

1 A bill to be entitled

2 An act relating to career centers and charter
3 technical career centers; amending s. 1001.44, F.S.;
4 authorizing a career center to offer college credit
5 courses applicable toward specific certificates or
6 degrees; providing a process for approval to offer
7 specific degree programs; requiring the State Board of
8 Education to adopt rules; authorizing a career center
9 to change the institution's name; amending s. 1002.34,
10 F.S.; authorizing a charter technical career center to
11 offer college credit courses applicable toward
12 specific certificates or degrees; providing an
13 approval process; authorizing a charter technical
14 career center to change the institution's name;
15 amending s. 1004.02, F.S., relating to definitions;
16 renaming the applied technology diploma program as the
17 college credit certificate program and clarifying the
18 program; amending ss. 1007.23 and 1007.25, F.S.;
19 conforming provisions; amending s. 1009.22, F.S.;
20 revising and clarifying tuition and fees for specific
21 workforce education programs; amending ss. 1009.53,
22 1009.532, and 1009.536, F.S.; conforming provisions;
23 reordering and amending s. 1011.80, F.S., relating to
24 funds for operation of workforce education programs;
25 conforming provisions; authorizing a career center to
26 offer associate in applied science degree programs;

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

27 requiring school districts and Florida College System
 28 institutions to maintain certain records; revising
 29 operational and performance funding calculation and
 30 allocation for workforce education programs; deleting
 31 provisions relating to a program to assist in
 32 responding to needs of new and expanding businesses;
 33 correcting a cross-reference; providing an effective
 34 date.

36 Be It Enacted by the Legislature of the State of Florida:

38 Section 1. Section 1001.44, Florida Statutes, is amended
 39 to read:

40 (Substantial rewording of section. See
 41 s. 1001.44, F.S., for present text.)

42 1001.44 Career centers.—

43 (1) In order to provide additional career pathways, career
 44 centers shall support and enhance a competitive workforce by
 45 offering high-quality career and technical education programs
 46 that prepare graduates for current and emerging careers.

47 (2) (a) A career center is an educational institution that
 48 offers postsecondary career and technical education programs and
 49 is under the control of the district school board of the school
 50 district in which the center is located. A district school
 51 board, after first obtaining the approval of the Commissioner of
 52 Education, may organize, establish, and operate a career center

53 or acquire and operate a career center previously established.

54 (b) The district school boards of two or more contiguous
55 districts may, after first obtaining the approval of the
56 commissioner, enter into an agreement to organize, establish,
57 and operate, or acquire and operate, a career center under this
58 section.

59 (3) A career center shall maintain an academic transcript
60 for each student enrolled in the center. A student's transcript
61 shall include each course completed, credit earned, and
62 credentials earned by the student. Each course shall be
63 delineated by the course prefix and title assigned pursuant to
64 s. 1007.24. A career center shall make each student's transcript
65 available to that student.

66 (4) A career center may offer college credit courses
67 applicable toward a college credit certificate or an associate
68 in applied science degree through a partnership with a Florida
69 College System institution or through direct authority to award
70 such certificates and degrees. A career center must submit a
71 proposal to the State Board of Education for approval before
72 offering and awarding associate in applied science degrees.

73 (5) The process for a career center to offer an associate
74 in applied science degree program shall be as follows:

75 (a) The career center shall submit a notice of its intent
76 to propose an associate in applied science degree program to the
77 Division of Career and Adult Education and the Florida College
78 System institution in its service area 45 days before submitting

79 the proposal. The notice must include a brief description of the
80 program, the geographic region to be served, and an estimated
81 timeframe for implementation. The notice must also include
82 evidence that the career center engaged in need, demand, and
83 impact discussions with the Florida College System institution
84 in its service area.

85 (b) A proposal to offer an associate in applied science
86 degree program shall be submitted to the Division of Career and
87 Adult Education and, at a minimum, include:

88 1. A description of the planning process and timeline for
89 implementation.

90 2. An analysis of workforce demand and unmet need for
91 graduates of the program on a district or regional basis, as
92 appropriate, including evidence from entities independent of the
93 institution.

94 3. Identification of the facilities, equipment, and
95 library and academic resources that will be used to deliver the
96 program.

97 4. A cost analysis of creating a new associate in applied
98 science degree program.

99 5. The program's admission requirements, academic content,
100 curriculum, faculty credentials, student-to-teacher ratios, and
101 accreditation plan.

