

Bill No. HB 755, 3rd Eng.

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Grant moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	Delete everything after the enacting clause		
15			
16	and insert:		
17	Section 1. Paragraph (a) of subsection (6) of section		
18	110.131, Florida Statutes, is amended to read:		
19	110.131 Other-personal-services temporary		
20	employment.--		
21	(6)(a) The provisions of subsections (2), (3), and (4)		
22	do not apply to any employee for whom the Board of Regents or		
23	the Board of Trustees of the Florida School for the Deaf and		
24	the Blind is the employer as defined in s. 447.203(2); except		
25	that, for purposes of subsection (5), the Board of Regents and		
26	the Board of Trustees of the Florida School for the Deaf and		
27	the Blind shall comply with the recordkeeping and reporting		
28	requirements adopted by the department pursuant to subsection		
29	(3) with respect to those other-personal-services employees		
30	exempted by this subsection.		
31	Section 2. Subsection (1) of section 228.055, Florida		

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1 Statutes, is amended to read:

2 228.055 Regional autism centers.--

3 (1) Six ~~Five~~ regional autism centers are established
4 to provide nonresidential resource and training services for
5 persons of all ages and of all levels of intellectual
6 functioning who have autism, as defined in s. 393.063; who
7 have a pervasive developmental disorder that is not otherwise
8 specified; who have an autistic-like disability; who have a
9 dual sensory impairment; or who have a sensory impairment with
10 other handicapping conditions. Each center shall be
11 operationally and fiscally independent and shall provide
12 services within its geographical region of the state. Each
13 center shall coordinate services within and between state and
14 local agencies and school districts but may not duplicate
15 services provided by those agencies or school districts. The
16 respective locations and service areas of the centers are:

17 (a) The Department of Communication Disorders at
18 Florida State University, which serves Bay, Calhoun, Escambia,
19 Franklin, Gadsden, Gulf, Holmes, Jackson, Jefferson, Leon,
20 Liberty, Madison, Okaloosa, Santa Rosa, Taylor, Wakulla,
21 Walton, and Washington Counties.

22 (b) The College of Medicine at the University of
23 Florida, which serves Alachua, Bradford, Citrus, Columbia,
24 Dixie, Gilchrist, Hamilton, Hernando, Lafayette, ~~Lake~~, Levy,
25 Marion, ~~Orange, Osceola~~, Putnam, ~~Seminole, Sumter~~, Suwannee,
26 and Union Counties.

27 (c) The University of Florida Health Science Center at
28 Jacksonville, which serves Baker, ~~Brevard~~, Clay, Duval,
29 Flagler, Nassau, and St. Johns, ~~and Volusia~~ Counties. (d) The
30 Florida Mental Health Institute at the University of South
31 Florida, which serves Charlotte, Collier, DeSoto, Glades,

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1 Hardee, Hendry, Highlands, Hillsborough, Indian River, Lee,
2 Manatee, Martin, Okeechobee, Pasco, Pinellas, Polk, St. Lucie,
3 and Sarasota Counties.

4 (d) The Florida Mental Health Institute at the
5 University of South Florida, which serves Charlotte, Collier,
6 DeSoto, Glades, Hardee, Hendry, Highlands, Hillsborough,
7 Indian River, Lee, Manatee, Martin, Okeechobee, Pasco,
8 Pinellas, Polk, St. Lucie, and Sarasota Counties.

9 (e) The Mailman Center for Child Development at the
10 University of Miami, which serves Broward, Dade, Monroe, and
11 Palm Beach Counties.

12 (f) The College of Health and Public Affairs at the
13 University of Central Florida, which serves Brevard, Lake,
14 Orange, Osceola, Seminole, Sumter, and Volusia Counties.

15 Section 3. Section 235.055, Florida Statutes, is
16 amended to read:

17 235.055 Construction of facilities on leased property;
18 conditions.--

19 (1) A board may ~~Boards, including the Board of~~
20 ~~Regents, are authorized to~~ construct or place educational
21 facilities and ancillary facilities on land which is owned by
22 any person after the board has acquired from the owner of the
23 land a long-term lease for the use of this land for a period
24 of not less than 40 years or the life expectancy of the
25 permanent facilities constructed thereon, whichever is longer.

26 (2) A board may, ~~including the Board of Regents, is~~
27 ~~authorized to~~ enter into a short-term lease for the use of
28 land owned by any person on which temporary or relocatable
29 facilities are to be utilized.

30 Section 4. Subsections (2), (3), and (4) of section
31 235.195, Florida Statutes, are amended to read:

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1 235.195 Cooperative development and use of facilities
2 by two or more boards.--

3 (2) An educational plant survey must be conducted
4 within 90 days after submission of the joint resolution and
5 substantiating data describing the benefits to be obtained,
6 the programs to be offered, and the estimated cost of the
7 proposed project. Upon completion of the educational plant
8 survey, the participating boards may include the recommended
9 projects in their plan as provided in s. 235.15 ~~s. 235.16~~.
10 Upon approval of the project by the commissioner, ~~up to~~ 25
11 percent of the total cost of the project, or the pro rata
12 share based on space utilization of 25 percent of the cost,
13 must be included in the department's legislative capital
14 outlay budget request as provided in s. 235.41 for educational
15 plants. The participating boards must include in their joint
16 resolution a commitment to finance the remaining funds
17 necessary to complete the planning, construction, and
18 equipping of the facility. Funds from the Public Education
19 Capital Outlay and Debt Service Trust Fund may not be expended
20 on any project unless specifically authorized by the
21 Legislature.

22 (3) Included in all proposals for joint-use facilities
23 ~~which result in the creation of one or more new campuses for~~
24 ~~public postsecondary educational institutions~~ must be
25 documentation that the proposed new campus or new joint-use
26 facility has been reviewed by the Postsecondary Education
27 Planning Commission, recommended to the State Board of
28 Education, and has been formally requested for authorization
29 by the Legislature in accordance with s. 240.147(8).

30 (4) No school board, community college, or state
31 university shall receive funding for more than one approved

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1 joint-use facility per campus in any 3-year ~~5-year~~ period
 2 ~~effective August 1, 1990. All projects previously approved~~
 3 ~~under the provisions of this section shall not be affected.~~
 4 ~~The first year of the 5-year period shall be the first year a~~
 5 ~~board receives an appropriation.~~

6 Section 5. Paragraph (j) is added to subsection (10)
 7 of section 240.1201, Florida Statutes, to read:

8 240.1201 Determination of resident status for tuition
 9 purposes.--Students shall be classified as residents or
 10 nonresidents for the purpose of assessing tuition fees in
 11 public community colleges and universities.

12 (10) The following persons shall be classified as
 13 residents for tuition purposes:

14 (j) Active duty members of the Canadian military
 15 residing or stationed in this state under the North American
 16 Air Defense (NORAD) agreement, and their spouses and dependent
 17 children, attending a public community college or university
 18 within 50 miles of the military establishment where they are
 19 stationed.

