

1 A bill to be entitled

2 An act relating to career centers and charter
3 technical career centers; amending s. 1001.44, F.S.;
4 authorizing a career center to offer college credit
5 courses applicable toward specific certificates or
6 degrees; providing a process for approval to offer
7 specific degree programs; requiring the State Board of
8 Education to adopt rules; authorizing a career center
9 to change the institution's name if certain
10 requirements are met; amending s. 1002.34, F.S.;
11 authorizing a charter technical career center to offer
12 college credit courses applicable toward specific
13 certificates or degrees; providing an approval
14 process; authorizing a charter technical career center
15 to change the institution's name if certain
16 requirements are met; amending s. 1004.02, F.S.,
17 relating to definitions; renaming the applied
18 technology diploma program as the college credit
19 certificate program and clarifying the program;
20 amending ss. 1007.23 and 1007.25, F.S.; conforming
21 provisions; amending s. 1009.22, F.S.; revising and
22 clarifying tuition and fees for specific workforce
23 education programs; amending ss. 1009.53, 1009.532,
24 and 1009.536, F.S.; conforming provisions; reordering
25 and amending s. 1011.80, F.S., relating to funds for
26 operation of workforce education programs; conforming

27 provisions; authorizing a career center to offer
 28 associate in applied science degree programs;
 29 requiring school districts and Florida College System
 30 institutions to maintain certain records; revising
 31 operational and performance funding calculation and
 32 allocation for workforce education programs; deleting
 33 provisions relating to a program to assist in
 34 responding to needs of new and expanding businesses;
 35 correcting a cross-reference; providing an effective
 36 date.

37
 38 Be It Enacted by the Legislature of the State of Florida:

39
 40 Section 1. Section 1001.44, Florida Statutes, is amended
 41 to read:

42 (Substantial rewording of section. See
 43 s. 1001.44, F.S., for present text.)

44 1001.44 Career centers.—

45 (1) In order to provide additional career pathways, career
 46 centers shall support and enhance a competitive workforce by
 47 offering high-quality career and technical education programs
 48 that prepare graduates for current and emerging careers.

49 (2) (a) A career center is an educational institution that
 50 offers postsecondary career and technical education programs and
 51 is under the control of the district school board of the school
 52 district in which the center is located. A district school

53 board, after first obtaining the approval of the Commissioner of
54 Education, may organize, establish, and operate a career center
55 or acquire and operate a career center previously established. A
56 center that obtains approval to change its name to "technical
57 college" pursuant to subsection (7) remains under the control of
58 the district school board of the school district in which the
59 center is located.

60 (b) The district school boards of two or more contiguous
61 districts may, after first obtaining the approval of the
62 commissioner, enter into an agreement to organize, establish,
63 and operate, or acquire and operate, a career center under this
64 section.

65 (3) A career center shall maintain an academic transcript
66 for each student enrolled in the center. A student's transcript
67 shall include each course completed, credit earned, and
68 credentials earned by the student. Each course shall be
69 delineated by the course prefix and title assigned pursuant to
70 s. 1007.24. A career center shall make each student's transcript
71 available to that student.

72 (4) A career center may offer college credit courses
73 applicable toward a college credit certificate or an associate
74 in applied science degree through a partnership with a Florida
75 College System institution or through direct authority to award
76 such certificates and degrees. A career center must submit a
77 proposal to the State Board of Education for approval before
78 offering and awarding associate in applied science degrees.

79 (5) The process for a career center to offer an associate
80 in applied science degree program shall be as follows:

81 (a) The career center shall submit a notice of its intent
82 to propose an associate in applied science degree program to the
83 Division of Career and Adult Education and the Florida College
84 System institution in its service area 45 days before submitting
85 the proposal. The notice must include a brief description of the
86 program, the geographic region to be served, and an estimated
87 timeframe for implementation. The notice must also include
88 evidence that the career center engaged in need, demand, and
89 impact discussions with the Florida College System institution
90 in its service area.

91 (b) A proposal to offer an associate in applied science
92 degree program shall be submitted to the Division of Career and
93 Adult Education and, at a minimum, include:

94 1. A description of the planning process and timeline for
95 implementation.

96 2. An analysis of workforce demand and unmet need for
97 graduates of the program on a district or regional basis, as
98 appropriate, including evidence from entities independent of the
99 institution.

100 3. Identification of the facilities, equipment, and
101 library and academic resources that will be used to deliver the
102 program.

103 4. A cost analysis of creating a new associate in applied
104 science degree program.

