

29 | structure for the online arm; providing for a
 30 | preeminent state research university to implement
 31 | certain enhancements; authorizing a preeminent state
 32 | research university to establish special course
 33 | requirements; providing for preeminent state research
 34 | university flexibility; encouraging the Board of
 35 | Governors to promote additional programs of
 36 | excellence; amending s. 1003.433, F.S.; clarifying
 37 | high school graduation requirements; deleting a fee
 38 | exemption for certain students in an adult general
 39 | education program; amending s. 1004.015, F.S.;
 40 | revising purpose, membership, and guiding principles
 41 | of the Higher Education Coordinating Council; amending
 42 | s. 1004.02, F.S.; revising definitions relating to
 43 | adult general education and instruction to attain
 44 | academic and workforce readiness skills; creating s.
 45 | 1004.082, F.S.; providing for support for talent
 46 | retention programs for certain middle school and high
 47 | school students; amending s. 1004.43, F.S., relating
 48 | to the H. Lee Moffitt Cancer Center and Research
 49 | Institute; requiring the Board of Trustees of the
 50 | University of South Florida to enter into a lease
 51 | agreement with the not-for-profit corporation
 52 | operating the institute for the utilization of lands
 53 | and facilities; revising membership of the
 54 | corporation's board of directors; deleting certain
 55 | duties of the Board of Governors; providing for an
 56 | external advisory board of scientific advisers to the

57 | institute's chief executive officer; amending s.
 58 | 1004.91, F.S.; revising requirements for basic skills
 59 | instruction for career education programs; amending s.
 60 | 1004.92, F.S.; authorizing a variance in intended
 61 | student performance standards in career education
 62 | programs; amending s. 1004.93, F.S.; revising
 63 | provisions relating to adult education program
 64 | priorities; amending s. 1006.735, F.S.; establishing
 65 | the Complete Florida Degree Program and providing
 66 | requirements for its implementation; amending s.
 67 | 1007.01, F.S.; revising duties of the Articulation
 68 | Coordinating Committee relating to collecting and
 69 | reporting statewide education data; amending ss.
 70 | 1007.21 and 1007.23, F.S.; conforming provisions;
 71 | amending s. 1007.25, F.S.; authorizing additional
 72 | postsecondary general education core course options;
 73 | increasing the required number of semester hours of
 74 | general education coursework; amending ss. 1007.263
 75 | and 1007.271, F.S.; conforming provisions; creating s.
 76 | 1008.02, F.S.; providing definitions for purposes of
 77 | ch. 1008, F.S., relating to assessment and
 78 | accountability for the K-20 education system; amending
 79 | s. 1008.30, F.S.; providing for a college placement
 80 | test to assess basic computation and communication
 81 | skills of students who intend to enter a public
 82 | postsecondary education degree program; requiring the
 83 | approval of meta-majors, academic pathways, and degree
 84 | maps related to student progression; requiring the

85 State Board of Education to establish test scores to
 86 demonstrate college readiness; requiring the state
 87 board to adopt rules to implement developmental
 88 education; providing requirements for Florida College
 89 System institution policies and practices relating to
 90 student placement, instructional options, and
 91 financial aid; amending s. 1008.32, F.S.; revising
 92 provisions relating to State Board of Education
 93 oversight enforcement authority; creating s. 1008.322,
 94 F.S.; providing that the Board of Governors shall
 95 oversee the performance of state university boards of
 96 trustees in the enforcement of laws, rules, and
 97 regulations; providing responsibilities for compliance
 98 by state universities; authorizing specified actions
 99 by the Board of Governors for noncompliance; amending
 100 ss. 1008.34 and 1008.37, F.S.; conforming provisions;
 101 amending s. 1009.22, F.S.; providing requirements
 102 relating to fees for students in adult education
 103 programs; amending s. 1009.23, F.S.; revising
 104 provisions relating to tuition and fees for Florida
 105 College System institution baccalaureate degree
 106 programs; amending ss. 1009.25, 1009.28, 1009.40, and
 107 1009.53, F.S.; conforming provisions; amending s.
 108 1009.531, F.S.; deleting an eligibility requirement
 109 for a Florida Bright Futures Scholarship Program
 110 award; amending s. 1009.73, F.S.; conforming
 111 provisions; amending s. 1009.89, F.S.; deleting an
 112 eligibility requirement for a William L. Boyd, IV,

113 Florida resident access grant; amending s. 1009.891,
 114 F.S.; deleting an eligibility requirement for an
 115 Access to Better Learning and Education grant;
 116 amending s. 1011.80, F.S.; revising provisions
 117 relating to the basis for funding workforce education
 118 programs; providing requirements for performance
 119 funding for industry certifications for school
 120 district workforce education programs; revising
 121 provisions relating to funding for coenrolled
 122 students; providing for contingent effect; amending s.
 123 1011.81, F.S.; providing requirements for performance
 124 funding for industry certifications for Florida
 125 College System institutions; providing for contingent
 126 effect; amending s. 1011.84, F.S.; conforming
 127 provisions; amending s. 1011.905, F.S.; revising the
 128 formula upon which performance funding for state
 129 universities is based and awarded; providing for
 130 contingent effect; providing effective dates.

131
 132 Be It Enacted by the Legislature of the State of Florida:

133
 134 Section 1. Paragraph (j) of subsection (7) of section
 135 11.45, Florida Statutes, is amended to read:

136 11.45 Definitions; duties; authorities; reports; rules.—

137 (7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

138 (j) The Auditor General shall notify the Legislative
 139 Auditing Committee of any financial or operational audit report
 140 prepared pursuant to this section which indicates that a state

141 university or Florida College System institution has failed to
 142 take full corrective action in response to a recommendation that
 143 was included in the two preceding financial or operational audit
 144 reports.

145 1. The committee may direct the governing body of the
 146 state university or Florida College System institution to
 147 provide a written statement to the committee explaining why full
 148 corrective action has not been taken or, if the governing body
 149 intends to take full corrective action, describing the
 150 corrective action to be taken and when it will occur.

151 2. If the committee determines that the written statement
 152 is not sufficient, the committee may require the chair of the
 153 governing body of the state university or Florida College System
 154 institution, or the chair's designee, to appear before the
 155 committee.

156 3. If the committee determines that the state university
 157 or Florida College System institution has failed to take full
 158 corrective action for which there is no justifiable reason or
 159 has failed to comply with committee requests made pursuant to
 160 this section, the committee shall refer the matter to the State
 161 Board of Education or the Board of Governors, as appropriate, to
 162 proceed in accordance with ss. 1008.32 and 1008.322,
 163 respectively ~~may proceed in accordance with s. 11.40(2).~~

164 Section 2. Paragraph (h) of subsection (3) of section
 165 20.15, Florida Statutes, is redesignated as paragraph (i), and a
 166 new paragraph (h) is added to that subsection to read:

167 20.15 Department of Education.—There is created a
 168 Department of Education.

169 (3) DIVISIONS.—The following divisions of the Department
 170 of Education are established:

171 (h) Office of K-20 Articulation.

172 Section 3. Paragraph (a) of subsection (2) of section
 173 215.425, Florida Statutes, is amended to read:

174 215.425 Extra compensation claims prohibited; bonuses;
 175 severance pay.—

176 (2) This section does not apply to:

177 (a) A bonus or severance pay that is paid wholly from
 178 nontax revenues and nonstate-appropriated funds, the payment and
 179 receipt of which does not otherwise violate part III of chapter
 180 112, and which is paid to an officer, agent, employee, or
 181 contractor of a state university or a public hospital that is
 182 operated by a county or a special district; or

183 Section 4. Paragraph (b) of subsection (7) of section
 184 250.10, Florida Statutes, is amended to read:

185 250.10 Appointment and duties of the Adjutant General.—

186 (7) The Adjutant General shall develop an education
 187 assistance program for members in good standing of the Florida
 188 National Guard who enroll in an authorized course of study at a
 189 public or nonpublic institution of higher learning in the state
 190 which has been accredited by an accrediting body recognized by
 191 the United States Department of Education or licensed by the
 192 Commission for Independent Education. This program shall be
 193 known as the Educational Dollars for Duty program (EDD).

194 (b) The program shall define those members of the Florida
 195 National Guard who are ineligible to participate in the program
 196 and those courses of study which are not authorized for the

197 program.

198 1. Ineligible members include, but are not limited to, any
 199 member, commissioned officer, warrant officer, or enlisted
 200 person who has obtained a master's degree using the program.

201 2. Courses not authorized include noncredit courses,
 202 courses that do not meet degree requirements, courses that do
 203 not meet requirements for completion of career training, or
 204 other courses as determined by program definitions.

205 3. Developmental education ~~College-preparatory~~ courses are
 206 authorized for the program.

207 Section 5. Paragraph (g) of subsection (4), subsection
 208 (5), and paragraph (d) of subsection (6) of section 1001.02,
 209 Florida Statutes, are amended to read:

210 1001.02 General powers of State Board of Education.—

211 (4) The State Board of Education shall:

212 (g) Specify, by rule, the college credit courses that may
 213 be taken by Florida College System institution students
 214 concurrently enrolled in developmental education ~~college-~~
 215 ~~preparatory instruction~~.

216 (5) The State Board of Education is responsible for
 217 reviewing and administering the state program of support for the
 218 Florida College System institutions and, subject to existing
 219 law, shall establish the tuition and out-of-state fees for
 220 developmental education ~~college-preparatory instruction~~ and for
 221 credit instruction that may be counted toward an associate in
 222 arts degree, an associate in applied science degree, or an
 223 associate in science degree.

224 (6) The State Board of Education shall prescribe minimum

225 standards, definitions, and guidelines for Florida College
 226 System institutions that will ensure the quality of education,
 227 coordination among the Florida College System institutions and
 228 state universities, and efficient progress toward accomplishing
 229 the Florida College System institution mission. At a minimum,
 230 these rules must address:

231 (d) Provisions for curriculum development, graduation
 232 requirements, college calendars, and program service areas.

233 These provisions must include rules that:

234 1. Provide for the award of an associate in arts degree to
 235 a student who successfully completes 60 semester credit hours at
 236 the Florida College System institution.

237 2. Require all of the credits accepted for the associate
 238 in arts degree to be in the statewide course numbering system as
 239 credits toward a baccalaureate degree offered by a state
 240 university or a Florida College System institution.

241 3. ~~Beginning with students initially entering a Florida~~
 242 ~~College System institution in 2014-2015 and thereafter,~~ Require
 243 no more than 36 ~~30~~ semester credit hours in general education
 244 courses in the subject areas of communication, mathematics,
 245 social sciences, humanities, and natural sciences.

246
 247 The rules should encourage Florida College System institutions
 248 to enter into agreements with state universities that allow
 249 Florida College System institution students to complete upper-
 250 division-level courses at a Florida College System institution.
 251 An agreement may provide for concurrent enrollment at the
 252 Florida College System institution and the state university and

253 | may authorize the Florida College System institution to offer an
 254 | upper-division-level course or distance learning.

255 | Section 6. Subsection (10) of section 1001.03, Florida
 256 | Statutes, is amended to read:

257 | 1001.03 Specific powers of State Board of Education.—

258 | (10) COLLEGE ~~COMMON~~ PLACEMENT TESTING FOR PUBLIC
 259 | POSTSECONDARY EDUCATION.—The State Board of Education, in
 260 | conjunction with the Board of Governors, shall develop and
 261 | implement a college ~~common~~ placement test to assess the basic
 262 | computation and communication skills of students who intend to
 263 | enter a degree program at any Florida College System institution
 264 | or state university.

265 | Section 7. Subsection (9) of section 1001.64, Florida
 266 | Statutes, is amended to read:

267 | 1001.64 Florida College System institution boards of
 268 | trustees; powers and duties.—

269 | (9) A board of trustees may contract with the board of
 270 | trustees of a state university for the Florida College System
 271 | institution to provide developmental education ~~college-~~
 272 | ~~preparatory instruction~~ on the state university campus.

273 | Section 8. Paragraph (b) of subsection (5) of section
 274 | 1001.706, Florida Statutes, is amended to read:

275 | 1001.706 Powers and duties of the Board of Governors.—

276 | (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

277 | (b) The Board of Governors shall develop a strategic plan
 278 | specifying goals and objectives for the State University System
 279 | and each constituent university, including each university's
 280 | contribution to overall system goals and objectives. The

281 | strategic plan must:

282 | 1. Include performance metrics and standards common for
 283 | all institutions and metrics and standards unique to
 284 | institutions depending on institutional core missions,
 285 | including, but not limited to, student admission requirements,
 286 | retention, graduation, employment, continued education,
 287 | licensure passage, excess hours, student loan burden and default
 288 | rates, faculty awards, total annual research expenditures,
 289 | patents, licenses and royalties, intellectual property, startup
 290 | companies, annual giving, endowments, and well-known, highly
 291 | respected national rankings for institutional and program
 292 | achievements.

293 | 2. Consider reports and recommendations of the Higher
 294 | Education Coordinating Council pursuant to s. 1004.015 and the
 295 | Articulation Coordinating Committee pursuant to s. 1007.01.

296 | 3. Include student enrollment and performance data
 297 | delineated by method of instruction, including, but not limited
 298 | to, traditional, online, and distance learning instruction.

299 | 4. Include criteria for designating baccalaureate degree
 300 | and master's degree programs at specified universities as high-
 301 | demand programs of emphasis. Fifty percent of the criteria for
 302 | designation as high-demand programs of emphasis must be based on
 303 | achievement of performance outcome thresholds determined by the
 304 | Board of Governors, and 50 percent of the criteria must be based
 305 | on achievement of performance outcome thresholds specifically
 306 | linked to:

307 | a. Job placement in employment of 36 hours or more per
 308 | week and average full-time wages of graduates of the degree

309 programs 1 year and 5 years after graduation, based in part on
 310 data provided in the economic security report of employment and
 311 earning outcomes produced annually pursuant to s. 445.07.

312 b. Data-driven gap analyses, conducted by the Board of
 313 Governors, of the state's job market demands and the outlook for
 314 jobs that require a baccalaureate degree or a higher degree.

315 Section 9. Section 1001.7065, Florida Statutes, is created
 316 to read:

317 1001.7065 Preeminent state research universities program.—

318 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE

319 COLLABORATION.—A collaborative partnership is established
 320 between the Board of Governors and the Legislature to elevate
 321 the academic and research preeminence of Florida's highest-
 322 performing state research universities in accordance with this
 323 section. The partnership stems from the State University System
 324 Governance Agreement executed on March 24, 2010, wherein the
 325 Board of Governors and leaders of the Legislature agreed to a
 326 framework for the collaborative exercise of their joint
 327 authority and shared responsibility for the State University
 328 System. The governance agreement confirmed the commitment of the
 329 Board of Governors and the Legislature to continue collaboration
 330 on accountability measures, the use of data, and recommendations
 331 derived from such data.