20 Section 6. Subsection (4) of section 240.147, Florida
 21 Statutes, is amended to read:

22 240.147 Powers and duties of the commission.--The
 23 commission shall:

24 (4) Recommend to the State Board of Education
 25 contracts with independent institutions to conduct programs
 26 consistent with the state master plan for postsecondary
 27 education. In making recommendations, the commission shall
 28 consider the annual report submitted by the Board of Regents
 29 pursuant to s. 240.209(3)(s) ~~s. 240.209(3)(r)~~. Each program
 30 shall be reviewed, with the cooperation of the institution,
 31 every 5 years.

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1 Section 7. Subsection (6) of section 240.205, Florida
2 Statutes, is amended to read:

3 240.205 Board of Regents incorporated.--The Board of
4 Regents is hereby created as a body corporate with all the
5 powers of a body corporate for all the purposes created by, or
6 that may exist under, the provisions of this chapter or laws
7 amendatory hereof and shall:

8 (6) Acquire real and personal property and contract
9 for the sale and disposal of same and approve and execute
10 contracts for the acquisition of commodities, goods,
11 equipment, contractual or services, including educational
12 ~~services for~~ leases of real and personal property, and for
13 construction, ~~in accordance with chapter 287, as applicable.~~
14 The acquisition may include purchase by installment or
15 lease-purchase. Such contracts may provide for payment of
16 interest on the unpaid portion of the purchase price. The
17 board may also acquire the same commodities, goods, equipment,
18 contractual services, leases, and construction, as designated
19 ~~for the board,~~ for use by a university when the contractual
20 obligation exceeds \$1 million ~~\$500,000~~. Title to all real
21 property, however acquired, shall be vested in the Board of
22 Trustees of the Internal Improvement Trust Fund and shall be
23 transferred and conveyed by it. Notwithstanding any other
24 provisions of this subsection, the Board of Regents shall
25 comply with the provisions of s. 287.055 for the procurement
26 of professional services as defined therein.

27 Section 8. Paragraphs (e) and (r) of subsection (3) of
28 section 240.209, Florida Statutes, are amended, and subsection
29 (9) is added to that section, to read:

30 240.209 Board of Regents; powers and duties.--

31 (3) The board shall:

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1 (e) Establish student fees.

2 1. By no later than December 1 of each year, the board
3 shall raise the systemwide standard for resident undergraduate
4 matriculation and financial aid fees for the subsequent fall
5 term, up to but no more than 25 percent of the prior year's
6 cost of undergraduate programs. In implementing this
7 paragraph, fees charged for graduate, medical, veterinary, and
8 dental programs may be increased by the Board of Regents in
9 the same percentage as the increase in fees for resident
10 undergraduates. However, in the absence of legislative action
11 to the contrary in an appropriations act, the board may not
12 approve annual fee increases for resident students in excess
13 of 10 percent. The sum of nonresident student matriculation
14 and tuition fees must be sufficient to defray the full cost of
15 undergraduate education. Graduate, medical, veterinary, and
16 dental fees charged to nonresidents may be increased by the
17 board in the same percentage as the increase in fees for
18 nonresident undergraduates. However, in implementing this
19 policy and in the absence of legislative action to the
20 contrary in an appropriations act, annual fee increases for
21 nonresident students may not exceed 25 percent. In the absence
22 of legislative action to the contrary in the General
23 Appropriations Act, the fees shall go into effect for the
24 following fall term.

25 2. When the appropriations act requires a new fee
26 schedule, the board shall establish a systemwide standard fee
27 schedule required to produce the total fee revenue established
28 in the appropriations act based on the product of the assigned
29 enrollment and the fee schedule. The board may approve the
30 expenditure of any fee revenues resulting from the product of
31 the fee schedule adopted pursuant to this section and the

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1 assigned enrollment.

2 3. Upon provision of authority in a General
3 Appropriations Act to spend revenue raised pursuant to this
4 section, the board shall approve a university request to
5 implement a matriculation and out-of-state tuition fee
6 schedule which is calculated to generate revenue which varies
7 no more than 10 percent from the standard fee revenues
8 authorized through an appropriations act. In implementing an
9 alternative fee schedule, the increase in cost to a student
10 taking 15 hours in one term shall be limited to 5 percent.
11 Matriculation and out-of-state tuition fee revenues generated
12 as a result of this provision are to be expended for
13 implementing a plan for achieving accountability goals adopted
14 pursuant to s. 240.214(2) and for implementing a Board of
15 Regents-approved plan to contain student costs by reducing the
16 time necessary for graduation without reducing the quality of
17 instruction. The plans shall be recommended by a
18 universitywide committee, at least one-half of whom are
19 students appointed by the student body president. A
20 chairperson, appointed jointly by the university president and
21 the student body president, shall vote only in the case of a
22 tie.

23 4. The board is authorized to collect for financial
24 aid purposes an amount not to exceed 5 percent of the student
25 tuition and matriculation fee per credit hour. The revenues
26 from fees are to remain at each campus and replace existing
27 financial aid fees. Such funds shall be disbursed to students
28 as quickly as possible. The board shall specify specific
29 limits on the percent of the fees collected in a fiscal year
30 which may be carried forward unexpended to the following
31 fiscal year. A minimum of 50 percent of funds from the student

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1 financial aid fee shall be used to provide financial aid based
2 on absolute need. A student who has received an award prior to
3 July 1, 1984, shall have his or her eligibility assessed on
4 the same criteria that was used at the time of his or her
5 original award.

6 5. The board may recommend to the Legislature an
7 appropriate systemwide standard matriculation and tuition fee
8 schedule.

9 6. The Education and General Student and Other Fees
10 Trust Fund is hereby created, to be administered by the
11 Department of Education. Funds shall be credited to the trust
12 fund from student fee collections and other miscellaneous fees
13 and receipts. The purpose of the trust fund is to support the
14 instruction and research missions of the State University
15 System. Notwithstanding the provisions of s. 216.301, and
16 pursuant to s. 216.351, any balance in the trust fund at the
17 end of any fiscal year shall remain in the trust fund and
18 shall be available for carrying out the purposes of the trust
19 fund.

20 (r) Adopt such rules as are necessary to carry out its
21 duties and responsibilities, including, but not limited to,
22 procedures to administer an acquisition program for the
23 purchase or lease of real and personal property and
24 contractual services pursuant to s. 240.205(6).

25 (9) Notwithstanding the provisions of s. 253.025, the
26 Board of Regents may, with the consent of the Board of
27 Trustees of the Internal Improvement Trust Fund, sell, convey,
28 transfer, exchange, trade, or purchase real property and
29 related improvements necessary and desirable to serve the
30 needs and purposes of a university in the State University
31 System.

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1 (a) The board may secure appraisals and surveys. The
2 board shall comply with the rules of the Board of Trustees of
3 the Internal Improvement Trust Fund in securing appraisals.
4 Whenever the board finds it necessary for timely property
5 acquisition, it may contract, without the need for competitive
6 selection, with one or more appraisers whose names are
7 contained on the list of approved appraisers maintained by the
8 Division of State Lands in the Department of Environmental
9 Protection.