105 5. The program's admission requirements, academic content,
106 curriculum, faculty credentials, student-to-teacher ratios, and
107 accreditation plan.

108 6. Feedback from the Florida College System institution
109 regarding the notice of intent pursuant to paragraph (a).

110 7. The program's enrollment projections and funding
111 requirements.

112 8. A description of outcome measures that will be used to
113 determine success, including, but not limited to, program
114 completions, placements, licensures, and feedback of employer
115 satisfaction with the job performance of graduates.

116 9. A plan that describes how the career center's college
117 credit courses will meet the equivalent faculty credential
118 standards for inclusion in the statewide course numbering system
119 pursuant to s. 1007.24(7).

120 10. A plan of action if the program is terminated.

121 (c) The Division of Career and Adult Education shall
122 review the proposal, notify the career center, in writing, of
123 any deficiencies within 30 days after receipt of the proposal,
124 and provide the center with an opportunity to correct the
125 deficiencies.

126 (d) Within 45 days after receipt of the finalized proposal
127 by the Division of Career and Adult Education, the commissioner
128 shall recommend approval or disapproval of the proposal to the
129 state board. The state board shall consider the recommendation
130 and the proposal at the next scheduled meeting, adhering to

131 appropriate meeting notice requirements. If the state board
132 disapproves the career center proposal, it shall provide the
133 center with a written explanation for that determination. The
134 state board's action is not subject to the provisions of the
135 Administrative Procedure Act.

136 (e) After approval by the state board to offer its first
137 associate in applied science degree program, the career center
138 must obtain accreditation as an associate-in-applied-science-
139 degree-granting institution from an accrediting agency that is
140 recognized by the United States Department of Education.

141 (f) A career center shall notify the appropriate
142 accrediting agency of subsequent degree programs that are
143 approved by the state board.

144 (g) A career center shall annually, and upon request of
145 the state board, the Chancellor of Career and Adult Education,
146 or the Legislature, report its status using the following
147 performance and compliance indicators:

- 148 1. Obtaining and maintaining appropriate accreditation.
- 149 2. Maintaining qualified faculty and institutional
150 resources.
- 151 3. Maintaining enrollment in previously approved programs.
- 152 4. Managing fiscal resources appropriately.
- 153 5. Measuring program success, including program
154 completions, placements, licensures, and employer satisfaction
155 with the job performance of graduates.

156

157 The state board, upon review of the performance and compliance
158 indicators, may require a career center to modify or terminate
159 an associate in applied science degree program authorized under
160 this section.

161 (6) The state board shall adopt rules providing guidelines
162 for receiving, reviewing, and approving proposals to offer
163 associate in applied science degree programs. The rules shall
164 establish an annual timeframe by which proposals must be
165 received. The rules shall also require that a presentation be
166 made to assist the state board in its decision.

167 (7) With the approval of its district school board, a
168 career center may change the institution's name and use the
169 designation "technical college" if the center:

170 (a) Offers college credit certificate programs or has been
171 authorized to offer associate in applied science degree programs
172 pursuant to subsection (5);

173 (b) Offers only career and technical education programs
174 that are approved by an accrediting agency recognized by the
175 United States Department of Education; and

176 (c) Confirms that at least 75 percent of the career and
177 technical education programs with enrollment during the current
178 school year lead to an industry certification or licensure.

179 Section 2. Paragraphs (b) and (g) of subsection (11) of
180 section 1002.34, Florida Statutes, are amended, and paragraphs
181 (h) and (i) are added to that subsection, to read:

182 1002.34 Charter technical career centers.—

183 (11) FUNDING.—

184 (b) Each district school board and Florida College System
185 institution that sponsors a charter technical career center
186 shall pay directly to the center an amount stated in the
187 charter. State funding shall be generated for the center for its
188 student enrollment and program outcomes as provided in law. A
189 center is eligible for funding from workforce education funds,
190 the Florida Education Finance Program, and the Florida College
191 System Program Fund, depending upon the programs offered
192 ~~conducted~~ by the center, pursuant to s. 1011.80.

193 (g) A center must describe ~~define~~ in the charter agreement
194 the delivery system in which the instructional offering of
195 educational services will be placed. The rules governing this
196 delivery system must be applied to all of the center's students
197 and must authorize all other sponsoring educational systems to
198 report required enrollment and student data based solely on the
199 rules of the offering institution. Each sponsor shall earn full-
200 time equivalent membership for each student for funding and
201 reporting purposes.

