By Senator Brodeur

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1	A bill to be entitled
2	An act relating to vocational pathways; amending s.
3	446.011, F.S.; providing legislative intent; amending
4	s. 446.021, F.S.; defining and redefining terms;
5	amending s. 446.032, F.S.; deleting a delegation of
6	rulemaking authority to the Department of Education;
7	requiring the department to provide specified
8	assistance to postsecondary education institutions;
9	requiring uniform minimum requirements to be uniform
10	across all occupations; making technical changes;
11	amending s. 446.041, F.S.; revising and expanding the
12	department's duties with respect to apprenticeship and
13	preapprenticeship programs; removing a requirement
14	that the department supervise specified apprenticeship
15	programs; requiring the department to ensure that
16	equal opportunity for specified persons is provided
17	for in certain programs; requiring the department to
18	adopt certain rules; amending s. 446.045, F.S.;
19	requiring a representative of the Office of
20	Apprenticeship of the United States Department of
21	Labor, rather than the state director of the office,
22	to serve ex officio as a specified member of the State
23	Apprenticeship Advisory Council; requiring the
24	Governor to fill specified vacancies on the council;
25	authorizing a designee of the council's chair to call
26	a meeting of the council; making technical changes;
27	amending s. 446.051, F.S.; providing that certain
28	program sponsors are responsible for specified duties;
29	encouraging district school boards and postsecondary

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30	education institutions to cooperate with and assist in
31	providing registered program sponsors with certain
32	items; making technical changes; amending s. 446.052,
33	F.S.; deleting a requirement that the department
34	administer certain provisions in cooperation with
35	specified entities; encouraging district school
36	boards, postsecondary education institutions, and
37	registered program sponsors to cooperate in developing
38	and establishing specified programs; encouraging the
39	department, district school boards, and postsecondary
40	education institutions to work together with specified
41	apprenticeship programs in order that individuals
42	completing the programs may be able to receive certain
43	credit; encouraging postsecondary education
44	institutions to work together with certain associate,
45	career, or degree programs to ensure specified
46	individuals may be able to receive certain credit;
47	making a technical change; amending s. 446.071, F.S.;
48	requiring the department to approve certain
49	apprenticeship sponsors; deleting the definition of
50	the term "need"; expanding the kinds of organizations
51	which may be apprenticeship sponsors; making a
52	technical change; amending s. 446.081, F.S.; providing
53	for the inviolability of executive orders; repealing
54	s. 446.091, F.S., relating to on-the-job training
55	programs; amending s. 446.092, F.S.; revising the
56	characteristics apprenticeable occupations must
57	possess; amending s. 1003.01, F.S.; defining the term
58	"work-based learning"; amending s. 1003.491, F.S.;

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9-00468C-21 20211042 59 authorizing the department to adopt rules; amending s. 60 1004.02, F.S.; defining the term "cooperative method 61 of instruction"; amending s. 1007.23, F.S.; requiring 62 the statewide articulation agreement to establish 63 three mathematics pathways for students by aligning 64 mathematics courses to programs, meta-majors, and 65 careers; requiring a representative committee composed of certain entities to collaborate to identify such 66 67 pathways and the mathematics course sequence within 68 each pathway which align to the mathematics skills 69 needed for success; amending s. 1007.263, F.S.; 70 requiring admissions counseling to use certain tests 71 to measure achievement of college-level communication 72 and computation by students entering college programs; 73 requiring that such counseling measure achievement of 74 certain basic skills; revising requirements for 75 admission to associate degree programs; amending s. 76 1007.271, F.S.; revising eligibility requirements for 77 initial enrollment in college-level dual enrollment 78 courses; revising requirements for home education students seeking dual enrollment in certain 79 80 postsecondary institutions; amending s. 1008.30, F.S.; 81 requiring the State Board of Education to adopt, by a 82 specified date, rules establishing alternative methods 83 for assessing specified skills of certain students; authorizing Florida College System institutions to use 84 85 such alternative methods in lieu of the common 86 placement test to assess a student's readiness to 87 perform college-level work in computation and

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88	communication; deleting obsolete provisions; requiring
89	Florida College System institutions to use placement
90	test results or alternative methods to determine the
91	extent to which certain students demonstrate specific
92	skills to indicate readiness for their meta-major;
93	requiring Florida College System institutions to
94	counsel and place certain students in specified
95	college courses; providing that students'
96	developmental education must include only that content
97	needed for success in their meta-major; conforming
98	provisions to changes made by the act; making
99	technical changes; amending s. 1008.44, F.S.;
100	requiring the Commissioner of Education to identify
101	certain certifications as those leading to occupations
102	in specified industry sectors; requiring the
103	commissioner to identify such certifications on a
104	specified list; authorizing the commissioner to limit
105	certain certifications for the purpose of specified
106	calculations; amending s. 1009.25, F.S.; authorizing
107	technical centers, Florida College System
108	institutions, and state universities to enter into
109	specified agreements; authorizing the State Board of
110	Education to adopt specified rules and the Board of
111	Governors to adopt specified regulations; amending s.
112	1011.62, F.S.; providing for calculation of full-time
113	equivalent (FTE) membership for a specified industry
114	certification; deleting a limit on additional FTE
115	membership for certain students; providing for
116	supplemental FTE membership for specified