10 (b) The board may negotiate and enter into an option
11 contract before an appraisal is obtained. The option contract
12 must state that the final purchase price may not exceed the
13 maximum value allowed by law. The consideration for such an
14 option contract may not exceed 10 percent of the estimate
15 obtained by the board or 10 percent of the value of the
16 parcel, whichever is greater, unless otherwise authorized by
17 the board.

18 (c) This subsection is not intended to abrogate in any
19 manner the authority delegated to the Board of Trustees of the
20 Internal Improvement Trust Fund or the Division of State Lands
21 to approve a contract for purchase of state lands or to
22 require policies and procedures to obtain clear legal title to
23 parcels purchased for state purposes. Title to property
24 acquired by the board shall vest in the Board of Trustees of
25 the Internal Improvement Trust Fund.

26 Section 9. Subsections (1) and (3) of section
27 240.2097, Florida Statutes, are amended to read:

28 240.2097 Education programs, limited access status;
29 transfer students; student handbook; rules.--The Board of
30 Regents shall adopt rules to include the following provisions:

31 (1) The criteria for assigning limited access status

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1 to an educational program shall be delineated. A process for
2 the periodic review of programs shall be identified so that
3 the board can determine the need for retention or removal of
4 limited access status. ~~The board shall provide in a report to~~
5 ~~the Legislature, by institution, a list of all limited access~~
6 ~~programs, the minimum admission standards for each program,~~
7 ~~and a copy of the most recent review demonstrating the need~~
8 ~~for retention of limited access status. Such report shall be~~
9 ~~submitted by December 1, 1990, and annually thereafter.~~

10 (3) Each university shall review ~~compile~~ and update as
11 necessary ~~annually~~ a student handbook that includes, but is
12 not limited to, ~~a comprehensive calendar that emphasizes~~
13 ~~important dates and deadlines,~~ student rights and
14 responsibilities, appeals processes available to students, a
15 roster of contact persons within the administrative staff
16 available to respond to student inquiries, and a statement as
17 to the State University System policy on acquired immune
18 deficiency syndrome including the name and telephone number of
19 the university acquired immune deficiency syndrome counselor.
20 Each student handbook must include a statement displayed
21 prominently which provides that the university will not
22 tolerate the sale, possession, or use of controlled
23 substances, with the exception of medication prescribed by a
24 physician and taken in accordance with the prescribed usage,
25 nor will the university tolerate the consumption of alcoholic
26 beverages by students younger than 21 years of age or the sale
27 of alcoholic beverages to students younger than 21 years of
28 age. Each student handbook must also list the legal and
29 university-specific sanctions that will be imposed upon
30 students who violate the law or university policies regarding
31 controlled substances and alcoholic beverages.

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1 Section 10. Section 240.214, Florida Statutes, is
2 amended to read:

3 240.214 State University System accountability
4 process.--It is the intent of the Legislature that an
5 accountability process be implemented which provides for the
6 systematic, ongoing evaluation of quality and effectiveness in
7 the State University System. It is further the intent of the
8 Legislature that this accountability process monitor
9 performance at the system level in each of the major areas of
10 instruction, research, and public service, while recognizing
11 the differing missions of each of the state universities. The
12 accountability process shall provide for the adoption of
13 systemwide performance standards and performance goals for
14 each standard identified through a collaborative effort
15 involving the State University System, the Legislature, and
16 the Governor's Office. These standards and goals shall be
17 consistent with s. 216.011(1) to maintain congruity with the
18 performance-based budgeting process. This process requires
19 that university accountability reports reflect measures
20 defined through performance-based budgeting. The
21 performance-based budgeting measures must also reflect the
22 elements of teaching, research, and service inherent in the
23 missions of the institutions in the State University System.
24 ~~The accountability process shall result in an annual~~
25 ~~accountability report to the Legislature.~~

26 ~~(1) The annual accountability report shall include~~
27 ~~goals and measurable objectives related to the systemwide~~
28 ~~strategic plan pursuant to s. 240.209. The plan must include,~~
29 ~~at a minimum, objectives related to the following measures:~~

30 ~~(a) Total student credit hours;~~

31 ~~(b) Total number of contact hours of instruction~~

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1 ~~produced by faculty, by institution, rank, and course level;~~

2 ~~(c) Pass rates on professional licensure examinations,~~
3 ~~by institution;~~

4 ~~(d) Institutional quality as assessed by followup,~~
5 ~~such as analyses of employment information on former students,~~
6 ~~national rankings, and surveys of alumni, parents, clients,~~
7 ~~and employers;~~

8 ~~(e) Length of time and number of academic credits~~
9 ~~required to complete an academic degree, by institution and by~~
10 ~~degree;~~

11 ~~(f) Enrollment, progression, retention, and graduation~~
12 ~~rates by race and gender;~~

13 ~~(g) Student course demand;~~

14 ~~(h) An analysis of administrative and support~~
15 ~~functions;~~

16 ~~(i) Every 3 years, beginning 1995-1996, an analysis of~~
17 ~~the cumulative debt of students; and~~

18 ~~(j) An evaluation of the production of classroom~~
19 ~~contact hours at each university in comparison to a standard~~
20 ~~of 12 contact hours per term or 32 contact hours per year for~~
21 ~~each full-time instructional position and the level of funding~~
22 ~~provided for instruction.~~

23 ~~(1)(2)~~ By December 31 of each year, the Board of
24 Regents shall submit an the annual accountability report
25 providing information on the implementation of performance
26 standards, actions taken to improve university achievement of
27 performance goals, the achievement of performance goals during
28 the prior year, and initiatives to be undertaken during the
29 next year. The accountability reports shall be designed in
30 consultation with the Governor's Office, the Office of the
31 Auditor General, and the Legislature.

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1 ~~(2)(3)~~ The Board of Regents shall recommend in the
2 annual accountability report any appropriate modifications to
3 this section.

4 Section 11. Subsections (12) and (13) of section
5 240.227, Florida Statutes, are amended to read:

6 240.227 University presidents; powers and duties.--The
7 president is the chief administrative officer of the
8 university and is responsible for the operation and
9 administration of the university. Each university president
10 shall:

11 (12) Approve and execute contracts for the acquisition
12 of commodities, goods, for equipment, for services, including
13 educational services, for leases of for real and personal
14 property, and for construction to be rendered to or by the
15 university, provided such contracts are made pursuant to rules
16 of the Board of Regents the provisions of chapter 287, as
17 applicable, are for the implementation of approved programs of
18 the university, and do not require expenditures in excess of
19 ~~\$1 million~~\$500,000. The acquisition Goods and equipment may
20 be made acquired by installment or lease-purchase contract.
21 Such contracts may provide for the payment of interest on the
22 unpaid portion of the purchase price. Notwithstanding any
23 other provisions of this subsection, university presidents
24 shall comply with the provisions of s. 287.055 for the
25 procurement of professional services and may approve and
26 execute all contracts for planning, construction, and
27 equipment for projects with building programs and construction
28 budgets approved by the Board of Regents.