332 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—Effective
 333 July 1, 2013, the following academic and research excellence
 334 standards are established for the preeminent state research
 335 universities program:

336 (a) An average weighted grade point average of 4.0 or

337 higher on a 4.0 scale and an average SAT score of 1800 or higher
 338 for fall semester incoming freshmen, as reported annually.

339 (b) A top-50 ranking on at least two well-known and highly
 340 respected national public university rankings, reflecting
 341 national preeminence, using most recent rankings.

342 (c) A freshman retention rate of 90 percent or higher for
 343 full-time, first-time-in-college students, as reported annually
 344 to the Integrated Postsecondary Education Data System (IPEDS).

345 (d) A 6-year graduation rate of 70 percent or higher for
 346 full-time, first-time-in-college students, as reported annually
 347 to the IPEDS.

348 (e) Six or more faculty members at the state university
 349 who are members of a national academy, as reported by the Center
 350 for Measuring University Performance in the Top American
 351 Research Universities (TARU) annual report.

352 (f) Total annual research expenditures, including federal
 353 research expenditures, of \$200 million or more, as reported
 354 annually by the National Science Foundation (NSF).

355 (g) Total annual research expenditures in diversified
 356 nonmedical sciences of \$150 million or more, based on data
 357 reported annually by the NSF.

358 (h) A top-100 university national ranking for research
 359 expenditures in five or more science, technology, engineering,
 360 or mathematics fields of study, as reported annually by the NSF.

361 (i) One hundred or more total patents awarded by the
 362 United States Patent and Trademark Office for the most recent 3-
 363 year period.

364 (j) Four hundred or more doctoral degrees awarded

365 annually, as reported in the TARU annual report.

366 (k) Two hundred or more postdoctoral appointees annually,
 367 as reported in the TARU annual report.

368 (1) An endowment of \$500 million or more, as reported in
 369 the Board of Governors annual accountability report.

370 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—The
 371 Board of Governors shall designate each state research
 372 university that meets at least 11 of the 12 academic and
 373 research excellence standards identified in subsection (2) a
 374 preeminent state research university.

375 (4) PREEMINENT STATE RESEARCH UNIVERSITY ONLINE ARM.—The
 376 state research university that has attained the highest level on
 377 the academic and research excellence standards identified in
 378 subsection (2), as verified by the Board of Governors, shall
 379 establish a fully online arm of the university in accordance
 380 with this subsection, subject to funds appropriated by the
 381 Legislature.

382 (a)1. A board of directors shall develop, implement, and
 383 oversee the business aspects of the university's online arm,
 384 while the university president and board of trustees, in
 385 conjunction with the Board of Governors, shall be responsible
 386 for academic quality, accreditation, and curricular standards.
 387 The university president and board of trustees, the board of
 388 directors, and the Board of Governors shall collaborate and
 389 cooperate in their respective roles to achieve the purpose of
 390 successfully providing fully online high-quality baccalaureate
 391 and master's degree programs to the university's enrolled online
 392 students in Florida and around the world.

393 2. The university president shall designate a center to
394 help lead the university to global preeminence in the
395 development of cutting-edge technology and instructional design
396 for online programs. The center shall conduct research to enrich
397 the university's online degree program offerings and enhance the
398 success of the university's online students. The center shall
399 provide academic and administrative support structures to
400 undergird the delivery of content and degree programs by the
401 various colleges and departments throughout the university. The
402 center shall work jointly with the university president and the
403 board of directors in their respective roles.

404 (b) The board of directors shall be comprised of the
405 following seven members:

406 1. The university president, or the president's permanent
407 designee.

408 2. The chair of the university board of trustees, or the
409 chair's permanent designee.

410 3. A member with expertise in global marketing, appointed
411 by the Governor.

412 4. A member with expertise in cloud virtualization,
413 appointed by the President of the Senate.

414 5. A member with expertise in disruptive innovation in
415 online learning, appointed by the Speaker of the House of
416 Representatives.

417 6. A member with expertise in online program
418 accreditation, appointed by the chair of the Board of Governors.

419 7. A member with expertise in creative technologies,
420 appointed by the chair of the Florida Polytechnic University

421 Board of Trustees.

422 (c) A majority of the board of directors shall constitute
 423 a quorum, elect the chair, and appoint an executive director.

424 (d) The board of directors shall develop a business plan
 425 and may contract with other entities and institutions, public or
 426 private, to maximize the marketing, advertising, support
 427 services that include financial aid assistance and academic and
 428 career guidance, and degree programs and courses of the
 429 university's online arm.

430 (e) Beginning in January 2014, the university shall offer
 431 high-quality fully online baccalaureate degree programs as
 432 directed by the board of directors that:

433 1. Accept full-time, first-time-in-college students.

434 2. Have the same rigorous admissions criteria as an
 435 equivalent on-campus degree program.

436 3. Offer curriculum of equivalent rigor to on-campus
 437 degree programs.

438 4. Offer rolling enrollment or multiple windows of
 439 enrollment throughout the year.

440 5. Do not require any on-campus courses. However, for
 441 courses or programs that require clinical training or
 442 laboratories that cannot be delivered online, the university
 443 shall offer convenient locational options to the student, which
 444 may include, but not be limited to, the option to complete such
 445 requirements at a summer-in-residence on the university campus.
 446 Additionally, for purposes of proctored assessments or testing,
 447 the university may provide a network of sites at convenient
 448 locations and contract with commercial testing centers or

449 identify other secure testing services.

450 6. Apply the university's existing policy for accepting
451 credits for both freshman applicants and transfer applicants.

452 (f) The university must offer a fully online Masters in
453 Business Administration degree program and may offer other
454 master's degree programs as recommended by the university
455 president and board of trustees and authorized by the board of
456 directors.

457 (g) The university may develop and offer degree programs
458 and courses that are competency based as appropriate for the
459 quality and success of the program and as recommended by the
460 university president and board of trustees and authorized by the
461 board of directors.

462 (h) The university shall periodically expand its offering
463 of online baccalaureate degree programs, as recommended by the
464 university president and board of trustees and authorized by the
465 board of directors, to meet student and market demands.

466 (i) The university shall establish a tuition structure for
467 its online arm in conjunction with the board of directors and in
468 accordance with this paragraph, notwithstanding any other
469 provision of law.

470 1. For students classified as residents for tuition
471 purposes, tuition for an online baccalaureate degree program
472 shall be set at no more than 75 percent of the tuition rate as
473 specified in the General Appropriations Act pursuant to s.
474 1009.24(4) and 75 percent of the tuition differential pursuant
475 to s. 1009.24(16). No distance learning fee or fee for campus
476 facilities or on-campus services may be assessed, except that

477 online students shall pay the university's technology and
 478 financial aid fees and the Capital Improvement Trust Fund fee.
 479 The Capital Improvement Trust Fund fee shall be dedicated to the
 480 university's online research center.

481 2. For students classified as nonresidents for tuition
 482 purposes, tuition may be set at market rates as directed and
 483 authorized by the board of directors in accordance with the
 484 business plan.

485 3. Tuition for the online degree programs shall include
 486 all costs associated with the program, including, but not
 487 limited to, instruction, materials, and enrollment. However, an
 488 online student may be charged the cost of any hard-copy textbook
 489 and any physical laboratory supplies necessary for the program.

490 4. Subject to the limitations in subparagraph 1., tuition
 491 may be differentiated by degree program as appropriate to the
 492 instructional and other costs of the program and as recommended
 493 by the university president and board of trustees and authorized
 494 by the board of directors in accordance with the business plan.
 495 Pricing must incorporate innovative approaches that incentivize
 496 persistence and completion, including, but not limited to, fee
 497 for assessment, bundled or all-inclusive rate, and sliding scale
 498 features.

499 5. The university must accept advance payment contracts
 500 and student financial aid.

501 6. The board of directors shall ensure that 50 percent of
 502 the net revenues generated from the online arm of the university
 503 is used to enhance and enrich the online arm of the university
 504 and 50 percent of the net revenues generated from the online arm

505 of the university is used to enhance and enrich the university's
 506 campus state-of-the-art research programs and facilities.

507 (5) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT
 508 INITIATIVE.—The state research university that has attained the
 509 second highest level on the academic and research excellence
 510 standards identified in subsection (2), as verified by the Board
 511 of Governors, shall recruit National Academy Members, expedite
 512 provision of a master's degree in cloud virtualization, and
 513 institute an entrepreneurs-in-residence program throughout its
 514 campus, subject to funds appropriated by the Legislature.

515 (6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE
 516 REQUIREMENTS AUTHORITY.—In order to provide a jointly shared
 517 educational experience, a state university that is designated a
 518 preeminent state research university may require its incoming
 519 first-time-in-college students to take a 9-to-12-credit set of
 520 courses specifically determined by the university. The state
 521 university may stipulate that credit for such courses may not be
 522 earned through any acceleration mechanism, pursuant to s.
 523 1007.27 or s. 1007.271, or other transfer credit. All
 524 accelerated credits earned up to the limits specified in ss.
 525 1007.27 and 1007.271 shall be applied toward graduation at the
 526 student's request.

527 (7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY
 528 AUTHORITY.—The Board of Governors shall identify and grant all
 529 reasonable, feasible authority and flexibility to keep a
 530 designated preeminent state research university free from
 531 unnecessary restrictions.

532 (8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY

533 SYSTEM.—The Board of Governors is encouraged to establish
 534 standards and measures whereby individual programs in state
 535 universities that objectively reflect national excellence can be
 536 identified and make recommendations to the Legislature as to how
 537 any such programs could be enhanced and promoted.

538 Section 10. Subsection (2) of section 1003.433, Florida
 539 Statutes, is amended to read:

540 1003.433 Learning opportunities for out-of-state and out-
 541 of-country transfer students and students needing additional
 542 instruction to meet high school graduation requirements.—

543 (2) Students who earn the required 24 credits ~~have met all~~
 544 ~~requirements~~ for the standard high school diploma except for
 545 passage of any must-pass statewide, standardized assessment
 546 under s. 1008.22 ~~the grade 10 FCAT~~ or an alternate assessment by
 547 the end of grade 12 must be provided the following learning
 548 opportunities:

549 (a) Participation in an accelerated high school
 550 equivalency diploma preparation program during the summer.

551 (b) Upon receipt of a certificate of completion, be
 552 allowed to take the College Placement Test and be admitted to
 553 developmental education ~~remedial~~ or credit courses at a Florida
 554 College System institution, as appropriate.

555 (c) Participation in an adult general education program as
 556 provided in s. 1004.93 for such time as the student requires to
 557 master English, reading, mathematics, or any other subject
 558 required for high school graduation. ~~Students attending adult~~
 559 ~~basic, adult secondary, or vocational-preparatory instruction~~
 560 ~~are exempt from any requirement for the payment of tuition and~~

561 | ~~fees, including lab fees, pursuant to s. 1009.25.~~ A student
 562 | attending an adult general education program shall have the
 563 | opportunity to take any must-pass statewide, standardized
 564 | assessment under s. 1008.22 ~~the grade 10 FCAT~~ an unlimited
 565 | number of times in order to receive a standard high school
 566 | diploma.

567 | Section 11. Section 1004.015, Florida Statutes, is amended
 568 | to read:

569 | 1004.015 Higher Education Coordinating Council.—

570 | (1) The Higher Education Coordinating Council is created
 571 | for the purposes of identifying unmet needs; ~~and~~ facilitating
 572 | solutions to disputes regarding the creation of new degree
 573 | programs and the establishment of new institutes, campuses, or
 574 | centers; and facilitating solutions to data issues identified by
 575 | the Articulation Coordinating Committee pursuant to s. 1007.01
 576 | to improve the K-20 education performance accountability system.

577 | (2) Members of the council shall include:

578 | (a) One member of the Board of Governors, appointed by the
 579 | chair of the Board of Governors ~~The Commissioner of Education.~~

580 | (b) The Chancellor of the State University System.

581 | (c) The Chancellor of the Florida College System.

582 | (d) One member of the State Board of Education, appointed
 583 | by the chair of the State Board of Education.

584 | (e) ~~(d)~~ The Executive Director of the Florida Association
 585 | of Postsecondary Schools and Colleges ~~Commission for Independent~~
 586 | ~~Education.~~

587 | (f) ~~(e)~~ The president of the Independent Colleges and
 588 | Universities of Florida.

589 (g) The president of Workforce Florida, Inc., or his or
 590 her designee.

591 (h) The president of Enterprise Florida, Inc., or a
 592 designated member of the Stakeholders Council appointed by the
 593 president.

594 (i)~~(f)~~ Three ~~Two~~ representatives of the business
 595 community, one appointed by the President of the Senate, ~~and~~ one
 596 appointed by the Speaker of the House of Representatives, ~~and~~
 597 one appointed by the Governor, who are committed to developing
 598 and enhancing world-class ~~world-class~~ workforce infrastructure
 599 necessary for Florida's citizens to compete and prosper in the
 600 ever-changing economy of the 21st century.

601 (3) Appointed members shall serve 2-year terms, and a
 602 single chair shall be elected annually by a majority of the
 603 members.

604 (4)~~(3)~~ The council shall serve as an advisory board to the
 605 Legislature, the State Board of Education, and the Board of
 606 Governors. Recommendations of the council shall be consistent
 607 with the following guiding principles:

608 (a) To achieve within existing resources a seamless
 609 academic educational system that fosters an integrated continuum
 610 of kindergarten through graduate school education for Florida's
 611 students.

612 (b) To promote consistent education policy across all
 613 educational delivery systems, focusing on students.

614 (c) To promote substantially improved articulation across
 615 all educational delivery systems.

616 (d) To promote a system that maximizes educational access

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617 and allows the opportunity for a high-quality education for all
618 Floridians.

619 (e) To promote a system of coordinated and consistent
620 transfer of credit and data collection for improved
621 accountability purposes between the educational delivery
622 systems.

623 (f) To promote adoption by the members of the council of a
624 common set of data elements identified by the National Center
625 for Education Statistics to support the effective exchange of
626 data among the states.

627 (5)-(4) The council shall annually by December 31 submit to
628 the Governor, the President of the Senate, the Speaker of the
629 House of Representatives, the Board of Governors, and the State
630 Board of Education a report outlining its recommendations
631 relating to:

632 (a) The primary core mission of public and nonpublic
633 postsecondary education institutions in the context of state
634 access demands and economic development goals.

