

Tab 1 SB 62 by Stargel; (Compare to CS/CS/H 00187) K-12 Education							
424324	D	S	RCS	AED, Stargel	Delete everything after	01/31	03:23 PM
969850	AA	S	UNFAV	AED, Pizzo	Delete L.1039 - 1060:	01/31	03:23 PM
970912	AA	S	RCS	AED, Stargel	Delete L.1115 - 1158:	01/31	03:23 PM
449498	AA	S	RCS	AED, Stargel	btw L.1205 - 1206:	01/31	03:23 PM

Tab 2 SB 72 by Stargel; (Compare to CS/H 00613) Postsecondary Education							
828070	D	S	RCS	AED, Stargel	Delete everything after	01/31	03:23 PM
115158	AA	S	RCS	AED, Stargel	Delete L.86 - 133:	01/31	03:23 PM

Tab 3 CS/SB 434 by ED, Montford; (Identical to H 00957) Designation of School Grades							
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Tab 4 SB 486 by Bradley; Florida Best and Brightest Programs							
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Tab 5 SB 836 by Simmons; (Identical to H 00641) Funds for the Operation of Schools							
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Senator Stargel, Chair
Senator Diaz, Vice Chair

MEETING DATE: Wednesday, January 29, 2020
TIME: 9:00—10:30 a.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Stargel, Chair; Senator Diaz, Vice Chair; Senators Baxley, Book, Flores, Montford, Pizzo, and Simmons

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Continuation of Tuesday, January 28, 2020 Meeting:			
1	SB 62 Stargel (Compare H 641, S 836, S 1246, S 7040)	K-12 Education; Requiring that a resolution to levy discretionary sales tax include a statement containing certain information; defining the term "early college program"; changing the calculation of full-time equivalent student membership for dual enrollment purposes; providing for calculation of full-time equivalent membership for students earning the Capstone Diploma; requiring school board mental health policies and procedures to include certain items, etc. ED 01/13/2020 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Fav/CS AP	Fav/CS Yeas 8 Nays 0
2	SB 72 Stargel (Compare CS/H 613, S 1402)	Postsecondary Education; Clarifying requirements for new construction, remodeling, or renovation projects; establishing state universities of distinction throughout the State University System; requiring that grant awards administered through the Florida Public Postsecondary Career Education Student Assistance Grant Program not exceed a certain amount; specifying eligibility for initial awards under the Benacquisto Scholarship Program; revising the dates by which a spending plan must be submitted to a Florida College System institution's board of trustees for approval, etc. ED 01/13/2020 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Fav/CS AP	Fav/CS Yeas 8 Nays 0
3	CS/SB 434 Education / Montford (Identical H 957)	Designation of School Grades; Revising the components on which a school's grade is based, etc. ED 12/09/2019 Fav/CS AED 01/28/2020 Not Considered AED 01/29/2020 Favorable AP	Favorable Yeas 8 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations Subcommittee on Education
Wednesday, January 29, 2020, 9:00—10:30 a.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	SB 486 Bradley (Similar S 440)	Florida Best and Brightest Programs; Repealing provisions relating to the Florida Best and Brightest Teacher Program and the Florida Best and Brightest Principal Program, etc. ED 12/09/2019 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Favorable AP	Favorable Yeas 8 Nays 0
5	SB 836 Simmons (Identical H 641, Compare S 62)	Funds for the Operation of Schools; Revising the annual allocation to school districts to include an additional calculation of full-time equivalent membership for students who earn a College Board Advanced Placement Capstone Diploma, etc. ED 01/13/2020 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Favorable AP	Favorable Yeas 8 Nays 0
6	Review and Discussion of Fiscal Year 2020-2021 Budget Issues Relating to: Department of Education Office of Early Learning Board of Governors		
Other Related Meeting Documents			

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Education

BILL: PCS/SB 62 (545546)

INTRODUCER: Appropriations Subcommittee on Education; and Senator Stargel

SUBJECT: K-12 Education

DATE: January 28, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sagues, Bouck, Brick	Sikes	ED	Favorable
2.	Underhill	Elwell	AED	Recommend: Fav/CS
3.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/SB 62 modifies the dual enrollment and collegiate high school programs to ensure students have access to such programs and modifies a number of provisions related to education funding. Specifically, the bill:

- Specifies that the resolution required for voters to approve the levy of a discretionary sales surtax for school capital outlay must include a statement that the revenues collected will be shared with charter schools based on their proportionate share of the total school district enrollment.
- Modifies how school districts share capital outlay funding with charter schools.
- Modifies how charter schools may spend the surtax revenues.
- Prohibits charter schools from receiving capital outlay funds unless the charter school certifies that the funds will not be used for personal financial enrichment.
- Modifies the dual enrollment program to increase access for students by specifying that:
 - School districts or Florida College System institutions may not deny an eligible student from participating in dual enrollment and may not establish eligibility criteria in addition to those in law.
 - Instructional materials are free-of-charge for students in private schools and home education programs.
 - Private schools are exempt from the payment of tuition and fees for dual enrollment.

- Establishes a requirement for the Commissioner of Education to report to the Governor and Legislature regarding the status of dual enrollment programs for public and private school and home education program students.
- Creates the Dual Enrollment Scholarship Program in the Department of Education to reimburse eligible postsecondary institutions a specified amount for tuition and instructional materials for dual enrollment courses taken by private school and home education program students in the fall and spring terms, and by all students in the summer term, subject to appropriation in the General Appropriations Act.
- Expands the Florida Education Finance Program (FEFP) funding to incentivize school districts to offer secondary students access to advanced coursework through dual enrollment and early college programs. The bill:
 - Provides bonus full-time equivalent (FTE) funding to public school districts for each dual enrollment general education core course with an earned grade of “C” or better:
 - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
 - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
 - Provides bonus funding of 0.3 FTE student membership for each student who completes an associate degree through the dual enrollment program with at least a 3.0 grade point average.
 - Requires school districts to allocate at least 50 percent of the bonus funds for dual enrollment and early college programs to the schools that generated the funds to support academic guidance and postsecondary related activities.
- Adds new requirements to the mental health plans that school districts and charter schools must submit in order to receive the mental health assistance allocation in the FEFP.
- Creates a new categorical in the FEFP to assist districts in increasing teacher salaries.
- Removes the July 1, 2020, expiration date for the funding compression allocation within the FEFP.
- Provides an exception that, if a new construction project is funded solely through local impact fees, such funds are exempt from the total cost per student station requirements.

The bill does not require appropriation of additional state funds, but it may provide additional FEFP funds to those school districts with more students successfully completing dual enrollment coursework. See Section V.

The bill takes effect on July 1, 2020.

II. Present Situation:

The present situation for the relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

III. Effect of Proposed Changes:

School Capital Outlay Surtax

Present Situation

The law authorizes school districts to levy discretionary sales surtaxes for school capital outlay. Each county school board may levy, pursuant to approval by a majority vote of the electors of the county voting in a referendum, a discretionary sales surtax at a rate not to exceed 0.5 percent.¹

The resolution must include a statement that provides a brief and general description of the school capital outlay projects to be funded by the surtax.² The resolution must include a plan for the use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses that have a useful life expectancy of five or more years, and any land acquisition, land improvement, design, and related engineering costs. The plan must also include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance authorized projects, and any interest accrued may be held in trust to finance the projects.³

The Department of Revenue collects the surtax revenues and is required by law to distribute them to the district school board imposing the tax.⁴ There is currently no provision in law requiring school districts to share the capital outlay surtax funds with charter schools.

Effect of Proposed Changes

The bill establishes an additional requirement for the resolution that is required for voters to approve the levy of a discretionary sales surtax at a rate that may not exceed 0.5 percent. Specifically, such resolution must include a statement that the revenues collected shall be shared with charter schools based on their proportionate share of the total school district enrollment.

The bill also requires that charter schools expend the surtax funds in a manner consistent with existing allowable uses for charter school capital outlay funding, as set forth in section 1013.62(4), Florida Statutes.

Funds for Comprehensive Educational Plant Needs

Present Situation

Current law prohibits a district school board from using funds from specified sources, including the nonvoted 1.5-mill levy of ad valorem property taxes, for any new construction of educational plant space with a total cost per student station exceeding:⁵

- \$23,275 for an elementary school;

¹ Section 212.055, F.S.

² Section 212.055(6)(b), F.S.

³ Section 212.055(6)(c), F.S.

⁴ Section 212.055(6)(d), F.S.

⁵ Section 1013.64(6)(b)1., F.S.

- \$25,135 for a middle school; or
- \$32,648 for a high school.⁶

Except for educational facilities and sites subject to a lease-purchase agreement financed with sales tax revenues, a district school board may not use funds from any source for the new construction of educational plant space with a total cost per student station exceeding the cost per student station limits unless a contract for architectural and design services or for construction management services was executed before July 1, 2017.⁷

Effect of Proposed Changes

The bill provides an additional exception by allowing new construction projects funded solely through local impact fees to be exempt from the total cost per student station requirements.

Charter School Capital Outlay

Present Situation

Charter school capital outlay funding may consist of state funds appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2), F.S. The following table shows recent state appropriations for this purpose since 2016.

	State Appropriation for Charter School Capital Outlay
2016 ⁸	\$75,000,000
2017 ⁹	\$50,000,000
2018 ¹⁰	\$145,286,200
2019 ¹¹	\$158,209,945

Beginning in 2019-2020, if the amount of state funds for charter school capital outlay is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year and adjusted by changes in the Consumer Price Index, charter school capital outlay funding must also consist of revenue resulting from the discretionary 1.5 millage authorized in s. 1011.71(2), F.S.¹²

Eligibility Criteria

To be eligible for charter school capital outlay funding, a charter school must:¹³

⁶ Florida Department of Education, *Cost Per Student Station (Jan. 2020)*, available at <http://edr.state.fl.us/Content/conferences/peco/studentstation.pdf>.

⁷ Section 1013.64(6)(b)3., F.S.

⁸ Specification Appropriation 19, s. 2, ch. 2016-66, L.O.F.

⁹ Specification Appropriation 18, s. 2, ch. 2017-70, L.O.F.

¹⁰ Specification Appropriation 21, s. 2, ch. 2018-9, L.O.F.

¹¹ Specification Appropriation 18, s. 2, ch. 2019-115, L.O.F.

¹² Section 1013.62(1), F.S.

¹³ Section 1013.62(1)(a), F.S.

- Have been in operation for two or more years, be governed by a governing board established in the state for three or more years which operates both charter schools and conversion charter schools within the state, be an expanded feeder chain¹⁴ of a charter school within the same school district that is currently receiving charter school capital outlay funds, have been accredited by the Commission on Schools of the Southern Association of Colleges and Schools, or serve students in facilities that are provided by a business partner for a charter school-in-the-workplace.
- Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1), F.S., for the most recent fiscal year for which such audits are available.
- Have satisfactory student achievement based on state accountability standards applicable to the charter school.¹⁵
- Have received final approval from its sponsor for operation during that fiscal year.
- Serve students in facilities that are not provided by the charter school's sponsor.

A charter school is not eligible for a funding allocation if it was created by the conversion of a public school and operates in facilities provided by the charter school's sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.¹⁶

Effect of Proposed Changes

The bill modifies the conditions by which the state appropriation for charter school capital outlay must also consist of revenue from the school district's discretionary 1.5 millage. The bill establishes a set appropriation amount of \$165 million that would trigger the inclusion of the discretionary millage. Beginning in 2020-2021, charter school capital outlay funding would only consist of the state appropriation unless the state appropriation was less than \$165 million.

The bill also expresses that a charter school is not eligible for a funding allocation unless the chair of the governing board and chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, leasing, purchasing, financing, or improving charter school facilities that are:

- Owned by a school district, political subdivision of the state, municipality, Florida College System institution, or state university;
- Owned by an organization, qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code, or a tax support organization under section 509 of the Internal Revenue Code,¹⁷ whose articles of incorporation specify that upon the organization's dissolution, the subject property, subject to any indebtedness secured thereby and the satisfaction of the organization's other debts, will be transferred to another tax exempt organization, including one organized for educational purposes, or a school district, political

¹⁴ Rule 6A-2.0020, F.A.C., provides that a charter school may be part of an expanded feeder chain if it either sends or receives a majority of its students directly to or from a charter school that is currently receiving capital outlay funding.

¹⁵ Rule 6A-2.0020, F.A.C., provides that the eligibility requirement for student achievement must be determined by the school's most recent grade designation or school improvement rating from the state accountability system. A charter school receiving an "F", receiving two consecutive grade designations lower than a "C", or an "Unsatisfactory" school improvement rating shall not be eligible for capital outlay funding.

¹⁶ Section 1013.62(1)(b), F.S.

¹⁷ A tax support organization is defined in 26 U.S.C. s. 509(a)(3) and operates exclusively for the benefit of other specific tax-exempt organizations, including qualified educational organizations.

subdivision of the state, municipality, Florida College System institution, or state university;
or

- Owned by and leased, at a fair market value in the school district in which the charter school is located, from a person or entity that is not an affiliated party of the charter school.

The bill defines “affiliated party of the charter school” to mean:

- The applicant for the charter school pursuant to s. 1002.33, F.S.;
- The governing board of the charter school or a member of the governing board;
- The charter school principal;
- An employee of the charter school; or
- A relative of a charter school governing board member, a charter school principal or a charter school employee.

Dual Enrollment

Present Situation

Florida law provides students in secondary schools access to advanced coursework. Such coursework is intended to shorten the time necessary for a student to complete the requirements associated with the conference of a high school diploma and a postsecondary degree, broaden the scope of curricular options available to students, or increase the depth of study available for a particular subject.¹⁸

Dual enrollment is the enrollment of an eligible secondary student or home education student in a postsecondary course creditable toward both a high school diploma and a career certificate or an associate or baccalaureate degree.¹⁹

Eligibility Criteria

An eligible secondary student is a student who is enrolled in any of grades 6 through 12 in a Florida public school or in a Florida private school that is in compliance with the requirements specified in law²⁰ and provides a secondary curriculum pursuant to law.²¹ Students who meet the eligibility requirements and who participate in dual enrollment programs are exempt from the payment of registration, tuition, and laboratory fees.²²

The following table shows 2018-2019 academic year dual enrollment participation by public and private school and home education program students at Florida College System (FCS) institutions, state universities, and at eligible private colleges and universities.

¹⁸ Section 1007.27(1), F.S.

¹⁹ Section 1007.271(1), F.S.

²⁰ Section 1002.42(2), F.S.

²¹ Section 1007.271(2), F.S.

²² Section 1007.271(16), F.S. Florida law specifies that the provisions of law which exempt dual enrolled and early admission students from payment of instructional materials and tuition and fees, including laboratory fees, do not apply to students who select the option of enrolling in an eligible independent institution. Section 1011.62(1)(i), F.S. An eligible independent institution is an independent college or university, which is not for profit, is accredited by a regional or national accrediting agency recognized by the United States Department of Education, and confers degrees as defined in s. 1005.02. *Id.*

	FCS Institutions ²³	State Universities ²⁴	Private Colleges and Universities ²⁵
Public School	73,408	9,250	6,908
Private School	2,607	688	
Home Education	3,818	113	

In general, about three times as many students take dual enrollment courses at an FCS institution during the fall and spring terms than in the summer term.²⁶ About ten times as many students take dual enrollment courses at a state university in the fall and spring compared to the summer term.²⁷

Student eligibility requirements for initial enrollment in college credit dual enrollment courses include a 3.0 unweighted high school grade point average (GPA) and the minimum score on a common placement test²⁸ adopted by the State Board of Education (SBE) which indicates that the student is ready for college-level coursework. For continued enrollment in college credit dual enrollment courses, students must maintain a 3.0 unweighted high school GPA and the minimum postsecondary GPA established by the postsecondary institution. For initial and continued enrollment in career certificate dual enrollment courses, students must have a 2.0 unweighted high school GPA. Exceptions to the required GPA may be granted on an individual student basis if the educational entities agree and the terms of the agreement are contained within the dual enrollment articulation agreement. FCS institutions may establish additional student eligibility requirements, which may not arbitrarily prohibit or limit students who have demonstrated the ability to master advanced courses from participating in dual enrollment courses. Such additional eligibility requirements must be included in the dual enrollment articulation agreement.²⁹

Notification of Dual Enrollment Option

Each district school board must inform all secondary students and their parents of dual enrollment as an educational option and mechanism for acceleration. Students and their parents must be informed of student eligibility requirements, the option for taking dual enrollment courses beyond the regular school year, and the minimum academic credits required for graduation.³⁰

²³ Email, Florida Department of Education (Jan. 8, 2020).

²⁴ Email, Florida Board of Governors (Jan. 3, 2020).

²⁵ Email, Florida Department of Education (Jan 8, 2020).

²⁶ *Id.* In 2018-2019, 74,071 students dually enrolled at an FCS institution in the fall and spring terms, and 22,240 students dually enrolled in the summer term (students enrolled in fall/spring and summer are counted twice). *Id.*

²⁷ Email, Florida Board of Governors (Jan. 3, 2020). In 2018-2019, 14,658 students dually enrolled at a state university in the fall and spring terms, and 1,408 students dually enrolled in the summer term. *Id.*

²⁸ The Postsecondary Education Readiness Test (PERT) is Florida's customized common placement test. The purpose of the PERT is to determine accurate course placement based on the student's skills and abilities. The PERT is aligned with the Postsecondary Readiness Competencies identified by Florida faculty as necessary for success in entry-level college credit coursework. The PERT assessment system includes Placement and Diagnostic tests in mathematics, reading and writing. Rule 6A-10.0315, F.A.C. establishes the test scores used to determine whether a student is ready for college level coursework. Florida Department of Education, *Common Placement Testing*, <http://www.fldoe.org/schools/higher-ed/fl-college-system/common-placement-testing.stml> (last visited April 2, 2019). As an alternative to PERT, students may take the ACCUPLACER, SAT, and ACT to demonstrate readiness to perform college-level work. Rule 6A-10.0315(2), F.A.C.; see also Rule 6A-14.064(1)(b), F.A.C.

²⁹ Section 1007.271(3), F.S.

³⁰ Section 1007.271(8), F.S.

Articulation Agreements

A dual enrollment articulation agreement establishes the guidelines for implementing the program for eligible students.³¹ Specifically, Florida law requires:

- Each district school superintendent and each public postsecondary institution president to develop a comprehensive dual enrollment articulation agreement for the respective school district and postsecondary institution.³²
- Each public postsecondary institution to enter into a home education articulation agreement with each home education student seeking enrollment in a dual enrollment course and the student's parent.³³
- Each public postsecondary institution to enter into a private school articulation agreement with each eligible private school in its geographic service area seeking to offer dual enrollment courses to its students.³⁴

• In addition, district school boards and FCS institutions may enter into additional dual enrollment articulation agreements with state universities, and school districts may also enter into dual enrollment articulation agreements with eligible independent colleges and universities.³⁵

Dual enrollment articulation agreements are developed locally by the entities specified in law. Florida law specifies the information that must be addressed in the dual enrollment articulation agreements.³⁶ Such agreements must be submitted to the Florida Department of Education (DOE) by August 1 of each year.³⁷ District school boards may not refuse to enter into a dual enrollment articulation agreement with a local FCS institution if that institution has the capacity to offer dual enrollment courses.³⁸

Instructional Materials

Instructional materials assigned for use within dual enrollment courses must be made available to dual enrollment students from Florida public high schools free of charge. Florida law does not prohibit an FCS institution from providing instructional materials at no cost to a home education student or a student from a private school. Instructional materials purchased by a district school board or FCS institution board of trustees on behalf of dual enrollment students must be the property of the board against which the purchase is charged.³⁹

³¹ Florida Department of Education, *Dual Enrollment Frequently Asked Questions*, available at <http://www.fldoe.org/core/fileparse.php/5421/urlt/DualEnrollmentFAQ.pdf>, at 13.

³² Section 1007.271(21), F.S.

³³ Section 1007.271(13), F.S.

³⁴ Section 1007.271(24), F.S.

³⁵ Section 1007.271(23), F.S.

³⁶ Section 1007.271(13), (21), and (24), F.S.

³⁷ Section 1007.271(13), (21), (23), and (24), F.S.

³⁸ Section 1007.271(4), F.S.

³⁹ Section 1007.271(17), F.S.

Effect of Proposed Changes

The bill modifies s. 1007.271, F.S., regarding dual enrollment student eligibility, notification requirements, articulation agreements, and funding. Such changes may increase dual enrollment opportunities for students through programmatic and financial supports and provide additional information to parents and students about dual enrollment benefits and responsibilities.

The bill modifies student eligibility for and access to dual enrollment. Specifically, the bill:

- Clarifies that a student eligible for dual enrollment includes a student enrolled in a home education program specified in law.
- Specifies that the individual student exceptions to the required high school grade point average (GPA) in current law are only for career certificate dual enrollment.
- Authorizes an exception to the required GPA for college credit dual enrollment for students who achieve higher scores than the established minimum on the common placement test adopted by the State Board of Education (SBE). Such exception must be specified in the articulation agreement.
- Removes the authorization for an FCS institution to establish additional dual enrollment eligibility criteria, to specify that a postsecondary institution may not establish additional initial student academic eligibility requirements.
- Specifies that a district school board or FCS institution may not deny a student who has met the state eligibility requirements from participating in dual enrollment unless the institution documents that it does not have the capacity to accommodate all eligible students seeking to participate in the dual enrollment program. If the institution documents that it does not have the capacity to accommodate all eligible students, participation must be based on a first-come, first-served basis.
- Specifies that a home education student must meet the same minimum score requirement on a common placement test required of other dually enrolled students.

The bill expands the notification requirement to parents to include legal guardians, and requires that students and their parents or legal guardians be informed that dual enrollment course grades are included in the student's college GPA, become a part of the student's permanent academic record, and may affect the student's future financial aid eligibility. The bill also specifies that a school may not enroll a student in a dual enrollment course without an acknowledgment form on file, which must be signed by both the student and the student's parent or legal guardian.

The bill extends the deadline for annual reporting of articulation agreements to the DOE from August 1, to October 1, which may provide additional time for agreements to be negotiated and approved by the school district and postsecondary governing boards.

The bill modifies provisions relating to the cost of dual enrollment to students and to postsecondary institutions. Specifically, the bill:

- Specifies that instructional materials used in dual enrollment courses are free to students at private schools and home education programs.⁴⁰

⁴⁰ Section 27, ch. 2018-6, L.O.F., included a provision removing from the home education articulation agreement a provision that such students must be responsible for their own instructional materials.

- Specifies that the private school of a student's enrollment is exempt from the payment of tuition and fees to the postsecondary institution.
- Establishes the Dual Enrollment Scholarship Program as an additional funding source, for postsecondary institutions.

Dual Enrollment Scholarship Program

The bill creates s. 1009.31, F.S., to establish the Dual Enrollment Scholarship Program (program) within the DOE to support postsecondary institutions in providing dual enrollment to students in Florida secondary schools and home education programs.

For any student who meets the dual enrollment eligibility requirements established in law, the bill requires the program to:

- Beginning in the 2020 fall term, reimburse eligible postsecondary institutions for tuition and related instructional materials costs for dual enrollment courses taken by private school or home education program secondary students during the fall or spring terms.
- Beginning in the 2021 summer term, reimburse institutions for tuition and related instructional materials costs for dual enrollment courses taken by public school, private school, or home education program secondary students during the summer terms.

The specific reimbursements amounts are as follows:

- FCS institutions are reimbursed at the in-state resident tuition rate established in law.⁴¹
- State universities and independent postsecondary institutions are reimbursed at the standard tuition rate established in law.⁴²
- Workforce education instruction leading to a career certificate or an applied technology diploma shall be reimbursed at the standard tuition rate established in law.⁴³
- Institutions are reimbursed for instructional materials costs based on a rate as specified in the GAA.

The bill specifies that reimbursement for dual enrollment courses is contingent upon an appropriation in the GAA each year. If the statewide reimbursement amount is greater than the appropriation, the institutional reimbursement amounts must be prorated among the institutions that have reported eligible students to the DOE by the established deadlines.

Each participating institution must report to the DOE specified information about the student, postsecondary institution, course, and credits, and:

- Annually, by March 15, its eligible secondary students from private schools or home education programs who were enrolled during the previous fall or spring terms. For dual enrollment courses taken during the fall and spring terms, the DOE must reimburse institutions by April 15 of the same year.
- Annually, by July 15, its eligible public school, private school, or home education program students who were enrolled during the summer terms. For dual enrollment courses taken

⁴¹ The standard in-state tuition rate at an FCS institution is \$71.98 per credit hour. Section 1009.23(3)(a), F.S.

⁴² The standard in-state tuition rate at state universities is \$105.07 per credit hour. Section 1009.24(4)(a), F.S.

⁴³ The standard in-state tuition rate at state universities is \$2.33 per contact hour. Section 1009.22(4)(c), F.S.

during the summer terms, the DOE must reimburse institutions by August 15 of the same year, before the beginning of the next academic year.

Collegiate High School Program

Present Situation

In 2014, the Legislature codified the collegiate high school program and specified related requirements.⁴⁴ Florida law requires each Florida College System (FCS) institution to work with each district school board in its designated service area⁴⁵ to establish one or more collegiate high school programs.⁴⁶ In fall 2018, there were 11,146 students enrolled in a collegiate high school or collegiate high school program.⁴⁷

Purpose

At a minimum, collegiate high school programs must include an option for public school students in grade 11 or grade 12 participating in the program, for at least one full school year, to earn Career and Professional Education (CAPE) industry certifications and to successfully complete 30 credit hours through dual enrollment toward the first year of college for an associate degree or baccalaureate degree while enrolled in the program.⁴⁸

Program Contract

Each district school board and its local FCS institution must execute a contract to establish one or more collegiate high school programs at a mutually agreed upon location or locations. If the FCS institution does not establish a program with a district school board in its designated service area, another FCS institution may execute a contract with that district school board to establish the program.⁴⁹

In addition to executing a contract with the local FCS institution, Florida law authorizes a district school board to execute a contract to establish a collegiate high school program with a state university or an independent college or university that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is nonprofit and located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees.⁵⁰

Florida law specifies the information that must be addressed in the contract that must be executed by January 1 of each school year for implementation of the program during the next school year.⁵¹

⁴⁴ Section 10, ch. 2014-184, L.O.F.

⁴⁵ Section 1000.21(3), F.S.

⁴⁶ Section 1007.273(1), F.S.

⁴⁷ Email, Florida Department of Education (Jan. 8, 2020).

⁴⁸ Section 1007.273(2), F.S.

⁴⁹ Section 1007.273(3), F.S.

⁵⁰ Section 1007.273(5), F.S.

⁵¹ Section 1007.273(3), F.S.

Student Performance Contract

Each student participating in a collegiate high school program must enter into a student performance contract that must be signed by the student, the parent, and a representative of the school district and the applicable FCS institution, state university, or independent college or university.⁵² The performance contract must include the schedule of courses, by semester, and industry certifications to be taken by the student, student attendance requirements, and course grade requirements.

Effect of Proposed Changes

The bill modifies s. 1007.273, F.S., and changes the name of the collegiate high school program to the early college program. In addition, the bill:

- Changes the purpose of the program to remove specified grade levels and credit thresholds to specify that an early college program means a structured high school acceleration program in which a cohort of students is enrolled full-time in postsecondary courses toward an associate degree. The bill requires that the early college program prioritize courses applicable as general education core courses⁵³ for an associate degree or a baccalaureate degree.
- Specifies that the early college program contract between a district school board and the local FCS institution, which includes a delineation of dual enrollment courses available, must include general education core courses.⁵⁴
- Requires the student performance contract for the early college program include a provision describing the applicability of dual enrollment courses in the program to an associate degree or a baccalaureate degree.
- Specifies that a charter school may execute a contract directly with the local FCS institution or another institution to establish an early college program at a mutually agreed upon location.

The bill establishes a reporting requirement relating to early college programs. Specifically, by November 30, 2021, and annually thereafter, the commissioner of education must report to the Governor, President of the Senate, and the Speaker of the House of Representatives the status of early college programs, including, at a minimum, a summary of student enrollment and completion at public and private postsecondary institutions.

⁵² Section 1007.273(4), F.S. To participate in a collegiate high school program, an independent college or university must be an institution that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Section 1007.273(5), F.S.

⁵³ Section 1007.25, F.S. and Rule 6A-14.0303, F.A.C.

⁵⁴ General education core course options consist of a maximum of five courses within each of the subject areas of communication, mathematics, social sciences, humanities, and natural sciences. Beginning with students initially entering an FCS institution or state university in 2015-2016 and thereafter, each student must complete at least one identified core course in each subject area as part of the general education course requirements. The general education core course options must be adopted in rule by the State Board of Education (SBE) and in regulation by the Board of Governors. Section 1007.25(3), F.S. See also Rule 6A-10.0303 and BOG Regulation 8.005.

In addition, the bill includes a conforming provision to change the name of the collegiate high school program to the early college program related to the requirements for a standard high school diploma for students with disabilities.⁵⁵

Florida Education Finance Program (FEFP)

The Florida Education Finance Program (FEFP) is the primary mechanism for funding the operating costs of Florida school districts. Under the FEFP, financial support for education is based on the full-time equivalent (FTE) student membership in public schools.⁵⁶ The number of FTE students in each of the funded education programs is multiplied by cost factors⁵⁷ relative to each program to obtain weighted FTE student values.⁵⁸ The base student allocation from state and local funds is determined annually by the Legislature in the General Appropriations Act (GAA) and is a component in the calculation of each school district's base funding.⁵⁹ In addition to the base funding, the Legislature may appropriate categorical funding for specified programs, activities or purposes, such as for mental health assistance, and funding compression.⁶⁰ School districts may also earn supplemental FTE funding through the FEFP for programs based on performance, such as College Board Advanced Placement bonus funding.⁶¹

Incentive Funding for Acceleration Programs

Present Situation

Dual enrollment funding for public schools is included in the calculation of FTE students within the FEFP.⁶² There is no provision in law to allow for additional performance funding for students earning dual enrollment credit.

Florida schools offer high school acceleration programs such as Advanced Placement (AP), International Baccalaureate (IB), and Advanced International Certificate of Education (AICE) to shorten the time necessary for a student to earn a high school diploma and a postsecondary degree, broaden the scope of curricular options available, and increase the depth of study available for a particular subject.⁶³ The law provides the following benefits to schools and students engaged in these programs:

- Successful completion of a course examination in any of these programs qualifies for college credit.⁶⁴

⁵⁵ Section 1003.4282(10)(c)2., F.S.

⁵⁶ Section 1011.62, F.S.

⁵⁷ Program cost factors are based on desired relative cost differences between the following programs as established in the annual General Appropriations Act: grades K-3; 4-8; 9-12; two program cost factors for exceptional students; secondary career education programs; and English for Speakers of Other Languages. Section 1011.62(1)(c), F.S.

⁵⁸ Section 1011.62, F.S.; Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 1.

⁵⁹ Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 17.

⁶⁰ Section 1011.62(6) F.S.

⁶¹ Section 1011.62(1) F.S.

⁶² Department of Education, *2019-20 Funding for Florida School Districts*, available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 11.

⁶³ Section 1007.27(1), F.S.

⁶⁴ Section 1003.4295, F.S.

- The percentage of a school's students eligible to earn college credit through any of these programs has a positive effect on the school's grade.⁶⁵
- A grade earned in any of these programs is assigned additional weight for determining student eligibility for a Bright Futures Scholarship.⁶⁶

The FEFP also provides a funding incentive for school districts with students in AP, IB, AICE courses who successfully complete AP, IB, and AICE examinations or earn an IB or AICE diploma.⁶⁷ The additional FTE is calculated as follows:

- A value of 0.16 FTE student membership is calculated for each student in each AP course who receives a score of 3 or higher on the College Board AP examination.⁶⁸
- A value of 0.16 FTE student membership is calculated for each student enrolled in an IB course who receives a score of 4 or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an IB diploma.⁶⁹
- A value of 0.16 FTE student membership is calculated for each student enrolled in a full-credit AICE course, and 0.08 FTE student membership for each student enrolled in a half-credit AICE course, for each student who receives a score of E or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an AICE diploma.⁷⁰

Effect of Proposed Changes

The bill adds new provisions for FEFP funding for students enrolled in dual enrollment courses and early college programs that are similar to FTE student membership incentives districts earn for students who complete of AP, IB, and AICE examinations. Specifically, for the 2020-2021 school year and thereafter, the bill:

- Provides bonus FTE funding to public school districts for any student who completes a general education core course through dual enrollment with an earned grade of "C" or better. Specifically:
 - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
 - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
- Provides bonus FTE funding for each associate degree earned through the dual enrollment program with 3.0 GPA or better. Students earning an associate degree with the required GPA generate a 0.3 FTE student membership bonus. Courses taken prior to 2020-2021 may be included in the associate degree.
- Specifies that bonus funding will be added to the total FTE student membership in basic programs for grades 9-12 in the subsequent fiscal year and requires school districts to

⁶⁵ Section 1008.34(3)(b)2.b., F.S.

⁶⁶ Section 1009.531(3)(a), F.S.

⁶⁷ Section 1011.62, F.S. Accelerated mechanisms include, but are not limited to, dual enrollment and early admission, advanced placement, credit by examination, the International Baccalaureate Program, and the Advanced International Certificate of Education Program. Section 1007.27(1), F.S.

⁶⁸ Section 1011.62(1)(n), F.S.

⁶⁹ Section 1011.62(1)(l), F.S.

⁷⁰ Section 1011.62(1)(m), F.S.

allocate at least 50 percent of the bonus funds to the schools that generated the funds to support academic guidance and postsecondary readiness.

Adding performance funding incentives for students taking dual enrollment core courses may incentivize school districts to increase the number of students enrolled in dual enrollment core courses in both dual enrollment and early college programs.

Mental Health Assistance Allocation

Present Situation

The mental health assistance allocation is a categorical fund established to provide funding to assist school districts in establishing or expanding school-based mental health care; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services.⁷¹ A total of \$75 million was appropriated to school districts through the mental health assistance allocation for the 2019-2020 school year.⁷² In order to receive the allocation, a school district must develop and submit a plan outlining the local program and planned expenditures to the district school board for approval. This plan must include all district schools, including charter schools, unless a charter school chooses to independently develop and submit a plan outlining the local program and planned expenditures.⁷³

The plans must include elements such as:⁷⁴

- Identification of strategies to increase the amount of time that school-based student services personnel spend providing direct services to students, which may include the review and revision of district staffing resource allocations based on school or student mental health assistance needs.
- Strategies or programs to reduce the likelihood of at-risk students developing certain mental health problems.
- Strategies to identify mental health problems more effectively, to improve the provision of early intervention services, and to assist students in dealing with trauma and violence.

School districts are required to annually submit a report to the DOE on program outcomes and expenditures for the previous fiscal year, by September 30.

Effect of Proposed Changes

The bill modifies s. 1011.62, F.S., effective July 1, 2020, to clarify and add new requirements for the mental health plans that must be submitted by school districts in order to receive the mental health assistance allocation. In addition to existing requirements, the bill requires plans to include input from school and community stakeholders and include mental health policies and procedures that implement and support:

- Universal supports to promote psychological well-being, and safe and supportive school environments.

⁷¹ Section 1011.62(16), F.S.

⁷² Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F.

⁷³ Section 1011.62(16), F.S.

⁷⁴ Section 1011.62(16)2.(b). F.S.

- Methods for responding to a student with suicidal ideation, including training in suicide risk assessment and the use of suicide awareness, prevention, and screening instruments developed as required for continuing education and inservice training for youth suicide awareness and prevention; adoption of guidelines for informing parents of suicide risk; and implementation of school board policies for initiating involuntary examination of students at risk of suicide.
- A school crisis response plan that includes strategies to prevent, prepare for, respond to, and recover from a range of school crises. The plan must establish or coordinate the implementation of district-level and school-level crisis response teams whose membership includes, but is not limited to, representatives of school administration and school-based mental health service providers.

The bill also modifies district reporting requirements to the DOE and requires the DOE to submit a state summary of the required information from the school district reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives, by November 1 of each year. The bill requires the DOE report to include school district data required under current law and requires both reports to additionally include:

- Program outcomes and expenditures for all public schools in the district, including charter schools.
- District-level and school-level information, including multiple-year trend data, when available.
- The number and ratio of school social workers, school psychologists, and certified school counselors employed by the district or charter school and the total number of licensed mental health professionals employed directly by the district or charter school.

These changes may provide more suitable data to assist in the refinement of policies and improve the provision of school-based mental health services.

Funding Compression Allocation

Present Situation

The funding compression allocation is a categorical fund established to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Florida law specifies that the Legislature may provide an annual funding compression allocation in the GAA.⁷⁵ In 2019, the Legislature appropriated \$54,190,616⁷⁶ for a funding compression allocation to school districts and developmental research schools whose total funds per FTE in the prior school year were less than the statewide average.⁷⁷ A district's allocation must not be greater than \$100 per FTE.⁷⁸ The funding compression allocation is scheduled to expire July 1, 2020.⁷⁹

⁷⁵ Section 1011.62(17), F.S.

⁷⁶ Florida Department of Education, *2019-20 FEFP Second Calculation, Prekindergarten through Grade 12 Funding Summary-Page 3* (July 19, 2019), available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>, at 6.

⁷⁷ Specific appropriation 93, ch. 2019-115, L.O.F.

⁷⁸ *Id.*

⁷⁹ Section 1011.62(17), F.S.

Effect of Proposed Changes

The bill removes the July 1, 2020 expiration date for the funding compression allocation within the FEFP.

Teacher Salary Increase Allocation

Present Situation

Currently, there is not a statewide minimum salary for instructional personnel, including teachers. The salaries of instructional personnel are set by each school district.⁸⁰ Salary schedules provide differentiated pay for instructional personnel based on district-determined factors including employee performance.⁸¹

The performance salary schedule provides the opportunity for annual salary adjustments for instructional personnel and school administrators based on performance.⁸² Instructional personnel and school administrators hired on or after July 1, 2014,⁸³ and instructional personnel on annual contracts as of July 1, 2014,⁸⁴ must be placed on the performance salary schedule. Only teachers rated effective or highly effective may receive a salary adjustment under a performance salary schedule.⁸⁵

A grandfathered salary schedule is a salary schedule adopted by a district school board for paying personnel hired before July 1, 2014, in which compensation is generally based on seniority and educational degree level. In determining the grandfathered salary schedule for instructional personnel, a district school board must base a portion of each employee's compensation on the performance evaluation. In addition, the district must provide differentiated pay for instructional personnel and school administrators based on district-determined factors including, but not limited to, additional responsibilities, school demographics, critical teacher shortage areas, and level of job performance difficulties.⁸⁶

In 2013, the Legislature appropriated \$480 million in the GAA for the Teacher Salary Increase Allocation for salary increases for school district and charter school classroom teachers, guidance counselors, social workers, psychologists, librarians, principals, and assistant principals. The salary increases were based on performance evaluations and were required to be at least \$2,500 for personnel evaluated as "effective" and up to \$3,500 for personnel evaluated as "highly effective".⁸⁷

Currently, the only component of the FEFP that directly addresses teacher compensation is the Florida Best and Brightest Teacher Scholarship Program. The Florida Best and Brightest Teacher Scholarship Program was established in 2015 to provide eligible classroom teachers with an bonus award based on the teacher's evaluation rating and performance on the SAT or ACT

⁸⁰ Section 1012.22(1)(c), F.S.

⁸¹ Section 1011.60(4), F.S.

⁸² Section 1012.22(1)(c)5. Requirements for the performance evaluation are contained in s. 1012.34, F.S.

⁸³ Section 1012.22(1)(c)5., F.S.

⁸⁴ Section 1012.22(1)(c)4., F.S.

⁸⁵ Section 1012.22(1)(c)5.b., F.S.

⁸⁶ Section 1012.22(1)(c)4., F.S.

⁸⁷ Section 2, ch.2013-40, L.O.F.

standardized assessment.⁸⁸ In 2019, the Florida Best and Brightest Teacher Scholarship Program was revised to authorize three types of awards with distinct criteria for determining eligibility.⁸⁹ The funding for the program is provided through the Florida Best and Brightest Teacher and Principal Allocation categorical fund within the FEFP.⁹⁰ In 2018-2019, \$284.5 million was appropriated for the Florida Best and Brightest Teacher and Principal Allocation.⁹¹

Effect of Proposed Changes

The bill establishes a new teacher salary categorical fund to increase the minimum base salary for full-time classroom teachers or all instructional personnel, excluding substitute teachers. The bill:

- Specifies funds would be allocated based on each district's share of the base FEFP allocation.
- Specifies funds for the minimum base salary increases may be provided in multiple years.
- Defines "minimum base salary" as the base annual salary before payroll deductions and excluding additional supplements.

• The bill specifies that the new categorical is subject to an appropriation in the GAA each year. The establishment of a new categorical fund within the FEFP specifically for teacher salary increases may improve teacher compensation, which in turn may incentivize more people to choose the teaching profession and may improve teacher retention.

The bill takes effect on July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

⁸⁸ Section 2, ch.2015-232, L.O.F.

⁸⁹ Section 1012.731, F.S.

⁹⁰ Section 1011.62(18), F.S.

⁹¹ Section 2, ch.2018-9, L.O.F.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

The financial supports for the dual enrollment and early college programs may increase opportunities for Florida secondary students to take college-credit courses that will count toward an associate or baccalaureate degree while still in high school, which may reduce costs for students and families.

C. Government Sector Impact:

The bill does not require the appropriation of additional state funds.

For the 2020-2021 fiscal year, the estimated costs are as follows:

- The Dual Enrollment Scholarship Program is estimated to cost \$28.5 million. The estimate is based on tuition and instructional materials costs for the estimated number of private school and home education program students participating in dual enrollment in the fall and spring terms, and all dual enrollment students in the summer term.
- The dual enrollment FTE bonus funding within the Florida Education Finance Program (FEFP) is estimated to be \$61.3 million. This estimate is based on the weighted value for the number of students participating in dual enrollment and early college programs who complete courses with a “C” or better or graduate with an associate degree.

The exception to the cost per student station requirements for projects funded solely through local impact fee may provide local school districts more flexibility regarding new construction projects.

If a county school board decides to levy a discretionary sales surtax, charter schools will receive a share of the revenue to assist with their capital outlay needs.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 212.055, 1007.271, 1007.273, 1011.62, 1013.62, 1003.4282, and 1003.436.

The bill creates section 1009.31 of the Florida Statutes.

