

By the Committee on Colleges & Universities and
Representatives Casey, Betancourt and Waters

1 A bill to be entitled
2 An act relating to rulemaking authority within
3 the State University System; amending s.
4 240.209, F.S.; clarifying the rulemaking
5 authority of the Board of Regents regarding the
6 establishment of certain fees and the
7 delegation of authority to the Chancellor or
8 the universities; providing rulemaking
9 authority regarding the waiver of certain fees,
10 the management of systemwide enrollment, the
11 establishment of policies relating to credit
12 and noncredit offerings, and the establishment
13 and regulation of faculty practice plans for
14 the academic health science centers; correcting
15 an obsolete cross reference; deleting
16 unnecessary cross references; amending s.
17 240.227, F.S.; clarifying the rulemaking
18 authority of university presidents regarding
19 conditions of employment of university
20 personnel and the management of property and
21 financial resources of the university;
22 providing rulemaking authority regarding
23 internal procedures of student governments, the
24 use and protection of data and technology, and
25 compliance with federal laws; amending s.
26 240.229, F.S., relating to the powers of the
27 university with regard to patents, copyrights,
28 and trademarks; authorizing the adoption of
29 rules; amending s. 240.233, F.S., relating to
30 university admission of students; authorizing
31 the adoption of rules by the university

1 president; amending s. 240.241, F.S., relating
2 to divisions of sponsored research at state
3 universities; authorizing the adoption of rules
4 by the university president; amending s.
5 240.261, F.S.; clarifying the rulemaking
6 authority of universities with regard to
7 student and employee conduct; amending s.
8 240.291, F.S.; providing rulemaking authority
9 regarding delinquent accounts; providing an
10 effective date.

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

13
14 Section 1. Subsection (1) and paragraphs (e), (f),
15 (p), (q), (r), and (t) of subsection (3) of section 240.209,
16 Florida Statutes, are amended, and paragraphs (u) through (y)
17 of subsection (3), and subsection (11) are added to said
18 section, to read:

19 240.209 Board of Regents; powers and duties.--

20 (1) The Board of Regents is authorized to adopt
21 systemwide rules ~~primarily responsible for adopting systemwide~~
22 ~~rules~~ pursuant to ss. 120.536(1) and 120.54 to implement
23 provisions of law conferring duties upon it; to plan ~~planning~~
24 for the future needs of the State University System; to plan
25 ~~planning~~ the programmatic, financial, and physical development
26 of the system; to review and evaluate ~~reviewing and evaluating~~
27 the instructional, research, and service programs at the
28 universities; to coordinate ~~coordinating~~ program development
29 among the universities; and to monitor ~~monitoring~~ the fiscal
30 performance of the universities.

31 (3) The board shall:

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
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1 the fee schedule adopted pursuant to this section and the
2 assigned enrollment.

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

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

1 fiscal year. A minimum of 50 percent of funds from the student
2 financial aid fee shall be used to provide financial aid based
3 on absolute need. A student who has received an award prior to
4 July 1, 1984, shall have his or her eligibility assessed on
5 the same criteria that was used at the time of his or her
6 original award.

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

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

21 7. The board may establish the following fees:

22 a. A nonrefundable application fee, which shall not
23 exceed \$30.

24 b. An admissions deposit fee for the University of
25 Florida College of Dentistry, which shall not exceed \$200.

26 c. An orientation fee, which shall not exceed \$35.

27 d. A fee for security, access, or identification
28 cards, the annual fee for which shall not exceed \$10 per card.
29 The amount charged for replacement cards shall not exceed \$15.

30 e. Registration fees for audit and zero hours
31 registration; a service charge for the payment of registration

1 fees in installments, which shall not exceed \$15; and a late
2 registration fee for students who fail to initiate
3 registration during the regular registration period, which
4 shall be from \$50 to \$100.

5 f. A late payment fee for students who fail to pay, or
6 make appropriate arrangements, such as installment payment,
7 deferment, or third-party billing, for the payment of tuition
8 and course-related fees by the deadline set by each
9 university, which shall be from \$50 to \$100. Universities may
10 adopt specific procedures or policies for waiving the late
11 payment fee for minor underpayment, as specified by the
12 university.

