	LEGISLATIVE ACTION	
Senate		House
Comm: RCS		
04/18/2023		
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The Appropriations Committee on Education (Avila) recommended the following:

Senate Amendment (with title amendment)

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Delete lines 91 - 488

4 and insert:

> Section 2. Paragraph (b) of subsection (6) of section 1002.45, Florida Statutes, is amended to read:

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1002.45 Virtual instruction programs.—

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(6) VIRTUAL INSTRUCTION PROGRAM AND VIRTUAL CHARTER SCHOOL FUNDING.-

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(b) Students enrolled in a virtual instruction program

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shall be funded in the Florida Education Finance Program as provided in the General Appropriations Act. The calculation to determine the amount of funds for each student through the Florida Education Finance Program shall include the sum of the base Florida Education Finance Program pursuant to s. 1011.62(1)(t) s. 1011.62(1)(s) and all categorical programs except for the categorical programs established pursuant to ss. 1011.62(1)(f), (7), and (13); 1011.68; 1011.685; and 1012.71. Students residing outside of the school district reporting the full-time equivalent virtual student shall be funded from state funds only.

Section 3. Paragraph (e) of subsection (3) of section 1003.4282, Florida Statutes, is amended to read:

1003.4282 Requirements for a standard high school diploma.-

- (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.-
- (e) One credit in fine or performing arts, speech and debate, or career and technical education, or practical arts. - A The practical arts course that incorporates must incorporate artistic content and techniques of creativity, interpretation, and imagination satisfies the one credit requirement in fine or performing arts, speech and debate, or career and technical education. Eligible practical arts courses are identified in the Course Code Directory.

Section 4. Paragraph (b) of subsection (2) of section 1004.04, Florida Statutes, is amended to read:

1004.04 Public accountability and state approval for teacher preparation programs. -

(2) UNIFORM CORE CURRICULA AND CANDIDATE ASSESSMENT.-

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- (b) The rules to establish uniform core curricula for each state-approved teacher preparation program must include, but are not limited to, the following:
- 1. Candidate instruction and assessment in the Florida Educator Accomplished Practices across content areas.
- 2. The use of state-adopted content standards to guide curricula and instruction.
- 3. Scientifically researched and evidence-based reading instructional strategies that improve reading performance for all students, including explicit, systematic, and sequential approaches to teaching phonemic awareness, phonics, vocabulary, fluency, and text comprehension and multisensory intervention strategies.
 - 4. Content literacy and mathematics practices.
- 5. Strategies appropriate for the instruction of English language learners.
- 6. Strategies appropriate for the instruction of students with disabilities.
- 7. Strategies to differentiate instruction based on student needs.
- 8. Strategies and practices to support evidence-based content aligned to state standards and grading practices.
- 9. Strategies appropriate for the early identification of a student in crisis or experiencing a mental health challenge and the referral of such student to a mental health professional for support.
- 10. Strategies to support the use of technology in education and distance learning.
 - 11. Strategies and practices to support effective,

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research-based assessment and grading practices aligned to the state's academic standards.

Section 5. Paragraph (a) of subsection (2) and subsections (3), (4), and (5) of section 1004.85, Florida Statutes, are amended to read:

1004.85 Postsecondary educator preparation institutes.

- (2)(a) Postsecondary institutions that are accredited or approved as described in State Board of Education rule may seek approval from the Department of Education to create educator preparation institutes for the purpose of providing any or all of the following:
- 1. Professional learning development instruction to assist teachers in improving classroom instruction and in meeting certification or recertification requirements.
- 2. Instruction to assist potential and existing substitute teachers in performing their duties.
- 3. Instruction to assist paraprofessionals in meeting education and training requirements.
- 4. Instruction for baccalaureate degree holders to become certified teachers as provided in this section in order to increase routes to the classroom for mid-career professionals who hold a baccalaureate degree and college graduates who were not education majors.
- 5. Instruction and professional learning development for part-time and full-time nondegreed teachers of career programs under s. 1012.39(1)(c).
- (3) Educator preparation institutes approved pursuant to this section may offer competency-based certification programs specifically designed for noneducation major baccalaureate

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degree holders to enable program participants to meet the educator certification requirements of s. 1012.56. An educator preparation institute choosing to offer a competency-based certification program pursuant to the provisions of this section must implement a program previously approved by the Department of Education for this purpose or a program developed by the institute and approved by the department for this purpose. Approved programs shall be available for use by other approved educator preparation institutes.

- (a) Within 90 days after receipt of a request for approval, the Department of Education shall approve a preparation program pursuant to the requirements of this subsection or issue a statement of the deficiencies in the request for approval. The department shall approve a certification program if the institute provides evidence of the institute's capacity to implement a competency-based program that instructs and assesses each candidate in includes each of the following:
- 1.a. Participant instruction and assessment in The Florida Educator Accomplished Practices approved by the state board across content areas.
- b. The state academic use of state-adopted student content standards provided under s. 1003.41, including scientifically based reading instruction, content literacy, and mathematical practices, for each subject identified on the statement of status of eligibility or the temporary certificate to guide curriculum and instruction.
- c. Scientifically researched and evidence-based reading instructional strategies that improve reading performance for all students, including explicit, systematic, and sequential

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approaches to teaching phonemic awareness, phonics, vocabulary, fluency, and text comprehension and multisensory intervention strategies.