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117	certifications; authorizing districts to use certain
118	funds for specified expenses and programs; prohibiting
119	certain funds from supplanting specified costs;
120	requiring certain bonuses to be calculated in a
121	specified manner; amending s. 1011.80, F.S.; providing
122	for an appropriation to a school district or Florida
123	College System institution from the General
124	Appropriations Act for certain industry
125	certifications; requiring a district school board or
126	Florida College System institution board of trustees
127	that receives certain funding to use the funding in a
128	specified manner; amending s. 1011.81, F.S.; providing
129	for an appropriation to each Florida College System
130	institution from the General Appropriations Act for
131	certain industry certifications; providing an
132	effective date.
133	
134	Be It Enacted by the Legislature of the State of Florida:
135	
136	Section 1. Section 446.011, Florida Statutes, is amended to
137	read:
138	446.011 Legislative intent regarding apprenticeship
139	training
140	(1) It is the intent of the State of Florida to provide
141	educational opportunities for its residents so that they can be
142	trained for trades, occupations, and professions suited to their
143	abilities. It is the intent of this act to promote the mode of
144	training known as apprenticeship in occupations throughout
145	industry in the state that require physical manipulative skills.
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9-00468C-21 20211042 146 By broadening The Legislature further intends to broaden job 147 training opportunities by and providing for increased 148 coordination between secondary and postsecondary education 149 institutions and businesses and industries participating in 150 registered apprenticeship programs so that public school 151 academic programs, career programs, and registered 152 apprenticeship programs, the residents of this state will 153 benefit from an additional avenue to a postsecondary credential 154 or degree when on-the-job training is combined with related 155 technical and theoretical instruction provided by a school 156 district or any accredited postsecondary education institution. 157 Therefore, this act encourages apprenticeship programs to lead 158 to a postsecondary credential. Moreover, the valuable training 159 opportunities developed when on-the-job training is combined 160 with academic-related classroom experiences. this act is 161 intended to develop the apparent potentials in apprenticeship 162 training by assisting in the establishment of preapprenticeship 163 programs in the public school system and elsewhere and by 164 expanding presently registered programs as well as promoting new 165 registered programs in jobs that lend themselves to 166 apprenticeship training. 167 (2) It is the intent of the Legislature that the Department

167 (2) It is the intent of the Legislature that the Department
 168 of Education have responsibility for the development of the
 169 <u>registered</u> apprenticeship and <u>registered</u> preapprenticeship
 170 uniform minimum standards for the apprenticeable <u>occupations</u>
 171 trades and that the department have responsibility for assisting
 172 <u>eligible program sponsors pursuant to s. 446.071</u> district school
 173 boards and Florida College System institution boards of trustees
 174 in developing preapprenticeship programs.

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176	the department ensure quality training through the adoption and
177	enforcement of uniform minimum standards and that the department
178	promote, register, monitor, and service apprenticeship and
179	preapprenticeship training programs and ensure that the programs
180	adhere to the standards.
181	(4) It is the intent of the Legislature that this act not
182	require the use of apprentices or preapprentices on construction
183	projects financed by the state or any county, municipality, town
184	or township, public authority, special district, municipal
185	service taxing unit, or other agency of state or local
186	government. Notwithstanding this intent, whenever any government
187	or agency of government employs, of its own choice, apprentices
188	or preapprentices or employs contractors who employ apprentices
189	or preapprentices, the behavior of the government and the
190	contractors employed by the government shall be governed by the
191	provisions of this act.
192	Section 2. Section 446.021, Florida Statutes, is amended to
193	read:
194	(Substantial rewording of section. See
195	s. 446.021, F.S., for present text.)
196	446.021 Definitions of terms used in ss. 446.011-446.092
197	As used in ss. 446.011-446.092, the term:
198	(1) "Apprentice" means a person at least 16 years of age
199	who has entered into an apprenticeship agreement with a
200	registered apprenticeship program sponsor, is engaged in
201	learning an apprenticeable occupation through actual work
202	experience under the supervision of journeyworkers, and is
203	enrolled in the apprenticeship program, thereby receiving an

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204	organized and systematic form of instruction designed to provide
205	theoretical and technical knowledge related to the occupation.
206	(2) "Apprenticeship program" means a program that is
207	registered with the department on the basis of a plan submitted
208	to the department which contains the terms and conditions for
209	the qualification, recruitment, selection, employment, and
210	training of apprentices, including requirements for a written
211	apprenticeship agreement.
212	(3) "Cancellation" means the termination or deregistration
213	of an apprenticeship program at the request of the program
214	sponsor, or the termination of an apprenticeship agreement at
215	the request of the apprentice.
216	(4) "Department" means the Department of Education.
217	(5) "Journeyworker" means a person working in an
218	apprenticeable occupation who has successfully completed a
219	registered apprenticeship program or who has worked the number
220	of years required by established industry practices for the
221	particular trade or occupation.
222	(6) "On-the-job training" means a structured system of work
223	processes, under the supervision of a journeyworker, which
224	provides the experience and knowledge necessary to meet the
225	training objective of learning a specific skill, trade, or
226	occupation.
227	(7) "Preapprentice" means a person at least 16 years of age
228	who enters into a preapprenticeship agreement with a
229	preapprenticeship program sponsor approved by the department and
230	who is engaged in learning an apprenticeable occupation in any
231	course of instruction in the public school system or elsewhere.
232	(8) "Preapprenticeship program" means a program sponsored

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233	by an apprenticeship program in the same occupation which is
234	registered with the department on the basis of a plan submitted
235	to the department which contains the terms and conditions of
236	instruction in the public school system or elsewhere and is
237	designed to prepare a registered preapprentice to become an
238	apprentice in an apprenticeship program.
239	(9) "Related instruction" means an organized and systematic
240	form of instruction designed to provide an apprentice or a
241	preapprentice with the knowledge of theoretical subjects related
242	to a specific trade or occupation.
243	(10) "Uniform minimum standards" means the minimum
244	requirements established for each occupation under which an
245	apprenticeship or preapprenticeship program is administered. The
246	term includes standards of admission, training goals, training
247	objectives, curriculum outlines, objective standards to measure
248	successful completion of the apprenticeship or preapprenticeship
249	program, and the percentage of credit which may be given to an
250	apprentice or preapprentice.
251	Section 3. Subsection (1), paragraphs (b), (d), and (e) of
252	subsection (2), and subsection (3) of section 446.032, Florida
253	Statutes, are amended to read:
254	446.032 General duties of the department for apprenticeship
255	trainingThe department shall:
256	(1) Establish uniform minimum standards and policies
257	governing <u>apprenticeship</u> apprentice programs and agreements. The
258	standards and policies shall govern the terms and conditions of
259	the apprentice's employment and training, including the quality
260	training of the apprentice for, but not limited to, such matters
261	as ratios of apprentices to journeyworkers, safety, related

