

1                   A bill to be entitled  
2           An act relating to education; amending s. 1002.41,  
3           F.S.; specifying that a home education program is not  
4           a school district program; authorizing a school  
5           district to provide exceptional student education-  
6           related services to certain home education program  
7           students; requiring reporting and funding through the  
8           Florida Education Finance Program; authorizing a  
9           school district to provide home education program  
10          students with access to certain courses and programs  
11          offered by the school district; requiring reporting  
12          and funding through the Florida Education Finance  
13          Program; requiring home education program students be  
14          provided access to certain certifications and  
15          assessments offered by the school district; providing  
16          for a textbook reimbursement for certain home  
17          education program students; providing for funding and  
18          the disbursement of the reimbursement; requiring a  
19          home education student's enrollment in a dual  
20          enrollment course be verified by the postsecondary  
21          institution before award of the reimbursement;  
22          requiring the reimbursement to be prorated under  
23          certain circumstances; prohibiting a school district  
24          from taking certain actions against a home education  
25          program student's parent unless such action is  
26          required for a school district program; amending s.

27 | 1003.27, F.S.; requiring a school and school district  
 28 | to comply with specified provisions before instituting  
 29 | criminal prosecution against certain parents relating  
 30 | to compulsory school attendance; amending s. 1007.271,  
 31 | F.S.; exempting dual enrollment students from paying  
 32 | technology fees; prohibiting dual enrollment course  
 33 | and program limitations for home education students  
 34 | from exceeding limitations for other students;  
 35 | providing an exemption from the grade point average  
 36 | requirement for initial enrollment in a dual  
 37 | enrollment program for certain home education  
 38 | students; providing that articulation agreements for  
 39 | private schools and home education students may not  
 40 | contain specified payment provisions; requiring each  
 41 | public postsecondary institution to develop a  
 42 | comprehensive dual enrollment articulation agreement  
 43 | for home education students; authorizing certain  
 44 | postsecondary institutions to enter into an  
 45 | articulation agreement with certain private schools;  
 46 | requiring the articulation agreement be submitted to  
 47 | the Department of Education; requiring specified  
 48 | provisions be included in the agreement; amending s.  
 49 | 1009.536, F.S.; specifying student eligibility for the  
 50 | Florida Gold Seal Vocational Scholars award; providing  
 51 | an appropriation; providing an effective date.

52

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

54

55 Section 1. Subsections (3) and (9) of section 1002.41,  
 56 Florida Statutes, are amended, and subsections (10), (11), (12),  
 57 (13), and (14) are added to that section, to read:

58 1002.41 Home education programs.—

59 (3) A home education program is not a school district  
 60 program and shall be excluded from meeting the requirements of a  
 61 school day.

62 (9) ~~Home education program students may receive~~ Testing  
 63 and evaluation services at diagnostic and resource centers shall  
 64 be available to home education program students, in accordance  
 65 with the provisions of s. 1006.03.

66 (10) A school district may provide exceptional student  
 67 education-related services, as defined in State Board of  
 68 Education rule, to a home education program student with a  
 69 disability who is eligible for the services and who enrolls in a  
 70 public school solely for the purpose of receiving those related  
 71 services. The school district providing the services shall  
 72 report each student as a full-time equivalent student in the  
 73 class and in a manner prescribed by the Department of Education,  
 74 and funding shall be provided through the Florida Education  
 75 Finance Program pursuant to s. 1011.62.

76 (11) A school district may provide access to career and  
 77 technical courses and programs to a home education program  
 78 student who enrolls in a public school solely for the career and

79 technical courses or programs. The school district providing the  
 80 career and technical courses and programs shall report each  
 81 student as a full-time equivalent student in the class and in a  
 82 manner prescribed by the Department of Education, and funding  
 83 shall be provided through the Florida Education Finance Program  
 84 pursuant to s. 1011.62.

85 (12) Industry certifications, national assessments, and  
 86 statewide, standardized assessments offered by the school  
 87 district shall be available to home education program students.  
 88 Each school district shall notify home education program  
 89 students of the available certifications and assessments; the  
 90 date, time, and locations for the administration of each  
 91 certification and assessment; and the deadline for notifying the  
 92 school district of the student's intent to participate and the  
 93 student's preferred location.

