

1 A bill to be entitled

2 An act relating to dual enrollment; amending ss.
3 1001.64 and 1001.65, F.S.; authorizing a Florida
4 College System institution board of trustees and
5 president to establish a dual enrollment articulation
6 agreement with any district school superintendent;
7 amending s. 1004.65, F.S.; authorizing a Florida
8 College System institution to serve secondary dual
9 enrollment students who reside outside the
10 institution's service area; amending s. 1007.271,
11 F.S.; revising provisions relating to the full-time
12 equivalent student membership value for dual
13 enrollment students; authorizing dual enrollment
14 articulation agreements with Florida College System
15 institutions and state universities located anywhere
16 in the state; revising funding provisions delineating
17 costs incurred in providing dual enrollment; amending
18 s. 1011.62, F.S.; revising provisions relating to
19 full-time equivalent student membership value for dual
20 enrollment students; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

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24 Section 1. Paragraph (a) of subsection (8) of section
25 1001.64, Florida Statutes, is amended to read:

26 1001.64 Florida College System institution boards of

27 trustees; powers and duties.—

28 (8) Each board of trustees has authority for policies
29 related to students, enrollment of students, student records,
30 student activities, financial assistance, and other student
31 services.

32 (a)1. Each board of trustees shall govern admission of
33 students pursuant to s. 1007.263 and rules of the State Board of
34 Education. A board of trustees may establish additional
35 admissions criteria, which shall be included in the dual
36 enrollment articulation agreement developed according to s.
37 1007.271(21), to ensure student readiness for postsecondary
38 instruction. Each board of trustees may consider the past
39 actions of any person applying for admission or enrollment and
40 may deny admission or enrollment to an applicant because of
41 misconduct if determined to be in the best interest of the
42 Florida College System institution.

43 2. Each board of trustees may establish a dual enrollment
44 articulation agreement, developed according to s. 1007.271(21),
45 with any district school superintendent regardless of whether
46 the school district is located within the Florida College System
47 institution service area specified in s. 1000.21(3). The
48 district school superintendent is not required to obtain
49 approval from the Florida College System institution located in
50 the school district to develop a dual enrollment articulation
51 agreement with another Florida College System institution.

52 Section 2. Subsection (21) of section 1001.65, Florida

53 Statutes, is amended to read:

54 1001.65 Florida College System institution presidents;
 55 powers and duties.—The president is the chief executive officer
 56 of the Florida College System institution, shall be corporate
 57 secretary of the Florida College System institution board of
 58 trustees, and is responsible for the operation and
 59 administration of the Florida College System institution. Each
 60 Florida College System institution president shall:

61 (21) Develop and implement jointly with any district
 62 school superintendent ~~superintendents~~ a comprehensive dual
 63 enrollment articulation agreement for the students enrolled in
 64 the school district ~~their respective school districts and~~
 65 ~~service areas~~ pursuant to s. 1007.271(21).

66 Section 3. Paragraph (e) of subsection (5) of section
 67 1004.65, Florida Statutes, is amended to read:

68 1004.65 Florida College System institutions; governance,
 69 mission, and responsibilities.—

70 (5) The primary mission and responsibility of Florida
 71 College System institutions is responding to community needs for
 72 postsecondary academic education and career degree education.
 73 This mission and responsibility includes being responsible for:

74 (e) Providing dual enrollment instruction, which may serve
 75 secondary dual enrollment students who reside outside the county
 76 service area for a Florida College System institution specified
 77 in s. 1000.21(3).

