

Committee Substitute for
Committee Substitute for Senate Bill No. 1616

An act relating to career and adult education; amending s. 20.15, F.S.; renaming the Division of Workforce Education within the Department of Education as the “Division of Career and Adult Education”; amending s. 311.121, F.S.; revising the membership of the Seaport Security Officer Qualification, Training, and Standards Coordinating Council by replacing the chancellor of the Community College System with the Commissioner of Education; amending s. 446.045, F.S.; revising definitions; revising the membership of the State Apprenticeship Advisory Council; prohibiting members from being reimbursed for per diem and travel expenses; providing that meetings may be held via teleconference or other electronic means; amending s. 1003.4285, F.S.; providing for a standard high school diploma designation for completed industry certifications; conforming a cross-reference; conforming provisions to changes made by the act; amending s. 1003.43, F.S.; providing an exception for adult high school students regarding certain prerequisites for high school graduation; repealing s. 1003.431, F.S., relating to career education certification; amending s. 1011.62, F.S.; conforming provisions to changes made by the act; requiring that the Office of Program Policy Analysis and Government Accountability review and provide a report on workforce education programs for occupations not included on specific occupation lists and on funding options; requiring that such report be submitted to the Governor and the Legislature by a specified date; providing requirements for the report; providing an effective date.

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

Section 1. Paragraph (c) of subsection (3) of section 20.15, Florida Statutes, is amended to read:

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

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

(c) Division of Career and Adult Education ~~Workforce Education~~.

Section 2. Paragraphs (b) and (d) of subsection (3) of section 311.121, Florida Statutes, are amended to read:

311.121 Qualifications, training, and certification of licensed security officers at Florida seaports.—

(3)

(b)1. The executive director of the Department of Law Enforcement shall appoint 11 members to the council which shall include:

- a. The seaport administrator of the Department of Law Enforcement.
- b. The Commissioner of Education or his or her designee ~~chancellor of the Community College System.~~
- c. The director of the Division of Licensing of the Department of Agriculture and Consumer Services.
- d. The administrator of the Florida Seaport Transportation and Economic Development Council.
- e. Two seaport security directors from seaports designated under s. 311.09.
- f. One director of a state law enforcement academy.
- g. One representative of a local law enforcement agency.
- h. Two representatives of contract security services.
- i. One representative of the Division of Driver Licenses of the Department of Highway Safety and Motor Vehicles.

2. In addition to the members designated in subparagraph 1., the executive director may invite a representative of the United States Coast Guard to attend and participate in council meetings as an ex officio, nonvoting member of the council.

(d) The Commissioner of Education or his or her designee ~~chancellor of the Community College System~~ shall serve as chair of the council.

Section 3. Subsection (1) and paragraphs (b) and (f) of subsection (2) of section 446.045, Florida Statutes, are amended to read:

446.045 State Apprenticeship Advisory Council.—

(1) As used in this section, the term:

(a) “Joint employer organization” means an apprenticeship sponsor who participates in a collective bargaining agreement ~~and represents employees.~~

(b) “Nonjoint employer organization” means an apprenticeship sponsor who does not participate in a collective bargaining agreement ~~and who represents management.~~

(2)

(b) The Commissioner of Education or the commissioner’s designee shall serve ex officio as chair of the State Apprenticeship Advisory Council, but may not vote. The state director of the Office Bureau of Apprenticeship ~~and Training~~ of the United States Department of Labor shall serve ex officio as a nonvoting member of the council. The Governor shall appoint to the council

~~four five members representing sponsors of joint employee organizations and four five members representing sponsors of nonjoint employer organizations. Each of these eight members member shall represent industries that have registered apprenticeship programs. The Governor shall also appoint two public members who are knowledgeable about registered apprenticeship and apprenticeable occupations, one of whom shall be recommended by joint organizations, and one of whom shall be recommended by nonjoint organizations.~~ Members shall be appointed for 4-year staggered terms. A vacancy shall be filled for the remainder of the unexpired term.

(f) Members of the council shall serve without compensation and, but are not entitled to receive reimbursement for per diem and travel expenses under as provided in s. 112.061. Meetings may be held via teleconference or other electronic means.

Section 4. Section 1003.4285, Florida Statutes, is amended to read:

~~1003.4285 Standard high school diploma designations.—By the 2008-2009 school year,~~ Each standard high school diploma shall include, as applicable:

(1) A designation of the student's major area of interest pursuant to the student's completion of credits as provided in s. 1003.428.