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

Recommended CS by Appropriation Subcommittee on Education on January 29, 2020:

The committee substitute makes the following changes to the bill:

- Removes the provision that provided bonus FTE funding for earning an AP Capstone Diploma.
- Makes changes to the dual enrollment program.
- Creates the Dual Enrollment Scholarship.
- Creates the Teacher Salary Increase Allocation within the FEFP.
- Aligns the changes made to the Mental Health Assistance Allocation with those made in SB 7040: Implementation of the Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission.
- Modifies how school districts share capital outlay funding with charter schools.
- Modifies how charter schools may spend the surtax revenues.
- Prohibits charter schools from receiving capital outlay funds unless the charter school certifies that the funds will not be used for personal financial enrichment.
- Provides an exception that, if a new construction project is funded solely through local impact fees, such funds are exempt from the total cost per student station requirements.

- B. **Amendments:**

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2020	.	
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Appropriations Subcommittee on Education (Stargel) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (6) of section 212.055, Florida Statutes, is amended to read:

212.055 Discretionary sales surtaxes; legislative intent; authorization and use of proceeds.—It is the legislative intent that any authorization for imposition of a discretionary sales surtax shall be published in the Florida Statutes as a



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11 subsection of this section, irrespective of the duration of the
12 levy. Each enactment shall specify the types of counties
13 authorized to levy; the rate or rates which may be imposed; the
14 maximum length of time the surtax may be imposed, if any; the
15 procedure which must be followed to secure voter approval, if
16 required; the purpose for which the proceeds may be expended;
17 and such other requirements as the Legislature may provide.
18 Taxable transactions and administrative procedures shall be as
19 provided in s. 212.054.

20 (6) SCHOOL CAPITAL OUTLAY SURTAX.—

21 (a) The school board in each county may levy, pursuant to
22 resolution conditioned to take effect only upon approval by a
23 majority vote of the electors of the county voting in a
24 referendum, a discretionary sales surtax at a rate that may not
25 exceed 0.5 percent.

26 (b) The resolution must ~~shall~~ include a statement that
27 provides a brief and general description of the school capital
28 outlay projects to be funded by the surtax. The resolution must
29 also include a statement that the revenues collected must be
30 shared with charter schools based on their proportionate share
31 of total school district enrollment. The statement must ~~shall~~
32 conform to the requirements of s. 101.161 and shall be placed on
33 the ballot by the governing body of the county. The following
34 question shall be placed on the ballot:

35
36 FOR THE CENTS TAX

37 AGAINST THE CENTS TAX



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(c) The resolution providing for the imposition of the surtax must ~~shall~~ set forth a plan for use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses which have a useful life expectancy of 5 or more years, and any land acquisition, land improvement, design, and engineering costs related thereto. Additionally, the plan shall include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance projects authorized by this subsection, and any interest accrued thereto may be held in trust to finance such projects. Neither the proceeds of the surtax nor any interest accrued thereto shall be used for operational expenses. Surtax revenues shared with charter schools shall be expended by the charter school in a manner consistent with the allowable uses in s.1013.62(4). All revenues and expenditures shall be accounted for in a charter school's monthly or quarterly financial report pursuant to s. 1002.33(9).

(d) Surtax revenues collected by the Department of Revenue pursuant to this subsection shall be distributed to the school board imposing the surtax in accordance with law.

Section 2. Section 1007.271, Florida Statutes, is amended to read:

1007.271 Dual enrollment programs.—

(1) The dual enrollment program is the enrollment of an eligible secondary student ~~or home education student~~ in a



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67 postsecondary course creditable toward high school completion
68 and a career certificate or an associate or baccalaureate
69 degree. A student who is enrolled in postsecondary instruction
70 that is not creditable toward a high school diploma may not be
71 classified as a dual enrollment student.

72 (2) For the purpose of this section, an eligible secondary
73 student is a student who is enrolled in any of grades 6 through
74 12 in a Florida public school or in a Florida private school
75 that is in compliance with s. 1002.42(2) and provides a
76 secondary curriculum pursuant to s. 1003.4282, or who is
77 enrolled in a home education program pursuant to s. 1002.41.

78 Students who are eligible for dual enrollment pursuant to this
79 section may enroll in dual enrollment courses conducted during
80 school hours, after school hours, and during the summer term.
81 However, if the student is projected to graduate from high
82 school before the scheduled completion date of a postsecondary
83 course, the student may not register for that course through
84 dual enrollment. The student may apply to the postsecondary
85 institution and pay the required registration, tuition, and fees
86 if the student meets the postsecondary institution's admissions
87 requirements under s. 1007.263. Instructional time for dual
88 enrollment may vary from 900 hours; however, the full-time
89 equivalent student membership value shall be subject to the
90 provisions in s. 1011.61(4). A student enrolled as a dual
91 enrollment student is exempt from the payment of registration,
92 tuition, and laboratory fees. Applied academics for adult
93 education instruction, developmental education, and other forms
94 of precollegiate instruction, as well as physical education
95 courses that focus on the physical execution of a skill rather



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96 than the intellectual attributes of the activity, are ineligible
97 for inclusion in the dual enrollment program. Recreation and
98 leisure studies courses shall be evaluated individually in the
99 same manner as physical education courses for potential
100 inclusion in the program.

101 (3) ~~Student eligibility requirements~~ For initial enrollment
102 in college credit dual enrollment courses, a student must
103 achieve ~~include~~ a 3.0 unweighted high school grade point average
104 and the minimum score on a common placement test adopted by the
105 State Board of Education which indicates that the student is
106 ready for college-level coursework. ~~Student eligibility~~
107 ~~requirements~~ For continued enrollment in college credit dual
108 enrollment courses, a student must maintain a minimum ~~must~~
109 ~~include the maintenance~~ of a 3.0 unweighted high school grade
110 point average and the minimum postsecondary grade point average
111 established by the postsecondary institution. Regardless of
112 meeting student eligibility requirements for continued
113 enrollment, a student may lose the opportunity to participate in
114 a dual enrollment course if the student is disruptive to the
115 learning process such that the progress of other students or the
116 efficient administration of the course is hindered. Student
117 eligibility requirements for initial and continued enrollment in
118 career certificate dual enrollment courses must include a 2.0
119 unweighted high school grade point average. An exception
120 ~~Exceptions~~ to the required grade point average for career
121 certificate dual enrollment averages may be granted on an
122 individual student basis. An exception to the required grade
123 point average for college credit dual enrollment may be granted
124 for students who achieve higher scores than the established



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125 minimum on the common placement test adopted by the State Board
126 of Education. Any exception to the required grade point average
127 must be specified in ~~if the educational entities agree and the~~
128 ~~terms of the agreement are contained within~~ the dual enrollment
129 articulation agreement established pursuant to subsection (21).
130 A postsecondary institution ~~Florida College System institution~~
131 ~~boards of trustees may not~~ establish additional initial student
132 academic eligibility requirements, ~~which shall be included in~~
133 ~~the dual enrollment articulation agreement, to ensure student~~
134 ~~readiness for postsecondary instruction. Additional requirements~~
135 ~~included in the agreement may not arbitrarily prohibit students~~
136 ~~who have demonstrated the ability to master advanced courses~~
137 ~~from participating in dual enrollment courses or limit the~~
138 ~~number of dual enrollment courses in which a student may enroll~~
139 ~~based solely upon enrollment by the student at an independent~~
140 ~~postsecondary institution.~~

141 (4) District school boards may not refuse to enter into a
142 dual enrollment articulation agreement with a local Florida
143 College System institution if that Florida College System
144 institution has the capacity to offer dual enrollment courses.

145 (5) A district school board or Florida College System
146 institution may not deny a student who has met the state
147 eligibility requirements from participating in dual enrollment
148 unless the institution documents that it does not have the
149 capacity to accommodate all eligible students seeking to
150 participate in the dual enrollment program. If the institution
151 documents that it does not have the capacity to accommodate all
152 eligible students, participation must be based on a first-come,
153 first-served basis.



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154 (6)~~(5)~~(a) Each faculty member providing instruction in
155 college credit dual enrollment courses must:

156 1. Meet the qualifications required by the entity
157 accrediting the postsecondary institution offering the course.
158 The qualifications apply to all faculty members regardless of
159 the location of instruction. The postsecondary institution
160 offering the course must require compliance with these
161 qualifications.

162 2. Provide the institution offering the dual enrollment
163 course a copy of his or her postsecondary transcript.

164 3. Provide a copy of the current syllabus for each course
165 taught to the discipline chair or department chair of the
166 postsecondary institution before the start of each term. The
167 content of each syllabus must meet the same standards required
168 for all college-level courses offered by that postsecondary
169 institution.

170 4. Adhere to the professional rules, guidelines, and
171 expectations stated in the postsecondary institution's faculty
172 or adjunct faculty handbook. Any exceptions must be included in
173 the dual enrollment articulation agreement.

174 5. Adhere to the rules, guidelines, and expectations stated
175 in the postsecondary institution's student handbook which apply
176 to faculty members. Any exceptions must be noted in the dual
177 enrollment articulation agreement.

178 (b) Each president, or designee, of a postsecondary
179 institution offering a college credit dual enrollment course
180 must:

181 1. Provide a copy of the institution's current faculty or
182 adjunct faculty handbook to all faculty members teaching a dual



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183 enrollment course.

184 2. Provide to all faculty members teaching a dual
185 enrollment course a copy of the institution's current student
186 handbook, which may include, but is not limited to, information
187 on registration policies, the student code of conduct, grading
188 policies, and critical dates.

189 3. Designate an individual or individuals to observe all
190 faculty members teaching a dual enrollment course, regardless of
191 the location of instruction.

192 4. Use the same criteria to evaluate faculty members
193 teaching a dual enrollment course as the criteria used to
194 evaluate all other faculty members.

195 5. Provide course plans and objectives to all faculty
196 members teaching a dual enrollment course.

197 ~~(7)~~(6) The following curriculum standards apply to college
198 credit dual enrollment:

199 (a) Dual enrollment courses taught on the high school
200 campus must meet the same competencies required for courses
201 taught on the postsecondary institution campus. To ensure
202 equivalent rigor with courses taught on the postsecondary
203 institution campus, the postsecondary institution offering the
204 course is responsible for providing in a timely manner a
205 comprehensive, cumulative end-of-course assessment or a series
206 of assessments of all expected learning outcomes to the faculty
207 member teaching the course. Completed, scored assessments must
208 be returned to the postsecondary institution and held for 1
209 year.

210 (b) Instructional materials used in dual enrollment courses
211 must be the same as or comparable to those used in courses



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212 offered by the postsecondary institution with the same course
213 prefix and number. The postsecondary institution must advise the
214 school district of instructional materials requirements as soon
215 as that information becomes available but no later than one term
216 before a course is offered.

217 (c) Course requirements, such as tests, papers, or other
218 assignments, for dual enrollment students must be at the same
219 level of rigor or depth as those for all nondual enrollment
220 postsecondary students. All faculty members teaching dual
221 enrollment courses must observe the procedures and deadlines of
222 the postsecondary institution for the submission of grades. A
223 postsecondary institution must advise each faculty member
224 teaching a dual enrollment course of the institution's grading
225 guidelines before the faculty member begins teaching the course.

226 (d) Dual enrollment courses taught on a high school campus
227 may not be combined with any noncollege credit high school
228 course.

229 ~~(8)-(7)~~ Career dual enrollment shall be provided as a
230 curricular option for secondary students to pursue in order to
231 earn industry certifications adopted pursuant to s. 1008.44,
232 which count as credits toward the high school diploma. Career
233 dual enrollment shall be available for secondary students
234 seeking a degree and industry certification through a career
235 education program or course. Each career center established
236 under s. 1001.44 shall enter into an agreement with each high
237 school in any school district it serves. Beginning with the
238 2019-2020 school year, the agreement must be completed annually
239 and submitted by the career center to the Department of
240 Education by October ~~August~~ 1. The agreement must:



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241 (a) Identify the courses and programs that are available to
242 students through career dual enrollment and the clock hour
243 credits that students will earn upon completion of each course
244 and program.

245 (b) Delineate the high school credit earned for the
246 completion of each career dual enrollment course.

247 (c) Identify any college credit articulation agreements
248 associated with each clock hour program.

249 (d) Describe how students and their parents or legal
250 guardians will be informed of career dual enrollment
251 opportunities and related workforce demand, how students can
252 apply to participate in a career dual enrollment program and
253 register for courses through his or her high school, and the
254 postsecondary career education expectations for participating
255 students.

256 (e) Establish any additional eligibility requirements for
257 participation and a process for determining eligibility and
258 monitoring the progress of participating students.

259 (f) Delineate costs incurred by each entity and determine
260 how transportation will be provided for students who are unable
261 to provide their own transportation.

262 (9)~~(8)~~ Each district school board shall inform all
263 secondary students and their parents or legal guardians of dual
264 enrollment as an educational option and mechanism for
265 acceleration. Students and their parents or legal guardians
266 shall be informed of student eligibility requirements, the
267 option for taking dual enrollment courses beyond the regular
268 school year, and the minimum academic credits required for
269 graduation. In addition, students and their parents or legal



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270 guardians shall be informed that dual enrollment course grades
271 are included in the student's college grade point average,
272 become a part of the student's permanent academic record, and
273 may affect the student's future financial aid eligibility. A
274 school may not enroll a student in a dual enrollment course
275 without an acknowledgment form on file, which must be signed by
276 both the student and the student's parent or legal guardian,
277 indicating they have been informed of the dual enrollment
278 educational option and its provisions. District school boards
279 shall annually assess the demand for dual enrollment and provide
280 that information to each partnering postsecondary institution.
281 Alternative grade calculation, weighting systems, and
282 information regarding student education options that
283 discriminate against dual enrollment courses are prohibited.

284 ~~(10)(9)~~ The Commissioner of Education shall appoint faculty
285 committees representing public school, Florida College System
286 institution, and university faculties to identify postsecondary
287 courses that meet the high school graduation requirements of s.
288 1003.4282 and to establish the number of postsecondary semester
289 credit hours of instruction and equivalent high school credits
290 earned through dual enrollment pursuant to this section that are
291 necessary to meet high school graduation requirements. Such
292 equivalencies shall be determined solely on comparable course
293 content and not on seat time traditionally allocated to such
294 courses in high school. The Commissioner of Education shall
295 recommend to the State Board of Education those postsecondary
296 courses identified to meet high school graduation requirements,
297 based on mastery of course outcomes, by their course numbers,
298 and all high schools shall accept these postsecondary education



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299 courses toward meeting the requirements of s. 1003.4282.

300 ~~(11)~~⁽¹⁰⁾ Early admission is a form of dual enrollment
301 through which eligible secondary students enroll in a
302 postsecondary institution on a full-time basis in courses that
303 are creditable toward the high school diploma and the associate
304 or baccalaureate degree. A student must enroll in a minimum of
305 12 college credit hours per semester or the equivalent to
306 participate in the early admission program; however, a student
307 may not be required to enroll in more than 15 college credit
308 hours per semester or the equivalent. Students enrolled pursuant
309 to this subsection are exempt from the payment of registration,
310 tuition, and laboratory fees.

311 ~~(12)~~⁽¹¹⁾ Career early admission is a form of career dual
312 enrollment through which eligible secondary students enroll full
313 time in a career center or a Florida College System institution
314 in postsecondary programs leading to industry certifications, as
315 listed in the CAPE Postsecondary Industry Certification Funding
316 List pursuant to s. 1008.44, which are creditable toward the
317 high school diploma and the certificate or associate degree.
318 Participation in the career early admission program is limited
319 to students who have completed a minimum of 4 semesters of full-
320 time secondary enrollment, including studies undertaken in the
321 ninth grade. Students enrolled pursuant to this section are
322 exempt from the payment of registration, tuition, and laboratory
323 fees.

324 ~~(12) The State Board of Education shall adopt rules for any~~
325 ~~dual enrollment programs involving requirements for high school~~
326 ~~graduation.~~

327 (13) (a) The dual enrollment program for a home education



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328 student, including, but not limited to, students with
329 disabilities, consists of the enrollment of an eligible home
330 education secondary student in a postsecondary course creditable
331 toward an associate degree, a career certificate, or a
332 baccalaureate degree. To participate in the dual enrollment
333 program, an eligible home education secondary student must:

334 1. Provide proof of enrollment in a home education program
335 pursuant to s. 1002.41.

336 2. Be responsible for his or her own transportation unless
337 provided for in the articulation agreement.

338 3. Sign a home education articulation agreement pursuant to
339 paragraph (b).

340 (b) Each public postsecondary institution eligible to
341 participate in the dual enrollment program pursuant to s.
342 1011.62(1)(i) must enter into a home education articulation
343 agreement with each home education student seeking enrollment in
344 a dual enrollment course and the student's parent or legal
345 guardian. By October ~~August~~ 1 of each year, the eligible
346 postsecondary institution shall complete and submit the home
347 education articulation agreement to the Department of Education.
348 The home education articulation agreement must include, at a
349 minimum:

350 1. A delineation of courses and programs available to
351 dually enrolled home education students. Courses and programs
352 may be added, revised, or deleted at any time by the
353 postsecondary institution. Any course or program limitations may
354 not exceed the limitations for other dually enrolled students.

355 2. The initial and continued eligibility requirements for
356 home education student participation, not to exceed those



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357 required of other dually enrolled students. A home education
358 student must meet the same minimum score requirement on a common
359 placement test which is required of other dually enrolled
360 students. A high school grade point average may not be required
361 for home education students ~~who meet the minimum score on a~~
362 ~~common placement test adopted by the State Board of Education~~
363 ~~which indicates that the student is ready for college-level~~
364 ~~coursework~~; however, home education student eligibility
365 requirements for continued enrollment in dual enrollment courses
366 must include the maintenance of the minimum postsecondary grade
367 point average established by the postsecondary institution for
368 other dually enrolled students.

369 3. The student's responsibilities for providing his or her
370 own transportation.

371 4. A copy of the statement on transfer guarantees developed
372 by the Department of Education under subsection (15).

373 (14) The Department of Education shall approve any course
374 for inclusion in the dual enrollment program that is contained
375 within the statewide course numbering system. However,
376 developmental education and physical education and other courses
377 that focus on the physical execution of a skill rather than the
378 intellectual attributes of the activity, may not be so approved
379 but must be evaluated individually for potential inclusion in
380 the dual enrollment program. This subsection may not be
381 construed to mean that an independent postsecondary institution
382 eligible for inclusion in a dual enrollment or early admission
383 program pursuant to subsection (23) ~~s. 1011.62~~ must participate
384 in the statewide course numbering system developed pursuant to
385 s. 1007.24 to participate in a dual enrollment program.



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386 (15) The Department of Education shall develop a statement
387 on transfer guarantees to inform students and their parents or
388 legal guardians, prior to enrollment in a dual enrollment
389 course, of the potential for the dual enrollment course to
390 articulate as an elective or a general education course into a
391 postsecondary education certificate or degree program. The
392 statement shall be provided to each district school
393 superintendent, who shall include the statement in the
394 information provided to all secondary students and their parents
395 or legal guardians as required pursuant to this subsection. The
396 statement may also include additional information, including,
397 but not limited to, dual enrollment options, guarantees,
398 privileges, and responsibilities.

399 (16) Students who meet the eligibility requirements of this
400 section and who choose to participate in dual enrollment
401 programs are exempt from the payment of registration, tuition,
402 and laboratory fees.

403 (17) Instructional materials assigned for use within dual
404 enrollment courses shall be made available to dual enrollment
405 students from Florida public ~~high~~ schools, private schools, and
406 home education programs free of charge. ~~This subsection does not~~
407 ~~prohibit a Florida College System institution from providing~~
408 ~~instructional materials at no cost to a home education student~~
409 ~~or student from a private school.~~ Instructional materials
410 purchased by a district school board or Florida College System
411 institution board of trustees on behalf of dual enrollment
412 students shall be the property of the board against which the
413 purchase is charged.

414 (18) School districts and Florida College System



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415 institutions must weigh dual enrollment courses the same as
416 advanced placement, International Baccalaureate, and Advanced
417 International Certificate of Education courses when grade point
418 averages are calculated. Alternative grade calculation systems,
419 alternative grade weighting systems, and information regarding
420 student education options that discriminate against dual
421 enrollment courses are prohibited.

422 (19) The Commissioner of Education may approve dual
423 enrollment agreements for limited course offerings that have
424 statewide appeal. Such programs shall be limited to a single
425 site with multiple county participation.

426 (20) A postsecondary institution shall assign letter grades
427 to each student enrolled in a dual enrollment course. The letter
428 grade assigned by the postsecondary institution shall be posted
429 to the student's high school transcript by the school district.

430 (21) Each district school superintendent and each public
431 postsecondary institution president shall develop a
432 comprehensive dual enrollment articulation agreement for the
433 respective school district and postsecondary institution. The
434 superintendent and president shall establish an articulation
435 committee for the purpose of developing the agreement. Each
436 state university president may designate a university
437 representative to participate in the development of a dual
438 enrollment articulation agreement. A dual enrollment
439 articulation agreement shall be completed and submitted annually
440 by the postsecondary institution to the Department of Education
441 on or before October ~~August~~ 1. The agreement must include, but
442 is not limited to:

443 (a) A ratification or modification of all existing



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444 articulation agreements.

445 (b) A description of the process by which students and
446 their parents are informed about opportunities for student
447 participation in the dual enrollment program.

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

450 (d) A description of the process by which students and
451 their parents exercise options to participate in the dual
452 enrollment program.

453 (e) The agreed-upon common placement test scores and
454 corresponding grade point average that may be accepted for
455 initial student eligibility if an exception to the minimum grade
456 point average is authorized pursuant to subsection (3) ~~A list of~~
457 ~~any additional initial student eligibility requirements for~~
458 ~~participation in the dual enrollment program.~~

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

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

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

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

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

471 (k) Exceptions, if any, to the rules, guidelines, and
472 expectations stated in the student handbook of the postsecondary



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473 institution which apply to faculty members.

474 (l) The responsibilities of the school district regarding
475 the determination of student eligibility before participating in
476 the dual enrollment program and the monitoring of student
477 performance while participating in the dual enrollment program.

478 (m) The responsibilities of the postsecondary institution
479 regarding the transmission of student grades in dual enrollment
480 courses to the school district.

481 (n) A funding provision that delineates costs incurred by
482 each entity.

483 1. School districts shall pay public postsecondary
484 institutions the in-state resident standard tuition rate per
485 credit hour from funds provided in the Florida Education Finance
486 Program when dual enrollment course instruction takes place on
487 the postsecondary institution's campus and the course is taken
488 during the fall or spring term. When dual enrollment is provided
489 on the high school site by postsecondary institution faculty,
490 the school district shall reimburse the costs associated with
491 the postsecondary institution's proportion of salary and
492 benefits to provide the instruction. When dual enrollment course
493 instruction is provided on the high school site by school
494 district faculty, the school district is not responsible for
495 payment to the postsecondary institution. A postsecondary
496 institution may enter into an agreement with the school district
497 to authorize teachers to teach dual enrollment courses at the
498 high school site or the postsecondary institution. A school
499 district may not deny a student access to dual enrollment unless
500 the student is ineligible to participate in the program subject
501 to provisions specifically outlined in this section.



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502 2. Subject to annual appropriation in the General
503 Appropriations Act, a public postsecondary institution shall
504 receive an amount of funding equivalent to the standard tuition
505 rate per credit hour for each dual enrollment course taken by a
506 private school or home education student at the postsecondary
507 institution during the fall and spring terms, pursuant to s.
508 1009.31.

509 ~~3.2.~~ Subject to annual appropriation in the General
510 Appropriations Act, a public postsecondary institution shall
511 receive an amount of funding equivalent to the standard tuition
512 rate per credit hour for each dual enrollment course taken by a
513 student during the summer term, pursuant to s. 1009.31.

514 (o) Any institutional responsibilities for student
515 transportation, if provided.

516 (22) The Department of Education shall develop an
517 electronic submission system for dual enrollment articulation
518 agreements and shall review, for compliance, each dual
519 enrollment articulation agreement submitted pursuant to
520 subsections (13), (21), and (24). The Commissioner of Education
521 shall notify the district school superintendent and the Florida
522 College System institution president if the dual enrollment
523 articulation agreement does not comply with statutory
524 requirements and shall submit any dual enrollment articulation
525 agreement with unresolved issues of noncompliance to the State
526 Board of Education.

527 (23) District school boards and Florida College System
528 institutions may enter into additional dual enrollment
529 articulation agreements with state universities for the purposes
530 of this section. School districts may also enter into dual



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531 enrollment articulation agreements with eligible independent
532 colleges and universities ~~pursuant to s. 1011.62(1)(i)~~. An
533 independent college or university that is not for profit, is
534 accredited by a regional or national accrediting agency
535 recognized by the United States Department of Education, and
536 confers degrees as defined in s. 1005.02 shall be eligible for
537 inclusion in the dual enrollment or early admission program. By
538 October ~~August~~ 1 of each year, the district school board and the
539 Florida College System institution shall complete and submit the
540 dual enrollment articulation agreement with the state university
541 or an eligible independent college or university, as applicable,
542 to the Department of Education.

543 (24) (a) The dual enrollment program for a private school
544 student consists of the enrollment of an eligible private school
545 student in a postsecondary course creditable toward an associate
546 degree, a career certificate, or a baccalaureate degree. In
547 addition, a private school in which a student, including, but
548 not limited to, students with disabilities, is enrolled must
549 award credit toward high school completion for the postsecondary
550 course under the dual enrollment program. To participate in the
551 dual enrollment program, an eligible private school student
552 must:

553 1. Provide proof of enrollment in a private school pursuant
554 to subsection (2).

555 2. Be responsible for his or her own ~~instructional~~
556 ~~materials and~~ transportation unless provided for in the
557 articulation agreement.

558 3. Sign a private school articulation agreement pursuant to
559 paragraph (b).



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560 (b) Each public postsecondary institution eligible to
561 participate in the dual enrollment program pursuant to s.
562 1011.62(1)(i) must enter into a private school articulation
563 agreement with each eligible private school in its geographic
564 service area seeking to offer dual enrollment courses to its
565 students, including, but not limited to, students with
566 disabilities. By October ~~August~~ 1 of each year, the eligible
567 postsecondary institution shall complete and submit the private
568 school articulation agreement to the Department of Education.
569 The private school articulation agreement must include, at a
570 minimum:

571 1. A delineation of courses and programs available to the
572 private school student. The postsecondary institution may add,
573 revise, or delete courses and programs at any time.

574 2. The initial and continued eligibility requirements for
575 private school student participation, not to exceed those
576 required of other dual enrollment students.

577 3. The student's responsibilities for providing his or her
578 own ~~instructional materials and~~ transportation.

579 4. A provision clarifying that the private school will
580 award appropriate credit toward high school completion for the
581 postsecondary course under the dual enrollment program.

582 5. A provision expressing that the private school of
583 enrollment is exempt from the payment of ~~costs associated with~~
584 ~~tuition and fees, including registration,~~ and laboratory fees,
585 ~~will not be passed along to the student.~~

586 (25) For students with disabilities, a postsecondary
587 institution eligible to participate in dual enrollment pursuant
588 to s. 1011.62(1)(i) shall include in its dual enrollment



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589 articulation agreement, services and resources that are
590 available to students with disabilities who register in a dual
591 enrollment course at the eligible institution and provide
592 information regarding such services and resources to the Florida
593 Center for Students with Unique Abilities. The Department of
594 Education shall provide to the center the Internet website link
595 to dual enrollment articulation agreements specific to students
596 with disabilities. The center shall include in the information
597 that it is responsible for disseminating to students with
598 disabilities and their parents or legal guardians pursuant to s.
599 1004.6495, dual enrollment articulation agreements and
600 opportunities for meaningful campus experience through dual
601 enrollment.

602 (26) By November 30, 2021, and annually thereafter, the
603 commissioner must report to the Governor, the President of the
604 Senate, and the Speaker of the House of Representatives the
605 status of dual enrollment programs, including, at a minimum, a
606 summary of student enrollment and completion for public school,
607 private school, and home education program students enrolled at
608 public and private postsecondary institutions.

609 (27) The State Board of Education shall adopt rules for any
610 dual enrollment programs involving requirements for high school
611 graduation.

612 Section 3. Section 1007.273, Florida Statutes, is amended
613 to read:

614 1007.273 Early college program ~~Collegiate high school~~
615 ~~program.~~—

616 (1) Each Florida College System institution shall work with
617 each district school board in its designated service area to



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618 establish one or more early college ~~collegiate high school~~
619 programs. As used in this section, the term "early college
620 program" means a structured high school acceleration program in
621 which a cohort of students is taking postsecondary courses full
622 time toward an associate degree. The early college program must
623 prioritize courses applicable as general education core courses
624 under s. 1007.25 for an associate degree or a baccalaureate
625 degree.

626 ~~(2) At a minimum, collegiate high school programs must~~
627 ~~include an option for public school students in grade 11 or~~
628 ~~grade 12 participating in the program, for at least 1 full~~
629 ~~school year, to earn CAPE industry certifications pursuant to s.~~
630 ~~1008.44 and to successfully complete 30 credit hours through the~~
631 ~~dual enrollment program under s. 1007.271 toward the first year~~
632 ~~of college for an associate degree or baccalaureate degree while~~
633 ~~enrolled in the program.~~

634 ~~(2)(3)~~ Each district school board and its local Florida
635 College System institution shall execute a contract to establish
636 one or more early college ~~collegiate high school~~ programs at a
637 mutually agreed-upon ~~agreed upon~~ location or locations.
638 ~~Beginning with the 2015-2016 school year, If the Florida College~~
639 ~~System institution does not establish an early college a program~~
640 with a district school board in its designated service area,
641 another Florida College System institution may execute a
642 contract with that district school board to establish the early
643 college program. The contract must be executed by January 1 of
644 each school year for implementation of the program during the
645 next school year. The contract must:

646 (a) Identify the grade levels to be included in the early



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647 ~~college program~~ ~~collegiate high school program~~ which must, at a
648 ~~minimum, include grade 12.~~

649 (b) Describe the early college ~~collegiate high school~~
650 program, including the delineation of courses that must, at a
651 minimum, include general education core courses pursuant to s.
652 1007.25; ~~and industry certifications offered, including~~ online
653 course availability; the high school and college credits earned
654 for each postsecondary course completed and industry
655 certification earned; student eligibility criteria; and the
656 enrollment process and relevant deadlines.

657 (c) Describe the methods, medium, and process by which
658 students and their parents or legal guardians are annually
659 informed about the availability of the early college ~~collegiate~~
660 ~~high school~~ program, the return on investment associated with
661 participation in the early college program, and the information
662 described in paragraphs (a) and (b).

663 (d) Identify the delivery methods for instruction and the
664 instructors for all courses.

665 (e) Identify student advising services and progress
666 monitoring mechanisms.

667 (f) Establish a program review and reporting mechanism
668 regarding student performance outcomes.

669 (g) Describe the terms of funding arrangements to implement
670 the early college ~~collegiate high school~~ program pursuant to
671 subsection (5).

672 ~~(3)-(4)~~ Each student participating in an early college ~~a~~
673 ~~collegiate high school~~ program must enter into a student
674 performance contract, which must be signed by the student, the
675 parent or legal guardian, and a representative of the school



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676 district and the ~~applicable~~ Florida College System institution
677 partner, state university, or other eligible postsecondary
678 institution partner participating pursuant to subsection (4)
679 ~~(5)~~. The performance contract must, at a minimum, specify
680 ~~include~~ the schedule of courses, by semester, and industry
681 certifications to be taken by the student, if any; student
682 attendance requirements; ~~and~~ course grade requirements; and the
683 applicability of such courses to an associate degree or a
684 baccalaureate degree.

685 (4)(5) In addition to executing a contract with the local
686 Florida College System institution under this section, a
687 district school board may execute a contract to establish an
688 early college ~~a collegiate high school~~ program with a state
689 university or an institution that is eligible to participate in
690 the William L. Boyd, IV, Effective Access to Student Education
691 Grant Program, that is a nonprofit independent college or
692 university located and chartered in this state, and that is
693 accredited by the Commission on Colleges of the Southern
694 Association of Colleges and Schools to grant baccalaureate
695 degrees. Such university or institution must meet the
696 requirements specified under subsections (2) and (3) ~~subsections~~
697 ~~(3) and (4)~~. A charter school may execute a contract directly
698 with the local Florida College System institution or another
699 institution as authorized under this section to establish an
700 early college program at a mutually agreed-upon location.

701 (5)(6) The early college ~~collegiate high school~~ program
702 shall be funded pursuant to ss. 1007.271 and 1011.62. The State
703 Board of Education shall enforce compliance with this section by
704 withholding the transfer of funds for the school districts and



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705 the Florida College System institutions in accordance with s.
706 1008.32.

707 (6) By November 30, 2021, and annually thereafter, the
708 commissioner must report the status of early college programs,
709 including, at a minimum, a summary of student enrollment in
710 public and private postsecondary institutions and completion
711 information, to the Governor, the President of the Senate, and
712 the Speaker of the House of Representatives.

713 Section 4. Section 1009.31, Florida Statutes, is created to
714 read:

715 1009.31 Dual Enrollment Scholarship Program.-

716 (1) The Legislature finds and declares that dual enrollment
717 is an integral part of the education system in this state and
718 should be available for all eligible secondary students without
719 cost to the student. There is established the Dual Enrollment
720 Scholarship Program to support postsecondary institutions in
721 providing dual enrollment.

722 (2) The department shall administer the Dual Enrollment
723 Scholarship Program in accordance with rules of the State Board
724 of Education.

725 (3) (a) Beginning in the 2020 fall term, the program shall
726 reimburse eligible postsecondary institutions for tuition and
727 related instructional materials costs for dual enrollment
728 courses taken by private school or home education program
729 secondary students during the fall or spring terms.

730 (b) Beginning in the 2021 summer term, the program shall
731 reimburse eligible postsecondary institutions for tuition and
732 related instructional materials costs for dual enrollment
733 courses taken by public school, private school, or home



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734 education program secondary students during the summer term.

735 (4) A student participating in a dual enrollment program
736 must meet the minimum eligibility requirements specified in s.
737 1007.271 in order for the institution to receive a
738 reimbursement.

739 (5) Annually, by March 15, each participating institution
740 must report to the department its eligible secondary students
741 from private schools or home education programs who were
742 enrolled during the previous fall or spring terms. Annually, by
743 July 15, each participating institution must report to the
744 department its eligible public school, private school, or home
745 education program students who were enrolled during the summer
746 term. For each dual enrollment course in which the student is
747 enrolled, the report must include a unique student identifier,
748 the postsecondary institution name, the postsecondary course
749 number, the postsecondary course name, and the number of
750 postsecondary course credits earned by the student.

751 (6) (a) Florida College System institutions shall be
752 reimbursed for college credit instruction at the in-state
753 resident tuition rate established in s. 1009.23(3)(a).

754 (b) State universities and independent postsecondary
755 institutions shall be reimbursed at the standard tuition rate
756 established in s. 1009.24(4)(a).

757 (c) Workforce education instruction leading to a career
758 certificate or an applied technology diploma shall be reimbursed
759 at the standard tuition rate established in s. 1009.22(3)(c).

760 (d) Institutions shall be reimbursed for instructional
761 materials costs based on a rate as specified in the General
762 Appropriations Act.



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763 (7) For dual enrollment courses taken during the fall and
764 spring terms, the department must reimburse institutions by
765 April 15 of the same year. For dual enrollment courses taken
766 during the summer term, the department must reimburse
767 institutions by August 15 of the same year, before the beginning
768 of the next academic year.

769 (8) Reimbursement for dual enrollment courses is contingent
770 upon an appropriation in the General Appropriations Act each
771 year. If the statewide reimbursement amount is greater than the
772 appropriation, the institutional reimbursement amounts specified
773 in subsection (6) shall be prorated among the institutions that
774 have reported eligible students to the department by the
775 deadlines specified in subsection (5).

776 (9) The State Board of Education shall adopt rules to
777 implement this section.

778 Section 5. Paragraph (i) of subsection (1) and subsections
779 (11), (16), and (17) of section 1011.62, Florida Statutes, are
780 amended, and subsection (22) is added to that section, to read:

781 1011.62 Funds for operation of schools.—If the annual
782 allocation from the Florida Education Finance Program to each
783 district for operation of schools is not determined in the
784 annual appropriations act or the substantive bill implementing
785 the annual appropriations act, it shall be determined as
786 follows:

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

791 (i) *Calculation of full-time equivalent membership with*



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792 *respect to dual enrollment instruction.—*

793 1. Full-time equivalent students.—Students enrolled in dual
794 enrollment instruction pursuant to s. 1007.271 may be included
795 in calculations of full-time equivalent student memberships for
796 basic programs for grades 9 through 12 by a district school
797 board. Instructional time for dual enrollment may vary from 900
798 hours; however, the full-time equivalent student membership
799 value shall be subject to the provisions in s. 1011.61(4). Dual
800 enrollment full-time equivalent student membership shall be
801 calculated in an amount equal to the hours of instruction that
802 would be necessary to earn the full-time equivalent student
803 membership for an equivalent course if it were taught in the
804 school district. Students in dual enrollment courses may also be
805 calculated as the proportional shares of full-time equivalent
806 enrollments they generate for a Florida College System
807 institution or university conducting the dual enrollment
808 instruction. Early admission students shall be considered dual
809 enrollments for funding purposes. Students may be enrolled in
810 dual enrollment instruction provided by an eligible independent
811 college or university and may be included in calculations of
812 full-time equivalent student memberships for basic programs for
813 grades 9 through 12 by a district school board. However, those
814 provisions of law which exempt dual enrolled and early admission
815 students from payment of instructional materials and tuition and
816 fees, including laboratory fees, shall not apply to students who
817 select the option of enrolling in an eligible independent
818 institution. ~~An independent college or university, which is not~~
819 ~~for profit, is accredited by a regional or national accrediting~~
820 ~~agency recognized by the United States Department of Education,~~



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821 ~~and confers degrees as defined in s. 1005.02 shall be eligible~~
822 ~~for inclusion in the dual enrollment or early admission program.~~
823 ~~Students enrolled in dual enrollment instruction shall be exempt~~
824 ~~from the payment of tuition and fees, including laboratory fees.~~
825 No student enrolled in college credit mathematics or English
826 dual enrollment instruction shall be funded as a dual enrollment
827 unless the student has successfully completed the relevant
828 section of the entry-level examination required pursuant to s.
829 1008.30.

830 2. Additional full-time equivalent student membership.—For
831 students enrolled in an early college program pursuant to s.
832 1007.273, a value of 0.16 full-time equivalent student
833 membership shall be calculated for each student who completes a
834 general education core course through the dual enrollment
835 program with a grade of "C" or better. For students who are not
836 enrolled in an early college program, a value of 0.08 full-time
837 equivalent student membership shall be calculated for each
838 student who completes a general education core course through
839 the dual enrollment program with a grade of "C" or better. In
840 addition, a value of 0.3 full-time equivalent student membership
841 shall be calculated for any student who receives an associate
842 degree through the dual enrollment program with a 3.0 grade
843 point average or better. This value shall be added to the total
844 full-time equivalent student membership in basic programs for
845 grades 9 through 12 in the subsequent fiscal year. This section
846 shall be effective for credit earned by dually enrolled students
847 for courses taken in the 2020-2021 school year and each school
848 year thereafter. If the associate degree described in this
849 paragraph is earned in 2020-2021 following completion of courses



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850 taken in the 2020-2021 school year, then courses taken toward
851 the degree as part of the dual enrollment program before 2020-
852 2021 may not preclude eligibility for the 0.3 additional full-
853 time equivalent student membership bonus. Each school district
854 shall allocate at least 50 percent of the funds received from
855 the dual enrollment bonus FTE funding, in accordance with this
856 paragraph, to the schools that generated the funds to support
857 student academic guidance and postsecondary readiness.

858 3. Qualifying courses.—For the purposes of this paragraph,
859 general education core courses are those that are identified in
860 rule by the State Board of Education and in regulation by the
861 Board of Governors pursuant to s. 1007.25(3).

862 (11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may
863 annually provide in the Florida Education Finance Program a
864 virtual education contribution. The amount of the virtual
865 education contribution shall be the difference between the
866 amount per FTE established in the General Appropriations Act for
867 virtual education and the amount per FTE for each district and
868 the Florida Virtual School, which may be calculated by taking
869 the sum of the base FEFP allocation, the discretionary local
870 effort, the state-funded discretionary contribution, the
871 discretionary millage compression supplement, the research-based
872 reading instruction allocation, the teacher salary increase
873 allocation ~~best and brightest teacher and principal allocation,~~
874 and the instructional materials allocation, and then dividing by
875 the total unweighted FTE. This difference shall be multiplied by
876 the virtual education unweighted FTE for programs and options
877 identified in s. 1002.455 and the Florida Virtual School and its
878 franchises to equal the virtual education contribution and shall



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879 be included as a separate allocation in the funding formula.

880 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health
881 assistance allocation is created to provide funding to assist
882 school districts in establishing or expanding school-based
883 mental health care; train educators and other school staff in
884 detecting and responding to mental health issues; and connect
885 children, youth, and families who may experience behavioral
886 health issues with appropriate services. These funds shall be
887 allocated annually in the General Appropriations Act or other
888 law to each eligible school district. Each school district shall
889 receive a minimum of \$100,000, with the remaining balance
890 allocated based on each school district's proportionate share of
891 the state's total unweighted full-time equivalent student
892 enrollment. Charter schools that submit a plan separate from the
893 school district are entitled to a proportionate share of
894 district funding. The allocated funds may not supplant funds
895 that are provided for this purpose from other operating funds
896 and may not be used to increase salaries or provide bonuses.
897 School districts are encouraged to maximize third-party health
898 insurance benefits and Medicaid claiming for services, where
899 appropriate.

900 (a) Before the distribution of the allocation:

901 1. The school district shall ~~must~~ develop and submit a
902 detailed plan outlining the local program and planned
903 expenditures to the district school board for approval. The This
904 plan, which must include input from school and community
905 stakeholders, applies to all district schools, including charter
906 schools, unless a charter school elects to submit a plan
907 independently from the school district pursuant to subparagraph



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908 2.

909 2. A charter school may develop and submit a detailed plan
910 outlining the local program and planned expenditures to its
911 governing body for approval. After the plan is approved by the
912 governing body, it must be provided to the charter school's
913 sponsor.