635 (b) Performance outputs and outcomes designed to meet
636 annual and long-term state goals, including, but not limited to,
637 increased student access, preparedness, retention, transfer, and
638 completion. Performance measures must be consistent across
639 sectors and allow for a comparison of the state's performance to
640 that of other states.

641 (c) The state's articulation policies and practices to
642 ensure that cost benefits to the state are maximized without
643 jeopardizing quality. The recommendations shall consider return
644 on investment for both the state and students and propose

645 systems to facilitate and ensure institutional compliance with
 646 state articulation policies.

647 (d) Workforce development education, specifically
 648 recommending improvements to the consistency of workforce
 649 education data collected and reported by Florida College System
 650 institutions and school districts, including the establishment
 651 of common elements and definitions for any data that is used for
 652 state and federal funding and program accountability.

653 (6)~~(5)~~ The Office of K-20 Articulation, in collaboration
 654 with the Board of Governors and the Division of Florida
 655 Colleges, Department of Education shall provide administrative
 656 support for the council.

657 Section 12. Subsections (3), (11), and (24) of section
 658 1004.02, Florida Statutes, are amended to read:

659 1004.02 Definitions.—As used in this chapter:

660 (3) "Adult general education" means comprehensive
 661 instructional programs designed to improve the employability of
 662 the state's workforce through adult basic education, adult
 663 secondary education, English for Speakers of Other Languages,
 664 applied academics for adult education ~~vocational-preparatory~~
 665 instruction, and instruction for adults with disabilities.

666 (11) "Developmental education ~~College-preparatory~~
 667 ~~instruction~~" means instruction courses through which a high
 668 school graduate who applies for any college credit program may
 669 attain the communication and computation skills necessary to
 670 successfully complete enroll in college credit instruction.

671 (24) "Applied academics for adult education ~~Vocational-~~
 672 ~~preparatory~~ instruction" means adult general education through

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673 | which persons attain academic and workforce readiness skills at
674 | the level of functional literacy (grade levels 6.0-8.9) or
675 | higher so that such persons may pursue technical certificate
676 | education or higher-level technical education.

677 | Section 13. Section 1004.082, Florida Statutes, is created
678 | to read:

679 | 1004.082 Talent retention programs.—The Chancellor of the
680 | State University System shall cooperate with the Commissioner of
681 | Education to support talent retention programs that encourage
682 | middle school and high school students who indicate an interest
683 | in or aptitude for physics, chemistry, or mathematics to
684 | continue their education at a state university that has
685 | excellent departments in selected fields. The chancellor and the
686 | commissioner shall work with state university department chairs
687 | to enable department chairs of outstanding state university
688 | departments to send letters to students who indicate an interest
689 | in or aptitude for those subjects. At a minimum, the letter
690 | should provide an open invitation for the student to communicate
691 | with the department, at least annually, and to schedule a tour
692 | of the department and the campus.

693 | Section 14. Subsections (1), (2), (4), and (6) and
694 | paragraph (f) of subsection (5) of section 1004.43, Florida
695 | Statutes, are amended to read:

696 | 1004.43 H. Lee Moffitt Cancer Center and Research
697 | Institute.—There is established the H. Lee Moffitt Cancer Center
698 | and Research Institute, a statewide resource for basic and
699 | clinical research and multidisciplinary approaches to patient
700 | care.

701 (1) The Board of Trustees of the University of South
 702 Florida ~~Governors~~ shall enter into a lease ~~an~~ agreement for the
 703 utilization of the lands and facilities on the campus of the
 704 University of South Florida to be known as the H. Lee Moffitt
 705 Cancer Center and Research Institute, including all furnishings,
 706 equipment, and other chattels used in the operation of such
 707 facilities, with a Florida not-for-profit corporation organized
 708 solely for the purpose of governing and operating the H. Lee
 709 Moffitt Cancer Center and Research Institute. The lease
 710 agreement with the not-for-profit corporation shall be rent free
 711 as long as the not-for-profit corporation and its subsidiaries
 712 utilize the lands and facilities primarily for research,
 713 education, treatment, prevention, and early detection of cancer
 714 or for teaching and research programs conducted by state
 715 universities or other accredited medical schools or research
 716 institutes. The lease agreement shall provide for review of
 717 construction plans and specifications by the University of South
 718 Florida for consistency with the university's campus master
 719 plan, impact on the university's utilities infrastructure,
 720 compliance with applicable building codes and general design
 721 characteristics, and capability with university architecture, as
 722 appropriate. The not-for-profit corporation may, with the prior
 723 approval of the Board of Governors, create either for-profit or
 724 not-for-profit corporate subsidiaries, or both, to fulfill its
 725 mission. The not-for-profit corporation and any approved not-
 726 for-profit subsidiary shall be conclusively deemed corporations
 727 primarily acting as instrumentalities of the state, pursuant to
 728 s. 768.28(2), for purposes of sovereign immunity. For-profit

729 subsidiaries of the not-for-profit corporation may not compete
 730 with for-profit health care providers in the delivery of
 731 radiation therapy services to patients. The not-for-profit
 732 corporation and its subsidiaries are authorized to receive,
 733 hold, invest, and administer property and any moneys received
 734 from private, local, state, and federal sources, as well as
 735 technical and professional income generated or derived from
 736 practice activities of the institute, for the benefit of the
 737 institute and the fulfillment of its mission. The affairs of the
 738 corporation shall be managed by a board of directors who shall
 739 serve without compensation. The President of the University of
 740 South Florida and the chair of the Board of Governors, or his or
 741 her designee, shall be directors of the not-for-profit
 742 corporation, ~~together with 5 representatives of the state~~
 743 ~~universities and no more than 14 nor fewer than 10 directors who~~
 744 ~~are not medical doctors or state employees.~~ Each director shall
 745 have only one vote, shall serve a term of 3 years, and may be
 746 reelected to the board. Other than the President of the
 747 University of South Florida and the ~~chair of the Board of~~
 748 ~~Governors,~~ Directors shall be elected by a majority vote of the
 749 board. The chair of the board of directors shall be selected by
 750 majority vote of the directors.

751 ~~(2) The Board of Governors shall provide in the agreement~~
 752 ~~with the not for profit corporation for the following:~~

753 ~~(a) Approval of the articles of incorporation of the not-~~
 754 ~~for profit corporation by the Board of Governors.~~

755 ~~(b) Approval of the articles of incorporation of any not-~~
 756 ~~for profit corporate subsidiary created by the not for profit~~

757 eorporation.

758 ~~(c) Utilization of lands, facilities, and personnel by the~~
 759 ~~not-for-profit corporation and its subsidiaries for research,~~
 760 ~~education, treatment, prevention, and the early detection of~~
 761 ~~cancer and for mutually approved teaching and research programs~~
 762 ~~conducted by the state universities or other accredited medical~~
 763 ~~schools or research institutes.~~

764 (2)(d) The not-for-profit corporation shall cause to be
 765 prepared ~~Preparation of an annual financial audits audit~~ of the
 766 not-for-profit corporation's accounts and records and the
 767 accounts and records of any subsidiaries to be conducted by an
 768 independent certified public accountant. The annual audit report
 769 shall include a management letter, as defined in s. 11.45, and
 770 shall be submitted to the Auditor General and the Board of
 771 Governors. The Board of Governors, the Auditor General, and the
 772 Office of Program Policy Analysis and Government Accountability
 773 shall have the authority to require and receive from the not-
 774 for-profit corporation and any subsidiaries or from their
 775 independent auditor any detail or supplemental data relative to
 776 the operation of the not-for-profit corporation or subsidiary.

777 ~~(e) Provision by~~ The not-for-profit corporation and its
 778 subsidiaries shall provide ~~of~~ equal employment opportunities to
 779 all persons regardless of race, color, religion, sex, age, or
 780 national origin.

781 (4) In the event that the agreement between the not-for-
 782 profit corporation and the Board of Trustees of the University
 783 of South Florida ~~Governors~~ is terminated for any reason, the
 784 Board of Governors shall resume governance and operation of such

785 facilities.

786 (5) The institute shall be administered by a chief
 787 executive officer who shall serve at the pleasure of the board
 788 of directors of the not-for-profit corporation and who shall
 789 have the following powers and duties subject to the approval of
 790 the board of directors:

791 (f) The chief executive officer shall report annually ~~have~~
 792 ~~a reporting relationship~~ to the Board of Governors or its
 793 designee on the educational activities of the not-for-profit
 794 corporation.

795 (6) The board of directors of the not-for-profit
 796 corporation shall create an external advisory board ~~a council~~ of
 797 scientific advisers to the chief executive officer comprised of
 798 leading researchers, physicians, and scientists. This board
 799 ~~council~~ shall review programs and recommend research priorities
 800 and initiatives so as to maximize the state's investment in the
 801 institute. The board ~~council~~ shall be appointed by the board of
 802 directors of the not-for-profit corporation. Each member of the
 803 board ~~council~~ shall be appointed to serve a 2-year term and may
 804 be reappointed to the board ~~council~~.

805 Section 15. Section 1004.91, Florida Statutes, is amended
 806 to read:

807 1004.91 Requirements for career education program basic
 808 skills ~~Career preparatory instruction.~~-

809 (1) The State Board of Education shall adopt, by rule,
 810 standards of basic skill mastery for completion of certificate
 811 career education programs. Each school district and Florida
 812 College System institution that conducts programs that confer

813 | career and technical certificates ~~credit~~ shall provide applied
814 | academics for adult education ~~career-preparatory~~ instruction
815 | through which students receive the basic skills instruction
816 | required pursuant to this section.

817 | (2) Students who enroll in a program offered for career
818 | credit of 450 hours or more shall complete an entry-level
819 | examination within the first 6 weeks after ~~of~~ admission into the
820 | program. The State Board of Education shall designate
821 | examinations that are currently in existence, the results of
822 | which are comparable across institutions, to assess student
823 | mastery of basic skills. Any student found to lack the required
824 | level of basic skills for such program shall be referred to
825 | applied academics for adult education ~~career-preparatory~~
826 | instruction or another adult general ~~basic~~ education program for
827 | a structured program of basic skills instruction. Such
828 | instruction may include English for speakers of other languages.
829 | A student may not receive a career or technical certificate of
830 | completion without first demonstrating the basic skills required
831 | in the state curriculum frameworks for the career education
832 | program.

833 | (3) (a) An adult student with a disability may be exempted
834 | from ~~the provisions of~~ this section.

835 | (b) The following students are exempt from this section:

836 | 1. A student who possesses a college degree at the
837 | associate in applied science level or higher ~~is exempt from this~~
838 | ~~section.~~

839 | 2. A student who demonstrates readiness for public
840 | postsecondary education pursuant to s. 1008.30 and applicable

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841 rules adopted by the State Board of Education ~~has completed or~~
842 ~~who is exempt from the college-level communication and~~
843 ~~computation skills examination pursuant to s. 1008.29, or who is~~
844 ~~exempt from the college entry-level examination pursuant to s.~~
845 ~~1008.29, is exempt from the provisions of this section.~~

846 3. A student who passes ~~Students who have passed~~ a state
847 ~~or, national, or industry~~ certification or licensure examination
848 that is identified in State Board of Education rules and aligned
849 to the career education program in which the student is enrolled
850 ~~exam are exempt from this section.~~

851 4. An adult student who is enrolled in an apprenticeship
852 program that is registered with the Department of Education in
853 accordance with ~~the provisions of chapter 446 is exempt from the~~
854 ~~provisions of this section.~~

855 Section 16. Paragraph (c) is added to subsection (2) of
856 section 1004.92, Florida Statutes, to read:

857 1004.92 Purpose and responsibilities for career
858 education.—

859 (2)

860 (c) District school boards and Florida College System
861 institution boards of trustees may vary up to 10 percent of the
862 intended student performance standards of each career education
863 program. The variance does not apply to career education
864 programs that train students for regulated occupations requiring
865 state or federal licensure, certification, or registration.

866 Section 17. Paragraphs (e) and (f) of subsection (2) and
867 paragraphs (c) and (d) of subsection (4) of section 1004.93,
868 Florida Statutes, are amended to read:

869 1004.93 Adult general education.—

870 (2) The adult education program must provide academic
871 services to students in the following priority:

872 ~~(c) Students who enroll in lifelong learning courses or~~
873 ~~activities that seek to address community social and economic~~
874 ~~issues that consist of health and human relations, government,~~
875 ~~parenting, consumer economics, and senior citizens.~~

876 ~~(f) Students who enroll in courses that relate to the~~
877 ~~recreational or leisure pursuits of the students. The cost of~~
878 ~~courses conducted pursuant to this paragraph shall be borne by~~
879 ~~the enrollees.~~

880 (4)

881 (c) The State Board of Education shall define, by rule,
882 the levels and courses of instruction to be funded through the
883 developmental education ~~college-preparatory~~ program. The state
884 board shall coordinate the establishment of costs for
885 developmental education ~~college-preparatory~~ courses, the
886 establishment of statewide standards that define required levels
887 of competence, acceptable rates of student progress, and the
888 maximum amount of time to be allowed for completion of
889 developmental education ~~college-preparatory~~ instruction.

890 Developmental education ~~College-preparatory~~ instruction is part
891 of an associate in arts degree program and may not be funded as
892 an adult career education program.

893 (d) Expenditures for developmental education ~~college-~~
894 ~~preparatory~~ and lifelong learning students shall be reported
895 separately. Allocations for developmental education ~~college-~~
896 ~~preparatory~~ courses shall be based on proportional full-time

897 equivalent enrollment. Program review results shall be included
 898 in the determination of subsequent allocations. A student shall
 899 be funded to enroll in the same developmental education ~~college-~~
 900 ~~preparatory~~ class within a skill area only twice, after which
 901 time the student shall pay 100 percent of the full cost of
 902 instruction to support the continuous enrollment of that student
 903 in the same class; however, students who withdraw or fail a
 904 class due to extenuating circumstances may be granted an
 905 exception only once for each class, provided approval is granted
 906 according to policy established by the board of trustees. Each
 907 Florida College System institution shall have the authority to
 908 review and reduce payment for increased fees due to continued
 909 enrollment in a developmental education ~~college-preparatory~~
 910 class on an individual basis contingent upon the student's
 911 financial hardship, pursuant to definitions and fee levels
 912 established by the State Board of Education. Developmental
 913 education ~~College-preparatory~~ and lifelong learning courses do
 914 not generate credit toward an associate or baccalaureate degree.