94 (13) Subject to an appropriation in the General  
 95 Appropriations Act, home education program students enrolled in  
 96 a dual enrollment course shall be provided an annual  
 97 reimbursement of up to \$80 for instructional materials assigned  
 98 for use within the course. The reimbursement shall be disbursed  
 99 by an eligible nonprofit scholarship-funding organization, as  
 100 defined in s. 1002.395, selected by the Department of Education.  
 101 A student's enrollment in a dual enrollment course must be  
 102 verified by the postsecondary institution before the  
 103 reimbursement may be awarded. If the amount for the total  
 104 reimbursement for all instructional materials exceeds the total

105 appropriation in the General Appropriations Act, each student  
 106 shall receive a prorated amount based on the number of students  
 107 requesting reimbursement for dual enrollment instructional  
 108 materials.

109 (14) A school district may not further regulate, exercise  
 110 control over, or require documentation from parents of home  
 111 education program students beyond the requirements of this  
 112 section unless the regulation, control, or documentation is  
 113 necessary for participation in a school district program.

114 Section 2. Subsection (2) of section 1003.27, Florida  
 115 Statutes, is amended to read:

116 1003.27 Court procedure and penalties.—The court procedure  
 117 and penalties for the enforcement of the provisions of this  
 118 part, relating to compulsory school attendance, shall be as  
 119 follows:

120 (2) NONENROLLMENT AND NONATTENDANCE CASES.—

121 (a) In each case of nonenrollment or of nonattendance upon  
 122 the part of a student who is required to attend some school,  
 123 when no valid reason for such nonenrollment or nonattendance is  
 124 found, the district school superintendent shall institute a  
 125 criminal prosecution against the student's parent. However,  
 126 criminal prosecution may not be instituted against the student's  
 127 parent until the school and school district have complied with  
 128 s. 1003.26.

129 (b) Each public school principal or the principal's  
 130 designee shall notify the district school board of each minor

131 student under its jurisdiction who accumulates 15 unexcused  
132 absences in a period of 90 calendar days. ~~Each designee of the~~  
133 ~~governing body of each private school, and each parent whose~~  
134 ~~child is enrolled in a home education program, may provide the~~  
135 ~~Department of Highway Safety and Motor Vehicles with the legal~~  
136 ~~name, sex, date of birth, and social security number of each~~  
137 ~~minor student under his or her jurisdiction who fails to satisfy~~  
138 ~~relevant attendance requirements and who fails to otherwise~~  
139 ~~satisfy the requirements of s. 322.091.~~ The district school  
140 superintendent must provide the Department of Highway Safety and  
141 Motor Vehicles the legal name, sex, date of birth, and social  
142 security number of each minor student who has been reported  
143 under this paragraph and who fails to otherwise satisfy the  
144 requirements of s. 322.091. The Department of Highway Safety and  
145 Motor Vehicles may not issue a driver license or learner's  
146 driver license to, and shall suspend any previously issued  
147 driver license or learner's driver license of, any such minor  
148 student, pursuant to the provisions of s. 322.091.

149 (c) Each designee of the governing body of each private  
150 school and each parent whose child is enrolled in a home  
151 education program may provide the Department of Highway Safety  
152 and Motor Vehicles with the legal name, sex, date of birth, and  
153 social security number of each minor student under his or her  
154 jurisdiction who fails to satisfy relevant attendance  
155 requirements and who fails to otherwise satisfy the requirements  
156 of s. 322.091. The Department of Highway Safety and Motor

157 Vehicles may not issue a driver license or learner's driver  
158 license to, and shall suspend any previously issued driver  
159 license or learner's driver license of, any such minor student,  
160 pursuant to the provisions of s. 322.091.

161 Section 3. Subsections (22) through (24) are renumbered as  
162 subsections (23) through (25), respectively, subsections (2),  
163 (10), and (11), paragraph (b) of subsection (13), subsection  
164 (16), paragraph (n) of subsection (21), and present subsection  
165 (24) of section 1007.271, Florida Statutes, are amended, and a  
166 new subsection (22) is added to that section, to read:

167 1007.271 Dual enrollment programs.—

168 (2) For the purpose of this section, an eligible secondary  
169 student is a student who is enrolled in any of grades 6 through  
170 12 in a Florida public school or in a Florida private school  
171 that is in compliance with s. 1002.42(2) and provides a  
172 secondary curriculum pursuant to s. 1003.4282. A student  
173 ~~Students~~ who is ~~are~~ eligible for dual enrollment pursuant to  
174 this section may enroll in dual enrollment courses conducted  
175 during school hours, after school hours, and during the summer  
176 term. However, if the student is projected to graduate from high  
177 school before the scheduled completion date of a postsecondary  
178 course, the student may not register for that course through  
179 dual enrollment. The student may apply to the postsecondary  
180 institution and pay the required registration, tuition, and fees  
181 if the student meets the postsecondary institution's admissions  
182 requirements under s. 1007.263. Instructional time for dual