102 6. Feedback from the Florida College System institution
103 regarding the notice of intent pursuant to paragraph (a).

104 7. The program's enrollment projections and funding

105 requirements.

106 8. A description of outcome measures that will be used to
107 determine success, including, but not limited to, program
108 completions, placements, licensures, and feedback of employer
109 satisfaction with the job performance of graduates.

110 9. A plan that describes how the career center's college
111 credit courses will meet the equivalent faculty credential
112 standards for inclusion in the statewide course numbering system
113 pursuant to s. 1007.24(7).

114 10. A plan of action if the program is terminated.

115 (c) The Division of Career and Adult Education shall
116 review the proposal, notify the career center, in writing, of
117 any deficiencies within 30 days after receipt of the proposal,
118 and provide the center with an opportunity to correct the
119 deficiencies.

120 (d) Within 45 days after receipt of the finalized proposal
121 by the Division of Career and Adult Education, the commissioner
122 shall recommend approval or disapproval of the proposal to the
123 state board. The state board shall consider the recommendation
124 and the proposal at the next scheduled meeting, adhering to
125 appropriate meeting notice requirements. If the state board
126 disapproves the career center proposal, it shall provide the
127 center with a written explanation for that determination. The
128 state board's action is not subject to the provisions of the
129 Administrative Procedure Act.

130 (e) After approval by the state board to offer its first

131 associate in applied science degree program, the career center
132 must obtain accreditation as an associate-in-applied-science-
133 degree-granting institution from an accrediting agency that is
134 recognized by the United States Department of Education.

135 (f) A career center shall notify the appropriate
136 accrediting agency of subsequent degree programs that are
137 approved by the state board.

138 (g) A career center shall annually, and upon request of
139 the state board, the Chancellor of Career and Adult Education,
140 or the Legislature, report its status using the following
141 performance and compliance indicators:

- 142 1. Obtaining and maintaining appropriate accreditation.
- 143 2. Maintaining qualified faculty and institutional
144 resources.
- 145 3. Maintaining enrollment in previously approved programs.
- 146 4. Managing fiscal resources appropriately.
- 147 5. Measuring program success, including program
148 completions, placements, licensures, and employer satisfaction
149 with the job performance of graduates.

150
151 The state board, upon review of the performance and compliance
152 indicators, may require a career center to modify or terminate
153 an associate in applied science degree program authorized under
154 this section.

155 (6) The state board shall adopt rules providing guidelines
156 for receiving, reviewing, and approving proposals to offer

157 associate in applied science degree programs. The rules shall
 158 establish an annual timeframe by which proposals must be
 159 received. The rules shall also require that a presentation be
 160 made to assist the state board in its decision.

161 (7) With the approval of its district school board, a
 162 career center may change the institution's name and use the
 163 designation "technical college" if the center offers college
 164 credit certificate programs or has been authorized to offer
 165 associate in applied science degree programs pursuant to
 166 subsection (5).

167 Section 2. Paragraphs (b) and (g) of subsection (11) of
 168 section 1002.34, Florida Statutes, are amended, and paragraphs
 169 (h) and (i) are added to that subsection, to read:

170 1002.34 Charter technical career centers.—

171 (11) FUNDING.—

172 (b) Each district school board and Florida College System
 173 institution that sponsors a charter technical career center
 174 shall pay directly to the center an amount stated in the
 175 charter. State funding shall be generated for the center for its
 176 student enrollment and program outcomes as provided in law. A
 177 center is eligible for funding from workforce education funds,
 178 the Florida Education Finance Program, and the Florida College
 179 System Program Fund, depending upon the programs offered
 180 ~~conducted~~ by the center, pursuant to s. 1011.80.

181 (g) A center must describe ~~define~~ in the charter agreement
 182 the delivery system in which the instructional offering of

183 educational services will be placed. The rules governing this
 184 delivery system must be applied to all of the center's students
 185 and must authorize all other sponsoring educational systems to
 186 report required enrollment and student data based solely on the
 187 rules of the offering institution. Each sponsor shall earn full-
 188 time equivalent membership for each student for funding and
 189 reporting purposes.

190 (h) A center may offer college credit courses applicable
 191 toward a college credit certificate or an associate in applied
 192 science degree through a partnership with a Florida College
 193 System institution or through direct authority to award such
 194 certificates and degrees. A center must submit a proposal to the
 195 State Board of Education for approval before offering and
 196 awarding associate in applied science degrees, as prescribed in
 197 s. 1001.44(5).

