contracted by the department~~. The cost  
182 data shall conform to a format approved by the department and  
183 the Legislature. Uniform cost data shall be reported and  
184 collected for each education program operated by a school  
185 district or private provider contracted by a school district  
186 ~~state-operated and contracted programs~~ so that comparisons can  
187 be made among programs. The Department of Education shall ensure  
188 that there is accurate cost accounting for education programs  
189 operated by school districts and private providers, state-  
190 ~~operated services~~ including market-equivalent rent and other  
191 shared costs ~~cost~~. The cost of the education ~~educational~~ program  
192 ~~provided to a residential facility~~ shall be reported and  
193 included in the cost of a program. The Department of Education  
194 shall submit ~~an~~ annual cost data report to the department  
195 ~~President of the Senate, the Speaker of the House of~~  
196 ~~Representatives, the Minority Leader of each house of the~~  
197 ~~Legislature, the appropriate substantive and fiscal committees~~  
198 ~~of each house of the Legislature, and the Governor, no later~~  
199 ~~than December 1 of each year. The annual cost data shall be~~  
200 included in the annual report required under s. 985.618(5).  
201 Cost-benefit analysis for juvenile justice education ~~educational~~  
202 programs shall ~~will~~ be developed and implemented in  
203 collaboration with and in cooperation with the Department of

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204 Education, local providers, and local school districts. ~~Cost~~  
 205 ~~data for the report shall include data collected by the~~  
 206 ~~Department of Education for the purposes of preparing the annual~~  
 207 ~~report required by s. 1003.52(19).~~

208 Section 4. Paragraph (b) of subsection (18) of section  
 209 1001.42, Florida Statutes, is amended to read:

210 1001.42 Powers and duties of district school board.—The  
 211 district school board, acting as a board, shall exercise all  
 212 powers and perform all duties listed below:

213 (18) IMPLEMENT SCHOOL IMPROVEMENT AND ACCOUNTABILITY.—  
 214 Maintain a state system of school improvement and education  
 215 accountability as provided by statute and State Board of  
 216 Education rule. This system of school improvement and education  
 217 accountability shall be consistent with, and implemented  
 218 through, the district's continuing system of planning and  
 219 budgeting required by this section and ss. 1008.385, 1010.01,  
 220 and 1011.01. This system of school improvement and education  
 221 accountability shall comply with the provisions of ss. 1008.33,  
 222 1008.34, 1008.345, and 1008.385 and include the following:

223 (b) *Public disclosure.*—The district school board shall  
 224 provide information regarding the performance of students in ~~and~~  
 225 education ~~educational~~ programs as required pursuant to ss.  
 226 1008.22 and 1008.385 and implement a system of school reports as  
 227 required by statute and State Board of Education rule which  
 228 shall include schools operating for the purpose of providing  
 229 education ~~educational~~ services to youth in juvenile justice  
 230 education ~~Department of Juvenile Justice~~ programs, and for those  
 231 programs ~~schools~~, report on the data and education outcomes  
 232 ~~elements~~ specified in s. 1003.515(6) ~~1003.52(19)~~. Annual public



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233 disclosure reports shall be in an easy-to-read report card  
234 format and shall include the school's grade, high school  
235 graduation rate calculated without GED tests, disaggregated by  
236 student ethnicity, and performance data as specified in state  
237 board rule.

238 Section 5. Subsection (20) of section 1002.20, Florida  
239 Statutes, is amended to read:

240 1002.20 K-12 student and parent rights.—Parents of public  
241 school students must receive accurate and timely information  
242 regarding their child's academic progress and must be informed  
243 of ways they can help their child to succeed in school. K-12  
244 students and their parents are afforded numerous statutory  
245 rights including, but not limited to, the following:

246 (20) JUVENILE JUSTICE PROGRAMS.—Students who are in  
247 juvenile justice programs have the right to receive educational  
248 programs and services in accordance with the provisions of s.  
249 1003.515 ~~1003.52~~.

250 Section 6. Paragraph (b) of subsection (1) of section  
251 1002.45, Florida Statutes, is amended to read:

252 1002.45 Virtual instruction programs.—

253 (1) PROGRAM.—

254 (b) Each school district that is eligible for the sparsity  
255 supplement pursuant to s. 1011.62(7) shall provide all enrolled  
256 public school students within its boundaries the option of  
257 participating in part-time and full-time virtual instruction  
258 programs. Each school district that is not eligible for the  
259 sparsity supplement shall provide at least three options for  
260 part-time and full-time virtual instruction. All school  
261 districts must provide parents with timely written notification

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262 of an open enrollment period for full-time students of at least  
 263 90 days that ends no later than 30 days prior to the first day  
 264 of the school year. The purpose of the program is to make  
 265 quality virtual instruction available to students using online  
 266 and distance learning technology in the nontraditional  
 267 classroom. A school district virtual instruction program shall  
 268 provide the following:

269 1. Full-time virtual instruction for students enrolled in  
 270 kindergarten through grade 12.