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262	technical instruction, and on-the-job training; but these
263	standards and policies may not include rules, standards, or
264	guidelines that require the use of apprentices and job trainces
265	on state, county, or municipal contracts. <u>Uniform minimum</u>
266	requirements must be uniform across all occupations The
267	department may adopt rules necessary to administer the standards
268	and policies.
269	(2) By September 1 of each year, publish an annual report
270	on apprenticeship and preapprenticeship programs. The report
271	must be published on the department's website and, at a minimum,
272	include all of the following:
273	(b) A detailed summary of each local educational agency's
274	expenditure of funds for apprenticeship and preapprenticeship
275	programs, including:
276	1. The total amount of funds received for apprenticeship
277	and preapprenticeship programs;
278	2. The total amount of funds allocated to each
279	apprenticeable trade or occupation;
280	3. The total amount of funds expended for administrative
281	costs per <u>apprenticeable</u> trade or occupation; and
282	4. The total amount of funds expended for instructional
283	costs per <u>apprenticeable</u> trade and occupation.
284	(d) The percentage of apprentices and preapprentices who
285	complete their respective programs in the appropriate timeframe .
286	(e) Information and resources related to applications for
287	new apprenticeship programs and preapprenticeship programs and
288	technical assistance and requirements for potential
289	apprenticeship programs and preapprenticeship programs
290	applicants.
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291	(3) Provide assistance to district school boards,
292	postsecondary education institutions, Florida College System
293	institution boards of trustees, <u>eligible</u> program sponsors
294	pursuant to s. 446.071, and local workforce development boards
295	in notifying students, parents, and members of the community of
296	the availability of apprenticeship and preapprenticeship
297	opportunities, including data provided in the economic security
298	report pursuant to s. 445.07.
299	Section 4. Subsections (2) through (8) and (10) through
300	(13) of section 446.041, Florida Statutes, are amended to read:
301	446.041 Apprenticeship program, duties of the department
302	The department shall:
303	(2) <u>Review and evaluate</u> Administer the <u>uniform minimum</u>
304	standards established by the department for registered
305	apprenticeship and preapprenticeship programs.
306	(3) Register, in accordance with this chapter, any
307	apprenticeship or preapprenticeship program <u>that</u> , regardless of
308	affiliation, which meets the uniform minimum standards
309	established by the department.
310	(4) Investigate complaints concerning the failure of any
311	registered program to meet the <u>uniform minimum</u> standards
312	established by the department.
313	(5) Cancel the registration of any program that fails to
314	comply with the <u>uniform minimum</u> standards and policies of the
315	department or that unreasonably fails or refuses to cooperate
316	with the department in monitoring and enforcing compliance with
317	the <u>uniform minimum</u> standards.
318	(6) <u>Encourage potential sponsors to</u> develop and encourage
319	apprenticeship and preapprenticeship programs.
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320	(7) Lead and coordinate outreach efforts to educate
321	veterans about apprenticeship programs and career opportunities.
322	(8) Cooperate with and assist local apprenticeship sponsors
323	in the development of their apprenticeship uniform minimum
324	standards and their training requirements.
325	(10) Monitor registered apprenticeship programs to ensure
326	that they are being operated in compliance with all applicable
327	uniform minimum standards.
328	(11) Supervise all apprenticeship programs that are
329	registered with the department.
330	(12) Ensure that equal opportunity for apprentices,
331	preapprentices, and applicants for apprenticeship and
332	preapprenticeship is provided for the apprenticeship and
333	preapprenticeship programs and that minority and gender
334	diversity <u>is</u> are considered in administering this program.
335	(12) (13) Adopt rules required to administer ss. 446.011-
336	446.092.
337	Section 5. Paragraphs (a), (b), and (c) of subsection (2)
338	of section 446.045, Florida Statutes, are amended to read:
339	446.045 State Apprenticeship Advisory Council
340	(2)(a) There is created a State Apprenticeship Advisory
341	Council to be composed of 10 voting members appointed by the
342	Governor and two ex officio nonvoting members. The purpose of
343	the advisory council is to advise the department on matters
344	relating to apprenticeship and preapprenticeship. The advisory
345	council may not establish policy, adopt rules, or consider
346	whether particular apprenticeship <u>or preapprenticeship</u> programs
347	should be approved by the department.
348	(b) The Commissioner of Education or the commissioner's

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9-00468C-21 20211042 349 designee shall serve ex officio as chair of the State 350 Apprenticeship Advisory Council, but may not vote. A 351 representative The state director of the Office of 352 Apprenticeship of the United States Department of Labor must 353 shall serve ex officio as a nonvoting member of the council. The 354 Governor shall appoint to the council four members representing 355 employee organizations and four members representing employer 356 organizations. Each of these eight members shall represent 357 industries that have registered apprenticeship programs. The 358 Governor shall also appoint two public members who are 359 knowledgeable about registered apprenticeship and apprenticeable 360 occupations and who are independent of any joint or nonjoint 361 organization. Members shall be appointed for 4-year staggered 362 terms. The Governor A vacancy shall fill any vacancy be filled for the remainder of the unexpired term. 363 364 (c) The council shall meet at the call of the chair or the 365 chair's designee or at the request of a majority of its voting 366 membership, but at least twice a year. A majority of the voting 367 members shall constitute a quorum, and the affirmative vote of a 368 majority of a quorum is necessary to take action. 369 Section 6. Section 446.051, Florida Statutes, is amended to 370 read:

371

446.051 Related instruction for apprentices.-

(1) The administration and supervision of related and
supplemental instruction for apprentices, <u>the</u> coordination of
such instruction with job experiences, and <u>the</u> selection and
training of teachers, <u>instructors</u>, and coordinators for such
instruction, all as approved by the <u>department</u> registered
program sponsor, <u>are</u> shall be the responsibility of the

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378	apprenticeship and preapprenticeship program sponsors
379	appropriate career education institution.
380	(2) District school boards and postsecondary education
381	institutions are The appropriate career education institution
382	shall be encouraged to cooperate with and assist in providing to
383	any registered program sponsor facilities, equipment and
384	supplies, and instructors' salaries for the performance of
385	related and supplemental instruction associated with the
386	apprenticeship or preapprenticeship registered program.
387	Section 7. Subsections (1), (2), and (3) of section
388	446.052, Florida Statutes, are amended to read:
389	446.052 Preapprenticeship program.—
390	(1) There is created and established a preapprenticeship
391	education program, as defined in s. 446.021.
392	(2) The department, under regulations established by the
393	State Board of Education, may administer the provisions of ss.
394	446.011-446.092 which relate to preapprenticeship programs in
395	cooperation with district school boards and Florida College
396	System institution boards of trustees. District school boards,
397	postsecondary education institutions Florida College System
398	institution boards of trustees, and registered program sponsors
399	<u>are encouraged to</u> shall cooperate in developing and establishing
400	programs that include career instruction and general education
401	courses required to obtain a high school diploma.
402	(3) The department, the district school boards, and the
403	postsecondary education institutions are encouraged to Florida
404	College System institution boards of trustees shall work
405	together with existing registered apprenticeship programs in
406	order that individuals completing the preapprenticeship programs

