



Florida Department of Education Updates



FLORIDA DEPARTMENT OF
EDUCATION
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Agenda

- New or Amended Rules (Proposed)
 - 6A-14.092, Textbook Affordability
 - 6A-10.02413, Civic Literacy Competency
 - 6A-14.0303, General Education Core Course Options
 - 6A-20.0282, Dual Enrollment Scholarship Program
- Repealed Rules (Proposed)
- Credentials of Value



6A-14.092, Textbook Affordability (Amendment)

Brief Historical Overview

- 2008 – Section (s.) 1004.085, Florida Statutes (F.S.), established requirements regarding the textbook and instructional materials adoption process at public colleges and universities in Florida.
- 2009 – The State Board of Education approved Rule 6A-14.092, Florida Administrative Code (F.A.C.), to implement the statute.
- 2016 – An update to the law went into effect requiring colleges to expand efforts to reduce the cost of textbooks and instructional materials.
- 2019 – The Division of Florida Colleges (DFC) requested a consulting engagement with the FDOE Inspector General (IG) as a result of Auditor General’s (AG) findings.

Auditor General Findings

Multiple Florida College System (FCS) institutions received AG findings related to:

- Not having established monitoring procedures or having procedures lacking elements required by statute.
- Not maintaining documentation supporting the figures reported in the annual report to the division.
- Lack of evidence supporting timely posting of required instructional materials and untimely posting of required instructional materials.
- Not identifying courses with a wide variance in textbook prices amongst different sections of the same course.

Inspector General Recommendations

- As a result of the AG's findings, the division requested a consulting engagement with the IG to identify the reasons for institution noncompliance and to assist the division in providing guidance to FCS institutions.
- The IG [recommended](#) the division:
 - Define wide cost variance and include the definition in the reporting template used by the institutions.
 - Define high enrollment courses and include the definition in the survey instrument to ensure institutions are reporting on the correct courses.
 - Create exceptions to the 45-day posting requirement of course materials.
 - Include a requirement in the operational agreement with bookstore contractors to ensure compliance with statute as it relates to timely posting of course materials.

Workgroups

- To address the topics in the IG report and to obtain additional input from the field, the division formed four workgroups – chaired by FCS administrators – to collect input on possible rule revisions.
- Workgroup recommendations resulted in three possible outcomes:
 - Some recommendations will be reflected in future technical assistance for completing annual textbook affordability reporting requirements (beginning in 2022 reporting year).
 - Some recommendations will be shared as best practices for institutions to consider, particularly around bookstore contracts.
 - Some recommendations will be incorporated into the rule directly. To that end, the division entered rule development in August 2021.

Proposed Rule Amendment

- Removes the 75-day rule language.
- Adds provisions to align with s. 1004.085(5), F.S.
- Provides reasonable exceptions to meeting the 45-day requirement.
- Clarifies reporting requirements.
- Makes other technical changes.

Proposed Rule Amendment (continued)

6A-14.092 Textbook Affordability.

Pursuant to Section 1004.085, F.S., institutions within the Florida College System through the Chief Academic Officer or designee(s) shall:

~~(1) Adopt textbooks and instructional materials no later than seventy-five (75) days prior to the first day of classes for 95% of sections. No later than seventy-five (75) days prior to the first day of classes, colleges shall share a list of adopted textbooks and instructional materials with bookstores to allow sufficient lead time to bookstores to work with publishers so as to confirm availability of the requested materials and to ensure maximum availability of used books. Where courses are added after this seventy-five (75) day deadline, textbooks for such courses shall be adopted as soon as is feasible to ensure sufficient lead time. Monitor and confirm compliance with Section 1004.085(5), F.S., which requires that required and recommended textbooks and instructional materials are published at least forty-five (45) days before the first day of class for each term for at least 95 percent of all scheduled course sections. Sections where no textbook is required or no-cost open educational resources are used are subject to the forty-five (45) day notification requirement. Exceptions to this requirement are as follows:~~

- ~~(a) The originally adopted textbook or instructional material is no longer available;~~
- ~~(b) A faculty member is hired or assigned to teach the course section after the forty-five (45) day notification deadline;~~
- ~~(c) The course section is added after the forty-five (45) day notification deadline;~~
- ~~(d) The instructional modality of the course section changes after the forty-five (45) day notification deadline;~~
- ~~(e) The course is continuing workforce education; and~~
- ~~(f) Other exceptions which are reviewed on a case-by-case basis and subject to approval by the Chief Academic Officer or designee(s).~~

(2) Ensure that pursuant to Section 1004.085(6), F.S., for those classes added after the forty-five (45) day notification deadline, ~~institutions shall post~~ textbook information is posted on their websites immediately as such information becomes available.