- d. Content literacy and mathematical practices.
- e. Strategies appropriate for instruction of English language learners.
- f. Strategies appropriate for instruction of students with disabilities.
- q. Strategies to differentiate instruction based on student needs.
- h. Strategies and practices to support evidence-based content aligned to state standards and grading practices.
- i. Strategies appropriate for the early identification of a student in crisis or experiencing a mental health challenge and the referral of such student to a mental health professional for support.
- j. Strategies to support the use of technology in education and distance learning.
- 2. An educational plan for each participant to meet certification requirements and demonstrate his or her ability to teach the subject area for which the participant is seeking certification, which is based on an assessment of his or her competency in the areas listed in subparagraph 1.
- 3. Field experiences appropriate to the certification subject area specified in the educational plan with a diverse population of students in a variety of challenging environments, including, but not limited to, high-poverty schools, urban schools, and rural schools, under the supervision of qualified educators. The state board shall determine in rule the amount of

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field experience necessary to serve as the teacher of record, beginning with candidates entering a program in the 2023-2024 school year.

- 4. A certification ombudsman to facilitate the process and procedures required for participants who complete the program to meet any requirements related to the background screening pursuant to s. 1012.32 and educator professional or temporary certification pursuant to s. 1012.56.
 - (b) Each program participant must:
- 1. Meet certification requirements pursuant to s. 1012.56(1) by obtaining a statement of status of eligibility in the certification subject area of the educational plan and meet the requirements of s. 1012.56(2)(a)-(f).
- 2. Demonstrate competency and participate in coursework and field experiences that are appropriate to his or her educational plan prepared under paragraph (a). Beginning with candidates entering an educator preparation institute in the 2022-2023 school year, a candidate for certification in a coverage area identified pursuant to s. 1012.585(3)(f) must successfully complete all competencies for a reading endorsement, including completion of the endorsement practicum through the candidate's field experience, in order to graduate from the program.
- 3. Before completion of the program, fully demonstrate his or her ability to teach the subject area for which he or she is seeking certification by documenting a positive impact on student learning growth in a prekindergarten through grade 12 setting and, except as provided in s. 1012.56(7)(a)3., achieving a passing score on the professional education competency examination, the basic skills examination, and the subject area

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examination for the subject area certification which is required by state board rule.

- (c) Upon completion of all requirements for a certification program approved pursuant to this subsection, a participant shall receive a credential from the sponsoring institution signifying that the participant has completed a state-approved competency-based certification program in the certification subject area specified in the educational plan. A participant is eligible for educator certification through the Department of Education upon satisfaction of all requirements for certification set forth in s. 1012.56(2).
- (4) The state board shall adopt rules for the continued approval of each program approved pursuant to this section shall be determined by the Commissioner of Education based upon a periodic review of the following areas:
- (a) Candidate readiness based on passage rates on educator certification examinations under s. 1012.56, as applicable.
 - (b) Evidence of performance in each of the following areas:
- 1. Performance of students in prekindergarten through grade 12 who are assigned to in-field program completers on statewide assessments using the results of the student learning growth formula adopted under s. 1012.34.
- 2. Results of program completers' annual evaluations in accordance with the timeline as set forth in s. 1012.34.
- 3. Workforce contributions, including placement of program completers in instructional positions in Florida public and private schools, with additional weight given to production of program completers in statewide critical teacher shortage areas as identified in s. 1012.07.

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(5) Each institute approved pursuant to this section shall submit to the Department of Education annual performance evaluations that measure the effectiveness of the programs, including the pass rates of participants on all examinations required for teacher certification, employment rates, longitudinal retention rates, and satisfaction surveys of employers and program completers. The satisfaction surveys must be designed to measure the sufficient preparation of the educator for the realities of the classroom and the institute's responsiveness to local school districts. These evaluations shall be used by the Department of Education for purposes of continued approval of an educator preparation institute's certification program.

Section 6. Subsection (1) of section 1005.04, Florida Statutes, is amended, and a new subsection (3) is added to that section, read:

1005.04 Fair consumer practices.-

- (1) Every institution that is under the jurisdiction of the commission or is exempt from the jurisdiction or purview of the commission pursuant to s. 1005.06(1)(c) or (f) and that either directly or indirectly solicits for enrollment any student shall:
- (a) Disclose to each prospective student a statement of the purpose of such institution, its educational programs and curricula, a description of its physical facilities, its status regarding licensure, its fee schedule and policies regarding retaining student fees if a student withdraws, and a statement regarding the transferability of credits to and from other institutions. The institution shall make the required

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disclosures in writing at least 1 week prior to enrollment or collection of any tuition from the prospective student. The required disclosures may be made in the institution's current catalog;

- (b) Use a reliable method to assess, before accepting a student into a program, the student's ability to complete successfully the course of study for which he or she has applied;
- (c) Inform each student accurately about financial assistance and obligations for repayment of loans; describe any employment placement services provided and the limitations thereof; and refrain from promising or implying guaranteed placement, market availability, or salary amounts;
- (d) Provide to prospective and enrolled students accurate information regarding the relationship of its programs to state licensure requirements for practicing related occupations and professions in Florida;
- (e) Ensure that all advertisements are accurate and not misleading;
- (f) Publish and follow an equitable prorated refund policy for all students, and follow both the federal refund guidelines for students receiving federal financial assistance and the minimum refund guidelines set by commission rule;
- (q) Follow the requirements of state and federal laws that require annual reporting with respect to crime statistics and physical plant safety and make those reports available to the public; and
- (h) Publish and follow procedures for handling student complaints, disciplinary actions, and appeals; and