914 (b) The plans required under paragraph (a) must be focused
915 on a multitiered system of supports to deliver evidence-based
916 mental health care assessment, diagnosis, intervention,
917 treatment, and recovery services to students with one or more
918 mental health or co-occurring substance abuse diagnoses and to
919 students at high risk of such diagnoses. The provision of these
920 services must be coordinated with a student's primary mental
921 health care provider and with other mental health providers
922 involved in the student's care. At a minimum, the plans must
923 include the following elements:

924 1. Direct employment of school-based mental health services
925 providers to expand and enhance school-based student services
926 and to reduce the ratio of students to staff in order to better
927 align with nationally recommended ratio models. These providers
928 include, but are not limited to, certified school counselors,
929 school psychologists, school social workers, and other licensed
930 mental health professionals. The plan also must establish
931 ~~identify~~ strategies to increase the amount of time that school-
932 based student services personnel spend providing direct services
933 to students, which may include the review and revision of
934 district staffing resource allocations based on school or
935 student mental health assistance needs.

936 2. Contracts or interagency agreements with one or more



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937 local community behavioral health providers or providers of
938 Community Action Team services to provide a behavioral health
939 staff presence and services at district schools. Services may
940 include, but are not limited to, mental health screenings and
941 assessments, individual counseling, family counseling, group
942 counseling, psychiatric or psychological services, trauma-
943 informed care, mobile crisis services, and behavior
944 modification. These behavioral health services may be provided
945 on or off the school campus and may be supplemented by
946 telehealth.

947 3. Policies and procedures, including contracts with
948 service providers, which will ensure that students who are
949 referred to a school-based or community-based mental health
950 service provider for mental health screening for the
951 identification of mental health concerns and ensure that the
952 assessment of students at risk for mental health disorders
953 occurs within 15 days of referral. School-based mental health
954 services must be initiated within 15 days after identification
955 and assessment, and support by community-based mental health
956 service providers for students who are referred for community-
957 based mental health services must be initiated within 30 days
958 after the school or district makes a referral.

959 4. Mental health policies and procedures that implement and
960 support all of the following elements:

961 a. Universal supports to promote psychological well-being
962 and safe and supportive environments.

963 b. Evidence-based strategies or programs to reduce the
964 likelihood of at-risk students developing social, emotional, or
965 behavioral health problems, depression, anxiety disorders,



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966 suicidal tendencies, or substance use disorders.

967 c.5. Strategies to improve the early identification of
968 social, emotional, or behavioral problems or substance use
969 disorders; provide, to improve the provision of early
970 intervention services; ~~and to~~ assist students in dealing with
971 trauma and violence.

972 d. Methods for responding to a student with suicidal
973 ideation, including training in suicide risk assessment and the
974 use of suicide awareness, prevention, and screening instruments
975 developed under s. 1012.583; adoption of guidelines for
976 informing parents of suicide risk; and implementation of board
977 policies for initiating involuntary examination of students at
978 risk of suicide.

979 e. A school crisis response plan that includes strategies
980 for the prevention of, preparation for, response to, and
981 recovery from a range of school crises. The plan must establish
982 or coordinate the implementation of district-level and school-
983 level crisis response teams whose membership includes, but is
984 not limited to, representatives of school administration and
985 school-based mental health service providers.

986 (c) School districts shall submit approved plans, including
987 approved plans of each charter school in the district, to the
988 commissioner by August 1 of each fiscal year.

989 (d) By September 30 of each year ~~Beginning September 30,~~
990 ~~2019, and annually by September 30 thereafter,~~ each school
991 district shall submit its district report to the department. By
992 November 1 of each year, the department shall submit a state
993 summary report to the Governor, the President of the Senate, and
994 the Speaker of the House of Representatives on ~~Department of~~



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995 ~~Education a report on its~~ program outcomes and expenditures for
996 the previous fiscal year. The school district report must
997 include program outcomes and expenditures for all public schools
998 in the district, including charter schools that submitted a
999 separate plan pursuant to subparagraph (16) (a)2. At a minimum,
1000 the district and state reports also must ~~that, at a minimum,~~
1001 ~~must~~ include school district-level and school-level information,
1002 including charter schools, which gives multiple-year trend data,
1003 when available, for each of ~~the number of each of~~ the following
1004 indicators:

1005 1. The number of students who receive screenings or
1006 assessments.

1007 2. The number of students who are referred to either
1008 school-based or community-based providers for services or
1009 assistance.

1010 3. The number of students who receive either school-based
1011 or community-based interventions, services, or assistance.

1012 4. The number of school-based and community-based mental
1013 health providers, including licensure type, paid for from funds
1014 provided through the allocation.

1015 5. The number and ratio to students of school social
1016 workers, school psychologists, and certified school counselors
1017 employed by the district or charter school and the total number
1018 of licensed mental health professionals directly employed by the
1019 district or charter school.

1020 6. Contract-based collaborative efforts or partnerships
1021 with community mental health programs, agencies, or providers.

1022 (17) FUNDING COMPRESSION ALLOCATION.—The Legislature may
1023 provide an annual funding compression allocation in the General



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1024 Appropriations Act. The allocation is created to provide
1025 additional funding to school districts and developmental
1026 research schools whose total funds per FTE in the prior year
1027 were less than the statewide average. Using the most recent
1028 prior year FEFP calculation for each eligible school district,
1029 the total funds per FTE shall be subtracted from the state
1030 average funds per FTE, not including any adjustments made
1031 pursuant to paragraph (19) (b). The resulting funds per FTE
1032 difference, or a portion thereof, as designated in the General
1033 Appropriations Act, shall then be multiplied by the school
1034 district's total unweighted FTE to provide the allocation. If
1035 the calculated funds are greater than the amount included in the
1036 General Appropriations Act, they must be prorated to the
1037 appropriation amount based on each participating school
1038 district's share. ~~This subsection expires July 1, 2020.~~

1039 (22) TEACHER SALARY INCREASE ALLOCATION.—The Teacher Salary
1040 Increase Allocation is created to increase teacher salaries and
1041 improve this state's relative teacher salary position when
1042 compared with teacher salaries in other states.

1043 (a) Subject to annual appropriation, funds may be provided
1044 for each school district to increase the minimum base salary for
1045 full-time classroom teachers as defined in s. 1012.01(2)(a) or
1046 all instructional personnel as defined in s. 1012.01(2)(a)-(d),
1047 plus certified prekindergarten teachers, but not including
1048 substitute teachers, by no less than the amount designated in
1049 the General Appropriations Act. In addition, funds may also be
1050 provided in an amount designated in the General Appropriations
1051 Act for salary increases for all full-time instructional
1052 personnel as determined by the school board and the local



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1053 bargaining unit.

1054 (b) Funds for this purpose shall be allocated on each
1055 district's share of the base FEFP allocation. Funds for the
1056 minimum base salary increase may be provided in multiple years
1057 in order to achieve a particular salary goal. As used in this
1058 subsection, the term "minimum base salary" means the base annual
1059 salary before payroll deductions and excluding additional
1060 supplements.

1061 Section 6. Subsections (1) and (3) of section 1013.62,
1062 Florida Statutes, are amended to read:

1063 1013.62 Charter schools capital outlay funding.-

1064 ~~(1) For the 2018-2019 fiscal year, Charter school capital~~
1065 ~~outlay funding shall consist of state funds appropriated in the~~
1066 ~~2018-2019 General Appropriations Act; however, if the amount of~~
1067 ~~state funds appropriated for charter school capital outlay in a~~
1068 ~~given fiscal year is less than \$165 million, charter school~~
1069 ~~capital outlay funding for that fiscal year shall consist of the~~
1070 ~~appropriated state funds and revenue resulting from the~~
1071 ~~discretionary millage authorized in s. 1011.71(2). Beginning in~~
1072 ~~fiscal year 2019-2020, charter school capital outlay funding~~
1073 ~~shall consist of state funds when such funds are appropriated in~~
1074 ~~the General Appropriations Act and revenue resulting from the~~
1075 ~~discretionary millage authorized in s. 1011.71(2) if the amount~~
1076 ~~of state funds appropriated for charter school capital outlay in~~
1077 ~~any fiscal year is less than the average charter school capital~~
1078 ~~outlay funds per unweighted full-time equivalent student for the~~
1079 ~~2018-2019 fiscal year, multiplied by the estimated number of~~
1080 ~~charter school students for the applicable fiscal year, and~~
1081 ~~adjusted by changes in the Consumer Price Index issued by the~~



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1082 ~~United States Department of Labor from the previous fiscal year.~~

1083 Nothing in this subsection prohibits a school district from
1084 distributing to charter schools funds resulting from the
1085 discretionary millage authorized in s. 1011.71(2).

1086 (a) To be eligible to receive capital outlay funds, a
1087 charter school must:

1088 1.a. Have been in operation for 2 or more years;

1089 b. Be governed by a governing board established in the
1090 state for 2 or more years which operates both charter schools
1091 and conversion charter schools within the state;

1092 c. Be an expanded feeder chain of a charter school within
1093 the same school district that is currently receiving charter
1094 school capital outlay funds;

1095 d. Have been accredited by a regional accrediting
1096 association as defined by State Board of Education rule; or

1097 e. Serve students in facilities that are provided by a
1098 business partner for a charter school-in-the-workplace pursuant
1099 to s. 1002.33(15)(b).

1100 2. Have an annual audit that does not reveal any of the
1101 financial emergency conditions provided in s. 218.503(1) for the
1102 most recent fiscal year for which such audit results are
1103 available.

1104 3. Have satisfactory student achievement based on state
1105 accountability standards applicable to the charter school.

1106 4. Have received final approval from its sponsor pursuant
1107 to s. 1002.33 for operation during that fiscal year.

1108 5. Serve students in facilities that are not provided by
1109 the charter school's sponsor.

1110 (b) A charter school is not eligible to receive capital



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1111 outlay funds if it was created by the conversion of a public
1112 school and operates in facilities provided by the charter
1113 school's sponsor for a nominal fee, or at no charge, or if it is
1114 directly or indirectly operated by the school district.

1115 (c) The Legislature intends that the public interest be
1116 protected by preventing the financial enrichment of owners,
1117 operators, managers, and other affiliated parties of charter
1118 schools receiving capital outlay funding. Therefore, a charter
1119 school additionally is not eligible for a funding allocation
1120 unless the chair of the governing board and the chief
1121 administrative officer of the charter school annually certify
1122 under oath that the funds will be used solely and exclusively
1123 for constructing, renovating, or improving charter school
1124 facilities that are:

1125 1. Owned by a school district, a political subdivision of
1126 the state, a municipality, a Florida College System institution,
1127 or a state university;

1128 2. Owned by an organization qualified as an exempt
1129 organization under s. 501(c)(3) of the Internal Revenue Code
1130 whose articles of incorporation specify that upon the
1131 organization's dissolution, the subject property will be
1132 transferred to a school district, a political subdivision of the
1133 state, a municipality, a Florida College System institution, or
1134 a state university; or

1135 3. Owned by and leased from, at a fair market value in the
1136 school district in which the charter school is located, a person
1137 or entity that is not an affiliated party of the charter school.
1138 For purposes of this subparagraph, the term "affiliated party of
1139 the charter school" means the applicant for the charter school



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1140 pursuant to s. 1002.33; the governing board of the charter
1141 school or a member of the governing board; the charter school
1142 owner; the charter school principal; an employee of the charter
1143 school; an independent contractor of the charter school or the
1144 governing board of the charter school; or a relative, as defined
1145 in s. 1002.33(24)(a)2., of a charter school governing board
1146 member, a charter school owner, a charter school principal, a
1147 charter school employee, or an independent contractor of a
1148 charter school or charter school governing board; a subsidiary
1149 corporation, a service corporation, an affiliated corporation, a
1150 parent corporation, a limited liability company, a limited
1151 partnership, a trust, a partnership, or a related party that,
1152 individually or through one or more entities, shares common
1153 ownership or control and directly or indirectly manages,
1154 administers, controls, or oversees the operation of the charter
1155 school; or any person or entity, individually or through one or
1156 more entities that share common ownership, which directly or
1157 indirectly manages, administers, controls, or oversees the
1158 operation of any of the foregoing.

1159 (3) If the school board levies the discretionary millage
1160 authorized in s. 1011.71(2), and the state funds appropriated
1161 for charter school capital outlay in any fiscal year are less
1162 than \$165 million ~~the average charter school capital outlay~~
1163 ~~funds per unweighted full-time equivalent student for the 2018-~~
1164 ~~2019 fiscal year, multiplied by the estimated number of charter~~
1165 ~~school students for the applicable fiscal year, and adjusted by~~
1166 ~~changes in the Consumer Price Index issued by the United States~~
1167 ~~Department of Labor from the previous fiscal year, the~~
1168 department shall use the following calculation methodology to



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1169 determine the amount of revenue that a school district must
1170 distribute to each eligible charter school:

1171 (a) Reduce the total discretionary millage revenue by the
1172 school district's annual debt service obligation incurred as of
1173 March 1, 2017, which has not been subsequently retired, and any
1174 amount of participation requirement pursuant to s.

1175 1013.64(2)(a)8. that is being satisfied by revenues raised by
1176 the discretionary millage.

1177 (b) Divide the school district's adjusted discretionary
1178 millage revenue by the district's total capital outlay full-time
1179 equivalent membership and the total number of unweighted full-
1180 time equivalent students of each eligible charter school to
1181 determine a capital outlay allocation per full-time equivalent
1182 student.

1183 (c) Multiply the capital outlay allocation per full-time
1184 equivalent student by the total number of full-time equivalent
1185 students of each eligible charter school to determine the
1186 capital outlay allocation for each charter school.

1187 (d) If applicable, reduce the capital outlay allocation
1188 identified in paragraph (c) by the total amount of state funds
1189 allocated to each eligible charter school in subsection (2) to
1190 determine the maximum calculated capital outlay allocation.

1191 (e) School districts shall distribute capital outlay funds
1192 to charter schools no later than February 1 of each year, as
1193 required by this subsection, based on the amount of funds
1194 received by the district school board. School districts shall
1195 distribute any remaining capital outlay funds, as required by
1196 this subsection, upon the receipt of such funds until the total
1197 amount calculated pursuant to this subsection is distributed.



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1198
1199 By October 1 of each year, each school district shall certify to
1200 the department the amount of debt service and participation
1201 requirement that complies with the requirement of paragraph (a)
1202 and can be reduced from the total discretionary millage revenue.
1203 The Auditor General shall verify compliance with the
1204 requirements of paragraph (a) and s. 1011.71(2)(e) during
1205 scheduled operational audits of school districts.

1206 Section 7. Paragraph (c) of subsection (10) of section
1207 1003.4282, Florida Statutes, is amended to read:

1208 1003.4282 Requirements for a standard high school diploma.-

1209 (10) STUDENTS WITH DISABILITIES.-Beginning with students
1210 entering grade 9 in the 2014-2015 school year, this subsection
1211 applies to a student with a disability.

1212 (c) A student with a disability who meets the standard high
1213 school diploma requirements in this section may defer the
1214 receipt of a standard high school diploma if the student:

1215 1. Has an individual education plan that prescribes special
1216 education, transition planning, transition services, or related
1217 services through age 21; and

1218 2. Is enrolled in accelerated college credit instruction
1219 pursuant to s. 1007.27, industry certification courses that lead
1220 to college credit, an early college ~~a collegiate high school~~
1221 program, courses necessary to satisfy the Scholar designation
1222 requirements, or a structured work-study, internship, or
1223 preapprenticeship program.

1224
1225 The State Board of Education shall adopt rules under ss.
1226 120.536(1) and 120.54 to implement this subsection, including



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1227 rules that establish the minimum requirements for students
1228 described in this subsection to earn a standard high school
1229 diploma. The State Board of Education shall adopt emergency
1230 rules pursuant to ss. 120.536(1) and 120.54.

1231 Section 8. Paragraph (a) of subsection (1) of section
1232 1003.436, Florida Statutes, is amended to read:

1233 1003.436 Definition of "credit."—

1234 (1) (a) For the purposes of requirements for high school
1235 graduation, one full credit means a minimum of 135 hours of bona
1236 fide instruction in a designated course of study that contains
1237 student performance standards, except as otherwise provided
1238 through the Credit Acceleration Program (CAP) under s.
1239 1003.4295(3). One full credit means a minimum of 120 hours of
1240 bona fide instruction in a designated course of study that
1241 contains student performance standards for purposes of meeting
1242 high school graduation requirements in a district school that
1243 has been authorized to implement block scheduling by the
1244 district school board. The State Board of Education shall
1245 determine the number of postsecondary credit hours earned
1246 through dual enrollment pursuant to s. 1007.271 that satisfy the
1247 requirements of a dual enrollment articulation agreement
1248 according to s. 1007.271(21) and that equal one full credit of
1249 the equivalent high school course identified pursuant to s.
1250 1007.271(10) ~~s. 1007.271(9)~~.

1251 Section 9. This act shall take effect July 1, 2020.

1252
1253 ===== T I T L E A M E N D M E N T =====

1254 And the title is amended as follows:

1255 Delete everything before the enacting clause



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1256 and insert:

1257 A bill to be entitled
1258 An act relating to education; amending s. 212.055,
1259 F.S.; requiring that a resolution to levy a
1260 discretionary sales tax include a statement containing
1261 certain information; requiring surtax revenues shared
1262 with charter schools to be expended by the charter
1263 schools in a certain manner; requiring all revenues
1264 and expenditures be accounted for in a monthly or
1265 quarterly charter school financial report; amending s.
1266 1007.271, F.S.; clarifying that secondary students
1267 eligible for dual enrollment programs include students
1268 who are enrolled in home education programs; providing
1269 for exceptions to grade point average requirements
1270 relating to student eligibility; requiring that
1271 exceptions to required grade point averages be
1272 specified in the dual enrollment articulation
1273 agreement; prohibiting postsecondary institutions from
1274 establishing additional initial student academic
1275 eligibility requirements; prohibiting district school
1276 boards and Florida College System institutions from
1277 denying students who have met eligibility requirements
1278 from participating in dual enrollment except under
1279 specified circumstances; revising the date by which
1280 career centers are required to annually complete and
1281 submit specified agreements to the Department of
1282 Education; requiring district school boards to inform
1283 secondary students and their parents or legal
1284 guardians of specified information; prohibiting



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1285 schools from enrolling students in dual enrollment
1286 courses under certain circumstances; deleting a
1287 requirement that the State Board of Education adopt
1288 rules for any dual enrollment programs involving
1289 requirements for high school graduation; revising the
1290 date by which eligible postsecondary institutions are
1291 required to annually complete and submit home
1292 education articulation agreements to the department;
1293 revising requirements for home education students
1294 enrolled in dual enrollment courses; conforming a
1295 provision to changes made by the act; requiring that
1296 instructional materials assigned for use within dual
1297 enrollment courses be made available to dual
1298 enrollment students from public schools, private
1299 schools, and home education programs free of charge;
1300 revising the date by which district school
1301 superintendents and public postsecondary institution
1302 presidents are required to develop the enrollment
1303 articulation agreement; revising the date by which the
1304 postsecondary institutions are required complete and
1305 submit to the department a dual enrollment
1306 articulation agreement; revising requirements for the
1307 articulation agreement; revising provisions relating
1308 to funding for dual enrollment; providing that certain
1309 independent colleges and universities are eligible for
1310 inclusion in the dual enrollment and early admission
1311 programs; revising the date by which certain district
1312 school boards and Florida College System institutions
1313 are required to annually complete and submit a dual



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1314 enrollment articulation agreement to the department;
1315 revising the date by which certain postsecondary
1316 institutions are required to annually complete and
1317 submit a private school articulation agreement to the
1318 department; revising requirements for such agreements;
1319 conforming provisions to changes made by the act;
1320 requiring the Commissioner of Education to annually
1321 report the status of dual enrollment programs to the
1322 Governor and the Legislature by a specified date;
1323 requiring the State Board of Education to adopt
1324 certain rules; amending s. 1007.273, F.S.; changing
1325 the term "collegiate high school program" to "early
1326 college program"; defining the term "early college
1327 program"; requiring early college programs to
1328 prioritize certain courses; deleting requirements
1329 relating to collegiate high school programs; revising
1330 provisions relating to contracts executed between
1331 district school boards and their local Florida College
1332 System institutions to establish early college
1333 programs; revising provisions relating to student
1334 performance contracts for students participating in
1335 early college programs; authorizing charter schools to
1336 execute contracts to establish an early college
1337 program with specified institutions; requiring the
1338 commissioner to annually report the status of early
1339 college programs to the Governor and the Legislature
1340 by a specified date; creating s. 1009.31, F.S.;
1341 providing legislative findings; establishing the Dual
1342 Enrollment Scholarship Program; providing for the



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1343 administration of the program; providing for the
1344 reimbursement of tuition and costs to eligible
1345 postsecondary institutions; requiring students
1346 participating in dual enrollment programs to meet
1347 minimum eligibility requirements in order for
1348 institutions to receive reimbursements; requiring
1349 participating institutions to annually report
1350 specified information to the department by certain
1351 dates; providing a reimbursement schedule for tuition
1352 and instructional materials costs; requiring the
1353 department to reimburse institutions by specified
1354 dates; providing that reimbursement for dual
1355 enrollment courses is contingent upon appropriations;
1356 providing for the prorating of reimbursements under
1357 certain circumstances; requiring the State Board of
1358 Education to adopt rules; amending s. 1011.62, F.S.;
1359 deleting a provision relating to certain colleges and
1360 universities eligible for inclusion in the dual
1361 enrollment program; changing the calculation of full-
1362 time equivalent student membership for dual enrollment
1363 purposes; revising the calculation of the virtual
1364 education contribution; requiring that before
1365 distribution of the mental health assistance
1366 allocation occurs, a school district submit a detailed
1367 plan that includes the input of school and community
1368 stakeholders; requiring school board mental health
1369 policies and procedures to include certain items;
1370 requiring each school district to submit a report to
1371 the department which reflects certain program outcomes



424324

1372 and expenditures for all charter schools in the
1373 district; requiring the department to submit a report
1374 to the Governor and the Legislature by a specified
1375 date; requiring the report to include certain
1376 information; abrogating the scheduled expiration of
1377 provisions relating to the annual funding compression
1378 allocation; establishing the Teacher Salary Increase
1379 Allocation to be allocated from the Florida Education
1380 Finance Program; defining the term "minimum base
1381 salary"; amending s. 1013.62, F.S; requiring state
1382 funds and revenue from a certain millage be used to
1383 fund charter school capital outlays if state funds
1384 appropriated in a given fiscal year are below a
1385 certain level; providing legislative intent; providing
1386 an additional requirement for charter school
1387 eligibility for a funding allocation; prohibiting the
1388 personal enrichment of owners, operators, managers,
1389 and other affiliated parties of charter schools;
1390 defining the term "affiliated party of the charter
1391 school"; requiring the department to use certain
1392 methodology to the determine the amount of revenue
1393 that a school district must distribute to each
1394 eligible charter school if charter school capital
1395 outlay funding in any given fiscal year is less than a
1396 specified amount; amending s. 1003.4282, F.S.;
1397 conforming a provision to changes made by the act;
1398 amending s. 1003.436, F.S.; conforming a cross-
1399 reference; providing an effective date.



969850

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
01/31/2020	.	
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Appropriations Subcommittee on Education (Pizzo) recommended the following:

1 **Senate Amendment to Amendment (424324) (with title**
2 **amendment)**

3
4 Delete lines 1039 - 1060
5 and insert:

6 (22) TEACHER SALARY INCREASE ALLOCATION.—The Teacher Salary
7 Increase Allocation is established for the purpose of affording
8 school districts the opportunity to raise the salaries of
9 instructional personnel as defined in s. 1012.01(2) and
10 educational support employees as defined in s. 1012.40(1)(a) in



11 an effort to address challenges with retention and recruitment
12 of instructional personnel and educational support employees in
13 the state's K-20 education system. Subject to annual
14 appropriation, beginning with the 2020-2021 state fiscal year
15 and continuing through the 2028-2029 state fiscal year, funds
16 may be provided to each school district to increase the minimum
17 base salary of such instructional personnel as defined in s.
18 1012.01(2) and education support employees as defined in s.
19 1012.40(1)(a) to address challenges with retention and
20 recruitment of instructional personnel and education support
21 employees in the state's K-20 education system. The Allocation
22 must be funded at a level sufficient to provide a 4.5 percent
23 annual salary increase for all instructional personnel and
24 educational support employees, plus a cost-of-living adjustment,
25 beginning with the 2020-2021 fiscal year and continuing through
26 the 2028-2029 fiscal year. This section may not be construed to
27 abridge the membership of any such instructional personnel or
28 educational support employees in any labor organization or to
29 impact the right of such instructional personnel and educational
30 support employees to bargain collectively through a labor
31 organization, and the voluntary salary increases provided under
32 this section may not be construed to interfere with the right of
33 school boards to set the wages, hours, and terms and conditions
34 of employment for all school board employees.

35 (a) Beginning with the 2020-2021 fiscal year, funding
36 sufficient to provide at least the 4.5 percent annual salary
37 increase and the cost of living adjustment authorized by this
38 section, must be calculated using aggregate data on the payments
39 disbursed to such instructional personnel and educational



40 support employees, as reported by the Department of Education.
41 Subject to s. 6, Art. I of the State Constitution, for each year
42 during which a school district provides the salary increase and
43 the cost of living adjustment authorized by this subsection, or
44 when a school district and appropriate bargaining units agree to
45 a salary increase, the school district must receive funds as
46 authorized under this section to cover the incremental cost to
47 the district of the raise. Funds provided pursuant to this
48 subsection must be incorporated into the base student allocation
49 for the subsequent fiscal year.

50 (b) Teacher Salary Increase Allocation funds must be
51 distributed through the FEFP.

52 (c) Each district school board, in consultation with each
53 charter school governing board in that district, may provide
54 salary increases for charter school instructional personnel and
55 education support employees under this section if the
56 participating charter school reports pay schedules adopted
57 pursuant to s. 1012.22, documents expenditures related to
58 categorical funds to the department at least 30 days before the
59 start of each legislative session, and agrees to return all
60 funds received under this section if a participating charter
61 school's pay schedules do not reflect that instructional
62 personnel and educational support employees actually received
63 the 4.5 percent raise. A participating charter school that fails
64 to report pay schedules shall return all funds received under
65 this section.

66 (d) The Legislature intends that any financial penalty
67 assessed against a charter school governing board pursuant to
68 paragraph (c) directly impact funding for that charter school



969850

69 and not impact funding for the district school board.

70

71 ===== T I T L E A M E N D M E N T =====

72 And the title is amended as follows:

73 Delete lines 1378 - 1381

74 and insert:

75 allocation; establishing the Teacher Salary Increase
76 Allocation; providing that funds may be provided to
77 allow each school district to increase the minimum
78 base salary of certain instructional personnel and
79 educational support employees; requiring that any
80 allocation be funded at a certain level; providing
81 construction; establishing a minimum for any salary
82 increases and cost of living adjustments funded under
83 the allocation; providing construction; providing for
84 the calculation of necessary funding; requiring that
85 school districts that provide such salary increases
86 and cost of living adjustments receive funds to cover
87 the incremental costs of such increases; requiring
88 that funds provided under the allocation be
89 incorporated in the base student allocation for the
90 subsequent fiscal year; requiring that the funds for
91 the teacher salary allocation be distributed through
92 the Florida Education Finance Program; providing that
93 each district school board in consultation with each
94 charter school governing board may provide salary
95 increases for charter school instructional personnel
96 and educational support employees under certain
97 conditions; providing requirements for the provision



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98 of such funds; requiring the return of allocation
99 funds and payment of a penalty by participating
100 charter schools in certain circumstances; providing
101 legislative intent related to such penalties; amending
102 s. 1013.62; requiring state
103



970912

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2020	.	
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Appropriations Subcommittee on Education (Stargel) recommended the following:

1 **Senate Amendment to Amendment (424324) (with title**
2 **amendment)**

3
4 Delete lines 1115 - 1158
5 and insert:

6 (c) A charter school additionally is not eligible for a
7 funding allocation unless the chair of the governing board and
8 the chief administrative officer of the charter school annually
9 certify under oath that the funds will be used solely and
10 exclusively for constructing, renovating, leasing, purchasing,



970912

11 financing or improving charter school facilities that are:
12 1. Owned by a school district, political subdivision of the
13 state, municipality, Florida College System institution, or
14 state university; or
15 2. Owned by an organization, qualified as an exempt
16 organization under s.501(c)(3) of the Internal Revenue Code, or
17 a tax support organization under section 509 of the Internal
18 Revenue Code, whose articles of incorporation specify that upon
19 the organization's dissolution, the subject property, subject
20 to any indebtedness secured thereby and the satisfaction of the
21 organization's other debts, will be transferred as indicated in
22 the articles of incorporation to:
23 a. Another such exempt organization, including one
24 organized for educational purposes.
25 b. A school district or other political subdivision of the
26 state.
27 c. A municipality.
28 d. A Florida College System institution.
29 e. A state university; or
30 3. Owned by and leased from, at a fair market value, a
31 person or entity that is not an affiliated party of the charter
32 school. For purposes of this subparagraph, the term "affiliated
33 party of the charter school" means the applicant for the charter
34 school pursuant to s. 1002.33; the governing board of the
35 charter school or a member of the governing board; the charter
36 school principal; an individual employed by the charter school;
37 or a relative, as defined in s. 1002.33(24)(a)2., of a charter
38 school governing board member, a charter school principal or a
39 charter school employee.



970912

40
41
42
43
44
45
46
47

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 1385 - 1389

and insert:

certain level; providing additional requirements for
charter school eligibility for a funding allocation;
requiring a certification for the use of funds;



449498

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2020	.	
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Appropriations Subcommittee on Education (Stargel) recommended the following:

1 **Senate Amendment to Amendment (424324) (with title**
2 **amendment)**

3
4 Between lines 1205 and 1206
5 insert:

6 Section 1. Paragraph (b) of subsection (6) of section
7 1013.64, Florida Statutes, is amended to read:

8 1013.64 Funds for comprehensive educational plant needs;
9 construction cost maximums for school district capital
10 projects.—Allocations from the Public Education Capital Outlay



11 and Debt Service Trust Fund to the various boards for capital
12 outlay projects shall be determined as follows:

13 (6)

14 (b)1. A district school board may not use funds from the
15 following sources: Public Education Capital Outlay and Debt
16 Service Trust Fund; School District and Community College
17 District Capital Outlay and Debt Service Trust Fund; Classrooms
18 First Program funds provided in s. 1013.68; nonvoted 1.5-mill
19 levy of ad valorem property taxes provided in s. 1011.71(2);
20 Classrooms for Kids Program funds provided in s. 1013.735;
21 District Effort Recognition Program funds provided in s.
22 1013.736; or High Growth District Capital Outlay Assistance
23 Grant Program funds provided in s. 1013.738 to pay for any
24 portion of the cost of any new construction of educational plant
25 space with a total cost per student station, including change
26 orders, which exceeds:

- 27 a. \$17,952 for an elementary school;
- 28 b. \$19,386 for a middle school; or
- 29 c. \$25,181 for a high school,

30
31 (January 2006) as adjusted annually to reflect increases or
32 decreases in the Consumer Price Index. The department, in
33 conjunction with the Office of Economic and Demographic
34 Research, shall review and adjust the cost per student station
35 limits to reflect actual construction costs by January 1, 2020,
36 and annually thereafter. The adjusted cost per student station
37 shall be used by the department for computation of the statewide
38 average costs per student station for each instructional level
39 pursuant to paragraph (d). The department shall also collaborate



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40 with the Office of Economic and Demographic Research to select
41 an industry-recognized construction index to replace the
42 Consumer Price Index by January 1, 2020, adjusted annually to
43 reflect changes in the construction index.

44 2. School districts shall maintain accurate documentation
45 related to the costs of all new construction of educational
46 plant space reported to the Department of Education pursuant to
47 paragraph (d). The Auditor General shall review the
48 documentation maintained by the school districts and verify
49 compliance with the limits under this paragraph during its
50 scheduled operational audits of the school district.

51 3. Except for educational facilities and sites subject to a
52 lease-purchase agreement entered pursuant to s. 1011.71(2)(e),
53 or funded solely through local impact fees, in addition to the
54 funding sources listed in subparagraph 1., a district school
55 board may not use funds from any sources for new construction of
56 educational plant space with a total cost per student station,
57 including change orders, which equals more than the current
58 adjusted amounts provided in sub-subparagraphs 1.a.-c. However,
59 if a contract has been executed for architectural and design
60 services or for construction management services before July 1,
61 2017, a district school board may use funds from any source for
62 the new construction of educational plant space and such funds
63 are exempt from the total cost per student station requirements.

64 4. A district school board must not use funds from the
65 Public Education Capital Outlay and Debt Service Trust Fund or
66 the School District and Community College District Capital
67 Outlay and Debt Service Trust Fund for any new construction of
68 an ancillary plant that exceeds 70 percent of the average cost



449498

69 per square foot of new construction for all schools.

70

71 ===== T I T L E A M E N D M E N T =====

72 And the title is amended as follows:

73 Delete line 1396

74 and insert:

75 specified amount; amending s. 1013.64, F.S.; providing
76 an exception for educational facilities and sites
77 subject to a lease-purchase agreement or funded solely
78 through local impact fees; amending s. 1003.4282,
79 F.S.;

By Senator Stargel

22-01672-20

202062__

1 A bill to be entitled
 2 An act relating to K-12 education; amending s.
 3 212.055, F.S.; requiring that a resolution to levy
 4 discretionary sales tax include a statement containing
 5 certain information; requiring surtax revenues shared
 6 with charter schools to be expended by the charter
 7 schools in a certain manner; amending s. 1007.273,
 8 F.S.; defining the term "early college program";
 9 deleting a provision related to collegiate high school
 10 programs; changing the term "collegiate high school
 11 program" to "early college program"; requiring early
 12 college programs to prioritize certain courses for
 13 degree purposes; authorizing a charter school to
 14 execute a contract with a local Florida College System
 15 institution or another institution as authorized by
 16 law to establish an early college program; requiring
 17 that the Commissioner of Education report to the
 18 Governor and the Legislature on the status of early
 19 college programs by a specified date and annually
 20 thereafter; requiring the report contain certain
 21 information; amending s. 1011.62, F.S.; changing the
 22 calculation of full-time equivalent student membership
 23 for dual enrollment purposes; providing that full-time
 24 equivalent membership can be calculated based on a
 25 student earning a College Board Advanced Placement
 26 Capstone Diploma; providing for calculation of full-
 27 time equivalent membership for students earning the
 28 Capstone Diploma; requiring that before distribution
 29 of the mental health assistance allocation occurs, a

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30 school district submit a detailed plan that includes
 31 the input of school and community stakeholders and is
 32 informed by a needs assessment; requiring school board
 33 mental health policies and procedures to include
 34 certain items; requiring each school district to
 35 submit a report to the Department of Education which
 36 reflects certain program outcomes and expenditures for
 37 all charter schools in the district; requiring the
 38 report to include certain information; requiring that
 39 certain excess funds be used for specified mental
 40 health expenses; abrogating the scheduled repeal of
 41 provisions relating to the annual funding compression
 42 allocation; amending s. 1003.4282, F.S.; conforming a
 43 provision to changes made by the act; providing an
 44 effective date.

45
 46 Be It Enacted by the Legislature of the State of Florida:

47
 48 Section 1. Subsection (6) of section 212.055, Florida
 49 Statutes, is amended to read:

50 212.055 Discretionary sales surtaxes; legislative intent;
 51 authorization and use of proceeds.—It is the legislative intent
 52 that any authorization for imposition of a discretionary sales
 53 surtax shall be published in the Florida Statutes as a
 54 subsection of this section, irrespective of the duration of the
 55 levy. Each enactment shall specify the types of counties
 56 authorized to levy; the rate or rates which may be imposed; the
 57 maximum length of time the surtax may be imposed, if any; the
 58 procedure which must be followed to secure voter approval, if

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59 required; the purpose for which the proceeds may be expended;
 60 and such other requirements as the Legislature may provide.
 61 Taxable transactions and administrative procedures shall be as
 62 provided in s. 212.054.

63 (6) SCHOOL CAPITAL OUTLAY SURTAX.—

64 (a) The school board in each county may levy, pursuant to
 65 resolution conditioned to take effect only upon approval by a
 66 majority vote of the electors of the county voting in a
 67 referendum, a discretionary sales surtax at a rate that may not
 68 exceed 0.5 percent.

69 (b) The resolution must ~~shall~~ include a statement that
 70 provides a brief and general description of the school capital
 71 outlay projects to be funded by the surtax. The resolution must
 72 also include a statement that the revenues collected must be
 73 shared with charter schools based on their proportionate share
 74 of total school district enrollment. The statement must ~~shall~~
 75 conform to the requirements of s. 101.161 and shall be placed on
 76 the ballot by the governing body of the county. The following
 77 question shall be placed on the ballot:

78
 79 ...FOR THE ...CENTS TAX
 80
 81 ...AGAINST THE ...CENTS TAX

82 (c) The resolution providing for the imposition of the
 83 surtax must ~~shall~~ set forth a plan for use of the surtax
 84 proceeds for fixed capital expenditures or fixed capital costs
 85 associated with the construction, reconstruction, or improvement
 of school facilities and campuses which have a useful life

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86 expectancy of 5 or more years, and any land acquisition, land
 87 improvement, design, and engineering costs related thereto.
 88 Additionally, the plan shall include the costs of retrofitting
 89 and providing for technology implementation, including hardware
 90 and software, for the various sites within the school district.
 91 Surtax revenues may be used for the purpose of servicing bond
 92 indebtedness to finance projects authorized by this subsection,
 93 and any interest accrued thereto may be held in trust to finance
 94 such projects. Neither the proceeds of the surtax nor any
 95 interest accrued thereto shall be used for operational expenses.
 96 Surtax revenues shared with charter schools shall be expended by
 97 the charter schools in a manner consistent with the plan, as
 98 appropriate.

99 (d) Surtax revenues collected by the Department of Revenue
 100 pursuant to this subsection shall be distributed to the school
 101 board imposing the surtax in accordance with law.

102 Section 2. Section 1007.273, Florida Statutes, is amended
 103 to read:

104 1007.273 Early college programs ~~Collegiate high school~~
 105 ~~program.~~—

106 (1) Each Florida College System institution shall work with
 107 each district school board in its designated service area to
 108 establish one or more early college ~~collegiate high school~~
 109 programs. As used in this section, the term "early college
 110 program" means a structured high school acceleration program in
 111 which a cohort of students is taking postsecondary courses full
 112 time toward an associate degree. The early college program must
 113 prioritize courses applicable as general education core courses
 114 under s. 1007.25 for an associate degree or a baccalaureate

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115 degree.

116 ~~(2) At a minimum, collegiate high school programs must~~
 117 ~~include an option for public school students in grade 11 or~~
 118 ~~grade 12 participating in the program, for at least 1 full~~
 119 ~~school year, to earn CAPE industry certifications pursuant to s.~~
 120 ~~1008.44 and to successfully complete 30 credit hours through the~~
 121 ~~dual enrollment program under s. 1007.271 toward the first year~~
 122 ~~of college for an associate degree or baccalaureate degree while~~
 123 ~~enrolled in the program.~~

124 (2)(3) Each district school board and its local Florida
 125 College System institution shall execute a contract to establish
 126 one or more early college ~~collegiate high school~~ programs at a
 127 mutually agreed upon location or locations. ~~Beginning with the~~
 128 ~~2015-2016 school year, if the Florida College System institution~~
 129 ~~does not establish an early college~~ a program with a district
 130 school board in its designated service area, another Florida
 131 College System institution may execute a contract with that
 132 district school board to establish the early college program.
 133 The contract must be executed by January 1 of each school year
 134 for implementation of the program during the next school year.
 135 The contract must:

136 (a) Identify the grade levels to be included in the early
 137 college ~~collegiate high school~~ program ~~which must, at a minimum,~~
 138 ~~include grade 12.~~

139 (b) Describe the early college ~~collegiate high school~~
 140 program, including the delineation of courses ~~that must, at a~~
 141 minimum, include general education core courses pursuant to s.
 142 1007.25; and industry certifications offered, including online
 143 course availability; the high school and college credits earned

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144 for each postsecondary course completed and industry
 145 certification earned; student eligibility criteria; and the
 146 enrollment process and relevant deadlines.

147 (c) Describe the methods, medium, and process by which
 148 students and their parents are annually informed about the
 149 availability of the early college ~~collegiate high school~~
 150 program, the return on investment associated with participation
 151 in the early college program, and the information described in
 152 paragraphs (a) and (b).

153 (d) Identify the delivery methods for instruction and the
 154 instructors for all courses.

155 (e) Identify student advising services and progress
 156 monitoring mechanisms.

157 (f) Establish a program review and reporting mechanism
 158 regarding student performance outcomes.

159 (g) Describe the terms of funding arrangements to
 160 implement the early college ~~collegiate high school~~ program
 161 pursuant to subsection (5).

162 (3)(4) Each student participating in an early college a
 163 ~~collegiate high school~~ program must enter into a student
 164 performance contract ~~that which~~ must be signed by the student,
 165 the parent, and a representative of the school district and the
 166 applicable Florida College System institution ~~partner, state~~
 167 ~~university, or any other eligible postsecondary~~ institution
 168 partner participating pursuant to subsection (4) ~~(5)~~. The
 169 performance contract must, at a minimum, specify include the
 170 schedule of courses, by semester, and industry certifications to
 171 be taken by the student, if any; student attendance
 172 requirements; ~~and~~ course grade requirements; and the

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173 applicability of such courses to an associate degree or a
 174 baccalaureate degree.

175 ~~(4)(5)~~ In addition to executing a contract with the local
 176 Florida College System institution under this section, a
 177 district school board may execute a contract to establish an
 178 early college ~~a collegiate high school~~ program with a state
 179 university or an institution that is eligible to participate in
 180 the William L. Boyd, IV, Effective Access to Student Education
 181 Grant Program, that is a nonprofit independent college or
 182 university located and chartered in this state, and that is
 183 accredited by the Commission on Colleges of the Southern
 184 Association of Colleges and Schools to grant baccalaureate
 185 degrees. Such university or institution must meet the
 186 requirements specified under subsections (2) and (3) ~~subsections~~
 187 ~~(3) and (4)~~. A charter school may execute a contract directly
 188 with the local Florida College System institution or another
 189 institution as authorized under this section to establish an
 190 early college program at a mutually agreed upon location.

191 ~~(5)(6)~~ The early college ~~collegiate high school~~ program
 192 shall be funded pursuant to ss. 1007.271 and 1011.62. The State
 193 Board of Education shall enforce compliance with this section by
 194 withholding the transfer of funds for the school districts and
 195 the Florida College System institutions in accordance with s.
 196 1008.32.