198 (i) With the approval of its board of directors, a center
 199 may change the institution's name and use the designation
 200 "technical college" if the center offers college credit
 201 certificate programs or has been authorized to offer associate
 202 in applied science degree programs pursuant to s. 1001.44(5).

203 Section 3. Subsections (8) and (26) of section 1004.02,
 204 Florida Statutes, are amended to read:

205 1004.02 Definitions.—As used in this chapter:

206 (8) "College credit certificate program" ~~"Applied~~
 207 ~~technology diploma program"~~ means a course of study that is part
 208 of a technical degree program, is less than 60 credit hours, and

209 | leads to employment in a specific occupation. ~~An applied~~
210 | ~~technology diploma program may consist of either technical~~
211 | ~~credit or college credit. A public school district may offer an~~
212 | ~~applied technology diploma program only as technical credit,~~
213 | ~~with college credit awarded to a student upon articulation to a~~
214 | ~~Florida College System institution.~~ Statewide articulation among
215 | public schools and Florida College System institutions is
216 | guaranteed by s. 1007.23, and is subject to guidelines and
217 | standards adopted by the State Board of Education pursuant to
218 | ss. 1007.24 and 1007.25.

219 | (26) "Workforce education" means adult general education
220 | or career education and may consist of a continuing workforce
221 | education course or a program of study leading to an
222 | occupational completion point, a career certificate, a college
223 | credit certificate ~~an applied technology diploma~~, or a career
224 | degree.

225 | Section 4. Subsections (1) and (4) of section 1007.23,
226 | Florida Statutes, are amended to read:

227 | 1007.23 Statewide articulation agreement.—

228 | (1) The State Board of Education and the Board of
229 | Governors shall enter into a statewide articulation agreement
230 | which the State Board of Education shall adopt by rule. The
231 | agreement must preserve Florida's "2+2" system of articulation,
232 | facilitate the seamless articulation of student credit across
233 | and among Florida's educational entities, and reinforce the
234 | provisions of this chapter by governing:

235 (a) Articulation between secondary and postsecondary
 236 education.~~†~~
 237 (b) Admission of associate in arts degree graduates from
 238 Florida College System institutions and state universities.~~†~~
 239 (c) Admission of college credit certificate ~~applied~~
 240 ~~technology diploma~~ program graduates from Florida College System
 241 institutions or career centers.~~†~~
 242 (d) Admission of associate in science degree and associate
 243 in applied science degree graduates from Florida College System
 244 institutions.~~†~~
 245 (e) The use of acceleration mechanisms, including
 246 nationally standardized examinations through which students may
 247 earn credit.~~†~~
 248 (f) General education requirements and statewide course
 249 numbers as provided for in ss. 1007.24 and 1007.25.~~†~~ ~~and~~
 250 (g) Articulation among programs in nursing.
 251 (4) The articulation agreement must guarantee the
 252 statewide articulation of appropriate workforce development
 253 programs and courses between school districts and Florida
 254 College System institutions and specifically provide that every
 255 college credit certificate ~~applied technology diploma~~ graduate
 256 must be granted the same amount of credit upon admission to an
 257 associate in science degree or associate in applied science
 258 degree program unless it is a limited access program. Preference
 259 for admission must be given to graduates who are residents of
 260 Florida.

261 Section 5. Subsections (2) and (11) of section 1007.25,
 262 Florida Statutes, are amended to read:

263 1007.25 General education courses; common prerequisites;
 264 other degree requirements.—

265 (2) The department shall identify postsecondary career
 266 education programs offered by Florida College System
 267 institutions and district school boards. The department shall
 268 also identify career courses designated as college credit
 269 courses applicable toward a college credit certificate ~~career~~
 270 ~~education diploma~~ or degree. Such courses must be identified
 271 within the statewide course numbering system.

272 (11) The Commissioner of Education shall appoint faculty
 273 committees representing both Florida College System institution
 274 and public school faculties to recommend to the commissioner for
 275 approval by the State Board of Education a standard program
 276 length and appropriate occupational completion points for each
 277 postsecondary career certificate program, college credit
 278 certificate ~~diploma~~, and degree offered by a school district or
 279 a Florida College System institution.