202 (h) A center may offer college credit courses applicable
203 toward a college credit certificate or an associate in applied
204 science degree through a partnership with a Florida College
205 System institution or through direct authority to award such
206 certificates and degrees. A center must submit a proposal to the
207 State Board of Education for approval before offering and
208 awarding associate in applied science degrees, as prescribed in

209 s. 1001.44(5).

210 (i) With the approval of its board of directors, a center
211 may change the institution's name and use the designation
212 "technical college" if the center offers college credit
213 certificate programs or has been authorized to offer associate
214 in applied science degree programs pursuant to s. 1001.44(5).

215 Section 3. Subsections (8) and (26) of section 1004.02,
216 Florida Statutes, are amended to read:

217 1004.02 Definitions.—As used in this chapter:

218 (8) "College credit certificate program" ~~"Applied~~
219 ~~technology diploma program"~~ means a course of study that is part
220 of a technical degree program, is less than 60 credit hours, and
221 leads to employment in a specific occupation. ~~An applied~~
222 ~~technology diploma program may consist of either technical~~
223 ~~credit or college credit. A public school district may offer an~~
224 ~~applied technology diploma program only as technical credit,~~
225 ~~with college credit awarded to a student upon articulation to a~~
226 ~~Florida College System institution.~~ Statewide articulation among
227 public schools and Florida College System institutions is
228 guaranteed by s. 1007.23, and is subject to guidelines and
229 standards adopted by the State Board of Education pursuant to
230 ss. 1007.24 and 1007.25.

231 (26) "Workforce education" means adult general education
232 or career education and may consist of a continuing workforce
233 education course or a program of study leading to an
234 occupational completion point, a career certificate, a college

235 credit certificate ~~an applied technology diploma~~, or a career
236 degree.

237 Section 4. Subsections (1) and (4) of section 1007.23,
238 Florida Statutes, are amended to read:

239 1007.23 Statewide articulation agreement.—

240 (1) The State Board of Education and the Board of
241 Governors shall enter into a statewide articulation agreement
242 which the State Board of Education shall adopt by rule. The
243 agreement must preserve Florida's "2+2" system of articulation,
244 facilitate the seamless articulation of student credit across
245 and among Florida's educational entities, and reinforce the
246 provisions of this chapter by governing:

247 (a) Articulation between secondary and postsecondary
248 education. †

249 (b) Admission of associate in arts degree graduates from
250 Florida College System institutions and state universities. †

251 (c) Admission of college credit certificate ~~applied~~
252 ~~technology diploma~~ program graduates from Florida College System
253 institutions or career centers. †

254 (d) Admission of associate in science degree and associate
255 in applied science degree graduates from Florida College System
256 institutions. †

257 (e) The use of acceleration mechanisms, including
258 nationally standardized examinations through which students may
259 earn credit. †

260 (f) General education requirements and statewide course

261 numbers as provided for in ss. 1007.24 and 1007.25.~~;~~ and
 262 (g) Articulation among programs in nursing.
 263 (4) The articulation agreement must guarantee the
 264 statewide articulation of appropriate workforce development
 265 programs and courses between school districts and Florida
 266 College System institutions and specifically provide that every
 267 college credit certificate ~~applied technology diploma~~ graduate
 268 must be granted the same amount of credit upon admission to an
 269 associate in science degree or associate in applied science
 270 degree program unless it is a limited access program. Preference
 271 for admission must be given to graduates who are residents of
 272 Florida.

273 Section 5. Subsections (2) and (11) of section 1007.25,
 274 Florida Statutes, are amended to read:

275 1007.25 General education courses; common prerequisites;
 276 other degree requirements.—

277 (2) The department shall identify postsecondary career
 278 education programs offered by Florida College System
 279 institutions and district school boards. The department shall
 280 also identify career courses designated as college credit
 281 courses applicable toward a college credit certificate ~~career~~
 282 ~~education diploma~~ or degree. Such courses must be identified
 283 within the statewide course numbering system.

284 (11) The Commissioner of Education shall appoint faculty
 285 committees representing both Florida College System institution
 286 and public school faculties to recommend to the commissioner for

287 approval by the State Board of Education a standard program
288 length and appropriate occupational completion points for each
289 postsecondary career certificate program, college credit
290 certificate ~~diploma~~, and degree offered by a school district or
291 a Florida College System institution.