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- (i) Prior to enrollment, provide to each prospective or enrolled student a written disclosure of all fees and costs that will be incurred by the student, the institution's refund policy, any exit examination requirements, and the grade point average required for completion of the student's program or degree. The disclosure must include a statement regarding the scope of accreditation, if applicable. Institutions licensed by the Commission for Independent Education shall disclose the information required pursuant to this paragraph in a format prescribed by the commission.
- (3) In any application for licensure, the burden of demonstrating compliance with fair consumer practice is upon the person, entity, or institution asserting compliance. Determining compliance with this section shall rest with the commission. The commission may require further evidence and make such further investigation, in addition to any information submitted, as may be reasonably necessary in the commission's judgment.

Section 7. Section 1005.11, Florida Statutes, is created to read:

1005.11 Accountability for institutions licensed by the Commission for Independent Education. -

- (1) By June 30, 2024, and by April 15 of each year thereafter, the commission shall prepare an annual accountability report for licensed institutions. The report must contain, at a minimum, the graduation rates, including the number of graduates by program, retention rates, and placement rates, for all licensed institutions.
- (2) By March 15, 2024, and by November 30 of each year thereafter, each licensed institution shall provide data to the

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commission in a format prescribed by the commission. Placement rates must be determined using a methodology approved by the commission.

- (3) The commission shall establish a common set of data definitions for institutional reporting purposes.
- (4) The commission shall impose an administrative fine of not more than \$500 when a licensed institution fails to timely submit the required data to the commission pursuant to this section. Administrative fines collected under this subsection must be deposited into the Student Protection Fund.
- (5) The commission may require licensed institutions to provide institutional, graduate, and student data through reasonable data collection efforts as required or necessitated by statute or rule.
- (6) The commission may establish, by rule, performance benchmarks to identify high-performing institutions licensed by the commission.

Section 8. Paragraph (p) is added to subsection (1) of section 1005.22, Florida Statutes, to read:

1005.22 Powers and duties of commission.

- (1) The commission shall:
- (p) Have the power, within its respective regulatory jurisdiction, to examine and investigate the affairs of every person, entity, or independent postsecondary institution in order to determine whether the person, entity, or independent postsecondary institution is operating in accordance with this chapter or has been or is engaged in any unfair or deceptive act or practice prohibited by s. 1005.04.

Section 9. Subsections (2) and (8) of section 1005.31,

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Florida Statutes, are amended to read: 1005.31 Licensure of institutions.

- (2) The commission shall develop minimum standards by which to evaluate institutions for licensure. These standards must include, at a minimum, at least the institution's name; 7 financial stability; purpose; administrative organization; admissions and recruitment; reducational programs and curricula; τ retention and τ completion, including a retention and completion management plan; career placement; faculty; r learning resources; student personnel services; physical plant and facilities; τ publications; τ and disclosure statements about the status of the institution with respect to professional certification and licensure. The commission may adopt rules to ensure that institutions licensed under this section meet these standards in ways that are appropriate to achieve the stated intent of this chapter, including provisions for nontraditional or distance education programs and delivery.
- (a) The standards relating to admissions and recruitment must include, but need not be limited to, requirements for verification of high school graduation, high school equivalency, or qualifying scores on an ability-to-benefit test.
- (b) The commission may require a licensed institution to submit a management plan, prohibit a licensed institution from enrolling new students in the institution or a program of the institution, or limit the number of students in a program at a licensed institution based upon any of the following factors:
- 1. The institution's performance on the licensure standards or criteria established pursuant to this chapter.
 - 2. The placement of the institution or a program of the

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institution on probation or the imposition of other adverse actions by the commission, an accrediting agency, or other regulatory agency, including the United States Department of Education. 3. Similar circumstances that leave the institution unable to meet the needs of students or prospective students. (8) An institution may not conduct a program unless specific authority is granted in its license. Section 10. Section 1005.335, Florida Statutes, is created to read: 1005.335 Accreditation requirements and programmatic licensure.-(1) An institution may not conduct a program unless specific authority is granted in its license. (2) All programs offered by a licensed institution must be recognized and licensed by the commission, including, but not limited to, avocational programs or courses, examination preparation programs or courses, contract training programs or courses, continuing education, or professional development programs or courses. Notwithstanding this requirement, an institution may provide a contract training program or course without approval by the commission if the program or course has a duration of less than 1 year and is not paid for by students or trainees participating in the program. The commission shall adopt rules to implement this subsection. (3) An institution must obtain institutional accreditation before obtaining approval from the commission to offer a

(4) The commission shall adopt rules to implement this

prelicensure professional nursing program.