29 (13) Manage the property and financial resources of
30 the university, including, but not limited to, having the
31 authority to adjust property records and dispose of

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1 state-owned tangible personal property in the university's
2 custody in accordance with procedures established by the Board
3 of Regents. Notwithstanding the provisions of s. 273.055(5),
4 all moneys received from the disposition of state-owned
5 tangible personal property shall be retained by the university
6 and disbursed for the acquisition of tangible personal
7 property and for all necessary operating expenditures. The
8 university shall maintain records of the accounts into which
9 such moneys are deposited pursuant to s. 240.225.

10 Section 12. Subsection (16) is added to section
11 240.241, Florida Statutes, to read:

12 240.241 Divisions of sponsored research at state
13 universities.--

14 (16) Notwithstanding the provisions of s. 216.351,
15 section 216.346 does not apply to contracts or subcontracts
16 between state universities, between community colleges, or
17 between state universities and community colleges.

18 Section 13. Section 240.2605, Florida Statutes, is
19 amended to read:

20 240.2605 Trust Fund for Major Gifts.--

21 (1) There is established a Trust Fund for Major Gifts.
22 The purpose of the ~~Such~~ trust fund is to enable ~~shall provide~~
23 the Board of Regents Foundation, each university, and New
24 College ~~with the opportunity~~ to provide donors with an
25 incentive in the form of matching grants for donations for the
26 establishment of permanent endowments, which ~~must~~ shall ~~be~~
27 invested, with the proceeds of the investment used to support
28 libraries and instruction and research programs, as defined by
29 procedure ~~rule~~ of the Board of Regents. All funds appropriated
30 for the challenge grants, new donors, major gifts, or eminent
31 scholars program ~~must~~ shall ~~be~~ deposited into the trust fund

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1 and invested pursuant to ~~the provisions of~~ s. 18.125 until the
2 Board of Regents allocates the ~~such~~ funds to universities to
3 match private donations. Notwithstanding ~~the provisions of~~ s.
4 216.301 and pursuant to s. 216.351, any undisbursed balance
5 remaining in the trust fund and interest income accruing to
6 the portion of the trust fund which is not matched and
7 distributed to universities must remain in the trust fund and
8 used to ~~shall~~ increase the total funds available for challenge
9 grants. The Board of Regents may authorize any university to
10 encumber the state matching portion of a challenge grant from
11 funds available under s. 240.272.

12 (2) The Board of Regents shall specify the process for
13 submission, documentation, and approval of requests for
14 matching funds, accountability for endowments and proceeds of
15 endowments, allocations to universities, restrictions on the
16 use of the proceeds from endowments, and criteria used in
17 determining the value of donations.

18 (3)(a) The Board of Regents shall allocate the amount
19 appropriated to the trust fund ~~shall be allocated by the Board~~
20 ~~of Regents~~ to the Board of Regents Foundation, each
21 university, and New College based on the amount of the
22 donation and the restrictions applied to the donation.

23 (b) Donations for a specific purpose must be ~~are~~
24 matched in the following manner:

25 1. The Board of Regents Foundation and each university
26 that raises at least \$100,000 but no more than \$599,999 from a
27 private source must ~~shall~~ receive a matching grant equal to 50
28 percent of the private contribution.

29 2. The Board of Regents Foundation and each university
30 that raises a contribution of at least \$600,000 but no more
31 than \$1 million from a private source must ~~shall~~ receive a

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1 matching grant equal to 70 percent of the private
2 contribution.

3 3. The Board of Regents Foundation and each university
4 that raises a contribution in excess of \$1 million but no more
5 than \$1.5 million from a private source must ~~shall~~ receive a
6 matching grant equal to 75 percent of the private
7 contribution.

8 4. The Board of Regents Foundation and each university
9 that raises a contribution in excess of \$1.5 million but no
10 more than \$2 million from a private source must ~~shall~~ receive
11 a matching grant equal to 80 percent of the private
12 contribution.

13 5. The Board of Regents Foundation and each university
14 that raises a contribution in excess of \$2 million from a
15 private source must ~~shall~~ receive a matching grant equal to
16 100 percent of the private contribution.

17 (c) The Board of Regents shall encumber state matching
18 funds for any pledged contributions, pro rata, based on the
19 requirements for state matching funds as specified for the
20 particular challenge grant and the amount of the private
21 donations actually received by the university or Board of
22 Regents Foundation for the respective challenge grant.

23 (4) Matching funds may be provided for contributions
24 encumbered or pledged under the Florida Endowment Trust Fund
25 for Eminent Scholars Act prior to July 1, 1994, and for
26 donations or pledges of any amount equal to or in excess of
27 the prescribed minimums which are pledged for the purpose of
28 this section.

29 (5)(a) The Board of Regents Foundation, each
30 university foundation, and New College Foundation shall
31 establish a challenge grant account for each challenge grant

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1 as a depository for private contributions and state matching
2 funds to be administered on behalf of the Board of Regents,
3 the university, or New College. State matching funds must
4 ~~shall~~ be transferred to a university foundation or New College
5 Foundation upon notification that the university or New
6 College has received and deposited the amount specified in
7 this section in a foundation challenge grant account.

8 (b) The foundation serving a university and New
9 College Foundation each has ~~shall have~~ the responsibility for
10 the maintenance and investment of its challenge grant account
11 and for the administration of the program on behalf of the
12 university or New College, pursuant to procedures specified by
13 the Board of Regents. Each foundation shall include in its
14 annual report to the Board of Regents information concerning
15 collection and investment of matching gifts and donations and
16 investment of the account.

17 (c) A donation of at least \$600,000 and associated
18 state matching funds may be used to designate ~~designated as~~ an
19 Eminent Scholar Endowed Chair pursuant to procedures specified
20 by the Board of Regents.

21 (6) The donations, state matching funds, or proceeds
22 from endowments established under ~~pursuant to~~ this section may
23 ~~shall~~ not be expended for the construction, renovation, or
24 maintenance of facilities or for the support of
25 intercollegiate athletics.

26 (7) The Board of Regents Foundation may participate in
27 the same manner as a university foundation with regard to the
28 provisions of this section.

29 Section 14. Subsection (9) of section 240.281, Florida
30 Statutes, is amended to read:

31 240.281 Deposit of funds received by institutions and

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1 agencies in the State University System.--All funds received
2 by any institution or agency in the State University System,
3 from whatever source received and for whatever purpose, shall
4 be deposited in the State Treasury subject to disbursement in
5 such manner and for such purposes as the Legislature may by
6 law provide. The following funds shall be exempt from the
7 provisions of this section and, with the approval of the Board
8 of Regents, may be deposited outside the State Treasury:

9 (9) Such other funds as may be approved by the Board
10 of Regents and the Executive Office of the Governor subject to
11 the review provisions of s. 216.177.