197 (6) By November 30, 2021, and annually thereafter, the
 198 commissioner must report to the Governor, the President of the
 199 Senate, and the Speaker of the House of Representatives the
 200 status of early college programs, including, at a minimum, a
 201 summary of student enrollment in public and private

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202 postsecondary institutions and program completion information.

203 Section 3. Paragraphs (i) and (n) of subsection (1) and
 204 subsections (16) and (17) of section 1011.62, Florida Statutes,
 205 are amended to read:

206 1011.62 Funds for operation of schools.—If the annual
 207 allocation from the Florida Education Finance Program to each
 208 district for operation of schools is not determined in the
 209 annual appropriations act or the substantive bill implementing
 210 the annual appropriations act, it shall be determined as
 211 follows:

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

216 (i) *Calculation of full-time equivalent membership with*
 217 *respect to dual enrollment instruction.—*

218 1. Full-time equivalent students.—Students enrolled in dual
 219 enrollment instruction pursuant to s. 1007.271 may be included
 220 in calculations of full-time equivalent student memberships for
 221 basic programs for grades 9 through 12 by a district school
 222 board. Instructional time for dual enrollment may vary from 900
 223 hours; however, the full-time equivalent student membership
 224 value shall be subject to the provisions in s. 1011.61(4). Dual
 225 enrollment full-time equivalent student membership shall be
 226 calculated in an amount equal to the hours of instruction that
 227 would be necessary to earn the full-time equivalent student
 228 membership for an equivalent course if it were taught in the
 229 school district. Students in dual enrollment courses may also be
 230 calculated as the proportional shares of full-time equivalent

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231 enrollments they generate for a Florida College System
 232 institution or university conducting the dual enrollment
 233 instruction. Early admission students shall be considered dual
 234 enrollments for funding purposes. Students may be enrolled in
 235 dual enrollment instruction provided by an eligible independent
 236 college or university and may be included in calculations of
 237 full-time equivalent student memberships for basic programs for
 238 grades 9 through 12 by a district school board. However, those
 239 provisions of law which exempt dual enrolled and early admission
 240 students from payment of instructional materials and tuition and
 241 fees, including laboratory fees, shall not apply to students who
 242 select the option of enrolling in an eligible independent
 243 institution. An independent college or university, which is not
 244 for profit, is accredited by a regional or national accrediting
 245 agency recognized by the United States Department of Education,
 246 and confers degrees as defined in s. 1005.02 shall be eligible
 247 for inclusion in the dual enrollment or early admission program.
 248 Students enrolled in dual enrollment instruction shall be exempt
 249 from the payment of tuition and fees, including laboratory fees.
 250 No student enrolled in college credit mathematics or English
 251 dual enrollment instruction shall be funded as a dual enrollment
 252 unless the student has successfully completed the relevant
 253 section of the entry-level examination required pursuant to s.
 254 1008.30.

255 2. Additional full-time equivalent student membership.—For
 256 students enrolled in an early college program, pursuant to s.
 257 1007.273, a value of 0.16 full-time equivalent student
 258 membership shall be calculated for each student who completes a
 259 general education core course through the dual enrollment

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260 program with a grade of "C" or better. For students who are not
 261 enrolled in an early college program, a value of 0.08 full-time
 262 equivalent student membership shall be calculated for each
 263 student who completes a general education core course through
 264 the dual enrollment program with a grade of "C" or better. In
 265 addition, a value of 0.3 full-time equivalent student membership
 266 shall be calculated for any student who receives an associate
 267 degree through the dual enrollment program with a 3.0 grade
 268 point average or better. This value shall be added to the total
 269 full-time equivalent student membership in basic programs for
 270 grades 9 through 12 in the subsequent fiscal year. This section
 271 shall be effective for credit earned by dually enrolled students
 272 for courses taken in the 2020-2021 school year and each school
 273 year thereafter. If the associate degree pursuant to this
 274 paragraph is earned in 2020-2021 following completion of courses
 275 taken in the 2020-2021 school year, then courses taken towards
 276 the degree as part of the dual enrollment program prior to 2020-
 277 2021 may not preclude eligibility for the 0.3 additional full-
 278 time equivalent student membership bonus. Each school district
 279 shall allocate at least 50 percent of the funds received from
 280 the dual enrollment bonus FTE funding, in accordance with this
 281 paragraph, to the schools that generated the funds to support
 282 student academic guidance and postsecondary readiness.

283 3. Qualifying courses.—For the purposes of this paragraph,
 284 general education core courses are those that are identified in
 285 rule by the State Board of Education and in regulation by the
 286 Board of Governors pursuant to s. 1007.25(3).

287 (n) Calculation of additional full-time equivalent
 288 membership based on college board advanced placement scores of

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289 students and earning College Board Advanced Placement Capstone
 290 Diplomas.—A value of 0.16 full-time equivalent student
 291 membership shall be calculated for each student in each advanced
 292 placement course who receives a score of 3 or higher on the
 293 College Board Advanced Placement Examination for the prior year
 294 and added to the total full-time equivalent student membership
 295 in basic programs for grades 9 through 12 in the subsequent
 296 fiscal year. A value of 0.3 full-time equivalent student
 297 membership shall be calculated for each student who receives a
 298 College Board Advanced Placement Capstone Diploma and meets the
 299 requirements for a standard high school diploma under s.
 300 1003.4282. This value shall be added to the total full-time
 301 equivalent student membership in basic programs for grades 9
 302 through 12 in the subsequent fiscal year. Each district must
 303 allocate at least 80 percent of the funds provided to the
 304 district for advanced placement instruction, in accordance with
 305 this paragraph, to the high school that generates the funds. The
 306 school district shall distribute to each classroom teacher who
 307 provided advanced placement instruction:

308 1. A bonus in the amount of \$50 for each student taught by
 309 the Advanced Placement teacher in each advanced placement course
 310 who receives a score of 3 or higher on the College Board
 311 Advanced Placement Examination.

312 2. An additional bonus of \$500 to each Advanced Placement
 313 teacher in a school designated with a grade of "D" or "F" who
 314 has at least one student scoring 3 or higher on the College
 315 Board Advanced Placement Examination, regardless of the number
 316 of classes taught or of the number of students scoring a 3 or
 317 higher on the College Board Advanced Placement Examination.

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318
 319 Bonuses awarded under this paragraph shall be in addition to any
 320 regular wage or other bonus the teacher received or is scheduled
 321 to receive. For such courses, the teacher shall earn an
 322 additional bonus of \$50 for each student who has a qualifying
 323 score.

324 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health
 325 assistance allocation is created to provide funding to assist
 326 school districts in establishing or expanding school-based
 327 mental health care; train educators and other school staff in
 328 detecting and responding to mental health issues; and connect
 329 children, youth, and families who may experience behavioral
 330 health issues with appropriate services. These funds shall be
 331 allocated annually in the General Appropriations Act or other
 332 law to each eligible school district. Each school district shall
 333 receive a minimum of \$100,000, with the remaining balance
 334 allocated based on each school district's proportionate share of
 335 the state's total unweighted full-time equivalent student
 336 enrollment. Charter schools that submit a plan separate from the
 337 school district are entitled to a proportionate share of
 338 district funding. The allocated funds may not supplant funds
 339 that are provided for this purpose from other operating funds
 340 and may not be used to increase salaries or provide bonuses.
 341 School districts are encouraged to maximize third-party health
 342 insurance benefits and Medicaid claiming for services, where
 343 appropriate.

344 (a) Before the distribution of the allocation:

345 1. The school district must develop and submit a detailed
 346 plan, which includes the input of school and community

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347 stakeholders and is informed by a needs assessment, outlining
 348 the local program and planned expenditures to the district
 349 school board for approval. This plan must include all district
 350 schools, including charter schools, unless a charter school
 351 elects to submit a plan independently from the school district
 352 pursuant to subparagraph 2.

353 2. A charter school may develop and submit a detailed plan
 354 outlining the local program and planned expenditures to its
 355 governing body for approval. After the plan is approved by the
 356 governing body, it must be provided to the charter school's
 357 sponsor.

358 (b) The plans required under paragraph (a) must be focused
 359 on a multitiered system of supports to deliver evidence-based
 360 mental health care assessment, diagnosis, intervention,
 361 treatment, and recovery services to students with one or more
 362 mental health or co-occurring substance abuse diagnoses and to
 363 students at high risk of such diagnoses. The provision of these
 364 services must be coordinated with a student's primary mental
 365 health care provider and with other mental health providers
 366 involved in the student's care. At a minimum, the plans must
 367 include the following elements:

368 1. Direct employment of school-based mental health services
 369 providers to expand and enhance school-based student services
 370 and to reduce the ratio of students to staff in order to better
 371 align with nationally recommended ratio models. These providers
 372 include, but are not limited to, certified school counselors,
 373 school psychologists, school social workers, and other licensed
 374 mental health professionals. The plan also must identify
 375 strategies to increase the amount of time that school-based

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376 student services personnel spend providing direct services to
 377 students, which may include the review and revision of district
 378 staffing resource allocations based on school or student mental
 379 health assistance needs.

380 2. Contracts or interagency agreements with one or more
 381 local community behavioral health providers or providers of
 382 Community Action Team services to provide a behavioral health
 383 staff presence and services at district schools. Services may
 384 include, but are not limited to, mental health screenings and
 385 assessments, individual counseling, family counseling, group
 386 counseling, psychiatric or psychological services, trauma-
 387 informed care, mobile crisis services, and behavior
 388 modification. These behavioral health services may be provided
 389 on or off the school campus and may be supplemented by
 390 telehealth.

391 3. Policies and procedures, including contracts with
 392 service providers, which will ensure that students who are
 393 referred to a school-based or community-based mental health
 394 service provider for mental health screening for the
 395 identification of mental health concerns and ensure that the
 396 assessment of students at risk for mental health disorders
 397 occurs within 15 days of referral. School-based mental health
 398 services must be initiated within 15 days after identification
 399 and assessment, and support by community-based mental health
 400 service providers for students who are referred for community-
 401 based mental health services must be initiated within 30 days
 402 after the school or district makes a referral.

403 4. School board mental health policies and procedures,
 404 including the following:

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405 a. Universal supports to promote students' psychological
 406 well-being and ensure safe and supportive school environments;
 407 b. Evidence-based strategies or programs to reduce the
 408 likelihood of at-risk students developing social, emotional, or
 409 behavioral health problems, depression, anxiety disorders,
 410 suicidal tendencies, or substance use disorders.
 411 c. ~~5-~~ Strategies to improve the early identification of
 412 social, emotional, or behavioral problems or substance use
 413 disorders, to provide ~~improve the provision of~~ early
 414 intervention services, and to assist students in dealing with
 415 trauma and violence.
 416 d. Policies and procedures for responding to a student with
 417 suicidal ideation, including risk assessment, guidelines for
 418 informing parents of suicide risk, and school board policies for
 419 initiating involuntary examination of students with suicide
 420 ideation.
 421 e. A school crisis response plan that includes prevention,
 422 preparation for, response to, and recovery from a range of
 423 crises. The plan should include establishment of district-level
 424 and school-level crisis response teams, including, but not
 425 limited to, administration and school-based mental health
 426 service providers.
 427 (c) School districts shall submit approved plans, including
 428 approved plans of each charter school in the district, to the
 429 commissioner by August 1 of each fiscal year.
 430 (d) Beginning September 30, 2019, and annually by September
 431 30 thereafter, each school district shall submit to the
 432 Department of Education a report on its program outcomes and
 433 expenditures for the previous fiscal year. The report must

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434 reflect program outcomes and expenditures for all charter
 435 schools in the district, including charter schools that
 436 submitted a separate plan. The report must ~~that~~, at a minimum,
 437 must include the number of each of the following:
 438 1. The number of students who receive screenings or
 439 assessments.
 440 2. The number of students who are referred to either
 441 school-based or community-based providers for services or
 442 assistance.
 443 3. The number of students who receive either school-based
 444 or community-based interventions, services, or assistance.
 445 4. The number of school-based and community-based mental
 446 health providers, including licensure type, paid for from funds
 447 provided through the allocation.
 448 5. The number and ratio of school social workers, school
 449 psychologists, and certified school counselors employed by the
 450 district and the total number of licensed mental health
 451 professionals employed directly by the district.
 452 6. ~~5-~~ Contract-based collaborative efforts or partnerships
 453 with community mental health programs, agencies, or providers.
 454 (e) The amount of mental health assistance allocation funds
 455 appropriated subsequent to the 2019-2020 fiscal year that are in
 456 excess of the amount appropriated in the 2019-2020 fiscal year
 457 shall be used exclusively to fund additional providers of
 458 school-based mental health services.
 459 (17) FUNDING COMPRESSION ALLOCATION.—The Legislature may
 460 provide an annual funding compression allocation in the General
 461 Appropriations Act. The allocation is created to provide
 462 additional funding to school districts and developmental

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463 research schools whose total funds per FTE in the prior year
 464 were less than the statewide average. Using the most recent
 465 prior year FEEF calculation for each eligible school district,
 466 the total funds per FTE shall be subtracted from the state
 467 average funds per FTE, not including any adjustments made
 468 pursuant to paragraph (19)(b). The resulting funds per FTE
 469 difference, or a portion thereof, as designated in the General
 470 Appropriations Act, shall then be multiplied by the school
 471 district's total unweighted FTE to provide the allocation. If
 472 the calculated funds are greater than the amount included in the
 473 General Appropriations Act, they must be prorated to the
 474 appropriation amount based on each participating school
 475 district's share. ~~This subsection expires July 1, 2020.~~

476 Section 4. Paragraph (c) of subsection (10) of section
 477 1003.4282, Florida Statutes, is amended to read:

478 1003.4282 Requirements for a standard high school diploma.—

479 (10) STUDENTS WITH DISABILITIES.—Beginning with students
 480 entering grade 9 in the 2014-2015 school year, this subsection
 481 applies to a student with a disability.

482 (c) A student with a disability who meets the standard high
 483 school diploma requirements in this section may defer the
 484 receipt of a standard high school diploma if the student:

485 1. Has an individual education plan that prescribes special
 486 education, transition planning, transition services, or related
 487 services through age 21; and

488 2. Is enrolled in accelerated college credit instruction
 489 pursuant to s. 1007.27, industry certification courses that lead
 490 to college credit, an early college ~~a collegiate high school~~
 491 program, courses necessary to satisfy the Scholar designation

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492 requirements, or a structured work-study, internship, or
 493 preapprenticeship program.

494
 495 The State Board of Education shall adopt rules under ss.
 496 120.536(1) and 120.54 to implement this subsection, including
 497 rules that establish the minimum requirements for students
 498 described in this subsection to earn a standard high school
 499 diploma. The State Board of Education shall adopt emergency
 500 rules pursuant to ss. 120.536(1) and 120.54.

501 Section 5. This act shall take effect July 1, 2020.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/20
Meeting Date

SB 62
Bill Number (if applicable)

969850
Amendment Barcode (if applicable)

Topic K-12 Education

Name Dr. Nancy Lawther

Job Title _____

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pta.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

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1-29-20
Meeting Date

SB 62
Bill Number (if applicable)

424324
Amendment Barcode (if applicable)

Topic K-12 Education

Name BRENDA DICKINSON

Job Title Lobbyist

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Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA Council of Independent Schools

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/2020

62

Meeting Date

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Scott Kittel

Job Title Florida Policy Director

Address _____

Phone _____

Street

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

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1/29/2020

Meeting Date

SB 0062

Bill Number (if applicable)

449498

Amendment Barcode (if applicable)

Topic K-12 Education

Name Khank-Lien Banko ("Con Lynn")

Job Title Resolutions Chair

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State

32809

Zip

Phone (386)717-4965

Email resolutions@floridapta.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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APPEARANCE RECORD

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1/29/2020

Meeting Date

SB 0062

Bill Number (if applicable)

969850

Amendment Barcode (if applicable)

Topic K-12 Education

Name Khanh-Lien Banko ("Con Lynn")

Job Title Resolutions Chair

Address 1747 Orlando Central Parkway

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State

32809

Zip

Email resolutions@floridapta.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

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1/29/20

Meeting Date

H 62

Bill Number (if applicable)

Topic Education K-12

Amendment Barcode (if applicable)

Name Roger CUEVAS

Job Title Past-President

Address 8950 9th St. N. Suite 105

Phone 786-393-4706

Street

St. Petersburg FL 33186

City

State

Zip

Email rogerc236@fl.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MIAMI DADE Retired Educators Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

1/29/20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 62

Meeting Date

Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Robert Stephens

Job Title Legislative Chair Dist 6 - FRCB

Address 3408 Briarwood Lane

Phone

Street

Safety Harbor FL 34695

Email

City

State

Zip

Speaking: [] For [] Against [] Information

Waive Speaking: [] In Support [X] Against (The Chair will read this information into the record.)

Representing Pinellas/Hillsborough, Pano of Hernando Co, D6 - FRCB

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

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1/29/20
Meeting Date

5B 62
Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name Antonio De la Cruz

Rep.

Job Title Director / Legislative

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Phone 805 905 9470

City Miami State FL Zip 33175

Email TLU21955@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FI Retired Educators Assoc.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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Signature: A de la Cruz

THE FLORIDA SENATE
APPEARANCE RECORD

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1/29/20

Meeting Date

SB 62

Bill Number (if applicable)

Topic Education in Education

Amendment Barcode (if applicable)

Name Jay Joseph

Job Title Retired Educator - Legislative Chair

Address 799 Florencia Circle

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City

State

Zip

Email jay.joseph1941@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Brevard Retired Educators

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

1-29-20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 62

Meeting Date

Bill Number (if applicable)

Topic EDUCATION

Amendment Barcode (if applicable)

Name PAMELA B. SCHWARTZ

Job Title PRESIDENT FL RETIRED EDUCATORS ASSOCIATION

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PENSACOLA, FL 32501
City State Zip

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Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FREA - FL RETIRED EDUCATION ASSOCIATION

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

1/29/2020
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 62
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Evelyn Odom

Job Title Legislative Member

Address 10304 White Pines Ct.

Phone 561-398-5552

Wellington, FL 33449

Email Odome950@g

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Palm Bch Co. Retired Educators Assoc

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20
Meeting Date

SB 62
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name LINDA EDSON

Job Title Legislative Chair

Address 1841 Myrick Rd

Phone _____

Street:

Tallahassee

City

FL

State

32303

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Leon Wakulla Retired Educators Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-2020
Meeting Date

SB 62
Bill Number (if applicable)

Topic SB 62 K-12 Education

Amendment Barcode (if applicable)

Name Leanne Karstedt

Job Title Retired Teacher

Address 415 N. Wilder St.
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Phone 850-843-0065

Perry FL 32347
City State Zip

Email Leannek2003@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Retired Teachers
Taylor, Dixie, Madison, Suwannee, ~~Duval~~ Lafayette County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

Jan 29, 2020
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 62
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Felicia Bruce

Job Title FREA Dist 9 Rep / Treas Coast FLARA Pres / RC 43 VP

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City State Zip

Email spmomtch1@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Retired Educators

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/20
Meeting Date

62
Bill Number (if applicable)

Topic SCHOOL FUNDING

Amendment Barcode (if applicable)

Name LARRY ZWAIN

Job Title RETIRED

Address 920 ORIENTAL GARDENS
Street

Phone 904-362-3609

JACKSONVILLE FL 32207
City State Zip

Email LZWAIN2@GMAIL.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing INDIVISIBLE MANNA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

1-28-2020

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB62

Meeting Date

Bill Number (if applicable)

Topic

SB62 - School Funding

Amendment Barcode (if applicable)

Name

THEODORE HORNO-CENTERWALL

Job Title

—

Address

1166 Cloverhill Circle E.

Phone

904-252-3095

Street

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Email

THEODORE.B.HORNO@FLSENATE.FL.GOV

City

State

Zip

Speaking:

For

Against

Information

Waive Speaking:

In Support

Against

(The Chair will read this information into the record.)

Representing

INVISIBLE MANDARIN

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/20

Meeting Date

SB 062

Bill Number (if applicable)

Topic School Funding

Amendment Barcode (if applicable)

Name Gloria Einstein

Job Title —

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City

State

Zip

Email gloriaeinstein

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Indivisible Mandarin

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-28-20

Meeting Date

51362

Bill Number (if applicable)

Topic SB62

Amendment Barcode (if applicable)

Name Susan Aertker

Job Title _____

Address 10178 Foxcroft Rd W

Phone 904-262-5124

Street JAT

Email Susan in Florida@gmail.com

City _____ State _____ Zip _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/20

Meeting Date

SB 62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name Dr. Nancy Lawther

Job Title _____

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Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-28-2020
Meeting Date

62
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Natalee King

Job Title VP/COO

Address 235 W Brandon Blvd 640

Phone 813 924 8218

City Brandon State FL Zip 33511

Email Natalee@isaacsonkyllor.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Charter School Leaders, Inc.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

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1/29/2020
Meeting Date

62
Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Scott Kittel

Job Title Florida Policy Director

Address _____
Street

Phone _____

City _____ State _____ Zip _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

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1/29/2020

Meeting Date

Bill Number (if applicable)

Topic School Capital Outlay Surtax

Amendment Barcode (if applicable)

Name Janet Hayes

Job Title Retired Teacher

Address 714 NE 25th Street

Phone 352.281.3642

Gainesville FL 32641
City State Zip

Email janetdhayes@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Retired Educators Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

02-29-2020
Meeting Date

SB62
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Carrie Frye

Job Title Executive Secretary

Address 212 Hammock Oak Circle

Phone 386-668-4409

DeBary FL 32713
City State Zip

Email cfrye@att.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Key Women Educators (Delta Kappa Gamma Society International)

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

29 Jan 20

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name James Mosteller

Job Title Advocacy Associate

Address 215 S. Monroe St

Phone 850/727-3712

Tallahassee

Email James.M@excelined.com

City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-20
Meeting Date

SB62
Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name Rebecca Hughes

Job Title Retired Massage Therapist

Address 3343 Wellington Rd Rd

Phone 850-492-7595

Pensacola FL 32504

City State Zip

Email rehabelle009@gmail

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Retired Associations

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020
Meeting Date

SB 62
Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name George Ellis

Job Title President Miami Dade County Retired Educators Assoc.

Address 808 Brickell Key Dr. #2508

Phone 786 999 2304

Miami FL 33131
City State Zip

Email age248@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Retired Educators Assoc. & Miami Dade County Retired Educators Assoc.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-2020

Meeting Date

SB 62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name Ed Stanford

Job Title Legislation Chair Dist 1

Address 3343 Wellington Rd

Phone 850-449-6771

Street

Pensacola FL 32504

City

State

Zip

Email estanford@cox.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Retired Education Assoc

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

62

Bill Number (if applicable)

Topic Teacher pay

Amendment Barcode (if applicable)

Name John J. Sullivan

Job Title Director, Legislative Affairs

Address 600 S.E. 3rd Ave

Phone 754-321-2608

Street

Ft. Lauderdale, FL

33301

Email john.j.sullivan@browardschools.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Broward County Public Schools

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-20

Meeting Date

62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name Wendy Dodge

Job Title Dir - Leg Affairs

Address PO Box 391

Phone 863-838-3632

Street Barton

City FL State 33831 Zip

Email wendy.dodge@POLK-FL.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Polk County Schools

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/29/20
Meeting Date

62
Bill Number (if applicable)

Topic Salary

Amendment Barcode (if applicable)

Name Melanie Birken

Job Title Broward County Public Schools School Social Worker

Address 14760 Madison Pl

Phone 954-821-9388

DAVIT FL 33325
City State Zip

Email melaniebirken@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20

Meeting Date

SB-62

Bill Number (if applicable)

Topic Educational Professional Salaries

Amendment Barcode (if applicable)

Name Lenny Mujica

Job Title School Social Worker

Address 7061 SW 11TH ST

Phone 954-328-8493

Street

Pembroke Pines FL 33023

City

State

Zip

Email len.mujica@gmail.com

Speaking: [X] For [] Against [] Information

Waive Speaking: [X] In Support [X] Against (The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [] Yes [X] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-20

Meeting Date

0062

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name SEX 9 Beds Clay County FL HOTELS

Job Title SEX TOURS OF CLAY COUNTY FL JAMES ONTO

Address 2904 - 2910 Hwy 21

Phone 904/15-322

Street

MIDDLEBURY

State

FL 32068

Zip

Email SEXBUDS1@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

1-29-20
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 0062
Bill Number (if applicable)

Topic _____ Amendment Barcode (if applicable)

Name SEX & BOOS CLAY COUNTY FL. HORSES

Job Title SEX HORSE STORE CLAY COUNTY

Address 2904-2910 Hwy 21

Phone 904-415-3221

Street MIDDLETOWN
City MIDDLETOWN State FL Zip 32068

Email SEXBOOS1@GMAIL.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20

Meeting Date

SB 0062

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name N. Sabrina Gates

Job Title Educator

Address 19051 Boyette Rd

Phone 813-679-0021

Street

Lithia

City

FL

State

33547

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20
Meeting Date

SB
Bill Number (if applicable)

Topic K12 Education

Amendment Barcode (if applicable)

Name Sabrina Gates

Job Title Educator

Address 19057 Boyette Rd

Phone 813-679-0026

Lithia FL 33547
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Education

BILL: PCS/SB 72 (847972)

INTRODUCER: Appropriations Subcommittee on Education; and Senator Stargel

SUBJECT: Postsecondary Education

DATE: January 28, 2020 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Bouck, Dew</u>	<u>Sikes</u>	<u>ED</u>	Favorable
2.	<u>Underhill</u>	<u>Elwell</u>	<u>AED</u>	Recommend: Fav/CS
3.	_____	_____	<u>AP</u>	_____

Please see Section IX. for Additional Information:
 COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/SB 72 modifies provisions relating to preeminent state research universities, the prioritization of capital outlay projects at Florida College System (FCS) institutions, the carry forward of operational funds at state universities and FCS institutions, state student financial aid, and textbook affordability at public postsecondary institutions. Specifically, the bill:

- Revises the data for academic and research excellence standards of preeminent research universities by using more timely performance data and requiring the standards to be reported annually in the BOG Accountability Plan.
- Removes funding associated with the emerging preeminent state research university designation and creates State Universities of Distinction.
- Modifies a criterion for new construction, remodeling, or renovation projects at FCS institutions that have not been previously state funded to be added to the Public Education Capital Outlay (PECO) priority list.
- Modifies reporting deadlines and spending plan provisions relating to the carry forward of operational funds at state universities and FCS institutions.
- Replaces the State University System Programs of Excellence with the State Universities of Distinction program, and establishes requirements.
- Aligns student eligibility, maximum awards, fund distribution, remittance deadlines, and reporting requirements between the four Florida Student Assistance Grant programs.
- Clarifies initial and renewal award requirements for the Benacquisto Scholarship Program.
- Provides that pricing and payment options relating to textbook affordability may include either an opt-in or opt-out provision for students.

- Removes the limitation that prohibits a Phosphate Research and Activities Board member from serving more than 180 days after the expiration of his or her term, until a successor is appointed.
- Directs the Board of Governors to define in regulation the university faculty and administrative personnel classifications.

The bill has no impact on state revenues or expenditures.

The bill takes effect on July 1, 2020.

II. Present Situation:

The present situation for each relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

III. Effect of Proposed Changes:

Public Education Capital Outlay

Present Situation

Florida's Public Education Capital Outlay (PECO) program provides funding for capital outlay projects for Florida's public education system, including universities, colleges, public schools and other state owned educational facilities that have no other source for funding for capital outlay. As specified by the Florida Constitution,¹ the PECO program is funded by gross receipts taxes on utilities, including electricity and natural gas, and communication services (cable, wireless, telephone landline, miscellaneous services, and direct to home satellite tax bases).

The Commissioner of Education (commissioner) must annually submit to the Governor and to the Legislature an integrated, comprehensive budget request for educational facilities construction and fixed capital outlay needs for school districts, Florida College System (FCS) institutions, and state universities, subject to provisions in law.² The commissioner must use estimates for PECO funds by the Revenue Estimating Conference³ in determining the budget request. In addition, the commissioner, in consultation with the appropriations committees of the Legislature, must provide annually an estimate of funds for FCS institutions and state universities in developing three-year priority lists required in law.⁴

FCS institutions and state university boards of trustees (BOT) request funds for projects based on the 3-year priority list, to be updated annually, which is submitted to the Legislature in the legislative budget request (LBR) at least 90 days prior to the legislative session.⁵ The State Board of Education (SBE) submits a 3-year priority list for FCS institutions, and the Board of Governors of the State University System (BOG) submits a 3-year priority list for state

¹ Art. XII, s. 9, Fla. Const.

² Section 1013.60(1), F.S., and applicable provisions of ch. 216.

³ The Revenue Estimating Conference develops official information with respect to anticipated state and local government revenues as the conference determines is needed for the state planning and budgeting system. Section 216.136(3), F.S.

⁴ Section 1013.60(1), F.S.

⁵ Section 1013.64(4), F.S.

universities. The lists reflect decisions by the SBE and BOG concerning program priorities that implement the statewide plan for program growth and quality improvement in education.⁶

In 2019,⁷ the process by which FCS projects are evaluated for inclusion on the priority list was modified. Projects considered for prioritization are required to be chosen from a preliminary selection group consisting of previously state-funded projects that have not been completed, and the top two priorities of each FCS institution. The SBE is required to develop a points-based prioritization method to rank projects for consideration that awards points for the degree to which a project meets specific criteria compared to other projects.⁸ The criteria specified in law⁹ may be weighted, but no weight may exceed the criterion regarding space needs due to increased instructional capacity.¹⁰

A new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the required prioritized list, unless:

- A plan is provided to reserve funds in an escrow account, specific to the project, into which must be deposited each year an amount of funds equal to 0.5 percent of the total value of the building for future maintenance;
- There are sufficient excess funds from the allocation provided pursuant to the LBR within the 3-year planning period which are not needed to complete the projects for which state funds were previously appropriated which have not been completed;¹¹ and
- The project has been recommended based on results relating to an educational plant survey.¹²

Effect of Proposed Changes

The bill modifies s. 1001.03, F.S., to replace the existing sufficient excess PECO funds criterion for a specified new construction, remodeling, or renovation project to be added to the priority list. The bill changes the criterion to specify that an FCS project may only be included on the priority list if there is sufficient capacity within the cash and bonding estimate of funds by the Revenue Estimating Conference to accommodate the project within the three-year PECO funding cycle. This modification aligns the requirements for new FCS projects to be considered on the priority list with those for the State University System (SUS) projects.¹³

⁶ Section 1013.31, F.S.

⁷ Section 3, ch. 2019-103, L.O.F.

⁸ On Sept. 20, 2019, the SBE approved a prioritized list of PECO for 2020-2021 and the FCS PECO project priority methodology.

⁹ Section 1001.03(18)(a), F.S.

¹⁰ Section 1001.03(18)(b), F.S.

¹¹ The SBE must continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated which have not been completed. The list must include an estimate of the amount of state funding needed for the completion of each project. Section 1001.03(18)(d), F.S.

¹² Section 1013.31, F.S. Educational plant surveys must be completed every five years, and reflect the capacity of existing facilities in school districts, FCS institutions, and state universities, as well as projections of facility space needs. *Id.*

¹³ Section 1001.706(12)(c), F.S.

End-of-Year Balance of Funds – State Universities and Florida College System Institutions

Present Situation

At the end of each fiscal year, state operational funds for state agencies and departments revert to the fund from which they were appropriated for reappropriation by the Legislature.¹⁴ However, state universities¹⁵ and FCS institutions¹⁶ are authorized to carry forward unexpended amounts in operating funds for subsequent fiscal years.

Each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must maintain a minimum carry forward balance of at least 7 percent of its state operating budget. If such university or FCS institution fails to maintain a 7 percent balance in state operating funds, the university and FCS institution must submit a plan to the BOG and SBE, respectively, to attain the 7 percent balance of state operating funds within the next fiscal year.¹⁷ An FCS institution with a final FTE less than 15,000 for the prior must maintain a carry forward balance of at least 5 percent, or submit a similar plan to the SBE.¹⁸

A state university or FCS institution that retains a state operating fund carry forward balance in excess of the required minimum must submit a spending plan for its excess carry forward balance. The spending plan must be submitted to the state university or FCS institution BOT for approval by September 1, 2020, and each September 1 thereafter.¹⁹ The BOG must review, approve, and amend, if necessary, each university's carry forward spending plan by October 1, 2020, and each October 1 thereafter.²⁰ The SBE must review and publish each FCS institution's carry forward spending plan by October 1, 2020, and each October 1 thereafter.²¹

The carry forward spending plan for each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must include the estimated cost per planned expenditure and a timeline for completion of the expenditure. The law specifies authorized expenditures, which include nonrecurring operating expenditures that support the university's or FCS institution's mission.²²

Effect of Proposed Changes

The bill modifies provisions in ss. 1011.45 and 1013.841, F.S., relating to the carry forward of operational funds by state universities and FCS institutions to align fund approval activities and provide greater flexibility in spending plan expenditures. Specifically, the bill:

- Modifies the submission and approval dates by an institution BOT, BOG, and SBE, to require that:

¹⁴ Section 216.301(1)(a), F.S.

¹⁵ Section 1011.45, F.S.

¹⁶ Section 1013.841(1), F.S.

¹⁷ Sections 1011.45(1) and 1013.841(3)(a), F.S.

¹⁸ Section 1013.841(2)(a), F.S.

¹⁹ Sections 1011.45(2) and 1013.841(2)(b), F.S.

²⁰ Section 1011.45(2), F.S.

²¹ Section 1013.841(2)(b), F.S.

²² Sections 1011.45(3) and 1013.841(4), F.S.

- The spending plan be submitted to the state university or FCS institution BOT for approval by September 30, 2020, and each September 30 thereafter.²³
- The BOG review, approve, and amend, if necessary, university spending plans, and the SBE review and publish FCS institution spending plans by November 15, 2020, and each November 15 thereafter.
- Removes the requirement that operating expenditures that support the mission of the state university or FCS institution mission be nonrecurring.
- Authorizes the spending plans of state universities and FCS institutions to include a commitment of funds to a contingency reserve to assist in addressing unforeseen circumstances that may arise, including natural disasters and other emergencies.²⁴

Preeminent State Research Universities Program

Present Situation

The preeminent state research universities program is a collaborative partnership between the BOG and the Legislature to raise the academic and research preeminence of the highest performing state research universities in Florida.²⁵ A state university that meets 11 of the 12 academic and research excellence standards specified in law is designated a “preeminent state research university”.^{26 27} A state research university that meets at least six of the 12 standards is designated as an “emerging preeminent state research university.”²⁸ In identifying the performance of each state university against the standards, the BOG is required to use the state university data as published by the national sources specified in statute.

If an increase in the appropriation for preeminent state research universities is provided, each designated preeminent state research university must receive an equal amount of funding, and each designated emerging preeminent state research university must receive an amount of funding that is equal to one-quarter of the total increased amount awarded to each designated preeminent state research university.²⁹

Effect of Proposed Changes

The bill modifies s. 1001.7065, F.S., to require the academic and research excellence standards for preeminent state research universities be reported annually in the BOG Accountability Plan³⁰

²³ The deadline is consistent with current laws that require the chief financial officer of a state university or FCS institution to certify, annually by September 30, the unexpended amount of state funds remaining in the general fund of an institution as of June 30 of the previous fiscal year. Sections 1011.45(4) and 1011.84(3)(e), F.S.

²⁴ Current law authorizes state universities to spend the minimum carry forward balance of 7 percent for a demonstrated emergency, subject to state university BOT and BOG approval. Section 1011.45(5), F.S.

²⁵ Section 1001.7065(1), F.S.

²⁶ Section 1001.7065(2), F.S. The standards include: incoming freshman academic characteristics (average weighted GPA and average SAT score); institutional ranking nationally; freshman retention rate; four-year graduation rate; national academy membership of institution faculty; research expenditures (2 measures); research expenditure national ranking; patents awarded annually; doctoral degrees awarded annually; postdoctoral appointees annually; and institutional endowment.

²⁷ Section 1001.7065(3)(a), F.S.

²⁸ Section 1001.7065(3)(b), F.S.

²⁹ Section 1001.7065(5)(c), F.S.

³⁰ Board of Governors Regulation 2.002 requires the BOG to institute a planning and performance monitoring system for state universities designed to inform strategic planning, budgeting, and other policy decisions for the State University System; the BOG must annually submit the university accountability plans and the system summary of the university plans to

and amends the standards to provide the BOG with the flexibility to access and utilize the most up to date data available.

The bill preserves the designation of emerging preeminent universities, removes the funding component for emerging preeminent universities, and provides that the funding for preeminent universities will be determined annually by the Legislature.

State University System Programs of Excellence

Present Situation

In 2018,³¹ the BOG was required to establish standards and measures whereby individual degree programs that objectively reflect national excellence in state universities could be identified, and make recommendations to the Legislature by September 1, 2018, regarding the enhancement and promotion of such programs.³²

The goal of this initiative was to achieve and improve upon world-class, nationally recognized university programs of excellence within the SUS. The BOG approved a framework to identify programs of excellence that:³³

- Provide opportunities for all 12 SUS institutions to participate.
- Allow for universities to elevate both research and academic programs that are nationally recognized.
- Allow for programs across disciplines and degree levels to be recognized.
- Encourage institution collaboration.
- Address key areas important to Florida.
- Provide for flexibility in implementation.

The BOG requested \$30 million for this initiative in its 2019-2020 legislative budget request.³⁴ This request was not funded by the 2019 Legislature.

Effect of Proposed Changes

The bill modifies s. 1001.7065, F.S., to replace the SUS Programs of Excellence with a State Universities of Distinction program, which requires the BOG to establish standards and measures to identify state universities that focus on one core competency unique to the SUS that:

- Achieves excellence at the national or state level;
- Meets state workforce needs; and

the Governor, the President of the Senate, and the Speaker of the House of Representatives. The Board of Governors 2019 System Accountability Plan is available at https://www.flbog.edu/wp-content/uploads/2019_System_Accountability_Plan_FINAL_2019-10-30.pdf.

³¹ Section 3, ch. 2018-4, L.O.F.

³² Section 1001.7065(7), F.S.

³³ Board of Governors, *Programs of Excellence Report* (Sept. 2018), available at https://www.flbog.edu/wp-content/uploads/0273_1154_8738_10.3.2-AREC-03b-Programs-of-Excellence-Report_CE.pdf.

³⁴ Board of Governors, *State University System of Florida, Education and General, 2019-2020 Executive Summary, Universities and Special Units* (Sept. 13, 2018), available at https://www.flbog.edu/wp-content/uploads/0273_1152_8727_8.8.1.2-BUD-10a-2019-20-LBR_SUS-Executive-Summary-updated-8-31.pdf.

- Fosters an innovation economy that focuses on areas such as health care, security, transportation, and science, technology, engineering, and mathematics (STEM), including supply chain management.

The bill requires the BOG to annually submit such programs by January 1 for funding.

This bill provision aligns with a recent BOG initiative targeting Universities of Distinction as a path towards excellence that will produce high-quality talent to diversify Florida's economy, stimulate innovation, and provide a return on investment to the state.³⁵

Financial Aid and Tuition Assistance Programs

Present Situation

Various student financial aid and tuition assistance programs have been created to assist students in accessing and continuing higher education in Florida. Student financial assistance available in Florida³⁶ includes a variety of grant and scholarship programs outlined in law³⁷ or SBE rule³⁸ and loans through Federal Student Aid.

Florida Student Assistance Grant Program

The Florida Student Assistance Grant (FSAG) Program, created in 1972, is Florida's largest need-based grant program, consisting of FSAG Public, FSAG Public Postsecondary Career Education (FSAGCE), FSAG Private, and FSAG Postsecondary.³⁹ The FSAG Program provides state student assistance grants to students who meet general eligibility requirements⁴⁰ and stipulations specific to each program.

For each of the programs, except FSAGCE, the Department of Education is required to establish a maximum expected family (EFC) contribution that is used in determining eligibility to receive a grant award.⁴¹ For the 2019-2020 academic year, the maximum EFC for FSAG Public and FSAG Postsecondary matches the maximum EFC established for Pell: 5576.^{42 43}

³⁵ Board of Governors, *Universities of Distinction* (draft document), available at <https://www.flbog.edu/wp-content/uploads/University-of-Distinction.pdf>.

³⁶ See Florida Student Financial Aid, *Office of Student Financial Assistance*, <http://www.floridastudentfinancialaid.org/> (last visited Dec. 11, 2019).

³⁷ See ss. 1009.50-1009.894, F.S.

³⁸ See Rule 6A-20.001 - 20.111, F.A.C.

³⁹ Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 11, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>.

⁴⁰ Section 1009.40, F.S.

⁴¹ Sections 1009.50(2)(c), 1009.51(2)(c), and 1009.52(2)(c), F.S.

⁴² Florida Department of Education Office of Student Financial Assistance, *Florida Student Assistance Grant (FSAG) Allocations*, available at <https://www.floridastudentfinancialaidsg.org/PDF/PSI/1920-09.pdf>.

⁴³ See Federal Student Aid, *Office of the U.S. Department of Education*, <https://ifap.ed.gov/dpccletters/GEN1901.html> (last visited Jan. 19, 2020).

The FSAG Program is administered by participating institutions in accordance with SBE rule.⁴⁴ A total of \$269,396,012 was appropriated for the FSAG Program for the 2019-2020 fiscal year.⁴⁵ The current maximum award amount of \$2,610 has not changed since 2013.⁴⁶

Similarities and differences in specified provisions across the FSAG programs are depicted in the table below.

	FSAG Public	FSAGCE	FSAG Private	FSAG Postsecondary
Student Eligibility⁴⁷	Degree-seeking and enrolled in at least 6 hours at an FCS institution or state university.	Certificate-seeking and enrolled in a career center or FCS institution at least half-time. ⁴⁸	Full-time, degree-seeking enrollment at an eligible independent nonprofit college or university. ⁴⁹	Full-time, degree-seeking enrollment at an eligible private nursing school or an eligible independent college or university. ⁵⁰
Grant Award	Between \$200 and weighted average of cost of tuition and fees for 30 hours at state universities, up to 110 percent of the program, or as specified in the GAA. ⁵¹	Between \$200 and the student’s unmet need for the cost of education, which may not exceed the average annual cost of tuition and other registration fees, or as specified in the GAA. ⁵²	Between \$200 and the amount of demonstrated unmet need for tuition and fees, not to exceed an amount equal to the average tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the GAA. ⁵³	Similar to FSAG Private.