292 Section 6. Subsection (3) of section 1009.22, Florida
293 Statutes, is amended to read:

294 1009.22 Workforce education postsecondary student fees.—

295 (3) (a) Except as otherwise provided by law, fees for
296 students who are nonresidents for tuition purposes must offset
297 the full cost of instruction. Residency of students pursuing a
298 career certificate, college credit certificate, or an associate
299 in applied science degree shall be determined as required in s.
300 1009.21. Fee-nonexempt students enrolled in applied academics
301 for adult education instruction shall be charged fees equal to
302 the fees charged for adult general education programs. Each
303 Florida College System institution that conducts developmental
304 education and applied academics for adult education instruction
305 in the same class section may charge a single fee for both types
306 of instruction.

307 (b) Fees for continuing workforce education shall be
308 locally determined by the district school board or Florida
309 College System institution board. Expenditures for the
310 continuing workforce education program provided by the Florida
311 College System institution or school district must be fully
312 supported by fees. Enrollments in continuing workforce education

313 courses may not be counted for purposes of funding full-time
314 equivalent enrollment.

315 ~~(c) Effective July 1, 2011, for programs leading to a~~
316 ~~career certificate or an applied technology diploma, the~~
317 ~~standard tuition shall be \$2.22 per contact hour for residents~~
318 ~~and nonresidents and the out-of-state fee shall be \$6.66 per~~
319 ~~contact hour.~~ For adult general education programs, a block
320 tuition of \$45 per half year or \$30 per term shall be assessed
321 ~~for residents and nonresidents, and the out-of-state fee shall~~
322 ~~be \$135 per half year or \$90 per term.~~ Each district school
323 board and Florida College System institution board of trustees
324 shall adopt policies and procedures for the collection of and
325 accounting for the expenditure of the block tuition. All funds
326 received from the block tuition shall be used only for adult
327 general education programs. Students enrolled in adult general
328 education programs may not be assessed the fees authorized in
329 subsection (5), subsection (6), or subsection (7).

330 (d) For programs leading to a career certificate, the
331 standard tuition shall be \$2.33 per contact hour for residents
332 and nonresidents and the out-of-state fee shall be \$6.66 per
333 contact hour in addition to the standard tuition of \$2.33 per
334 contact hour. For programs leading to a college credit
335 certificate or an associate in applied science degree, the
336 standard tuition shall be \$71.98 per college credit hour for
337 residents and nonresidents and the out-of-state fee shall be
338 \$215.94 per credit hour in addition to the standard college

339 credit hour rate of \$71.98.

340 (e)-(d) ~~Beginning with the 2008-2009 fiscal year and each~~
341 ~~year thereafter,~~ The tuition and the out-of-state fee per
342 contact or credit hour shall increase at the beginning of each
343 fall semester at a rate ~~equal to inflation, unless otherwise~~
344 ~~provided in the General Appropriations Act. If the rate is not~~
345 ~~provided in the General Appropriations Act~~ The Office of
346 ~~Economic and Demographic Research shall report the rate of~~
347 ~~inflation to the President of the Senate, the Speaker of the~~
348 ~~House of Representatives, the Governor, and the State Board of~~
349 ~~Education each year prior to March 1. For purposes of this~~
350 ~~paragraph, the rate of inflation shall be defined as the rate of~~
351 ~~the 12-month percentage change in the Consumer Price Index for~~
352 ~~All Urban Consumers, U.S. City Average, All Items, or successor~~
353 ~~reports as reported by the United States Department of Labor,~~
354 ~~Bureau of Labor Statistics, or its successor for December of the~~
355 ~~previous year. In the event the percentage change is negative,~~
356 the tuition and out-of-state fee shall remain at the same level
357 as the prior fiscal year.

358 (f)-(e) Each district school board and each Florida College
359 System institution board of trustees may adopt tuition and out-
360 of-state fees that may vary no more than 5 percent below and 5
361 percent above the combined total of the standard tuition and
362 out-of-state fees established in paragraph (d)-(e).

363 ~~(f)~~ ~~The maximum increase in resident tuition for any~~
364 ~~school district or Florida College System institution during the~~

365 ~~2007-2008 fiscal year shall be 5 percent over the tuition~~
 366 ~~charged during the 2006-2007 fiscal year.~~

367 ~~(g) The State Board of Education may adopt, by rule, the~~
 368 ~~definitions and procedures that district school boards and~~
 369 ~~Florida College System institution boards of trustees shall use~~
 370 ~~in the calculation of cost borne by students.~~

371 Section 7. Subsection (1) of section 1009.53, Florida
 372 Statutes, is amended to read:

373 1009.53 Florida Bright Futures Scholarship Program.—

374 (1) The Florida Bright Futures Scholarship Program is
 375 created to establish a lottery-funded scholarship program to
 376 reward any Florida high school graduate who merits recognition
 377 of high academic achievement and who enrolls in a degree
 378 program, certificate program, or college credit certificate
 379 ~~applied technology~~ program at an eligible Florida public or
 380 private postsecondary education institution within 3 years of
 381 graduation from high school.