(2) A designation reflecting completion of four or more accelerated college credit courses if the student is eligible for college credit pursuant to s. 1007.27 or s. 1007.271 in Advanced Placement, International Baccalaureate, Advanced International Certificate of Education, or dual enrollment courses. The Commissioner of Education shall establish guidelines for successful passage of examinations or coursework in each of the accelerated college credit options for purposes of this subsection.

(3) A designation reflecting the attainment of one or more industry certifications from the list approved by Workforce Florida, Inc., under s. 1003.492 ~~career education certification in accordance with s. 1003.431.~~

(4) A designation reflecting a Florida Ready to Work Credential in accordance with s. 1004.99.

Section 5. Paragraph (c) of subsection (6) of section 1003.43, Florida Statutes, is amended to read:

1003.43 General requirements for high school graduation.—

(6) The Legislature recognizes that adult learners are unique in situation and needs. The following graduation requirements are therefore instituted for students enrolled in adult general education in accordance with s. 1004.93 in pursuit of a high school diploma:

(c) Any course listed within the Department of Education Course Code Directory in the areas of art, dance, drama, or music may be undertaken by adult secondary education students. The one credit in Enrollment and satisfactory completion of such a course shall satisfy the credit in performing fine

arts required for high school graduation pursuant to subsection (1) is not required for graduation and shall be substituted with an elective credit that is consistent with the total credits needed for graduation under subsection (1).

Section 6. Section 1003.431, Florida Statutes, is repealed.

Section 7. Paragraph (o) of subsection (1) of section 1011.62, Florida Statutes, is amended to read:

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

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

(o) Calculation of additional full-time equivalent membership based on certification of successful completion of industry-certified career and professional academy programs pursuant to ss. 1003.491, 1003.492, and 1003.493 and identified in the Industry Certified Funding List pursuant to rules adopted by the State Board of Education s.1003.492.—A value of 0.3 full-time equivalent student membership shall be calculated for each student who completes an industry-certified career and professional academy program under ss. 1003.491, 1003.492, and 1003.493 s. 1003.492 and who is issued the highest level of industry certification identified annually in the Industry Certification Funding List under rules adopted by the State Board of Education and a high school diploma. Such value shall be added to the total full-time equivalent student membership in secondary career education programs for grades 9 through 12 in the subsequent year for courses that were not funded through dual enrollment. The additional full-time equivalent membership authorized under this paragraph may not exceed 0.3 per student. Unless a different amount is specified in the General Appropriations Act, the appropriation for this calculation is limited to \$15 million annually. If the appropriation is insufficient to fully fund the total calculation, the appropriation shall be prorated.

Section 8. By January 15, 2010, the Office of Program Policy Analysis and Government Accountability shall submit a report on workforce education programs to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must:

(1) Review student outcomes in workforce education degree and certificate programs offered by community colleges, school districts, and independent institutions which prepare students for occupations not included on the locally targeted occupations lists developed by Workforce Florida, Inc., or on the statewide occupational forecasting list developed by the Workforce Estimating Conference. The review must include an examination of:

(a) Successful program completion and licensure passage rates.

(b) Employment placement rates and wages earned according to industry. Such examination must:

1. Survey a statistically reliable sample of former students to determine the rates at which students became employed, and the wages earned, in the occupation for which the workforce education program prepared the student. Survey responses shall be cross-checked against available state data.

2. Consider the effect that students who became self-employed have on the employment rates determined under subparagraph 1.

3. Examine full-time, part-time, and contracted employment as compared to other professions.

4. Examine how the percentage of commission impacts total wages as compared to other professions.

5. Compare the demand rate resulting from job openings annually to the demand rate for other professions.

6. Examine program enrollment demographics by gender and ethnicity as compared to such demographics for the occupation.

(2) Examine the cost-effectiveness of state funding for the workforce education programs reviewed under subsection (1) versus the provision of state financial assistance to students for attendance at independent institutions that offer such programs. Such examination must consider the availability of tuition waivers, scholarships, and loans and the total cost to students for workforce education programs at public and independent institutions.

(3) Examine the requirements for student enrollment in the workforce education programs reviewed under subsection (1) at public and independent institutions.

(4) Review the funding model used to determine funding for school district workforce education programs and provide options for modifying the funding system which will ensure equity among districts and access to these programs for students statewide.

Section 9. This act shall take effect July 1, 2009.

Approved by the Governor May 20, 2009.

Filed in Office Secretary of State May 20, 2009.