

1 A bill to be entitled
2 An act relating to postsecondary education for
3 secondary students; amending s. 1007.27, F.S.;
4 establishing reporting requirements for postsecondary
5 institutions participating in dual enrollment
6 programs; amending s. 1007.271, F.S.; prohibiting
7 district school boards and Florida College System
8 institutions from limiting participation in dual
9 enrollment programs; providing an exemption; requiring
10 a certain statement to include specified postsecondary
11 course and grade information; requiring, rather than
12 authorizing, instructional materials to be made
13 available to certain dual enrollment students free of
14 charge; providing requirements for costs associated
15 with certain courses delivered using technology;
16 providing additional funding to public postsecondary
17 institutions that provide dual enrollment courses
18 using technology; requiring the inclusion of
19 provisions relating to the establishment of early
20 admission programs and early college programs in an
21 articulation agreement; requiring private school
22 articulation agreements to prohibit certain costs from
23 being funded through the Florida Education Finance
24 Program or passed along to private school students or
25 private schools; authorizing a private school to enter

26 | into an agreement with specified educational
27 | institutions to establish an early college program;
28 | prohibiting the costs of such program from being
29 | funded through the Florida Education Finance Program
30 | or passed along to private school students or private
31 | schools; requiring the State Board of Education to
32 | adopt rules and the Board of Governors to adopt
33 | regulations for specified purposes; amending s.
34 | 1007.273, F.S.; providing additional options for
35 | students participating in an early college program;
36 | revising the requirements for an early college
37 | program; prohibiting certain entities from limiting
38 | the number of students who may participate in an early
39 | college program; revising early college program
40 | student performance contract requirements; requiring
41 | each district school board to post specified
42 | information on its website; authorizing a charter
43 | school or a private school to establish an early
44 | college program; providing an appropriation; providing
45 | an effective date.

46 |
47 | Be It Enacted by the Legislature of the State of Florida:

48 |
49 | Section 1. Subsections (5) through (8) of section 1007.27,
50 | Florida Statutes, are renumbered as subsections (6) through (9),

51 respectively, and a new subsection (5) is added to that section
52 to read:

53 1007.27 Articulated acceleration mechanisms.—

54 (5) (a) Beginning September 1, 2021, and annually
55 thereafter, each postsecondary institution shall report to the
56 Commissioner of Education at least the following information for
57 the previous school year for each dual enrollment articulation
58 agreement it enters into pursuant to s. 1007.271:

59 1. The number of students who enrolled in a dual
60 enrollment course under each articulation agreement, including
61 those students enrolled in an early college program under s.
62 1007.273.

63 2. The total and average number of dual enrollment courses
64 completed, clock hours earned, high school and college credits
65 earned, standard high school diplomas awarded, certificates
66 awarded, associate and baccalaureate degrees awarded, and
67 industry certifications attained, if any, by the students who
68 enrolled in each dual enrollment program or early college
69 program.

70 3. The projected student enrollment in each dual
71 enrollment program and early college program during the next
72 school year.

73 4. Any barriers to entering into an agreement to establish
74 one or more early college programs as provided in ss. 1007.271
75 and 1007.273.

76 (b) By November 30, 2021, and annually thereafter, the
77 Department of Education shall post on its website the status of
78 early college programs, including, at a minimum, a summary of
79 student enrollment and completion information provided pursuant
80 to this subsection; barriers, if any, to establishing such
81 programs; and recommendations for expanding access to such
82 programs statewide.

83 Section 2. Subsections (4), (15), and (17), paragraph (n)
84 of subsection (21), and paragraph (b) of subsection (24) of
85 section 1007.271, Florida Statutes, are amended, paragraph (p)
86 is added to subsection (21), paragraph (c) is added to
87 subsection (24), and subsection (26) is added to that section,
88 to read:

89 1007.271 Dual enrollment programs.—

90 (4) District school boards may not refuse to enter into a
91 dual enrollment articulation agreement with a local Florida
92 College System institution if that Florida College System
93 institution has the capacity to offer dual enrollment courses. A
94 district school board or a Florida College System institution
95 may not limit the number of students who enter dual enrollment
96 programs, including early college programs under s. 1007.273,
97 unless the commissioner grants a request for a 1-year waiver due
98 to capacity to offer a quality program. The request for a waiver
99 must describe the existing capacity issues and specific courses
100 or programs that cannot be offered and suggest solutions and a

101 timeline for achieving the capacity needed to meet the demand.