271 2. Part-time virtual instruction for students enrolled in  
 272 grades 9 through 12 courses that are measured pursuant to  
 273 subparagraph (8) (a)2.

274 3. Full-time or part-time virtual instruction for students  
 275 enrolled in dropout prevention and academic intervention  
 276 programs under s. 1003.53, Department of Juvenile Justice  
 277 education programs under s. 1003.515 ~~1003.52~~, core-curricula  
 278 courses to meet class size requirements under s. 1003.03, or  
 279 Florida College System institutions under this section.

280 Section 7. Section 1003.515, Florida Statutes, is created  
 281 to read:

282 1003.515 The Florida Juvenile Justice Education Act.-

283 (1) SHORT TITLE.-This section may be cited as the "Florida  
 284 Juvenile Justice Education Act."

285 (2) LEGISLATIVE FINDING.-The Legislature finds that an  
 286 education is the single most important factor in the  
 287 rehabilitation of adjudicated youth who are in Department of  
 288 Juvenile Justice programs.

289 (3) PURPOSES.-The purposes of this section are to:

290 (a) Provide performance-based outcome measures and

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291 accountability for juvenile justice education programs; and

292 (b) Improve academic and workforce-related outcomes so that  
293 adjudicated and at-risk youth may successfully complete the  
294 transition to and reenter the academic and workforce  
295 environments.

296 (4) SCHOOL DISTRICT AND CONTRACTED EDUCATION PROVIDER  
297 RESPONSIBILITIES.—

298 (a) A school district or private provider contracted by a  
299 school district to offer education services to youth in a  
300 juvenile justice education program shall:

301 1. Provide rigorous and relevant academic and workforce-  
302 related curricula that will lead to industry certifications in  
303 an occupational area of high demand identified in the Industry  
304 Certification Funding list adopted by the State Board of  
305 Education, or articulate to secondary or postsecondary-level  
306 coursework, as appropriate.

307 2. Support state, local, and regional economic development  
308 demands.

309 3. Make high-wage and high-demand careers more accessible  
310 to adjudicated and at-risk youth.

311 4. Reduce rates of recidivism for adjudicated youth.

312 5. Provide access to the appropriate courses and  
313 instruction to prepare youth for a standard high school diploma  
314 or the GED examination, as appropriate.

315 6. Provide access to virtual education courses that are  
316 appropriate to meet the requirements of academic or workforce-  
317 related programs and the requirements for continuing education  
318 specified in the youth's transition and postrelease plans.

319 7. Provide opportunities for earning credits toward high

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320 school graduation or credits that articulate to postsecondary  
321 education institutions while the youth are in residential and  
322 nonresidential juvenile justice facilities.

323 8. Ensure that the credits and partial credits earned by  
324 youth are transferred and included in the youth's records as  
325 part of the transition plan.

326 9. Ensure that the education program consists of the  
327 appropriate academic, workforce-related, or exceptional  
328 education curricula and related services that directly support  
329 performance outcomes, which must be specified in each youth's  
330 transition plan as required by subsection (9).

331 10. If the duration of a youth's stay in a program is less  
332 than 40 days, ensure that the youth continues his or her  
333 education or workforce-related training that leads to industry  
334 certification in an occupational area of high demand.

335 11. Maintain an academic record for each youth who is  
336 enrolled in a juvenile justice facility, as required by s.  
337 1003.51, and ensure that the coursework, credits, partial  
338 credits, occupational completion points, and industry  
339 certifications earned by the youth are transferred and included  
340 in the youth's transition plan pursuant to s. 985.46.

341 (b) Each school district and private provider shall ensure  
342 that the following youth participate in the program:

343 1. Youth who are of compulsory school attendance age  
344 pursuant to s. 1003.21.

345 2. Youth who are not of compulsory school attendance age  
346 and who have not received a high school diploma or its  
347 equivalent, if the youth is in a juvenile justice facility. Such  
348 youth must participate in a workforce-related education program

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349 that leads to industry certification in an occupational area of  
350 high demand or job placement earning full-time wages.