280 Section 6. Subsection (3) of section 1009.22, Florida
 281 Statutes, is amended to read:

282 1009.22 Workforce education postsecondary student fees.—

283 (3) (a) Except as otherwise provided by law, fees for
 284 students who are nonresidents for tuition purposes must offset
 285 the full cost of instruction. Residency of students pursuing a
 286 career certificate, college credit certificate, or an associate

287 in applied science degree shall be determined as required in s.
288 1009.21. Fee-nonexempt students enrolled in applied academics
289 for adult education instruction shall be charged fees equal to
290 the fees charged for adult general education programs. Each
291 Florida College System institution that conducts developmental
292 education and applied academics for adult education instruction
293 in the same class section may charge a single fee for both types
294 of instruction.

295 (b) Fees for continuing workforce education shall be
296 locally determined by the district school board or Florida
297 College System institution board. Expenditures for the
298 continuing workforce education program provided by the Florida
299 College System institution or school district must be fully
300 supported by fees. Enrollments in continuing workforce education
301 courses may not be counted for purposes of funding full-time
302 equivalent enrollment.

303 (c) ~~Effective July 1, 2011, for programs leading to a~~
304 ~~career certificate or an applied technology diploma, the~~
305 ~~standard tuition shall be \$2.22 per contact hour for residents~~
306 ~~and nonresidents and the out-of-state fee shall be \$6.66 per~~
307 ~~contact hour.~~ For adult general education programs, a block
308 tuition of \$45 per half year or \$30 per term shall be assessed
309 ~~for residents and nonresidents, and the out-of-state fee shall~~
310 ~~be \$135 per half year or \$90 per term.~~ Each district school
311 board and Florida College System institution board of trustees
312 shall adopt policies and procedures for the collection of and

313 accounting for the expenditure of the block tuition. All funds
314 received from the block tuition shall be used only for adult
315 general education programs. Students enrolled in adult general
316 education programs may not be assessed the fees authorized in
317 subsection (5), subsection (6), or subsection (7).

318 (d) For programs leading to a career certificate, the
319 standard tuition shall be \$2.33 per contact hour for residents
320 and nonresidents and the out-of-state fee shall be \$6.66 per
321 contact hour in addition to the standard tuition of \$2.33 per
322 contact hour. For programs leading to a college credit
323 certificate or an associate in applied science degree, the
324 standard tuition shall be \$71.98 per college credit hour for
325 residents and nonresidents and the out-of-state fee shall be
326 \$215.94 per credit hour in addition to the standard college
327 credit hour rate of \$71.98.

328 (e) ~~(d)~~ ~~Beginning with the 2008-2009 fiscal year and each~~
329 ~~year thereafter,~~ The tuition and the out-of-state fee per
330 contact hour shall increase at the beginning of each fall
331 semester at a rate equal to inflation, unless otherwise provided
332 in the General Appropriations Act. The Office of Economic and
333 Demographic Research shall report the rate of inflation to the
334 President of the Senate, the Speaker of the House of
335 Representatives, the Governor, and the State Board of Education
336 each year before ~~prior to~~ March 1. For purposes of this
337 paragraph, the rate of inflation shall be defined as the rate of
338 the 12-month percentage change in the Consumer Price Index for

339 All Urban Consumers, U.S. City Average, All Items, or successor
340 reports as reported by the United States Department of Labor,
341 Bureau of Labor Statistics, or its successor for December of the
342 previous year. In the event the percentage change is negative,
343 the tuition and out-of-state fee shall remain at the same level
344 as the prior fiscal year.

345 (f)~~(e)~~ Each district school board and each Florida College
346 System institution board of trustees may adopt tuition and out-
347 of-state fees that may vary no more than 5 percent below and 5
348 percent above the combined total of the standard tuition and
349 out-of-state fees established in paragraph (d)~~(e)~~.

350 ~~(f) The maximum increase in resident tuition for any~~
351 ~~school district or Florida College System institution during the~~
352 ~~2007-2008 fiscal year shall be 5 percent over the tuition~~
353 ~~charged during the 2006-2007 fiscal year.~~

354 ~~(g) The State Board of Education may adopt, by rule, the~~
355 ~~definitions and procedures that district school boards and~~
356 ~~Florida College System institution boards of trustees shall use~~
357 ~~in the calculation of cost borne by students.~~

358 Section 7. Subsection (1) of section 1009.53, Florida
359 Statutes, is amended to read:

360 1009.53 Florida Bright Futures Scholarship Program.—

361 (1) The Florida Bright Futures Scholarship Program is
362 created to establish a lottery-funded scholarship program to
363 reward any Florida high school graduate who merits recognition
364 of high academic achievement and who enrolls in a degree

365 program, certificate program, or college credit certificate
366 ~~applied technology~~ program at an eligible Florida public or
367 private postsecondary education institution within 3 years of
368 graduation from high school.