915 Section 18. Section 1006.735, Florida Statutes, is amended
 916 to read:

917 1006.735 Complete Florida Degree Program ~~Completion Pilot~~
 918 ~~Project~~.—

919 (1) The Complete Florida Degree Program ~~Completion Pilot~~
 920 ~~Project~~ is established for the purpose of recruiting,
 921 recovering, and retaining the state's adult learners and
 922 assisting them in completing an associate degree or a
 923 baccalaureate degree that is aligned to high-wage, high-skill
 924 workforce needs. As used in this section, the term "adult

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925 learner" means a student who has successfully completed college-
926 level coursework in multiple semesters but has left an
927 institution in good standing before completing his or her
928 degree. The program ~~pilot project~~ shall give priority to adult
929 learners who are veterans or active duty members of the United
930 States Armed Forces.

931 (2) The Complete Florida Degree Program ~~pilot project~~
932 shall be implemented by the University of West Florida, acting
933 as the lead institution, in coordination with Florida College
934 System institutions, state universities, and private
935 postsecondary institutions, as appropriate. ~~The program; the~~
936 ~~University of South Florida; Florida State College at~~
937 ~~Jacksonville; and St. Petersburg College~~ and shall include the
938 associate, applied baccalaureate, and baccalaureate degree
939 programs that these institutions have selected. Other partnering
940 public postsecondary education institutions shall provide areas
941 of specialization or concentration.

942 (3) For purposes of selecting the degree programs that
943 will be given priority in the Complete Florida Degree Program
944 ~~pilot project~~, the institutions identified in subsection (2)
945 shall partner with public and private job recruitment and
946 placement agencies and use labor market data and projections to
947 identify the specific workforce needs and targeted occupations
948 of the state.

949 (4) The Complete Florida Degree Program ~~pilot project~~
950 shall provide adult learners with a single point of access to
951 information and links to innovative online and accelerated
952 distance learning courses, student and library support services,

953 and electronic resources that will guide the adult learner
 954 toward the successful completion of a postsecondary degree.

955 (5) Beginning with the 2013-2014 ~~2012-2013~~ academic year,
 956 the Complete Florida Degree Program ~~pilot project~~ shall be
 957 implemented and must:

958 (a) Use the distance learning course catalog established
 959 pursuant to s. 1006.73 to communicate course availability to the
 960 adult learner.

961 (b) Develop and implement an advising and student support
 962 system that includes the use of degree completion specialists,
 963 is based upon best practices and processes, and includes
 964 academic and career support services designed specifically for
 965 the adult learner. The program must identify proposed changes to
 966 the statewide computer-assisted student advising system
 967 established pursuant to s. 1006.73 to assist the adult learner
 968 in using the system.

969 (c) Use the streamlined, automated, online admissions
 970 application process for transient students established pursuant
 971 to s. 1006.73. The program ~~pilot project~~ shall identify any
 972 additional admissions and registration policies and practices
 973 that could be further streamlined and automated for purposes of
 974 assisting the adult learner.

975 (d) Use existing and, if necessary, develop new
 976 competency-based instructional and evaluation tools to assess
 977 prior performance, experience, and education for the award of
 978 college credit in order to reduce the time required for adult
 979 learners to complete their degrees. The tools may include the
 980 use of the American Council on Education's collaborative link

981 between the United States Department of Defense and higher
 982 education through the review of military training and
 983 experiences for the award of equivalent college credit for
 984 members of the United States Armed Forces.

985 (e) Develop and implement an evaluation process that
 986 collects, analyzes, and provides to the participating
 987 postsecondary education institutions, the chairs of the
 988 legislative appropriations committees, and the Executive Office
 989 of the Governor information on the effectiveness of the program
 990 ~~pilot project~~ and the attainment of its goals. Such a process
 991 shall include a management information system that collects the
 992 appropriate student, programmatic, and fiscal data necessary to
 993 complete the evaluation of the program ~~pilot project~~.

994 Institutions involved in the program ~~pilot project~~ shall also
 995 collect job placement and employment data on the adult learners
 996 who have completed their degrees as a result of the program
 997 ~~pilot project~~.

998 (f) Develop and implement a statewide marketing campaign
 999 targeted toward recruiting adult learners, particularly veterans
 1000 and active duty members of the United States Armed Forces, for
 1001 enrollment in the degree programs offered through the program
 1002 ~~pilot project~~.

1003 (6) For purposes of the Complete Florida Degree Program
 1004 ~~pilot project~~, each institution's current tuition and fee
 1005 structure shall be used. However, all participating institutions
 1006 shall collaboratively identify the applicable cost components
 1007 involved in the development and delivery of distance learning
 1008 courses, collect information on these cost components, and

1009 submit the information to the ~~Florida Virtual Campus~~. The
 1010 chancellors of the Florida College System and the State
 1011 University System. The chancellors shall submit a report to the
 1012 chairs of the legislative appropriations committees no later
 1013 than December 31, 2014 ~~2013~~, on the need for a differentiated
 1014 tuition and fee structure for the development and delivery of
 1015 distance learning courses.

1016 (7) The University of West Florida, in collaboration with
 1017 its partners ~~the University of South Florida, Florida State~~
 1018 ~~College at Jacksonville, and St. Petersburg College~~, shall
 1019 submit to the chairs of the legislative appropriations
 1020 committees no later than September 1, 2013 ~~June 1, 2012~~, a
 1021 detailed program ~~project~~ plan that defines the major work
 1022 activities, student eligibility criteria, timeline, and cost for
 1023 implementing the Complete Florida Degree Program ~~pilot project~~.

1024 ~~(8) The University of West Florida, in collaboration with~~
 1025 ~~the University of South Florida, Florida State College at~~
 1026 ~~Jacksonville, and St. Petersburg College, shall develop and~~
 1027 ~~implement a transition plan that transfers the administration of~~
 1028 ~~the pilot project to the Florida Virtual Campus no later than~~
 1029 ~~June 30, 2013.~~

1030 Section 19. Subsection (3) of section 1007.01, Florida
 1031 Statutes, is amended to read:

1032 1007.01 Articulation; legislative intent; purpose; role of
 1033 the State Board of Education and the Board of Governors;
 1034 Articulation Coordinating Committee.—

1035 (3) The Commissioner of Education, in consultation with
 1036 the Chancellor of the State University System, shall establish

1037 the Articulation Coordinating Committee, which shall make
 1038 recommendations related to statewide articulation policies and
 1039 issues regarding access, quality, and reporting of data
 1040 maintained by the K-20 data warehouse, established pursuant to
 1041 ss. 1001.10 and 1008.31, to the Higher Education Coordination
 1042 Council, the State Board of Education, and the Board of
 1043 Governors. The committee shall consist of two members each
 1044 representing the State University System, the Florida College
 1045 System, public career and technical education, ~~public~~ K-12
 1046 education, and nonpublic postsecondary education and one member
 1047 representing students. The chair shall be elected from the
 1048 membership. The Office of K-20 Articulation shall provide
 1049 administrative support for the committee. The committee shall:

1050 (a) Monitor the alignment between the exit requirements of
 1051 one education system and the admissions requirements of another
 1052 education system into which students typically transfer and make
 1053 recommendations for improvement.

1054 (b) Propose guidelines for interinstitutional agreements
 1055 between and among public schools, career and technical education
 1056 centers, Florida College System institutions, state
 1057 universities, and nonpublic postsecondary institutions.

1058 (c) Annually recommend dual enrollment course and high
 1059 school subject area equivalencies for approval by the State
 1060 Board of Education and the Board of Governors.

1061 (d) Annually review the statewide articulation agreement
 1062 pursuant to s. 1007.23 and make recommendations for revisions.

1063 (e) Annually review the statewide course numbering system,
 1064 the levels of courses, and the application of transfer credit

1065 requirements among public and nonpublic institutions
 1066 participating in the statewide course numbering system and
 1067 identify instances of student transfer and admissions
 1068 difficulties.

1069 (f) Annually publish a list of courses that meet common
 1070 general education and common degree program prerequisite
 1071 requirements at public postsecondary institutions identified
 1072 pursuant to s. 1007.25.

1073 (g) Foster timely collection and reporting of statewide
 1074 education data ~~Examine statewide data regarding articulation to~~
 1075 ~~identify issues and make recommendations to improve articulation~~
 1076 ~~throughout~~ the K-20 education performance accountability system
 1077 by:

1078 1. Facilitating timely reporting of data by all
 1079 educational delivery systems to the K-20 data warehouse
 1080 established pursuant to ss. 1001.10 and 1008.31.

1081 2. Facilitating timely reporting of data by the K-20 data
 1082 warehouse to organizations and authorized representatives
 1083 pursuant to s. 1008.31.

1084 3. Identifying data issues including, but not limited to,
 1085 data quality and accessibility.

1086 (h) Recommend roles and responsibilities of public
 1087 education entities in interfacing with the single, statewide
 1088 computer-assisted student advising system established pursuant
 1089 to s. 1006.73.

1090 Section 20. Paragraph (c) of subsection (2) of section
 1091 1007.21, Florida Statutes, is amended to read:

1092 1007.21 Readiness for postsecondary education and the

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1093 workplace.-

1094 (2)

1095 (c) The college ~~common~~ placement test authorized in ss.
 1096 1001.03(10) and 1008.30 or a similar test may be administered to
 1097 high school students who have chosen one of the four
 1098 destinations. The results of the placement test shall be used to
 1099 target additional instructional needs in reading, writing, and
 1100 mathematics before ~~prior to~~ graduation.

1101 Section 21. Subsection (3) of section 1007.23, Florida
 1102 Statutes, is amended to read:

1103 1007.23 Statewide articulation agreement.-

1104 (3) To improve articulation and reduce excess credit
 1105 hours, beginning with students initially entering a Florida
 1106 College System institution in 2013-2014 and thereafter, the
 1107 articulation agreement must require each student who is seeking
 1108 an associate in arts degree to indicate a baccalaureate degree
 1109 program offered by an institution of interest by the time the
 1110 student earns 36 ~~30~~ semester hours. The institution in which the
 1111 student is enrolled shall inform the student of the
 1112 prerequisites for the baccalaureate degree program offered by an
 1113 institution of interest.

1114 Section 22. Subsections (3), (6), (7), (8), and (10) of
 1115 section 1007.25, Florida Statutes, are amended to read:

1116 1007.25 General education courses; common prerequisites;
 1117 other degree requirements.-

1118 (3) The chair of the State Board of Education and the
 1119 chair of the Board of Governors, or their designees, shall
 1120 jointly appoint faculty committees to identify statewide general

1121 education core course options. General education core course
 1122 options shall consist of a maximum of five courses within each
 1123 of the subject areas of communication, mathematics, social
 1124 sciences, humanities, and natural sciences. Each general
 1125 education core course option must contain high-level academic
 1126 and critical thinking skills and common competencies that
 1127 students must demonstrate to successfully complete the course.
 1128 Beginning with students initially entering a Florida College
 1129 System institution or state university in 2015-2016 ~~2014-2015~~
 1130 and thereafter, each student must complete at least one
 1131 identified core course in each subject area as part of the
 1132 general education course requirements. All public postsecondary
 1133 educational institutions shall ~~offer and~~ accept these courses as
 1134 meeting general education core course requirements. The
 1135 remaining general education course requirements shall be
 1136 identified by each institution and reported to the department by
 1137 their statewide course number. The general education core course
 1138 options shall be adopted in rule by the State Board of Education
 1139 and in regulation by the Board of Governors. Additional core
 1140 course options may be approved by the State Board of Education
 1141 and the Board of Governors if recommended by the subject area
 1142 faculty committee and approved by the Articulation Coordinating
 1143 Committee as necessary for a subject area.

1144 (6) The universities and Florida College System
 1145 institutions shall work with their school districts to ensure
 1146 that high school curricula coordinate with the general education
 1147 curricula and to prepare students for college-level work.
 1148 General education curricula for associate in arts programs shall

1149 | be identified by each institution and, ~~beginning with students~~
 1150 | ~~initially entering a Florida College System institution or state~~
 1151 | ~~university in 2014-2015 and thereafter,~~ shall include 36 ~~30~~
 1152 | semester hours in the subject areas of communication,
 1153 | mathematics, social sciences, humanities, and natural sciences.

1154 | (7) An associate in arts degree shall require no more than
 1155 | 60 semester hours of college credit and, ~~beginning with students~~
 1156 | ~~initially entering a Florida College System institution or state~~
 1157 | ~~university in 2014-2015 and thereafter,~~ include 36 ~~30~~ semester
 1158 | hours of general education coursework. Beginning with students
 1159 | initially entering a Florida College System institution or state
 1160 | university in 2014-2015 and thereafter, coursework for an
 1161 | associate in arts degree shall include ~~and~~ demonstration of
 1162 | competency in a foreign language pursuant to s. 1007.262. Except
 1163 | for developmental education ~~college preparatory coursework~~
 1164 | required pursuant to s. 1008.30, all required coursework shall
 1165 | count toward the associate in arts degree or the baccalaureate
 1166 | degree.

1167 | (8) A baccalaureate degree program shall require no more
 1168 | than 120 semester hours of college credit and, ~~beginning with~~
 1169 | ~~students initially entering a Florida College System institution~~
 1170 | ~~or state university in 2014-2015 and thereafter,~~ include 36 ~~30~~
 1171 | semester hours of general education coursework, unless prior
 1172 | approval has been granted by the Board of Governors for
 1173 | baccalaureate degree programs offered by state universities and
 1174 | by the State Board of Education for baccalaureate degree
 1175 | programs offered by Florida College System institutions.

1176 | (10) Students at state universities may request associate

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1177 in arts certificates if they have successfully completed the
 1178 minimum requirements for the degree of associate in arts (A.A.).
 1179 The university must grant the student an associate in arts
 1180 degree if the student has successfully completed minimum
 1181 requirements for college-level communication and computation
 1182 skills adopted by the State Board of Education and 60 academic
 1183 semester hours or the equivalent within a degree program area,
 1184 including 36 and, ~~beginning with students initially entering a~~
 1185 ~~Florida College System institution or state university in 2014-~~
 1186 ~~2015 and thereafter, include 30~~ semester hours in general
 1187 education courses in the subject areas of communication,
 1188 mathematics, social sciences, humanities, and natural sciences,
 1189 consistent with the general education requirements specified in
 1190 the articulation agreement pursuant to s. 1007.23.

1191 Section 23. Section 1007.263, Florida Statutes, is amended
 1192 to read:

1193 1007.263 Florida College System institutions; admissions
 1194 of students.—Each Florida College System institution board of
 1195 trustees is authorized to adopt rules governing admissions of
 1196 students subject to this section and rules of the State Board of
 1197 Education. These rules shall include the following:

1198 (1) Admissions counseling shall be provided to all
 1199 students entering college or career credit programs. Counseling
 1200 shall utilize tests to measure achievement of college-level
 1201 communication and computation competencies by all students
 1202 entering college credit programs or tests to measure achievement
 1203 of basic skills for career education programs as prescribed in
 1204 s. 1004.91.