351 3. Youth who have attained a high school diploma or its  
352 equivalent and who are not employed. Such youth must participate  
353 in a workforce-related education program that leads to industry  
354 certification in an occupational area of high demand or gainful  
355 employment earning full-time wages.

356 (5) PROGRAM REQUIREMENTS.—In compliance with the strategic  
357 5-year plan under s. 1003.491, each juvenile justice education  
358 program shall, in collaboration with the regional workforce  
359 board or economic development agency and local postsecondary  
360 institutions, determine the appropriate occupational areas for  
361 the program. Juvenile justice education programs must:

362 (a) Ensure that rigorous academic and workforce-related  
363 coursework is offered and meets or exceeds appropriate state-  
364 approved subject area standards, and results in the attainment  
365 of industry certification and postsecondary credit, when  
366 appropriate;

367 (b) Ensure workforce-related instruction by industry-  
368 certified faculty;

369 (c) Maximize the use of private sector personnel;

370 (d) Use strategies to maximize the delivery of virtual  
371 instruction;

372 (e) Maximize instructional efficiency for youth in juvenile  
373 justice facilities;

374 (f) Provide opportunities for youth to earn weighted or  
375 dual enrollment credit for higher-level courses, when  
376 appropriate;

377 (g) Promote credit recovery; and

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378 (h) Provide instruction that results in competency,  
379 certification, or credentials in workplace skills, including,  
380 but not limited to, communication skills, interpersonal skills,  
381 decisionmaking skills, work ethic, and the importance of  
382 attendance and timeliness in the work environment.

383 (6) DEPARTMENT RESPONSIBILITIES.—

384 (a) The Department of Education shall identify school  
385 districts and private providers as having one of the following  
386 performance ratings as defined by State Board of Education rule:

387 1. High performance.

388 2. Adequate performance.

389 3. Failing performance.

390 (b) The department shall consider the level of rigor  
391 associated with the attainment of a particular outcome when  
392 assigning weight to the outcome. The department shall use the  
393 following criteria in determining a school district's or private  
394 provider's performance rating:

395 1. One or more of the following outcomes for a youth who is  
396 middle school age or younger:

397 a. Attaining an industry certification in an occupational  
398 area of high demand identified in the Industry Certification  
399 Funding list adopted by the State Board of Education, if  
400 available and appropriate, and participating in continuing  
401 education upon release from a juvenile justice facility.

402 b. Attaining occupational completion points in an  
403 occupational area of high demand identified in the Industry  
404 Certification Funding list adopted by the State Board of  
405 Education and participating in continuing education upon release  
406 from a juvenile justice facility.

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407 c. Completing secondary coursework and participating in  
408 continuing education upon release from a juvenile justice  
409 facility.

410 d. Achieving academic progress in reading and mathematics,  
411 as measured by the statewide common assessment adopted by the  
412 department for use in juvenile justice education programs, and  
413 participating in continuing education upon release from a  
414 juvenile justice facility.

415 2. One or more of the following outcomes for a youth who is  
416 high school age:

417 a. Achieving academic progress in reading and mathematics,  
418 as measured by the statewide common assessment adopted by the  
419 department for use in juvenile justice education programs, and  
420 participating in continuing education upon release from a  
421 juvenile justice facility.

422 b. Earning secondary or postsecondary credit upon release  
423 from a juvenile justice facility and participating in continuing  
424 education upon release from a juvenile justice facility.

425 c. Attaining a high school diploma or its equivalent and  
426 participating in continuing education at the postsecondary level  
427 upon release from a juvenile justice facility.

428 d. Attaining a high school diploma or its equivalent and  
429 obtaining job placement or self-employment in a position earning  
430 full-time wages.

431 e. Attaining an industry certification in an occupational  
432 area of high demand identified in the Industry Certification  
433 Funding list adopted by the State Board of Education and  
434 attaining job placement or self-employment earning full-time  
435 wages in a position for which the student attained an industry

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436 certification.

437 f. Attaining occupational completion points in an  
438 occupational area of high demand identified in the Industry  
439 Certification Funding list adopted by the State Board of  
440 Education and job placement or self-employment in a position  
441 earning full-time wages.

442 g. Attaining occupational completion points in an  
443 occupational area of high demand identified in the Industry  
444 Certification Funding list adopted by the State Board of  
445 Education and participation in continuing education in order to  
446 complete the industry certification in that occupation.

447 (c) By September 1, 2012, the department shall make  
448 available a common student assessment to measure the academic  
449 progress in reading and mathematics of youth who are assigned to  
450 juvenile justice education programs.