78 Section 4. Subsections (2) and (21) of section 1007.271,

79 Florida Statutes, are amended to read:

80 1007.271 Dual enrollment programs.—

81 (2) For the purpose of this section, an eligible secondary
 82 student is a student who is enrolled in a Florida public
 83 secondary school or in a Florida private secondary school which
 84 is in compliance with s. 1002.42(2) and provides a secondary
 85 curriculum pursuant to s. 1003.428 or s. 1003.4282. Students who
 86 are eligible for dual enrollment pursuant to this section may
 87 enroll in dual enrollment courses conducted during school hours,
 88 after school hours, and during the summer term. However, if the
 89 student is projected to graduate from high school before the
 90 scheduled completion date of a postsecondary course, the student
 91 may not register for that course through dual enrollment. The
 92 student may apply to the postsecondary institution and pay the
 93 required registration, tuition, and fees if the student meets
 94 the postsecondary institution's admissions requirements under s.
 95 1007.263. Instructional time for dual enrollment may vary from
 96 900 hours; however, the school district may only report the
 97 student for a maximum of 1.0 FTE as provided ~~full-time~~
 98 ~~equivalent student membership value shall be subject to the~~
 99 ~~provisions~~ in s. 1011.61(4). Any student enrolled as a dual
 100 enrollment student is exempt from the payment of registration,
 101 tuition, and laboratory fees. Applied academics for adult
 102 education instruction, developmental education, and other forms
 103 of precollegiate instruction, as well as physical education
 104 courses that focus on the physical execution of a skill rather

105 than the intellectual attributes of the activity, are ineligible
106 for inclusion in the dual enrollment program. Recreation and
107 leisure studies courses shall be evaluated individually in the
108 same manner as physical education courses for potential
109 inclusion in the program.

110 (21) Each district school superintendent and Florida
111 College System institution president shall develop a
112 comprehensive dual enrollment articulation agreement for the
113 ~~respective~~ school district and a Florida College System
114 institution. The superintendent and president shall establish an
115 articulation committee for the purpose of developing the
116 agreement. Each state university president may designate a
117 university representative to participate in the development of a
118 dual enrollment articulation agreement. Pursuant to a dual
119 enrollment articulation agreement, a Florida College System
120 institution may serve secondary dual enrollment students who
121 reside outside the institution's service area specified in s.
122 1000.21(3) and a state university may serve secondary dual
123 enrollment students who reside anywhere in the state. A dual
124 enrollment articulation agreement shall be completed and
125 submitted annually by the Florida College System institution to
126 the Department of Education on or before August 1. The agreement
127 must include, but is not limited to:

128 (a) A ratification or modification of all existing
129 articulation agreements.

130 (b) A description of the process by which students and

131 their parents are informed about opportunities for student
132 participation in the dual enrollment program.

133 (c) A delineation of courses and programs available to
134 students eligible to participate in dual enrollment.

135 (d) A description of the process by which students and
136 their parents exercise options to participate in the dual
137 enrollment program.

138 (e) A list of any additional initial student eligibility
139 requirements for participation in the dual enrollment program.

140 (f) A delineation of the high school credit earned for the
141 passage of each dual enrollment course.

142 (g) A description of the process for informing students
143 and their parents of college-level course expectations.

144 (h) The policies and procedures, if any, for determining
145 exceptions to the required grade point averages on an individual
146 student basis.

147 (i) The registration policies for dual enrollment courses
148 as determined by the postsecondary institution.

149 (j) Exceptions, if any, to the professional rules,
150 guidelines, and expectations stated in the faculty or adjunct
151 faculty handbook for the postsecondary institution.

152 (k) Exceptions, if any, to the rules, guidelines, and
153 expectations stated in the student handbook of the postsecondary
154 institution which apply to faculty members.

155 (l) The responsibilities of the school district regarding
156 the determination of student eligibility before participating in

157 the dual enrollment program and the monitoring of student
158 performance while participating in the dual enrollment program.

159 (m) The responsibilities of the Florida College System
160 institution regarding the transmission of student grades in dual
161 enrollment courses to the school district.