12 Section 15. Present subsection (4) of section 243.151,
13 Florida Statutes, is renumbered as subsection (5), present
14 subsection (3) is renumbered as subsection (4) and amended,
15 and a new subsection (3) is added to that section, to read:

16 243.151 Lease agreements; land, facilities.--

17 (3) Upon approval by the Board of Regents, a
18 university may:

19 (a) Construct educational facilities on land that is
20 owned by a direct-support organization, as defined in s.
21 240.299, or a governmental agency at the federal, state,
22 county, or municipal level, if the university has acquired a
23 long-term lease for the use of the land. The lease must be
24 for at least 40 years or the expected time the facilities to
25 be constructed on the land are expected to remain in a
26 condition acceptable for use, whichever is longer.

27 (b) Acquire a short-term lease from one of the
28 entities listed in paragraph (a) for the use of land, if
29 adequate temporary or relocatable facilities are available on
30 the land.

31 (c) Enter into a short-term lease for the use of land

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1 and buildings upon which capital improvements may be made.

2
3 If sufficient land is not available from any of the entities
4 listed in paragraph (a), a university may acquire a short-term
5 lease from a private landowner or developer.

6 ~~(4)(3)~~ Agreements as provided in this section shall be
7 entered into with an offeror resulting from publicly announced
8 competitive bids or proposals, except that the university may
9 enter into an agreement with an entity enumerated in paragraph
10 (3)(a) for leasing land or with a direct-support organization
11 as provided in s. 240.299, which shall enter into subsequent
12 agreements for financing and constructing the project after
13 receiving competitive bids or proposals. Any facility
14 constructed, lease-purchased, or purchased under such
15 agreements, whether erected on land under the jurisdiction of
16 the university or not, shall conform to the construction
17 standards and codes applicable to university facilities. The
18 Board of Regents shall adopt such rules as are necessary to
19 carry out its duties and responsibilities imposed by this
20 section.

21 Section 16. Subsection (1) of section 287.012, Florida
22 Statutes, is amended to read:

23 287.012 Definitions.--The following definitions shall
24 apply in this part:

25 (1) "Agency" means any of the various state officers,
26 departments, boards, commissions, divisions, bureaus, and
27 councils and any other unit of organization, however
28 designated, of the executive branch of state government.

29 "Agency" does not include the Board of Regents or the State
30 University System.

31 Section 17. Section 240.247, subsection (4) of section

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1 240.4988, subsection (3) of section 287.017, and section
2 240.225, Florida Statutes, are repealed.

3 Section 18. Section 240.2475, Florida Statutes, is
4 amended to read:

5 240.2475 State University System employment equity
6 accountability program.--

7 (1) ~~No later than August 1, 1992,~~ Each state
8 university shall maintain an annual equity ~~develop a~~ plan for
9 appropriate representation ~~increasing the number of~~ women and
10 minorities in senior-level administrative positions, within
11 tenure-track faculty, and within faculty granted tenure. Such
12 plan shall be maintained until appropriate representation has
13 been achieved. As used in this subsection, the term:

14 (a) "Appropriate representation" means category
15 employment representation that at least meets comparable
16 national standards for at least two consecutive reporting
17 periods.

18 (b) "Category" means major executive, administrative,
19 and professional grouping, including senior-level
20 administrative and professional positions, senior academic
21 administrative-level positions, and tenure-track faculty for
22 ~~increasing the number of women and minorities in ranked~~
23 ~~faculty positions, and for increasing the number of women and~~
24 ~~minorities granted tenure. The plan must include specific~~
25 ~~measurable goals and objectives, specific strategies for~~
26 ~~accomplishing these goals and objectives, a time period for~~
27 ~~accomplishing these goals and objectives, and comparative~~
28 ~~national standards. The plan shall be submitted to the~~
29 ~~Legislature on or before September 1, 1992.~~

30 (2)(a) By April 1 ~~October 31~~ of each year, each state
31 university president shall submit an annual equity

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1 ~~accountability~~ report to the Chancellor and the Board of
2 Regents. The equity report shall consist of a status update,
3 an analysis, and a status report of selected personnel
4 transactions. As used in this paragraph, the term, "selected
5 personnel transactions" means new hires in, promotions into,
6 tenure actions in, and terminations from a category. Each
7 university shall provide the job classification title, gender,
8 race, and appointment status of selected personnel
9 transactions. The status update shall assess
10 underrepresentation in each category. The status report shall
11 consist of current category employment representation,
12 comparable national standards, an evaluation of
13 representation, and annual goals to address
14 ~~underrepresentation. which shows the number of administrative~~
15 ~~positions in the faculty and in the administrative and~~
16 ~~professional pay plans which were filled in the previous~~
17 ~~fiscal year. Administrative positions include faculty~~
18 ~~positions that, in whole or in part, are defined as academic~~
19 ~~administration under standard practice CM 87-17.1 and~~
20 ~~positions in the administrative and professional pay plans~~
21 ~~that are defined as administrative positions under the Board~~
22 ~~of Regents' classification of occupational groupings. The~~
23 ~~report must include the following information pertaining to~~
24 ~~the employees hired in those positions:~~

- 25 1. ~~Job classification title;~~
- 26 2. ~~Gender;~~
- 27 3. ~~Ethnicity;~~
- 28 4. ~~Appointment status pursuant to chapter 6C-5.105,~~
- 29 ~~Florida Administrative Code;~~
- 30 5. ~~The salary at which the individual was hired;~~
- 31 6. ~~Comparative information including, but not limited~~

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1 ~~to, composite information regarding the total number of~~
2 ~~positions within the particular job title classification for~~
3 ~~the university by race, gender, and the average salary or~~
4 ~~salary range, where applicable, compared to the number of new~~
5 ~~hires;~~

6 ~~7. Guidelines for ensuring a gender-balanced and~~
7 ~~ethnically balanced selection committee for each vacancy;~~

8 ~~8. Steps taken to develop a diverse pool of candidates~~
9 ~~for each vacancy; and~~

10 ~~9. An assessment of the university's accomplishment of~~
11 ~~annual goals and of long-range goals for hiring and promoting~~
12 ~~women and minorities in senior-level administrative positions.~~

13 ~~(b) After 1 year of implementation of a plan, and~~
14 ~~annually thereafter, for those categories in which prior year~~
15 ~~goals were not achieved, each university shall provide, in its~~
16 ~~annual equity report, a narrative explanation and a plan for~~
17 ~~achievement of equity. The plan shall include guidelines for~~
18 ~~ensuring balanced membership on selection committees and~~
19 ~~specific steps for developing a diverse pool of candidates for~~
20 ~~each vacancy in the category. The plan shall also include a~~
21 ~~systematic process by which those responsible for hiring are~~
22 ~~provided information and are evaluated regarding their~~
23 ~~responsibilities pursuant to this section.~~ ~~Each university's~~
24 ~~equity accountability report must also include the following~~
25 ~~information pertaining to candidates formally applying for~~
26 ~~tenure:~~