Proposed Rule Amendment (continued)

(3) Select textbooks and instructional materials through cost-benefit analyses that enable students to obtain the highest-quality product at the lowest available price, by considering, in addition to those items listed in Section 1004.085(76)(g), F.S.:

(a) The length of time that textbooks and instructional materials remain in use, prioritizing textbooks and instructional materials that will remain in use for a minimum of three (3) years.

(b) Course-wide adoption, specifically for ~~high-enrollment~~ general education courses.

(4) Identify a process to ensure publishers provide a description of the content revisions made between the current edition and a proposed new edition of required textbook and instructional materials.

(5) ~~The board of trustees of each Florida College System institution shall report~~ Report by September 30 of each year to the Chancellor of the Florida College System, in a format determined by the Chancellor, the following:

(a) The textbook and instructional materials selection process for ~~general education courses with a wide cost variance and high-enrollment courses; course sections with no cost shall not be included in the examination of cost variance between different sections of the same course.~~

(b) Specific initiatives of the institution designed to reduce the costs of textbooks and instructional materials;

(c) Policies implemented regarding the posting of textbook and instructional materials for at least 95% of all courses and course sections forty-five (45) days before the first day of class;

(d) The number of courses and course sections that were not able to meet the textbook and instructional materials posting deadline for the previous academic year, identifying those related to exceptions provided under subsection (2); and

(e) Any additional information requested by the Chancellor.



6A-10.02413, Civic Literacy Competency (Amendment)

Brief Historical Overview

- 2017 – Legislature amended s. 1007.25, F.S., to require students to demonstrate competency in civic literacy prior to completion.
- 2018-19 – Students initially entering a Florida College System institution or state university became required to meet civic literacy requirement.
- 2018 – SBOE adopted rule identifying approved courses and assessments.
 - Currently Approved Courses
 - POSX041 American Government
 - AMHX020 Introductory Survey Since 1877
 - Currently Approved Assessments and Passing Scores
 - AP Government and Politics: United States 3
 - AP United States History 4
 - CLEP: American Government 50

Senate Bill 1108

- SB 1108 amended s. 1007.25, F.S., to require students initially entering an FCS institution in 2021-22 and thereafter to complete a course and pass an assessment to demonstrate competency in civic literacy.
- SB 1108 added a requirement for the State Board of Education to develop new or revise existing courses to include, at a minimum, opportunities to engage synchronously in political discussions and civil debates with multiple points of view and to master the ability to synthesize information that informs civic decision-making.

Senate Bill 1108 (continued)

- SB 1108 added a requirement that high school students in U.S. Government take a civic literacy assessment.
- The bill specified that high school students who pass the civic literacy assessment will be exempt from the civic literacy competency *assessment* requirement when they matriculate to postsecondary.

Senate Bill 1108 (continued)

- The bill specified that credits earned through authorized acceleration mechanisms in s. 1007.27, F.S., will count toward the civic literacy requirement.
- In other words, credit received for courses in Rule 6A-10.02413, F.A.C., (AMHX020 and POSX041) via [credit-by-exam](#) will count toward the course requirement.