183 enrollment may vary from 900 hours; however, the full-time  
 184 equivalent student membership value is ~~shall be~~ subject to the  
 185 ~~provisions in~~ s. 1011.61(4). A student enrolled as a dual  
 186 enrollment student is exempt from the payment of registration,  
 187 tuition, technology, and laboratory fees. Applied academics for  
 188 adult education instruction, developmental education, and other  
 189 forms of precollegiate instruction, as well as physical  
 190 education courses that focus on the physical execution of a  
 191 skill, rather than the intellectual attributes of the activity,  
 192 are ineligible for inclusion in the dual enrollment program.  
 193 Recreation and leisure studies courses shall be evaluated  
 194 individually in the same manner as physical education courses  
 195 for potential inclusion in the program.

196 (10) Early admission is a form of dual enrollment through  
 197 which an eligible secondary student enrolls ~~students enroll~~ in a  
 198 postsecondary institution on a full-time basis in courses that  
 199 are creditable toward the high school diploma and the associate  
 200 or baccalaureate degree. A student must enroll in a minimum of  
 201 12 college credit hours per semester or the equivalent to  
 202 participate in the early admission program; however, a student  
 203 may not be required to enroll in more than 15 college credit  
 204 hours per semester or the equivalent. A student ~~Students~~  
 205 enrolled pursuant to this subsection is ~~are~~ exempt from the  
 206 payment of registration, tuition, technology, and laboratory  
 207 fees.

208 (11) Career early admission is a form of career dual



209 enrollment through which an eligible secondary student enrolls  
 210 ~~students enroll~~ full time in a career center or a Florida  
 211 College System institution in postsecondary programs leading to  
 212 industry certifications, as listed in the CAPE Postsecondary  
 213 Industry Certification Funding List pursuant to s. 1008.44,  
 214 which are creditable toward the high school diploma and the  
 215 certificate or associate degree. Participation in the career  
 216 early admission program is limited to students who have  
 217 completed a minimum of 4 semesters of full-time secondary  
 218 enrollment, including studies undertaken in ~~the ninth~~ grade 9. A  
 219 student ~~Students~~ enrolled pursuant to this section is ~~are~~ exempt  
 220 from the payment of registration, tuition, technology, and  
 221 laboratory fees.

222 (13)

223 (b) Each postsecondary institution shall enter into a home  
 224 education articulation agreement with each home education  
 225 student seeking enrollment in a dual enrollment course and the  
 226 student's parent. The home education articulation agreement  
 227 shall include, at a minimum:

228 1. A delineation of courses and programs available to  
 229 dually enrolled home education students. Courses and programs  
 230 may be added, revised, or deleted at any time by the  
 231 postsecondary institution. Any course or program limitations may  
 232 not exceed the limitations for other dually enrolled students.

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

235 required of other dually enrolled students. A high school grade  
236 point average may not be required for home education students  
237 who meet the minimum score on a common placement test adopted by  
238 the State Board of Education which indicates that the student is  
239 ready for college-level coursework; however, home education  
240 student eligibility requirements for continued enrollment in  
241 college credit dual enrollment courses must include the  
242 maintenance of the minimum postsecondary grade point average  
243 established by the postsecondary institution.

244 3. The student's responsibilities for providing his or her  
245 own instructional materials and transportation.

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

248 (16) Public school, private school, or home education  
249 program students who meet the eligibility requirements of this  
250 section and who choose to participate in dual enrollment  
251 programs are exempt from the payment of registration, tuition,  
252 technology, and laboratory fees.

253 (21) Each district school superintendent and each public  
254 postsecondary institution president shall develop a  
255 comprehensive dual enrollment articulation agreement for the  
256 respective school district and postsecondary institution. The  
257 superintendent and president shall establish an articulation  
258 committee for the purpose of developing the agreement. Each  
259 state university president may designate a university  
260 representative to participate in the development of a dual

261 enrollment articulation agreement. A dual enrollment  
 262 articulation agreement shall be completed and submitted annually  
 263 by the postsecondary institution to the Department of Education  
 264 on or before August 1. The agreement must include, but is not  
 265 limited to:

266 (n) A funding provision that delineates costs incurred by  
 267 each entity.