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Section 11. Section 1005.345, Florida Statutes, is created to read:

1005.345 Assurance of financial stability.-

- (1) The commission may require an institution applying for initial licensure to provide an assurance of financial stability as provided in this section. The assurance of financial stability must remain in effect until the institution applies for and receives a first annual licensure renewal and demonstrates financial stability as determined by the commission.
- (2) The commission may require a surety bond, cash deposited into an escrow account, or an irrevocable letter of credit as an assurance of financial stability. The form and content of the assurance of financial stability must be approved by the commission, and all payments made thereunder must be deposited into a separate account within the Institutional Assessment Trust Fund.
- (3) An assurance of financial stability must be payable to the commission in an amount sufficient to pay for or subsidize the following costs as determined by the commission:
- (a) The costs of providing instructors or facilities to complete the training of students enrolled at a licensed institution at the time the institution ceases to operate. This includes, but is not limited to, the costs to the institution associated with reimbursing the Student Protection Fund for expenditures made pursuant to s. 1005.37(3).
- (b) The costs of evaluating, storing, and maintaining student records.

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(4) The commission shall adopt rules to implement this section.

Section 12. For the 2023-2024 fiscal year, the sum of \$600,000 in recurring funds from the Institutional Assessment Trust Fund is appropriated to the Commission for Independent Education to fund the additional workload and direct costs to implement ss. 1003.45, 1005.31, and 1005.335, Florida Statutes.

Section 13. Subsections (1) and (2) of section 1007.27, Florida Statutes, are amended, and subsections (9) and (10) are added to that section, to read:

1007.27 Articulated acceleration mechanisms.-

(1) It is the intent of the Legislature that a variety of articulated acceleration mechanisms be available for secondary and postsecondary students attending public educational institutions. It is intended that articulated acceleration serve to shorten the time necessary for a student to complete the requirements associated with the conference of a high school diploma and a postsecondary degree, broaden the scope of curricular options available to students, or increase the depth of study available for a particular subject. Articulated acceleration mechanisms shall include, but are not limited to, dual enrollment and early admission as provided for in s. 1007.271, advanced placement, credit by examination, the International Baccalaureate Program, and the Advanced International Certificate of Education Program, and Advanced Courses. Credit earned through the Florida Virtual School shall provide additional opportunities for early graduation and acceleration. Students of Florida public secondary schools enrolled pursuant to this subsection shall be deemed authorized

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users of the state-funded electronic library resources that are licensed for Florida College System institutions and state universities by the Florida Postsecondary Academic Library Network. Verification of eligibility shall be in accordance with rules established by the State Board of Education and regulations established by the Board of Governors and processes implemented by Florida College System institutions and state universities.

- (2) The Department of Education shall annually identify and publish the minimum scores, maximum credit, and course or courses for which credit is to be awarded for each College Level Examination Program (CLEP) subject examination, College Board Advanced Placement Program examination, Advanced Courses assessment, Advanced International Certificate of Education examination, International Baccalaureate examination, Excelsion College subject examination, Defense Activity for Non-Traditional Education Support (DANTES) subject standardized test, and Defense Language Proficiency Test (DLPT). The department shall use student performance data in subsequent postsecondary courses to determine the appropriate examination scores and courses for which credit is to be granted. Minimum scores may vary by subject area based on available performance data. In addition, the department shall identify such courses in the general education core curriculum of each state university and Florida College System institution.
- (9) Advanced Courses shall be the enrollment of an eligible secondary student in a secondary course created by a public postsecondary institution which prepares students for an assessment identified in subsection (2). Postsecondary credit

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for an Advanced Course is limited to students who score the minimum score on an assessment identified under subsection (2). The specific courses for which students receive such credit must be identified in the statewide articulation agreement required by s. 1007.23(1). Students of Florida public secondary schools enrolled pursuant to this subsection are exempt from the payment of any fees for administration of the examination regardless of whether the student achieves a passing score on the examination. (a) The State Board of Education and the Board of Governors shall identify Florida College System institutions and state universities, respectively, to develop Advanced Courses and provide the training required under s. 1007.35(6). (b) The Department of Education may partner with an independent third-party testing or assessment organization to develop assessments that measure competencies consistent with the required course competencies identified by the Articulation Coordinating Committee, pursuant to s. 1007.25, for general education core courses. Postsecondary credit is limited to students who achieve a minimum score on an assessment identified in subsection (2). (10) The Department of Education, in cooperation with the Board of Governors, shall issue a report to the Legislature by January 1, 2024, on the alignment between acceleration mechanisms available to secondary students and student success at the postsecondary level. At a minimum, the report must

- (a) Acceleration mechanisms align to secondary completion and rates of success.
 - (b) Bonuses provided for completion or passage of

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completion rates.

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acceleration courses impact school quality and performance. 505 (c) Acceleration mechanisms align with postsecondary

- (d) Acceleration course offerings align with general education core courses and reduce time to degree.
- (e) Acceptance of postsecondary credit earned through acceleration courses through agreements with other states has improved.

Section 14. Present subsections (2) through (10) of section 1007.35, Florida Statutes, are redesignated as subsections (3) through (11), respectively, a new subsection (2) is added to that section, and paragraph (a) of present subsection (5) and present subsections (6) and (8) of that section are amended, to read:

1007.35 Florida Partnership for Minority and Underrepresented Student Achievement.-

- (2) For purposes of this section, the term "advanced courses" includes Advanced Placement courses, International Baccalaureate courses, Advanced International Certificate of Education courses, dual enrollment courses, and other Advanced Courses identified in s. 1007.27(9).
- (6) (5) Each public high school, including, but not limited to, schools and alternative sites and centers of the Department of Juvenile Justice, shall provide for the administration of the Preliminary SAT/National Merit Scholarship Qualifying Test (PSAT/NMSQT), or the PreACT to all enrolled 10th grade students. However, a written notice shall be provided to each parent which must include the opportunity to exempt his or her child from taking the PSAT/NMSQT or the PreACT.