27 ~~1. Rank;~~

28 ~~2. Gender;~~

29 ~~3. Ethnicity;~~

30 ~~4. The salary at which the individual was hired; and~~

31 ~~5. Comparative information including, but not limited~~

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1 ~~to, composite information regarding the total number of~~
2 ~~positions within the particular classification for the~~
3 ~~university by race, gender, and the average salary or salary~~
4 ~~range, where applicable, compared to the number of new hires.~~

5 (c) The equity report shall include an analysis and
6 assessment of the university's accomplishment of annual goals,
7 as specified in the university's affirmative action plan, for
8 increasing the representation of women and minorities in
9 tenure-earning and senior-level administrative positions.~~The~~
10 ~~report must also include:~~

- 11 ~~1. The requirements for achieving tenure;~~
- 12 ~~2. The gender and ethnic composition of the committees~~
13 ~~that review tenure recommendations at the department, college,~~
14 ~~and university levels;~~
- 15 ~~3. Guidelines for ensuring the equitable distribution~~
16 ~~of assignments that would enhance tenure opportunities for~~
17 ~~women and minority faculty; and~~
- 18 ~~4. Guidelines for obtaining feedback on the annual~~
19 ~~progress towards achievement of tenure by women and~~
20 ~~minorities.~~

21 (d) The equity report shall also include the current
22 rank, race, and gender of faculty eligible for tenure in a
23 category. In addition, each university shall report
24 representation of the pool of tenure-eligible faculty at each
25 stage of the transaction process, and provide certification
26 that each eligible faculty member was apprised annually of
27 progress toward tenure. Each university shall also report on
28 the dissemination of standards for achieving tenure; racial
29 and gender composition of committees reviewing recommendations
30 at each transaction level; and dissemination of guidelines for
31 equitable distribution of assignments.

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1 (3)(a) A factor in the evaluation of university
2 presidents, vice presidents, deans, and chairpersons shall be
3 their annual progress in achieving the annual and long-range
4 hiring and promotional goals and objectives, as specified in
5 the university's equity plan and affirmative action plan.
6 Annual budget allocations for positions and funding shall be
7 based on this evaluation. A summary of such evaluations ~~Such~~
8 ~~evaluation~~ shall be submitted to the Chancellor and the Board
9 of Regents as part of the university's annual equity report.

10 (b) ~~Beginning January 1994,~~The Chancellor and the
11 Board of Regents shall annually evaluate the performance of
12 the university presidents in achieving the annual equity and
13 ~~long-term~~ goals and objectives. A summary of the results of
14 such evaluations shall be included as part of the annual
15 equity progress report submitted by the Board of Regents to
16 the Legislature and the State Board of Education.

17 (4) The Board of Regents shall submit an annual equity
18 progress report to the President of the Senate, the Speaker of
19 the House of Representatives, Legislature and the State Board
20 of Education on or before August ~~December~~ 1 of each year.

21 (5) Each university shall develop a budgetary
22 incentive plan to support and ensure attainment of the goals
23 developed pursuant to this section. The plan shall specify, at
24 a minimum, how resources shall be allocated to support the
25 achievement of goals and the implementation of strategies in a
26 timely manner. After prior review and approval by the
27 university president and the Board of Regents, the plan shall
28 be submitted as part of the annual equity report submitted by
29 each university to the Board of Regents.~~Effective July 1,~~
30 ~~1993, positions that become vacant in the faculty or the~~
31 ~~administrative and professional pay plans at a university~~

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1 ~~shall be transferred into a pool at that university to be~~
2 ~~allocated by the administration to departments to reward~~
3 ~~department managers for attaining equity goals. Each~~
4 ~~university president shall develop rules regarding the filling~~
5 ~~of vacant positions and the transferring of positions into the~~
6 ~~pool. Such rules must provide for a total cap on the vacant~~
7 ~~position pool at 10 percent of the number of vacant positions~~
8 ~~for the university as of the date of the preparation of the~~
9 ~~initial operating budget for each year. The rule must also~~
10 ~~provide that the number of positions to be transferred into~~
11 ~~the vacant position pool, at the departmental level, may not~~
12 ~~exceed 10 percent of the total number of authorized positions~~
13 ~~for the department as of the date of the preparation of the~~
14 ~~initial operating budget for each year. Subject to available~~
15 ~~funding, the Legislature shall provide an annual appropriation~~
16 ~~to be allocated to the department managers in recognition of~~
17 ~~the attainment of equity goals and objectives.~~

18 (6) Relevant components of each university's
19 affirmative action plan may be used to satisfy the
20 requirements of this section.

21 (7) Subject to available funding, the Legislature
22 shall provide an annual appropriation to the Board of Regents
23 to be allocated to the universities to further enhance equity
24 initiatives and related priorities that support the mission of
25 departments, divisions, or colleges in recognition of the
26 attainment of equity goals and objectives.

27 Section 19. Section 240.3355, Florida Statutes, is
28 amended to read:

29 240.3355 Community College System employment equity
30 accountability program.--

31 (1) ~~No later than May 1, 1993,~~Each community college

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1 shall include in its annual equity update plan ~~must include a~~
2 plan for increasing the representation number of women and
3 minorities in senior-level administrative positions ~~and, for~~
4 ~~increasing the number of women and minorities in full-time~~
5 ~~ranked~~ faculty positions, and for increasing the
6 representation number of women and minorities who have
7 attained continuing-contract status. Positions shall be
8 defined in the personnel data element directory of the
9 Division of Community Colleges. ~~The plan must include specific~~
10 measurable goals and objectives, specific strategies and
11 timelines for accomplishing these goals and objectives, and
12 comparable national standards as provided by the Division of
13 Community Colleges ~~a time period for accomplishing these goals~~
14 ~~and objectives.~~ The goals and objectives shall be based on
15 meeting or exceeding comparable national standards and shall
16 be reviewed and recommended by the State Board of Community
17 Colleges as appropriate. Such plans shall be maintained until
18 appropriate representation has been achieved and maintained
19 for at least 3 consecutive reporting years.