1205 (2) Admission to associate degree programs is subject to
 1206 minimum standards adopted by the State Board of Education and
 1207 shall require:

1208 (a) A standard high school diploma, a high school
 1209 equivalency diploma as prescribed in s. 1003.435, previously
 1210 demonstrated competency in college credit postsecondary
 1211 coursework, or, in the case of a student who is home educated, a
 1212 signed affidavit submitted by the student's parent or legal
 1213 guardian attesting that the student has completed a home
 1214 education program pursuant to the requirements of s. 1002.41.
 1215 Students who are enrolled in a dual enrollment or early
 1216 admission program pursuant to s. 1007.271 are exempt from this
 1217 requirement.

1218 (b) A demonstrated level of achievement of college-level
 1219 communication and computation skills.

1220 (c) Any other requirements established by the board of
 1221 trustees.

1222 (3) Admission to other programs within the Florida College
 1223 System institution shall include education requirements as
 1224 established by the board of trustees.

1225 (4) A student who has been awarded a special diploma as
 1226 defined in s. 1003.438 or a certificate of completion as defined
 1227 in s. 1003.43(10) is eligible to enroll in certificate career
 1228 education programs.

1229 (5) A student with a documented disability may be eligible
 1230 for reasonable substitutions, as prescribed in ss. 1007.264 and
 1231 1007.265.

1232

1233 Each board of trustees shall establish policies that notify
 1234 students about, and place students into, adult basic education,
 1235 adult secondary education, or other instructional programs that
 1236 provide students with alternatives to traditional developmental
 1237 education ~~college-preparatory instruction~~, including private
 1238 provider instruction. A student is prohibited from enrolling in
 1239 additional college-level courses until the student scores above
 1240 the cut-score on all sections of the college ~~common~~ placement
 1241 test.

1242 Section 24. Subsections (2), (3), and (14) of section
 1243 1007.271, Florida Statutes, are amended to read:

1244 1007.271 Dual enrollment programs.—

1245 (2) For the purpose of this section, an eligible secondary
 1246 student is a student who is enrolled in a Florida public
 1247 secondary school or in a Florida private secondary school which
 1248 is in compliance with s. 1002.42(2) and provides a secondary
 1249 curriculum pursuant to s. 1003.428, s. 1003.429, or s. 1003.43.
 1250 Students who are eligible for dual enrollment pursuant to this
 1251 section may enroll in dual enrollment courses conducted during
 1252 school hours, after school hours, and during the summer term.
 1253 However, if the student is projected to graduate from high
 1254 school before the scheduled completion date of a postsecondary
 1255 course, the student may not register for that course through
 1256 dual enrollment. The student may apply to the postsecondary
 1257 institution and pay the required registration, tuition, and fees
 1258 if the student meets the postsecondary institution's admissions
 1259 requirements under s. 1007.263. Instructional time for dual
 1260 enrollment may vary from 900 hours; however, the school district

1261 may only report the student for a maximum of 1.0 FTE, as
 1262 provided in s. 1011.61(4). Any student enrolled as a dual
 1263 enrollment student is exempt from the payment of registration,
 1264 tuition, and laboratory fees. Applied academics for adult
 1265 education ~~Vocational-preparatory~~ instruction, developmental
 1266 education ~~college-preparatory~~ instruction, and other forms of
 1267 precollegiate instruction, as well as physical education courses
 1268 that focus on the physical execution of a skill rather than the
 1269 intellectual attributes of the activity, are ineligible for
 1270 inclusion in the dual enrollment program. Recreation and leisure
 1271 studies courses shall be evaluated individually in the same
 1272 manner as physical education courses for potential inclusion in
 1273 the program.

1274 (3) Student eligibility requirements for initial
 1275 enrollment in college credit dual enrollment courses must
 1276 include a 3.0 unweighted high school grade point average and the
 1277 minimum score on a college ~~common~~ placement test adopted by the
 1278 State Board of Education which indicates that the student is
 1279 ready for college-level coursework. Student eligibility
 1280 requirements for continued enrollment in college credit dual
 1281 enrollment courses must include the maintenance of a 3.0
 1282 unweighted high school grade point average and the minimum
 1283 postsecondary grade point average established by the
 1284 postsecondary institution. Regardless of meeting student
 1285 eligibility requirements for continued enrollment, a student may
 1286 lose the opportunity to participate in a dual enrollment course
 1287 if the student is disruptive to the learning process such that
 1288 the progress of other students or the efficient administration

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1289 of the course is hindered. Student eligibility requirements for
 1290 initial and continued enrollment in career certificate dual
 1291 enrollment courses must include a 2.0 unweighted high school
 1292 grade point average. Exceptions to the required grade point
 1293 averages may be granted on an individual student basis if the
 1294 educational entities agree and the terms of the agreement are
 1295 contained within the dual enrollment articulation agreement
 1296 established pursuant to subsection (21). Florida College System
 1297 institution boards of trustees may establish additional initial
 1298 student eligibility requirements, which shall be included in the
 1299 dual enrollment articulation agreement, to ensure student
 1300 readiness for postsecondary instruction. Additional requirements
 1301 included in the agreement may not arbitrarily prohibit students
 1302 who have demonstrated the ability to master advanced courses
 1303 from participating in dual enrollment courses.

1304 (14) The Department of Education shall approve any course
 1305 for inclusion in the dual enrollment program that is contained
 1306 within the statewide course numbering system. However,
 1307 developmental education ~~college-preparatory~~ and other forms of
 1308 precollegiate instruction, and physical education and other
 1309 courses that focus on the physical execution of a skill rather
 1310 than the intellectual attributes of the activity, may not be so
 1311 approved but must be evaluated individually for potential
 1312 inclusion in the dual enrollment program. This subsection may
 1313 not be construed to mean that an independent postsecondary
 1314 institution eligible for inclusion in a dual enrollment or early
 1315 admission program pursuant to s. 1011.62 must participate in the
 1316 statewide course numbering system developed pursuant to s.

1317 1007.24 to participate in a dual enrollment program.

1318 Section 25. Section 1008.02, Florida Statutes, is created
 1319 to read:

1320 1008.02 Definitions.—As used in this chapter:

1321 (1) "Accelerated course structure" means a course or
 1322 strand of study that accelerates the progress of students from
 1323 developmental education into college-level coursework.

1324 (2) "Co-requisite education" means preparatory academic
 1325 instruction that is deployed through a variety of classroom,
 1326 online, or blended instructional strategies and offered
 1327 concurrently with college credit instruction. The term includes,
 1328 but is not limited to:

1329 (a) Compressed or modularized instruction or coaching that
 1330 supplements credit instruction.

1331 (b) Embedded content in a modified or extended credit-
 1332 bearing course intended to contextualize or accelerate credit
 1333 attainment.

1334 (3) "Developmental education" means instruction through
 1335 which a high school graduate who applies for any college credit
 1336 program may attain the communication and computation skills
 1337 necessary to successfully complete college credit instruction.

1338 (4) "Gateway course" means the first course that provides
 1339 transferable, college-level credit allowing a student to
 1340 progress in his or her program of study.

1341 (5) "Mastery-based education" means customized, targeted
 1342 instruction that addresses specific skills gaps.

1343 (6) "Meta-major" means a collection of programs of study
 1344 or academic discipline groupings that share common foundational

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1345 skills.

1346 Section 26. Section 1008.30, Florida Statutes, is amended
1347 to read:

1348 1008.30 College readiness and ~~Common~~ placement testing ~~for~~
1349 ~~public postsecondary education.~~—

1350 (1) The State Board of Education, in consultation
1351 ~~conjunction~~ with the Board of Governors, shall establish by rule
1352 ~~develop and implement~~ a college ~~common~~ placement test for the
1353 purpose of assessing the basic computation and communication
1354 skills of students who intend to enter a degree program at any
1355 public postsecondary educational institution. Alternative
1356 assessments that may be accepted in lieu of the college
1357 placement test shall also be identified in rule. Public
1358 ~~postsecondary~~ educational institutions shall provide appropriate
1359 modifications of the test instruments or test procedures for
1360 students with disabilities.

1361 (2) By January 1, 2014, the State Board of Education, in
1362 conjunction with the Board of Governors, shall approve a series
1363 of meta-majors, academic pathways, and degree maps that identify
1364 the gateway courses required for success in each meta-major.
1365 Results from the college placement test shall be used to
1366 diagnose a student's readiness for his or her chosen meta-major
1367 and provide academic counseling that places the student into
1368 credit courses as quickly as possible, with developmental
1369 education limited to that content needed for success in the
1370 meta-major.

1371 (3) ~~(2)~~ The college ~~common~~ placement testing program shall
1372 include ~~at a minimum the following:~~ the capacity to diagnose

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1373 basic competencies in the areas of English, reading, and
 1374 mathematics which are essential for success in meta-majors and
 1375 provide to perform college-level work; prerequisite skills that
 1376 relate to progressively advanced instruction in mathematics,
 1377 such as algebra and geometry; prerequisite skills that relate to
 1378 progressively advanced instruction in language arts, such as
 1379 English composition and literature; and provision of test
 1380 information to students on the specific deficiencies.

1381 (4) The State Board of Education shall establish by rule
 1382 the test scores a student must achieve to demonstrate readiness.
 1383 Students who demonstrate readiness by achieving or exceeding the
 1384 test scores established by the state board and enroll in a
 1385 Florida College System institution within 2 years after
 1386 achieving such scores may not be required to retest or complete
 1387 developmental education when admitted to any Florida College
 1388 System institution.

1389 (5)~~(3)~~ The State Board of Education shall adopt rules that
 1390 require high schools to evaluate before the beginning of grade
 1391 12 the college readiness of each student who scores at Level 2
 1392 or Level 3 on ~~the reading portion of the grade 10 FCAT Reading~~
 1393 or Level 2, Level 3, or Level 4 on the Algebra I mathematics
 1394 assessments under s. 1008.22 ~~1008.22(3)(c)~~. High schools shall
 1395 perform this evaluation using results from the corresponding
 1396 component of the college ~~common~~ placement test prescribed in
 1397 this section, or an alternative ~~equivalent~~ test identified by
 1398 the State Board of Education. ~~The State Board of Education shall~~
 1399 ~~identify in rule the assessments necessary to perform the~~
 1400 ~~evaluations required by this subsection and shall work with the~~

1401 ~~school districts to administer the assessments. The State Board~~
 1402 ~~of Education shall establish by rule the minimum test scores a~~
 1403 ~~student must achieve to demonstrate readiness. Students who~~
 1404 ~~demonstrate readiness by achieving the minimum test scores~~
 1405 ~~established by the state board and enroll in a Florida College~~
 1406 ~~System institution within 2 years of achieving such scores shall~~
 1407 ~~not be required to retest or enroll in remediation when admitted~~
 1408 ~~to any Florida College System institution. The high schools~~
 1409 ~~school~~ shall use the results of the test to advise the students
 1410 of any identified deficiencies and to provide 12th grade
 1411 students, and require them to complete, appropriate
 1412 postsecondary preparatory instruction before ~~prior to~~ high
 1413 school graduation. The curriculum provided under this subsection
 1414 shall be identified in rule by the State Board of Education and
 1415 encompass Florida's Postsecondary Readiness Competencies. Other
 1416 elective courses may not be substituted for the selected
 1417 postsecondary reading, mathematics, or writing preparatory
 1418 course unless the elective course covers the same competencies
 1419 included in the postsecondary reading, mathematics, ~~or~~ writing,
 1420 or English language arts preparatory course.

1421 (6) (a) The State Board of Education shall adopt rules by
 1422 January 1, 2014, to implement developmental education. The rules
 1423 must include:

1424 1. Student attributes that may be considered by
 1425 institutional boards in addition to performance on college
 1426 placement tests, such as grade point averages, work history,
 1427 military experience, career interests, degree major declaration,
 1428 or any combination thereof.

1429 2. Recommended placement options for students performing
 1430 at levels indicating adult education as an appropriate placement
 1431 for students to develop needed college-entry academic skills.

1432 3. Sufficient flexibility for local professional judgment
 1433 and determinations of appropriate student placement.

1434 4. Limits on credit course enrollment for students
 1435 indicating the need for preparatory assistance in two or more
 1436 content areas.

1437 (b) Local policies and practices set by each Florida
 1438 College System institution board of trustees must outline the
 1439 attributes considered by the institution for placement
 1440 determinations, identify instructional options available to
 1441 students, and describe student costs and financial aid
 1442 opportunities associated with each instructional option.
 1443 Placement and instructional options must, at minimum, provide
 1444 for direct placement of a student in a credit course either with
 1445 or without institutionally-required co-requisite education,
 1446 mastery-based instruction or accelerated pathways into credit
 1447 courses, or direct placement of a student into adult education
 1448 as appropriate to the student's demonstrated communication or
 1449 computation performance levels. Policies and practices must
 1450 specify limits on credit course enrollment for students
 1451 indicating the need for preparatory assistance, outline
 1452 retesting requirements, and identify options for students
 1453 counseled into adult education as an appropriate placement when
 1454 such instruction is not provided by the institution.

1455 ~~(4) (a) — Students who have been identified as requiring~~
 1456 ~~additional preparation pursuant to subsection (1) shall enroll~~

1457 ~~in college-preparatory or other adult education pursuant to s.~~
 1458 ~~1004.93 in Florida College System institutions to develop needed~~
 1459 ~~college-entry skills. The State Board of Education shall specify~~
 1460 ~~by rule provisions for alternative remediation opportunities and~~
 1461 ~~retesting policies. These students shall be permitted to take~~
 1462 ~~courses within their degree program concurrently in other~~
 1463 ~~curriculum areas for which they are qualified while enrolled in~~
 1464 ~~college-preparatory instruction courses. A student enrolled in a~~
 1465 ~~college-preparatory course may concurrently enroll only in~~
 1466 ~~college credit courses that do not require the skills addressed~~
 1467 ~~in the college preparatory course. A degree-seeking student who~~
 1468 ~~is required to complete a college-preparatory course must~~
 1469 ~~successfully complete the required college-preparatory studies~~
 1470 ~~by the time the student has accumulated 12 hours of lower-~~
 1471 ~~division college credit degree coursework; however, a student~~
 1472 ~~may continue enrollment in degree-earning coursework provided~~
 1473 ~~the student maintains enrollment in college-preparatory~~
 1474 ~~coursework for each subsequent semester until college-~~
 1475 ~~preparatory coursework requirements are completed, and provided~~
 1476 ~~the student demonstrates satisfactory performance in degree-~~
 1477 ~~earning coursework. A student who has accumulated 12 college~~
 1478 ~~credit hours and has not yet demonstrated proficiency in the~~
 1479 ~~basic competency areas of reading, writing, and mathematics must~~
 1480 ~~be advised in writing of the requirements for associate degree~~
 1481 ~~completion and state university admission, including information~~
 1482 ~~about future financial aid eligibility and the potential costs~~
 1483 ~~of accumulating excessive college credit as described in s.~~
 1484 ~~1009.286. Before a student is considered to have met basic~~

1485 ~~computation and communication skills requirements, the student~~
 1486 ~~must demonstrate successful mastery of the required~~
 1487 ~~developmental education competencies as defined in State Board~~
 1488 ~~of Education rule. Credit awarded for college-preparatory~~
 1489 ~~instruction may not be counted toward fulfilling the number of~~
 1490 ~~credits required for a degree.~~

1491 (c) ~~(b)~~ A university board of trustees may contract with a
 1492 Florida College System institution board of trustees for the
 1493 Florida College System institution to provide developmental
 1494 education ~~such instruction~~ on the state university campus. Any
 1495 state university in which the percentage of incoming students
 1496 requiring developmental education ~~college-preparatory~~
 1497 ~~instruction~~ equals or exceeds the average percentage of such
 1498 students for the Florida College System may offer developmental
 1499 education ~~college-preparatory instruction~~ without contracting
 1500 with a Florida College System institution; however, Florida
 1501 Agricultural and Mechanical University ~~any state university~~
 1502 ~~offering college-preparatory instruction as of January 1, 1996,~~
 1503 may continue to provide such services.