369 Section 8. Paragraph (c) of subsection (3) of section
370 1009.532, Florida Statutes, is amended to read:

371 1009.532 Florida Bright Futures Scholarship Program;
372 student eligibility requirements for renewal awards.—

373 (3)

374 (c) A student who is initially eligible in the 2012-2013
375 academic year and thereafter may receive an award for a maximum
376 of 100 percent of the number of credit hours required to
377 complete an associate degree program, a baccalaureate degree
378 program, or a postsecondary career certificate program or, for a
379 Florida Gold Seal Vocational Scholars award, may receive an
380 award for a maximum of 100 percent of the number of credit hours
381 or equivalent clock hours required to complete one of the
382 following at a Florida public or nonpublic education institution
383 that offers these specific programs: for a college credit
384 certificate ~~an applied technology diploma~~ program as defined in
385 s. 1004.02(8), up to 60 credit hours or equivalent clock hours;
386 for a technical degree education program as defined in s.
387 1004.02(14), up to the number of hours required for a specific
388 degree not to exceed 72 credit hours or equivalent clock hours;
389 or for a career certificate program as defined in s.
390 1004.02(21), up to the number of hours required for a specific

391 certificate not to exceed 72 credit hours or equivalent clock
392 hours. A student who transfers from one of these program levels
393 to another program level becomes eligible for the higher of the
394 two credit hour limits.

395 Section 9. Paragraph (c) of subsection (4) of section
396 1009.536, Florida Statutes, is amended to read:

397 1009.536 Florida Gold Seal Vocational Scholars award.—The
398 Florida Gold Seal Vocational Scholars award is created within
399 the Florida Bright Futures Scholarship Program to recognize and
400 reward academic achievement and career preparation by high
401 school students who wish to continue their education.

402 (4)

403 (c) A student who is initially eligible in the 2012-2013
404 academic year and thereafter may earn a Florida Gold Seal
405 Vocational Scholarship for a maximum of 100 percent of the
406 number of credit hours or equivalent clock hours required to
407 complete one of the following at a Florida public or nonpublic
408 education institution that offers these specific programs: for a
409 college credit certificate ~~an applied technology diploma~~ program
410 as defined in s. 1004.02(8), up to 60 credit hours or equivalent
411 clock hours; for a technical degree education program as defined
412 in s. 1004.02(14), up to the number of hours required for a
413 specific degree not to exceed 72 credit hours or equivalent
414 clock hours; or for a career certificate program as defined in
415 s. 1004.02(21), up to the number of hours required for a
416 specific certificate not to exceed 72 credit hours or equivalent

417 clock hours.

418 Section 10. Section 1011.80, Florida Statutes, is
 419 reordered and amended to read:

420 1011.80 Funds for operation of workforce education
 421 programs.—

422 (1) As used in this section, the terms "workforce
 423 education" and "workforce education program" include:

424 (a) Adult general education programs designed to improve
 425 the employability skills of the state's workforce as defined in
 426 s. 1004.02(3).

427 (b) Career certificate programs, as defined in s.
 428 1004.02(21).

429 (c) College credit certificate ~~Applied technology diploma~~
 430 programs, as defined in s. 1004.02(8).

431 (d) Continuing workforce education courses.

432 (e) Degree career education programs.

433 (f) Apprenticeship and preapprenticeship programs as
 434 defined in s. 446.021.

435 (2) A ~~Any~~ workforce education program may be conducted by
 436 a Florida College System institution or a school district,
 437 except that ~~college credit in an associate in applied science or~~
 438 an associate in science degree may be awarded only by a Florida
 439 College System institution. However, if an ~~associate in applied~~
 440 ~~science or an~~ associate in science degree program contains
 441 within it an ~~occupational completion point that confers a~~
 442 college credit certificate ~~or an applied technology diploma,~~

443 that portion of the program may be offered ~~conducted~~ by a school
444 district career center. A career center authorized to offer an
445 associate in applied science degree program pursuant to s.
446 1001.44(5) may offer only those general education courses
447 contained within the approved degree program. ~~Any~~ Instruction
448 designed to articulate to a degree program is subject to
449 guidelines and standards adopted by the State Board of Education
450 pursuant to s. 1007.25.