House Bill 311: Confidentiality of Assessment Instruments

- House Bill 311 added all examinations and assessment instruments, including developmental materials and workpapers, which are prepared, prescribed or administered pursuant to s. 1007.25, F.S., as confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Proposed Rule Amendment

6A-10.02413 Civic Literacy Competency

(1) Prior to the award of an associate in arts or baccalaureate degree, first-time-in-college students entering a Florida College System institution between the 2018-19 to 2020-21 ~~in the 2018-19 school year, and thereafter school year, and thereafter,~~ must demonstrate competency in civic literacy through one of the following options prior to graduation:

(a) ~~(1)~~ Successfully passing either POSX041 American Government or AMHX020 Introductory Survey Since 1877. Each of the courses must include the following competencies:

1. ~~(a)~~ Understanding of the basic principles and practices of American democracy and how they are applied in our republican form of government;

2. ~~(b)~~ An understanding of the United States Constitution and its application;

3. ~~(c)~~ Knowledge of the founding documents and how they have shaped the nature and functions of our institutions of self-government; and

4. ~~(d)~~ An understanding of landmark Supreme Court cases, landmark legislation and landmark executive actions and their impact on law and society.

(b) ~~(2)~~ Achieving the standard score on one of the following assessments:

Assessment	Standard Score
AP Government and Politics: United States	3
AP United States History	4
CLEP: American Government	50

Proposed Rule Amendment (continued)

(2) Prior to the award of an associate in arts or baccalaureate degree, students initially entering a Florida College System institution in the 2021-22 school year, and thereafter, must demonstrate competency in civic literacy by completing paragraphs (a) and (b) prior to graduation:

(a) Successfully passing either POSX041 American Government or AMHX020 Introductory Survey Since 1877. Each of the courses must include the following competencies:

1. Understanding of the basic principles and practices of American democracy and how they are applied in our republican form of government;

2. An understanding of the United States Constitution and its application;

3. Knowledge of the founding documents and how they have shaped the nature and functions of our institutions of self-government; and

4. An understanding of landmark Supreme Court cases, landmark legislation and landmark executive actions and their impact on law and society.

(b) Achieving the standard score on one of the following assessments:

<u>Assessment</u>	<u>Standard Score</u>
<u>AP Government and Politics: United States</u>	<u>3</u>
<u>AP United States History</u>	<u>4</u>
<u>CLEP: American Government</u>	<u>50</u>
<u>Florida Civic Literacy Examination</u>	<u>60</u>

(3) Beginning with the 2021-22 school year, Florida College System institutions must ensure they provide opportunities for students to engage synchronously in political discussions and civil debates with multiple points of view and to master the ability to synthesize information that informs civic decision making.

(4) Beginning with the 2021-22 school year, credit received by examination under Rule 6A-10.024(8), F.A.C. for courses listed in paragraph (2)(a) will count toward meeting the course requirement.

(5) Beginning with the 2021-22 school year, students who earned a passing score on the Florida Civic Literacy Examination while in high school are exempt from the postsecondary civic literacy assessment requirement.



6A-14.0303, General Education Core Course Options (Amendment)

Brief Historical Overview

- Currently, Rule 6A-14.0303, F.A.C., outlines the general education core course options for students completing an associate in arts or baccalaureate degree at a Florida College System (FCS) or State University System (SUS) institution.
- The general education subject areas include: Communication, Humanities, Mathematics, Natural Sciences, and Social Sciences.

House Bill 1507

- HB 1507 modifies 1007.25, F.S., to amend the general education degree requirements.
- Beginning in the 2022-2023 academic year and thereafter, students entering a technical degree education program as defined in s. 1004.02(13), F.S., must complete at least one identified core course in each subject area as part of the general education course requirements before a degree is awarded.

Proposed Rule Amendment

- Adds the requirement: "Beginning in the 2022-23 academic year and thereafter, students entering associate in science or associate in applied science degree programs must complete at least one (1) course from each of the general education subject areas listed in this section prior to the awarding of their degree."
- Specifies the 36-hour general education requirement applies only to associate in arts and baccalaureate programs.



6A-20.0282, Dual Enrollment Scholarship Program (New)

Senate Bill 52

- Senate Bill 52 created s. 1009.30, F.S., and established the Dual Enrollment Scholarship Program.
 - Allows eligible postsecondary institutions to seek reimbursement for tuition and instructional materials for secondary public, private and home education students participating in the dual enrollment program.
 - Reimbursement for private and home education student participation in dual enrollment in the fall or spring terms beginning in Fall 2021.
 - Reimbursement for summer dual enrollment for public, private and home education students begins in summer 2022.

Funding

- The 2021-2022 General Appropriations Act provided \$15,550,000 for reimbursement of tuition and instructional materials costs to eligible public postsecondary institutions, beginning with the fall 2021 term.