13 g. A fee for miscellaneous health-related charges for
14 services provided at cost by a university health center which
15 are not covered by the health fee established pursuant to s.
16 240.235(1).

17 h. Material and supply fees to offset the cost of
18 materials or supply items that are consumed in the course of
19 the student's instructional activities, excluding the cost of
20 equipment replacement, repairs, and maintenance.

21 i. Housing rental rates and miscellaneous housing
22 charges for services provided by the university at the request
23 of the student.

24 j. A charge representing the reasonable cost of
25 collection efforts to effect payment for overdue accounts.

26 k. A service charge on university loans, in lieu of
27 interest and administrative handling.

28 l. A fee for off-campus offerings when the location
29 results in specific, identifiable increased costs to the
30 university.

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1 m. Library fees and fines, including charges for
2 damaged and lost library material, overdue reserve library
3 books, interlibrary loans, and literature searches.

4 n. Fees relating to duplicating, photocopying,
5 binding, and microfilming; copyright services; and
6 standardized testing. Such fees shall only be charged to those
7 receiving the service.

8 o. Fees and fines relating to facilities and equipment
9 use, late return, loss, and damage.

10 p. A returned check fee as authorized by s. 832.07(1),
11 for unpaid checks returned to the university.

12 q. Traffic and parking fines, parking decal fees, and
13 transportation access fees.

14 r. A fee for child care and services provided by an
15 educational research center for child development.

16 s. Fees for transcripts and diploma replacement, which
17 shall not exceed \$10 per item.

18 (f) Establish and maintain systemwide personnel
19 programs for all State University System employees, including
20 a systemwide personnel classification and pay plan,
21 notwithstanding provisions of law that grant authority to the
22 Department of Management Services over such programs for state
23 employees. The board shall consult with the legislative
24 appropriations committees regarding any major policy changes
25 related to classification and pay which are in conflict with
26 those policies in effect for career service employees with
27 similar job classifications and responsibilities. The board
28 may adopt rules related to the appointment, employment, and
29 removal of personnel, which delegate ~~delegating~~ its authority
30 to the Chancellor or the universities. The board shall submit,
31 in a manner prescribed by law, any reports concerning State

1 University System personnel programs as shall be required of
2 the Department of Management Services for other state
3 employees. The Department of Management Services shall retain
4 authority over State University System employees for programs
5 established in ss. 110.116, 110.123, 110.1232, 110.1234,
6 110.1235, and 110.1238 and in chapters 121, 122, and 238. The
7 board shall adopt ~~only those~~ rules ~~necessary~~ to provide for a
8 coordinated, efficient systemwide program and shall delegate
9 to the universities ~~all~~ authority ~~necessary~~ for implementing
10 ~~implementation of~~ the program consistent with these
11 coordinating rules so adopted and applicable collective
12 bargaining agreements. Notwithstanding the provisions of s.
13 216.181(7), the salary rate controls for positions in budgets
14 under the Board of Regents shall separately delineate the
15 general faculty and all other categories.

16 (p) ~~Notwithstanding the provisions of ss. 216.044,~~
17 ~~255.248, 255.249, 255.25, 255.28, 255.29, and 287.055, adopt~~
18 ~~rules to~~ Administer a program for the maintenance and
19 construction of facilities in the State University System and
20 to secure, or otherwise provide as a self-insurer pursuant to
21 s. 440.38(6), workers' compensation coverage for contractors
22 and subcontractors, or each of them, employed by or on behalf
23 of the Board of Regents when performing work on or adjacent to
24 property owned or used by the Board of Regents or the State
25 University System.

26 (q) ~~Adopt rules to~~ Ensure compliance with the
27 provisions of s. 373.607 ~~287.0945~~, for all State University
28 System procurement, and additionally, ss. 255.101 and 255.102,
29 for construction contracts, and rules adopted pursuant
30 thereto, relating to the utilization of minority business
31 enterprises, except that procurements costing less than the

1 amount provided for in CATEGORY FIVE as provided in s. 287.017
2 shall not be subject to s. 373.607 ~~287.0945(7)(a)~~.