451  
452 For purposes of performance ratings, school districts and  
453 private providers shall be held accountable for the performance  
454 outcomes of youth until they are released from supervision by  
455 the Department of Juvenile Justice. This subsection does not  
456 abrogate the provisions of s. 1002.22 which relate to education  
457 records or the requirements of 20 U.S.C. s. 1232g, the Family  
458 Educational Rights and Privacy Act.

459 (7) PROGRAM ACCOUNTABILITY.—

460 (a) If a school district or private provider earns two  
461 consecutive failing performance ratings or two failing  
462 performance ratings in any 3-year period, as provided in  
463 subsection (6), the school district shall enter into a contract  
464 with a school district or private provider that has a high-



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465 performance rating to deliver the education services to the  
466 youth in the program. The Department of Juvenile Justice may use  
467 its statutory authority to sanction or prohibit a private  
468 provider from delivering education services to youth under the  
469 department's supervision due to noneducation reasons.

470 (b) Except as provided in paragraph (a), the school  
471 district of the county in which the residential or  
472 nonresidential care facility or juvenile assessment facility is  
473 located shall deliver education services to youth in Department  
474 of Juvenile Justice programs. A school district may enter into a  
475 contract with a private provider to deliver the education  
476 services in lieu of directly providing the education services.  
477 The contract shall include performance criteria as provided in  
478 subsection (6).

479 (c) When determining educational placement for youth who  
480 enroll in a school district upon release, the school district  
481 must consult with the lead educator of the juvenile justice  
482 program to which the youth was last assigned and adhere to the  
483 transition plan established under s. 985.46(6).

484 (d) If a private provider under contract with a school  
485 district maintains a high-performance rating pursuant to  
486 subsection (6), the school district may not require a private  
487 provider to use the school district's personnel or require  
488 qualifications of private provider personnel beyond those that  
489 are necessary to protect the health, safety, and welfare of the  
490 students, as determined by the Department of Juvenile Justice.

491 (e) Each school district must provide juvenile justice  
492 education programs access to substitute classroom teachers used  
493 by the school district.

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- 494       (8) EXITING PROGRAM.—Upon exiting a program, a youth must:  
495       (a) Attain an industry certification in an occupational  
496 area of high demand identified in the Industry Certification  
497 Funding list adopted by the State Board of Education;  
498       (b) Enroll in a program to complete the industry  
499 certification;  
500       (c) Be gainfully employed and earning full-time wages; or  
501       (d) Enroll in and continue his or her education based on  
502 the transition and postrelease plan provided in s. 958.46.  
503       (9) EDUCATION TRANSITION PLAN COMPONENT.—  
504       (a) The education transition plan component shall be  
505 incorporated in the transition plan pursuant to s. 985.46(6).  
506       (b) Each school district and private provider must develop  
507 an education transition plan component during the course of a  
508 youth's stay in a juvenile justice program which coordinates  
509 academic and workforce services and assists the youth in  
510 successful community reintegration upon the youth's release.  
511       (c) The development of the education transition plan  
512 component shall begin upon a youth's placement in the program.  
513 The education transition plan component must include the  
514 academic and workforce services to be provided during the  
515 program stay and the establishment of services to be implemented  
516 upon release. The appropriate personnel in the juvenile justice  
517 education program, members of the community, the youth, and the  
518 youth's family, when appropriate, shall collaborate to develop  
519 the education transition plan component.  
520       (d) Education planning for reintegration shall begin when  
521 placement decisions are made and continue throughout the youth's  
522 stay in order to provide for continuing education, job

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523 placement, and other necessary services. Individuals who are  
524 responsible for reintegration shall coordinate activities to  
525 ensure that the education transition plan component is  
526 successfully implemented and a youth is provided access to  
527 support services that will sustain the youth's success once he  
528 or she is no longer under the supervision of the Department of  
529 Juvenile Justice. The education transition plan component must  
530 provide for continuing education, workforce development, or  
531 meaningful job placement pursuant to the performance outcomes in  
532 subsection (6). For purposes of this section, the term  
533 "reintegration" means the process by which a youth returns to  
534 the community following release from a juvenile justice program.

535 (10) FUNDING.—

536 (a) Youth who are participating in GED preparation programs  
537 while under the supervision of the Department of Juvenile  
538 Justice shall be funded at the basic program cost factor for  
539 juvenile justice programs in the Florida Education Finance  
540 Program (FEFP). Juvenile justice education programs shall be  
541 funded in the appropriate FEFP program based on the education  
542 services needed by the students in the programs pursuant to s.  
543 1011.62.