Proposed New Rule

6A-20.0282 Dual Enrollment Scholarship Program

(1) Purpose. The purpose of this rule is to set forth criteria and reporting requirements for the Dual Enrollment Scholarship Program, which provides eligible postsecondary institutions with reimbursement for tuition and instructional materials costs for dual enrollment students.

(2) Definitions.

(a) “Department” means the Florida Department of Education.

(b) “Eligible institution” means a Florida College System institution; State University System institution; a district-sponsored career center established under Section 1001.44, F.S.; or, an independent postsecondary institution eligible for participation in dual enrollment under Section 1011.62(1)(i), F.S.

(c) “Eligible student” means a secondary public, private, or home education student who meets all requirements for dual enrollment, as provided in Section 1007.271, F.S.

(d) “Home education articulation agreement template” means a standardized home education articulation agreement that is signed by home education students participating in dual enrollment pursuant to Section 1007.271(13)(a)3., F.S.

(e) “Instructional materials” means educational materials for use within a postsecondary course, which may be available in printed or digital format, and includes fees for digital access codes.

Proposed New Rule (continued)

(3) Institutional Eligibility.

(a) For dual enrollment courses taken by public school and private school students, eligible institutions must submit an articulation agreement with the school district or private school, as applicable, which meets the requirements of Section 1007.271, F.S.

(b) For dual enrollment courses taken by home education students, eligible institutions must submit a home education articulation agreement template which meets the requirements of Section 1007.271, F.S.

(c) Institutions may apply for reimbursement for tuition and instructional materials costs for courses eligible for dual enrollment under Section 1007.271(1) and (2), F.S., taken by eligible students during the following terms:

1. For private school and home education students, postsecondary institutions may seek reimbursement for dual enrollment courses taken in Fall, Spring, or Summer terms beginning in Fall 2021.

2. For public school students, postsecondary institutions may seek reimbursement for dual enrollment courses taken during the Summer term, beginning in Summer 2022.

(d) Eligible institutions must submit the institutional application for state aid funds in accordance with Rule 6A-20.002(1)(j), F.A.C.

Proposed New Rule (continued)

(4) Reporting.

(a) For each student enrolled in a dual enrollment course for which an eligible postsecondary institution is seeking reimbursement of tuition and instructional materials costs, the institution must report the following information to the Department's Office of Student Financial Assistance via the Disbursement Eligibility Report (DER) tool, available at <https://www.floridastudentfinancialaidsg.org/>.

1. Unique student identifier (school identification number, social security number, or other identifier used by the postsecondary institution);

2. First name, last name, and middle initial;

3. Date of birth;

4. Gender;

5. Ethnicity;

6. Student type (private, home education, or public school);

7. District where student attends school;

8. School name and Master School Identification Number (MSID), as provided in Rule 6A-1.0016, F.A.C., where the student attends school;

9. Postsecondary institution where the student is enrolled in dual enrollment;

10. Postsecondary course name, course number, and credit value for each dual-enrollment course for which reimbursement is sought; and,

11. Amount of requested reimbursement for instructional materials.

(5) Non-reimbursed tuition, fees, or other costs related to dual enrollment may not be charged to or passed along to students.

Rule Next Steps

- September 2021 – Chancellors will provide update to FCS Council of Presidents.
- October 2021 – Department will provide update to FCS Councils.
- October 2021 – SBOE will consider rules.
- November 2021 – Department will issue technical assistance memo(s) upon rule adoption that outline clear next steps for institutions.



Rules Being Considered for Repeal or Amendment

6A-14.058 – Athletics

- **Purpose/Effect:** This rule specifies that FCS institutions are prohibited from offering intercollegiate football.
- **Why Considered for Repeal:** No specific authority for rulemaking.
- **Effect of Repeal:** FCS institutions may offer intercollegiate football at the discretion of their District Boards of Trustees under s. 1001.64(8), F.S. Repeal scheduled for October 20, 2021

6A-14.0302 – Military Service

- **Purpose/Effect:** This rule specifies procedures that FCS institutions must follow relating to credit for prior military experience, courses and training. It also references priority course registration for veterans.
- **Why Considered for Repeal:** House Bill 171 (2020) created a requirement for the uniform awarding of credit. SBOE will adopt a new rule governing military credit and an equivalency list that all institutions must use. This new rule, which also applies to career centers and state universities, will replace Rule 6A-14.0302, F.A.C.
- **Effect of Repeal/Replacement:** FCS institutions will be required to amend local policies and procedures to comply with the new rule (anticipated February 2022). The priority course registration is still required pursuant to s. 1004.075, F.S.