3 (r) ~~Adopt rules pursuant to ss. 120.536(1) and 120.54~~
4 ~~to implement provisions of law conferring duties upon it,~~
5 ~~including, but not limited to, procedures to Administer an~~
6 acquisition program for the purchase or lease of real and
7 personal property and contractual services pursuant to s.
8 240.205(6).

9 (t) Require ~~Adopt rules providing~~ that each state
10 university shall advise students who meet the minimum
11 requirements for admission to the upper division of a state
12 university, but are denied admission to limited access
13 programs, of the availability of similar programs at other
14 State University System institutions and the admissions
15 requirements of such programs.

16 (u) Allow the waiver of any or all application, course
17 registration, and related fees for persons who supervise
18 student interns of institutions within the State University
19 System.

20 (v) Manage systemwide enrollment.

21 (w) Govern the admission of students into the State
22 University System.

23 (x) Establish policies relating to credit and
24 noncredit education offerings by universities in the State
25 University System.

26 (y) Establish and regulate faculty practice plans for
27 the academic health science centers.

28 (11) The board is authorized to adopt rules to
29 implement the provisions of this section.

30 Section 2. Subsections (1), (5), (11), (13), and (19)
31 of section 240.227, Florida Statutes, are amended, subsection

1 (24) of said section is renumbered and amended, subsections
2 (20) through (23) of said section are renumbered as
3 subsections (19) through (22), respectively, and new
4 subsections (24) through (27) are added to said section, to
5 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 (1) Have the authority to adopt rules pursuant to ss.
12 120.536(1) and 120.54 to implement provisions of law governing
13 the operation and administration of the university, which
14 shall include the specific powers and duties enumerated in
15 this section. Such rules shall be consistent with the mission
16 of the university and statewide rules and policies and shall
17 assist in the development of the university in a manner which
18 will complement the missions and activities of the other
19 universities for the overall purpose of achieving the highest
20 quality of education for the citizens of the state.

21 (5) Appoint university personnel and provide for the
22 compensation and other conditions of employment, such as
23 recruitment, nonreappointment, benefits and hours of work,
24 evaluation, recognition, inventions and works, learning
25 opportunities, academic freedom and responsibility, promotion,
26 assignment, demotion, transfer, tenure and permanent status,
27 ethical obligations and conflicts of interest, restrictive
28 covenants, disciplinary actions, complaints, appeals and
29 grievance procedures, and separation and termination from
30 employment, consistent with applicable law, collective
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1 bargaining agreements, and rules of the Board of Regents ~~rule~~
2 ~~for university personnel who are exempt from chapter 110.~~

3 (11) Establish and maintain ~~Make rules necessary for~~
4 ~~the establishment and maintenance of~~ a personnel exchange
5 program, by which persons employed within the university as
6 instructional and research faculty and comparable
7 administrative and professional staff may be exchanged with
8 persons employed in like capacities by institutions of higher
9 learning which are not under the jurisdiction of the
10 university, by units of government either within or without
11 this state, or by private industry. The salary and benefits
12 of State University System and state personnel participating
13 in the exchange program shall be continued during the period
14 of time they participate in the exchange program, and such
15 personnel shall be deemed to have no break in creditable or
16 continuous state service or employment during the period of
17 time in which they participate in the exchange program. The
18 salary and benefits of persons participating in the personnel
19 exchange program who are employed by institutions of higher
20 learning which are not under the jurisdiction of the
21 university, by units of government either within or without
22 this state, or by private industry shall be paid by the
23 originating employers of those participants. The duties and
24 responsibilities of a person participating in the exchange
25 program shall be the same as those of the person he or she
26 replaces.