102 (15) The Department of Education shall develop a statement
103 on transfer guarantees to inform students and their parents,
104 before ~~prior to~~ enrollment in a dual enrollment course, of the
105 potential for the dual enrollment course to articulate as an
106 elective or a general education course into a postsecondary
107 education certificate or degree program. The statement shall
108 include the English and mathematics courses that require a grade
109 of "C" or higher to measure student achievement in college-level
110 communication and computation skills pursuant to state board
111 rule. A notice must be included with the statement stating that
112 grades earned in college credit courses remain on the student's
113 permanent postsecondary transcript. The statement shall be
114 provided to each district school superintendent, who shall
115 include the statement in the information provided to all
116 secondary students and their parents as required pursuant to
117 this subsection. The statement may also include additional
118 information, including, but not limited to, dual enrollment
119 options, guarantees, privileges, and responsibilities.

120 (17) Instructional materials assigned for use within dual
121 enrollment courses shall be made available to dual enrollment
122 students from Florida public high schools, home education
123 programs, and private schools free of charge. ~~This subsection~~
124 ~~does not prohibit a Florida College System institution from~~
125 ~~providing instructional materials at no cost to a home education~~

126 ~~student or student from a private school.~~ Instructional
127 materials purchased by a district school board or Florida
128 College System institution board of trustees on behalf of dual
129 enrollment students shall be the property of the board against
130 which the purchase is charged.

131 (21) Each district school superintendent and each public
132 postsecondary institution president shall develop a
133 comprehensive dual enrollment articulation agreement for the
134 respective school district and postsecondary institution. The
135 superintendent and president shall establish an articulation
136 committee for the purpose of developing the agreement. Each
137 state university president may designate a university
138 representative to participate in the development of a dual
139 enrollment articulation agreement. A dual enrollment
140 articulation agreement shall be completed and submitted annually
141 by the postsecondary institution to the Department of Education
142 on or before August 1. The agreement must include, but is not
143 limited to:

144 (n) A funding provision that delineates costs incurred by
145 each entity.

146 1. School districts shall pay public postsecondary
147 institutions the standard tuition rate per credit hour from
148 funds provided in the Florida Education Finance Program when
149 dual enrollment course instruction takes place on the
150 postsecondary institution's campus and the course is taken

151 during the fall or spring term. When dual enrollment is provided
152 on the high school site by postsecondary institution faculty,
153 the school district shall reimburse the costs associated with
154 the postsecondary institution's proportion of salary and
155 benefits to provide the instruction. When dual enrollment course
156 instruction is provided on the high school site by school
157 district faculty, the school district is not responsible for
158 payment to the postsecondary institution. A postsecondary
159 institution may enter into an agreement with the school district
160 to authorize teachers to teach dual enrollment courses at the
161 high school site or the postsecondary institution. A school
162 district may not deny a student access to dual enrollment unless
163 the student is ineligible to participate in the program subject
164 to provisions specifically outlined in this section.

165 2. Subject to annual appropriation in the General
166 Appropriations Act, a public postsecondary institution shall
167 receive an amount of funding equivalent to the standard tuition
168 rate per credit hour for each dual enrollment course taken by a
169 student during the summer term.

170 3. The agreement must address the costs associated with
171 courses delivered using technology, such as online courses,
172 blended courses, and synchronous or asynchronous e-learning, to
173 be borne by each entity.

174 4. Subject to annual appropriation in the General
175 Appropriations Act, a public postsecondary institution that uses

176 technology to provide dual enrollment courses on the
177 institution's campus or on the high school site and has a total
178 number of dual enrollment students that meets or exceeds 25
179 percent of the institution's total FTE or total headcount
180 enrollment shall receive an appropriation in an amount
181 equivalent to the statewide average cost of a fulltime faculty
182 member's salary and benefits. The institution shall receive an
183 additional appropriation in the same amount for each 100
184 students served above the 25-percent threshold.

185 (p) For an agreement between a Florida College System
186 institution and a school district, a provision to establish one
187 or more early admission programs pursuant to subsections (10)
188 and (11) or early college programs pursuant to s. 1007.273 at a
189 mutually agreed upon location or locations. If the Florida
190 College System institution does not establish an early college
191 program with a district school board in its designated service
192 area, another Florida College System institution may establish
193 an early college program with that district school board through
194 an articulation agreement consistent with this section. An
195 agreement establishing an early college program must:

196 1. Identify the grade levels to be included in the early
197 college program.

198 2. Describe the early college program, including a list of
199 the meta-major academic pathways approved pursuant to s.
200 1008.30(4) that are available to participating students through

201 the partner Florida College System institution or other eligible
202 partner postsecondary institution participating pursuant to s.
203 1007.273(3); the delineation of courses that must, at a minimum,
204 include general education core requirements and common
205 prerequisite courses under s. 1007.25; industry certifications
206 offered, including online course availability; the high school
207 and college credits earned for each postsecondary course
208 completed and industry certification earned; student eligibility
209 criteria; and the enrollment process and relevant deadlines.