268 1. School districts shall pay public postsecondary  
 269 institutions the standard tuition rate per credit hour from  
 270 funds provided in the Florida Education Finance Program when  
 271 dual enrollment course instruction takes place on the  
 272 postsecondary institution's campus and the course is taken  
 273 during the fall or spring term. When dual enrollment is provided  
 274 on the high school site by postsecondary institution faculty,  
 275 the school district shall reimburse the costs associated with  
 276 the postsecondary institution's proportion of salary and  
 277 benefits to provide the instruction. When dual enrollment course  
 278 instruction is provided on the high school site by school  
 279 district faculty, the school district is not responsible for  
 280 payment to the postsecondary institution. A postsecondary  
 281 institution may enter into an agreement with the school district  
 282 to authorize teachers to teach dual enrollment courses at the  
 283 high school site or the postsecondary institution. A school  
 284 district may not deny a student access to dual enrollment unless  
 285 the student is ineligible to participate in the program subject  
 286 to provisions specifically outlined in this section.

287           2. Subject to annual appropriation in the General  
 288 Appropriations Act, a public postsecondary institution shall  
 289 receive an amount of funding equivalent to the standard tuition  
 290 rate per credit hour for each dual enrollment course taken by a  
 291 student during the summer term.

292           3. The payment provisions of this paragraph do not apply  
 293 to an articulation agreement with a private school or a home  
 294 education student.

295           (22) Each public postsecondary institution shall develop a  
 296 comprehensive dual enrollment articulation agreement for home  
 297 education students and the postsecondary institution.

298           (25)-(24) A postsecondary institution eligible to  
 299 participate in the dual enrollment program pursuant to s.  
 300 1011.62(1)(i) may enter into a private school articulation  
 301 agreement with a private school that is in compliance with s.  
 302 1002.42(2) and provides a secondary curriculum pursuant to s.  
 303 1003.4282. The postsecondary institution shall complete and  
 304 submit the private school articulation agreement to the  
 305 Department of Education. The articulation agreement must include  
 306 a provision expressing that a private school or student may not  
 307 be required to pay costs associated with tuition and fees,  
 308 including technology, registration, and laboratory fees  
 309 ~~Postsecondary institutions may enter into dual enrollment~~  
 310 ~~articulation agreements with private secondary schools pursuant~~  
 311 ~~to subsection (2).~~

312           Section 4. Subsection (1) of section 1009.536, Florida

313 Statutes, is amended to read:

314 1009.536 Florida Gold Seal Vocational Scholars award.—The  
 315 Florida Gold Seal Vocational Scholars award is created within  
 316 the Florida Bright Futures Scholarship Program to recognize and  
 317 reward academic achievement and career preparation by high  
 318 school students who wish to continue their education.

319 (1) A student is eligible for a Florida Gold Seal  
 320 Vocational Scholars award if the student meets the general  
 321 eligibility requirements for the Florida Bright Futures  
 322 Scholarship Program and the student:

323 (a) Completes the secondary school portion of a sequential  
 324 program of studies that requires at least three secondary school  
 325 career credits and earns a minimum unweighted grade point  
 326 average of 3.5 on a 4.0 scale for secondary school career  
 327 courses comprising the career program. On-the-job training may  
 328 not be substituted for any of the three required career credits.

329 (b) Demonstrates readiness for postsecondary education by  
 330 earning a passing score on the Florida College Entry Level  
 331 Placement Test or its equivalent as identified by the Department  
 332 of Education.

333 (c) Earns a minimum cumulative weighted grade point  
 334 average of 3.0, as calculated pursuant to s. 1009.531, on all  
 335 subjects required for a standard high school diploma, excluding  
 336 elective courses, or has attended a home education program  
 337 pursuant to s. 1002.41 during grades 11 and 12.

338 ~~(d) Earns a minimum unweighted grade point average of 3.5~~

339 ~~on a 4.0 scale for secondary career courses comprising the~~  
 340 ~~career program.~~

341 (d)~~(e)~~ Beginning with high school students graduating in  
 342 the 2011-2012 academic year and thereafter, completes a program  
 343 of community service work approved by the district school board,  
 344 the administrators of a nonpublic school, or the Department of  
 345 Education for home education program students, which shall  
 346 include a minimum of 30 hours of service work, and identifies a  
 347 social problem that interests him or her, develops a plan for  
 348 his or her personal involvement in addressing the problem, and,  
 349 through papers or other presentations, evaluates and reflects  
 350 upon his or her experience.

351 Section 5. For the 2016-2017 fiscal year, the sum of \$1  
 352 million in recurring funds is appropriated from the General  
 353 Revenue Fund to the Department of Education for the purpose of  
 354 implementing s. 1002.41(13), Florida Statutes.

355 Section 1. This act shall take effect July 1, 2016.