⁴⁴ Sections 1009.50(6), 1009.505(5), 1009.51(6), and 1009.52(7), F.S. *See also* Rule 6A-20.031, F.A.C. Postsecondary educational institution administrative responsibilities for state student aid and tuition assistance programs are outlined in Rule 6A-20.002, F.A.C.

⁴⁵ Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 5, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. *See also* Specific Appropriation 75, ch. 2019-115, L.O.F.

⁴⁶ Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2016-17* (2019), at 10, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>.

⁴⁷ A demonstrated unmet need of less than \$200 renders an applicant ineligible for a state student assistance grant. Sections 1009.50(2)(a), 1009.51(2)(a), and 1009.52(2)(a), F.S. *See also* Rule 6A-20.031, F.A.C.

⁴⁸ Section 1009.505(3)(a), F.S. “Half-time” means the equivalent in clock hours at a public postsecondary career certificate program of 6 semester credit hours at a FCS institution. Section 1009.505(2)(b), F.S.

⁴⁹ An eligible independent college or university is nonprofit, baccalaureate-degree-granting, accredited by the Commission on Colleges of the Southern Association of Colleges and Schools, and located in and chartered as a domestic corporation by the state. Section 1009.51(2)(a), F.S.

⁵⁰ An eligible nursing diploma school must be approved by the Florida Board of Nursing, and an eligible independent college or university must be licensed by the Commission for Independent Education. Section 1009.52(2)(a), F.S. The Commission for Independent Education has statutory responsibilities in matters relating to nonpublic, postsecondary, educational institutions, including the licensure of independent schools, colleges, and universities. Florida Department of Education, *Commission For Independent Education*, <http://www.fldoe.org/policy/cie/> (last visited Dec. 16, 2019).

⁵¹ Section 1009.50(3), F.S. The amount is specified in the GAA. *Id.* *See s.* 1009.50(2)(a), F.S. The legal requirement is contained in s. 1009.40(3), F.S.

⁵² Section 1009.505(3)(a), F.S.

⁵³ No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment. Section 1009.51(2)(a), F.S.

Priority in Distribution of Funds	Priority given to students with the lowest total family resources. ⁵⁴	No provision.	Identical to FSAG Public.	Identical to FSAG Public.
Reporting Requirement	Report disbursed students to DOE. ⁵⁵	Similar to FSAG Public.	Similar to FSAG Public.	Similar to FSAG Public.
Audit	No provision.	No provision.	Biennial financial and program audit. ⁵⁶	Identical to FSAG Private.

In addition, the FSAG Public, FSAG Private, and FSAG Postsecondary programs provide for deposit of funds appropriated by the Legislature for grants through the FSAG program into the State Student Financial Assistance Trust Fund.⁵⁷ The FSAGCE program does not have this provision.

For the 2018-2019 fiscal year, amounts disbursed through the FSAG Program include:

- A total of \$234,334,619 for FSAG Public, disbursed to 156,301 students with an average award amount of \$1,499.55.⁵⁸
- A total of \$3,144,476 for FSAGCE, disbursed to 4,305 students with an average award amount of \$730.42.⁵⁹
- A total of \$24,500,519 for FSAG Private, disbursed to 16,338 students with an average award amount of \$1,499.60.⁶⁰
- A total of \$6,799,009 for FSAG Postsecondary, disbursed to 6,281 students with an average award amount of \$1,082.47.⁶¹

Benacquisto Scholarship Program

The Benacquisto Scholarship Program (scholarship)⁶² was created in 2014 to reward a Florida high school graduate who achieves recognition as a National Merit Scholar (NMS)⁶³ or National

⁵⁴ Section 1009.50(2)(c), F.S.

⁵⁵ Sections 1009.50(2)(d) and 1009.50(4)(d), F.S. All eligible students are required to be reported. Rule 6A-20.031(7), F.A.C.

⁵⁶ Section 1009.51(4)(e), F.S. The DOE retains the ability to suspend or revoke an institution’s eligibility to receive future moneys from the trust fund for the program or request a refund of any moneys overpaid to the institution.

⁵⁷ Sections 1009.50(5), 1009.51(5), and 1009.52(6), F.S.

⁵⁸ Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPU_2018_2019.pdf.

⁵⁹ Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 5, available at https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGCE_2018_2019.pdf.

⁶⁰ Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPR_2018_2019.pdf.

⁶¹ Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 6, available at https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPO_2018_2019.pdf.

⁶² The scholarship was renamed in 2016 from the Florida National Merit Scholar Incentive Program to the Benacquisto Scholarship Program. Section 26, ch. 2016-237, L.O.F.

⁶³ Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 17, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. The National Merit Scholarship Corporation (NMSC) is a private, not-for-profit organization that operates without government assistance to recognize and honor academically talented students. National Merit Scholarship Corporation, Mission, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=395> (last visited Dec. 11, 2019). NMSC organizes the National Merit Scholarship Program, which began in 1955 as an academic competition for recognition and scholarship. High school students enter the National Merit Program by taking the Preliminary SAT/National Merit

Achievement Scholar (NAS)⁶⁴ and enrolls in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.⁶⁵

In addition to achieving recognition as an NMS or NAS, in order to be eligible for an award under the scholarship, a student must:⁶⁶

- Be a state resident as determined by statute and SBE rules;
- Earn a standard Florida high school diploma or its equivalent pursuant to statute, unless:
 - The student completes a home education program pursuant to statute,⁶⁷ or
 - The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;
- Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and
- Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

In 2018, eligibility was expanded to allow out-of-state students to qualify for a scholarship.⁶⁸

Scholarship recipients attending a public postsecondary institution, who qualify as a Florida resident, receive an award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award. Scholarship recipients attending a public postsecondary institution, who qualify as non-residents of Florida, receive an award equal to the institutional cost of attendance for a Florida resident minus the student's NMS award. Eligible students who attend independent postsecondary educational institutions in Florida each receive scholarship awards equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the BOG, minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award.⁶⁹

A student must earn all credits for which he or she was enrolled and maintain a 3.0 or higher grade point average to be eligible for a renewal award. A student may receive an award for up to 100 percent of the number of credit hours required to complete a baccalaureate degree program.⁷⁰

Scholarship Qualifying Test (PSAT/NMSQT), which serves as an initial screen of approximately 1.6 million entrants each year, and meeting the program participation requirements. National Merit Scholarship Corporation, *National Merit Scholarship Program*, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=424> (last visited Dec. 11, 2019).

⁶⁴ The National Merit Scholarship Corporation discontinued the National Achievement Scholarship Program with the conclusion of the 2015 program. National Merit Scholarship Corporation, *National Achievement Scholarship Program*, <http://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=433> (last visited Dec. 26, 2019).

⁶⁵ Section 1009.893(2), F.S.

⁶⁶ Section 1009.893(4)(a), F.S.

⁶⁷ Section 1002.41, F.S.

⁶⁸ Section 22, ch. 2018-4, L.O.F. See s. 1009.893(4)(b), F.S.

⁶⁹ Section 1009.893(5)(b), F.S.

⁷⁰ Section 1009.893(5)(a), F.S. The National Achievement Scholarship Program has since been discontinued. National Merit Scholarship Corporation, *supra* note 57.

For the 2019-2020 fiscal year, \$21,372,911⁷¹ was appropriated to fund 1,416 scholarship recipients.⁷²

Effect of Proposed Changes

Florida Student Assistance Grant Program

The bill provides flexibility and aligns specific requirements across the FSAG programs.

Specifically, the bill:

- Establishes that the maximum award amount for each FSAG program as specified in the General Appropriations Act (GAA).
- Allows a student who received a FSAG award in the fall or spring term to receive the FSAG award during the summer, if funds are available.⁷³
- Removes the requirement that institutions must prioritize the distribution of grant funds to students with the lowest family resources, thus allowing an institution to provide the grant funds to students who have the greatest unmet need.
- Specifies that, for all FSAG programs, institutions must report to the DOE all eligible students, regardless of actual disbursements.⁷⁴
- Modifies the fund distribution formula to include part-time and full-time eligible students, and requires that the formula account for changes in the number of eligible students across all FSAG programs.
- Establishes a disbursement deadline of 30 days after the end of regular registration each term and deadline of 60 days after the end of regular registration each spring term for return of undisbursed funds, which aligns to other financial aid programs, in accordance with DOE rule. However, the bill authorizes an exception to the remittance deadline if the institution documents to the DOE how the institution plans to disburse awards to students for the subsequent summer term. Such reporting and remittance deadlines may ensure that returned funds can be disbursed to qualified students prior to the end of the fiscal year.
- Removes the required DOE need analysis for the FSAG Public, FSAG Private, and FSAG Postsecondary programs to specify that a grant may not be made to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution.⁷⁵
- Requires institutions receiving funds through the FSAG Public and FSAGCE programs to prepare the same biennial report currently required of the FSAG Private and FSAG Postsecondary programs. The requirement specifies that:

⁷¹ Specific Appropriation 68, ch. 2019-115, L.O.F.

⁷² Education Estimating Conference on Student Financial Aid, *Executive Summary* (March 2019), available at <http://edr.state.fl.us/Content/conferences/financialaid/archives/190315financialaid.pdf>.

⁷³ All students entering a SUS university with fewer than 60 semester hours credit are required to earn at least 9 semester hours prior to graduation by attendance at one or more summer sessions. BOG Regulation 6.016. Allowing students to use FSAG awards during the summer may assist students to fulfill this requirement, take more credits in a year, and graduate on-time in four years.

⁷⁴ Reporting all eligible students, rather than only those students who received a disbursement, is consistent with requirements in rule 6A-20.031(7), 6A-20.032(7), and 6A-20.033(7), F.A.C.

⁷⁵ Expected Family Contribution is calculated using a student's: family size; family's taxed and untaxed income, assets, and benefits; and number of family members who will attend college or career school during the year. Federal Student Aid, *How Aid is Calculated*, <https://studentaid.gov/complete-aid-process/how-calculated#efc> (last visited Dec. 23, 2019).

- Each institution that receives moneys through the FSAG program must prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program to the DOE by March 1 every other year.
- The DOE may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report.
- The DOE may suspend or revoke an institution's eligibility to receive future moneys for the program or request a refund of any moneys overpaid to the institution for the program if the DOE finds that an institution has not complied and specifies that any refund requested must be remitted within 60 days after notification by the DOE.

Benacquisto Scholarship Program

The bill modifies s. 1009.893, F.S., to clarify requirements for initial eligibility and modify scholarship renewal provisions. Specifically, the bill:

- Removes an outdated reference to the National Achievement Scholar program.
- Requires scholarship renewal students to be enrolled full-time. However, the bill authorizes a student to be enrolled less than full-time and receive funding for one term to complete his or her degree, if the student has less than 12 credits remaining to graduate.⁷⁶
- Specifies that a student's renewal status is not affected by subsequent changes in the residency status of the student or the student's family.
- Authorizes that students who fail to meet renewal requirements due to a verifiable illness or other documented emergency may be granted an exception pursuant to law.⁷⁷
- Specifies that a student may receive an award for up to five years following high school graduation and may not receive the award for more than 10 semesters, which may encourage students to complete degree programs in a timely manner and may lower some program costs.

Textbook and Instructional Materials Affordability

Present Situation

In 2008, the federal government⁷⁸ and Florida Legislature⁷⁹ addressed measures to reduce costs and make textbooks more affordable for needy students. Since 2016,⁸⁰ each FCS institution and state university BOT has been authorized to adopt policies in consultation with textbook and instructional materials providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies are authorized to include bulk pricing arrangements that enable students to purchase course

⁷⁶ Modifying provisions relating to full-time enrollment will more closely align the law with DOE implementation of the scholarship program.

⁷⁷ Section 1009.40(1)(b)4., F.S.

⁷⁸ The Higher Education Opportunity Act (Public Law 110-315).

⁷⁹ Section 1004.0085, F.S.

⁸⁰ Section 3, ch. 2016-236, L.O.F.

materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format.⁸¹

FCS institution and state university BOT innovative pricing techniques and payment options policies may only be approved if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course and if the policy includes an opt-in provision for students.⁸² An institution may not automatically enroll students in services that provide textbooks or other materials electronically, students must opt-in to such programs.

Effect of Proposed Changes

The bill modifies s. 1004.085, F.S., to require that each FCS institution and state university BOT that adopts innovative pricing techniques and payment options policies include either an opt in or opt out provision for students. Therefore, if an institution adopts such a policy, the institution may automatically assign all students in a course to receive digital materials or other pricing payment options unless the student opts out of the policy.

Phosphate Research and Activities Board

Present Situation

The Florida Industrial and Phosphate Research Institute is housed within Florida Polytechnic University (FPU)⁸³ and the Phosphate Research and Activities Board is tasked with monitoring the expenditure of funds appropriated to FPU from the Phosphate Research Trust Fund.⁸⁴ The board consists of five members. The Governor is required to appoint two persons representing the phosphate mining or processing industry and one member representing a major environmental conservation group in the state. The Secretary of Environmental Protection or his or her designee and the president of FPU are required to serve as board members.⁸⁵

Members of the board appointed by the Governor are appointed to 3-year terms. A board member may continue to serve until a successor is appointed, but not more than 180 days after the expiration of his or her term. A board member is eligible for reappointment to subsequent terms.⁸⁶

⁸¹ Section 1004.085(4), F.S. Such policies are often called “inclusive access.” Where previously students might have been assigned textbooks individually, now many institutions are signing up whole classes of students to automatically receive digital course materials at a discounted rate, rather than purchasing individually. Every student has the same materials on the first day of class, with the charge included as part of their tuition. Many institutions automatically sign up students for such services, requiring students to opt-out if they do not wish to receive such digital materials or services. Inside Higher Education, *‘Inclusive Access’ Takes Off*, <https://www.insidehighered.com/news/2017/11/07/inclusive-access-takes-model-college-textbook-sales> (last visited Jan. 2, 2020). For federal financial assistance, an institution may include the cost of textbooks and supplies as part of tuition and fees if the institution has an arrangement with a publisher or other entity that makes books or supplies cheaper, provides a way for students to get timely access to materials, and includes a student opt out provision. Section 668.164(c) (2)(i), C.F.R.

⁸² Section 1004.085(4), F.S.

⁸³ Section 1004.346(1), F.S.

⁸⁴ Section 1004.346(2), F.S.

⁸⁵ Section 1004.346(2)(b), F.S.

⁸⁶ Section 1004.346(2)(c), F.S.

Effect of Proposed Changes

The bill modifies s. 1004.346, F.S., to remove the limitation that a board member may not serve more than 180 days after the expiration of his or her term, which prevents vacancies on the board by allowing that member to serve on the board until a replacement is appointed or that member is reappointed.

Remuneration of State University Administrative Employees***Present Situation***

A state university administrative employee may not receive more than \$200,000 in remuneration annually from appropriated state funds. However, university teaching faculty or medical school faculty or staff are not limited to how much compensation they can receive each year from appropriated state funds. State law does not direct the Board of Governors (BOG) to identify which employee classifications are exempt from the remuneration cap.^{87 88} However, the BOG defines in regulation the position of university president, university administrative employees, and university teaching faculty or medical school faculty for the purpose of regulating remuneration for such employees.⁸⁹

Effect of Proposed Changes

The bill modifies s. 1012.976, F.S., to require the BOG to define in regulation the university faculty and administrative personnel classifications.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

⁸⁷ See ss. 1012.976(2) and 1012.976(3), F.S.

⁸⁸ State of Florida Auditor General, *Operational Audit, State University System Board of Governors, Report 2020-032*, (September 2019), at 3-4, available at https://flauditor.gov/pages/pdf_files/2020-032.pdf. The Auditor General (AG) finding cited the BOG for creating a definition of university teaching faculty that included those who provide indirect instructional support. The AG indicated that the BOG definition “may undercut the dichotomy between administrative employees and teaching faculty contemplated in state law.” The AG recommended that the BOG review and revise the regulation to ensure definitions of teaching faculty are consistent with state law.

⁸⁹ Board of Governors Regulation 9.006.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Providing for Florida Student Assistance Grant (FSAG) Program summer awards may provide additional financial assistance to students who attend during the summer term.

Establishing a deadline for the return of undisbursed funds to the Department of Education may provide opportunities for additional students to receive an FSAG program scholarship. Returned funds may then be repurposed to fund other eligible students at the same or another institution.⁹⁰

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1001.03, 1001.7065, 1004.085, 1004.346, 1009.50, 1009.505, 1009.51, 1009.52, 1009.893, 1011.45, 1012.976 and 1013.841.

This bill repeals section 11 of chapter 2019-116, Laws of Florida.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

PCS by Appropriation Subcommittee on Education on January 29, 2020:

⁹⁰ In the 2019 General Appropriations Act, student financial aid funds may be reallocated among the FSAG programs, the children and spouses of deceased and disabled veterans scholarship program, the Florida Work Experience program, and the Rosewood Family and Florida Farmworker scholarships. Specific Appropriation 75, s.2 ch. 2019-115, L.O.F.

The committee substitute makes the following changes to the bill:

- Removes the requirement that participating institutions in the Florida Student Assistance Grant program prioritize the distribution of grant funds to students with the lowest family resources.
- Modifies the appointment term of members to the Florida Industrial and Phosphate Research Institute board, to allow board members to serve until their replacement is named. Removes the limitation that prohibits a Phosphate Research and Activities Board member from serving more than 180 days after the expiration of his or her term, until a successor is appointed.
- Modifies the remuneration statute for state universities, directing the Board of Governors to define in regulation the university faculty and administrative personnel classifications.
- Modifies the Academic and Research Excellence Standards subsection so that the BOG Accountability Plan is the source for the measures rather than third-party sources. Revises the data for academic and research excellence standards of preeminent institutions by using more timely performance data and requiring the standards to be reported annually in the BOG Accountability Plan.
- Modifies the preeminence statute to preserves the designation of emerging preeminent universities, removes funding component for emerging preeminent universities, and changes the funding for preeminent universities to be determined annually by the Legislature.
- Removes the repeal of section 11, ch. 2019-116, L.O.F., as that provision is no longer necessary because the award cap was permanently removed from law in 2019.

B. Amendments:

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2020	.	
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Appropriations Subcommittee on Education (Stargel) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Paragraph (c) of subsection (18) of section 1001.03, Florida Statutes, is amended to read:

1001.03 Specific powers of State Board of Education.—

(18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of Education shall develop and submit the prioritized list required by s. 1013.64(4). Projects considered for prioritization shall



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11 be chosen from a preliminary selection group which shall include
12 the list of projects maintained pursuant to paragraph (d) and
13 the top two priorities of each Florida College System
14 institution.

15 (c) A new construction, remodeling, or renovation project
16 that has not received an appropriation in a previous year shall
17 not be considered for inclusion on the prioritized list required
18 by s. 1013.64(4), unless:

19 1. A plan is provided to reserve funds in an escrow
20 account, specific to the project, into which shall be deposited
21 each year an amount of funds equal to 0.5 percent of the total
22 value of the building for future maintenance;

23 2. There exists ~~are~~ sufficient capacity within the cash and
24 bonding estimate of funds by the Revenue Estimating Conference
25 to accommodate the project ~~excess funds from the allocation~~
26 ~~provided pursuant to s. 1013.60~~ within the 3-year Public
27 Education Capital Outlay funding cycle ~~planning period which are~~
28 ~~not needed to complete the projects listed pursuant to paragraph~~
29 ~~(d)~~; and

30 3. The project has been recommended pursuant to s. 1013.31.

31 Section 2. Subsections (2), (3), (5), (6), and (7) of
32 section 1001.7065, Florida Statutes, are amended to read:

33 1001.7065 Preeminent state research universities program.—

34 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The
35 following academic and research excellence standards are
36 established for the preeminent state research universities
37 program and must be reported annually in the Board of Governors
38 Accountability Plan:

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



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40 higher on a 4.0 scale and an average SAT score of 1800 or higher
41 on a 2400-point scale or 1200 or higher on a 1600-point scale
42 for fall semester incoming freshmen, as reported annually.

43 (b) A top-50 ranking on at least two well-known and highly
44 respected national public university rankings, including, but
45 not limited to, the U.S. News and World Report rankings,
46 reflecting national preeminence, using most recent rankings.

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

50 (d) A 4-year graduation rate of 60 percent or higher for
51 full-time, first-time-in-college students, ~~as reported annually~~
52 ~~to the IPEDS. However, for the 2018 determination of a state~~
53 ~~university's preeminence designation and the related~~
54 ~~distribution of the 2018-2019 fiscal year appropriation~~
55 ~~associated with preeminence and emerging preeminence, a~~
56 ~~university is considered to have satisfied this graduation rate~~
57 ~~measure by attaining a 6-year graduation rate of 70 percent or~~
58 ~~higher by October 1, 2017, for full-time, first-time-in-college~~
59 ~~students, as reported to the IPEDS and confirmed by the Board of~~
60 ~~Governors.~~

61 (e) Six or more faculty members at the state university who
62 are members of a national academy, ~~as reported by the Center for~~
63 ~~Measuring University Performance in the Top American Research~~
64 ~~Universities (TARU) annual report or the official membership~~
65 ~~directories maintained by each national academy.~~

66 (f) Total annual research expenditures, including federal
67 research expenditures, of \$200 million or more, ~~as reported~~
68 ~~annually by the National Science Foundation (NSF).~~



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

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

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

78 (j) Four hundred or more doctoral degrees awarded annually,
79 including professional doctoral degrees awarded in medical and
80 health care disciplines, ~~as reported in the Board of Governors~~
81 ~~Annual Accountability Report.~~

82 (k) Two hundred or more postdoctoral appointees annually,
83 ~~as reported in the TARU annual report.~~

84 (l) An endowment of \$500 million or more, ~~as reported in~~
85 ~~the Board of Governors Annual Accountability Report.~~

86 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—

87 ~~(a)~~ The Board of Governors shall designate each state
88 university that annually meets at least 11 of the 12 academic
89 and research excellence standards identified in subsection (2)
90 as a "preeminent state research university."

91 ~~(b)~~ ~~The Board of Governors shall designate each state~~
92 ~~university that annually meets at least 6 of the 12 academic and~~
93 ~~research excellence standards identified in subsection (2) as an~~
94 ~~"emerging preeminent state research university."~~

95 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
96 SUPPORT.—

97 (a) A state university that is designated as a preeminent



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98 state research university shall submit to the Board of Governors
99 a 5-year benchmark plan with target rankings on key performance
100 metrics for national excellence. Upon approval by the Board of
101 Governors, and upon the university's meeting the benchmark plan
102 goals annually, the Board of Governors shall award the
103 university its proportionate share of any funds provided
104 annually to support the program created under this section.

105 ~~(b) A state university designated as an emerging preeminent~~
106 ~~state research university shall submit to the Board of Governors~~
107 ~~a 5-year benchmark plan with target rankings on key performance~~
108 ~~metrics for national excellence. Upon approval by the Board of~~
109 ~~Governors, and upon the university's meeting the benchmark plan~~
110 ~~goals annually, the Board of Governors shall award the~~
111 ~~university its proportionate share of any funds provided~~
112 ~~annually to support the program created under this section.~~

113 ~~(e)~~ The award of funds under this subsection is contingent
114 upon funding provided by the Legislature to support the
115 preeminent state research universities program created under
116 this section. Funding increases appropriated beyond the amounts
117 funded in the previous fiscal year shall be distributed equally
118 to as follows:

119 ~~1.~~ each designated preeminent state research university
120 that meets the criteria in paragraph (a) ~~shall receive an equal~~
121 ~~amount of funding.~~

122 ~~2.~~ Each designated emerging preeminent state research
123 university that meets the criteria in paragraph (b) shall,
124 beginning in the 2018-2019 fiscal year, receive an amount of
125 funding that is equal to one-fourth of the total increased
126 amount awarded to each designated preeminent state research



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127 ~~university.~~

128 (6) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY
129 AUTHORITY.—The Board of Governors is encouraged to identify and
130 grant all reasonable, feasible authority and flexibility to
131 ensure that each designated preeminent state research university
132 ~~and each designated emerging preeminent state research~~
133 ~~university~~ is free from unnecessary restrictions.

134 (7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE
135 THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors
136 shall establish standards and measures that may be used in
137 identifying state universities that focus on one core competency
138 unique to the State University System and that achieve
139 excellence at the national or state level, meet state workforce
140 needs, and foster an innovation economy that focuses on such
141 areas as health care, security, transportation, and science,
142 technology, engineering, and mathematics (STEM), including
143 supply chain management. By each January 1, the Board of
144 Governors may submit such programs whereby individual
145 undergraduate, graduate, and professional degree programs in
146 state universities which objectively reflect national excellence
147 can be identified and make recommendations to the Legislature
148 for funding by September 1, 2018, as to how any such programs
149 could be enhanced and promoted.

150 Section 3. Subsection (4) of section 1004.085, Florida
151 Statutes, is amended to read:

152 1004.085 Textbook and instructional materials
153 affordability.—

154 (4) Each Florida College System institution and state
155 university board of trustees is authorized to adopt policies in



156 consultation with providers, including bookstores, which allow
157 for the use of innovative pricing techniques and payment options
158 for textbooks and instructional materials. Such policies may
159 include bulk pricing arrangements that enable students to
160 purchase course materials or texts that are delivered digitally;
161 delivered through other technologies that are, or the licenses
162 of which are, required for use within a course; or delivered in
163 a print format. Innovative pricing techniques and payment
164 options must include an opt-in or opt-out provision for students
165 and may be approved only if there is documented evidence that
166 the options reduce the cost of textbooks and instructional
167 materials for students taking a course.

168 Section 4. Paragraph (c) of subsection (2) of section
169 1004.346, Florida Statutes, is amended to read:

170 1004.346 Florida Industrial and Phosphate Research
171 Institute.—

172 (2) PHOSPHATE RESEARCH AND ACTIVITIES BOARD.—The Phosphate
173 Research and Activities Board is created to monitor the
174 expenditure of funds appropriated to the university from the
175 Phosphate Research Trust Fund.

176 (c) Members of the board appointed by the Governor shall be
177 appointed to 3-year terms. A board member may continue to serve
178 until a successor is appointed, ~~but not more than 180 days after~~
179 ~~the expiration of his or her term.~~ A board member is eligible
180 for reappointment to subsequent terms.

181 Section 5. Section 1009.50, Florida Statutes, is amended to
182 read:

183 1009.50 Florida Public Student Assistance Grant Program;
184 eligibility for grants.—



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185 (1) There is hereby created a Florida Public Student
186 Assistance Grant Program. The program shall be administered by
187 the participating institutions in accordance with rules of the
188 state board.

189 (2) (a) State student assistance grants through the program
190 may be made only to degree-seeking students who enroll in at
191 least 6 semester hours, or the equivalent per term, and who meet
192 the general requirements for student eligibility as provided in
193 s. 1009.40, except as otherwise provided in this section. The
194 grants shall be awarded annually for the amount of demonstrated
195 unmet need for the cost of education and may not exceed the
196 maximum annual award ~~an amount equal to the average prior~~
197 ~~academic year cost of tuition fees and other registration fees~~
198 ~~for 30 credit hours at state universities or such other amount~~
199 ~~as specified in the General Appropriations Act, to any~~
200 ~~recipient~~. A demonstrated unmet need of less than \$200 shall
201 render the applicant ineligible for a state student assistance
202 grant. Recipients of the grants must have been accepted at a
203 state university or Florida College System institution
204 authorized by Florida law. If funds are available, a student who
205 received an award in the fall or spring term may receive a
206 summer term award. A student is eligible for the award for 110
207 percent of the number of credit hours required to complete the
208 program in which enrolled, except as otherwise provided in s.
209 1009.40(3).

210 (b) A student applying for a Florida public student
211 assistance grant shall be required to apply for the Pell Grant.
212 The Pell Grant entitlement shall be considered when conducting
213 an assessment of the financial resources available to each



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214 student.

215 ~~(c) Priority in the distribution of grant moneys shall be~~
216 ~~given to students with the lowest total family resources, in~~
217 ~~accordance with a nationally recognized system of need analysis.~~
218 ~~Using the system of need analysis, the department shall~~
219 ~~establish a maximum expected family contribution.~~ An institution
220 may not make a grant from this program to a student whose
221 expected family contribution exceeds one and one-half times the
222 maximum Pell Grant-eligible family contribution level
223 ~~established by the department.~~ An institution may not impose
224 additional criteria to determine a student's eligibility to
225 receive a grant award.

226 (d) Each participating institution shall report, to the
227 department by the established date, the eligible students
228 eligible for the program for to whom grant moneys are disbursed
229 each academic term. Each institution shall also report to the
230 department necessary demographic and eligibility data for such
231 students.

232 (3) Based on the unmet financial need of an eligible
233 applicant, the amount of a Florida public student assistance
234 grant must be between \$200 and the ~~weighted average of the cost~~
235 ~~of tuition and other registration fees for 30 credit hours at~~
236 ~~state universities per academic year or the amount specified in~~
237 the General Appropriations Act.

238 (4) (a) The funds appropriated for the Florida Public
239 Student Assistance Grant shall be distributed to eligible
240 institutions in accordance with a formula approved by the State
241 Board of Education. The formula must ~~shall~~ consider at least the
242 prior year's distribution of funds, the number of ~~full-time~~



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243 eligible applicants who did not receive awards, the
244 standardization of the expected family contribution, and
245 provisions for unused funds. The formula must account for
246 changes in the number of eligible students across all student
247 assistance grant programs established pursuant to this section
248 and ss. 1009.505, 1009.51, and 1009.52.

249 (b) Payment of Florida public student assistance grants
250 shall be transmitted to the president of the state university or
251 Florida College System institution, or to his or her
252 representative, in advance of the registration period.
253 Institutions shall notify students of the amount of their
254 awards.

255 (c) The eligibility status of each student to receive a
256 disbursement shall be determined by each institution as of the
257 end of its regular registration period, inclusive of a drop-add
258 period. Institutions shall not be required to reevaluate a
259 student's eligibility status after this date for purposes of
260 changing eligibility determinations previously made.

261 (d) Institutions shall certify to the department within 30
262 days after the end of regular registration each term the amount
263 of funds disbursed to each student and shall remit to the
264 department any undisbursed advances within 60 days after the end
265 of regular registration each spring term ~~any advances by June 1~~
266 ~~of each year.~~ An exception to the remittance deadline may be
267 granted if the institution documents to the department how it
268 plans to disburse awards to students for the subsequent summer
269 term. An institution that uses funds for the summer term shall
270 certify to the department the amount of funds disbursed to each
271 student and shall remit to the department any undisbursed



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272 advances within 30 days after the end of the summer term.

273 (e) Each institution that receives moneys through the
274 Florida Public Student Assistance Grant Program shall prepare a
275 biennial report that includes a financial audit, conducted by
276 the Auditor General, of the institution's administration of the
277 program and a complete accounting of moneys allocated to the
278 institution for the program. Such report shall be submitted to
279 the department by March 1 every other year. The department may
280 conduct its own annual or biennial audit of an institution's
281 administration of the program and its allocated funds in lieu of
282 the required biennial report and financial audit report. The
283 department may suspend or revoke an institution's eligibility to
284 receive future moneys for the program or may request a refund of
285 any moneys overpaid to the institution for the program if the
286 department finds that an institution has not complied with this
287 section. Any refund requested pursuant to this paragraph shall
288 be remitted within 60 days after notification by the department.

289 (5) Funds appropriated by the Legislature for state student
290 assistance grants may be deposited in the State Student
291 Financial Assistance Trust Fund. Notwithstanding ~~the provisions~~
292 ~~of~~ s. 216.301 and pursuant to s. 216.351, any balance in the
293 trust fund at the end of any fiscal year which has been
294 allocated to the Florida Public Student Assistance Grant Program
295 shall remain therein and shall be available for carrying out the
296 purposes of this section.

297 (6) The State Board of Education shall establish rules
298 necessary to implement this section.

299 Section 6. Present subsections (5) and (6) of section
300 1009.505, Florida Statutes, are redesignated as subsections (6)



301 and (7), respectively, a new subsection (5) is added to that
302 section, and subsections (3) and (4) of that section are
303 amended, to read:

304 1009.505 Florida Public Postsecondary Career Education
305 Student Assistance Grant Program.—

306 (3) (a) Student assistance grants through the program may be
307 made only to certificate-seeking students enrolled at least
308 half-time in a public postsecondary career certificate program
309 who meet the general requirements for student eligibility as
310 provided in s. 1009.40, except as otherwise provided in this
311 section. The grants shall be awarded annually to any recipient
312 for the amount of demonstrated unmet need for the cost of
313 education and may not exceed the ~~average annual cost of tuition~~
314 ~~and registration fees or such other~~ amount as specified in the
315 General Appropriations Act. A demonstrated unmet need of less
316 than \$200 shall render the applicant ineligible for a grant
317 under this section. Recipients of the grants must have been
318 accepted at a Florida College System institution authorized by
319 Florida law or a career center operated by a district school
320 board under s. 1001.44. If funds are available, a student who
321 received an award in the fall or spring term may receive a
322 summer term award. A student is eligible for the award for 110
323 percent of the number of clock hours required to complete the
324 program in which enrolled.

325 (b) A student applying for a Florida public postsecondary
326 career education student assistance grant shall be required to
327 apply for the Pell Grant. A Pell Grant entitlement shall be
328 considered when conducting an assessment of the financial
329 resources available to each student; however, a Pell Grant



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330 entitlement shall not be required as a condition of receiving a
331 grant under this section.

332 (c) Each participating institution shall report, to the
333 department by the established date, the ~~eligible~~ students
334 eligible for the program for to whom grant moneys are disbursed
335 each academic term. Each institution shall also report to the
336 department necessary demographic and eligibility data for such
337 students.

338 (4) (a) The funds appropriated for the Florida Public
339 Postsecondary Career Education Student Assistance Grant Program
340 shall be distributed to eligible Florida College System
341 institutions and district school boards in accordance with a
342 formula approved by the department. The formula must account for
343 changes in the number of eligible students across all student
344 assistance grant programs established pursuant to this section
345 and ss. 1009.50, 1009.51, and 1009.52.

346 (b) Payment of Florida public postsecondary career
347 education student assistance grants shall be transmitted to the
348 president of the Florida College System institution or to the
349 district school superintendent, or to the designee thereof, in
350 advance of the registration period. Institutions shall notify
351 students of the amount of their awards.

352 (c) The eligibility status of each student to receive a
353 disbursement shall be determined by each institution as of the
354 end of its regular registration period, inclusive of a drop-add
355 period. Institutions shall not be required to reevaluate a
356 student's eligibility status after this date for purposes of
357 changing eligibility determinations previously made.

358 (d) Participating institutions shall certify to the



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359 department within 30 days after the end of regular registration
360 each term the amount of funds disbursed to each student and
361 shall remit to the department any undisbursed advances within 60
362 days after the end of regular registration each spring term by
363 June 1 of each year. An exception to the remittance deadline may
364 be granted if the institution documents to the department how it
365 plans to disburse awards to students for the subsequent summer
366 term. An institution that uses funds for the summer term shall
367 certify to the department the amount of funds disbursed to each
368 student and shall remit to the department any undisbursed
369 advances within 30 days after the end of the summer term.

370 (e) Each institution that receives moneys through the
371 Florida Public Postsecondary Career Education Student Assistance
372 Grant Program shall prepare a biennial report that includes a
373 financial audit, conducted by the Auditor General, of the
374 institution's administration of the program and a complete
375 accounting of moneys allocated to the institution for the
376 program. Such report shall be submitted to the department by
377 March 1 every other year. The department may conduct its own
378 annual or biennial audit of an institution's administration of
379 the program and its allocated funds in lieu of the required
380 biennial report and financial audit report. The department may
381 suspend or revoke an institution's eligibility to receive future
382 moneys for the program or may request a refund of any moneys
383 overpaid to the institution if the department finds that an
384 institution has not complied with this section. Any refund
385 requested pursuant to this paragraph shall be remitted within 60
386 days after notification by the department.

387 (5) Funds appropriated by the Legislature for state student



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388 assistance grants may be deposited in the State Student
389 Financial Assistance Trust Fund. Notwithstanding s. 216.301, and
390 pursuant to s. 216.351, any balance in the trust fund at the end
391 of any fiscal year which has been allocated to the Florida
392 Public Postsecondary Career Education Student Assistance Grant
393 Program shall remain therein and shall be available for carrying
394 out the purposes of this section.

395 Section 7. Section 1009.51, Florida Statutes, is amended to
396 read:

397 1009.51 Florida Private Student Assistance Grant Program;
398 eligibility for grants.-

399 (1) There is created a Florida Private Student Assistance
400 Grant Program. The program shall be administered by the
401 participating institutions in accordance with rules of the State
402 Board of Education.

403 (2) (a) Florida private student assistance grants ~~from the~~
404 ~~State Student Financial Assistance Trust Fund~~ may be made only
405 to full-time degree-seeking students who meet the general
406 requirements for student eligibility as provided in s. 1009.40,
407 except as otherwise provided in this section. Such grants shall
408 be awarded for the amount of demonstrated unmet need for tuition
409 and fees and may not exceed the maximum annual award ~~an amount~~
410 ~~equal to the average tuition and other registration fees for 30~~
411 ~~credit hours at state universities plus \$1,000 per academic~~
412 ~~year, or as specified in the General Appropriations Act, to any~~
413 ~~applicant~~. A demonstrated unmet need of less than \$200 shall
414 render the applicant ineligible for a Florida private student
415 assistance grant. Recipients of such grants must have been
416 accepted at a baccalaureate-degree-granting independent



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417 nonprofit college or university, which is accredited by the
418 Commission on Colleges of the Southern Association of Colleges
419 and Schools and which is located in and chartered as a domestic
420 corporation by the state. If funds are available, a student who
421 received an award in the fall or spring term may receive a
422 summer term award. No student may receive an award for more than
423 the equivalent of 9 semesters or 14 quarters of full-time
424 enrollment, except as otherwise provided in s. 1009.40(3).

425 (b) A student applying for a Florida private student
426 assistance grant shall be required to apply for the Pell Grant.
427 The Pell Grant entitlement shall be considered when conducting
428 an assessment of the financial resources available to each
429 student.

430 ~~(c) Priority in the distribution of grant moneys shall be~~
431 ~~given to students with the lowest total family resources, in~~
432 ~~accordance with a nationally recognized system of need analysis.~~
433 ~~Using the system of need analysis, the department shall~~
434 ~~establish a maximum expected family contribution.~~ An institution
435 may not make a grant from this program to a student whose
436 expected family contribution exceeds one and one-half times the
437 maximum Pell Grant-eligible family contribution level
438 ~~established by the department.~~ An institution may not impose
439 additional criteria to determine a student's eligibility to
440 receive a grant award.

441 (d) Each participating institution shall report~~7~~ to the
442 department by the established date~~7~~ the eligible students
443 eligible for the program for to whom grant moneys are disbursed
444 each academic term. Each institution shall also report to the
445 department necessary demographic and eligibility data for such



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446 students.

447 (3) Based on the unmet financial need of an eligible
448 applicant, the amount of a Florida private student assistance
449 grant must be between \$200 and ~~the average cost of tuition and~~
450 ~~other registration fees for 30 credit hours at state~~
451 ~~universities plus \$1,000 per academic year or~~ the amount
452 specified in the General Appropriations Act.

453 (4) (a) The funds appropriated for the Florida Private
454 Student Assistance Grant shall be distributed to eligible
455 institutions in accordance with a formula approved by the State
456 Board of Education. The formula must ~~shall~~ consider at least the
457 prior year's distribution of funds, the number of ~~full-time~~
458 eligible applicants who did not receive awards, the
459 standardization of the expected family contribution, and
460 provisions for unused funds. The formula must account for
461 changes in the number of eligible students across all student
462 assistance grant programs established pursuant to this section
463 and ss. 1009.50, 1009.505, and 1009.52.

464 (b) Payment of Florida private student assistance grants
465 shall be transmitted to the president of the college or
466 university, or to his or her representative, in advance of the
467 registration period. Institutions shall notify students of the
468 amount of their awards.

469 (c) The eligibility status of each student to receive a
470 disbursement shall be determined by each institution as of the
471 end of its regular registration period, inclusive of a drop-add
472 period. Institutions shall not be required to reevaluate a
473 student's eligibility status after this date for purposes of
474 changing eligibility determinations previously made.



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475 (d) Institutions shall certify to the department within 30
476 days after the end of regular registration each term the amount
477 of funds disbursed to each student and shall remit to the
478 department any undisbursed advances within 60 days after the end
479 of regular registration each spring term by June 1 of each year.
480 An exception to the remittance deadline may be granted if the
481 institution documents to the department how it plans to disburse
482 awards to students for the subsequent summer term. An
483 institution that uses funds for the summer term shall certify to
484 the department the amount of funds disbursed to each student and
485 shall remit to the department any undisbursed advances within 30
486 days after the end of the summer term.

487 (e) Each institution that receives moneys through the
488 Florida Private Student Assistance Grant Program shall prepare a
489 biennial report that includes a financial audit, conducted by an
490 independent certified public accountant, of the institution's
491 administration of the program and a complete accounting of
492 moneys ~~in the State Student Financial Assistance Trust Fund~~
493 allocated to the institution for the program. Such report shall
494 be submitted to the department by March 1 every other year. The
495 department may conduct its own annual or biennial audit of an
496 institution's administration of the program and its allocated
497 funds in lieu of the required biennial report and financial
498 audit report. The department may suspend or revoke an
499 institution's eligibility to receive future moneys ~~from the~~
500 ~~trust fund~~ for the program or request a refund of any moneys
501 overpaid to the institution ~~through the trust fund~~ for the
502 program if the department finds that an institution has not
503 complied with ~~the provisions of~~ this section. Any refund



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504 requested pursuant to this paragraph shall be remitted within 60
505 days after notification by the department.

506 (5) Funds appropriated by the Legislature for Florida
507 private student assistance grants may be deposited in the State
508 Student Financial Assistance Trust Fund. Notwithstanding ~~the~~
509 ~~provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance
510 in the trust fund at the end of any fiscal year which has been
511 allocated to the Florida Private Student Assistance Grant
512 Program shall remain therein and shall be available for carrying
513 out the purposes of this section and as otherwise provided by
514 law.

515 (6) The State Board of Education shall adopt rules
516 necessary to implement this section.