210 3. Describe the methods, mediums, and processes by which
211 students and their parents are annually informed about the
212 availability of the early college program, the return on
213 investment associated with participation in the early college
214 program, and the information described in subparagraphs 1. and
215 2.

216 4. Identify the delivery methods for instruction and the
217 instructors for all courses.

218 5. Identify student advising services and progress
219 monitoring mechanisms.

220 6. Establish a program review and reporting mechanism
221 regarding student performance outcomes.

222 7. Describe the terms of funding arrangements to implement
223 the early college program pursuant to s. 1007.273(4).

224 (24)

225 (b) Each public postsecondary institution eligible to

226 | participate in the dual enrollment program pursuant to s.
227 | 1011.62(1)(i) must enter into a private school articulation
228 | agreement with each eligible private school in its geographic
229 | service area seeking to offer dual enrollment courses to its
230 | students, including, but not limited to, students with
231 | disabilities. By August 1 of each year, the eligible
232 | postsecondary institution shall complete and submit the private
233 | school articulation agreement to the Department of Education.
234 | The private school articulation agreement must include, at a
235 | minimum:

236 | 1. A delineation of courses and programs available to the
237 | private school student. The postsecondary institution may add,
238 | revise, or delete courses and programs at any time.

239 | 2. The initial and continued eligibility requirements for
240 | private school student participation, not to exceed those
241 | required of other dual enrollment students.

242 | 3. The student's responsibilities for providing his or her
243 | own ~~instructional materials and~~ transportation.

244 | 4. A provision clarifying that the private school will
245 | award appropriate credit toward high school completion for the
246 | postsecondary course under the dual enrollment program.

247 | 5. A provision expressing that costs associated with
248 | tuition and fees, including registration, and laboratory fees
249 | and instructional materials, may not be funded through the
250 | Florida Education Finance Program or ~~will not be passed along to~~

251 | the student or the student's private school of enrollment.

252 | (c) A private school may enter into an agreement with the
 253 | local Florida College System institution or another institution
 254 | consistent with paragraph (21) (p) and s. 1007.273 to establish
 255 | an early college program. The costs of such program may not be
 256 | funded through the Florida Education Finance Program or passed
 257 | along to the student or the student's private school of
 258 | enrollment.

259 | (26) The State Board of Education shall adopt rules and
 260 | the Board of Governors shall adopt regulations to implement this
 261 | section.

262 | Section 3. Section 1007.273, Florida Statutes, is amended
 263 | to read:

264 | 1007.273 Early college acceleration programs ~~Collegiate~~
 265 | ~~high school program.~~

266 | ~~(1)~~ Each Florida College System institution shall work
 267 | with each district school board in its designated service area
 268 | to establish one or more early college programs consistent with
 269 | s. 1007.271(21) (p) ~~collegiate high school programs.~~

270 | (1)(2) PURPOSE.—At a minimum, early college ~~collegiate~~
 271 | ~~high school~~ programs must include an option for public school
 272 | students in grades ~~grade~~ 11 and ~~or~~ ~~grade~~ 12 participating in the
 273 | early college program, for at least 2 ~~±~~ full school years ~~year~~,
 274 | to earn CAPE industry certifications pursuant to s. 1008.44 and
 275 | graduate from high school with an associate degree ~~to~~

276 ~~successfully complete 30 credit hours~~ through the dual
277 enrollment program under s. 1007.271. The early college program
278 must prioritize dual enrollment courses applicable to the
279 general education core requirements and common prerequisite
280 courses under s. 1007.25 ~~toward the first year of college~~ for an
281 associate degree or a baccalaureate degree over elective
282 courses. A district school board or Florida College System
283 institution may not limit the number of eligible students who
284 may enroll in an early college program ~~while enrolled in the~~
285 ~~program.~~

286 ~~(3) Each district school board and its local Florida~~
287 ~~College System institution shall execute a contract to establish~~
288 ~~one or more collegiate high school programs at a mutually agreed~~
289 ~~upon location or locations. Beginning with the 2015-2016 school~~
290 ~~year, If the institution does not establish a program with a~~
291 ~~district school board in its designated service area, another~~
292 ~~Florida College System institution may execute a contract with~~
293 ~~that district school board to establish the program. The~~
294 ~~contract must be executed by January 1 of each school year for~~
295 ~~implementation of the program during the next school year. The~~
296 ~~contract must:~~

297 ~~(a) Identify the grade levels to be included in the~~
298 ~~collegiate high school program which must, at a minimum, include~~
299 ~~grade 12.~~