451 (3) Each school district and Florida College System
452 institution receiving state appropriations for workforce
453 education programs must maintain adequate and accurate records,
454 including a system to record school district workforce education
455 funding and expenditures in order to maintain separation of
456 postsecondary workforce education expenditures from secondary
457 education expenditures. These records must be filed with the
458 Department of Education in correct and proper form on or before
459 the date due as fixed by law or rule for each annual or periodic
460 report that is required by rules of the State Board of
461 Education.

462 (4) ~~(9)~~ School districts shall report full-time equivalent
463 students by discipline category for the programs specified in
464 subsection (1). There shall be an annual cost analysis for the
465 school district workforce education programs that reports cost
466 by discipline category consistent with the reporting for full-
467 time equivalent students. The annual financial reports submitted
468 by the school districts must accurately report on the student

469 fee revenues by fee type according to the programs specified in
470 subsection (1). The Department of Education shall develop a plan
471 for comparable reporting of program, student, facility,
472 personnel, and financial data between the Florida College System
473 institutions and the school district workforce education
474 programs.

475 ~~(3) If a program for disabled adults pursuant to s.~~
476 ~~1004.93 is a workforce program as defined in law, it must be~~
477 ~~funded as provided in this section.~~

478 ~~(4) Funding for all workforce education programs must be~~
479 ~~based on cost categories, performance output measures, and~~
480 ~~performance outcome measures.~~

481 ~~(a) The cost categories must be calculated to identify~~
482 ~~high-cost programs, medium-cost programs, and low-cost programs.~~
483 ~~The cost analysis used to calculate and assign a program of~~
484 ~~study to a cost category must include at least both direct and~~
485 ~~indirect instructional costs, consumable supplies, equipment,~~
486 ~~and standard program length.~~

487 ~~(b) The performance output measure for an adult general~~
488 ~~education course of study is measurable improvement in student~~
489 ~~skills. This measure shall include improvement in literacy~~
490 ~~skills, grade level improvement as measured by an approved test,~~
491 ~~or attainment of a State of Florida diploma or an adult high~~
492 ~~school diploma.~~

493 ~~(c) The performance outcome measures for adult general~~
494 ~~education programs are associated with placement and retention~~

495 ~~of students after reaching a completion point or completing a~~
496 ~~program of study. These measures include placement or retention~~
497 ~~in employment. Continuing postsecondary education at a level~~
498 ~~that will further enhance employment is a performance outcome~~
499 ~~for adult general education programs.~~

500 (5) State funding and student fees for workforce education
501 instruction shall be established as follows:

502 (a) Expenditures for the continuing workforce education
503 programs provided by the Florida College System institutions or
504 school districts must be fully supported by fees. Enrollments in
505 continuing workforce education courses shall not be counted for
506 purposes of funding full-time equivalent enrollment.

507 (b) For all other workforce education programs, state
508 funding shall be calculated based on weighted enrollment and
509 program costs minus fee revenues generated to offset program
510 operational costs ~~equal 75 percent of the average cost of~~
511 ~~instruction with the remaining 25 percent made up from student~~
512 ~~fees.~~ Fees for courses within a program shall not vary according
513 to the cost of the individual program, but instead shall be as
514 provided in s. 1009.22 ~~based on a uniform fee calculated and set~~
515 ~~at the state level, as adopted by the State Board of Education,~~
516 unless otherwise specified in the General Appropriations Act.

517 ~~(c) For fee exempt students pursuant to s. 1009.25, unless~~
518 ~~otherwise provided for in law, state funding shall equal 100~~
519 ~~percent of the average cost of instruction.~~

520 (c)~~(d)~~ For a public educational institution that has been
521 fully funded by an external agency for direct instructional
522 costs of any course or program, the FTE generated shall not be
523 reported for state funding.

524 (6) (a) ~~A school district or a Florida College System~~
525 ~~institution that provides workforce education programs shall~~
526 ~~receive funds in accordance with distributions for base and~~
527 ~~performance funding established by the Legislature in the~~
528 ~~General Appropriations Act.~~ To ensure equitable funding for all
529 school district workforce education programs and to recognize
530 enrollment growth, the Department of Education shall use the
531 funding model developed by the District Workforce Education
532 Funding Steering Committee to determine each district's
533 workforce education funding needs. To assist the Legislature in
534 allocating workforce education funds in the General
535 Appropriations Act, the funding model shall annually be provided
536 to the legislative appropriations committees no later than March
537 1.