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407	may be able to receive credit <u>toward</u> towards completing a
408	registered apprenticeship program. In addition, postsecondary
409	education institutions are encouraged to work together with
410	existing associate of science programs, associate of applied
411	science programs, career certification programs, or degree
412	programs to ensure that individuals completing a registered
413	apprenticeship program may be able to receive college credit
414	toward a technical degree.
415	Section 8. Section 446.071, Florida Statutes, is amended to
416	read:
417	446.071 Apprenticeship sponsors
418	(1) One or more local apprenticeship sponsors <u>must</u> shall be
419	approved in any <u>apprenticeable occupation</u> trade or <u>multiple</u>
420	apprenticeable occupations group of trades by the department,
421	upon a determination of need, if the apprenticeship sponsor
422	meets all of the <u>uniform minimum</u> standards established by the
423	department. The term "need" refers to the need of state
424	residents for apprenticeship training. In the absence of proof
425	to the contrary, it shall be presumed that there is need for
426	apprenticeship and preapprenticeship training in each county in
427	this state.
428	(2) <u>An</u> A local apprenticeship sponsor may be a committee, a
429	group of employers, an employer, or a group of employees, <u>an</u>
430	educational institution, a local workforce board, a community or
431	faith-based organization, an association, or any entity
432	preapproved by the department as being in accordance with this
433	chapter combination thereof.
434	(3) The department may grant a variance from the <u>uniform</u>
435	minimum standards upon a showing of good cause for the variance

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436	by program sponsors in nonconstruction trades. The purpose of
437	this subsection is to recognize the unique and varying training
438	requirements in nontraditional apprenticeable occupations and to
439	authorize the department to adapt the standards to the needs of
440	the programs.
441	Section 9. Subsection (4) of section 446.081, Florida
442	Statutes, is amended to read:
443	446.081 Limitation
444	(4) Nothing in ss. 446.011-446.092 or in any rules adopted
445	or contained in any approved apprentice agreement under such
446	sections invalidates any special provision for veterans,
447	minority persons, or women in the standards, qualifications, or
448	operation of the apprenticeship program which is not otherwise
449	prohibited by any applicable general law, executive order, rule,
450	or regulation.
451	Section 10. Section 446.091, Florida Statutes, is repealed.
452	Section 11. Section 446.092, Florida Statutes, is amended
453	to read:
454	446.092 Criteria for apprenticeship occupations.— <u>At a</u>
455	minimum, an apprenticeable occupation must possess is a skilled
456	trade which possesses all of the following characteristics:
457	(1) It is customarily learned in a practical way through a
458	structured, systematic program of on-the-job, supervised
459	training.
460	(2) It is clearly identified and commonly recognized
461	throughout an industry.
462	(3) It involves manual, mechanical, or technical skills and
463	knowledge which, in accordance with the industry standards for
464	the occupation, <u>requires</u> would require a minimum of 2,000 hours
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465	of on-the-job training, which hours are excluded from the time
466	spent at related technical or supplementary instruction.
467	(4) It requires related <u>technical</u> instruction to supplement
468	on-the-job training. Such instruction may be given in a
469	classroom, through occupational or industrial courses or
470	correspondence courses of equivalent value, through electronic
471	media, or through other forms of self-study approved by the
472	department.
473	Section 12. Subsection (17) is added to section 1003.01,
474	Florida Statutes, to read:
475	1003.01 Definitions.—As used in this chapter, the term:
476	(17) "Work-based learning" means sustained interactions
477	with industry or community professionals in workplace settings,
478	to the extent practicable, or simulated environments that foster
479	in-depth, firsthand engagement with the tasks required in a
480	given career field, that are aligned with curriculum and
481	instruction, and that are provided in partnership with an
482	educational institution. Work-based learning may be paid or
483	unpaid and may be delivered in a stand-alone, work-based
484	learning course that results in high school credit, or may be a
485	component of an existing course which may use the cooperative
486	method of instruction, as defined in s. 1004.02(27).
487	Section 13. Subsection (6) is added to section 1003.491,
488	Florida Statutes, to read:
489	1003.491 Florida Career and Professional Education ActThe
490	Florida Career and Professional Education Act is created to

491 provide a statewide planning partnership between the business 492 and education communities in order to attract, expand, and 493 retain targeted, high-value industry and to sustain a strong,

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494	knowledge-based economy.
495	(6) The Department of Education may adopt rules to
496	administer this section.
497	Section 14. Subsection (27) is added to section 1004.02,
498	Florida Statutes, to read:
499	1004.02 DefinitionsAs used in this chapter:
500	(27) "Cooperative method of instruction" means an
501	instructional methodology that provides students enrolled in
502	career education programs an opportunity to extend their
503	employment preparation beyond the classroom through
504	participation in concurrent career education instruction through
505	regularly scheduled on-the-job training experiences.
506	Section 15. Present subsections (3) through (8) of section
507	1007.23, Florida Statutes, are redesignated as subsections (4)
508	through (9), respectively, and a new subsection (3) is added to
509	that section, to read:
510	1007.23 Statewide articulation agreement
511	(3) To facilitate seamless transfer of credits, reduce
512	excess credit hours, and ensure students are taking the courses
513	needed for their future career, the articulation agreement must
514	establish three mathematics pathways for students by aligning
515	mathematics courses to programs, meta-majors, and careers. A
516	representative committee of State University System, career
517	centers established under s.1001.44, and Florida College System
518	faculty will collaborate to identify the three mathematics
519	pathways and the mathematics course sequence within each pathway
520	which align to the mathematics skills needed for success in the
521	corresponding academic programs and careers.
522	Section 16. Subsection (1) and paragraph (a) of subsection