27 (13) Use, maintain, protect, and control
28 university-owned or controlled buildings and grounds; property
29 and equipment; name, trademarks, and other proprietary marks;
30 and the financial and other resources of the university. Such
31 authority may include restrictions on commercial activity,

1 access to facilities, firearms, food, tobacco, alcoholic
2 beverages, distribution of printed materials, animals, and
3 sound. The authority vested in the university president in
4 this paragraph includes the prioritization of the use of
5 university space, property, equipment, and resources and the
6 imposition of charges for the same. Further, each university
7 president shall have ~~Manage the property and financial~~
8 ~~resources of the university, including, but not limited to,~~
9 ~~having~~ the authority to adjust property records and dispose of
10 state-owned tangible personal property in the university's
11 custody in accordance with procedures established by the Board
12 of Regents. Notwithstanding the provisions of s. 273.055(5),
13 all moneys received from the disposition of state-owned
14 tangible personal property shall be retained by the university
15 and disbursed for the acquisition of tangible personal
16 property and for all necessary operating expenditures. The
17 university shall maintain records of the accounts into which
18 such moneys are deposited.

19 ~~(19) Administer personnel programs established by the~~
20 ~~Board of Regents and any applicable collective bargaining~~
21 ~~agreements under the supervision of the Board of Regents.~~

22 (23)~~(24)~~ Adopt rules and Enter into agreements for
23 student exchange programs which involve students at the
24 university and students in institutions of higher learning,
25 either within or without the state, which are not in the State
26 University System. Such agreements may provide that the
27 tuition and fees of a student who is enrolled in a university
28 in the State University System and who is participating in an
29 exchange program shall be paid to the state university during
30 the period of time he or she is participating in the exchange
31 program. Such agreements may also provide that the tuition

1 and fees of a student who is enrolled in an institution which
2 is not in the State University System and who is participating
3 in an exchange program shall be paid to the nonstate
4 institution in which he or she is enrolled.

5 (24) Approve the internal procedures and provide
6 purchasing, contracting, and budgetary review processes of
7 student government.

8 (25) Provide for the use and protection of data and
9 technology, including information systems, communication
10 systems, computer hardware and software, and networks.

11 (26) Ensure compliance with federal laws, regulations,
12 and other requirements applicable to the university.

13 (27) Adopt rules to implement the provisions of this
14 section.

15 Section 3. Subsection (6) of section 240.229, Florida
16 Statutes, is amended to read:

17 240.229 Universities; powers; patents, copyrights, and
18 trademarks.--Any other law to the contrary notwithstanding,
19 each university is authorized, in its own name, to:

20 (6) Do all other acts necessary and proper for the
21 execution of powers and duties herein conferred upon the
22 university, including adopting rules in order to administer
23 this section. Any proceeds therefrom shall be deposited and
24 expended in accordance with s. 240.241. Any action taken by
25 the university in securing or exploiting such trademarks,
26 copyrights, or patents shall, within 30 days, be reported in
27 writing by the president to the Department of State.

28 Section 4. Section 240.233, Florida Statutes, is
29 amended to read:

30 240.233 Universities; admissions of students.--Each
31 university president is authorized to adopt rules governing

1 the admission ~~shall govern admissions~~ of students, subject to
2 this section and rules of the Board of Regents.

3 (1) Minimum academic standards for undergraduate
4 admission to a university must include the requirements that:

5 (a) Each student have received a high school diploma
6 pursuant to s. 232.246, or its equivalent, except as provided
7 in s. 240.116(2) and (3).

8 (b) Each student have earned two credits of sequential
9 foreign language at the secondary level or the equivalent of
10 such instruction at the postsecondary level. A student whose
11 native language is not English is exempt from this admissions
12 requirement, provided that the student demonstrates
13 proficiency in the native language. If a standardized test is
14 not available in the student's native language for the
15 demonstration of proficiency, the university may provide an
16 alternative method of assessment. The State Board of
17 Education shall adopt rules for the articulation of foreign
18 language competency and equivalency between secondary and
19 postsecondary institutions. A student who received an
20 associate in arts degree prior to September 1, 1989, or who
21 enrolled in a program of studies leading to an associate
22 degree from a Florida community college prior to August 1,
23 1989, and maintains continuous enrollment shall be exempt from
24 this admissions requirement.