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- (a) Test results will provide each high school with a database of student assessment data which certified school counselors will use to identify students who are prepared or who need additional work to be prepared to enroll and be successful in AP courses or other advanced high school courses.
 - (7) (6) The partnership shall:
- (a) Provide teacher training and professional development to enable teachers of AP or other advanced courses to have the necessary content knowledge and instructional skills to prepare students for success on AP or other advanced course examinations and mastery of postsecondary course content.
- (b) Provide to middle school teachers and administrators professional development that will enable them to educate middle school students at the level necessary to prepare the students to enter high school ready to participate in advanced courses.
- (c) Provide teacher training and materials that are aligned with state standards the Next Generation Sunshine State Standards and are consistent with best theory and practice regarding multiple learning styles and research on learning, instructional strategies, instructional design, and classroom assessment. Curriculum materials must be based on current, accepted, and essential academic knowledge.
- (d) Provide assessment of individual strengths and weaknesses as related to potential success in AP or other advanced courses and readiness for college.
- (e) Provide college entrance exam preparation through a variety of means that may include, but are not limited to, training teachers to provide courses at schools; training community organizations to provide courses at community centers,

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faith-based organizations, and businesses; and providing online courses.

- (f) Consider ways to incorporate Florida College System institutions in the mission of preparing all students for postsecondary success.
- (g) Provide a plan for communication and coordination of efforts with the Florida Virtual School's provision of online AP or other advanced courses.
- (h) Work with school districts to identify minority and underrepresented students for participation in AP or other advanced courses.
- (i) Work with school districts to provide information to students and parents that explains available opportunities for students to take AP and other advanced courses and that explains enrollment procedures that students must follow to enroll in such courses. Such information must also explain the value of such courses as they relate to:
- 1. Preparing the student for postsecondary level coursework.
- 2. Enabling the student to gain access to postsecondary education opportunities.
- 3. Qualifying for scholarships and other financial aid opportunities.
- (j) Provide information to students, parents, teachers, counselors, administrators, districts, Florida College System institutions, and state universities regarding PSAT/NMSQT or the PreACT administration, including, but not limited to:
 - 1. Test administration dates and times.
 - 2. That participation in the PSAT/NMSQT or the PreACT is

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open to all 10th grade students.

- 3. The value of such tests in providing diagnostic feedback on student skills.
- 4. The value of student scores in predicting the probability of success on AP or other advanced course examinations.
- (k) Cooperate with the department to provide information to administrators, teachers, and counselors, whenever possible, about partnership activities, opportunities, and priorities.
- (1) Consider ways to partner with colleges and universities to develop courses and provide teacher training.
- (9) (a) (8) (a) By September 30 of each year, the partnership shall submit to the department a report that contains an evaluation of the effectiveness of the delivered services and activities. Activities and services must be evaluated on their effectiveness at raising student achievement and increasing the number of AP or other advanced course examinations in lowperforming middle and high schools. Other indicators that must be addressed in the evaluation report include the number of middle and high school teachers trained; the effectiveness of the training; measures of postsecondary readiness of the students affected by the program; levels of participation in 10th grade PSAT/NMSQT or the PreACT testing; and measures of student, parent, and teacher awareness of and satisfaction with the services of the partnership.
- (b) The department shall contribute to the evaluation process by providing access, consistent with s. 119.071(5)(a), to student and teacher information necessary to match against databases containing teacher professional development data and

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databases containing assessment data for the PSAT/NMSQT, SAT, ACT, Classical Learning Test, PreACT, AP, advanced courses assessment, and other appropriate measures. The department shall also provide student-level data on student progress from middle school through high school and into college and the workforce, if available, in order to support longitudinal studies. The partnership shall analyze and report student performance data in a manner that protects the rights of students and parents as required in 20 U.S.C. s. 1232g and s. 1002.22.

Section 15. Paragraphs (b) and (c) of subsection (3) and subsection (9) of section 1008.22, Florida Statutes, are amended to read:

1008.22 Student assessment program for public schools.-

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the state academic standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the state academic standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law. If a student does not participate in the assessment program, the school district must notify the student's parent and provide the parent with information

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regarding the implications of such nonparticipation. The statewide, standardized assessment program shall be designed and implemented as follows:

- (b) End-of-course (EOC) assessments. EOC assessments must be statewide, standardized, and developed or approved by the Department of Education as follows:
- 1. EOC assessments for Algebra I, Geometry, Biology I, United States History, and Civics shall be administered to students enrolled in such courses as specified in the course code directory.
- 2. Students enrolled in a course, as specified in the course code directory, with an associated statewide, standardized EOC assessment must take the EOC assessment for such course and may not take the corresponding subject or gradelevel statewide, standardized assessment pursuant to paragraph (a). Sections 1003.4156 and 1003.4282 govern the use of statewide, standardized EOC assessment results for students.
- 3. The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for a College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, Advanced Courses under s. 1007.27(9), or industry-approved examinations to earn national industry certifications identified in the CAPE Industry Certification Funding List, for use as EOC assessments under this paragraph if the commissioner determines that the content knowledge and skills assessed by the examinations meet or exceed the grade-level expectations for the core curricular content established for the course in the state academic standards. Use

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of any such examination as an EOC assessment must be approved by the state board in rule.