300 ~~(b) Describe the collegiate high school program, including~~

301 ~~the delineation of courses and industry certifications offered,~~
302 ~~including online course availability; the high school and~~
303 ~~college credits earned for each postsecondary course completed~~
304 ~~and industry certification earned; student eligibility criteria;~~
305 ~~and the enrollment process and relevant deadlines.~~

306 ~~(c) Describe the methods, medium, and process by which~~
307 ~~students and their parents are annually informed about the~~
308 ~~availability of the collegiate high school program, the return~~
309 ~~on investment associated with participation in the program, and~~
310 ~~the information described in paragraphs (a) and (b).~~

311 ~~(d) Identify the delivery methods for instruction and the~~
312 ~~instructors for all courses.~~

313 ~~(e) Identify student advising services and progress~~
314 ~~monitoring mechanisms.~~

315 ~~(f) Establish a program review and reporting mechanism~~
316 ~~regarding student performance outcomes.~~

317 ~~(g) Describe the terms of funding arrangements to~~
318 ~~implement the collegiate high school program.~~

319 ~~(2) (4) STUDENT PERFORMANCE CONTRACT AND INFORMATION.~~

320 ~~(a) Each student participating in an early college a~~
321 ~~collegiate high school program must enter into a student~~
322 ~~performance contract which must be signed by the student, the~~
323 ~~parent, and a representative of the school district and the~~
324 ~~applicable Florida College System institution, state university,~~
325 ~~or other eligible postsecondary institution participating~~

326 pursuant to subsection (3)~~(5)~~. The performance contract must, at
327 a minimum, specify ~~include~~ the schedule of courses, by semester,
328 and industry certifications to be taken by the student, if any;
329 student attendance requirements;~~and~~ course grade requirements;
330 and the applicability of such courses to an associate degree or
331 a baccalaureate degree.

332 (b) By September 1, 2021, and annually thereafter, each
333 district school board must post on its website at least the
334 following:

335 1. The method for earning college credit through
336 participation in the early college program. The information must
337 link to the dual enrollment course equivalency list approved by
338 the State Board of Education; the common degree program
339 prerequisite requirements published by the Articulation
340 Coordinating Committee pursuant to s. 1007.01(3)(f); the
341 industry certification articulation agreements adopted in rule
342 by the State Board of Education; and the approved meta-major
343 academic pathways of the partner Florida College System
344 institution or other eligible partner postsecondary institution
345 participating through an agreement consistent with subsection
346 (3).

347 2. The estimated cost savings to students and their
348 families resulting from students successfully completing 30
349 credit hours and 60 credit hours applicable toward the general
350 education core requirements and common prerequisite courses

351 before graduating from high school versus the cost of students
 352 earning such credit hours after graduating from high school.

353 (3)-(5) AUTHORIZED EARLY COLLEGE PROGRAM AGREEMENTS.~~In~~
 354 ~~addition to executing a contract with the local Florida College~~
 355 ~~System institution under this section,~~ A district school board
 356 may ~~execute a contract to~~ establish an early college a
 357 ~~collegiate high school~~ program with a state university or an
 358 institution that is eligible to participate in the William L.
 359 Boyd, IV, Effective Access to Student Education Grant Program,
 360 that is a nonprofit independent college or university located
 361 and chartered in this state, and that is accredited by the
 362 Commission on Colleges of the Southern Association of Colleges
 363 and Schools to grant baccalaureate degrees. The program must be
 364 established through an agreement that meets the requirements of
 365 this section and s. 1007.271(21) (p). A charter school or a
 366 private school may enter into an agreement with the local
 367 Florida College System institution or another institution
 368 consistent with this section and s. 1007.271(21) (p) to establish
 369 an early college program ~~Such university or institution must~~
 370 ~~meet the requirements specified under subsections (3) and (4).~~

371 (4)-(6) FUNDING.~~The~~ early college ~~collegiate high school~~
 372 program shall be funded pursuant to ss. 1007.271 and 1011.62.
 373 The State Board of Education shall enforce compliance with this
 374 section and s. 1007.271(21) (p) by withholding the transfer of
 375 funds for the school districts and the Florida College System

376 | institutions in accordance with s. 1008.32.

377 | Section 4. For the 2020-2021 fiscal year, the sum of
378 | \$550,000 in recurring funds is appropriated from the General
379 | Revenue Fund to the Department of Education for the purpose of
380 | providing instructional materials for private school and charter
381 | school students pursuant to s. 1007.271(17), Florida Statutes,
382 | as amended by this act.

383 | Section 5. This act shall take effect July 1, 2020.