382 Section 8. Paragraph (c) of subsection (3) of section
 383 1009.532, Florida Statutes, is amended to read:

384 1009.532 Florida Bright Futures Scholarship Program;
 385 student eligibility requirements for renewal awards.—

386 (3)

387 (c) A student who is initially eligible in the 2012-2013
 388 academic year and thereafter may receive an award for a maximum
 389 of 100 percent of the number of credit hours required to
 390 complete an associate degree program, a baccalaureate degree

391 program, or a postsecondary career certificate program or, for a
 392 Florida Gold Seal Vocational Scholars award, may receive an
 393 award for a maximum of 100 percent of the number of credit hours
 394 or equivalent clock hours required to complete one of the
 395 following at a Florida public or nonpublic education institution
 396 that offers these specific programs: for a college credit
 397 certificate ~~an applied technology diploma~~ program as defined in
 398 s. 1004.02(8), up to 60 credit hours or equivalent clock hours;
 399 for a technical degree education program as defined in s.
 400 1004.02(14), up to the number of hours required for a specific
 401 degree not to exceed 72 credit hours or equivalent clock hours;
 402 or for a career certificate program as defined in s.
 403 1004.02(21), up to the number of hours required for a specific
 404 certificate not to exceed 72 credit hours or equivalent clock
 405 hours. A student who transfers from one of these program levels
 406 to another program level becomes eligible for the higher of the
 407 two credit hour limits.

408 Section 9. Paragraph (c) of subsection (4) of section
 409 1009.536, Florida Statutes, is amended to read:

410 1009.536 Florida Gold Seal Vocational Scholars award.—The
 411 Florida Gold Seal Vocational Scholars award is created within
 412 the Florida Bright Futures Scholarship Program to recognize and
 413 reward academic achievement and career preparation by high
 414 school students who wish to continue their education.

415 (4)

416 (c) A student who is initially eligible in the 2012-2013

417 academic year and thereafter may earn a Florida Gold Seal
418 Vocational Scholarship for a maximum of 100 percent of the
419 number of credit hours or equivalent clock hours required to
420 complete one of the following at a Florida public or nonpublic
421 education institution that offers these specific programs: for a
422 college credit certificate ~~an applied technology diploma~~ program
423 as defined in s. 1004.02(8), up to 60 credit hours or equivalent
424 clock hours; for a technical degree education program as defined
425 in s. 1004.02(14), up to the number of hours required for a
426 specific degree not to exceed 72 credit hours or equivalent
427 clock hours; or for a career certificate program as defined in
428 s. 1004.02(21), up to the number of hours required for a
429 specific certificate not to exceed 72 credit hours or equivalent
430 clock hours.

431 Section 10. Section 1011.80, Florida Statutes, is
432 reordered and amended to read:

433 1011.80 Funds for operation of workforce education
434 programs.—

435 (1) As used in this section, the terms "workforce
436 education" and "workforce education program" include:

437 (a) Adult general education programs designed to improve
438 the employability skills of the state's workforce as defined in
439 s. 1004.02(3).

440 (b) Career certificate programs, as defined in s.
441 1004.02(21).

442 (c) College credit certificate ~~Applied technology diploma~~

443 programs, as defined in s. 1004.02(8).

444 (d) Continuing workforce education courses.

445 (e) Degree career education programs.

446 (f) Apprenticeship and preapprenticeship programs as
447 defined in s. 446.021.

448 (2) A ~~Any~~ workforce education program may be conducted by
449 a Florida College System institution or a school district,
450 except that ~~college credit in an associate in applied science or~~
451 an associate in science degree may be awarded only by a Florida
452 College System institution. However, if an ~~associate in applied~~
453 ~~science or an~~ associate in science degree program contains
454 within it an ~~occupational completion point that confers a~~
455 college credit certificate ~~or an applied technology diploma,~~
456 that portion of the program may be offered ~~conducted~~ by a school
457 district career center. A career center authorized to offer an
458 associate in applied science degree program pursuant to s.
459 1001.44(5) may offer only those general education courses
460 contained within the approved degree program. ~~Any~~ Instruction
461 designed to articulate to a degree program is subject to
462 guidelines and standards adopted by the State Board of Education
463 pursuant to s. 1007.25.