162 (n) A funding provision that delineates costs incurred by
163 each entity. School districts should share funding ~~shall pay the~~
164 ~~standard tuition rate per credit hour from funds provided in the~~
165 ~~Florida Education Finance Program to the institution providing~~
166 ~~instruction when such instruction takes place on the~~
167 ~~postsecondary campus~~ to cover instructional and support costs
168 incurred by the postsecondary institution. ~~When dual enrollment~~
169 ~~is provided on the high school site by postsecondary institution~~
170 ~~faculty, the school district shall reimburse the costs~~
171 ~~associated with the proportion of salary and benefits and other~~
172 ~~actual costs of the postsecondary institution to provide the~~
173 ~~instruction. When dual enrollment is provided on the high school~~
174 ~~site by school district faculty, the school district shall be~~
175 ~~responsible only for the postsecondary institution's actual~~
176 ~~costs associated with offering the program. A postsecondary~~
177 ~~institution may enter into an agreement with the school district~~
178 ~~to authorize teachers who teach dual enrollment courses at the~~
179 ~~high school site or the postsecondary institution. A school~~
180 ~~district may not deny a student access to dual enrollment unless~~
181 ~~the student is ineligible to participate in the program subject~~
182 ~~to provisions specifically outlined in this section.~~

183 (o) Any institutional responsibilities for student
 184 transportation, if provided.

185 Section 5. Paragraph (i) of subsection (1) of section
 186 1011.62, Florida Statutes, is amended to read:

187 1011.62 Funds for operation of schools.—If the annual
 188 allocation from the Florida Education Finance Program to each
 189 district for operation of schools is not determined in the
 190 annual appropriations act or the substantive bill implementing
 191 the annual appropriations act, it shall be determined as
 192 follows:

193 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
 194 OPERATION.—The following procedure shall be followed in
 195 determining the annual allocation to each district for
 196 operation:

197 (i) Calculation of full-time equivalent membership with
 198 respect to dual enrollment instruction.—Students enrolled in
 199 dual enrollment instruction pursuant to s. 1007.271 may be
 200 included in calculations of full-time equivalent student
 201 memberships for basic programs for grades 9 through 12 by a
 202 district school board. Instructional time for dual enrollment
 203 may vary from 900 hours; however, the school district may only
 204 report the student for a maximum of 1.0 full-time equivalent
 205 student membership as provided ~~full-time equivalent student~~
 206 ~~membership value shall be subject to the provisions in s.~~
 207 1011.61(4). Dual enrollment full-time equivalent student
 208 membership shall be calculated in an amount equal to the hours

209 of instruction that would be necessary to earn the full-time
210 equivalent student membership for an equivalent course if it
211 were taught in the school district. Students in dual enrollment
212 courses may also be calculated as the proportional shares of
213 full-time equivalent enrollments they generate for a Florida
214 College System institution or university conducting the dual
215 enrollment instruction. Early admission students shall be
216 considered dual enrollments for funding purposes. Students may
217 be enrolled in dual enrollment instruction provided by an
218 eligible independent college or university and may be included
219 in calculations of full-time equivalent student memberships for
220 basic programs for grades 9 through 12 by a district school
221 board. However, those provisions of law which exempt dual
222 enrolled and early admission students from payment of
223 instructional materials and tuition and fees, including
224 laboratory fees, shall not apply to students who select the
225 option of enrolling in an eligible independent institution. An
226 independent college or university which is located and chartered
227 in Florida, is not for profit, is accredited by the Commission
228 on Colleges of the Southern Association of Colleges and Schools
229 or the Accrediting Council for Independent Colleges and Schools,
230 and confers degrees as defined in s. 1005.02 shall be eligible
231 for inclusion in the dual enrollment or early admission program.
232 Students enrolled in dual enrollment instruction shall be exempt
233 from the payment of tuition and fees, including laboratory fees.
234 No student enrolled in college credit mathematics or English

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235 dual enrollment instruction shall be funded as a dual enrollment
236 unless the student has successfully completed the relevant
237 section of the entry-level examination required pursuant to s.
238 1008.30.

239 Section 6. This act shall take effect July 1, 2014.