20 (2)(a) On or before May 1 of each year, each community
21 college president shall submit an the annual employment
22 accountability plan ~~equity update~~ to the Executive Director of
23 the State Board of Community Colleges. The accountability
24 plan ~~equity update~~ must show faculty and administrator
25 employment data according to requirements specified on the
26 federal Equal Employment Opportunity (EEO-6) report ~~the number~~
27 ~~of deans, associates, assistant deans, vice presidents,~~
28 ~~associate and assistant presidents, provosts, legal counsel,~~
29 ~~and similar administrative positions which were filled in the~~
30 ~~previous 12-month period. Administrative positions include~~
31 ~~faculty positions that, in whole or in part, are defined as~~

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1 ~~academic administration by rule and positions that are defined~~
 2 ~~as administrative positions under the Community College~~
 3 ~~System's classification of occupational groupings.~~

4 (b) The plan ~~report~~ must show the following
 5 information for those positions including, but not limited to:

- 6 1. Job classification title.†
- 7 2. Gender.†
- 8 3. Ethnicity.†
- 9 4. Appointment status.†
- 10 5. Salary information. At each community college,
 11 salary information shall also include ~~including~~ the salary
 12 ranges in which new hires were employed compared to the salary
 13 ranges for employees with comparable experience and
 14 qualifications.~~at which the individual was hired compared to~~
 15 ~~the salary range for the respective position and to other~~
 16 ~~employees in the same job title classification;†~~

17 6. Other comparative information including, but not
 18 limited to, composite information regarding the total number
 19 of positions within the particular job title classification
 20 for the community college by race, gender, and salary range
 21 compared to the number of new hires.†

22 7. A statement certifying diversity and balance in the
 23 gender and ethnic composition of the selection committee for
 24 each vacancy, including a brief description of guidelines used
 25 for ensuring balanced and diverse membership on selection and
 26 review committees.†

27 ~~8. Steps taken to develop a diverse pool of candidates~~
 28 ~~for each vacancy; and~~

29 (c) ~~9.~~ The annual employment accountability plan shall
 30 also include an analysis and an assessment of the community
 31 college's attainment ~~accomplishment~~ of annual goals and of

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1 long-range goals for increasing the number of women and
2 minorities in faculty and senior-level administrative
3 positions, and a corrective action plan for addressing
4 underrepresentation.

5 ~~(d)(e)~~ Each community college's employment equity
6 accountability plan report must also include:

7 1. The requirements for receiving a continuing
8 contract.

9 2. A brief description of the process used to grant
10 ~~The gender and ethnic composition of the committees that~~
11 ~~review continuing-contract status.~~recommendations.

12 3. A brief description of the process used to annually
13 apprise each eligible faculty member of progress toward
14 attainment of continuing-contract status.~~The enhancement of~~
15 ~~continuing-contract opportunities for women and minority~~
16 ~~faculty; and~~

17 4. ~~Written documentation of feedback on the annual~~
18 ~~progress towards achievement of continuing-contract status by~~
19 ~~women and minorities.~~

20 (3) Community college presidents and the heads of each
21 major administrative division shall be evaluated annually on
22 the progress made toward meeting the goals and objectives of
23 the community college's employment accountability equity
24 update plan.

25 (a) The community college presidents, or the
26 president's designee, shall annually evaluate each department
27 chairperson, dean, provost, and vice president in achieving
28 the annual and long-term goals and objectives. A summary of
29 the results of such evaluations shall be reported annually by
30 the president of the community college to the board of
31 trustees. Annual budget allocations by the board of trustees

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1 for positions and funding must take into consideration these
2 evaluations ~~this evaluation.~~

3 (b) ~~Beginning January 1994,~~Community college district
4 boards of trustees shall annually evaluate the performance of
5 the community college presidents in achieving the annual and
6 long-term goals and objectives. A summary of the results of
7 such evaluations shall be reported to the Executive Director
8 of the State Board of Community Colleges as part of the
9 community college's annual employment accountability plan, and
10 to the Legislature and State Board of Education as part of the
11 annual equity progress report submitted by the State Board of
12 Community Colleges.

13 (4)~~(c)~~ The State Board of Community Colleges shall
14 submit an annual equity progress report to the President of
15 the Senate, the Speaker of the House of Representatives,
16 ~~Legislature~~ and the State Board of Education on or before
17 January ~~December~~ 1 of each year.

18 (5) Each community college shall develop a budgetary
19 incentive plan to support and ensure attainment of the goals
20 developed pursuant to this section. The plan shall specify,
21 at a minimum, how resources shall be allocated to support the
22 achievement of goals and the implementation of strategies in a
23 timely manner. After prior review and approval by the
24 community college president and the State Board of Community
25 Colleges, the plan shall be submitted as part of the annual
26 employment accountability plan submitted by each community
27 college to the State Board of Community Colleges.

28 (6)~~(4)~~ Subject to available funding, the Legislature
29 shall provide an annual appropriation to the State Board of
30 Community Colleges to be allocated to community college
31 presidents, faculty, and administrative personnel to further

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1 enhance equity initiatives and related priorities that support
2 the mission of colleges and departments ~~the department~~
3 ~~managers~~ in recognition of the attainment of the equity goals
4 and objectives.

5 Section 20. Subsection (1) of s. 240.2803, Florida
6 Statutes, is amended to read:

7 240.2803 Auxiliary enterprises; contracts, grants, and
8 donations; definitions.--As used in s. 19(f)(3), Art. III of
9 the State Constitution, the term:

10 (1) "Auxiliary enterprises" includes activities that
11 directly or indirectly provide a product or a service, or
12 both, to a university or its students, faculty, or staff and
13 for which a charge is made ~~is charged a fee related to, but~~
14 ~~not necessarily in an amount that will cover, the cost of the~~
15 ~~service.~~ These auxiliary enterprises are business activities
16 of a university which require no support from the General
17 Revenue Fund ~~generally self-sufficient operations,~~ and include
18 activities such as housing, bookstores, student health
19 services, continuing education programs, food services,
20 college stores, operation of vending machines, specialty
21 shops, day care centers, golf courses, student activities
22 programs, data center operations, and ~~financial aid programs,~~
23 ~~intercollegiate athletics programs, and other programs for~~
24 ~~which the funds are deposited outside the State Treasury.~~

25 Section 21. Section 3 of chapter 97-381, Laws of
26 Florida, is amended to read:

27 Section 3. When the Department of Insurance receives a
28 \$6 million settlement as specified in the Consent Order of the
29 Treasurer and Insurance Commissioner, case number 18900-96-c,
30 that portion of the \$6 million not used to satisfy the
31 requirements of section 18 of the Consent Order must be

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1 transferred from the Insurance Commissioner's Regulatory Trust
2 Fund to the State Student Financial Assistance Trust Fund is
3 appropriated from the State Student Financial Assistance Trust
4 Fund to provide Ethics in Business scholarships to students
5 enrolled in public community colleges and independent
6 postsecondary education institutions eligible to participate
7 in the Florida Resident Access Grant Program under section
8 240.605, Florida Statutes. The funds shall be allocated to
9 institutions for scholarships in the following
10 ratio: Two-thirds for community colleges and one-third for
11 eligible independent institutions. The Department of Education
12 shall administer the scholarship program for students
13 attending community colleges and independent institutions.
14 These funds must be allocated to institutions that provide an
15 equal amount of matching funds generated by private donors for
16 the purpose of providing Ethics in Business scholarships.
17 Public funds may not be used to provide the match, nor may
18 funds collected for other purposes. Notwithstanding any other
19 provision of law, the State Board of Administration shall have
20 the authority to invest the funds appropriated under this
21 section.The Department of Education may adopt rules for
22 administration of the program.

