

2011 Legislative Update

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What changes were made at the capitol this year?

2011 DCAE Legislation

House Bill 1255	Public School Accountability
House Bill 2129	K-12 Education Funding
Senate Bill 2150	Postsecondary Education Funding
Senate Bill 2156	Governmental Reorganization
House Bill 7087	Education Law Repeals
House Bill 7151	Postsecondary Education

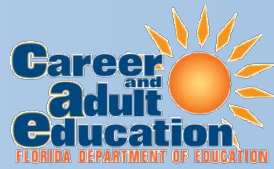
School District's 5 Year Strategic Plan

- Revises the school district's 5 year strategic plan by adding regional workforce boards and economic development agencies as required partners in developing the plan.
- Adds required elements of the strategic plan to include:
 - Access to courses through virtual education providers to provide part-time instruction to middle school students
 - *A review of CAPE courses to determine if the courses will lead to the attainment of industry certifications included on the Industry Certified Funding List*
- Requires the strategic plan be reviewed, updated and jointly approved every 5 years by the school district, regional workforce boards, economic development agencies and state approved postsecondary institutions.
- The plan must also include strategies to:
 - Align middle school career exploration, middle and high school CAPE academies leading to industry certification and high school graduation requirements
 - Improve passage rates for industry certification examinations if they fall below 50%
 - *Implement CAPE academy training that leads to industry certification at DJJ facilities*

CAPE Academies

- Eliminates major areas of interests as a goal of a career academy
- Eliminates requirement that each CAPE academy must provide opportunities for students to obtain the Ready to Work Certification
- *Requires that if the passage rate on an industry certification examination falls below 50%, the academy must discontinue enrollment of new students the following year and each year thereafter until the passage rate is above 50%*
- Creates middle school CAPE academies
- Beginning in 2011-12 school year each school board must include in its 5 year strategic plan a strategy to implement a CAPE academy in at least one middle school
- Requires that the plan for the middle school CAPE academy must ensure the transition of the students to a high school CAPE academy currently operating in the school district
- Requires that middle school CAPE academy completers must have the opportunity to earn an industry certificate and high school credit and participate in career planning, job shadowing, and business and leadership development activities

House Bill 1255: Public School Accountability



- Requires that middle school CAPE academies must:
 - Provide instruction in courses leading to careers in occupations designated as high growth, high demand and high pay on the Industry Certification Funding List
 - Offer career and professional academy courses that integrate content from core subject areas
 - Offer courses that integrate career and professional academy content with intensive reading and math
 - Provide access to virtual instruction courses
 - Provide instruction from highly-skilled professional who hold industry certifications in the area they teach
 - Offer externships
 - Provide personalized student advisement that includes a parent-participation component
- Requires the DOE to collect and report student achievement data for middle school CAPE academies

School Grades

- Beginning with the 2011-2012 school year school grades will be revised:
 - Middle school grades will include the performance of its students enrolled in high school courses with end-of-course assessments
 - As valid data becomes available, school grades will include the students' attainment of national industry certification identified in the Industry Certification Funding List

NonDegreed Career and Technical Education Teachers Requirements

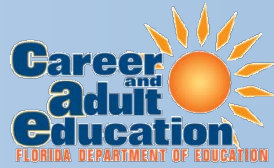
- Requires teachers to hold an industry certification when state or national industry certification are available and applicable

Senate Bill 1346: Obsolete References and Programs

The bill repeals provisions related to obsolete programs and amends obsolete references in the Florida Statutes that relate to the former Departments of Labor and Employment Security and Commerce.

- Revises s. 450.161, F.S., Chapter not to affect career education of children, other exceptions:
 - Replaces the reference from the Division of Jobs and Benefits to the Department of Education in terms of the approval of an apprentice plan.
- Revises s. 464.203, F.S., Certified nursing assistants; certification requirement:
 - Replaces the directive from Enterprise Florida Jobs and the Education Partnership Grant to the Department of Education in regards to the development of the curriculum .
- Revises s. 489.1455, F.S., Journeyman; reciprocity; standards:
 - Replaces the Department of Labor and Employment Security with “registration agency as defined in 29 C.F.R. 29.2”, which is the Florida Department of Education.
- Revises s. 489.5335, F.S., Journeyman; reciprocity; standards:
 - Replaces the Department of Labor and Employment Security with “registration agency as defined in 29 C.F.R. 29.2”, which is the Florida Department of Education.

Senate Bill 2120: K-12 Education Funding



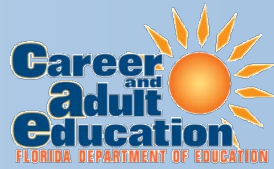
Definition of an Adult Student

- Amends s. 1004.02(6), deletes the following from the definition of an adult student, “or a high school student who is taking an adult course required for high school graduation.”

Additional FTE calculation for career and professional academy students earning industry certifications

- Amends s. 1011.62(1)(o), as follows:
 - Allows middle school career academy students earning industry certifications to qualify for the additional FTE membership.
 - Creates a value of 0.1, 0.2, and 0.3 for the FTE membership calculation.
 - Establishes a maximum value for any student of 0.3.
 - Requires the State Board of Education to adopt a value of 0.1, 0.2, or 0.3 to each certification on the Industry Certification Funding List. This weight must be based equally on the rigor of the certification and the employment value. Rigor must be based on the number of instructional hours, including work experience, with a bonus for certifications with a statewide articulation agreement. Employment value must be based on the growth rate, average annual openings, and entry wage for the primary occupation linked to the certification.