1504 (7) ~~(5)~~ A student may not be enrolled in a college credit
 1505 mathematics or English course on a dual enrollment basis unless
 1506 the student has achieved or exceeded the score ~~demonstrated~~
 1507 ~~adequate precollegiate preparation on the section of the basic~~
 1508 ~~computation and communication skills assessment~~ required
 1509 pursuant to subsection (4) ~~(1)~~ that is appropriate for
 1510 successful student participation in the course.

1511 Section 27. Subsection (4) of section 1008.32, Florida
 1512 Statutes, is amended to read:

1513 1008.32 State Board of Education oversight enforcement
 1514 authority.—The State Board of Education shall oversee the
 1515 performance of district school boards and Florida College System
 1516 institution boards of trustees in enforcement of all laws and
 1517 rules. District school boards and Florida College System
 1518 institution boards of trustees shall be primarily responsible
 1519 for compliance with law and state board rule.

1520 (4) If the State Board of Education determines that a
 1521 district school board or Florida College System institution
 1522 board of trustees is unwilling or unable to comply with law or
 1523 state board rule within the specified time, the state board
 1524 shall have the authority to initiate any of the following
 1525 actions:

1526 (a) Report to the Legislature that the school district or
 1527 Florida College System institution is ~~has been~~ unwilling or
 1528 unable to comply with law or state board rule and recommend
 1529 action to be taken by the Legislature.

1530 ~~(b) Reduce the discretionary lottery appropriation until~~
 1531 ~~the school district or Florida College System institution~~
 1532 ~~complies with the law or state board rule.~~

1533 (b)-(e) Withhold the transfer of state funds, discretionary
 1534 grant funds, discretionary lottery funds, or any other funds
 1535 specified as eligible for this purpose by the Legislature until
 1536 the school district or Florida College System institution
 1537 complies with ~~the~~ law or state board rule.

1538 (c)-(d) Declare the school district or Florida College
 1539 System institution ineligible for competitive grants.

1540 (d)-(e) Require monthly or periodic reporting on the

1541 situation related to noncompliance until it is remedied.

1542 Section 28. Section 1008.322, Florida Statutes, is created
 1543 to read:

1544 1008.322 Board of Governors oversight enforcement
 1545 authority.—

1546 (1) The Board of Governors of the State University System
 1547 shall oversee the performance of state university boards of
 1548 trustees in the enforcement of laws, rules, and regulations.
 1549 State university boards of trustees shall be primarily
 1550 responsible for compliance with laws and Board of Governors'
 1551 rules and regulations.

1552 (2) The Board of Governors' constitutional authority to
 1553 operate, regulate, control, and be fully responsible for the
 1554 management of the entire State University System mandates that
 1555 the state universities comply with all requests by the Board of
 1556 Governors for information, data, and reports. The state
 1557 university presidents are responsible for the accuracy of the
 1558 information and data reported to the Board of Governors.

1559 (3) The Chancellor of the State University System may
 1560 investigate allegations of noncompliance with any law or Board
 1561 of Governors' rule or regulation and determine probable cause.
 1562 The chancellor shall report determinations of probable cause to
 1563 the Board of Governors, which may require the university board
 1564 of trustees to document compliance with the law or Board of
 1565 Governors' rule or regulation.

1566 (4) If the university board of trustees cannot
 1567 satisfactorily document compliance, the Board of Governors may
 1568 order compliance within a specified timeframe.

1569 (5) If the Board of Governors determines that a state
 1570 university board of trustees is unwilling or unable to comply
 1571 with any law or Board of Governors' rule or regulation or audit
 1572 recommendation within the specified time, the Board of
 1573 Governors, in addition to actions constitutionally authorized,
 1574 may initiate any of the following actions:

1575 (a) Withhold the transfer of state funds, discretionary
 1576 grant funds, discretionary lottery funds, or any other funds
 1577 appropriated to the Board of Governors by the Legislature for
 1578 disbursement to the state university until the university
 1579 complies with the law or Board of Governors' rule or regulation.

1580 (b) Declare the state university ineligible for
 1581 competitive grants disbursed by the Board of Governors.

1582 (c) Require monthly or periodic reporting on the situation
 1583 related to noncompliance until it is remedied.

1584 (d) Report to the Legislature that the state university is
 1585 unwilling or unable to comply with the law or Board of
 1586 Governors' rule or regulation and recommend action to be taken
 1587 by the Legislature.

1588 (6) Nothing in this section may be construed to create a
 1589 private cause of action or create any rights for individuals or
 1590 entities in addition to those provided elsewhere in law, rule,
 1591 or regulation.

1592 Section 29. Paragraphs (b) and (c) of subsection (3) of
 1593 section 1008.34, Florida Statutes, are amended to read:

1594 1008.34 School grading system; school report cards;
 1595 district grade.—

1596 (3) DESIGNATION OF SCHOOL GRADES.—

1597 (b)1. A school's grade shall be based on a combination of:

1598 a. Student achievement scores, including achievement as
 1599 measured by FCAT assessments under s. 1008.22(3)(c)1.,
 1600 statewide, standardized end-of-course assessments under s.
 1601 1008.22(3)(c)2.a. and b., and achievement scores for students
 1602 seeking a special diploma.

1603 b. Student learning gains in reading and mathematics as
 1604 measured by FCAT and statewide, standardized end-of-course
 1605 assessments, as described in s. 1008.22(3)(c)1. and 2.a.,
 1606 including learning gains for students seeking a special diploma,
 1607 as measured by an alternate assessment.

1608 c. Improvement of the lowest 25th percentile of students
 1609 in the school in reading and mathematics on the FCAT or end-of-
 1610 course assessments described in s. 1008.22(3)(c)2.a., unless
 1611 these students are exhibiting satisfactory performance.

1612 2. Beginning with the 2011-2012 school year, for schools
 1613 comprised of middle school grades 6 through 8 or grades 7 and 8,
 1614 the school's grade shall include the performance and
 1615 participation of its students enrolled in high school level
 1616 courses with end-of-course assessments administered under s.
 1617 1008.22(3)(c)2.a. Performance and participation must be weighted
 1618 equally. As valid data becomes available, the school grades
 1619 shall include the students' attainment of national industry
 1620 certification identified in the Industry Certification Funding
 1621 List pursuant to rules adopted by the state board.

1622 3. Beginning with the 2009-2010 school year for schools
 1623 comprised of high school grades 9, 10, 11, and 12, or grades 10,
 1624 11, and 12, at least 50 percent of the school grade shall be

1625 based on a combination of the factors listed in sub-
 1626 subparagraphs 1.a.-c. and the remaining percentage on the
 1627 following factors:

- 1628 a. The high school graduation rate of the school;
- 1629 b. As valid data becomes available, the performance and
 1630 participation of the school's students in College Board Advanced
 1631 Placement courses, International Baccalaureate courses, dual
 1632 enrollment courses, and Advanced International Certificate of
 1633 Education courses; and the students' achievement of national
 1634 industry certification identified in the Industry Certification
 1635 Funding List, pursuant to rules adopted by the state board;
- 1636 c. Postsecondary readiness of all of the school's on-time
 1637 graduates as measured by the SAT, the ACT, the Postsecondary
 1638 Education Readiness Test, or the college ~~common~~ placement test;
- 1639 d. The high school graduation rate of at-risk students,
 1640 who are students scoring at Level 1 or Level 2 on grade 8 FCAT
 1641 Reading and FCAT Mathematics;
- 1642 e. As valid data becomes available, the performance of the
 1643 school's students on statewide, standardized end-of-course
 1644 assessments administered under s. 1008.22(3)(c)2.c. and d.; and
- 1645 f. The growth or decline in the components listed in sub-
 1646 subparagraphs a.-e. from year to year.

1647 (c) Student assessment data used in determining school
 1648 grades shall include:

- 1649 1. The aggregate scores of all eligible students enrolled
 1650 in the school who have been assessed on the FCAT and statewide,
 1651 standardized end-of-course assessments in courses required for
 1652 high school graduation, including, beginning with the 2011-2012

1653 school year, the end-of-course assessment in Algebra I; and
 1654 beginning with the 2012-2013 school year, the end-of-course
 1655 assessments in geometry and Biology I; and beginning with the
 1656 2014-2015 school year, on the statewide, standardized end-of-
 1657 course assessment in civics education at the middle school
 1658 level.

1659 2. The aggregate scores of all eligible students enrolled
 1660 in the school who have been assessed on the FCAT and statewide,
 1661 standardized end-of-course assessments as described in s.
 1662 1008.22 (3) (c) 2.a., and who have scored at or in the lowest 25th
 1663 percentile of students in the school in reading and mathematics,
 1664 unless these students are exhibiting satisfactory performance.

1665 3. The achievement scores and learning gains of eligible
 1666 students attending alternative schools that provide dropout
 1667 prevention and academic intervention services pursuant to s.
 1668 1003.53. The term "eligible students" in this subparagraph does
 1669 not include students attending an alternative school who are
 1670 subject to district school board policies for expulsion for
 1671 repeated or serious offenses, who are in dropout retrieval
 1672 programs serving students who have officially been designated as
 1673 dropouts, or who are in programs operated or contracted by the
 1674 Department of Juvenile Justice. The student performance data for
 1675 eligible students identified in this subparagraph shall be
 1676 included in the calculation of the home school's grade. As used
 1677 in this subparagraph and s. 1008.341, the term "home school"
 1678 means the school to which the student would be assigned if the
 1679 student were not assigned to an alternative school. If an
 1680 alternative school chooses to be graded under this section,

1681 student performance data for eligible students identified in
 1682 this subparagraph shall not be included in the home school's
 1683 grade but shall be included only in the calculation of the
 1684 alternative school's grade. A school district that fails to
 1685 assign the FCAT and statewide, standardized end-of-course
 1686 assessment as described in s. 1008.22(3)(c)2.a. scores of each
 1687 of its students to his or her home school or to the alternative
 1688 school that receives a grade shall forfeit Florida School
 1689 Recognition Program funds for 1 fiscal year. School districts
 1690 must require collaboration between the home school and the
 1691 alternative school in order to promote student success. This
 1692 collaboration must include an annual discussion between the
 1693 principal of the alternative school and the principal of each
 1694 student's home school concerning the most appropriate school
 1695 assignment of the student.

1696 4. The achievement scores and learning gains of students
 1697 designated as hospital- or homebound. Student assessment data
 1698 for students designated as hospital- or homebound shall be
 1699 assigned to their home school for the purposes of school grades.
 1700 As used in this subparagraph, the term "home school" means the
 1701 school to which a student would be assigned if the student were
 1702 not assigned to a hospital- or homebound program.

1703 5. For schools comprised of high school grades 9, 10, 11,
 1704 and 12, or grades 10, 11, and 12, the data listed in
 1705 subparagraphs 1.-3. and the following data as the Department of
 1706 Education determines such data are valid and available:

1707 a. The high school graduation rate of the school as
 1708 calculated by the department;

1709 b. The participation rate of all eligible students
 1710 enrolled in the school and enrolled in College Board Advanced
 1711 Placement courses; International Baccalaureate courses; dual
 1712 enrollment courses; Advanced International Certificate of
 1713 Education courses; and courses or sequences of courses leading
 1714 to national industry certification identified in the Industry
 1715 Certification Funding List, pursuant to rules adopted by the
 1716 State Board of Education;

1717 c. The aggregate scores of all eligible students enrolled
 1718 in the school in College Board Advanced Placement courses,
 1719 International Baccalaureate courses, and Advanced International
 1720 Certificate of Education courses;

1721 d. Earning of college credit by all eligible students
 1722 enrolled in the school in dual enrollment programs under s.
 1723 1007.271;

1724 e. Earning of a national industry certification identified
 1725 in the Industry Certification Funding List, pursuant to rules
 1726 adopted by the State Board of Education;

1727 f. The aggregate scores of all eligible students enrolled
 1728 in the school in reading, mathematics, and other subjects as
 1729 measured by the SAT, the ACT, the Postsecondary Education
 1730 Readiness Test, and the college ~~common~~ placement test for
 1731 postsecondary readiness;

1732 g. The high school graduation rate of all eligible at-risk
 1733 students enrolled in the school who scored at Level 2 or lower
 1734 on grade 8 FCAT Reading and FCAT Mathematics;

1735 h. The performance of the school's students on statewide,
 1736 standardized end-of-course assessments administered under s.

1737 1008.22(3)(c)2.c. and d.; and
 1738 i. The growth or decline in the data components listed in
 1739 sub-subparagraphs a.-h. from year to year.

1740
 1741 The State Board of Education shall adopt appropriate criteria
 1742 for each school grade. The criteria must also give added weight
 1743 to student achievement in reading. Schools earning a grade of
 1744 "C," making satisfactory progress, shall be required to
 1745 demonstrate that adequate progress has been made by students in
 1746 the school who are in the lowest 25th percentile in reading and
 1747 mathematics on the FCAT and end-of-course assessments as
 1748 described in s. 1008.22(3)(c)2.a., unless these students are
 1749 exhibiting satisfactory performance. For schools comprised of
 1750 high school grades 9, 10, 11, and 12, or grades 10, 11, and 12,
 1751 the criteria for school grades must also give added weight to
 1752 the graduation rate of all eligible at-risk students. In order
 1753 for a high school to earn a grade of "A," the school must
 1754 demonstrate that its at-risk students, as defined in this
 1755 paragraph, are making adequate progress.