544 (b) Juvenile justice education programs operated through a  
545 contract with the Department of Juvenile Justice and under the  
546 purview of the department's quality assurance standards and  
547 performance outcomes shall receive the appropriate FEFP funding  
548 for juvenile justice programs.

549 (c) A district school board shall fund the education  
550 program in a juvenile justice facility at the same or higher  
551 level of funding for equivalent students in the district school

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552 system based on the funds generated through the FEFP and funds  
553 allocated from federal programs.

554 (d) Consistent with the rules of the State Board of  
555 Education, district school boards shall request an alternative  
556 full-time equivalent (FTE) survey for juvenile justice programs  
557 experiencing fluctuations in student enrollment.

558 (e) The State Board of Education shall prescribe rules  
559 relating to FTE count periods which must be the same for  
560 juvenile justice programs and other public school programs. The  
561 summer school period for students in juvenile justice programs  
562 shall begin on the day immediately preceding the subsequent  
563 regular school year. Students may be funded for no more than 25  
564 hours per week of direct instruction; however, students shall be  
565 provided access to virtual instruction in order to maximize the  
566 most efficient use of time.

567 (11) FACILITIES.—The district school board may not be  
568 charged any rent, maintenance, utilities, or overhead on the  
569 facilities. Maintenance, repairs, and remodeling of existing  
570 facilities shall be provided by the Department of Juvenile  
571 Justice.

572 (12) RULEMAKING.—The State Board of Education shall  
573 collaborate with the Department of Juvenile Justice, the  
574 Department of Economic Opportunity, school districts, and  
575 private providers to adopt rules pursuant to ss. 120.536(1) and  
576 120.54 to administer this section.

577 Section 8. Section 1003.52, Florida Statutes, is repealed.

578 Section 9. Paragraph (f) of subsection (1) of section  
579 1011.62, Florida Statutes, is amended to read:

580 1011.62 Funds for operation of schools.—If the annual

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581 allocation from the Florida Education Finance Program to each  
582 district for operation of schools is not determined in the  
583 annual appropriations act or the substantive bill implementing  
584 the annual appropriations act, it shall be determined as  
585 follows:

586 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
587 OPERATION.—The following procedure shall be followed in  
588 determining the annual allocation to each district for  
589 operation:

590 (f) *Supplemental academic instruction; categorical fund.*—

591 1. There is created a categorical fund to provide  
592 supplemental academic instruction to students in kindergarten  
593 through grade 12. This paragraph may be cited as the  
594 “Supplemental Academic Instruction Categorical Fund.”

595 2. Categorical funds for supplemental academic instruction  
596 shall be allocated annually to each school district in the  
597 amount provided in the General Appropriations Act. These funds  
598 shall be in addition to the funds appropriated on the basis of  
599 FTE student membership in the Florida Education Finance Program  
600 and shall be included in the total potential funds of each  
601 district. These funds shall be used to provide supplemental  
602 academic instruction to students enrolled in the K-12 program.  
603 Supplemental instruction strategies may include, but are not  
604 limited to: modified curriculum, reading instruction, after-  
605 school instruction, tutoring, mentoring, class size reduction,  
606 extended school year, intensive skills development in summer  
607 school, and other methods for improving student achievement.  
608 Supplemental instruction may be provided to a student in any  
609 manner and at any time during or beyond the regular 180-day term

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610 identified by the school as being the most effective and  
611 efficient way to best help that student progress from grade to  
612 grade and to graduate.

613 3. Effective with the 1999-2000 fiscal year, funding on the  
614 basis of FTE membership beyond the 180-day regular term shall be  
615 provided in the FEFP only for students enrolled in juvenile  
616 justice education programs or in education programs for  
617 juveniles placed in secure facilities or programs under s.  
618 985.19. Funding for instruction beyond the regular 180-day  
619 school year for all other K-12 students shall be provided  
620 through the supplemental academic instruction categorical fund  
621 and other state, federal, and local fund sources with ample  
622 flexibility for schools to provide supplemental instruction to  
623 assist students in progressing from grade to grade and  
624 graduating.

625 4. The Florida State University School, as a lab school, is  
626 authorized to expend from its FEFP or Lottery Enhancement Trust  
627 Fund allocation the cost to the student of remediation in  
628 reading, writing, or mathematics for any graduate who requires  
629 remediation at a postsecondary educational institution.

630 5. ~~Beginning in the 1999-2000 school year,~~ Dropout  
631 prevention programs as defined in ss. 1003.515 ~~1003.52~~,  
632 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in  
633 group 1 programs under subparagraph (d)3.

634 Section 10. This act shall take effect upon becoming a law.