538 (b) Operational funding shall be provided to school
539 districts for workforce education programs based on weighted
540 student enrollment and program costs determined by cost
541 categories. The cost categories must be calculated to identify
542 high-cost programs, medium-cost programs, and low-cost programs.
543 The cost analysis used to calculate and assign a program of
544 study to a cost category must include at least both direct and

545 indirect instructional costs, consumable supplies, equipment,
546 and standard program length.

547 (7) Performance funding for workforce education programs
548 shall be contingent upon specific appropriation in the General
549 Appropriations Act. To assist the Legislature in determining
550 performance funding allocations, the State Board of Education
551 shall provide the Legislature with recommended formulas,
552 criteria, timeframes, and mechanisms for distributing
553 performance funds no later than March 1. These recommendations
554 shall reward programs that:

555 (a) Prepare people to enter high-skill/high-wage
556 occupations identified by the Workforce Estimating Conference
557 pursuant to s. 216.136 and other programs as approved by
558 Workforce Florida, Inc. At a minimum, performance incentives
559 shall be calculated for adults who reach completion points or
560 complete programs that lead to specified high-wage employment
561 and to their placement in that employment.

562 (b) Prepare adults who are eligible for public assistance,
563 economically disadvantaged, disabled, not proficient in English,
564 or dislocated workers for high-wage occupations. At a minimum,
565 performance incentives shall be calculated at an enhanced value
566 for the completion by adults identified in this paragraph and
567 the job placement of such adults upon completion. In addition,
568 adjustments may be made in payments for job placements for areas
569 of high unemployment.

570 (c) Increase student achievement in adult general
571 education courses by measuring performance output and outcome
572 measures.

573 1. The performance output measure for an adult general
574 education course of study is measurable improvement in student
575 skills. This measure shall include improvement in literacy
576 skills, grade-level improvement as measured by an approved test,
577 or attainment of a Florida diploma or an adult high school
578 diploma.

579 2. The performance outcome measures for adult general
580 education programs are associated with placement and retention
581 of students after reaching a completion point or completing a
582 program of study. These measures include placement or retention
583 in employment. Continuing postsecondary education at a level
584 that will further enhance employment is a performance outcome
585 for adult general education programs.

586 (d) ~~(b)~~ Award industry certifications. Performance funding
587 for industry certifications ~~for school district workforce~~
588 ~~education programs is contingent upon specific appropriation in~~
589 ~~the General Appropriations Act and shall be determined as~~
590 follows:

591 1. Occupational areas for which industry certifications
592 may be earned, as established in the General Appropriations Act,
593 are eligible for performance funding. Priority shall be given to
594 the occupational areas emphasized in state, national, or
595 corporate grants provided to Florida educational institutions.

596 2. The Chancellor of Career and Adult Education shall
 597 identify the industry certifications eligible for funding on the
 598 Postsecondary Industry Certification Funding List approved by
 599 the State Board of Education pursuant to s. 1008.44, based on
 600 the occupational areas specified in the General Appropriations
 601 Act.

602 3. Each school district shall be provided \$1,000 for each
 603 industry certification earned by a workforce education student.
 604 The maximum amount of funding appropriated for performance
 605 funding pursuant to this paragraph shall be limited to \$15
 606 million annually. If funds are insufficient to fully fund the
 607 calculated total award, such funds shall be prorated.

608 ~~(c) A program is established to assist school districts
 609 and Florida College System institutions in responding to the
 610 needs of new and expanding businesses and thereby strengthening
 611 the state's workforce and economy. The program may be funded in
 612 the General Appropriations Act. The district or Florida College
 613 System institution shall use the program to provide customized
 614 training for businesses which satisfies the requirements of s.
 615 288.047. Business firms whose employees receive the customized
 616 training must provide 50 percent of the cost of the training.
 617 Balances remaining in the program at the end of the fiscal year
 618 shall not revert to the general fund, but shall be carried over
 619 for 1 additional year and used for the purpose of serving
 620 incumbent worker training needs of area businesses with fewer
 621 than 100 employees. Priority shall be given to businesses that~~

622 ~~must increase or upgrade their use of technology to remain~~
623 ~~competitive.~~

624 (8)~~(7)~~(a) A school district or Florida College System
625 institution that receives workforce education funds must use the
626 money to benefit the workforce education programs it provides.
627 The money may be used for equipment upgrades, program
628 expansions, or any other use that would result in workforce
629 education program improvement. The district school board or
630 Florida College System institution board of trustees may not
631 withhold any portion of the performance funding for indirect
632 costs.