1756 Section 30. Subsection (2) of section 1008.37, Florida
 1757 Statutes, is amended to read:

1758 1008.37 Postsecondary feedback of information to high
 1759 schools.—

1760 (2) The Commissioner of Education shall report, by high
 1761 school, to the State Board of Education, the Board of Governors,
 1762 and the Legislature, no later than November 30 of each year, on
 1763 the number of prior year Florida high school graduates who
 1764 enrolled for the first time in public postsecondary education in

1765 | this state during the previous summer, fall, or spring term,
 1766 | indicating the number of students whose scores on the college
 1767 | ~~common~~ placement test indicated the need for remediation through
 1768 | applied academics for adult education ~~college-preparatory or~~
 1769 | ~~vocational-preparatory~~ instruction or developmental education
 1770 | pursuant to s. 1004.91 or s. 1008.30.

1771 | Section 31. Subsection (3) of section 1009.22, Florida
 1772 | Statutes, is amended to read:

1773 | 1009.22 Workforce education postsecondary student fees.—

1774 | (3) (a) Except as otherwise provided by law, fees for
 1775 | students who are nonresidents for tuition purposes must offset
 1776 | the full cost of instruction. Except for students participating
 1777 | in adult education programs as defined in s. 1004.02(1)-(5),
 1778 | residency of students shall be determined as required in s.
 1779 | 1009.21. Fee-nonexempt students enrolled in applied academics
 1780 | for adult education ~~vocational-preparatory~~ instruction shall be
 1781 | charged fees equal to the fees charged for adult general
 1782 | education programs. Each Florida College System institution that
 1783 | conducts developmental education ~~college-preparatory~~ and applied
 1784 | academics for adult education ~~vocational-preparatory~~ instruction
 1785 | in the same class section may charge a single fee for both types
 1786 | of instruction.

1787 | (b) Each institution that offers adult education programs
 1788 | as defined in s. 1004.02(1)-(5) shall affirmatively determine
 1789 | the residency status of each applicant for enrollment in adult
 1790 | education courses. The residency determination must be
 1791 | documented by the submission of written or electronic
 1792 | verification of documents identified in this paragraph. Such

1793 evidence of residency must be clear and convincing. Submission
 1794 of any two of the following documents may be determinative of
 1795 residency in this state:

- 1796 1. A declaration of domicile in Florida.
- 1797 2. Proof that the applicant's dependent children are
 1798 registered for school in Florida.
- 1799 3. Proof that the applicant is employed in Florida.
- 1800 4. A Florida voter's registration card or official
 1801 correspondence from the supervisor of elections confirming voter
 1802 registration in Florida.
- 1803 5. A valid Florida driver license.
- 1804 6. A valid State of Florida identification card.
- 1805 7. A Florida vehicle registration.
- 1806 8. Proof that the address listed on the most recent
 1807 federal income tax return filed by the applicant is located in
 1808 Florida.
- 1809 9. Proof that the applicant's bank statements and checking
 1810 accounts are registered at a Florida address.
- 1811 10. Proof of current payment for utilities at the property
 1812 for which permanent residency is being claimed.
- 1813 11. A current lease agreement for property located in
 1814 Florida.

1815 (c)-(b) Fees for continuing workforce education shall be
 1816 locally determined by the district school board or Florida
 1817 College System institution board. Expenditures for the
 1818 continuing workforce education program provided by the Florida
 1819 College System institution or school district must be fully
 1820 supported by fees. Enrollments in continuing workforce education

1821 courses may not be counted for purposes of funding full-time
 1822 equivalent enrollment.

1823 (d)~~(e)~~ Effective July 1, 2011, for programs leading to a
 1824 career certificate or an applied technology diploma, the
 1825 standard tuition shall be \$2.22 per contact hour for residents
 1826 and nonresidents and the out-of-state fee shall be \$6.66 per
 1827 contact hour. For adult general education programs, a block
 1828 tuition of \$45 per half year or \$30 per term shall be assessed
 1829 for residents and nonresidents, and the out-of-state fee shall
 1830 be \$135 per half year or \$90 per term. Each district school
 1831 board and Florida College System institution board of trustees
 1832 shall adopt policies and procedures for the collection of and
 1833 accounting for the expenditure of the block tuition. All funds
 1834 received from the block tuition shall be used only for adult
 1835 general education programs. Students enrolled in adult general
 1836 education programs may not be assessed the fees authorized in
 1837 subsection (5), subsection (6), or subsection (7).

1838 (e)~~(d)~~ Beginning with the 2008-2009 fiscal year and each
 1839 year thereafter, the tuition and the out-of-state fee per
 1840 contact hour shall increase at the beginning of each fall
 1841 semester at a rate equal to inflation, unless otherwise provided
 1842 in the General Appropriations Act. The Office of Economic and
 1843 Demographic Research shall report the rate of inflation to the
 1844 President of the Senate, the Speaker of the House of
 1845 Representatives, the Governor, and the State Board of Education
 1846 each year before ~~prior to~~ March 1. For purposes of this
 1847 paragraph, the rate of inflation shall be defined as the rate of
 1848 the 12-month percentage change in the Consumer Price Index for

1849 All Urban Consumers, U.S. City Average, All Items, or successor
 1850 reports as reported by the United States Department of Labor,
 1851 Bureau of Labor Statistics, or its successor for December of the
 1852 previous year. In the event the percentage change is negative,
 1853 the tuition and out-of-state fee shall remain at the same level
 1854 as the prior fiscal year.

1855 (f)~~(e)~~ Each district school board and each Florida College
 1856 System institution board of trustees may adopt tuition and out-
 1857 of-state fees that may vary no more than 5 percent below and 5
 1858 percent above the combined total of the standard tuition and
 1859 out-of-state fees established in paragraph (d) ~~(e)~~.

1860 (g)~~(f)~~ The maximum increase in resident tuition for any
 1861 school district or Florida College System institution during the
 1862 2007-2008 fiscal year shall be 5 percent over the tuition
 1863 charged during the 2006-2007 fiscal year.

1864 (h)~~(g)~~ The State Board of Education may adopt, by rule,
 1865 the definitions and procedures that district school boards and
 1866 Florida College System institution boards of trustees shall use
 1867 in the calculation of cost borne by students.

1868 Section 32. Subsection (1), paragraph (b) of subsection
 1869 (2), paragraph (a) of subsection (3), and subsections (4) and
 1870 (10) of section 1009.23, Florida Statutes, are amended to read:

1871 1009.23 Florida College System institution student fees.-

1872 (1) Unless otherwise provided, this section applies only
 1873 to fees charged for college credit instruction leading to an
 1874 associate in arts degree, an associate in applied science
 1875 degree, an associate in science degree, or a baccalaureate
 1876 degree authorized pursuant to s. 1007.33, for noncollege credit

1877 | developmental education ~~college-preparatory courses~~ defined in
 1878 | s. 1004.02, and for educator preparation institute programs
 1879 | defined in s. 1004.85.

1880 | (2)

1881 | (b) Tuition and out-of-state fees for upper-division
 1882 | courses must reflect the fact that the Florida College System
 1883 | institution has a less expensive cost structure than that of a
 1884 | state university. Therefore, the board of trustees shall
 1885 | establish tuition and out-of-state fees for upper-division
 1886 | courses in baccalaureate degree programs approved pursuant to s.
 1887 | 1007.33 consistent with law and proviso language in the General
 1888 | Appropriations Act. However, the board of trustees may ~~not~~ vary
 1889 | tuition and ~~out-of-state~~ fees only as provided in paragraph
 1890 | (4) (b) subsection (4).

1891 | (3) (a) Effective July 1, 2011, for advanced and
 1892 | professional, postsecondary vocational, developmental education
 1893 | ~~college-preparatory~~, and educator preparation institute
 1894 | programs, the standard tuition shall be \$68.56 per credit hour
 1895 | for residents and nonresidents, and the out-of-state fee shall
 1896 | be \$205.82 per credit hour.

1897 | (4) (a) Each Florida College System institution board of
 1898 | trustees shall establish tuition and out-of-state fees, which
 1899 | may vary no more than 10 percent below and 15 percent above the
 1900 | combined total of the standard tuition and fees established in
 1901 | subsection (3).

1902 | (b) A Florida College System institution board of trustees
 1903 | may establish resident tuition and fees for a baccalaureate
 1904 | degree program at an amount approved by the State Board of

1905 | Education that is below the combined rate of tuition and fees
 1906 | established by law or by the General Appropriations Act.

1907 | (10) Each Florida College System institution board of
 1908 | trustees is authorized to establish a separate fee for
 1909 | technology, which may not exceed 5 percent of tuition per credit
 1910 | hour or credit-hour equivalent for resident students and may not
 1911 | exceed 5 percent of tuition and the out-of-state fee per credit
 1912 | hour or credit-hour equivalent for nonresident students.

1913 | Revenues generated from the technology fee shall be used to
 1914 | enhance instructional technology resources for students and
 1915 | faculty. The technology fee may apply to both college credit and
 1916 | developmental education ~~college-preparatory instruction~~ and
 1917 | shall not be included in any award under the Florida Bright
 1918 | Futures Scholarship Program. Fifty percent of technology fee
 1919 | revenues may be pledged by a Florida College System institution
 1920 | board of trustees as a dedicated revenue source for the
 1921 | repayment of debt, including lease-purchase agreements, not to
 1922 | exceed the useful life of the asset being financed. Revenues
 1923 | generated from the technology fee may not be bonded.

1924 | Section 33. Paragraphs (c) and (d) of subsection (1) of
 1925 | section 1009.25, Florida Statutes, are amended to read:

1926 | 1009.25 Fee exemptions.—

1927 | (1) The following students are exempt from the payment of
 1928 | tuition and fees, including lab fees, at a school district that
 1929 | provides workforce education programs, Florida College System
 1930 | institution, or state university:

1931 | (c) A student who is or was at the time he or she reached
 1932 | 18 years of age in the custody of the Department of Children and

1933 Family Services or who, after spending at least 6 months in the
 1934 custody of the department after reaching 16 years of age, was
 1935 placed in a guardianship by the court. Such exemption includes
 1936 fees associated with enrollment in applied academics for adult
 1937 education ~~career-preparatory~~ instruction. The exemption remains
 1938 valid until the student reaches 28 years of age.

1939 (d) A student who is or was at the time he or she reached
 1940 18 years of age in the custody of a relative under s. 39.5085 or
 1941 who was adopted from the Department of Children and Family
 1942 Services after May 5, 1997. Such exemption includes fees
 1943 associated with enrollment in applied academics for adult
 1944 education ~~career-preparatory~~ instruction. The exemption remains
 1945 valid until the student reaches 28 years of age.

1946 Section 34. Section 1009.28, Florida Statutes, is amended
 1947 to read:

1948 1009.28 Fees for repeated enrollment in developmental
 1949 education ~~college-preparatory~~ classes.—A student enrolled in the
 1950 same developmental education ~~college-preparatory~~ class more than
 1951 twice shall pay 100 percent of the full cost of instruction to
 1952 support continuous enrollment of that student in the same class,
 1953 and the student shall not be included in calculations of full-
 1954 time equivalent enrollments for state funding purposes; however,
 1955 students who withdraw or fail a class due to extenuating
 1956 circumstances may be granted an exception only once for each
 1957 class, provided approval is granted according to policy
 1958 established by the board of trustees. Each Florida College
 1959 System institution may review and reduce fees paid by students
 1960 due to continued enrollment in a developmental education

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1961 ~~college-preparatory~~ class on an individual basis contingent upon
 1962 the student's financial hardship, pursuant to definitions and
 1963 fee levels established by the State Board of Education.

1964 Section 35. Subsection (3) of section 1009.40, Florida
 1965 Statutes, is amended to read:

1966 1009.40 General requirements for student eligibility for
 1967 state financial aid awards and tuition assistance grants.-

1968 (3) Undergraduate students are eligible to receive
 1969 financial aid for a maximum of 8 semesters or 12 quarters.
 1970 However, undergraduate students participating in developmental
 1971 education ~~college-preparatory instruction~~, students requiring
 1972 additional time to complete the college-level communication and
 1973 computation skills testing programs, or students enrolled in a
 1974 5-year undergraduate degree program are eligible to receive
 1975 financial aid for a maximum of 10 semesters or 15 quarters.

1976 Section 36. Subsection (10) of section 1009.53, Florida
 1977 Statutes, is amended to read:

1978 1009.53 Florida Bright Futures Scholarship Program.-

1979 (10) Funds from any scholarship within the Florida Bright
 1980 Futures Scholarship Program may not be used to pay for remedial
 1981 coursework or developmental education ~~college-preparatory~~
 1982 ~~coursework~~.

1983 Section 37. Subsection (7) of section 1009.531, Florida
 1984 Statutes, is amended to read:

1985 1009.531 Florida Bright Futures Scholarship Program;
 1986 student eligibility requirements for initial awards.-

1987 ~~(7) To be eligible for an initial award and each renewal~~
 1988 ~~award under the Florida Bright Futures Scholarship Program, a~~

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1989 | ~~student must submit a Free Application for Federal Student Aid~~
 1990 | ~~which is complete and error free prior to disbursement.~~

1991 | Section 38. Subsection (6) of section 1009.73, Florida
 1992 | Statutes, is amended to read:

1993 | 1009.73 Mary McLeod Bethune Scholarship Program.—

1994 | (6) The amount of the scholarship to be granted to each
 1995 | recipient is \$3,000 annually. Priority in the awarding of
 1996 | scholarships shall be given to students having financial need as
 1997 | determined by the institution. If funds are insufficient to
 1998 | provide the full amount of the scholarship authorized in this
 1999 | section to each eligible applicant, the institution may prorate
 2000 | available funds and make a partial award to each eligible
 2001 | applicant. A student may not receive an award for more than the
 2002 | equivalent of 8 semesters or 12 quarters over a period of 6
 2003 | consecutive years, except that a student who is participating in
 2004 | developmental education ~~college-preparatory instruction~~ or who
 2005 | requires additional time to complete the college-level
 2006 | communication and computation skills testing program may
 2007 | continue to receive a scholarship while enrolled for the purpose
 2008 | of receiving developmental education ~~college-preparatory~~
 2009 | ~~instruction~~ or while completing the testing program.