Senate Bill 2150: Postsecondary Education Funding



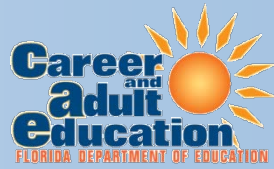
Adult General Education Fee Exemptions

- Amends s. 1009.25, F.S., to remove the adult general education fee exemption for students without a high school diploma or a students who tests below the 8th grade in basic skills.
- Amends s. 1011.80, F.S., to include a block tuition fee exemption for students in the co-enrolled adult high school program.

Adult General Education Tuition and Fees

- Amends s. 1009.22(3), F.S., to include a block tuition for adult general education programs, as follows:
 - \$45 per half year tuition, plus an out-of-state fee of \$135 for nonresidents only.
 - \$30 per term, plus an out-of-state fee of \$90 for nonresidents only.
 - Students may not be charged the discretionary financial aid, capital improvement, and technology fees.
 - Requires districts and colleges to adopt policies and procedures for the collection of and accounting for the expenditure of block tuition.
- Amends s. 1009.22(3), F.S., to require residency for all workforce education fees be determined based on the requirements in s. 1009.21.
- Amends s. 1009.22(3), F.S., to require non-fee exempt students in vocational-preparatory instruction to be charged the adult general education block tuition rate.

Senate Bill 2150: Postsecondary Education Funding



District Workforce Development Funds

- Amends s. 1011.80, F.S., to recognize the funding needs model developed by the District Workforce Education Funding Steering Committee.
- This model must be provided annually to the legislative appropriations committee no later than March 1.

Other Issues

- Amends s. 1009.22(10), F.S., to permit districts and colleges to charge a convenience fee for the processing of automated or online credit card payments. The amount of this fee may not exceed the total cost charged by the credit card company. This fee must be approved by the district school board or college board of trustees.

Senate Bill 2156: Governmental Reorganization

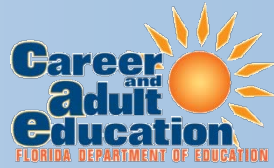
- Creates the Department of Economic Opportunity. The head of the department is the executive director, who shall be appointed by the Governor, subject to confirmation by the Senate. The executive director shall serve at the pleasure of and report to the Governor. The following divisions of the Department of Economic Opportunity were established: (a) The Division of Strategic Business Development; (b) The Division of Community Development; (c) The Division of Workforce Services; and (d) The Division of Finance and Administration. The purpose of the department is to assist the Governor in working with the Legislature, state agencies, business leaders, and economic development professionals to formulate and implement coherent and consistent policies and strategies designed to promote economic opportunities for all Floridians.

Senate Bill 2156: Governmental Reorganization

Ready to Work Certification Program

- Transfers the Florida Ready to Work Certification Program from the Department of Education to the Department of Economic Opportunity:
 - All powers, duties, functions, records, pending issues, existing contracts, and unexpended balances of appropriations, allocations, and other funds relating to the Ready to Work program within the Department of Education are transferred by a type two transfer, as defined in s. 20.06(2), Florida Statutes, to the Department of Economic Opportunity.
 - It is the intent of the Legislature that the changes made by this act be accomplished with minimal disruption of services provided to the public and with minimal disruption to employees of any organization. To that end, the Legislature directs all applicable units of state government to contribute to the successful implementation of this act, and the Legislature believes that a transition period between the effective date of this act and October 1, 2011, is appropriate and warranted.
 - Transfers the Florida Ready to Work Certification Program statute from s. 1004.99, F.S. to s. 445.06, F.S., and makes conforming changes by replacing the Agency for Workforce Innovation to the Department of Economic Opportunity.
 - Provides that the Department of Economic Opportunity, in consultation with the Department of Education, may adopt rules relating to the Florida Ready to Work Certification Program.
- Revises s. 1003.493, F.S., Career and professional academies existing language to conform to Florida's new jobs organizational structure.

House Bill 7087: Education Law Repeals



Adult Literacy Centers

- Repeals s. 1004.95, F.S., authorizing Adult Literacy Centers. The Adult Literacy Centers were authorized in 1992. The centers were required to identify, contact, counsel, and refer persons considered to be lacking in basic or functional literacy skills to the appropriate private and public agencies. These adult literacy centers are no longer in operation. The last appropriation was provided in FY 1999-2000.

House Bill 7151: Postsecondary Education

The bill requires the Higher Education Coordinating Council (HECC) to make detailed recommendations to the Governor, the President of the Senate, the Speaker of the House, the Board of Governors, and the State Board of Education relating to:

- the primary core mission of public and nonpublic postsecondary education institutions;
 - performance outputs and outcomes designed to meet annual and long-term state goals;
 - Florida’s articulation policies and practices;
 - a plan to align school district and Florida College System (FCS) workforce development education programs and improve the consistency of workforce education data collection and reporting;
 - and Baccalaureate degree authorization and production.
- The HECC is required to submit a report by December 31, 2011, that specifically includes recommendations for legislative consideration during the 2012 Legislative Session.

House Bill 7151: Postsecondary Education

- A plan for workforce development education that addresses:
 - The alignment of school district and Florida College System workforce development education programs to ensure cost efficiency and mission delineation, including an examination of the need for both college credit and non-college credit certificate programs, an evaluation of the merit of retaining the associate in applied science degree, and the consolidation of adult general education programs within school districts.
 - The consistency of workforce education data collected and reported by Florida College System institutions and school districts, including the establishment of common elements and definitions for any data that is used for state and federal funding and program accountability.
- The Board of Governors and the Department of Education shall provide administrative support for the council.