633 (b) State funds provided for the operation of
634 postsecondary workforce programs may not be expended for the
635 education of state or federal inmates.

636 ~~(8) The State Board of Education and Workforce Florida,~~
637 ~~Inc., shall provide the Legislature with recommended formulas,~~
638 ~~criteria, timeframes, and mechanisms for distributing~~
639 ~~performance funds. The commissioner shall consolidate the~~
640 ~~recommendations and develop a consensus proposal for funding.~~
641 ~~The Legislature shall adopt a formula and distribute the~~
642 ~~performance funds to the State Board of Education for Florida~~
643 ~~College System institutions and school districts through the~~
644 ~~General Appropriations Act. These recommendations shall be based~~
645 ~~on formulas that would discourage low-performing or low-demand~~
646 ~~programs and encourage through performance-funding awards:~~

647 ~~(a) Programs that prepare people to enter high-wage~~
648 ~~occupations identified by the Workforce Estimating Conference~~
649 ~~created by s. 216.136 and other programs as approved by~~
650 ~~Workforce Florida, Inc. At a minimum, performance incentives~~
651 ~~shall be calculated for adults who reach completion points or~~
652 ~~complete programs that lead to specified high-wage employment~~
653 ~~and to their placement in that employment.~~

654 ~~(b) Programs that successfully prepare adults who are~~
655 ~~eligible for public assistance, economically disadvantaged,~~
656 ~~disabled, not proficient in English, or dislocated workers for~~
657 ~~high-wage occupations. At a minimum, performance incentives~~
658 ~~shall be calculated at an enhanced value for the completion of~~
659 ~~adults identified in this paragraph and job placement of such~~
660 ~~adults upon completion. In addition, adjustments may be made in~~
661 ~~payments for job placements for areas of high unemployment.~~

662 ~~(c) Programs that are specifically designed to be~~
663 ~~consistent with the workforce needs of private enterprise and~~
664 ~~regional economic development strategies, as defined in~~
665 ~~guidelines set by Workforce Florida, Inc. Workforce Florida,~~
666 ~~Inc., shall develop guidelines to identify such needs and~~
667 ~~strategies based on localized research of private employers and~~
668 ~~economic development practitioners.~~

669 ~~(d) Programs identified by Workforce Florida, Inc., as~~
670 ~~increasing the effectiveness and cost efficiency of education.~~

671 (9) ~~(10)~~ A high school student dually enrolled under s.
672 1007.271 in a workforce education program operated by a Florida

673 College System institution or school district career center
674 generates the amount calculated for workforce education funding,
675 including any payment of performance funding, and the
676 proportional share of full-time equivalent enrollment generated
677 through the Florida Education Finance Program for the student's
678 enrollment in a high school. If a high school student is dually
679 enrolled in a Florida College System institution program,
680 including a program conducted at a high school, the Florida
681 College System institution earns the funds generated for
682 workforce education funding, and the school district earns the
683 proportional share of full-time equivalent funding from the
684 Florida Education Finance Program. If a student is dually
685 enrolled in a career center operated by the same district as the
686 district in which the student attends high school, that district
687 earns the funds generated for workforce education funding and
688 also earns the proportional share of full-time equivalent
689 funding from the Florida Education Finance Program. If a student
690 is dually enrolled in a workforce education program provided by
691 a career center operated by a different school district, the
692 funds must be divided between the two school districts
693 proportionally from the two funding sources. A student may not
694 be reported for funding in a dual enrollment workforce education
695 program unless the student has completed the basic skills
696 assessment pursuant to s. 1004.91. A student who is coenrolled
697 in a K-12 education program and an adult education program may
698 be reported for purposes of funding in an adult education

699 program. If a student is coenrolled in core curricula courses
700 for credit recovery or dropout prevention purposes and does not
701 have a pattern of excessive absenteeism or habitual truancy or a
702 history of disruptive behavior in school, the student may be
703 reported for funding for up to two courses per year. Such a
704 student is exempt from the payment of the block tuition for
705 adult general education programs provided in s. 1009.22(3)(c)
706 ~~1009.22(3)(d)~~. The Department of Education shall develop a list
707 of courses to be designated as core curricula courses for the
708 purposes of coenrollment.

709 (10)~~(11)~~ The State Board of Education may adopt rules to
710 administer this section.

711 Section 11. This act shall take effect July 1, 2014.