517 Section 8. Section 1009.52, Florida Statutes, is amended to
518 read:

519 1009.52 Florida Postsecondary Student Assistance Grant
520 Program; eligibility for grants.-

521 (1) There is created a Florida Postsecondary Student
522 Assistance Grant Program. The program shall be administered by
523 the participating institutions in accordance with rules of the
524 State Board of Education.

525 (2) (a) Florida postsecondary student assistance grants
526 ~~through the State Student Financial Assistance Trust Fund~~ may be
527 made only to full-time degree-seeking students who meet the
528 general requirements for student eligibility as provided in s.
529 1009.40, except as otherwise provided in this section. Such
530 grants shall be awarded for the amount of demonstrated unmet
531 need for tuition and fees and may not exceed the maximum annual
532 award ~~an amount equal to the average prior academic year cost of~~



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533 ~~tuition and other registration fees for 30 credit hours at state~~
534 ~~universities plus \$1,000 per academic year, or as~~ specified in
535 the General Appropriations Act, ~~to any applicant.~~ A demonstrated
536 unmet need of less than \$200 shall render the applicant
537 ineligible for a Florida postsecondary student assistance grant.
538 Recipients of such grants must have been accepted at a
539 postsecondary institution that is located in this ~~the~~ state and
540 that is:

541 1. A private nursing diploma school approved by the Florida
542 Board of Nursing; or

543 2. A college or university licensed by the Commission for
544 Independent Education, excluding those institutions the students
545 of which are eligible to receive a Florida private student
546 assistance grant pursuant to s. 1009.51.

547
548 If funds are available, a student who received an award in the
549 fall or spring term may receive a summer term award. No student
550 may receive an award for more than the equivalent of 9 semesters
551 or 14 quarters of full-time enrollment, except as otherwise
552 provided in s. 1009.40(3).

553 (b) A student applying for a Florida postsecondary student
554 assistance grant shall be required to apply for the Pell Grant.
555 The Pell Grant entitlement shall be considered when conducting
556 an assessment of the financial resources available to each
557 student.

558 (c) ~~Priority in the distribution of grant moneys shall be~~
559 ~~given to students with the lowest total family resources, in~~
560 ~~accordance with a nationally recognized system of need analysis.~~
561 ~~Using the system of need analysis, the department shall~~



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562 ~~establish a maximum expected family contribution.~~ An institution
563 may not make a grant from this program to a student whose
564 expected family contribution exceeds one and one-half times the
565 maximum Pell Grant-eligible family contribution level
566 ~~established by the department.~~ An institution may not impose
567 additional criteria to determine a student's eligibility to
568 receive a grant award.

569 (d) Each participating institution shall report, to the
570 department by the established date, the eligible students
571 eligible for the program for to whom grant moneys are disbursed
572 each academic term. Each institution shall also report to the
573 department necessary demographic and eligibility data for such
574 students.

575 (3) Based on the unmet financial need of an eligible
576 applicant, the amount of a Florida postsecondary student
577 assistance grant must be between \$200 and ~~the average cost of~~
578 ~~tuition and other registration fees for 30 credit hours at state~~
579 ~~universities plus \$1,000 per academic year or~~ the amount
580 specified in the General Appropriations Act.

581 (4) (a) The funds appropriated for the Florida Postsecondary
582 Student Assistance Grant shall be distributed to eligible
583 institutions in accordance with a formula approved by the State
584 Board of Education. The formula must ~~shall~~ consider at least the
585 prior year's distribution of funds, the number of ~~full-time~~
586 eligible applicants who did not receive awards, the
587 standardization of the expected family contribution, and
588 provisions for unused funds. The formula must account for
589 changes in the number of eligible students across all student
590 assistance grant programs established pursuant to this section



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591 and ss. 1009.50, 1009.505, and 1009.51.

592 (b) Payment of Florida postsecondary student assistance
593 grants shall be transmitted to the president of the eligible
594 institution, or to his or her representative, in advance of the
595 registration period. Institutions shall notify students of the
596 amount of their awards.

597 (c) The eligibility status of each student to receive a
598 disbursement shall be determined by each institution as of the
599 end of its regular registration period, inclusive of a drop-add
600 period. Institutions shall not be required to reevaluate a
601 student's eligibility status after this date for purposes of
602 changing eligibility determinations previously made.

603 (d) Institutions shall certify to the department within 30
604 days after the end of regular registration each term the amount
605 of funds disbursed to each student and shall remit to the
606 department any undisbursed advances within 60 days after the end
607 of regular registration each spring term ~~by June 1 of each year.~~
608 An exception to the remittance deadline may be granted if the
609 institution documents to the department how it plans to disburse
610 awards to students for the subsequent summer term. An
611 institution that uses funds for the summer term shall certify to
612 the department the amount of funds disbursed to each student and
613 shall remit to the department any undisbursed advances within 30
614 days after the end of the summer term.

615 (e) Each institution that receives moneys through the
616 Florida Postsecondary Student Assistance Grant Program shall
617 prepare a biennial report that includes a financial audit,
618 conducted by an independent certified public accountant, of the
619 institution's administration of the program and a complete



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620 accounting of moneys ~~in the State Student Financial Assistance~~
621 ~~Trust Fund allocated to the institution~~ for the program. Such
622 report shall be submitted to the department by March 1 every
623 other year. The department may conduct its own annual or
624 biennial audit of an institution's administration of the program
625 and its allocated funds in lieu of the required biennial report
626 and financial audit report. The department may suspend or revoke
627 an institution's eligibility to receive future moneys ~~from the~~
628 ~~trust fund~~ for the program or request a refund of any moneys
629 overpaid to the institution ~~through the trust fund~~ for the
630 program if the department finds that an institution has not
631 complied with ~~the provisions of~~ this section. Any refund
632 requested pursuant to this paragraph shall be remitted within 60
633 days after notification by the department.

634 (5) Any institution that was eligible to receive state
635 student assistance grants on January 1, 1989, and that is not
636 eligible to receive grants pursuant to s. 1009.51 is eligible to
637 receive grants pursuant to this section.

638 (6) Funds appropriated by the Legislature for Florida
639 postsecondary student assistance grants may be deposited in the
640 State Student Financial Assistance Trust Fund. Notwithstanding
641 ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any
642 balance in the trust fund at the end of any fiscal year which
643 has been allocated to the Florida Postsecondary Student
644 Assistance Grant Program shall remain therein and shall be
645 available for carrying out the purposes of this section and as
646 otherwise provided by law.

647 (7) The State Board of Education shall adopt rules
648 necessary to implement this section.



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649 Section 9. Subsections (2), (4), (5), and (6) of section
650 1009.893, Florida Statutes, are amended to read:

651 1009.893 Benacquisto Scholarship Program.—

652 (2) The Benacquisto Scholarship Program is created to
653 reward a high school graduate who receives recognition as a
654 National Merit Scholar ~~or National Achievement Scholar~~ and who
655 initially enrolls in the 2014-2015 academic year or, later, in a
656 baccalaureate degree program at an eligible Florida public or
657 independent postsecondary educational institution.

658 (4) In order to be eligible for an initial award under the
659 scholarship program, a student must meet the requirements of
660 paragraph (a) or paragraph (b).

661 (a) A student who is a resident of this state, as
662 determined in s. 1009.40 and rules of the State Board of
663 Education, must:

664 1. Earn a standard Florida high school diploma or its
665 equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282,
666 or s. 1003.435 unless:

667 a. The student completes a home education program according
668 to s. 1002.41; or

669 b. The student earns a high school diploma from a non-
670 Florida school while living with a parent who is on military or
671 public service assignment out of this state;

672 2. Be accepted by and enroll in a Florida public or
673 independent postsecondary educational institution that is
674 regionally accredited; and

675 3. Be enrolled full-time in a baccalaureate degree program
676 at an eligible regionally accredited Florida public or
677 independent postsecondary educational institution during the



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678 fall academic term following high school graduation.

679 (b) A student who initially enrolls in a baccalaureate
680 degree program in the 2018-2019 academic year or later and who
681 is not a resident of this state, as determined in s. 1009.40 and
682 rules of the State Board of Education, must:

683 1. Physically reside in this state on or near the campus of
684 the postsecondary educational institution in which the student
685 is enrolled;

686 2. Earn a high school diploma from a school outside Florida
687 which is comparable to a standard Florida high school diploma or
688 its equivalent pursuant to s. 1002.3105, s. 1003.4281, s.
689 1003.4282, or s. 1003.435 or must complete a home education
690 program in another state; and

691 3. Be accepted by and enrolled full-time in a baccalaureate
692 degree program at an eligible regionally accredited Florida
693 public or independent postsecondary educational institution
694 during the fall academic term following high school graduation.

695 (5) (a) 1. An eligible student who meets the requirements of
696 paragraph (4) (a), who is a National Merit Scholar ~~or National~~
697 ~~Achievement Scholar~~, and who attends a Florida public
698 postsecondary educational institution shall receive a
699 scholarship award equal to the institutional cost of attendance
700 minus the sum of the student's Florida Bright Futures
701 Scholarship and National Merit Scholarship ~~or National~~
702 ~~Achievement Scholarship~~.

703 2. An eligible student who meets the requirements of
704 paragraph (4) (b), who is a National Merit Scholar, and who
705 attends a Florida public postsecondary educational institution
706 shall receive a scholarship award equal to the institutional



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707 cost of attendance for a resident of this state minus the
708 student's National Merit Scholarship. Such student is exempt
709 from the payment of out-of-state fees.

710 (b) An eligible student who is a National Merit Scholar ~~or~~
711 ~~National Achievement Scholar~~ and who attends a Florida
712 independent postsecondary educational institution shall receive
713 a scholarship award equal to the highest cost of attendance for
714 a resident of this state enrolled at a Florida public
715 university, as reported by the Board of Governors of the State
716 University System, minus the sum of the student's Florida Bright
717 Futures Scholarship and National Merit Scholarship ~~or National~~
718 ~~Achievement Scholarship~~.

719 (6) (a) To be eligible for a renewal award, a student must
720 be enrolled full time, earn all credits for which he or she was
721 enrolled, and maintain a 3.0 or higher grade point average. An
722 eligible Benacquisto Scholar who has fewer than 12 credits
723 remaining to complete his or her first baccalaureate degree may
724 receive funding for one term in order to complete the degree.

725 (b) A student's renewal status is not affected by
726 subsequent changes in the residency status of the student or the
727 residency status of the student's family.

728 (c) ~~(b)~~ A student may receive the scholarship award for a
729 maximum of 100 percent of the number of credit hours required to
730 complete a baccalaureate degree program, or until completion of
731 a baccalaureate degree program, whichever comes first.

732 (d) A student may receive an award for up to 5 years
733 following high school graduation and may not receive the award
734 for more than 10 semesters.

735 (e) A student who receives an award under this program and



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736 fails to meet the renewal requirements due to a verifiable
737 illness or other documented emergency may be granted an
738 exception pursuant to s. 1009.40(1)(b)4.

739 Section 10. Section 1011.45, Florida Statutes, is amended
740 to read:

741 1011.45 End of year balance of funds.—Unexpended amounts in
742 any fund in a university current year operating budget shall be
743 carried forward and included as the balance forward for that
744 fund in the approved operating budget for the following year.

745 (1) Each university shall maintain a minimum carry forward
746 balance of at least 7 percent of its state operating budget. If
747 a university fails to maintain a 7 percent balance in state
748 operating funds, the university shall submit a plan to the Board
749 of Governors to attain the 7 percent balance of state operating
750 funds within the next fiscal year.

751 (2) Each university that retains a state operating fund
752 carry forward balance in excess of the 7 percent minimum shall
753 submit a spending plan for its excess carry forward balance. The
754 spending plan shall be submitted to the university's board of
755 trustees for review, approval, or, if necessary, amendment by
756 September 30 ~~1~~, 2020, and each September 30 ~~1~~ thereafter. The
757 Board of Governors shall review, approve, and amend, if
758 necessary, each university's carry forward spending plan by
759 November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~
760 thereafter.

761 (3) A university's carry forward spending plan shall
762 include the estimated cost per planned expenditure and a
763 timeline for completion of the expenditure. Authorized
764 expenditures in a carry forward spending plan may include:



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765 (a) Commitment of funds to a public education capital
766 outlay project for which an appropriation has previously been
767 provided that requires additional funds for completion and which
768 is included in the list required by s. 1001.706(12) (d);

769 (b) Completion of a renovation, repair, or maintenance
770 project that is consistent with ~~the provisions of~~ s. 1013.64(1),
771 up to \$5 million per project, and replacement of a minor
772 facility that does not exceed 10,000 gross square feet in size
773 up to \$2 million;

774 (c) Completion of a remodeling or infrastructure project,
775 including a project for a development research school, up to \$10
776 million per project, if such project is survey recommended
777 pursuant to s. 1013.31;

778 (d) Completion of a repair or replacement project necessary
779 due to damage caused by a natural disaster for buildings
780 included in the inventory required pursuant to s. 1013.31;

781 (e) Operating expenditures that support the university
782 mission ~~and that are nonrecurring; and~~

783 (f) Any purpose specified by the board or in the General
784 Appropriations Act; and

785 (g) A commitment of funds to a contingency reserve to
786 assist in addressing unforeseen circumstances that may arise,
787 including natural disasters and other emergencies.

788 (4) Annually, by September 30, the chief financial officer
789 of each university shall certify the unexpended amount of funds
790 appropriated to the university from the General Revenue Fund,
791 the Educational Enhancement Trust Fund, and the
792 Education/General Student and Other Fees Trust Fund as of June
793 30 of the previous fiscal year.



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794 (5) A university may spend the minimum carry forward
795 ~~carryforward~~ balance of 7 percent if a demonstrated emergency
796 exists and the plan is approved by the university's board of
797 trustees and the Board of Governors.

798 Section 11. Subsection (3) of section 1012.976, Florida
799 Statutes, is amended to read:

800 1012.976 Remuneration of state university administrative
801 employees; limitations.—

802 (3) EXCEPTIONS.—This section does not prohibit any party
803 from providing cash or cash-equivalent compensation from funds
804 that are not appropriated state funds to a state university
805 administrative employee in excess of the limit in subsection
806 (2). If a party is unable or unwilling to fulfill an obligation
807 to provide cash or cash-equivalent compensation to a state
808 university administrative employee as permitted under this
809 subsection, appropriated state funds may not be used to fulfill
810 such obligation. This section does not apply to university
811 teaching faculty or medical school faculty or staff. The Board
812 of Governors shall define in regulation the university faculty
813 and administrative personnel classifications.

814 Section 12. Paragraph (b) of subsection (2), paragraph (b)
815 of subsection (3), and subsection (4) of section 1013.841,
816 Florida Statutes, are amended to read:

817 1013.841 End of year balance of Florida College System
818 institution funds.—

819 (2) (b) Each Florida College System institution with a final
820 FTE less than 15,000 for the prior year that retains a state
821 operating fund carry forward balance in excess of the 5 percent
822 minimum shall submit a spending plan for its excess carry



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823 forward balance. The spending plan shall include all excess
824 carry forward funds from state operating funds. The spending
825 plan shall be submitted to the Florida College System
826 institution's board of trustees for approval by September 30 ~~1~~,
827 2020, and each September 30 ~~1~~ thereafter. The State Board of
828 Education shall review and publish each Florida College System
829 institution's carry forward spending plan by November 15 ~~October~~
830 ~~1~~, 2020, and each November 15 ~~October 1~~ thereafter.

831 (3)(b) Each Florida College System institution with a final
832 FTE of 15,000 or greater for the prior year that retains a state
833 operating fund carry forward balance in excess of the 7 percent
834 minimum shall submit a spending plan for its excess carry
835 forward balance. The spending plan shall include all excess
836 carry forward funds from state operating funds. The spending
837 plan shall be submitted to the Florida College System
838 institution's board of trustees for approval by September 30 ~~1~~,
839 2020, and each September 30 ~~1~~ thereafter. The State Board of
840 Education shall review and publish each Florida College System
841 institution's carry forward spending plan by November 15 ~~October~~
842 ~~1~~, 2020, and each November 15 ~~October 1~~ thereafter.

843 (4) A Florida College System institution identified in
844 paragraph (3)(a) must include in its carry forward spending plan
845 the estimated cost per planned expenditure and a timeline for
846 completion of the expenditure. Authorized expenditures in a
847 carry forward spending plan may include:

848 (a) Commitment of funds to a public education capital
849 outlay project for which an appropriation was previously
850 provided, which requires additional funds for completion, and
851 which is included in the list required by s. 1001.03(18)(d);



852 (b) Completion of a renovation, repair, or maintenance
853 project that is consistent with ~~the provisions of~~ s. 1013.64(1),
854 up to \$5 million per project;

855 (c) Completion of a remodeling or infrastructure project,
856 up to \$10 million per project, if such project is survey
857 recommended pursuant to s. 1013.31;

858 (d) Completion of a repair or replacement project necessary
859 due to damage caused by a natural disaster for buildings
860 included in the inventory required pursuant to s. 1013.31;

861 (e) Operating expenditures that support the Florida College
862 System institution's mission ~~which are nonrecurring; and~~

863 (f) Any purpose approved by the state board or specified in
864 the General Appropriations Act; and

865 (g) A commitment of funds to a contingency reserve to
866 assist in addressing unforeseen circumstances that may arise,
867 including natural disasters and other emergencies.

868 Section 13. This act shall take effect July 1, 2020.

869
870 ===== T I T L E A M E N D M E N T =====

871 And the title is amended as follows:

872 Delete everything before the enacting clause
873 and insert:

874 A bill to be entitled
875 An act relating to postsecondary education; amending
876 s. 1001.03, F.S.; clarifying requirements for new
877 construction, remodeling, or renovation projects;
878 amending s. 1001.7065, F.S.; requiring that certain
879 academic and research excellence standards be reported
880 annually in the accountability plan prepared by the



881 Board of Governors; revising the academic and research
882 excellence standards established for the preeminent
883 state research universities program; removing
884 references to the emerging preeminence designation;
885 establishing criteria for identifying state
886 universities of distinction, rather than programs of
887 excellence, throughout the State University System;
888 authorizing the Board of Governors to annually submit,
889 by a specified date, the programs for funding by the
890 Legislature; amending s. 1004.085, F.S.; requiring
891 certain innovative pricing techniques and payment
892 options to contain an opt-out provision for students;
893 amending s. 1004.346, F.S.; deleting a provision
894 related to terms of Phosphate Research and Activities
895 Board members; amending s. 1009.50, F.S.; revising a
896 provision relating to the maximum annual grant amount;
897 providing that students who receive a grant award in
898 the fall or spring term may also receive an award in
899 the summer term, subject to availability of funds;
900 prohibiting institutions from dispensing grants to
901 students whose expected family contribution exceeds a
902 certain amount; requiring that the formula used to
903 distribute funds for the program account for changes
904 in the number of eligible students across all student
905 assistance grant programs; requiring institutions to
906 certify the amount of funds disbursed within a certain
907 timeframe; requiring institutions to remit any
908 undisbursed advances within a specified timeframe;
909 providing an exception; requiring institutions that



910 receive moneys through the program to submit to the
911 department by a specified date a biennial report that
912 includes a financial audit conducted by the Auditor
913 General; authorizing the department to conduct its own
914 annual or biennial audit under certain circumstances;
915 authorizing the department to suspend or revoke an
916 institution's eligibility or request a refund of
917 moneys overpaid to the institution under certain
918 circumstances; providing a timeframe for such refunds;
919 amending s. 1009.505, F.S.; requiring that grant
920 awards administered through the Florida Public
921 Postsecondary Career Education Student Assistance
922 Grant Program not exceed a certain amount; providing
923 that students who receive a grant award in the fall or
924 spring term may also receive an award in the summer
925 term, subject to the availability of funds; requiring
926 the formula used to distribute funds for the program
927 to account for changes in the number of eligible
928 students across all student assistance grant programs;
929 requiring institutions to certify within a certain
930 timeframe the amount of funds disbursed; requiring
931 institutions to remit within a specified timeframe any
932 undisbursed advances; providing an exception;
933 requiring institutions that receive moneys through the
934 program to submit to the department by a specified
935 date a biennial report that includes a financial audit
936 conducted by the Auditor General; authorizing the
937 department to conduct its own annual or biennial audit
938 under certain circumstances; authorizing the



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939 department to suspend or revoke an institution's
940 eligibility or to request a refund of moneys overpaid
941 to the institution under certain circumstances;
942 authorizing funds appropriated for state student
943 assistance grants to be deposited in a specified trust
944 fund; requiring that any balance in the trust fund at
945 the end of a fiscal year which has been allocated to
946 the Florida Public Postsecondary Career Education
947 Student Assistance Grant Program remain therein,
948 subject to certain statutory exceptions; amending s.
949 1009.51, F.S.; requiring that grant awards
950 administered through the Florida Private Student
951 Assistance Grant Program not exceed the maximum annual
952 award amount specified in the General Appropriations
953 Act; providing that students who receive an award in
954 the fall or spring term may also receive an award in
955 the summer term, subject to the availability of funds;
956 prohibiting institutions from dispensing grants to
957 students whose expected family contribution exceeds a
958 certain amount; requiring that the formula used to
959 distribute funds for the program account for changes
960 in the number of eligible students across all student
961 assistance grant programs; requiring institutions to
962 certify within a certain timeframe the amount of funds
963 disbursed; requiring institutions to remit within a
964 specified timeframe any undisbursed advances;
965 providing an exception; revising a requirement for a
966 biennial report; amending s. 1009.52, F.S.; requiring
967 that grants administered through the Florida



968 Postsecondary Student Assistance Grant Program not
969 exceed a certain annual award amount; providing that
970 students who receive a grant award in the fall or
971 spring term may also receive an award in the summer
972 term, subject to the availability of funds;
973 prohibiting institutions from dispensing grants to
974 students whose expected family contribution exceeds a
975 certain amount; requiring that the formula used to
976 distribute funds for the program account for changes
977 in the number of eligible students across all student
978 assistance grant programs; requiring institutions to
979 certify within a certain timeframe the amount of funds
980 disbursed; requiring institutions to remit within a
981 specified timeframe any undisbursed advances;
982 providing an exception; revising a requirement for a
983 biennial report; amending s. 1009.893, F.S.;
984 specifying eligibility for initial awards under the
985 Benacquisto Scholarship Program; revising requirements
986 for a student to receive a renewal award; providing a
987 timeframe within which students can receive an award;
988 providing an exception to renewal requirements;
989 amending s. 1011.45, F.S.; revising the date by which
990 a spending plan must be submitted to a university's
991 board of trustees for approval; revising the date by
992 which the Board of Governors must review and approve
993 such spending plan; authorizing certain expenditures
994 in a carry forward spending plan to include a
995 commitment of funds to a contingency reserve for
996 certain purposes; amending s. 1012.976, F.S.;



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997 requiring the Board of Governors to adopt regulations
998 defining university faculty and administrative
999 personnel classifications; amending s. 1013.841, F.S.;
1000 revising the dates by which a spending plan must be
1001 submitted to a Florida College System institution's
1002 board of trustees for approval; revising the dates by
1003 which the State Board of Education shall review and
1004 publish such plans; authorizing certain expenditures
1005 in a carry forward spending plan to include a
1006 commitment of funds to a contingency reserve for
1007 certain purposes; providing an effective date.



115158

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/31/2020	.	
	.	
	.	
	.	

Appropriations Subcommittee on Education (Stargel) recommended the following:

1 **Senate Amendment to Amendment (828070) (with directory and**
2 **title amendments)**

3
4 Delete lines 86 - 133
5 and insert:

6 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
7 SUPPORT.—

8 (a) A state university that is designated as a preeminent
9 state research university shall submit to the Board of Governors
10 a 5-year benchmark plan with target rankings on key performance



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11 metrics for national excellence. Upon approval by the Board of
12 Governors, and upon the university's meeting the benchmark plan
13 goals annually, the Board of Governors shall award the
14 university its proportionate share of any funds provided
15 annually to support the program created under this section.

16 (b) A state university designated as an emerging preeminent
17 state research university shall submit for approval to the Board
18 of Governors a 5-year benchmark plan with target rankings on key
19 performance metrics for national excellence. ~~Upon approval by~~
20 ~~the Board of Governors, and upon the university's meeting the~~
21 ~~benchmark plan goals annually, the Board of Governors shall~~
22 ~~award the university its proportionate share of any funds~~
23 ~~provided annually to support the program created under this~~
24 ~~section.~~

25 (c) The award of funds under this subsection is contingent
26 upon funding provided by the Legislature to support the
27 preeminent state research universities program created under
28 this section. Funding increases appropriated beyond the amounts
29 funded in the previous fiscal year shall be distributed as
30 determined annually by the Legislature to as follows:

31 ~~1. each designated preeminent state research university~~
32 ~~that meets the criteria in paragraph (a) shall receive an equal~~
33 ~~amount of funding.~~

34 ~~2. Each designated emerging preeminent state research~~
35 ~~university that meets the criteria in paragraph (b) shall,~~
36 ~~beginning in the 2018-2019 fiscal year, receive an amount of~~
37 ~~funding that is equal to one-fourth of the total increased~~
38 ~~amount awarded to each designated preeminent state research~~
39 ~~university.~~



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40
41 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

42 And the directory clause is amended as follows:

43 Delete lines 31 - 32

44 and insert:

45 Section 2. Subsections (2), (5), and (7) of section
46 1001.7065, Florida Statutes, are amended to read:

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete lines 883 - 884

51 and insert:

52 state research universities program;

By Senator Stargel

22-01343B-20

202072__

1 A bill to be entitled
 2 An act relating to postsecondary education; amending
 3 s. 1001.03, F.S.; clarifying requirements for new
 4 construction, remodeling, or renovation projects;
 5 amending s. 1001.7065, F.S.; establishing state
 6 universities of distinction throughout the State
 7 University System; amending s. 1004.085, F.S.;
 8 requiring certain innovative pricing techniques and
 9 payment options to contain an opt-out provision;
 10 amending s. 1009.50, F.S.; requiring that grant awards
 11 administered through the Florida Public Student
 12 Assistance Grant Program not exceed a certain amount;
 13 providing that students who receive a grant award in
 14 the fall or spring term may also receive an award in
 15 the summer term, subject to availability of funds;
 16 prohibiting institutions from dispensing grants to
 17 students whose expected family contribution exceeds a
 18 certain amount; requiring the formula used to
 19 distribute funds for the program to account for
 20 changes in the number of eligible students across all
 21 student assistance grant programs; requiring
 22 institutions to certify the amount of funds disbursed
 23 within a certain timeframe; requiring institutions to
 24 remit any undisbursed advances within a specified
 25 timeframe; providing an exception; requiring
 26 institutions that receive moneys through the program
 27 to submit to the department by a specified date a
 28 biennial report that includes a financial audit
 29 conducted by the Auditor General; authorizing the

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 department to conduct its own annual or biennial audit
 31 under certain circumstances; authorizing the
 32 department to suspend or revoke an institution's
 33 eligibility or request a refund of moneys overpaid to
 34 such institution under certain circumstances;
 35 providing a timeframe for such refunds; amending s.
 36 1009.505, F.S.; requiring that grant awards
 37 administered through the Florida Public Postsecondary
 38 Career Education Student Assistance Grant Program not
 39 exceed a certain amount; providing that students who
 40 receive a grant award in the fall or spring term may
 41 also receive an award in the summer term, subject to
 42 the availability of funds; requiring the formula used
 43 to distribute funds for the program to account for
 44 changes in the number of eligible students across all
 45 student assistance grant programs; requiring
 46 institutions to certify within a certain timeframe the
 47 amount of funds disbursed; requiring institutions to
 48 remit within a specified timeframe any undisbursed
 49 advances; providing an exception; requiring
 50 institutions that receive moneys through the program
 51 to submit to the department by a specified date a
 52 biennial report that includes a financial audit
 53 conducted by the Auditor General; authorizing the
 54 department to conduct its own annual or biennial audit
 55 under certain circumstances; authorizing the
 56 department to suspend or revoke an institution's
 57 eligibility or to request a refund of moneys overpaid
 58 to such institution under certain circumstances;

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 authorizing funds appropriated for state student
 60 assistance grants to be deposited in a specified trust
 61 fund; requiring that any balance in the trust fund at
 62 the end of a fiscal year which has been allocated to
 63 the Florida Public Postsecondary Career Education
 64 Student Assistance Grant Program remain therein,
 65 subject to certain statutory exceptions; amending s.
 66 1009.51, F.S.; requiring that grant awards
 67 administered through the Florida Private Student
 68 Assistance Grant Program not exceed a certain amount;
 69 providing that students who receive an award in the
 70 fall or spring term may also receive an award in the
 71 summer term, subject to the availability of funds;
 72 prohibiting institutions from dispensing grants to
 73 students whose expected family contribution exceeds a
 74 certain amount; requiring the formula used to
 75 distribute funds for the program to account for
 76 changes in the number of eligible students across all
 77 student assistance grant programs; requiring
 78 institutions to certify within a certain timeframe the
 79 amount of funds disbursed; requiring institutions to
 80 remit within a specified timeframe any undisbursed
 81 advances; providing an exception; revising a
 82 requirement for a biennial report; amending s.
 83 1009.52, F.S.; requiring that grants administered
 84 through the Florida Postsecondary Student Assistance
 85 Grant Program not exceed a certain amount; providing
 86 that students who receive a grant award in the fall or
 87 spring term may also receive an award in the summer

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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202072__

88 term, subject to the availability of funds;
 89 prohibiting institutions from dispensing grants to
 90 students whose expected family contribution exceeds a
 91 certain amount; requiring the formula used to
 92 distribute funds for the program to account for
 93 changes in the number of eligible students across all
 94 student assistance grant programs; requiring
 95 institutions to certify within a certain timeframe the
 96 amount of funds disbursed; requiring institutions to
 97 remit within a specified timeframe any undisbursed
 98 advances; providing an exception; revising a
 99 requirement for a biennial report; amending s.
 100 1009.893, F.S.; specifying eligibility for initial
 101 awards under the Benacquisto Scholarship Program;
 102 revising requirements for a student to receive a
 103 renewal award; providing a timeframe within which
 104 students can receive an award; providing an exception
 105 to renewal requirements; amending s. 1011.45, F.S.;
 106 revising the date by which a spending plan must be
 107 submitted to a university's board of trustees for
 108 approval; revising the date by which the Board of
 109 Governors must review and approve such spending plan;
 110 authorizing certain expenditures in a carry forward
 111 spending plan to include a commitment of funds to a
 112 contingency reserve for certain purposes; amending s.
 113 1013.841, F.S.; revising the dates by which a spending
 114 plan must be submitted to a Florida College System
 115 institution's board of trustees for approval; revising
 116 the dates by which the Board of Education shall review

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117 and publish such plans; authorizing certain
 118 expenditures in a carry forward spending plan to
 119 include a commitment of funds to a contingency reserve
 120 for certain purposes; repealing s. 11, chapter 2019-
 121 116, Laws of Florida, relating to the scheduled
 122 reversion of provisions placing a limitation on the
 123 maximum amount of funding that may be appropriated for
 124 performance funding relating to funds for the
 125 operation of workforce education programs and industry
 126 certifications for Florida College System
 127 institutions; providing an effective date.

128
 129 Be It Enacted by the Legislature of the State of Florida:

130
 131 Section 1. Paragraph (c) of subsection (18) of section
 132 1001.03, Florida Statutes, is amended to read:

133 1001.03 Specific powers of State Board of Education.—

134 (18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of
 135 Education shall develop and submit the prioritized list required
 136 by s. 1013.64(4). Projects considered for prioritization shall
 137 be chosen from a preliminary selection group which shall include
 138 the list of projects maintained pursuant to paragraph (d) and
 139 the top two priorities of each Florida College System
 140 institution.

141 (c) A new construction, remodeling, or renovation project
 142 that has not received an appropriation in a previous year shall
 143 not be considered for inclusion on the prioritized list required
 144 by s. 1013.64(4), unless:

145 1. A plan is provided to reserve funds in an escrow

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146 account, specific to the project, into which shall be deposited
 147 each year an amount of funds equal to 0.5 percent of the total
 148 value of the building for future maintenance;

149 2. There ~~exists are~~ sufficient capacity within the cash and
 150 bonding estimate of funds by the Revenue Estimating Conference
 151 to accommodate the project excess funds from the allocation
 152 provided pursuant to s. 1013.60 within the 3-year Public
 153 Education Capital Outlay funding cycle planning period which are
 154 not needed to complete the projects listed pursuant to paragraph
 155 (d); and

156 3. The project has been recommended pursuant to s. 1013.31.

157 Section 2. Subsection (7) of section 1001.7065, Florida
 158 Statutes, is amended to read:

159 1001.7065 Preeminent state research universities program.—

160 (7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE
 161 THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors
 162 shall establish standards and measures whereby state
 163 universities that focus on one core competency unique to the
 164 State University System which achieve excellence at the national
 165 or state level, meet state workforce needs, and foster an
 166 innovation economy that focuses on areas such as health care,
 167 security, transportation, and science, technology, engineering,
 168 and mathematics (STEM), including supply chain management,
 169 individual undergraduate, graduate, and professional degree
 170 programs in state universities which objectively reflect
 171 national excellence can be identified. The Board of Governors
 172 may annually submit such programs and make recommendations to
 173 the Legislature by January September 1 for funding, 2018, as to
 174 how any such programs could be enhanced and promoted.

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175 Section 3. Subsection (4) of section 1004.085, Florida
176 Statutes, is amended to read:

177 1004.085 Textbook and instructional materials
178 affordability.-

179 (4) Each Florida College System institution and state
180 university board of trustees is authorized to adopt policies in
181 consultation with providers, including bookstores, which allow
182 for the use of innovative pricing techniques and payment options
183 for textbooks and instructional materials. Such policies may
184 include bulk pricing arrangements that enable students to
185 purchase course materials or texts that are delivered digitally;
186 delivered through other technologies that are, or the licenses
187 of which are, required for use within a course; or delivered in
188 a print format. Innovative pricing techniques and payment
189 options must include an opt-in or opt-out provision for students
190 and may be approved only if there is documented evidence that
191 the options reduce the cost of textbooks and instructional
192 materials for students taking a course.

193 Section 4. Section 1009.50, Florida Statutes, is amended to
194 read:

195 1009.50 Florida Public Student Assistance Grant Program;
196 eligibility for grants.-

197 (1) There is hereby created a Florida Public Student
198 Assistance Grant Program. The program shall be administered by
199 the participating institutions in accordance with rules of the
200 state board.

201 (2) (a) State student assistance grants through the program
202 may be made only to degree-seeking students who enroll in at
203 least 6 semester hours, or the equivalent per term, and who meet

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204 the general requirements for student eligibility as provided in
205 s. 1009.40, except as otherwise provided in this section. The
206 grants shall be awarded annually for the amount of demonstrated
207 unmet need for the cost of education and may not exceed the
208 maximum annual award ~~an amount equal to the average prior~~
209 ~~academic year cost of tuition fees and other registration fees~~
210 ~~for 30 credit hours at state universities or such other amount~~
211 ~~as specified in the General Appropriations Act, to any~~
212 ~~recipient~~. A demonstrated unmet need of less than \$200 shall
213 render the applicant ineligible for a state student assistance
214 grant. Recipients of the grants must have been accepted at a
215 state university or Florida College System institution
216 authorized by Florida law. If funds are available, a student who
217 received an award in the fall or spring term may receive a
218 summer award. A student is eligible for the award for 110
219 percent of the number of credit hours required to complete the
220 program in which enrolled, except as otherwise provided in s.
221 1009.40(3).

222 (b) A student applying for a Florida public student
223 assistance grant shall be required to apply for the Pell Grant.
224 The Pell Grant entitlement shall be considered when conducting
225 an assessment of the financial resources available to each
226 student.

227 (c) Priority in the distribution of grant moneys shall be
228 given to students with the lowest total family resources, in
229 accordance with a nationally recognized system of need analysis.
230 ~~Using the system of need analysis, the department shall~~
231 ~~establish a maximum expected family contribution~~. An institution
232 may not make a grant from this program to a student whose

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233 expected family contribution exceeds one and one-half times the
 234 maximum Pell Grant-eligible family contribution level
 235 ~~established by the department~~. An institution may not impose
 236 additional criteria to determine a student's eligibility to
 237 receive a grant award.

238 (d) Each participating institution shall report, to the
 239 department by the established date, the ~~eligible~~ students
 240 eligible for the program for to whom grant moneys are disbursed
 241 each academic term. Each institution shall also report to the
 242 department necessary demographic and eligibility data for such
 243 students.

244 (3) Based on the unmet financial need of an eligible
 245 applicant, the amount of a Florida public student assistance
 246 grant must be between \$200 and the ~~weighted average of the cost~~
 247 ~~of tuition and other registration fees for 30 credit hours at~~
 248 ~~state universities per academic year or the amount specified in~~
 249 the General Appropriations Act.

250 (4) (a) The funds appropriated for the Florida Public
 251 Student Assistance Grant shall be distributed to eligible
 252 institutions in accordance with a formula approved by the State
 253 Board of Education. The formula shall consider at least the
 254 prior year's distribution of funds, the number of ~~full-time~~
 255 eligible applicants who did not receive awards, the
 256 standardization of the expected family contribution, and
 257 provisions for unused funds. The formula shall account for
 258 changes in the number of eligible students across all student
 259 assistance grant programs established pursuant to this section
 260 and ss. 1009.505, 1009.51, and 1009.52.

261 (b) Payment of Florida public student assistance grants

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262 shall be transmitted to the president of the state university or
 263 Florida College System institution, or to his or her
 264 representative, in advance of the registration period.
 265 Institutions shall notify students of the amount of their
 266 awards.

267 (c) The eligibility status of each student to receive a
 268 disbursement shall be determined by each institution as of the
 269 end of its regular registration period, inclusive of a drop-add
 270 period. Institutions shall not be required to reevaluate a
 271 student's eligibility status after this date for purposes of
 272 changing eligibility determinations previously made.

273 (d) Institutions shall certify to the department within 30
 274 days after the end of regular registration each term the amount
 275 of funds disbursed to each student and shall remit to the
 276 department any undisbursed advances within 60 days after the end
 277 of regular registration each spring term any advances by June 1
 278 of each year. An exception to the remittance deadline may be
 279 granted if the institution documents to the department how it
 280 plans to disburse awards to students for the subsequent summer
 281 term. An institution that uses funds for the summer term shall
 282 certify to the department the amount of funds disbursed to each
 283 student and shall remit to the department any undisbursed
 284 advances within 30 days after the end of the summer term.

285 (e) Each institution that receives moneys through the
 286 Florida Public Student Assistance Grant Program shall prepare a
 287 biennial report that includes a financial audit conducted by the
 288 Auditor General of the institution's administration of the
 289 program and a complete accounting of moneys allocated to the
 290 institution for the program. Such report shall be submitted to

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291 the department by March 1 every other year. The department may
 292 conduct its own annual or biennial audit of an institution's
 293 administration of the program and its allocated funds in lieu of
 294 the required biennial report and financial audit report. The
 295 department may suspend or revoke an institution's eligibility to
 296 receive future moneys for the program or request a refund of any
 297 moneys overpaid to the institution for the program if the
 298 department finds that an institution has not complied with this
 299 section. Any refund requested pursuant to this paragraph shall
 300 be remitted within 60 days after notification by the department.

301 (5) Funds appropriated by the Legislature for state student
 302 assistance grants may be deposited in the State Student
 303 Financial Assistance Trust Fund. Notwithstanding ~~the provisions~~
 304 ~~of~~ s. 216.301 and pursuant to s. 216.351, any balance in the
 305 trust fund at the end of any fiscal year which has been
 306 allocated to the Florida Public Student Assistance Grant Program
 307 shall remain therein and shall be available for carrying out the
 308 purposes of this section.

309 (6) The State Board of Education shall establish rules
 310 necessary to implement this section.

311 Section 5. Present subsections (5) and (6) of section
 312 1009.505, Florida Statutes, are redesignated as subsections (6)
 313 and (7), respectively, a new subsection (5) is added to that
 314 section, and subsections (3) and (4) of that section are
 315 amended, to read:

316 1009.505 Florida Public Postsecondary Career Education
 317 Student Assistance Grant Program.—

318 (3) (a) Student assistance grants through the program may be
 319 made only to certificate-seeking students enrolled at least

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320 half-time in a public postsecondary career certificate program
 321 who meet the general requirements for student eligibility as
 322 provided in s. 1009.40, except as otherwise provided in this
 323 section. The grants shall be awarded annually to any recipient
 324 for the amount of demonstrated unmet need for the cost of
 325 education and may not exceed the ~~average annual cost of tuition~~
 326 ~~and registration fees or such other~~ amount as specified in the
 327 General Appropriations Act. A demonstrated unmet need of less
 328 than \$200 shall render the applicant ineligible for a grant
 329 under this section. Recipients of the grants must have been
 330 accepted at a Florida College System institution authorized by
 331 Florida law or a career center operated by a district school
 332 board under s. 1001.44. If funds are available, a student who
 333 received an award in the fall or spring term may receive a
 334 summer award. A student is eligible for the award for 110
 335 percent of the number of clock hours required to complete the
 336 program in which enrolled.

337 (b) A student applying for a Florida public postsecondary
 338 career education student assistance grant shall be required to
 339 apply for the Pell Grant. A Pell Grant entitlement shall be
 340 considered when conducting an assessment of the financial
 341 resources available to each student; however, a Pell Grant
 342 entitlement shall not be required as a condition of receiving a
 343 grant under this section.

344 (c) Each participating institution shall report~~7~~ to the
 345 department by the established date~~7~~ the ~~eligible~~ students
 346 eligible for the program for to whom grant moneys are disbursed
 347 each academic term. Each institution shall also report to the
 348 department necessary demographic and eligibility data for such

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349 students.

350 (4) (a) The funds appropriated for the Florida Public
 351 Postsecondary Career Education Student Assistance Grant Program
 352 shall be distributed to eligible Florida College System
 353 institutions and district school boards in accordance with a
 354 formula approved by the department. The formula shall account
 355 for changes in the number of eligible students across all
 356 student assistance grant programs established pursuant to this
 357 section and ss. 1009.50, 1009.51, and 1009.52.

358 (b) Payment of Florida public postsecondary career
 359 education student assistance grants shall be transmitted to the
 360 president of the Florida College System institution or to the
 361 district school superintendent, or to the designee thereof, in
 362 advance of the registration period. Institutions shall notify
 363 students of the amount of their awards.

364 (c) The eligibility status of each student to receive a
 365 disbursement shall be determined by each institution as of the
 366 end of its regular registration period, inclusive of a drop-add
 367 period. Institutions shall not be required to reevaluate a
 368 student's eligibility status after this date for purposes of
 369 changing eligibility determinations previously made.