25 (2) The Board of Regents shall adopt rules which
26 provide for a limited number of students to be admitted to the
27 State University System, notwithstanding the admission
28 requirements of paragraph (1)(b), if there is evidence that
29 the applicant is expected to do successful academic work at
30 the admitting university. The number of applicants admitted
31 under this subsection may not exceed 5 percent of the total

1 number of freshmen who entered the State University System the
2 prior year. Any lower-division student admitted without
3 meeting the foreign language requirement must earn such
4 credits prior to admission to the upper division of a state
5 university. Any associate in arts degree graduate from a
6 public community college or university in Florida, or other
7 upper-division transfer student, admitted without meeting the
8 foreign language requirement, must earn such credits prior to
9 graduation from a state university. Students shall be exempt
10 from the provisions of this subsection if they can demonstrate
11 proficiency in American sign language equivalent to that of
12 students who have completed two credits of such instruction in
13 high school.

14 (3)(a) Nonresident students may be admitted to the
15 university upon such terms as the university may establish.
16 However, such terms shall include, but shall not be limited
17 to: completion of a secondary school curriculum which
18 includes 4 years of English; 3 years each of mathematics,
19 science, and social sciences; and 2 years of a foreign
20 language.

21 (b) Within the admission standards provided for in
22 subsection (1), the Board of Regents shall develop procedures
23 for weighting courses which are necessary to meet the
24 requirements of a college-preparatory curriculum at a higher
25 value than less rigorous courses. Credits received in such
26 courses shall be given greater value in determining admission
27 by universities than cumulative grade point averages in high
28 school.

29 (4) Consideration shall be given to the past actions
30 of any person applying for admission as a student to any state
31 university, either as a new applicant, an applicant for

1 continuation of studies, or a transfer student, when such
2 actions have been found to disrupt or interfere with the
3 orderly conduct, processes, functions, or programs of any
4 other university, college, or community college.

5 (5) In any application for admission by a student as a
6 citizen of the state, the applicant, if 18 years of age, or,
7 if a minor, his or her parents or guardian shall make and file
8 with such application a written statement under oath that such
9 applicant is a citizen and resident of the state and entitled,
10 as such, to admission upon the terms and conditions prescribed
11 for citizens and residents of the state.

12 (6) Rules of the State Board of Education shall
13 require the use of scores on tests of college-level
14 communication and computation skills provided in s. 229.551 as
15 a condition for admission of students to upper-division
16 instructional programs from community colleges, including
17 those who have been awarded associate in arts degrees. Use of
18 such test scores as an admission requirement shall extend
19 equally and uniformly to students enrolled in lower divisions
20 in the State University System and to transfer students from
21 other colleges and universities. The tests shall be required
22 for community college students seeking associate in arts
23 degrees and students seeking admission to upper-division
24 instructional programs in the State University System. The
25 use of test scores prior to August 1, 1984, shall be limited
26 to student counseling and curriculum improvement.

27 (7) For the purposes of this section, American sign
28 language constitutes a foreign language. Florida high schools
29 may offer American sign language as a for-credit elective or
30 as a substitute for any already authorized foreign language
31 requirement.

1 (8) A Florida resident who is denied admission as an
2 undergraduate to a state university for failure to meet the
3 high school grade point average requirement may appeal the
4 decision to the university and request a recalculation of the
5 grade point average including in the revised calculation the
6 grades earned in up to three credits of advanced fine arts
7 courses. The university shall provide the student with a
8 description of the appeals process at the same time as
9 notification of the admissions decision. The university shall
10 recalculate the student's grade point average using the
11 additional courses and advise the student of any changes in
12 the student's admission status. For purposes of this section,
13 fine arts courses include courses in music, drama, painting,
14 sculpture, speech, debate, or a course in any art form that
15 requires manual dexterity. Advanced level fine arts courses
16 include fine arts courses identified in the course code
17 directory as Advanced Placement, pre-International
18 Baccalaureate, or International Baccalaureate, or fine arts
19 courses taken in the third or fourth year of a fine arts
20 curriculum.

21 Section 5. Subsection (17) is added to section
22 240.241, Florida Statutes, to read:

23 240.241 Divisions of sponsored research at state
24 universities.--

25 (17) Each university president is authorized to adopt
26 rules to implement the provisions of this section.