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9-00468C-21 20211042 523 (2) of section 1007.263, Florida Statutes, are amended to read: 524 1007.263 Florida College System institutions; admissions of 525 students.-Each Florida College System institution board of 526 trustees is authorized to adopt rules governing admissions of 527 students subject to this section and rules of the State Board of 528 Education. These rules shall include the following: 529 (1) Admissions counseling shall be provided to all students 530 entering college or career credit programs. For students who are 531 not otherwise exempt from testing under s. 1008.30, counseling 532 must use the tests or alternative methods established by the 533 State Board of Education pursuant to s. 1008.30 to measure 534 achievement of college-level communication and computation 535 competencies by students entering college credit programs or tests to measure achievement of basic skills for career 536 537 education programs as prescribed in s. 1004.91. Counseling must 538 measure achievement of basic skills for career education 539 programs under s. 1004.91. Counseling includes providing 540 developmental education options for students whose assessment 541 results, determined under s. 1008.30, indicate that they need to 542 improve communication or computation skills that are essential 543 to perform college-level work. 544 (2) Admission to associate degree programs is subject to 545 minimum standards adopted by the State Board of Education and 546 shall require: 547 (a) A standard high school diploma; $_{\tau}$ a State of Florida 548 high school equivalency diploma awarded under s. 1003.435(2); a 549 high school equivalency diploma issued by another state which is 550 recognized as equivalent by State Board of Education rule and is 551 based on an assessment recognized by the United States

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552	Department of Education; as prescribed in s. 1003.435,
553	previously demonstrated competency in college credit
554	postsecondary coursework: $_{i}$ or, in the case of a student who is
555	home educated, a signed affidavit submitted by the student's
556	parent or legal guardian attesting that the student has
557	completed a home education program pursuant to the requirements
558	of s. 1002.41. Students who are enrolled in a dual enrollment or
559	early admission program pursuant to s. 1007.271 are exempt from
560	this requirement.
561	
562	Each board of trustees shall establish policies that notify
563	students about developmental education options for improving
564	their communication or computation skills that are essential to
565	performing college-level work, including tutoring, extended time
566	in gateway courses, free online courses, adult basic education,
567	adult secondary education, or private provider instruction.
568	Section 17. Subsection (3) and paragraph (b) of subsection
569	(13) of section 1007.271, Florida Statutes, are amended to read:
570	1007.271 Dual enrollment programs
571	(3) Student eligibility requirements for initial enrollment
572	in college credit dual enrollment courses must include a 3.0
573	unweighted high school grade point average and <u>a demonstrated</u>
574	level of achievement of college-level communication and
575	computation skills as provided under s. 1008.30(1) or (2) the
576	minimum score on a common placement test adopted by the State
577	Board of Education which indicates that the student is ready for
578	college-level coursework. Student eligibility requirements for
579	continued enrollment in college credit dual enrollment courses

must include the maintenance of a 3.0 unweighted high school 580

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581	grade point average and the minimum postsecondary grade point
582	average established by the postsecondary institution. Regardless
583	of meeting student eligibility requirements for continued
584	enrollment, a student may lose the opportunity to participate in
585	a dual enrollment course if the student is disruptive to the
586	learning process such that the progress of other students or the
587	efficient administration of the course is hindered. Student
588	eligibility requirements for initial and continued enrollment in
589	career certificate dual enrollment courses must include a 2.0
590	unweighted high school grade point average. Exceptions to the
591	required grade point averages may be granted on an individual
592	student basis if the educational entities agree and the terms of
593	the agreement are contained within the dual enrollment
594	articulation agreement established pursuant to subsection (21).
595	Florida College System institution boards of trustees may
596	establish additional initial student eligibility requirements,
597	which shall be included in the dual enrollment articulation
598	agreement, to ensure student readiness for postsecondary
599	instruction. Additional requirements included in the agreement
600	may not arbitrarily prohibit students who have demonstrated the
601	ability to master advanced courses from participating in dual
602	enrollment courses or limit the number of dual enrollment
603	courses in which a student may enroll based solely upon
604	enrollment by the student at an independent postsecondary
605	institution.
606	(13)

607 (b) Each public postsecondary institution eligible to
608 participate in the dual enrollment program pursuant to s.
609 1011.62(1)(i) must enter into a home education articulation

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610	
611	a dual enrollment course and the student's parent. By August 1
612	of each year, the eligible postsecondary institution shall
613	complete and submit the home education articulation agreement to
614	the Department of Education. The home education articulation
615	agreement must include, at a minimum:
616	1. A delineation of courses and programs available to
617	dually enrolled home education students. Courses and programs
618	may be added, revised, or deleted at any time by the
619	postsecondary institution. Any course or program limitations may
620	not exceed the limitations for other dually enrolled students.
621	2. The initial and continued eligibility requirements for
622	home education student participation, not to exceed those
623	required of other dually enrolled students. A high school grade
624	point average may not be required for home education students
625	who demonstrate achievement of college-level communication and
626	<pre>computation skills as provided under s. 1008.30(1) or (2) meet</pre>
627	the minimum score on a common placement test adopted by the
628	State Board of Education which indicates that the student is
629	ready for college-level coursework; however, home education
630	student eligibility requirements for continued enrollment in
631	dual enrollment courses must include the maintenance of the
632	minimum postsecondary grade point average established by the
633	postsecondary institution.
634	3. The student's responsibilities for providing his or her
635	own transportation.
636	4. A copy of the statement on transfer guarantees developed

637 by the Department of Education under subsection (15).