- 4. Contingent upon funding provided in the General Appropriations Act, including the appropriation of funds received through federal grants, the commissioner may establish an implementation schedule for the development and administration of additional statewide, standardized EOC assessments that must be approved by the state board in rule. If approved by the state board, student performance on such assessments constitutes 30 percent of a student's final course grade.
- 5. All statewide, standardized EOC assessments must be administered online except as otherwise provided in paragraph (d).
- 6. A student enrolled in an Advanced Placement (AP) course, International Baccalaureate (IB) course, or Advanced International Certificate of Education (AICE) course, or Advanced Course who takes the respective AP, IB, or Advanced Course assessment and earns the minimum score necessary to earn college credit, as identified in s. 1007.27(2), meets the requirements of this paragraph and does not have to take the EOC assessment for the corresponding course.
- (c) Nationally recognized high school assessments.—Each school district shall, by the 2023-2024 2021-2022 school year and subject to appropriation, select either the SAT, or Classical Learning Test (CLT) for districtwide administration to each public school student in grade 11, including students attending public high schools, alternative schools, and Department of Juvenile Justice education programs.

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(9) CONCORDANT SCORES.—The Commissioner of Education must identify scores on the SAT, and ACT, and CLT that if achieved satisfy the graduation requirement that a student pass the grade 10 ELA assessment. The commissioner may identify concordant scores on assessments other than the SAT, and CLT. If the content or scoring procedures change for the grade 10 ELA assessment, new concordant scores must be determined. If new concordant scores are not timely adopted, the last-adopted concordant scores remain in effect until such time as new scores are adopted. The state board shall adopt concordant scores in rule.

Section 16. Paragraph (b) of subsection (3) of section 1008.34, Florida Statutes, is amended to read:

1008.34 School grading system; school report cards; district grade.-

- (3) DESIGNATION OF SCHOOL GRADES.-
- (b)1. Beginning with the 2023-2024 2014-2015 school year, a school's grade must shall be based on the following components, each worth 100 points:
- a. The percentage of eligible students passing statewide, standardized assessments in English Language Arts under s. 1008.22(3).
- b. The percentage of eligible students passing statewide, standardized assessments in mathematics under s. 1008.22(3).
- c. The percentage of eligible students passing statewide, standardized assessments in science under s. 1008.22(3).
- d. The percentage of eligible students passing statewide, standardized assessments in social studies under s. 1008.22(3).
 - e. The percentage of eligible students who make Learning

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Gains in English Language Arts as measured by statewide, standardized assessments administered under s. 1008.22(3).

- f. The percentage of eligible students who make Learning Gains in mathematics as measured by statewide, standardized assessments administered under s. 1008.22(3).
- q. The percentage of eligible students in the lowest 25 percent in English Language Arts, as identified by prior year performance on statewide, standardized assessments, who make Learning Gains as measured by statewide, standardized English Language Arts assessments administered under s. 1008.22(3).
- h. The percentage of eligible students in the lowest 25 percent in mathematics, as identified by prior year performance on statewide, standardized assessments, who make Learning Gains as measured by statewide, standardized Mathematics assessments administered under s. 1008.22(3).
- i. For schools comprised of middle grades 6 through 8 or grades 7 and 8, the percentage of eligible students passing high school level statewide, standardized end-of-course assessments or attaining national industry certifications identified in the CAPE Industry Certification Funding List pursuant to state board rule.
- j. For schools that include grade 3, the percentage of eligible students who score an achievement level 3 or higher on the grade 3 statewide, standardized English Language Arts assessment administered under s. 1008.22(3).

In calculating Learning Gains for the components listed in subsubparagraphs e.-h., the State Board of Education shall require that learning growth toward achievement levels 3, 4, and 5 is

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demonstrated by students who scored below each of those levels in the prior year. In calculating the components in subsubparagraphs a.-d., the state board shall include the performance of English language learners only if they have been enrolled in a school in the United States for more than 2 years.

- 2. For a school comprised of grades 9, 10, 11, and 12, or grades 10, 11, and 12, the school's grade shall also be based on the following components, each worth 100 points:
- a. The 4-year high school graduation rate of the school as defined by state board rule.
- b. The percentage of students who were eligible to earn college and career credit through College Board Advanced Placement examinations, International Baccalaureate examinations, Advanced Courses under s. 1007.27(9), dual enrollment courses, including career dual enrollment courses resulting in the completion of 300 or more clock hours during high school which are approved by the state board as meeting the requirements of s. 1007.271, or Advanced International Certificate of Education examinations; who, at any time during high school, earned national industry certification identified in the CAPE Industry Certification Funding List, pursuant to rules adopted by the state board; or, beginning with the 2022-2023 school year, who earned an Armed Services Qualification Test score that falls within Category II or higher on the Armed Services Vocational Aptitude Battery and earned a minimum of two credits in Junior Reserve Officers' Training Corps courses from the same branch of the United States Armed Forces.