370 (d) Participating institutions shall certify to the
 371 department within 30 days after the end of regular registration
 372 each term the amount of funds disbursed to each student and
 373 shall remit to the department any undisbursed advances within 60
 374 days after the end of regular registration each spring term ~~by~~
 375 ~~June 1 of each year.~~ An exception to the remittance deadline may
 376 be granted if the institution documents to the department how it
 377 plans to disburse awards to students for the subsequent summer

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378 term. An institution that uses funds for the summer term shall
 379 certify to the department the amount of funds disbursed to each
 380 student and shall remit to the department any undisbursed
 381 advances within 30 days after the end of the summer term.

382 (e) Each institution that receives moneys through the
 383 Florida Public Postsecondary Career Education Student Assistance
 384 Grant Program shall prepare a biennial report that includes a
 385 financial audit, conducted by the Auditor General, of the
 386 institution's administration of the program and a complete
 387 accounting of moneys allocated to the institution for the
 388 program. Such report shall be submitted to the department by
 389 March 1 every other year. The department may conduct its own
 390 annual or biennial audit of an institution's administration of
 391 the program and its allocated funds in lieu of the required
 392 biennial report and financial audit report. The department may
 393 suspend or revoke an institution's eligibility to receive future
 394 moneys for the program or request a refund of any moneys
 395 overpaid to the institution if the department finds that an
 396 institution has not complied with this section. Any refund
 397 requested pursuant to this paragraph shall be remitted within 60
 398 days after notification by the department.

399 (5) Funds appropriated by the Legislature for state student
 400 assistance grants may be deposited in the State Student
 401 Financial Assistance Trust Fund. Notwithstanding s. 216.301, and
 402 pursuant to s. 216.351, any balance in the trust fund at the end
 403 of any fiscal year which has been allocated to the Florida
 404 Public Postsecondary Career Education Student Assistance Grant
 405 Program shall remain therein and shall be available for carrying
 406 out the purposes of this section.

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407 Section 6. Section 1009.51, Florida Statutes, is amended to
408 read:

409 1009.51 Florida Private Student Assistance Grant Program;
410 eligibility for grants.—

411 (1) There is created a Florida Private Student Assistance
412 Grant Program. The program shall be administered by the
413 participating institutions in accordance with rules of the State
414 Board of Education.

415 (2) (a) Florida private student assistance grants ~~from the~~
416 ~~State Student Financial Assistance Trust Fund~~ may be made only
417 to full-time degree-seeking students who meet the general
418 requirements for student eligibility as provided in s. 1009.40,
419 except as otherwise provided in this section. Such grants shall
420 be awarded for the amount of demonstrated unmet need for tuition
421 and fees and may not exceed the maximum annual award ~~an~~ amount
422 ~~equal to the average tuition and other registration fees for 30~~
423 ~~credit hours at state universities plus \$1,000 per academic~~
424 ~~year, or as~~ specified in the General Appropriations Act, ~~to any~~
425 ~~applicant~~. A demonstrated unmet need of less than \$200 shall
426 render the applicant ineligible for a Florida private student
427 assistance grant. Recipients of such grants must have been
428 accepted at a baccalaureate-degree-granting independent
429 nonprofit college or university, which is accredited by the
430 Commission on Colleges of the Southern Association of Colleges
431 and Schools and which is located in and chartered as a domestic
432 corporation by the state. If funds are available, a student who
433 received an award in the fall or spring term may receive a
434 summer award. No student may receive an award for more than the
435 equivalent of 9 semesters or 14 quarters of full-time

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436 enrollment, except as otherwise provided in s. 1009.40(3).

437 (b) A student applying for a Florida private student
438 assistance grant shall be required to apply for the Pell Grant.
439 The Pell Grant entitlement shall be considered when conducting
440 an assessment of the financial resources available to each
441 student.

442 (c) Priority in the distribution of grant moneys shall be
443 given to students with the lowest total family resources, in
444 accordance with a nationally recognized system of need analysis.
445 ~~Using the system of need analysis, the department shall~~
446 ~~establish a maximum expected family contribution.~~ An institution
447 may not make a grant from this program to a student whose
448 expected family contribution exceeds one and one-half times the
449 maximum Pell Grant-eligible family contribution level
450 ~~established by the department.~~ An institution may not impose
451 additional criteria to determine a student's eligibility to
452 receive a grant award.

453 (d) Each participating institution shall report, ~~to the~~
454 department by the established date, ~~the eligible students~~
455 eligible for the program for to whom grant moneys are disbursed
456 each academic term. Each institution shall also report to the
457 department necessary demographic and eligibility data for such
458 students.

459 (3) Based on the unmet financial need of an eligible
460 applicant, the amount of a Florida private student assistance
461 grant must be between \$200 and ~~the average cost of tuition and~~
462 ~~other registration fees for 30 credit hours at state~~
463 ~~universities plus \$1,000 per academic year~~ or the amount
464 specified in the General Appropriations Act.

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465 (4) (a) The funds appropriated for the Florida Private
 466 Student Assistance Grant shall be distributed to eligible
 467 institutions in accordance with a formula approved by the State
 468 Board of Education. The formula shall consider at least the
 469 prior year's distribution of funds, the number of ~~full-time~~
 470 eligible applicants who did not receive awards, the
 471 standardization of the expected family contribution, and
 472 provisions for unused funds. The formula shall account for
 473 changes in the number of eligible students across all student
 474 assistance grant programs established pursuant to this section
 475 and ss. 1009.50, 1009.505, and 1009.52.

476 (b) Payment of Florida private student assistance grants
 477 shall be transmitted to the president of the college or
 478 university, or to his or her representative, in advance of the
 479 registration period. Institutions shall notify students of the
 480 amount of their awards.

481 (c) The eligibility status of each student to receive a
 482 disbursement shall be determined by each institution as of the
 483 end of its regular registration period, inclusive of a drop-add
 484 period. Institutions shall not be required to reevaluate a
 485 student's eligibility status after this date for purposes of
 486 changing eligibility determinations previously made.

487 (d) Institutions shall certify to the department within 30
 488 days after the end of regular registration each term the amount
 489 of funds disbursed to each student and shall remit to the
 490 department any undisbursed advances within 60 days after the end
 491 of regular registration each spring term by June 1 of each year.
 492 An exception to the remittance deadline may be granted if the
 493 institution documents to the department how it plans to disburse

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494 awards to students for the subsequent summer term. An
 495 institution that uses funds for the summer term shall certify to
 496 the department the amount of funds disbursed to each student and
 497 shall remit to the department any undisbursed advances within 30
 498 days after the end of the summer term.

499 (e) Each institution that receives moneys through the
 500 Florida Private Student Assistance Grant Program shall prepare a
 501 biennial report that includes a financial audit, conducted by an
 502 independent certified public accountant, of the institution's
 503 administration of the program and a complete accounting of
 504 moneys ~~in the State Student Financial Assistance Trust Fund~~
 505 allocated to the institution for the program. Such report shall
 506 be submitted to the department by March 1 every other year. The
 507 department may conduct its own annual or biennial audit of an
 508 institution's administration of the program and its allocated
 509 funds in lieu of the required biennial report and financial
 510 audit report. The department may suspend or revoke an
 511 institution's eligibility to receive future moneys ~~from the~~
 512 ~~trust fund~~ for the program or request a refund of any moneys
 513 overpaid to the institution ~~through the trust fund~~ for the
 514 program if the department finds that an institution has not
 515 complied with ~~the provisions of~~ this section. Any refund
 516 requested pursuant to this paragraph shall be remitted within 60
 517 days after notification by the department.

518 (5) Funds appropriated by the Legislature for Florida
 519 private student assistance grants may be deposited in the State
 520 Student Financial Assistance Trust Fund. Notwithstanding ~~the~~
 521 ~~provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance
 522 in the trust fund at the end of any fiscal year which has been

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523 allocated to the Florida Private Student Assistance Grant
 524 Program shall remain therein and shall be available for carrying
 525 out the purposes of this section and as otherwise provided by
 526 law.

527 (6) The State Board of Education shall adopt rules
 528 necessary to implement this section.

529 Section 7. Section 1009.52, Florida Statutes, is amended to
 530 read:

531 1009.52 Florida Postsecondary Student Assistance Grant
 532 Program; eligibility for grants.—

533 (1) There is created a Florida Postsecondary Student
 534 Assistance Grant Program. The program shall be administered by
 535 the participating institutions in accordance with rules of the
 536 State Board of Education.

537 (2) (a) Florida postsecondary student assistance grants
 538 ~~through the State Student Financial Assistance Trust Fund~~ may be
 539 made only to full-time degree-seeking students who meet the
 540 general requirements for student eligibility as provided in s.
 541 1009.40, except as otherwise provided in this section. Such
 542 grants shall be awarded for the amount of demonstrated unmet
 543 need for tuition and fees and may not exceed the maximum annual
 544 award an amount equal to the average prior academic year cost of
 545 ~~tuition and other registration fees for 30 credit hours at state~~
 546 ~~universities plus \$1,000 per academic year, or as~~ specified in
 547 the General Appropriations Act, ~~to any applicant~~. A demonstrated
 548 unmet need of less than \$200 shall render the applicant
 549 ineligible for a Florida postsecondary student assistance grant.
 550 Recipients of such grants must have been accepted at a
 551 postsecondary institution that is located in this ~~the~~ state and

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552 that is:

553 1. A private nursing diploma school approved by the Florida
 554 Board of Nursing; or

555 2. A college or university licensed by the Commission for
 556 Independent Education, excluding those institutions the students
 557 of which are eligible to receive a Florida private student
 558 assistance grant pursuant to s. 1009.51.

559

560 If funds are available, a student who received an award in the
 561 fall or spring term may receive a summer award. No student may
 562 receive an award for more than the equivalent of 9 semesters or
 563 14 quarters of full-time enrollment, except as otherwise
 564 provided in s. 1009.40(3).

565 (b) A student applying for a Florida postsecondary student
 566 assistance grant shall be required to apply for the Pell Grant.
 567 The Pell Grant entitlement shall be considered when conducting
 568 an assessment of the financial resources available to each
 569 student.

570 (c) Priority in the distribution of grant moneys shall be
 571 given to students with the lowest total family resources, in
 572 accordance with a nationally recognized system of need analysis.
 573 ~~Using the system of need analysis, the department shall~~
 574 ~~establish a maximum expected family contribution.~~ An institution
 575 may not make a grant from this program to a student whose
 576 expected family contribution exceeds one and one-half times the
 577 maximum Pell Grant-eligible family contribution level
 578 ~~established by the department.~~ An institution may not impose
 579 additional criteria to determine a student's eligibility to
 580 receive a grant award.

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581 (d) Each participating institution shall report, to the
 582 department by the established date, the ~~eligible students~~
 583 eligible for the program for to whom grant moneys are disbursed
 584 each academic term. Each institution shall also report to the
 585 department necessary demographic and eligibility data for such
 586 students.

587 (3) Based on the unmet financial need of an eligible
 588 applicant, the amount of a Florida postsecondary student
 589 assistance grant must be between \$200 and ~~the average cost of~~
 590 tuition and other registration fees for 30 credit hours at state
 591 universities plus \$1,000 per academic year or the amount
 592 specified in the General Appropriations Act.

593 (4) (a) The funds appropriated for the Florida Postsecondary
 594 Student Assistance Grant shall be distributed to eligible
 595 institutions in accordance with a formula approved by the State
 596 Board of Education. The formula shall consider at least the
 597 prior year's distribution of funds, the number of ~~full-time~~
 598 eligible applicants who did not receive awards, the
 599 standardization of the expected family contribution, and
 600 provisions for unused funds. The formula shall account for
 601 changes in the number of eligible students across all student
 602 assistance grant programs established pursuant to this section
 603 and ss. 1009.50, 1009.505, and 1009.51.

604 (b) Payment of Florida postsecondary student assistance
 605 grants shall be transmitted to the president of the eligible
 606 institution, or to his or her representative, in advance of the
 607 registration period. Institutions shall notify students of the
 608 amount of their awards.

609 (c) The eligibility status of each student to receive a

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610 disbursement shall be determined by each institution as of the
 611 end of its regular registration period, inclusive of a drop-add
 612 period. Institutions shall not be required to reevaluate a
 613 student's eligibility status after this date for purposes of
 614 changing eligibility determinations previously made.

615 (d) Institutions shall certify to the department within 30
 616 days after the end of regular registration each term the amount
 617 of funds disbursed to each student and shall remit to the
 618 department any undisbursed advances within 60 days after the end
 619 of regular registration each spring term by June 1 of each year.
 620 An exception to the remittance deadline may be granted if the
 621 institution documents to the department how it plans to disburse
 622 awards to students for the subsequent summer term. An
 623 institution that uses funds for the summer term shall certify to
 624 the department the amount of funds disbursed to each student and
 625 shall remit to the department any undisbursed advances within 30
 626 days after the end of the summer term.

627 (e) Each institution that receives moneys through the
 628 Florida Postsecondary Student Assistance Grant Program shall
 629 prepare a biennial report that includes a financial audit,
 630 conducted by an independent certified public accountant, of the
 631 institution's administration of the program and a complete
 632 accounting of moneys ~~in the State Student Financial Assistance~~
 633 ~~Trust Fund allocated to the institution~~ for the program. Such
 634 report shall be submitted to the department by March 1 every
 635 other year. The department may conduct its own annual or
 636 biennial audit of an institution's administration of the program
 637 and its allocated funds in lieu of the required biennial report
 638 and financial audit report. The department may suspend or revoke

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639 an institution's eligibility to receive future moneys ~~from the~~
 640 ~~trust fund~~ for the program or request a refund of any moneys
 641 overpaid to the institution ~~through the trust fund~~ for the
 642 program if the department finds that an institution has not
 643 complied with ~~the provisions of~~ this section. Any refund
 644 requested pursuant to this paragraph shall be remitted within 60
 645 days after notification by the department.

646 (5) Any institution that was eligible to receive state
 647 student assistance grants on January 1, 1989, and that is not
 648 eligible to receive grants pursuant to s. 1009.51 is eligible to
 649 receive grants pursuant to this section.

650 (6) Funds appropriated by the Legislature for Florida
 651 postsecondary student assistance grants may be deposited in the
 652 State Student Financial Assistance Trust Fund. Notwithstanding
 653 ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any
 654 balance in the trust fund at the end of any fiscal year which
 655 has been allocated to the Florida Postsecondary Student
 656 Assistance Grant Program shall remain therein and shall be
 657 available for carrying out the purposes of this section and as
 658 otherwise provided by law.

659 (7) The State Board of Education shall adopt rules
 660 necessary to implement this section.

661 Section 8. Subsections (2), (4), (5), and (6) of section
 662 1009.893, Florida Statutes, are amended to read:

663 1009.893 Benacquisto Scholarship Program.—

664 (2) The Benacquisto Scholarship Program is created to
 665 reward a high school graduate who receives recognition as a
 666 National Merit Scholar ~~or National Achievement Scholar~~ and who
 667 initially enrolls in the 2014-2015 academic year or, later, in a

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668 baccalaureate degree program at an eligible Florida public or
 669 independent postsecondary educational institution.

670 (4) In order to be eligible for an initial award under the
 671 scholarship program, a student must meet the requirements of
 672 paragraph (a) or paragraph (b).

673 (a) A student who is a resident of this state, as
 674 determined in s. 1009.40 and rules of the State Board of
 675 Education, must:

676 1. Earn a standard Florida high school diploma or its
 677 equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282,
 678 or s. 1003.435 unless:

679 a. The student completes a home education program according
 680 to s. 1002.41; or

681 b. The student earns a high school diploma from a non-
 682 Florida school while living with a parent who is on military or
 683 public service assignment out of this state;

684 2. Be accepted by and enroll in a Florida public or
 685 independent postsecondary educational institution that is
 686 regionally accredited; and

687 3. Be enrolled full-time in a baccalaureate degree program
 688 at an eligible regionally accredited Florida public or
 689 independent postsecondary educational institution during the
 690 fall academic term following high school graduation.

691 (b) A student who initially enrolls in a baccalaureate
 692 degree program in the 2018-2019 academic year or later and who
 693 is not a resident of this state, as determined in s. 1009.40 and
 694 rules of the State Board of Education, must:

695 1. Physically reside in this state on or near the campus of
 696 the postsecondary educational institution in which the student

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697 is enrolled;

698 2. Earn a high school diploma from a school outside Florida
699 which is comparable to a standard Florida high school diploma or
700 its equivalent pursuant to s. 1002.3105, s. 1003.4281, s.
701 1003.4282, or s. 1003.435 or must complete a home education
702 program in another state; and

703 3. Be accepted by and enrolled full-time in a baccalaureate
704 degree program at an eligible regionally accredited Florida
705 public or independent postsecondary educational institution
706 during the fall academic term following high school graduation.

707 (5) (a) 1. An eligible student who meets the requirements of
708 paragraph (4) (a), who is a National Merit Scholar ~~or National~~
709 ~~Achievement Scholar~~, and who attends a Florida public
710 postsecondary educational institution shall receive a
711 scholarship award equal to the institutional cost of attendance
712 minus the sum of the student's Florida Bright Futures
713 Scholarship and National Merit Scholarship ~~or National~~
714 ~~Achievement Scholarship~~.

715 2. An eligible student who meets the requirements of
716 paragraph (4) (b), who is a National Merit Scholar, and who
717 attends a Florida public postsecondary educational institution
718 shall receive a scholarship award equal to the institutional
719 cost of attendance for a resident of this state minus the
720 student's National Merit Scholarship. Such student is exempt
721 from the payment of out-of-state fees.

722 (b) An eligible student who is a National Merit Scholar ~~or~~
723 ~~National Achievement Scholar~~ and who attends a Florida
724 independent postsecondary educational institution shall receive
725 a scholarship award equal to the highest cost of attendance for

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726 a resident of this state enrolled at a Florida public
727 university, as reported by the Board of Governors of the State
728 University System, minus the sum of the student's Florida Bright
729 Futures Scholarship and National Merit Scholarship ~~or National~~
730 ~~Achievement Scholarship~~.

731 (6) (a) To be eligible for a renewal award, a student must
732 be enrolled full-time, earn all credits for which he or she was
733 enrolled, and maintain a 3.0 or higher grade point average. An
734 eligible Benacquisto Scholar who has fewer than 12 credits to
735 complete their first baccalaureate degree may receive funding
736 for one term in order to complete their degree.

737 (b) A student's renewal status is not affected by
738 subsequent changes in the residency status of the student or
739 residency status of the student's family.

740 (c) ~~(b)~~ A student may receive the scholarship award for a
741 maximum of 100 percent of the number of credit hours required to
742 complete a baccalaureate degree program, or until completion of
743 a baccalaureate degree program, whichever comes first.

744 (d) A student may receive an award for up to 5 years
745 following high school graduation and may not receive the award
746 for more than 10 semesters.

747 (e) A student who receives an award under this program and
748 fails to meet the renewal requirements due to a verifiable
749 illness or other documented emergency may be granted an
750 exception pursuant to s. 1009.40(1)(b)4.

751 Section 9. Section 1011.45, Florida Statutes, is amended to
752 read:

753 1011.45 End of year balance of funds.—Unexpended amounts in
754 any fund in a university current year operating budget shall be

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755 carried forward and included as the balance forward for that
756 fund in the approved operating budget for the following year.

757 (1) Each university shall maintain a minimum carry forward
758 balance of at least 7 percent of its state operating budget. If
759 a university fails to maintain a 7 percent balance in state
760 operating funds, the university shall submit a plan to the Board
761 of Governors to attain the 7 percent balance of state operating
762 funds within the next fiscal year.

763 (2) Each university that retains a state operating fund
764 carry forward balance in excess of the 7 percent minimum shall
765 submit a spending plan for its excess carry forward balance. The
766 spending plan shall be submitted to the university's board of
767 trustees for review, approval, or, if necessary, amendment by
768 September 30 ~~±~~, 2020, and each September 30 ~~±~~ thereafter. The
769 Board of Governors shall review, approve, and amend, if
770 necessary, each university's carry forward spending plan by
771 November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~
772 thereafter.

773 (3) A university's carry forward spending plan shall
774 include the estimated cost per planned expenditure and a
775 timeline for completion of the expenditure. Authorized
776 expenditures in a carry forward spending plan may include:

777 (a) Commitment of funds to a public education capital
778 outlay project for which an appropriation has previously been
779 provided that requires additional funds for completion and which
780 is included in the list required by s. 1001.706(12) (d);

781 (b) Completion of a renovation, repair, or maintenance
782 project that is consistent with ~~the provisions of~~ s. 1013.64(1),
783 up to \$5 million per project, and replacement of a minor

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784 facility that does not exceed 10,000 gross square feet in size
785 up to \$2 million;

786 (c) Completion of a remodeling or infrastructure project,
787 including a project for a development research school, up to \$10
788 million per project, if such project is survey recommended
789 pursuant to s. 1013.31;

790 (d) Completion of a repair or replacement project necessary
791 due to damage caused by a natural disaster for buildings
792 included in the inventory required pursuant to s. 1013.31;

793 (e) Operating expenditures that support the university
794 mission ~~and that are nonrecurring; and~~

795 (f) Any purpose specified by the board or in the General
796 Appropriations Act; and

797 (g) A commitment of funds to a contingency reserve to
798 assist in addressing unforeseen circumstances that may arise,
799 including natural disasters and other emergencies.

800 (4) Annually, by September 30, the chief financial officer
801 of each university shall certify the unexpended amount of funds
802 appropriated to the university from the General Revenue Fund,
803 the Educational Enhancement Trust Fund, and the
804 Education/General Student and Other Fees Trust Fund as of June
805 30 of the previous fiscal year.

806 (5) A university may spend the minimum carry forward
807 ~~carry forward~~ balance of 7 percent if a demonstrated emergency
808 exists and the plan is approved by the university's board of
809 trustees and the Board of Governors.

810 Section 10. Section 1013.841, Florida Statutes, is amended
811 to read:

812 1013.841 End of year balance of Florida College System

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813 institution funds.-

814 (1) Unexpended amounts in any fund in any Florida College
815 System institution current year state operating budget shall be
816 carried forward and included as the balance forward for that
817 fund in the approved operating budget for the following year.

818 (2) (a) Each Florida College System institution with a final
819 FTE less than 15,000 for the prior year shall maintain a minimum
820 carry forward balance of at least 5 percent of its state
821 operating budget. If a Florida College System institution fails
822 to maintain a 5 percent balance in state operating funds, the
823 president shall provide written notification to the State Board
824 of Education.

825 (b) Each Florida College System institution with a final
826 FTE less than 15,000 for the prior year that retains a state
827 operating fund carry forward balance in excess of the 5 percent
828 minimum shall submit a spending plan for its excess carry
829 forward balance. The spending plan shall include all excess
830 carry forward funds from state operating funds. The spending
831 plan shall be submitted to the Florida College System
832 institution's board of trustees for approval by September 30 †,
833 2020, and each September 30 † thereafter. The State Board of
834 Education shall review and publish each Florida College System
835 institution's carry forward spending plan by November 15 ~~October~~
836 †, 2020, and each November 15 ~~October 1~~ thereafter.

837 (3) (a) Each Florida College System institution with a final
838 FTE of 15,000 or greater for the prior year shall maintain a
839 minimum carry forward balance of at least 7 percent of its state
840 operating budget. If a Florida College System institution fails
841 to maintain a 7 percent balance in state operating funds, the

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842 institution shall submit a plan to the State Board of Education
843 to attain the minimum balance.

844 (b) Each Florida College System institution with a final
845 FTE of 15,000 or greater for the prior year that retains a state
846 operating fund carry forward balance in excess of the 7 percent
847 minimum shall submit a spending plan for its excess carry
848 forward balance. The spending plan shall include all excess
849 carry forward funds from state operating funds. The spending
850 plan shall be submitted to the Florida College System
851 institution's board of trustees for approval by September 30 †,
852 2020, and each September 30 † thereafter. The State Board of
853 Education shall review and publish each Florida College System
854 institution's carry forward spending plan by November 15 ~~October~~
855 †, 2020, and each November 15 ~~October 1~~ thereafter.

856 (4) A Florida College System institution identified in
857 paragraph (3) (a) must include in its carry forward spending plan
858 the estimated cost per planned expenditure and a timeline for
859 completion of the expenditure. Authorized expenditures in a
860 carry forward spending plan may include:

861 (a) Commitment of funds to a public education capital
862 outlay project for which an appropriation was previously
863 provided, which requires additional funds for completion, and
864 which is included in the list required by s. 1001.03(18) (d);

865 (b) Completion of a renovation, repair, or maintenance
866 project that is consistent with ~~the provisions of~~ s. 1013.64(1),
867 up to \$5 million per project;

868 (c) Completion of a remodeling or infrastructure project,
869 up to \$10 million per project, if such project is survey
870 recommended pursuant to s. 1013.31;

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871 (d) Completion of a repair or replacement project necessary
872 due to damage caused by a natural disaster for buildings
873 included in the inventory required pursuant to s. 1013.31;

874 (e) Operating expenditures that support the Florida College
875 System institution's mission ~~which are nonrecurring; and~~

876 (f) Any purpose approved by the state board or specified in
877 the General Appropriations Act; ~~and~~

878 (g) A commitment of funds to a contingency reserve to
879 assist in addressing unforeseen circumstances that may arise,
880 including natural disasters and other emergencies.

881 Section 11. Section 11 of chapter 2019-116, Laws of
882 Florida, is repealed.

883 Section 12. This act shall take effect July 1, 2020.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-2020
Meeting Date

SB 72
Bill Number (if applicable)

828070
Amendment Barcode (if applicable)

Topic Senate Amendment

Name Leanne Karstedt

Job Title Retired Teacher

Address 415 N. Wilder St
Street

Phone 850-843-0065

Perry FL 32347
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Retired Teachers from the counties of Taylor, Dixie, Madison, Suwannee, Lafayette

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/28/20

Meeting Date

SB 72

Bill Number (if applicable)

828070

Amendment Barcode (if applicable)

Topic Higher Ed

Name Kathleen Daly

Job Title VP University Relations

Address Westcott

Street

Tally

City

FL

State

32306

Zip

Phone 644-1728

Email Kdaly@FSU.edu

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida State University

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/2020
Meeting Date

72
Bill Number (if applicable)
828070
Amendment Barcode (if applicable)

Topic Higher Education

Name Marshall Criser

Job Title Chancellor

Address 325 W. Gaines Street

Phone 850 688-6350

Tallahassee FL 32399
City State Zip

Email Marshall.Criser@fldog.edu

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Board of Governors

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020
Meeting Date

72
Bill Number (if applicable)

Topic Postsecondary Education

Amendment Barcode (if applicable)

Name Kristin Whitaker

Job Title Assistant Vice Chancellor, Public Policy & Advocacy

Address 325 W. Gaines St.
Street

Phone 850-245-7066

Tallahassee FL 32309
City State Zip

Email Kristin.Whitaker@fibos.edu

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Board of Governors

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 29, 2020
Meeting Date

SB 72
Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Felicia Bruce

Job Title FREA Dist 9 Rep / Treas Coast FLARA Pres / RC 43 VP

Address 106 Mariner Bay Blvd Phone 516 395 3721

Fort Pierce FLA 34949
City State Zip

Email spmomtch1@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Retired Educators

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Education

BILL: CS/SB 434

INTRODUCER: Education Committee and Senator Montford

SUBJECT: Designation of School Grades

DATE: January 27, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Bouck</u>	<u>Sikes</u>	<u>ED</u>	Fav/CS
2.	<u>Underhill</u>	<u>Elwell</u>	<u>AED</u>	Recommend: Favorable
3.	_____	_____	<u>AP</u>	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 434 modifies the high school acceleration component of the school grading model to add to the calculation students who complete career certificate dual enrollment courses resulting in 300 or more clock hours that are identified by the State Board of Education (SBE).

The bill has no impact on state revenues or expenditures.

The bill take effect on July 1, 2020.

II. Present Situation:

School grades provide an easily understandable way to measure the performance of a school. Parents and the general public can use the school grade and its components to understand how well each school is serving its students.¹ School grades are used in the state system of school improvement and accountability to determine the need for school intervention and support,² or to determine whether a school is eligible for school recognition funds.³

¹ Florida Department of Education, *2019 School Grades Overview*, available at <http://www.fldoe.org/core/fileparse.php/18534/urlt/SchoolGradesOverview19.pdf>.

² See s. 1008.33(4), F.S.

³ See s. 1008.36, F.S.

Schools are graded using one of the following grades:⁴

- “A,” schools making excellent progress (62 percent or higher of total applicable points).
- “B,” schools making above average progress (54 to 61 percent of total applicable points).
- “C,” schools making satisfactory progress (41 to 53 percent of total applicable points).
- “D,” schools making less than satisfactory progress (32 to 40 percent of total applicable points).
- “F,” schools failing to make adequate progress (31 percent or less of total applicable points).

Elementary schools, middle schools, and high schools each share a basic model for determining school grades, based on the percentage of total points earned by a school for each component in the model. All schools are graded on the percentage of eligible students who pass assessments in English Language Arts (ELA), mathematics, science, and social studies; student learning gains in ELA and mathematics; and students in the lowest 25 percent of ELA and mathematics performers who make learning gains.⁵ Middle and high school models include additional components beyond the basic model.⁶

For a high school comprised of grades 9 through 12 or grades 10 through 12, the school’s grade is also based on the following components:⁷

- The four-year high school graduation rate of the school as defined by State Board of Education (SBE) rule.⁸
- The percentage of students who were eligible to earn college and career credit through College Board Advanced Placement (AP) examinations, International Baccalaureate (IB) examinations, dual enrollment courses, or Advanced International Certificate of Education (AICE) examinations; or who, at any time during high school, earned a national industry certification identified in the career and professional education (CAPE) Industry Certification Funding List, pursuant to rules adopted by the SBE.

The SBE determines the examinations, dual enrollment courses, and industry certifications to be included in the school grades acceleration component, as follows:

- AP, IB, and AICE passing examination scores and applicable college credit⁹ and CAPE industry certifications¹⁰ are determined in SBE rule.

⁴ Section 1008.34(2), F.S., and Rule 6A-1.09981(4)(d), F.A.C.

⁵ Section 1008.34(3)(b), F.S. If a school does not have at least 10 students with complete data for one or more of the components, those components may not be used in calculating the school’s grade. Section 1008.34(3)(a), F.S.

⁶ See s. 1008.34(3)(b), F.S., and Rule 6A-1.09981(4)(a)-(c), F.A.C.

⁷ Section 1008.34(3)(b)2., F.S., and Rule 6A-1.09981(4)(c)2. and 3., F.A.C.

⁸ The four-year high school graduation rate of the school as measured according to 34 CFR s. 200.19, Other Academic Indicators, effective November 28, 2008. Rule 6A-1.09981(4)(c)1., F.A.C.

⁹ The *Articulation Coordinating Committee Credit-by-Exam Equivalencies* establishes passing scores and course and credit equivalents for AP, AICE, IB, DANTES Subject Standardized Test (DSST), Defense Language Proficiency Test (DLPT), UExcel (Excelsior College Exams), and College-Level Examination Program (CLEP) exams. Public community colleges and universities in Florida are required to award the minimum recommended credit for AP, AICE, IB, DSST, DLPT, UExcel, and CLEP exams as designated. Section 1007.27(2), F.S., and Rule 6A-10.024(8)(a), F.A.C. See also Florida Department of Education, *Articulation Coordinating Committee Credit-by-Exam Equivalencies* (June 2019), available at <https://www.flrules.org/gateway/reference.asp?No=Ref-10512>.

¹⁰ Section 1008.44, F.S., requires the SBE to annually identify CAPE industry certifications that meet specified requirements. The approved list is used to distribution of funding to school districts. Approved CAPE industry certifications are incorporated into Rule 6A-6.0573, F.A.C.

- The Commissioner of Education is required to recommend to the SBE postsecondary courses and credits completed through dual enrollment that will meet high school graduation requirements.¹¹ The SBE annually approves the *Dual Enrollment Course—High School Subject Area Equivalency List*¹² for both college-credit academic and non-college-credit career certificate courses.

Only college-credit-bearing courses are considered dual enrollment courses for the purposes of the school grade calculation.¹³ Non-college-credit (clock hour) career certificate dual enrollment courses are not included in the school grade calculation.¹⁴

III. Effect of Proposed Changes:

The bill modifies the high school acceleration component of the school grading model to add to the calculation students who complete career certificate dual enrollment courses resulting in 300 or more clock hours that are identified by the SBE pursuant to law.

In the most recent *Dual Enrollment Course—High School Subject Area Equivalency List* approved by the SBE, there are a total of 961 postsecondary career certificate courses approved for dual enrollment. Of these, 287 career certificate courses are offered for at least 300 clock hours, and therefore students who take such career education courses may be included in the school grades calculation as modified in the bill.¹⁵

The bill may incentivize school districts to increase the enrollment of high school students in career certificate courses through dual enrollment, which may have a positive effect on a high school's grade calculation. Students may then have more opportunities to complete career education programs and industry certifications.

¹¹ Section 1007.271(9), F.S.

¹² The academic courses are available at: Florida Department of Education, *2019-2020 Dual Enrollment Course-High School Subject Area Equivalency List* (approved by the SBE on May 22, 2019), available at <http://www.fldoe.org/core/fileparse.php/5421/urlt/AcademicList1920.pdf>, Career courses are available at: Florida Department of Education, *2019-2020 Dual Enrollment Course- High School Subject Area Equivalency List, Career Dual Enrollment Credit* (approved by the SBE on May 22, 2019), available at <http://www.fldoe.org/core/fileparse.php/5421/urlt/CareerTechList1920.pdf>.

¹³ Florida Department of Education, *2018-19 Guide to Calculating School Grades, District Grades, and the Federal Percent of Points Index* (July 2019), available at <http://www.fldoe.org/core/fileparse.php/18534/urlt/SchoolGradesCalcGuide19.pdf>, at 2 and 27.

¹⁴ College credit is the type of credit assigned by a postsecondary institution to courses or course equivalent learning that is part of an organized and specified program leading to a baccalaureate, associate degree, certificate, or Applied Technology Diploma. One (1) college credit is based on the learning expected from the equivalent of fifteen (15) fifty-minute periods of classroom instruction; with credits for such activities as laboratory instruction, internships, and clinical experience determined by the institution based on the proportion of direct instruction to the laboratory exercise, internship hours, or clinical practice hours. A clock hour is the unit assigned to courses or course equivalent learning that is part of an organized and specified program leading to an Applied Technology Diploma or a Career and Technical Certificate. It applies to postsecondary adult career courses. One (1) clock hour is based on the learning expected from the equivalent of thirty (30) hours of instruction. Rule 6A-14.030(1)(a)1. and 2., F.A.C.

¹⁵ In the career dual enrollment course list approved by the SBE, 75 clock hours is equivalent to 0.5 high school credit; 2.0 high school credits are equivalent to 300 hours. Florida Department of Education, *2019-2020 Dual Enrollment Course- High School Subject Area Equivalency List, Career Dual Enrollment Credit* (approved by the SBE on May 22, 2019), available at <http://www.fldoe.org/core/fileparse.php/5421/urlt/CareerTechList1920.pdf>.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill has no impact on state revenues or expenditures. However, a high school with students who complete approved career education courses through dual enrollment may realize an increase in that high school's grade, which may increase the likelihood of the school becoming eligible for school recognition funds.¹⁶

VI. Technical Deficiencies:

None.

¹⁶ The Florida School Recognition Program provides financial awards to public schools that: (1) sustain high performance by receiving a school grade of "A;" or (2) demonstrate exemplary improvement by improving at least one letter grade or by improving more than one letter grade and sustaining the improvement the following school year. Section 1008.36, F.S. The 2019-2020 school recognition program awarded \$100 per student to 1,731 schools. School awards ranged from \$1,679 to \$465,499. Florida Department of Education, *2019-20 Florida School Recognition Program Awards by School Based on 2018-19 Performance Data*, available at <http://www.fldoe.org/core/fileparse.php/7765/urlt/2019schools.xls>.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 1008.34 of the Florida Statutes.

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Education on December 9, 2019:

The committee substitute modifies the clock hour threshold from 450 hours to 300 hours for career dual enrollment courses to be included in the school grades calculation.

- B. **Amendments:**

None.

By the Committee on Education; and Senator Montford

581-02000-20

2020434c1

1 A bill to be entitled
 2 An act relating to designation of school grades;
 3 amending s. 1008.34, F.S.; revising the components on
 4 which a school's grade is based; providing an
 5 effective date.
 6
 7 Be It Enacted by the Legislature of the State of Florida:
 8
 9 Section 1. Paragraph (b) of subsection (3) of section
 10 1008.34, Florida Statutes, is amended to read:
 11 1008.34 School grading system; school report cards;
 12 district grade.—
 13 (3) DESIGNATION OF SCHOOL GRADES.—
 14 (b)1. Beginning with the 2014-2015 school year, a school's
 15 grade shall be based on the following components, each worth 100
 16 points:
 17 a. The percentage of eligible students passing statewide,
 18 standardized assessments in English Language Arts under s.
 19 1008.22(3).
 20 b. The percentage of eligible students passing statewide,
 21 standardized assessments in mathematics under s. 1008.22(3).
 22 c. The percentage of eligible students passing statewide,
 23 standardized assessments in science under s. 1008.22(3).
 24 d. The percentage of eligible students passing statewide,
 25 standardized assessments in social studies under s. 1008.22(3).
 26 e. The percentage of eligible students who make Learning
 27 Gains in English Language Arts as measured by statewide,
 28 standardized assessments administered under s. 1008.22(3).
 29 f. The percentage of eligible students who make Learning

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

581-02000-20

2020434c1

30 Gains in mathematics as measured by statewide, standardized
 31 assessments administered under s. 1008.22(3).
 32 g. The percentage of eligible students in the lowest 25
 33 percent in English Language Arts, as identified by prior year
 34 performance on statewide, standardized assessments, who make
 35 Learning Gains as measured by statewide, standardized English
 36 Language Arts assessments administered under s. 1008.22(3).
 37 h. The percentage of eligible students in the lowest 25
 38 percent in mathematics, as identified by prior year performance
 39 on statewide, standardized assessments, who make Learning Gains
 40 as measured by statewide, standardized Mathematics assessments
 41 administered under s. 1008.22(3).
 42 i. For schools comprised of middle grades 6 through 8 or
 43 grades 7 and 8, the percentage of eligible students passing high
 44 school level statewide, standardized end-of-course assessments
 45 or attaining national industry certifications identified in the
 46 CAPE Industry Certification Funding List pursuant to rules
 47 adopted by the State Board of Education.
 48
 49 In calculating Learning Gains for the components listed in sub-
 50 subparagraphs e.-h., the State Board of Education shall require
 51 that learning growth toward achievement levels 3, 4, and 5 is
 52 demonstrated by students who scored below each of those levels
 53 in the prior year. In calculating the components in sub-
 54 subparagraphs a.-d., the state board shall include the
 55 performance of English language learners only if they have been
 56 enrolled in a school in the United States for more than 2 years.
 57 2. For a school comprised of grades 9, 10, 11, and 12, or
 58 grades 10, 11, and 12, the school's grade shall also be based on

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

581-02000-20

2020434c1

59 the following components, each worth 100 points:

60 a. The 4-year high school graduation rate of the school as
61 defined by state board rule.

62 b. The percentage of students who were eligible to earn
63 college and career credit through College Board Advanced
64 Placement examinations, International Baccalaureate
65 examinations, dual enrollment courses, including career dual
66 enrollment courses resulting in 300 hours or more of clock hours
67 which are identified by the state board as meeting the
68 requirements of s. 1007.271, or Advanced International
69 Certificate of Education examinations; or who, at any time
70 during high school, earned national industry certification
71 identified in the CAPE Industry Certification Funding List,
72 pursuant to rules adopted by the state board.

73 Section 2. This act shall take effect July 1, 2020.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Environment and Natural Resources, *Chair*
Education, *Vice Chair*
Agriculture
Appropriations
Appropriations Subcommittee on Education
Rules

JOINT COMMITTEE:

Joint Legislative Auditing Committee

SENATOR BILL MONTFORD

Minority Leader Pro Tempore
3rd District

December 19, 2019

Senator Kelli Stargel, Chair
Senate Appropriations Subcommittee on Education
408 Senate Office Building
Tallahassee, Florida 32399-1100

Dear Chair Stargel,

I respectfully request that the following bills be placed on the next Appropriations Subcommittee on Education Agenda.

SB 434 – A bill relating to Designation of School Grades.

Your consideration is greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Bill Montford".

William J. Montford III

WJM:rm

REPLY TO:

- 410 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5003
- 20 East Washington Street, Suite D, Quincy, Florida 32351 (850) 627-9100

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

December 19, 2019
Page 2

3

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/29/20

Meeting Date

434

Bill Number (if applicable)

Topic School grade designation

Amendment Barcode (if applicable)

Name Jodi Tillman

Job Title Director

Address 3233 S. Byron Butler Prkwy

Phone 850-838-2545

Street

Penng

FL

32348

City

State

Zip

Email jodi.tillman@taylor.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Big Bend Technical College

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020
Meeting Date

434
Bill Number (if applicable)

Topic SB 434

Amendment Barcode (if applicable)

Name by Frank

Job Title General Counsel

Address 208 S. Monroe St

Phone 850-577-5707

Street

Talk. FL 32301

Email JFRANK@FADSS.ORG

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Superintendent's Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-20

Meeting Date

SB 434

Bill Number (if applicable)

Topic School Grade Designation

Amendment Barcode (if applicable)

Name Dr. Danny Glover

Job Title Taylor County School Superintendent

Address 318 N Clark st

Phone 850 838 2500

Street

Perry

City

FL

State

Zip

Email danny.glover@taylor.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Taylor County School District

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

3

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020
Meeting Date

434
Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Scott Kittel

Job Title Florida Policy Director

Address _____
Street

Phone _____

City _____ State _____ Zip _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

1-28-2020

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB-434

Meeting Date

Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Brenda Carlton

Job Title Taylor County School Board Member

Address 7055 Puckett Rd

Phone 850-371-1061

Street

Herry, Fla

State

32348

Zip

Email brenda.carlton@Taylor.K12.FL.US

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Taylor

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

29 Jan 2014
Meeting Date

434
Bill Number (if applicable)

Topic School Grades

Amendment Barcode (if applicable)

Name James Mosteller

Job Title Advocacy Associate

Address 215 S Monroe St
Street

Phone 850/727-3712

Tallahassee
City State Zip

Email JamesM@excelin.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation For Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

434

Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Matthew Choy

Job Title Policy Director

Address 136 S Bronough

Phone 561-386-3451

Street

Tallahassee

FL

32301

Email mchoy@flchamber.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

SB 434

Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Khank-hieu Banko ("Con Lynn")

Job Title Resolutions Chair

Address 1747 Orlando Central Parkway

Phone (386) 717-4965

Street

Orlando

FL

32809

City

State

Zip

Email resolutions@floridapta.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20
Meeting Date

434
Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Marsan Carr

Job Title Executive Director

Address 9210 SW 68th Dr.