23 Section 22. (1) There is created the Leadership Board
24 for Applied Research and Public Service to be staffed by the
25 Institute of Science and Public Affairs at Florida State
26 University. The purpose of the board is to focus, coordinate,
27 and maximize university resources on current issues and events
28 affecting Florida's residents and elected officials. Emphasis
29 shall be placed on being responsive to and providing accurate,
30 timely, useful, and relevant information to decisionmakers in
31 state and local governments. The board shall set forth a

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1 process to provide comprehensive guidance and advice for
2 improving the types and quality of services to be delivered by
3 the State University System. Specifically, the board shall
4 better identify and define the missions and roles of existing
5 institutes and centers within the State University System,
6 work to eliminate duplication and confusion over conflicting
7 roles and missions, involve more students in learning with
8 applied research and public service activities, and be
9 organizationally separate from academic departments. The board
10 shall meet at least quarterly. The board may create internal
11 management councils that may include working institute and
12 center directors. The board is responsible for, but is not
13 limited to:

14 (a) Providing strategic direction, planning, and
15 accompanying decisions that support a coordinated applied
16 public service and research approach in the state.

17 (b) Addressing State University System policy matters
18 and making recommendations to the Board of Regents as they
19 relate to applied public service and research.

20 (c) Serving as a clearinghouse for services requested
21 by public officials.

22 (d) Providing support for funding and fiscal
23 initiatives involving applied public service and research.

24 (2) Membership of the board shall be:

25 (a) The Chancellor of the Board of Regents, who shall
26 serve as chair.

27 (b) The director of the Office of Planning and
28 Budgeting of the Executive Office of the Governor.

29 (c) The Secretary of the Department of Management
30 Services.

31 (d) The Director of Economic and Demographic Research.

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1 (e) The Director of the Office of Program Policy
2 Analysis and Government Accountability.

3 (f) The President of the Florida League of Cities.

4 (g) The President for the Florida Association of
5 Counties.

6 (h) The President of the Florida School Board
7 Association.

8 (i) Five additional university president members,
9 designated by the Chancellor, to rotate annually.

10 (3) The board shall prepare a report for the Board of
11 Regents to be submitted to the Governor and the Legislature by
12 January 1 of each year which summarizes the work and
13 recommendations of the board in meeting its purpose and
14 mission.

15 Section 23. For the 1998-1999 fiscal year, a recurring
16 sum of \$450,000 is appropriated from the General Revenue Fund
17 to the Leadership Board for Applied Research and Public
18 Service.

19 Section 24. For the 1998-1999 fiscal year, \$200,000 is
20 appropriated from the General Revenue Fund to the State Agency
21 Dispute Resolution Demonstration Project at Florida State
22 University.

23 Section 25. This act shall take effect July 1, 1998.

24
25
26 ===== T I T L E A M E N D M E N T =====

27 And the title is amended as follows:

28 Delete everything before the enacting clause

29
30 and insert:

31 A bill to be entitled

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1 An act relating to postsecondary education;
2 amending s. 110.131, F.S.; deleting the
3 requirement that the Board of Regents comply
4 with recordkeeping and reporting requirements
5 for other-personal-services employment;
6 amending s. 228.055, F.S.; providing for a
7 regional autism center; amending s. 235.055,
8 F.S.; deleting authority of the Board of
9 Regents to construct facilities on leased
10 property and enter into certain leases;
11 amending s. 235.195, F.S.; modifying provisions
12 relating to joint-use facilities; amending s.
13 240.1201, F.S.; classifying specified Canadian
14 military personnel as residents for tuition
15 purposes; amending s. 240.147, F.S.; correcting
16 a cross-reference; amending s. 240.205, F.S.;
17 revising the acquisition and contracting
18 authority of the Board of Regents; amending s.
19 240.209, F.S.; authorizing procedures to
20 administer an acquisition program; authorizing
21 the Board of Regents to sell, convey, transfer,
22 exchange, trade, or purchase real property and
23 related improvements; providing requirements;
24 amending s. 240.2097, F.S.; deleting a
25 requirement that the Board of Regents report to
26 the Legislature on limited-access programs;
27 revising requirements for student handbooks;
28 amending s. 240.214, F.S.; revising provisions
29 relating to the State University System
30 accountability process; amending s. 240.227,
31 F.S.; revising the acquisition and contracting

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1 authority of university presidents; authorizing
2 adjustment of property records and disposal of
3 certain tangible personal property; amending s.
4 240.241, F.S., relating to divisions of
5 sponsored research at state universities;
6 providing an exemption from certain contract
7 requirements for state universities and
8 community colleges; amending s. 240.2605, F.S.,
9 relating to the Trust Fund for Major Gifts;
10 deleting Board of Regents' rulemaking power;
11 authorizing the Board of Regents Foundation to
12 participate in the major gifts program;
13 amending s. 240.281, F.S.; revising the
14 authority for an institution to deposit certain
15 funds outside the State Treasury; amending s.
16 243.151, F.S.; providing a procedure under
17 which a university may construct facilities on
18 leased property; amending s. 287.012, F.S.;
19 excluding the Board of Regents and the State
20 University System from the term "agency" for
21 purposes of state procurement of commodities
22 and services; repealing ss. 240.225, 240.247,
23 240.4988(4), 287.017(3), F.S., relating to
24 delegation of authority by the Department of
25 Management Services to the State University
26 System, eradication of salary discrimination,
27 Board of Regents' rules for the Theodore R. and
28 Vivian M. Johnson Scholarship Program, and
29 applicability of purchasing category rules to
30 the State University System; amending s.
31 240.2475, F.S., relating to the State

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1 University System equity accountability
2 program; requiring each state university to
3 maintain an equity plan to increase the
4 representation of women and minorities in
5 faculty and administrative positions; providing
6 for the submission of reports; requiring the
7 development of a plan for achievement of
8 equity; providing for administrative
9 evaluations; requiring the development of a
10 budgetary incentive plan; providing for an
11 appropriation; amending s. 240.3355, F.S.,
12 relating to the State Community College System
13 equity accountability program; requiring each
14 community college to maintain a plan to
15 increase the representation of women and
16 minorities in faculty and administrative
17 positions; providing contents of an employment
18 accountability plan; requiring the development
19 of a plan for corrective action; providing for
20 administrative evaluations; providing for
21 submission of reports; requiring the
22 development of a budgetary incentive plan;
23 amending s. 240.2803, F.S., clarifying the
24 definition of auxiliary enterprises; amending
25 s. 3, ch. 75-381, Laws of Florida; providing
26 authority to the State Board of Administration
27 to invest certain funds; creating the
28 Leadership Board for Applied Research and
29 Public Service; providing for its membership
30 and duties; providing an appropriation for the
31 board; providing an appropriation for the State

Bill No. HB 755, 3rd Eng.

Amendment No. ____

1 Agency Dispute Resolution Demonstration
2 Project; providing an effective date.
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