27 Section 6. Section 240.261, Florida Statutes, is
28 amended to read:

29 240.261 Codes of conduct; disciplinary measures;
30 rulemaking authority ~~Disciplinary rules~~.--

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1 (1) Each university may adopt, by rule, codes a
2 ~~uniform code~~ of conduct and appropriate penalties for
3 violations of rules by students and employees, to be
4 administered by the ~~president of each~~ university. Such
5 penalties, unless otherwise provided by law, may include: the
6 issuance of a reprimand; the payment of restitution; the
7 imposition of fines; ~~the~~ withholding of diplomas or
8 transcripts pending compliance with rules, completion of any
9 pending student judicial process or sanction, or payment of
10 finest; restrictions on the use of, or removal from, university
11 facilities; the completion of community service or educational
12 requirements; or, ~~and~~ the imposition of probation, suspension,
13 ~~or~~ dismissal, or expulsion.

14 (2) Each university may adopt, by rule, a code of
15 conduct and appropriate penalties for violations of rules by
16 student organizations, to be administered by the university.
17 Such penalties, unless otherwise provided by law, may include:
18 reprimand; restitution; suspension, cancellation, or
19 revocation of the registration or official recognition of a
20 student organization; and restrictions on the use of, or
21 removal from, university facilities.

22 (3) Sanction authorized by university codes of conduct
23 may only be imposed for acts or omissions in violation of
24 rules adopted by the university, including rules adopted
25 pursuant to this section; rules of the Board of Regents;
26 county and municipal ordinances; or federal or state law,
27 including the laws of other states.

28 (4) Each university may establish and adopt, by rule,
29 codes of appropriate penalties for violations of rules
30 governing student academic honesty. Such penalties, unless
31 otherwise provided by law, may include: reprimand, reduction

1 of grade, denial of academic credit, invalidation of
2 university credit or the degree that is based upon such
3 credit, probation, suspension, dismissal, or expulsion. In
4 addition to any other penalties imposed, an individual may be
5 denied admission or further registration, and the university
6 may invalidate academic credit for work done by a student, and
7 may invalidate or revoke the degree based upon such credit, if
8 it is determined that the student has made false, fraudulent,
9 or incomplete statements in the application, residence
10 affidavit, or accompanying documents or statements in
11 connection with, or supplemental to, the application for
12 admission to, or graduation from, the university.

13 ~~(5)(2)~~ The university shall adopt rules for the lawful
14 discipline of any student, faculty member, or member of the
15 administrative staff who intentionally acts to impair,
16 interfere with, or obstruct the orderly conduct, processes,
17 and functions of a state university. Said rules may apply to
18 acts conducted on or off campus when relevant to such orderly
19 conduct, processes, and functions.

20 Section 7. Subsection (4) is added to section 240.291,
21 Florida Statutes, to read:

22 240.291 Delinquent accounts.--

23 (4) Each university is authorized to adopt rules to
24 implement the provisions of this section, including setoff
25 procedures; payroll deductions; and restrictions on the
26 release of transcripts, award of diplomas, and access to
27 university resources and services.

28 Section 8. This act shall take effect upon becoming a
29 law.

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HOUSE SUMMARY

Clarifies the rulemaking authority of the Board of Regents with regard to the establishment of certain fees and the delegation of authority to the Chancellor or the universities. Provides rulemaking authority to the Board of Regents with regard to the waiver of certain fees, the management of systemwide enrollment, the establishment of policies relating to credit and noncredit offerings, and the establishment and regulation of faculty practice plans for the academic health science centers. Clarifies the rulemaking authority of university presidents with regard to conditions of employment of university personnel and the management of property and financial resources of the university. Provides rulemaking authority to university presidents with regard to internal procedures of student governments, the use and protection of data and technology, and compliance with federal laws. Authorizes university adoption of rules relating to the powers of the university with regard to patents, copyrights, and trademarks, and university admission of students. Provides rulemaking authority to universities with regard to divisions of sponsored research and delinquent accounts. Clarifies the rulemaking authority of universities with regard to student and employee conduct.