Phone 813-220-1574

Lake Butler FL 32054
City State Zip

Email fuexec@fuco.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Assoc. for Career & Technical Ed.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20

Meeting Date

434

Bill Number (if applicable)

Topic School Grade Designation

Amendment Barcode (if applicable)

Name Mary Keen

Job Title Director

Address 415 Pinewood Drive SW

Phone 386-647-4230

Street Live Oak City FL State 32064 Zip

Email Mary.Keen@sawannee.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Riveroak Technical College

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

SB 434

Bill Number (if applicable)

Topic School Grade Designation

Amendment Barcode (if applicable)

Name Heather McCoy

Job Title Principal - Taylor County High

Address 900 N Johnson Strippling Rd

Phone 850 838 2525

Street

Perry

City

FL

State

32347

Zip

Email heather.mccoy@taylor.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Taylor County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

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1-29-20
Meeting Date

434
Bill Number (if applicable)

Topic School Grade Designation

Amendment Barcode (if applicable)

Name Jeanie Mathis

Job Title School Board

Address _____
Street

Phone 352 356 3471

Email jeannie.mathis@taylor.k12.fl.us

City Taylor

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Taylor County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/2020

Meeting Date

434

Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Matthew Choy

Job Title Policy Director

Address 136 S Bronough St

Phone 561-386-3451

Street

Tallahassee

FL

32301

Email mchoy@flchamber.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/2020

434

Meeting Date

Bill Number (if applicable)

Topic Designation of School Grades

Amendment Barcode (if applicable)

Name Scott Kittel

Job Title Florida Policy Director

Address _____

Street

Phone _____

Email Scott@afloridapromise.org

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-28-20

Meeting Date

SB-434

Bill Number (if applicable)

Topic Destination of School Grades

Amendment Barcode (if applicable)

Name Dr Danny Glover

Job Title Taylor County School Superintendent

Address 318 N Clark st

Phone 850 838 2500

Street

Perry FL 32347

City

State

Zip

Email danny.glover@taylor.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Taylor County Schools

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/20
Meeting Date

SB 434
Bill Number (if applicable)

Topic Designation of School grades

Amendment Barcode (if applicable)

Name Jodi Tillman

Job Title Director

Address 3233 S. Byron Butler Parkway Phone 850-898-2545

Street

City

State

Zip

Email jodi.tillman@taylor.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Big Bend Technical College

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Education

BILL: SB 486

INTRODUCER: Senator Bradley

SUBJECT: Florida Best and Brightest Programs

DATE: January 27, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brick</u>	<u>Sikes</u>	<u>ED</u>	Favorable
2.	<u>Underhill</u>	<u>Elwell</u>	<u>AED</u>	Recommend: Favorable
3.	_____	_____	<u>AP</u>	_____

I. Summary:

SB 486 repeals the Florida Best and Brightest Teacher Program, the Florida Best and Brightest Principal Program, and the Florida Best and Brightest Teacher and Principal Allocation.

In the 2019-2020 fiscal year, the legislature appropriated \$284.5 million for the Florida Best and Brightest Teacher and Principal Allocation through the Florida Education Finance Program.

The bill takes effect July 1, 2020.

II. Present Situation:

In 2015, the legislature established the Florida Best and Brightest Teacher Scholarship Program to award scholarships to highly effective classroom teachers who demonstrate a high level of academic achievement.¹ In 2017, the legislature established the Florida Best and Brightest Principal Scholarship Program to provide categorical funding for scholarships to school principals who recruit and retain a high percentage of best and brightest teachers.² In 2019, the legislature revised the Best and Brightest Teacher Scholarship Program to remove a teacher's scores on qualifying academic assessments as a factor in determining eligibility for the award and created the Florida Best and Brightest Teacher and Principal Allocation to fund both programs within the Florida Education Finance Program (FEFP).³

The Florida Best and Brightest Teacher Program authorizes three types of monetary awards for teachers – recruitment, retention and recognition – each with distinct criteria for determining

¹ Specific Appropriation 99A, s. 2, ch. 2015-232L.O.F.

² Section 47, ch. 2017-116, L.O.F.

³ Sections 19-20, ch. 2019-23, L.O.F.

eligibility.⁴ The Florida Best and Brightest Principal Program authorizes monetary awards to school principals based on school performance.

The Florida Best and Brightest Teacher Program

The Florida Best and Brightest Teacher Program provides bonuses to recruit, retain, and recognize teachers who meet the needs of the state and achieve success in the classroom. The law provides the following awards:⁵

- Recruitment awards for newly hired teachers who are content experts in mathematics, science, computer science, reading, or civics.⁶
- Retention awards for teachers rated as “highly effective” or “effective” the preceding year who teach in a school that has demonstrated academic improvement, as evidenced by the school improving an average of three percentage points or more in the percentage of total possible points achieved for determining school grades over the prior three years.
- Recognition awards for instructional personnel rated as “highly effective” or “effective” and selected by the school principal based on performance criteria and policies adopted by the district school board.

The Florida Best and Brightest Principal Program

A school principal is eligible for an award under the Florida Best and Brightest Principal Program if the principal has been serving as school principal at his or her school for at least four consecutive school years, and the school has improved an average of three percentage points or more in the percentage of total possible points achieved for determining school grades over the prior three years.⁷

The Florida Best and Brightest Teacher and Principal Allocation

The Florida Best and Brightest Teacher and Principal Allocation provides the funding for the Best and Brightest Teacher and Principal Programs. All award amounts for the programs are specified annually in the General Appropriations Act (GAA) and distributed to each school district based on the district’s proportionate share of FEFP base funding.⁸ For the 2019-2020 fiscal year, the legislature appropriated \$284.5 million for Best and Brightest Teacher and Principal program awards, including:⁹

- One-time recruitment awards of up to \$4,000;
- Retention awards of \$2,500 for highly effective teachers and \$1,000 for effective teachers;
- Principal awards of \$5,000.

⁴ Section 1012.731, F.S.

⁵ Section 1012.731, F.S.

⁶ The Florida Department of Education establishes the criteria, which is set forth in Rule 6A-1.0503, F.A.C., for determining which teachers qualify as content experts. Section 1012.731(3)(a), F.S.

⁷ Section 1012.732, F.S.

⁸ Section 1011.62(18), F.S.

⁹ Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F.

If the calculated awards exceed the allocation, a school district may prorate the awards.¹⁰ A school district may provide recognition awards for instructional personnel from funds remaining after the payment of all awards for principals and teacher recruitment and retention.¹¹

III. Effect of Proposed Changes:

The bill repeals the Florida Best and Brightest Teacher Program, the Florida Best and Brightest Principal Program, and the Florida Best and Brightest Teacher and Principal Allocation. The repeal of these programs and the associated allocation may result in the elimination of awards available for eligible teachers, principals, and instructional personnel under the programs.

The bill takes effect July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

SB 486 may result in the elimination of awards currently available for eligible teachers, principals, and instructional personnel under the Florida Best and Brightest Teacher and Principal Programs.

¹⁰ Section 1011.62(18), F.S.

¹¹ Section 1012.731(3)(c), F.S.

C. Government Sector Impact:

In the 2019-2020 fiscal year, the legislature appropriated \$284.5 million for the Florida Best and Brightest Teacher and Principal Allocation through the Florida Education Finance Program. The appropriation of such funds may no longer be necessary with the repeal of the Florida Best and Brightest Teacher and Principal Programs and the associated allocation.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1011.62 and 1011.71.

The bill repeals the following sections of the Florida Statutes: 1012.731 and 1012.732.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

By Senator Bradley

5-00798-20

2020486__

1 A bill to be entitled
 2 An act relating to the Florida Best and Brightest
 3 programs; repealing s. 1012.731, F.S., relating to the
 4 Florida Best and Brightest Teacher Program; repealing
 5 s. 1012.732, F.S., relating to the Florida Best and
 6 Brightest Principal Program; amending s. 1011.62,
 7 F.S.; conforming provisions to changes made by the
 8 act; amending s. 1011.71, F.S.; conforming a cross-
 9 reference; providing an effective date.

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

11
 12
 13 Section 1. Section 1012.731, Florida Statutes, is repealed.
 14 Section 2. Section 1012.732, Florida Statutes, is repealed.
 15 Section 3. Paragraph (a) of subsection (4) and subsections
 16 (11), (14), and (18) of section 1011.62, Florida Statutes, are
 17 amended to read:
 18 1011.62 Funds for operation of schools.—If the annual
 19 allocation from the Florida Education Finance Program to each
 20 district for operation of schools is not determined in the
 21 annual appropriations act or the substantive bill implementing
 22 the annual appropriations act, it shall be determined as
 23 follows:
 24 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The
 25 Legislature shall prescribe the aggregate required local effort
 26 for all school districts collectively as an item in the General
 27 Appropriations Act for each fiscal year. The amount that each
 28 district shall provide annually toward the cost of the Florida
 29 Education Finance Program for kindergarten through grade 12

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

5-00798-20

2020486__

30 programs shall be calculated as follows:
 31 (a) *Estimated taxable value calculations.*—
 32 1.a. Not later than 2 working days before July 19, the
 33 Department of Revenue shall certify to the Commissioner of
 34 Education its most recent estimate of the taxable value for
 35 school purposes in each school district and the total for all
 36 school districts in the state for the current calendar year
 37 based on the latest available data obtained from the local
 38 property appraisers. The value certified shall be the taxable
 39 value for school purposes for that year, and no further
 40 adjustments shall be made, except those made pursuant to
 41 paragraphs (c) and (d), or an assessment roll change required by
 42 final judicial decisions as specified in paragraph (18) (b)
 43 ~~(19) (b)~~. Not later than July 19, the Commissioner of Education
 44 shall compute a millage rate, rounded to the next highest one
 45 one-thousandth of a mill, which, when applied to 96 percent of
 46 the estimated state total taxable value for school purposes,
 47 would generate the prescribed aggregate required local effort
 48 for that year for all districts. The Commissioner of Education
 49 shall certify to each district school board the millage rate,
 50 computed as prescribed in this subparagraph, as the minimum
 51 millage rate necessary to provide the district required local
 52 effort for that year.
 53 b. The General Appropriations Act shall direct the
 54 computation of the statewide adjusted aggregate amount for
 55 required local effort for all school districts collectively from
 56 ad valorem taxes to ensure that no school district's revenue
 57 from required local effort millage will produce more than 90
 58 percent of the district's total Florida Education Finance

Page 2 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

5-00798-20

2020486__

59 Program calculation as calculated and adopted by the
60 Legislature, and the adjustment of the required local effort
61 millage rate of each district that produces more than 90 percent
62 of its total Florida Education Finance Program entitlement to a
63 level that will produce only 90 percent of its total Florida
64 Education Finance Program entitlement in the July calculation.

65 2. On the same date as the certification in sub-
66 subparagraph 1.a., the Department of Revenue shall certify to
67 the Commissioner of Education for each district:

68 a. Each year for which the property appraiser has certified
69 the taxable value pursuant to s. 193.122(2) or (3), if
70 applicable, since the prior certification under sub-subparagraph
71 1.a.

72 b. For each year identified in sub-subparagraph a., the
73 taxable value certified by the appraiser pursuant to s.
74 193.122(2) or (3), if applicable, since the prior certification
75 under sub-subparagraph 1.a. This is the certification that
76 reflects all final administrative actions of the value
77 adjustment board.

78 (11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may
79 annually provide in the Florida Education Finance Program a
80 virtual education contribution. The amount of the virtual
81 education contribution shall be the difference between the
82 amount per FTE established in the General Appropriations Act for
83 virtual education and the amount per FTE for each district and
84 the Florida Virtual School, which may be calculated by taking
85 the sum of the base FEFP allocation, the discretionary local
86 effort, the state-funded discretionary contribution, the
87 discretionary millage compression supplement, the research-based

Page 3 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

5-00798-20

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88 reading instruction allocation, ~~the best and brightest teacher~~
89 ~~and principal allocation~~, and the instructional materials
90 allocation, and then dividing by the total unweighted FTE. This
91 difference shall be multiplied by the virtual education
92 unweighted FTE for programs and options identified in s.
93 1002.455 and the Florida Virtual School and its franchises to
94 equal the virtual education contribution and shall be included
95 as a separate allocation in the funding formula.

96 (14) QUALITY ASSURANCE GUARANTEE.—The Legislature may
97 annually in the General Appropriations Act determine a
98 percentage increase in funds per K-12 unweighted FTE as a
99 minimum guarantee to each school district. The guarantee shall
100 be calculated from prior year base funding per unweighted FTE
101 student, which shall include the adjusted FTE dollars as
102 provided in subsection (18) ~~(19)~~, quality guarantee funds, and
103 actual nonvoted discretionary local effort from taxes. From the
104 base funding per unweighted FTE, the increase shall be
105 calculated for the current year. The current year funds from
106 which the guarantee shall be determined shall include the
107 adjusted FTE dollars as provided in subsection (18) ~~(19)~~ and
108 potential nonvoted discretionary local effort from taxes. A
109 comparison of current year funds per unweighted FTE to prior
110 year funds per unweighted FTE shall be computed. For those
111 school districts which have less than the legislatively assigned
112 percentage increase, funds shall be provided to guarantee the
113 assigned percentage increase in funds per unweighted FTE
114 student. Should appropriated funds be less than the sum of this
115 calculated amount for all districts, the commissioner shall
116 prorate each district's allocation. This provision shall be

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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117 implemented to the extent specifically funded.

118 ~~(18) THE FLORIDA BEST AND BRIGHTEST TEACHER AND PRINCIPAL~~
119 ~~ALLOCATION.~~

120 ~~(a) The Florida Best and Brightest Teacher and Principal~~
121 ~~Allocation is created to recruit, retain, and recognize~~
122 ~~classroom teachers and instructional personnel who meet the~~
123 ~~criteria established in s. 1012.731 and reward principals who~~
124 ~~meet the criteria established in s. 1012.732. Subject to annual~~
125 ~~appropriation, each school district shall receive an allocation~~
126 ~~based on the district's proportionate share of PFBP base~~
127 ~~funding. The Legislature may specify a minimum allocation for~~
128 ~~all districts in the General Appropriations Act.~~

129 ~~(b) From the allocation, each district shall provide the~~
130 ~~following:~~

131 ~~1. A one-time recruitment award, as provided in s.~~

132 ~~1012.731(3)(a);~~

133 ~~2. A retention award, as provided in s. 1012.731(3)(b); and~~

134 ~~3. A recognition award, as provided in s. 1012.731(3)(c)~~
135 ~~from the remaining balance of the appropriation after the~~
136 ~~payment of all other awards authorized under ss. 1012.731 and~~
137 ~~1012.732.~~

138 ~~(c) From the allocation, each district shall provide~~
139 ~~eligible principals an award as provided in s. 1012.732(3).~~

140

141 ~~If a district's calculated awards exceed the allocation, the~~
142 ~~district may prorate the awards.~~

143 Section 4. Subsection (1) of section 1011.71, Florida
144 Statutes, is amended to read:

145 1011.71 District school tax.—

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146 (1) If the district school tax is not provided in the
147 General Appropriations Act or the substantive bill implementing
148 the General Appropriations Act, each district school board
149 desiring to participate in the state allocation of funds for
150 current operation as prescribed by s. 1011.62(18) ~~s. 1011.62(19)~~
151 shall levy on the taxable value for school purposes of the
152 district, exclusive of millage voted under s. 9(b) or s. 12,
153 Art. VII of the State Constitution, a millage rate not to exceed
154 the amount certified by the commissioner as the minimum millage
155 rate necessary to provide the district required local effort for
156 the current year, pursuant to s. 1011.62(4)(a)1. In addition to
157 the required local effort millage levy, each district school
158 board may levy a nonvoted current operating discretionary
159 millage. The Legislature shall prescribe annually in the
160 appropriations act the maximum amount of millage a district may
161 levy.

162 Section 5. This act shall take effect July 1, 2020.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations, *Chair*
Finance and Tax
Innovation, Industry, and Technology
Rules

JOINT COMMITTEE:
Joint Legislative Budget Commission,
Alternating Chair

SENATOR ROB BRADLEY
5th District

January 27, 2020

Senator Kelli Stargel, Chair
Appropriations Subcommittee on Educations
201 Capitol
404 South Monroe Street
Tallahassee, Florida 32399-1100

Dear Chair Stargel:

I will be out-of-town tomorrow and am unable to present Senate Bill 486 to the Subcommittee. I respectfully request that you present the bill on my behalf. The bill eliminates the Best and Brightest Teacher and Principle Program.

Thank you for your assistance with this matter. My staff will provide your district staff with the talking points and bill information for Senate Bill 486.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rob Bradley".

Rob Bradley

REPLY TO:

- 1279 Kingsley Avenue, Suite 107, Orange Park, Florida 32073 (904) 278-2085
- 414 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5005

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore



THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020
Meeting Date

SB0486
Bill Number (if applicable)

Topic Florida Best and Brightest Program

Amendment Barcode (if applicable)

Name Khanh-Lien Banko ("Con Lynn")

Job Title Resolutions Chair

Address 1747 Orlando Central Parkway

Phone (386)717-4965

Orlando FL 32809
City State Zip

Email resolutions@floridapt.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

1/29/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4860
SB 4860

Bill Number (if applicable)

Topic Best and Brightest

Amendment Barcode (if applicable)

Name Marjorie Stahl

Job Title Teacher

Address 2148 Antilles Club Drive

Phone _____

Street

Kissimmee

Florida

34747

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-2020
Meeting Date

SB486
Bill Number (if applicable)

Topic Best & Brightest

Amendment Barcode (if applicable)

Name Karen Pruitt

Job Title Osceola County Educ. Assoc. Vice President

Address 2619 Vergo ct

Phone 407-851-9219

Street

Orlando FL 32837

City

State

Zip

Email gerw3@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

1/29/2020
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 486
Bill Number (if applicable)

Topic Best + Brightest

Amendment Barcode (if applicable)

Name Greg Gahr's

Job Title Teacher - History/Civics

Address 907 Sherwood Ave.

Phone 407-952-0486

St. Cloud FL
City State

34769
Zip

Email gregory.gahr's@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

SB 486

Bill Number (if applicable)

Topic FL Best & Brightest

Amendment Barcode (if applicable)

Name Michael Weinert

Job Title _____

Address 3167 OHARA DR

Phone 727 992 8119

Street

New Port Richey FL

34655

Email mikewjet@yahoo.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing My Family

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/20
Meeting Date

4/86
Bill Number (if applicable)

Topic Best and Brightest

Amendment Barcode (if applicable)

Name Dr. Madonna Higgs

Job Title Educator

Address 1413 Sunnyhills drive
Street

Phone 813-787-5836

Brandon FL 33510
City State Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/29/20

Meeting Date

SB 486

Bill Number (if applicable)

Topic Best & Brightest

Amendment Barcode (if applicable)

Name N. Sabrina Gates

Job Title Educator

Address 19051 Boyette Rd

Phone 813-679-0021

Street

Lithia FL 33547

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/29/2020

Meeting Date

SB486

Bill Number (if applicable)

Topic Best and Brightest

Amendment Barcode (if applicable)

Name Paula Ruffin Jefferson

Job Title 1st Grade Teacher

Address 5817 Autumn Shire Dr

Phone 813-317-1890

Street Zephyrhills FL 33541
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 29 2020

Meeting Date

SB 486

Bill Number (if applicable)

Topic Best & Brightest

Amendment Barcode (if applicable)

Name Elizabeth Brown-Davis

Job Title ESD TEACHER

Address 720 TANNAN FALL DR.

Phone _____

Street

RUSKIN FL 33570

City

State

Zip

Email ebrowndavis@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/28/2020

Meeting Date

SB 486

Bill Number (if applicable)

Topic Best & Brightest Bonuses

Amendment Barcode (if applicable)

Name Stephanie Kunkel

Job Title Legislative and Political Specialist

Address 213 S. Adams St

Phone 850-224-2078

Street

Tallahassee

FL

32301

Email stephanie.kunkel@floridaea.org

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Education Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-29-20

Meeting Date

486

Bill Number (if applicable)

Topic Best and Brightest

Amendment Barcode (if applicable)

Name Wendy Dodge

Job Title Dir - Leg Affairs

Address PO Box 391

Phone 843-838-3632

Street

BARLOW

FL

33831

City

State

Zip

Email wendy.dodge@polk-fl.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Polk County Schools

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Education

BILL: SB 836

INTRODUCER: Senator Simmons

SUBJECT: Funds for the Operation of Schools

DATE: January 27, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brick</u>	<u>Sikes</u>	<u>ED</u>	Favorable
2.	<u>Underhill</u>	<u>Elwell</u>	<u>AED</u>	Recommend: Favorable
3.	_____	_____	<u>AP</u>	_____

I. Summary:

SB 836 provides for school districts to receive additional funding through the Florida Education Finance Program (FEFP) for each student who receives an Advanced Placement (AP) Capstone Diploma and meets the requirements for a standard high school diploma.

The bill does not require appropriation of additional state funds. The bill may increase funding provided through the FEFP to those school districts that offer the AP Capstone Diploma. See Section V.

The bill takes effect July 1, 2020.

II. Present Situation:

Articulated acceleration mechanisms are intended to shorten the time necessary for a student to earn a high school diploma and a postsecondary degree, broaden the scope of curricular options available, and increase the depth of study available for a particular subject.¹ The law provides the following benefits to schools and students engaged in these programs:

- Successful completion of a course in any of these programs qualifies for college credit.²
- The percentage of a school's students eligible to earn college credit through any of these programs favorably affects the school's grade.³
- A grade earned in any of these programs is assigned additional weight for determining student eligibility for a Bright Futures Scholarship.⁴

¹ Section 1007.27(1), F.S.

² Section 1003.4295, F.S.

³ Section 1008.34(3)(b)2.b., F.S.

⁴ Section 1009.531(3)(a), F.S.

The AP Program

The AP Program enables students to pursue college-level studies while still in high school.⁵ The program consists of college-level courses developed by the AP Program that high schools can choose to offer, and corresponding exams that are administered once a year.⁶ A student must score a ‘3’ or higher, on a 5-point scale, to earn postsecondary credit through the AP Program.⁷

AP Capstone is a diploma granted to students who earn a score of ‘3’ or higher in AP Seminar and AP Research and on four additional AP exams chosen by the student. The program is based on the AP Seminar and AP Research courses, which are yearlong AP courses.⁸ These courses are designed to complement the other AP courses that the AP Capstone student must take.⁹ AP Seminar and AP Research use an interdisciplinary approach to develop skills students need for college-level work.¹⁰ In the 2018-2019 academic year, 1,402 students in 228 high schools in Florida earned an AP Capstone Diploma.¹¹

International Baccalaureate (IB) and Advanced International Certificate of Education (AICE) Diploma Programs

The IB Diploma is only awarded to students who complete, over the course of a two-year program:¹²

- Six subjects chosen from six subject groups, which include:
 - Studies in language and literature
 - Language acquisition
 - Individuals and societies
 - Sciences
 - Mathematics
 - The arts
- An extended essay with a prescribed limit of 4,000 words.
- A theory of knowledge course exploring the nature of knowledge across all disciplines.
- At least three hours each week in creativity, action, and service, which includes participation in the arts, individual and team sports or expeditions or projects, and community and social service activities.

⁵ College Board, AP Central, *AP at a Glance*, <https://apcentral.collegeboard.org/about-ap/ap-a-glance> (last visited Jan. 8, 2020).

⁶ *Id.*

⁷ See ss. 1007.27(5) and 1007.23(1), F.S.

⁸ College Board, *AP Capstone Diploma Program*, <https://apcentral.collegeboard.org/courses/ap-capstone> (last visited Jan. 3, 2020).

⁹ *Id.*

¹⁰ *Id.*

¹¹ Email, College Board (Jan. 7, 2020).

¹² International Baccalaureate, *The IB Diploma Programme*, <https://web.archive.org/web/20100703000358/http://www.ibo.org/diploma/> (last visited Jan. 8, 2020).

To earn the AICE Diploma, students must achieve seven credits within a 25-month period, including at least one credit in:¹³

- A Cambridge International Global Perspectives & Research course;
- Mathematics and science;
- Languages; and
- Arts and humanities.

Successful completion of an IB or AICE curriculum satisfies the credit requirement for receipt of a standard high school diploma,¹⁴ but no similar recognition exists for completion of an AP Capstone Diploma.

Florida Education Finance Program

The Florida Education Finance Program (FEFP) is the primary mechanism for funding the operating costs of Florida school districts. Under the FEFP, financial support for education is based on the full-time equivalent (FTE) student membership in the public schools.¹⁵ The number of FTE students in each of the funded education programs is multiplied by cost factors¹⁶ relative to each program to obtain weighted FTE student values.¹⁷

A student who is enrolled in the AP, IB, or AICE programs and earns a qualifying score on a subject exam in an AP, IB, or full-credit AICE course generates an additional value of 0.16 FTE student membership for a school district.¹⁸ Additionally, classroom teachers may receive bonus funds for the performance of their students on AP, IB, and AICE examinations. School districts must use the additional FTE funds for purposes specified in law.¹⁹

During the 2018-2019 school year, 107,237 Florida public school students received a score of ‘3’ or higher on 183,438 AP exams.²⁰ In the 2019-2020 fiscal year, the additional FTE membership value associated with each student who earns a qualifying score on an AP exam is approximately \$688.²¹

Florida law currently provides additional bonus funding through the FEFP for school districts for each student who receives an IB or AICE diploma. A student earning an IB or AICE diploma

¹³ Cambridge Assessment International Education, *Cambridge AICE Diploma*, <https://www.cambridgeinternational.org/programmes-and-qualifications/cambridge-advanced/cambridge-aice-diploma/> (last visited Jan. 8, 2020). Students may also complete up to two credits in Interdisciplinary subjects.

¹⁴ Section 1003.4282(1)(a), F.S.

¹⁵ Section 1011.62, F.S.

¹⁶ Program cost factors are based on desired relative cost differences between the following programs as established in the annual General Appropriations Act: grades K-3; 4-8; 9-12; two program cost factors for exceptional students; secondary career education programs; and English for Speakers of Other Languages. Section 1011.62(1)(c), F.S.

¹⁷ Section 1011.62, F.S.; Florida Department of Education, *2019-2020 Funding for Florida School Districts*, <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>.

¹⁸ Section 1011.62(1)(1-n), F.S. A student enrolled in a half-credit AICE course generates an additional value of 0.08 FTE.

¹⁹ Section 1011.62(1)(1)-(n), F.S.

²⁰ Email, College Board (Jan. 7, 2020).

²¹ This figure was calculated with the base student allocation of \$4,279.49, as provided in Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F., and a cost factor of 1.005 for the 9-12 Grade program. No district cost differential was applied.

generates a value of 0.3 FTE.²² In the 2017-2018 fiscal year, approximately 7,271 students received either an IB or an AICE diploma, generating approximately \$9.2 million²³ in additional funding to the school districts.²⁴

III. Effect of Proposed Changes:

The bill provides for school districts to receive additional funding through the FEFP for each student who receives an AP Capstone Diploma and meets the requirements for a standard high school diploma. The bill requires that a value of 0.3 FTE student membership be calculated for each student who receives an AP Capstone Diploma. Such value must be added to the total FTE in basic programs for grades 9 through 12 in the subsequent fiscal year.

In effect, the bill provides the same additional FTE funding for each student who receives an AP Capstone Diploma as a student who receives an IB or AICE diploma. The bill may result in more districts offering, and more students earning, the AP Capstone Diploma.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

²² Section 1011.62(1)(1-m), F.S.

²³ *Supra* note 18.

²⁴ Department of Education, Office of Funding and Financial Reporting, *Florida Education Finance Program 2018-19 Third Calculation*, at 14 (2019), available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/18193rdCalc.pdf>.

B. Private Sector Impact:

Students and families of students who earn college credits in high school through the AP Capstone Diploma program may experience cost savings.

C. Government Sector Impact:

The bill does not require appropriation of additional state funds. However, the bill may reallocate funds within the FEFP to those school districts with relatively more students successfully completing dual enrollment coursework and earning the AP Capstone Diploma. Based on 2018-2019 data, AP Capstone Diploma bonus funding within the Florida Education Finance Program is estimated to be \$1.8 million.²⁵

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 1011.62 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

²⁵ 0.3 additional FTE value of \$1,290 multiplied by 1,402 AP Capstone Diploma recipients in 2019.

By Senator Simmons

9-01151-20

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1 A bill to be entitled
 2 An act relating to funds for the operation of schools;
 3 amending s. 1011.62, F.S.; revising the annual
 4 allocation to school districts to include an
 5 additional calculation of full-time equivalent
 6 membership for students who earn a College Board
 7 Advanced Placement Capstone Diploma; providing an
 8 effective date.

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

12 Section 1. Paragraph (n) of subsection (1) of section
 13 1011.62, Florida Statutes, is amended to read:

14 1011.62 Funds for operation of schools.—If the annual
 15 allocation from the Florida Education Finance Program to each
 16 district for operation of schools is not determined in the
 17 annual appropriations act or the substantive bill implementing
 18 the annual appropriations act, it shall be determined as
 19 follows:

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

24 (n) *Calculation of additional full-time equivalent*
 25 *membership based on College Board Advanced Placement scores of*
 26 *students and earning College Board Advanced Placement Capstone*
 27 *Diplomas*.—A value of 0.16 full-time equivalent student
 28 membership shall be calculated for each student in each advanced
 29 placement course who receives a score of 3 or higher on the

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 College Board Advanced Placement Examination for the prior year
 31 and added to the total full-time equivalent student membership
 32 in basic programs for grades 9 through 12 in the subsequent
 33 fiscal year. A value of 0.3 full-time equivalent student
 34 membership shall be calculated for each student who receives a
 35 College Board Advanced Placement Capstone Diploma and meets the
 36 requirements for a standard high school diploma under s.
 37 1003.4282. Such value shall be added to the total full-time
 38 equivalent student membership in basic programs for grades 9
 39 through 12 in the subsequent fiscal year. Each district must
 40 allocate at least 80 percent of the funds provided to the
 41 district for advanced placement instruction, in accordance with
 42 this paragraph, to the high school that generates the funds. The
 43 school district shall distribute to each classroom teacher who
 44 provided advanced placement instruction:

45 1. A bonus in the amount of \$50 for each student taught by
 46 the Advanced Placement teacher in each advanced placement course
 47 who receives a score of 3 or higher on the College Board
 48 Advanced Placement Examination.

49 2. An additional bonus of \$500 to each Advanced Placement
 50 teacher in a school designated with a grade of "D" or "F" who
 51 has at least one student scoring 3 or higher on the College
 52 Board Advanced Placement Examination, regardless of the number
 53 of classes taught or of the number of students scoring a 3 or
 54 higher on the College Board Advanced Placement Examination.

55
 56 Bonuses awarded under this paragraph shall be in addition to any
 57 regular wage or other bonus the teacher received or is scheduled
 58 to receive. For such courses, the teacher shall earn an

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59 additional bonus of \$50 for each student who has a qualifying
60 score.

61 Section 2. This act shall take effect July 1, 2020.



The Florida Senate

Committee Agenda Request

To: Senator Kelli Stargel, Chair
Appropriations Subcommittee on Education

Subject: Committee Agenda Request

Date: January 13, 2020

I respectfully request that **Senate Bill 836**, relating to Funds for the Operation of Schools, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

Thank you,

A handwritten signature in black ink, appearing to read "David Simmons". The signature is stylized and written in cursive.

Senator David Simmons
Florida Senate, District 9

CourtSmart Tag Report

Room: KN 412
Caption: Senate Appropriations Subcommittee on Education

Case No.:

Type:
Judge:

Started: 1/29/2020 9:04:30 AM

Ends: 1/29/2020 10:27:31 AM

Length: 01:23:02

9:04:32 AM Sen. Stargel (Chair)
9:05:19 AM S 836, Funds for the Operation of Schools
9:05:26 AM Sen. Simmons
9:06:21 AM James Mosteller, Advocacy Associate, Foundation for Florida's Future (waives in support)
9:06:29 AM Khanh-Lien Banko, Resolutions Chair, Florida PTA (waives in support)
9:06:36 AM Gabe Sheheane "Sheehan", Senior Director of Government Relations, The College Board (waives in support)
9:06:50 AM Sen. Baxley
9:07:47 AM S 836 reported favorably
9:07:52 AM S 486, Florida Best and Brightest Programs
9:08:00 AM Sen. Bradley
9:12:20 AM Sen. Stargel-Appearances
9:12:25 AM Khanh-Lien Banko, Resolution's Chair, Florida PTA (waives in support)
9:12:29 AM Marjorie Stahl, Teacher (waives in support)
9:12:36 AM Karen Pruitt, Vice-President, Osceola County Educational Association (waives in support)
9:12:43 AM Greg Gahris, Teacher (waives in support)
9:12:51 AM Michael Weinert, (waives in support)
9:13:08 AM Dr. Madonna Higgs, Educator, (waives in support)
9:13:11 AM N. Sabrina Gates, Educator (waives in support)
9:13:17 AM Paula Ruffin Jefferson, Teacher (waives in support)
9:13:22 AM Elizabeth Brown-Davis, ESE Teacher (waives in support)
9:13:28 AM Stephanie Kunkel, Legislative and Political Specialist, Florida Education Association (waives in support)
9:13:36 AM Wendy Dodge, Director Legislative Affairs, Polk County Schools (waives in support)
9:13:45 AM Sen. Flores
9:14:59 AM Sen. Stargel
9:16:41 AM Sen. Bradley
9:17:20 AM S 486 reportedly favorably
9:17:25 AM S 434, Designation of School Grades
9:17:33 AM Sen. Montford
9:20:02 AM Sen. Stargel-Appearances
9:20:05 AM Jodi Tillman, Director, Big Bend Technical College
9:22:47 AM Joy Frank, General Counsel, Superintendent's Association (waives in support)
9:22:53 AM Dr. Danny Glover, Superintendent, Taylor County School District (waives in support)
9:22:58 AM Scott Kittel, Policy Director, Foundation for Florida's Future (waives in opposition)
9:23:13 AM Brenda Carlton, School Board Member, Taylor County (waives in support)
9:23:25 AM James Mosteller, Advocacy Associate, Foundation for Florida's Future (waives in opposition)
9:23:30 AM Matthew Choy, Policy Director, Florida Chamber of Commerce (waives in support)
9:23:41 AM Khanh-Lien Banko, Resolution's Chair, Florida PTA (waives in support)
9:23:44 AM Mursun Carr, Executive Director, Florida Association for Career & Technical Education (waives in support)
9:23:49 AM Mary Keen, Director, Riveroak Technical College (waives in support)
9:23:56 AM Heather McCoy, Principal, Taylor County High (waives in support)
9:24:03 AM Jeannie Mathis, Board Member, Taylor County School Board (waives in support)
9:24:15 AM Sen. Montford
9:25:22 AM S 434 reported favorably
9:25:34 AM Sen. Diaz (Chair)
9:25:37 AM S 72, Postsecondary Education
9:25:47 AM Sen. Stargel
9:25:58 AM Am. 828070
9:26:04 AM Sen. Stargel
9:28:51 AM Am 115158
9:28:56 AM Sen. Stargel

9:29:31 AM Am. 115158 adopted
9:29:32 AM Am. 828070 (cont.)
9:29:42 AM Sen. Baxley
9:30:16 AM Sen. Stargel
9:30:30 AM Sen. Montford
9:31:46 AM Sen. Stargel
9:32:36 AM Sen. Diaz - Appearances
9:33:02 AM Leanne Karstedt, Retired Teacher, Representing Retired Teachers (waives in opposition)
9:33:21 AM Kathleen Daily, Florida State University (waives in support)
9:33:33 AM Marshall Criser, Chancellor (waives in support)
9:33:49 AM Am. 828070 adopted
9:33:52 AM S 72 (cont.)
9:34:02 AM Sen. Diaz - Appearances
9:34:13 AM Kristin Whitaker, Assistant Vice-Chancellor, Florida Board of Governors (waives in support)
9:34:23 AM Felicia Bruce, Retired Teacher, FREA District 9 Representative (waives in opposition)
9:34:32 AM Sen. Flores
9:36:58 AM Sen. Baxley
9:38:06 AM Sen. Stargel
9:39:03 AM S 72 (reported favorably)
9:39:12 AM S 62, K-12 Education
9:39:31 AM Sen. Stargel
9:40:41 AM Am. 424324
9:41:07 AM Sen. Pizzo
9:41:23 AM Sen. Stargel
9:42:02 AM Am. 969850
9:42:09 AM Sen. Pizzo
9:43:16 AM Sen. Diaz - Appearances
9:43:27 AM Dr. Nancy Lawther, Florida PTA (waives in support)
9:43:32 AM Khanh-Lien Banko, Resolutions Chair, Florida PTA (waives in support)
9:43:44 AM Sen. Stargel
9:44:44 AM Sen. Pizzo
9:44:56 AM Am. 969850 fails
9:45:01 AM Am. 970912
9:45:24 AM Sen. Stargel
9:46:36 AM Am. 970912 adopted
9:46:44 AM Am. 449498
9:46:51 AM Sen. Stargel
9:47:40 AM Sen. Diaz - Appearances
9:47:45 AM Khanh-Lien Banko, Resolutions Chair, Florida PTA (waives in support)
9:47:53 AM Sen. Montford
9:48:10 AM Sen. Stargel
9:48:17 AM Am. 449498 adopted
9:48:21 AM Am. 424324 (cont.)
9:48:27 AM Sen. Diaz - Appearances
9:48:32 AM Brenda Dickinson, Lobbyist, Florida Council of Independent Schools (waives in support)
9:48:47 AM Sen. Stargel
9:48:58 AM Am. 424324 adopted
9:49:01 AM S 62 (cont.)
9:49:10 AM Sen. Montford
9:51:16 AM Sen. Stargel
9:52:56 AM Sen. Montford
9:53:35 AM Sen. Stargel
9:55:00 AM Sen. Montford
9:55:13 AM Sen. Stargel
9:55:18 AM Sen. Montford
9:55:27 AM Sen. Diaz - Appearances
9:55:45 AM Scott Kittel, Florida Policy Director, Foundation for Florida's Future (waives in support)
9:55:54 AM Roger Cuevas, Past President, Miami Dade Retired Educators Association (waives in opposition)
9:56:05 AM Robert Stephens, Legislative Chair, Florida Retired Teachers Association (waives in opposition)
9:56:23 AM Antonio De La Luz, Director, Florida Retired Educators Association, (waives in opposition)
9:56:30 AM Jay Joseph, Legislative Chair, Brevard Retired Educators (waives in opposition)
9:56:35 AM Pamela B. Schwartz, President, Florida Retired Educators Association (waives in opposition)

9:56:40 AM Evelyn Odom, Legislative Member, Palm Beach County Retired Educators Association (waives in opposition)
9:56:46 AM Linda Edson, Legislative Chair, Leon/Wakulla Retired Educators Association (waives in opposition)
9:56:51 AM Leanne Karstedt, Retired Teacher, Retired Teachers of Taylor, Dixie, Madison, Suwannee and Lafayette County (waives in opposition)
9:56:57 AM Felicia Bruce, District 9 Representative, Florida Retired Educators Association (waives in opposition)
9:57:03 AM Larry Zwain, Retired, Indivisible Mandarin (waives in opposition)
9:57:14 AM Sen. Book
9:57:44 AM F. Bruce
9:59:03 AM Sen. Pizzo
9:59:15 AM F. Bruce
9:59:50 AM Sen. Pizzo
10:00:22 AM F. Bruce
10:00:50 AM Sen. Pizzo
10:01:43 AM Theodore Horno-Centerwall, Indivisible Mandarin (waives in opposition)
10:01:56 AM Gloria Einstein, Indivisible Mandarin (waives in opposition)
10:02:02 AM Susan Aertker, (waives in opposition)
10:02:08 AM Dr. Nancy Lawther, Florida PTA (for information on the bill)
10:02:17 AM Natalie King, Vice-President, Charter School Leaders, Inc. (waives in support)
10:02:23 AM Scott Kittel, Florida Policy Director, Foundation for Florida's Future (waives in support)
10:02:30 AM Janet Hayes, Retired Teacher, Florida Retired Educators Association (waives in opposition)
10:02:38 AM Carrie Frye, Executive Secretary, Key Women Educators (waives in opposition)
10:02:44 AM James Mosteller, Advocacy Associate, Foundation for Florida's Future (waives in support)
10:02:49 AM Rebecca Hughes, Retired, Florida Retired Associations (waives in opposition)
10:02:57 AM George Ellis, President, Miami Dade County Retired Educators Association (waives in opposition)
10:03:04 AM Ed Stanford, Legislative Chair District 1, Florida Retired Educators Association (waives in opposition)
10:03:21 AM John Sullivan, Director Legislative Affairs, Broward County Schools (speaks in support)
10:03:50 AM Wendy Dodge, Director Legislative Affairs, Polk County Schools (waives in support)
10:04:09 AM Melanie Birken, Social Worker, Broward County Public Schools (speaking for information on the bill)
10:06:48 AM Sen. Baxley
10:07:06 AM M. Birken
10:08:15 AM Sen. Stargel
10:09:07 AM M. Birken
10:09:29 AM Lenny Mujica, School Social Worker (spoke in support)
10:10:31 AM James Otto, Sex Toys of Clay County (speaking in support)
10:14:15 AM Sen. Montford
10:15:15 AM Sen. Pizzo
10:16:05 AM Sen. Baxley
10:19:11 AM Sen. Book
10:21:29 AM N. Sabrina Gates, Educator (waives in opposition)
10:21:41 AM Sen. Stargel
10:24:55 AM S 62 reported favorably
10:25:03 AM Sen. Stargel (Chair cont.)
10:25:23 AM Sen. Pizzo
10:26:11 AM Sen. Simmons
10:26:26 AM Sen. Montford
10:26:27 AM *
10:26:28 AM *
10:26:29 AM *