638

Section 18. Section 1008.30, Florida Statutes, is amended

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639	to read:
640	1008.30 Demonstrating college-level computation and
641	communication skills Common placement testing for public
642	postsecondary education
643	(1) The State Board of Education, in conjunction with the
644	Board of Governors, shall develop and implement a common
645	placement test for the purpose of assessing the basic
646	computation and communication skills of students who intend to
647	enter a degree program at any public postsecondary educational
648	institution. Alternative assessments that may be accepted in
649	lieu of the common placement test shall also be identified in
650	rule. Public postsecondary educational institutions shall
651	provide appropriate modifications of the test instruments or
652	test procedures for students with disabilities.
653	(2) By January 31, 2022, the State Board of Education shall
654	adopt rules to develop and implement alternative methods for
655	assessing the basic computation and communication skills of
656	students who intend to enter a degree program at a Florida
657	College System institution. Florida College System institutions
658	may use these alternative methods in lieu of common placement
659	tests as defined in subsection (1) to assess student readiness
660	for college-level work in computation and communication The
661	common placement testing program shall include the capacity to
662	diagnose basic competencies in the areas of English, reading,
663	and mathematics which are essential for success in meta-majors
664	and to provide test information to students on the specific
665	skills the student needs to attain.
666	(3) By October 31, 2013, the State Board of Education shall
667	establish by rule the test scores a student must achieve to

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9-00468C-21 20211042 668 demonstrate readiness to perform college-level work, and The 669 rules required by subsection (2) must specify the following: 670 (a) A student who entered 9th grade in a Florida public 671 school in the 2003-2004 school year, or any year thereafter, and 672 earned a Florida standard high school diploma or a student who 673 is serving as an active duty member of any branch of the United 674 States Armed Services shall not be required to be assessed for 675 readiness for college-level work in computation and 676 communication take the common placement test and shall not be 677 required to enroll in developmental education instruction in a 678 Florida College System institution. However, a student who is 679 not required to be assessed for readiness for college-level work 680 in computation and communication take the common placement test 681 and is not required to enroll in developmental education under 682 this paragraph may opt to be assessed and to enroll in 683 developmental education instruction, and the college shall 684 provide such assessment and instruction upon the student's 685 request. 686 (b) A student who is assessed for readiness for college-687 level computation and communication and whose assessment results 688 indicate takes the common placement test and whose score on the 689 test indicates a need for developmental education must be 690 advised of all the developmental education options offered at

691 the institution and, after advisement, shall be allowed to 692 enroll in the developmental education option of his or her 693 choice.

(c) A student who demonstrates readiness by achieving or
exceeding the test scores established by the state board and
enrolls in a Florida College System institution within 2 years

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697 after achieving such scores shall not be required to retest or 698 complete developmental education when admitted to any Florida 699 College System institution. 700 (4) By December 31, 2013, the State Board of Education, in 701 consultation with the Board of Governors, shall approve a series 702 of meta-majors and the academic pathways that identify the 703 gateway courses associated with each meta-major. Florida College 704 System institutions shall use placement test results to 705 determine the extent to which each student demonstrates 706 sufficient communication and computation skills to indicate 707 readiness for his or her chosen meta-major. Florida College 708 System institutions shall counsel students into college credit 709 courses as quickly as possible, with developmental education 710 limited to that content needed for success in the meta-major. 711 (5) (a) Each Florida College System institution board of 712 trustees shall develop a plan to implement the developmental education strategies defined in s. 1008.02 and rules established 713 714 by the State Board of Education. The plan must be submitted to 715 the Chancellor of the Florida College System for approval no 716 later than March 1, 2014, for implementation no later than the 717 fall semester 2014. Each plan must include, at a minimum, local 718 policies that outline: 719 1. Documented student achievements such as grade point

719 1. Documented student achievements such as grade point 720 averages, work history, military experience, participation in 721 juried competitions, career interests, degree major declaration, 722 or any combination of such achievements that the institution may 723 consider, in addition to common placement test scores, for 724 advising students regarding enrollment options. 725 2. Developmental education strategies available to

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726	students.
727	3. A description of student costs and financial aid
728	opportunities associated with each option.
729	4. Provisions for the collection of student success data.
730	5. A comprehensive plan for advising students into
731	appropriate developmental education strategies based on student
732	success data.
733	(b) Beginning October 31, 2015, Each Florida College System
734	institution shall use placement test results or alternative
735	methods as established by the State Board of Education to
736	determine the extent to which each student demonstrates
737	sufficient computation and communication skills to indicate
738	readiness for his or her chosen meta-major. Florida College
739	System institutions shall counsel students into college credit
740	courses as quickly as possible, with developmental education
741	limited to that content needed for success in the meta-major
742	annually prepare an accountability report that includes student
743	success data relating to each developmental education strategy
744	implemented by the institution. The report shall be submitted to
745	the Division of Florida Colleges by October 31 in a format
746	determined by the Chancellor of the Florida College System. By
747	December 31, the chancellor shall compile and submit the
748	institutional reports to the Governor, the President of the
749	Senate, the Speaker of the House of Representatives, and the
750	State Board of Education.
751	(c) A university board of trustees may contract with a
752	Florida College System institution board of trustees for the
753	Florida College System institution to provide developmental

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education on the state university campus. Any state university

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9-00468C-21 20211042 755 in which the percentage of incoming students requiring 756 developmental education equals or exceeds the average percentage 757 of such students for the Florida College System may offer 758 developmental education without contracting with a Florida 759 College System institution; however, any state university 760 offering college-preparatory instruction as of January 1, 1996, 761 may continue to provide developmental education instruction as 762 defined in s. 1008.02(1). 763 (5) (6) A student may not be enrolled in a college credit 764 mathematics or English course on a dual enrollment basis unless 765 the student has demonstrated adequate precollegiate preparation 766 in on the section of the basic computation and communication 767 skills assessment required pursuant to subsection (1) that is 768 appropriate for successful student participation in the course. 769 Section 19. Paragraph (a) of subsection (1) and paragraph 770 (b) of subsection (4) of section 1008.44, Florida Statutes, are 771 amended, and paragraph (f) is added to subsection (1) of that 772 section, to read: 773 1008.44 CAPE Industry Certification Funding List and CAPE 774 Postsecondary Industry Certification Funding List.-775 (1) Pursuant to ss. 1003.4203 and 1003.492, the Department 776 of Education shall, at least annually, identify, under rules 777 adopted by the State Board of Education, and the Commissioner of 778 Education may at any time recommend adding the following

(a) CAPE industry certifications identified on the CAPE
Industry Certification Funding List that must be applied in the
distribution of funding to school districts pursuant to s.
1011.62(1)(o). The CAPE Industry Certification Funding List

certificates, certifications, and courses:

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784	shall incorporate by reference the industry certifications on
785	the career pathways list approved for the Florida Gold Seal $\underline{ ext{CAPE}}$
786	Vocational Scholars award. In addition, by August 1 of each
787	year, the not-for-profit corporation established pursuant to s.
788	445.004 may annually select one industry certification, that
789	does not articulate for college credit, for inclusion on the
790	CAPE Industry Certification Funding List for a period of 3 years
791	unless otherwise approved by the curriculum review committee
792	pursuant to s. 1003.491. Such industry certifications, if earned
793	by a student, shall be eligible for additional full-time
794	equivalent membership, pursuant to s. 1011.62(1)(0)1.
795	(f) The Commissioner of Education shall identify industry
796	certifications as those leading to occupations in critical
797	industry sectors which, if earned by a student, are eligible for
798	additional full-time equivalent student membership pursuant to
799	s. 1011.62(1)(o)1.e. The commissioner shall identify such
800	certifications on the CAPE Industry Certification Funding List.
801	(4)
802	(b) For the purpose of calculating additional full-time
803	equivalent membership pursuant to s. 1011.62(1)(o)1.e., the
804	Commissioner of Education may limit CAPE industry certifications
805	and CAPE Digital Tool certificates to students in certain grades
806	based on formal recommendations by providers of CAPE industry
807	certifications and CAPE Digital Tool certificates.
808	Section 20. Paragraphs (b) and (f) of subsection (1) of
809	section 1009.25, Florida Statutes, are amended to read:
810	1009.25 Fee exemptions
811	(1) The following students are exempt from the payment of

811 (1) The following students are exempt from the payment of812 tuition and fees, including lab fees, at a school district that

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9-00468C-21 20211042 813 provides workforce education programs, Florida College System 814 institution, or state university: 815 (b) A student enrolled in an approved apprenticeship program, as defined in s. 446.021. A technical center operated 816 817 by a school district, a Florida College System institution, or a 818 state university may enter into an agreement with another entity 819 to cover the approved apprenticeship program student tuition and 820 fees, including lab fees. 821 (f) A student who lacks a fixed, regular, and adequate 822 nighttime residence or whose primary nighttime residence is a 823 public or private shelter designed to provide temporary 824 residence, a public or private transitional living program, or a 825 public or private place not designed for, or ordinarily used as, 826 a regular sleeping accommodation for human beings. This includes 827 a student who would otherwise meet the requirements of this 828 paragraph, as determined by a college or university, but for his 829 or her residence in college or university dormitory housing. The 830 State Board of Education may adopt rules and the Board of 831 Governors may adopt regulations regarding documentation and 832 procedures to implement this paragraph. 833 Section 21. Paragraph (o) of subsection (1) of section 834 1011.62, Florida Statutes, is amended to read: 835 1011.62 Funds for operation of schools.-If the annual 836 allocation from the Florida Education Finance Program to each 837 district for operation of schools is not determined in the

838 annual appropriations act or the substantive bill implementing 839 the annual appropriations act, it shall be determined as 840 follows:

841

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR

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842
     OPERATION.-The following procedure shall be followed in
843
     determining the annual allocation to each district for
844
     operation:
845
           (o) Calculation of additional full-time equivalent
846
     membership based on successful completion of a career-themed
847
     course pursuant to ss. 1003.491, 1003.492, and 1003.493, or
848
     courses with embedded CAPE industry certifications or CAPE
     Digital Tool certificates, and issuance of industry
849
850
     certification identified on the CAPE Industry Certification
851
     Funding List pursuant to rules adopted by the State Board of
852
     Education or CAPE Digital Tool certificates pursuant to s.
853
     1003.4203.-
854
          1.a. A value of 0.025 full-time equivalent student
855
     membership shall be calculated for CAPE Digital Tool
856
     certificates earned by students in elementary and middle school
857
     grades.
858
          b. A value of 0.1 or 0.2 full-time equivalent student
859
     membership shall be calculated for each student who completes a
860
     course as defined in s. 1003.493(1)(b) or courses with embedded
861
     CAPE industry certifications and who is issued an industry
862
     certification identified annually on the CAPE Industry
863
     Certification Funding List approved under rules adopted by the
864
     State Board of Education. For a CAPE industry certification that
865
     has a statewide articulation agreement of 4 to 14 college
866
     credits, a value of 0.2 full-time equivalent membership shall be
867
     calculated. For a CAPE industry certification that has a
868
     statewide articulation agreement of 1 to 3 college credits and
     is deemed by the department to be of sufficient rigor and to be
869
     linked to a high-skill occupation, a value of 0.2 full-time
870
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9-00468C-21 20211042 871 equivalent membership shall be calculated. For all other CAPE 872 industry certifications, a value of 0.1 full-time equivalent 873 membership shall be calculated A value of 0.2 full-time 874 equivalent membership shall be calculated for each student who 875 is issued a CAPE industry certification that has a statewide 876 articulation agreement for college credit approved by the State 877 Board of Education. For CAPE industry certifications that do not articulate for college credit, the Department of Education shall 878 879 assign a full-time equivalent value of 0.1 for each 880 certification. Middle grades students who earn additional FTE 881 membership for a CAPE Digital Tool certificate pursuant to sub-882 subparagraph a. may not use the previously funded examination to 883 satisfy the requirements for earning an industry certification 884 under this sub-subparagraph. Additional FTE membership for an 885 elementary or middle grades student may not exceed 0.1 for 886 certificates or certifications earned within the same fiscal 887 year. The State Board of Education shall include the assigned 888 values on the CAPE Industry Certification Funding List under 889 rules adopted by the state board. Such value shall be added to 890 the total full-time equivalent student membership for grades 6 891 through 12 in the subsequent year. CAPE industry certifications 892 earned through dual enrollment must be reported and funded 893 pursuant to s. 1011.80. However, if a student earns a 894 certification through a dual enrollment course and the certification is not a fundable certification on the 895 896 postsecondary certification funding list, or the dual enrollment 897 certification is earned as a result of an agreement between a 898 school district and a nonpublic postsecondary institution, the bonus value shall be funded in the same manner as other nondual 899