6A-14.0491 – Instructional Personnel – Availability to Students

- **Purpose/Effect:** This rule specifies that each FCS institution is required to establish a policy on the availability of instructional personnel to students.
- **Why Considered for Repeal:** No specific authority for rulemaking.
- **Effect of Repeal:** District Boards of Trustees may establish institutional policies related to instructional personnel availability pursuant to s. 1001.64(18), F.S. Repeal scheduled for October 20, 2021.

6A-14.0301 – Withdrawal and Forgiveness

- **Purpose/Effect:** This rule specifies procedures that FCS institutions must follow relating to student withdrawal, grade forgiveness, total attempts and exceptions.
- **Why Considered for Repeal:** Reviewing the specific authority for rulemaking.
- **Effect of Repeal:** District Boards of Trustees may establish institutional policies related to withdrawal and forgiveness pursuant to s. 1001.64(8), F.S. Institutions should be mindful of ss. 1009.28-1009.285, F.S., regarding fees for repeat course enrollment. Anticipated repeal, spring 2022.

6A-14.0305 – Out-of-State Fee Waiver for Veterans and Other Eligible Students

- **Purpose/Effect:** This rule specifies the procedures Florida College System institutions must follow when waiving out-of-state fees for certain military members, veterans and other eligible students.
- **Why Considered for Repeal:** Rule may be duplicative of statute.
- **Effect of Repeal/Amendment:** With the waiver detailed in statute, we are analyzing whether to repeal or amend the rule to ensure the best implementation for students and institutions. Anticipated repeal or amendment in summer 2022.



Credentials of Value

The credentials that we...

- ✓ count toward the SAIL to 60 attainment goal
- ✓ embed in career pathways and guided pathways
- ✓ make available through education and training providers
 - ✓ consider in the CTE audit, and
 - ✓ build into state accountability systems

signal to educators and learners what has value.

Goals of the Credentials of Value Workgroup



Help form a
consensus (cross-
sector) definition of
Credentials of Value



Inform a corresponding
methodology to
identify credentials
that meet value
indicators



Validate the cross-
sector credential of
value list and
determine related
areas of impact

Which credentials are a focus of this work?

Workforce-Related Credentials

(i.e. those that prepare learners for specific occupations):




- Registered Apprenticeships
- Industry Certifications
- Licenses
- College Credit Certificates
- Career Certificates
- Applied Technology Diplomas
- Associate in Applied Science Degree
- Associate in Science Degrees

Considerations

- How do we measure and balance workforce demand and wage considerations?
- What are the implications of statewide and regional demand for occupations and credentials?
- What are the essential elements of quality and value within the Florida credentialing ecosystem?
- How do we ensure the voices of employers are reflected in this work?



Florida Credentials of Value Sample Framework

Criteria			
Meet High Wage Threshold (\$/hour)	✓	✗	✗
Meet Middle Wage Threshold (\$/hour)	✓	✓	✗
Meet Demand Thresholds	✓	✓	✓
Evaluated for Stackability	✗	✗	✓
Meet entry wage (\$/hour) and stack directly to middle or high wage job	✗	✗	✓
Category	High Wage Credentials	Middle Wage Credentials	Stackable Credentials

Next Steps

Feedback Survey

Another opportunity for workgroup members to provide feedback on stackability criteria

Initial Analyses

ESG will complete analyses to identify credentials that meet the economic criteria outlined in HB 1507 and refined through this group

Employer Engagement

In collaboration with CareerSource, we will engage employers to validate and refine initial list of credentials of value

Stackability Review

Leveraging stackability discussion, identify those credentials that meet HB1507 stackability criteria

Meeting #4 & #5

September & October

Topics: Results of Analyses, Employer Engagement, Connecting this work to other initiatives