2010 | Section 39. Subsection (4) of section 1009.89, Florida
 2011 | Statutes, is amended to read:

2012 | 1009.89 The William L. Boyd, IV, Florida resident access
 2013 | grants.—

2014 | (4) A person is eligible to receive such William L. Boyd,
 2015 | IV, Florida resident access grant if:

2016 | (a) He or she meets the general requirements, including

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2017 residency, for student eligibility as provided in s. 1009.40,
 2018 except as otherwise provided in this section; and

2019 (b)1. He or she is enrolled as a full-time undergraduate
 2020 student at an eligible college or university;

2021 2. He or she is not enrolled in a program of study leading
 2022 to a degree in theology or divinity; and

2023 3. He or she is making satisfactory academic progress as
 2024 defined by the college or university in which he or she is
 2025 enrolled. ~~;~~ ~~and~~

2026 ~~(c) He or she submits a Free Application for Federal~~
 2027 ~~Student Aid which is complete and error free prior to~~
 2028 ~~disbursement.~~

2029 Section 40. Subsection (4) of section 1009.891, Florida
 2030 Statutes, is amended to read:

2031 1009.891 The Access to Better Learning and Education Grant
 2032 Program.—

2033 (4) A person is eligible to receive an access grant if:

2034 (a) He or she meets the general requirements, including
 2035 residency, for student eligibility as provided in s. 1009.40,
 2036 except as otherwise provided in this section; and

2037 (b)1. He or she is enrolled as a full-time undergraduate
 2038 student at an eligible college or university in a program of
 2039 study leading to a baccalaureate degree;

2040 2. He or she is not enrolled in a program of study leading
 2041 to a degree in theology or divinity; and

2042 3. He or she is making satisfactory academic progress as
 2043 defined by the college or university in which he or she is
 2044 enrolled. ~~;~~ ~~and~~

2045 ~~(c) He or she submits a Free Application for Federal~~
 2046 ~~Student Aid which is complete and error free prior to~~
 2047 ~~disbursement.~~

2048 Section 41. Effective upon the effective date of section
 2049 1008.44, Florida Statutes, as created in HB ____ or similar
 2050 legislation, if such legislation is adopted in the same
 2051 legislative session or an extension thereof and becomes law,
 2052 subsections (4), (6), and (10) of section 1011.80, Florida
 2053 Statutes, are amended to read:

2054 1011.80 Funds for operation of workforce education
 2055 programs.—

2056 (4) Funding for all workforce education programs must be
 2057 based on cost categories, performance output measures, and
 2058 performance outcome measures.

2059 (a) The cost categories must be calculated to identify
 2060 high-cost programs, medium-cost programs, and low-cost programs.
 2061 The cost analysis used to calculate and assign a program of
 2062 study to a cost category must include at least both direct and
 2063 indirect instructional costs, consumable supplies, equipment,
 2064 and standard program length.

2065 ~~(b)1. The performance output measure for career education~~
 2066 ~~programs of study is student completion of a career program of~~
 2067 ~~study that leads to an occupational completion point associated~~
 2068 ~~with a certificate; an apprenticeship program; or a program that~~
 2069 ~~leads to an applied technology diploma or an associate in~~
 2070 ~~applied science or associate in science degree. Performance~~
 2071 ~~output measures for registered apprenticeship programs shall be~~
 2072 ~~based on program lengths that coincide with lengths established~~

2073 ~~pursuant to the requirements of chapter 446.~~

2074 (b)2. The performance output measure for an adult general
 2075 education course of study is measurable improvement in student
 2076 skills. This measure shall include improvement in literacy
 2077 skills, grade level improvement as measured by an approved test,
 2078 or attainment of a State of Florida diploma or an adult high
 2079 school diploma.

2080 (c) The performance outcome measures for adult general
 2081 ~~workforce~~ education programs are associated with placement and
 2082 retention of students after reaching a completion point or
 2083 completing a program of study. These measures include placement
 2084 or retention in employment ~~that is related to the program of~~
 2085 ~~study; placement into or retention in employment in an~~
 2086 ~~occupation on the Workforce Estimating Conference list of high-~~
 2087 ~~wage, high skill occupations with sufficient openings, or other~~
 2088 ~~High Wage/High Skill Program occupations as determined by~~
 2089 ~~Workforce Florida, Inc.; and placement and retention of~~
 2090 ~~participants or former participants in the welfare transition~~
 2091 ~~program in employment.~~ Continuing postsecondary education at a
 2092 level that will further enhance employment is a performance
 2093 outcome for adult general education programs. ~~Placement and~~
 2094 ~~retention must be reported pursuant to ss. 1008.39 and 1008.43.~~

2095 (6) (a) A school district or a Florida College System
 2096 institution that provides workforce education programs shall
 2097 receive funds in accordance with distributions for base and
 2098 performance funding established by the Legislature in the
 2099 General Appropriations Act. To ensure equitable funding for all
 2100 school district workforce education programs and to recognize

2101 enrollment growth, the Department of Education shall use the
 2102 funding model developed by the District Workforce Education
 2103 Funding Steering Committee to determine each district's
 2104 workforce education funding needs. To assist the Legislature in
 2105 allocating workforce education funds in the General
 2106 Appropriations Act, the funding model shall annually be provided
 2107 to the legislative appropriations committees no later than March
 2108 1.

2109 (b) Performance funding for industry certifications for
 2110 school district workforce education programs is contingent upon
 2111 specific appropriation in the General Appropriations Act and
 2112 shall be determined as follows:

2113 1. Occupational areas for which industry certifications
 2114 may be earned, as established in the General Appropriations Act,
 2115 are eligible for performance funding. Priority shall be given to
 2116 the occupational areas emphasized in state, national, or
 2117 corporate grants provided to Florida educational institutions.

2118 2. The Chancellor of Career and Adult Education shall
 2119 identify the industry certifications eligible for funding on the
 2120 Postsecondary Industry Certification Funding List adopted by the
 2121 State Board of Education pursuant to s. 1008.44, based on the
 2122 occupational areas specified in the General Appropriations Act.

2123 3. Subject to funds allocated in the General
 2124 Appropriations Act, each school district shall be provided
 2125 \$1,000 for each industry certification earned by a workforce
 2126 education student. The maximum amount of funding appropriated
 2127 for performance funding pursuant to this paragraph shall be
 2128 limited to \$15 million annually. If funds are insufficient to

2129 | fully fund the calculated total award, such funds shall be
 2130 | prorated.

2131 | (c)~~(b)~~ A program is established to assist school districts
 2132 | and Florida College System institutions in responding to the
 2133 | needs of new and expanding businesses and thereby strengthening
 2134 | the state's workforce and economy. The program may be funded in
 2135 | the General Appropriations Act. The district or Florida College
 2136 | System institution shall use the program to provide customized
 2137 | training for businesses which satisfies the requirements of s.
 2138 | 288.047. Business firms whose employees receive the customized
 2139 | training must provide 50 percent of the cost of the training.
 2140 | Balances remaining in the program at the end of the fiscal year
 2141 | shall not revert to the general fund, but shall be carried over
 2142 | for 1 additional year and used for the purpose of serving
 2143 | incumbent worker training needs of area businesses with fewer
 2144 | than 100 employees. Priority shall be given to businesses that
 2145 | must increase or upgrade their use of technology to remain
 2146 | competitive.

2147 | (10) A high school student dually enrolled under s.
 2148 | 1007.271 in a workforce education program operated by a Florida
 2149 | College System institution or school district career center
 2150 | generates the amount calculated for workforce education funding,
 2151 | including any payment of performance funding, and the
 2152 | proportional share of full-time equivalent enrollment generated
 2153 | through the Florida Education Finance Program for the student's
 2154 | enrollment in a high school. If a high school student is dually
 2155 | enrolled in a Florida College System institution program,
 2156 | including a program conducted at a high school, the Florida

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2157 College System institution earns the funds generated for
 2158 workforce education funding, and the school district earns the
 2159 proportional share of full-time equivalent funding from the
 2160 Florida Education Finance Program. If a student is dually
 2161 enrolled in a career center operated by the same district as the
 2162 district in which the student attends high school, that district
 2163 earns the funds generated for workforce education funding and
 2164 also earns the proportional share of full-time equivalent
 2165 funding from the Florida Education Finance Program. If a student
 2166 is dually enrolled in a workforce education program provided by
 2167 a career center operated by a different school district, the
 2168 funds must be divided between the two school districts
 2169 proportionally from the two funding sources. A student may not
 2170 be reported for funding in a dual enrollment workforce education
 2171 program unless the student has completed the basic skills
 2172 assessment pursuant to s. 1004.91. A student who is coenrolled
 2173 in a K-12 education program and an adult education program may
 2174 ~~not~~ be reported for purposes of funding in an adult education
 2175 program. If a student is, ~~except that for the 2011-2012 and~~
 2176 ~~2012-2013 fiscal years, students who are~~ coenrolled in core
 2177 curricula courses for credit recovery or dropout prevention
 2178 purposes and does ~~do~~ not have a pattern of excessive absenteeism
 2179 or habitual truancy or a history of disruptive behavior in
 2180 school, the student may be reported for funding for up to two
 2181 courses ~~per student~~. Such a student is ~~students are~~ exempt from
 2182 the payment of the block tuition for adult general education
 2183 programs provided in s. 1009.22(3)(d) ~~1009.22(3)(e)~~. The
 2184 Department of Education shall develop a list of courses to be

2185 designated as core curricula courses for the purposes of
 2186 coenrollment.

2187 Section 42. Effective upon the effective date of section
 2188 1008.44, Florida Statutes, as created in HB ____ or similar
 2189 legislation, if such legislation is adopted in the same
 2190 legislative session or an extension thereof and becomes law,
 2191 subsections (2) and (3) of section 1011.81, Florida Statutes,
 2192 are renumbered as subsections (3) and (4), respectively, and a
 2193 new subsection (2) is added to that section to read:

2194 1011.81 Florida College System Program Fund.—

2195 (2) Performance funding for industry certifications for
 2196 Florida College System institutions is contingent upon specific
 2197 appropriation in the General Appropriations Act and shall be
 2198 determined as follows:

2199 (a) Occupational areas for which industry certifications
 2200 may be earned, as established in the General Appropriations Act,
 2201 are eligible for performance funding. Priority shall be given to
 2202 the occupational areas emphasized in state, national, or
 2203 corporate grants provided to Florida educational institutions.

2204 (b) The Chancellor of the Florida College System shall
 2205 identify the industry certifications eligible for funding on the
 2206 Postsecondary Industry Certification Funding List adopted by the
 2207 State Board of Education pursuant to s. 1008.44, based on the
 2208 occupational areas specified in the General Appropriations Act.

2209 (c) Subject to funds allocated in the General
 2210 Appropriations Act, each Florida College System institution
 2211 shall be provided \$1,000 for each industry certification earned
 2212 by a student. The maximum amount of funding appropriated for

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2213 | performance funding pursuant to this subsection shall be limited
 2214 | to \$15 million annually. If funds are insufficient to fully fund
 2215 | the calculated total award, such funds shall be prorated.

2216 | Section 43. Paragraph (b) of subsection (1) of section
 2217 | 1011.84, Florida Statutes, is amended to read:

2218 | 1011.84 Procedure for determining state financial support
 2219 | and annual apportionment of state funds to each Florida College
 2220 | System institution district.—The procedure for determining state
 2221 | financial support and the annual apportionment to each Florida
 2222 | College System institution district authorized to operate a
 2223 | Florida College System institution under the provisions of s.
 2224 | 1001.61 shall be as follows:

2225 | (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE FLORIDA
 2226 | COLLEGE SYSTEM PROGRAM FUND FOR THE CURRENT OPERATING PROGRAM.—

2227 | (b) The allocation of funds for Florida College System
 2228 | institutions shall be based on advanced and professional
 2229 | disciplines, developmental education ~~college-preparatory~~
 2230 | ~~programs~~, and other programs for adults funded pursuant to s.
 2231 | 1011.80.

2232 | Section 44. Effective upon the effective date of section
 2233 | 1008.44, Florida Statutes, as created in HB ____ or similar
 2234 | legislation, if such legislation is adopted in the same
 2235 | legislative session or an extension thereof and becomes law,
 2236 | subsection (1) and paragraph (a) of subsection (3) of section
 2237 | 1011.905, Florida Statutes, are amended to read:

2238 | 1011.905 Performance funding for state universities.—

2239 | (1) State performance funds for the State University
 2240 | System shall be based on indicators of system and institutional

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2241 attainment of performance expectations. For the 2012-2013
 2242 through at least the 2016-2017 and 2013-2014 fiscal years, the
 2243 Board of Governors shall review and rank each state university
 2244 that applies for performance funding, as provided in the General
 2245 Appropriations Act, based on the following formula:

2246 (a) Twenty-five percent of a state university's score
 2247 shall be based on the percentage of employed graduates who have
 2248 earned degrees in the following programs:

2249 1. For the 2012-2013 and 2013-2014 fiscal years:

2250 a.1. Computer and information science;

2251 b.2. Computer engineering;

2252 c.3. Information systems technology;

2253 d.4. Information technology; and

2254 e.5. Management information systems.

2255
 2256 The 2012-2013 award recipients shall receive the same award for
 2257 2013-2014.

2258 2.a. For the 2013-2014 and 2014-2015 fiscal years, high-
 2259 demand programs determined by the Board of Governors using gap-
 2260 analysis data adopted pursuant to s. 1001.706(5).

2261 b. For the 2013-2014 and 2014-2015 fiscal years, a
 2262 master's degree in cloud virtualization technology and related
 2263 large data management.

2264 (b) Twenty-five percent of a state university's score
 2265 shall be based on the percentage of graduates who have earned
 2266 baccalaureate degrees in the programs in paragraph (a) and who
 2267 have earned industry certifications identified on the
 2268 Postsecondary Industry Certification Funding List adopted by the

2269 | State Board of Education pursuant to s. 1008.44 in a related
 2270 | field from a Florida College System institution or state
 2271 | university prior to graduation.

2272 | (c) Fifty percent of a state university's score shall be
 2273 | based on factors determined by the Board of Governors which
 2274 | relate to increasing the probability that graduates who have
 2275 | earned degrees in the programs described in paragraph (a) will
 2276 | be employed in high-skill, high-wage, and high-demand
 2277 | employment.

2278 | (3) (a) Each year, the Board of Governors shall award up to
 2279 | \$15 million to the highest-ranked state universities in support
 2280 | of each program identified in paragraph (1) (a) from funds
 2281 | appropriated for the purposes in this section and as specified
 2282 | in the General Appropriations Act. The award per state
 2283 | university shall be a minimum of 25 percent of the total amount
 2284 | appropriated pursuant to this section.

2285 | Section 45. Except as otherwise expressly provided in this
 2286 | act, this act shall take effect July 1, 2013.