Section 17. Subsection (3) and paragraph (c) of subsection (6) of section 1009.531, Florida Statutes, are amended to read:

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1009.531 Florida Bright Futures Scholarship Program; student eligibility requirements for initial awards.-

- (3) For purposes of calculating the grade point average to be used in determining initial eligibility for a Florida Bright Futures Scholarship, the department shall assign additional weights to grades earned in the following courses:
- (a) Courses identified in the course code directory as Advanced Placement, pre-International Baccalaureate, International Baccalaureate, International General Certificate of Secondary Education (pre-AICE), or Advanced International Certificate of Education, or Advanced Courses under s. 1007.27(9).
- (b) Courses designated as academic dual enrollment courses in the statewide course numbering system.

The department may assign additional weights to courses, other than those described in paragraphs (a) and (b), that are identified by the Department of Education as containing rigorous academic curriculum and performance standards. The additional weight assigned to a course pursuant to this subsection shall not exceed 0.5 per course. The weighted system shall be developed and distributed to all high schools in the state. The department may determine a student's eligibility status during the senior year before graduation and may inform the student of the award at that time.

(6)

(c) To ensure that the required examination scores represent top student performance and are equivalent between the SAT, and Classical Learning Test (CLT), the department

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shall develop a method for determining the required examination scores which incorporates all of the following:

- 1. The minimum required SAT score for the Florida Academic Scholarship must be set no lower than the 89th national percentile on the SAT. The department may adjust the required SAT score only if the required score drops below the 89th national percentile, and any such adjustment must be applied to the bottom of the SAT score range that is concordant to the ACT and CLT.
- 2. The minimum required SAT score for the Florida Medallion Scholarship must be set no lower than the 75th national percentile on the SAT. The department may adjust the required SAT score only if the required score drops below the 75th national percentile, and any such adjustment must be made to the bottom of the SAT score range that is concordant to the ACT and CLT.
- 3. The required ACT and CLT scores must be made concordant to the required SAT scores, using the latest published national concordance table developed jointly by the College Board, and ACT, Inc, and Classic Learning Initiatives.

Section 18. Present paragraphs (p) through (t) of subsection (1) of section 1011.62, Florida Statutes, are redesignated as subsections (q) through (u), respectively, a new paragraph (p) is added to that subsection, and paragraph (o) of subsection (1) and subsection (17) of that section are amended, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the

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

- (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:
- (o) Calculation of additional full-time equivalent membership based on successful completion of a career-themed course pursuant to ss. 1003.491, 1003.492, and 1003.493, or courses with embedded CAPE industry certifications or CAPE Digital Tool certificates, and issuance of industry certification identified on the CAPE Industry Certification Funding List pursuant to rules adopted by the State Board of Education or CAPE Digital Tool certificates pursuant to s. 1003.4203.-
- 1.a. A value of 0.025 full-time equivalent student membership shall be calculated for CAPE Digital Tool certificates earned by students in elementary and middle school grades.
- b. A value of 0.1 or 0.2 full-time equivalent student membership shall be calculated for each student who completes a course as defined in s. 1003.493(1)(b) or courses with embedded CAPE industry certifications and who is issued an industry certification identified annually on the CAPE Industry Certification Funding List approved under rules adopted by the State Board of Education. A value of 0.2 full-time equivalent membership shall be calculated for each student who is issued a CAPE industry certification that has a statewide articulation

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agreement for college credit approved by the State Board of Education. For CAPE industry certifications that do not articulate for college credit, the Department of Education shall assign a full-time equivalent value of 0.1 for each certification. Middle grades students who earn additional FTE membership for a CAPE Digital Tool certificate pursuant to subsubparagraph a. may not use the previously funded examination to satisfy the requirements for earning an industry certification under this sub-subparagraph. Additional FTE membership for an elementary or middle grades student may not exceed 0.1 for certificates or certifications earned within the same fiscal year. The State Board of Education shall include the assigned values on the CAPE Industry Certification Funding List under rules adopted by the state board. Such value shall be added to the total full-time equivalent student membership for grades 6 through 12 in the subsequent year. CAPE industry certifications earned through dual enrollment must be reported and funded pursuant to s. 1011.80. However, if a student earns a certification through a dual enrollment course and the certification is not a fundable certification on the postsecondary certification funding list, or the dual enrollment certification is earned as a result of an agreement between a school district and a nonpublic postsecondary institution, the bonus value shall be funded in the same manner as other nondual enrollment course industry certifications. In such cases, the school district may provide for an agreement between the high school and the technical center, or the school district and the postsecondary institution may enter into an agreement for equitable distribution of the bonus funds.

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- c. A value of 0.3 full-time equivalent student membership shall be calculated for student completion of the courses and the embedded certifications identified on the CAPE Industry Certification Funding List and approved by the commissioner pursuant to ss. 1003.4203(5)(a) and 1008.44.
- d. A value of 0.5 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 15 to 29 college credit hours, and 1.0 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 30 or more college credit hours pursuant to CAPE Acceleration Industry Certifications approved by the commissioner pursuant to ss. 1003.4203(5)(b) and 1008.44.
- 2. Each district must allocate at least 80 percent of the funds provided for CAPE industry certification, in accordance with this paragraph, to the program that generated the funds. This allocation may not be used to supplant funds provided for basic operation of the program.
- 3. For CAPE industry certifications earned in the 2013-2014 school year and in subsequent years, the school district shall distribute to each classroom teacher who provided direct instruction toward the attainment of a CAPE industry certification that qualified for additional full-time equivalent membership under subparagraph 1.:
- a. A bonus of \$25 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1.
 - b. A bonus of \$50 for each student taught by a teacher who

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provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.2.