464 (3) Each school district and Florida College System
465 institution receiving state appropriations for workforce
466 education programs must maintain adequate and accurate records,
467 including a system to record school district workforce education
468 funding and expenditures in order to maintain separation of

469 postsecondary workforce education expenditures from secondary
470 education expenditures. These records must be filed with the
471 Department of Education in correct and proper form on or before
472 the date due as fixed by law or rule for each annual or periodic
473 report that is required by rules of the State Board of
474 Education.

475 (4)~~(9)~~ School districts shall report full-time equivalent
476 students by discipline category for the programs specified in
477 subsection (1). There shall be an annual cost analysis for the
478 school district workforce education programs that reports cost
479 by discipline category consistent with the reporting for full-
480 time equivalent students. The annual financial reports submitted
481 by the school districts must accurately report on the student
482 fee revenues by fee type according to the programs specified in
483 subsection (1). The Department of Education shall develop a plan
484 for comparable reporting of program, student, facility,
485 personnel, and financial data between the Florida College System
486 institutions and the school district workforce education
487 programs.

488 ~~(3) If a program for disabled adults pursuant to s.~~
489 ~~1004.93 is a workforce program as defined in law, it must be~~
490 ~~funded as provided in this section.~~

491 ~~(4) Funding for all workforce education programs must be~~
492 ~~based on cost categories, performance output measures, and~~
493 ~~performance outcome measures.~~

494 ~~(a) The cost categories must be calculated to identify~~
495 ~~high cost programs, medium cost programs, and low cost programs.~~
496 ~~The cost analysis used to calculate and assign a program of~~
497 ~~study to a cost category must include at least both direct and~~
498 ~~indirect instructional costs, consumable supplies, equipment,~~
499 ~~and standard program length.~~

500 ~~(b) The performance output measure for an adult general~~
501 ~~education course of study is measurable improvement in student~~
502 ~~skills. This measure shall include improvement in literacy~~
503 ~~skills, grade level improvement as measured by an approved test,~~
504 ~~or attainment of a State of Florida diploma or an adult high~~
505 ~~school diploma.~~

506 ~~(c) The performance outcome measures for adult general~~
507 ~~education programs are associated with placement and retention~~
508 ~~of students after reaching a completion point or completing a~~
509 ~~program of study. These measures include placement or retention~~
510 ~~in employment. Continuing postsecondary education at a level~~
511 ~~that will further enhance employment is a performance outcome~~
512 ~~for adult general education programs.~~

513 (5) State funding and student fees for workforce education
514 instruction shall be established as follows:

515 (a) Expenditures for the continuing workforce education
516 programs provided by the Florida College System institutions or
517 school districts must be fully supported by fees. Enrollments in
518 continuing workforce education courses shall not be counted for
519 purposes of funding full-time equivalent enrollment.

520 (b) For all other workforce education programs, state
521 funding shall be calculated based on weighted enrollment and
522 program costs minus fee revenues generated to offset program
523 operational costs ~~equal 75 percent of the average cost of~~
524 ~~instruction with the remaining 25 percent made up from student~~
525 ~~fees.~~ Fees for courses within a program shall not vary according
526 to the cost of the individual program, but instead shall be as
527 provided in s. 1009.22 ~~based on a uniform fee calculated and set~~
528 ~~at the state level, as adopted by the State Board of Education,~~
529 unless otherwise specified in the General Appropriations Act.

530 ~~(c) For fee-exempt students pursuant to s. 1009.25, unless~~
531 ~~otherwise provided for in law, state funding shall equal 100~~
532 ~~percent of the average cost of instruction.~~

533 (c)(d) For a public educational institution that has been
534 fully funded by an external agency for direct instructional
535 costs of any course or program, the FTE generated shall not be
536 reported for state funding.

537 (6) (a) ~~A school district or a Florida College System~~
538 ~~institution that provides workforce education programs shall~~
539 ~~receive funds in accordance with distributions for base and~~
540 ~~performance funding established by the Legislature in the~~
541 ~~General Appropriations Act.~~ To ensure equitable funding for all
542 school district workforce education programs and to recognize
543 enrollment growth, the Department of Education shall use the
544 funding model developed by the District Workforce Education
545 Funding Steering Committee to determine each district's

546 workforce education funding needs. To assist the Legislature in
547 allocating workforce education funds in the General
548 Appropriations Act, the funding model shall annually be provided
549 to the legislative appropriations committees no later than March
550 1.