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900	enrollment course industry certifications. In such cases, the
901	school district may provide for an agreement between the high
902	school and the technical center, or the school district and the
903	postsecondary institution may enter into an agreement for
904	equitable distribution of the bonus funds.
905	c. A value of 0.3 full-time equivalent student membership
906	shall be calculated for student completion of the courses and
907	the embedded certifications identified on the CAPE Industry
908	Certification Funding List and approved by the commissioner
909	pursuant to ss. 1003.4203(5)(a) and 1008.44.
910	d. A value of 0.5 full-time equivalent student membership
911	shall be calculated for CAPE Acceleration Industry
912	Certifications that articulate for 15 to 29 college credit
913	hours, and 1.0 full-time equivalent student membership shall be
914	calculated for CAPE Acceleration Industry Certifications that
915	articulate for 30 or more college credit hours pursuant to CAPE
916	Acceleration Industry Certifications approved by the
917	commissioner pursuant to ss. 1003.4203(5)(b) and 1008.44.
918	e. In addition to the full-time equivalent student
919	membership calculated under paragraphs (a)-(d), a supplemental
920	value of 0.2 full-time equivalent student membership shall be
921	calculated for industry certifications identified on the CAPE
922	Industry Certification Funding List as leading to employment in
923	occupations in critical industry sectors.
924	2. Each district must allocate at least 80 percent of the
925	funds provided for CAPE industry certification, in accordance

924 2. Each district must allocate at least so percent of the 925 funds provided for CAPE industry certification, in accordance 926 with this paragraph, to the program that generated the funds. 927 <u>The remaining 20 percent may be used for other CAPE expenses,</u> 928 <u>such as administrative costs, which may not exceed 5 percent of</u>

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9-00468C-21 20211042 929 the funds provided, and new industry certification programs. All such funds must be used for CAPE programs. CAPE funding This 930 931 allocation may not be used to supplant funds provided for basic 932 operation of the program, such as teacher salaries and other 933 costs that are funded with non-CAPE funds for other courses. 934 3. For CAPE industry certifications earned in the 2013-2014 935 school year and in subsequent years, the school district shall 936 distribute to each classroom teacher who provided direct 937 instruction toward the attainment of a CAPE industry 938 certification that qualified for additional full-time equivalent 939 membership under subparagraph 1.: 940 a. A bonus of \$25 for each student taught by a teacher who 941 provided instruction in a course that led to the attainment of a 942 CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1. 943 944 b. A bonus of \$50 for each student taught by a teacher who 945 provided instruction in a course that led to the attainment of a 946 CAPE industry certification on the CAPE Industry Certification 947 Funding List with a weight of 0.2. 948 c. A bonus of \$75 for each student taught by a teacher who 949 provided instruction in a course that led to the attainment of a 950 CAPE industry certification on the CAPE Industry Certification 951 Funding List with a weight of 0.3. 952 d. A bonus of \$100 for each student taught by a teacher who 953 provided instruction in a course that led to the attainment of a 954 CAPE industry certification on the CAPE Industry Certification 955 Funding List with a weight of 0.5 or 1.0. 956 Bonuses awarded pursuant to this paragraph must shall be 957

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9-00468C-21 20211042 958 provided to teachers who are employed by the district in the 959 year in which the additional FTE membership calculation is 960 included in the calculation. Bonuses shall be calculated based 961 upon the associated weight of a CAPE industry certification on 962 the CAPE Industry Certification Funding List for the year in 963 which the certification is earned by the student. Any bonus 964 awarded to a teacher pursuant to this paragraph is in addition 965 to any regular wage or other bonus the teacher received or is 966 scheduled to receive. A bonus may not be awarded to a teacher 967 who fails to maintain the security of any CAPE industry 968 certification examination or who otherwise violates the security 969 or administration protocol of any assessment instrument that may 970 result in a bonus being awarded to the teacher under this 971 paragraph. 972

972 Section 22. Paragraph (b) of subsection (7) and paragraph 973 (a) of subsection (8) of section 1011.80, Florida Statutes, are 974 amended to read:

975 1011.80 Funds for operation of workforce education 976 programs.-

977 (7) (b) Performance funding for industry certifications for 978 school district workforce education programs is contingent upon 979 specific appropriation in the General Appropriations Act and 980 shall be determined as follows:

981 1. Occupational areas for which industry certifications may 982 be earned, as established in the General Appropriations Act, are 983 eligible for performance funding. Priority shall be given to the 984 occupational areas emphasized in state, national, or corporate 985 grants provided to Florida educational institutions.

986

2. The Chancellor of Career and Adult Education shall

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987	identify the industry certifications eligible for funding on the
988	CAPE Postsecondary Industry Certification Funding List approved
989	by the State Board of Education pursuant to s. 1008.44, based on
990	the occupational areas specified in the General Appropriations
991	Act.
992	3.a. Except as provided for in sub-subparagraph b., each
993	school district shall be provided \$1,000 for each industry
994	certification earned by a workforce education student. If funds
995	are insufficient to fully fund the calculated total award, such
996	funds shall be prorated.
997	b. For each industry certification earned by a workforce
998	education student which is identified as leading to employment
999	in occupations in critical industry sectors, each school
1000	district shall be provided a total of \$3,000. If funds are
1001	insufficient to fully fund the calculated total award, such
1002	funds shall be prorated.
1003	(8)(a) A school district or Florida College System
1004	institution that receives workforce education funds must use the
1005	money to benefit the workforce education programs it provides.
1006	The money may be used for equipment upgrades, program
1007	expansions, or any other use that would result in workforce
1008	education program improvement. The district school board or
1009	Florida College System institution board of trustees may not
1010	withhold any portion of the performance funding for indirect
1011	costs. <u>A district school board or Florida College System</u>
1012	institution board of trustees that receives workforce
1013	performance funding must use at least 70 percent of the funds
1014	received to directly support the program that generated the
1015	funds.

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1016	Section 23. Paragraph (c) of subsection (2) of section
1017	1011.81, Florida Statutes, is amended to read:
1018	1011.81 Florida College System Program Fund.—
1019	(2) Performance funding for industry certifications for
1020	Florida College System institutions is contingent upon specific
1021	appropriation in the General Appropriations Act and shall be
1022	determined as follows:
1023	(c) <u>1. Except as provided in subparagraph 2.,</u> each Florida
1024	College System institution shall be provided \$1,000 for each
1025	industry certification earned by a student. If funds are
1026	insufficient to fully fund the calculated total award, such
1027	funds shall be prorated.
1028	2. For each industry certification earned by a workforce
1029	education student which is identified as leading to employment
1030	in occupations in critical industry sectors, each Florida
1031	College System institution shall be provided a total of \$3,000.
1032	If funds are insufficient to fully fund the calculated total
1033	award, such funds shall be prorated.
1034	Section 24. This act shall take effect July 1, 2021.

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