- c.A bonus of \$75 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3.
- d. A bonus of \$100 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 or 1.0.

Bonuses awarded pursuant to this paragraph shall be provided to teachers who are employed by the district in the year in which the additional FTE membership calculation is included in the calculation. Bonuses shall be calculated based upon the associated weight of a CAPE industry certification on the CAPE Industry Certification Funding List for the year in which the certification is earned by the student. Any bonus awarded to a teacher pursuant to this paragraph is in addition to any regular wage or other bonus the teacher received or is scheduled to receive. A bonus may not be awarded to a teacher who fails to maintain the security of any CAPE industry certification examination or who otherwise violates the security or administration protocol of any assessment instrument that may result in a bonus being awarded to the teacher under this paragraph.

(p) Calculation of additional full-time equivalent membership based on Advanced Courses scores of students.-

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Beginning in the 2025-2026 school year, a value of 0.16 fulltime equivalent student membership shall be calculated for each student in each Advanced Course under s. 1007.27(9) who receives a minimum score on an assessment identified pursuant to s. 1007.27(2) for the prior year and added to the total full-time equivalent student membership in basic programs for grades 9 through 12 in the subsequent fiscal year. Each district must allocate at least 80 percent of the funds provided to the district for Advanced Courses instruction, in accordance with this paragraph, to the high school that generates the funds. The school district shall distribute to each classroom teacher who provided Advanced Courses instruction:

- 1. A bonus in the amount of \$50 for each student taught by the teacher in each Advanced Course who receives a minimum score on an Advanced Course assessment identified under s. 1007.27(2).
- 2. An additional bonus of \$500 to each Advanced Courses teacher in a school designated with a grade of "D" or "F" who has at least one student scoring a minimum score on an assessment identified pursuant to s. 1007.27(2), regardless of the number of courses taught or of the number of students who earn a minimum score on an Advanced Course assessment identified pursuant to s. 1007.27(2).

Bonuses awarded under this paragraph are in addition to any regular wage or other bonus the teacher received or is scheduled to receive.

======= T I T L E A M E N D M E N T ========= And the title is amended as follows:



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An act relating to education; amending ss. 1002.42 and 1002.45, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising a graduation requirement for certain students; amending s. 1004.04, F.S.; revising the core curricula for certain teacher preparation programs; amending s. 1004.85, F.S.; revising terminology; deleting a requirement that certain certification programs be previously approved by the Department of Education; revising requirements for certain competency-based programs; revising requirements for certain teacher preparation field experience; revising requirements for participants in certain teacher preparation programs; requiring the State Board of Education to adopt specified rules relating to the continued approval of certain teacher preparation programs, rather than by a determination of the Commissioner of Education; amending s. 1005.04, F.S.; requiring certain institutions to provide a written disclosure to prospective and enrolled students relating costs that will be incurred by the student and other specified information; providing that applicants for certain licensure have the burden of demonstrating compliance with fair consumer practices; creating s. 1005.11, F.S.; requiring the Commission for Independent Education to prepare an annual report; providing requirements for the report; requiring certain institutions to provide data to the

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commission; requiring the commission to establish definitions for the data for reporting purposes; requiring the commission to impose a fine when an institution does not timely submit the required data; authorizing the commission to establish rules; amending s. 1005.22, F.S.; authorizing the commission to examine and investigate the affairs of every person, entity, or independent postsecondary institution for specified purposes; amending s. 1005.31, F.S.; revising the standards for licensure that the commission must adopt; authorizing the commission to require a licensed institution to submit a management plan and prohibit an institution from accepting new students; creating s. 1005.335, F.S.; prohibiting an institution from conducting a program unless specifically authorized by its license; requiring that all programs offered by a licensed institution be recognized and licensed by the commission; requiring an institution to obtain accreditation and approval from the commission before offering a prelicensure professional nursing program; requiring the commission to adopt rules; creating s. 1005.345, F.S.; authorizing the commission to require an institution seeking licensure to provide an assurance of financial stability; requiring the commission to adopt rules; providing an appropriation; amending s. 1007.27, F.S.; establishing Advanced Courses as an articulated acceleration mechanism; providing requirements for Advanced Courses; requiring

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the State Board of Education and the Board of Governors to identify certain postsecondary institutions to develop Advanced Courses; providing authorizations to the Department of Education relating to Advanced Courses; requiring the department to issue a report to the Legislature; providing requirements for the report; amending s. 1007.35, F.S.; revising the types of courses included in the term "advanced courses"; revising the courses that a school counselor may identify as a course a student is prepared to enroll in; amending s. 1008.22, F.S.; revising requirements for end-of-course assessments to include Advanced Courses; requiring the Classical Learning Test to be included in nationally recognized high school assessments administered by each school district; amending s. 1008.34, F.S.; revising the calculation of school grades for certain schools; amending s. 1009.531, F.S.; requiring Advanced Courses to be used in determining student eligibility for a Bright Futures Scholarship; amending s. 1011.62, F.S.; revising requirements for the calculation of additional full-time equivalent membership for certain funding through the Florida Education Finance Program; requiring each school district to distribute specified bonuses to teachers who provide Advanced Courses instruction; revising school