551 (b) Operational funding shall be provided to school
552 districts for workforce education programs based on weighted
553 student enrollment and program costs determined by cost
554 categories. The cost categories must be calculated to identify
555 high-cost programs, medium-cost programs, and low-cost programs.
556 The cost analysis used to calculate and assign a program of
557 study to a cost category must include at least both direct and
558 indirect instructional costs, consumable supplies, equipment,
559 and standard program length.

560 (7) Performance funding for workforce education programs
561 shall be contingent upon specific appropriation in the General
562 Appropriations Act. To assist the Legislature in determining
563 performance funding allocations, the State Board of Education
564 shall provide the Legislature with recommended formulas,
565 criteria, timeframes, and mechanisms for distributing
566 performance funds no later than March 1. These recommendations
567 shall reward programs that:

568 (a) Prepare people to enter high-skill/high-wage
569 occupations identified by the Workforce Estimating Conference
570 pursuant to s. 216.136 and other programs as approved by
571 Workforce Florida, Inc. At a minimum, performance incentives

572 shall be calculated for adults who reach completion points or
573 complete programs that lead to specified high-wage employment
574 and to their placement in that employment.

575 (b) Prepare adults who are eligible for public assistance,
576 economically disadvantaged, disabled, not proficient in English,
577 or dislocated workers for high-wage occupations. At a minimum,
578 performance incentives shall be calculated at an enhanced value
579 for the completion by adults identified in this paragraph and
580 the job placement of such adults upon completion. In addition,
581 adjustments may be made in payments for job placements for areas
582 of high unemployment.

583 (c) Increase student achievement in adult general
584 education courses by measuring performance output and outcome
585 measures.

586 1. The performance output measure for an adult general
587 education course of study is measurable improvement in student
588 skills. This measure shall include improvement in literacy
589 skills, grade-level improvement as measured by an approved test,
590 or attainment of a Florida diploma or an adult high school
591 diploma.

592 2. The performance outcome measures for adult general
593 education programs are associated with placement and retention
594 of students after reaching a completion point or completing a
595 program of study. These measures include placement or retention
596 in employment. Continuing postsecondary education at a level

597 that will further enhance employment is a performance outcome
598 for adult general education programs.

599 (d) (b) Award industry certifications. Performance funding
600 for industry certifications ~~for school district workforce~~
601 ~~education programs is contingent upon specific appropriation in~~
602 ~~the General Appropriations Act and shall be determined as~~
603 follows:

604 1. Occupational areas for which industry certifications
605 may be earned, as established in the General Appropriations Act,
606 are eligible for performance funding. Priority shall be given to
607 the occupational areas emphasized in state, national, or
608 corporate grants provided to Florida educational institutions.

609 2. The Chancellor of Career and Adult Education shall
610 identify the industry certifications eligible for funding on the
611 Postsecondary Industry Certification Funding List approved by
612 the State Board of Education pursuant to s. 1008.44, based on
613 the occupational areas specified in the General Appropriations
614 Act.

615 3. Each school district shall be provided \$1,000 for each
616 industry certification earned by a workforce education student.
617 The maximum amount of funding appropriated for performance
618 funding pursuant to this paragraph shall be limited to \$15
619 million annually. If funds are insufficient to fully fund the
620 calculated total award, such funds shall be prorated.

621 ~~(e) A program is established to assist school districts~~
622 ~~and Florida College System institutions in responding to the~~

623 ~~needs of new and expanding businesses and thereby strengthening~~
624 ~~the state's workforce and economy. The program may be funded in~~
625 ~~the General Appropriations Act. The district or Florida College~~
626 ~~System institution shall use the program to provide customized~~
627 ~~training for businesses which satisfies the requirements of s.~~
628 ~~288.047. Business firms whose employees receive the customized~~
629 ~~training must provide 50 percent of the cost of the training.~~
630 ~~Balances remaining in the program at the end of the fiscal year~~
631 ~~shall not revert to the general fund, but shall be carried over~~
632 ~~for 1 additional year and used for the purpose of serving~~
633 ~~incumbent worker training needs of area businesses with fewer~~
634 ~~than 100 employees. Priority shall be given to businesses that~~
635 ~~must increase or upgrade their use of technology to remain~~
636 ~~competitive.~~

637 (8)~~(7)~~(a) A school district or Florida College System
638 institution that receives workforce education funds must use the
639 money to benefit the workforce education programs it provides.
640 The money may be used for equipment upgrades, program
641 expansions, or any other use that would result in workforce
642 education program improvement. The district school board or
643 Florida College System institution board of trustees may not
644 withhold any portion of the performance funding for indirect
645 costs.

646 (b) State funds provided for the operation of
647 postsecondary workforce programs may not be expended for the
648 education of state or federal inmates.

649 ~~(8) The State Board of Education and Workforce Florida,~~
650 ~~Inc., shall provide the Legislature with recommended formulas,~~
651 ~~criteria, timeframes, and mechanisms for distributing~~
652 ~~performance funds. The commissioner shall consolidate the~~
653 ~~recommendations and develop a consensus proposal for funding.~~
654 ~~The Legislature shall adopt a formula and distribute the~~
655 ~~performance funds to the State Board of Education for Florida~~
656 ~~College System institutions and school districts through the~~
657 ~~General Appropriations Act. These recommendations shall be based~~
658 ~~on formulas that would discourage low-performing or low-demand~~
659 ~~programs and encourage through performance-funding awards:~~

660 ~~(a) Programs that prepare people to enter high-wage~~
661 ~~occupations identified by the Workforce Estimating Conference~~
662 ~~created by s. 216.136 and other programs as approved by~~
663 ~~Workforce Florida, Inc. At a minimum, performance incentives~~
664 ~~shall be calculated for adults who reach completion points or~~
665 ~~complete programs that lead to specified high-wage employment~~
666 ~~and to their placement in that employment.~~

667 ~~(b) Programs that successfully prepare adults who are~~
668 ~~eligible for public assistance, economically disadvantaged,~~
669 ~~disabled, not proficient in English, or dislocated workers for~~
670 ~~high-wage occupations. At a minimum, performance incentives~~
671 ~~shall be calculated at an enhanced value for the completion of~~
672 ~~adults identified in this paragraph and job placement of such~~
673 ~~adults upon completion. In addition, adjustments may be made in~~
674 ~~payments for job placements for areas of high unemployment.~~

675 ~~(c) Programs that are specifically designed to be~~
676 ~~consistent with the workforce needs of private enterprise and~~
677 ~~regional economic development strategies, as defined in~~
678 ~~guidelines set by Workforce Florida, Inc. Workforce Florida,~~
679 ~~Inc., shall develop guidelines to identify such needs and~~
680 ~~strategies based on localized research of private employers and~~
681 ~~economic development practitioners.~~

682 ~~(d) Programs identified by Workforce Florida, Inc., as~~
683 ~~increasing the effectiveness and cost efficiency of education.~~

684 (9) ~~(10)~~ A high school student dually enrolled under s.
685 1007.271 in a workforce education program operated by a Florida
686 College System institution or school district career center
687 generates the amount calculated for workforce education funding,
688 including any payment of performance funding, and the
689 proportional share of full-time equivalent enrollment generated
690 through the Florida Education Finance Program for the student's
691 enrollment in a high school. If a high school student is dually
692 enrolled in a Florida College System institution program,
693 including a program conducted at a high school, the Florida
694 College System institution earns the funds generated for
695 workforce education funding, and the school district earns the
696 proportional share of full-time equivalent funding from the
697 Florida Education Finance Program. If a student is dually
698 enrolled in a career center operated by the same district as the
699 district in which the student attends high school, that district
700 earns the funds generated for workforce education funding and

701 also earns the proportional share of full-time equivalent
702 funding from the Florida Education Finance Program. If a student
703 is dually enrolled in a workforce education program provided by
704 a career center operated by a different school district, the
705 funds must be divided between the two school districts
706 proportionally from the two funding sources. A student may not
707 be reported for funding in a dual enrollment workforce education
708 program unless the student has completed the basic skills
709 assessment pursuant to s. 1004.91. A student who is coenrolled
710 in a K-12 education program and an adult education program may
711 be reported for purposes of funding in an adult education
712 program. If a student is coenrolled in core curricula courses
713 for credit recovery or dropout prevention purposes and does not
714 have a pattern of excessive absenteeism or habitual truancy or a
715 history of disruptive behavior in school, the student may be
716 reported for funding for up to two courses per year. Such a
717 student is exempt from the payment of the block tuition for
718 adult general education programs provided in s. 1009.22(3)(c)
719 ~~1009.22(3)(d)~~. The Department of Education shall develop a list
720 of courses to be designated as core curricula courses for the
721 purposes of coenrollment.

722 (10) ~~(11)~~ The State Board of Education may adopt rules to
723 administer this section.

724 Section 11. This act shall take effect July 1, 2014.