

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Casey offered the following:

Amendment (with title amendment)

On page 2, between lines 26 and 27,

and insert in lieu thereof:

Section 2. Subsection (1) of section 240.235, Florida Statutes, is amended to read:

240.235 Fees.--

(1) Each university may ~~is authorized to~~ establish separate activity and service, health, and athletic fees. When duly established, these ~~the~~ fees shall be collected as component parts of the registration and tuition fees and shall be retained by the university and paid into the separate activity and service, health, and athletic funds.

(a)1. Each university president shall establish a student activity and service fee on the main campus of the university. The university president may also establish a student activity and service fee on any branch campus or center. Any subsequent modifications ~~increase~~ in the activity and service fee must be recommended by an activity and service

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 fee committee, at least one-half of whom are students
2 appointed by the student body president. The remainder of the
3 committee shall be appointed by the university president. A
4 chairperson, appointed jointly by the university president and
5 the student body president, may ~~shall~~ vote only in the case of
6 a tie. The recommendations of the committee shall take effect
7 only after approval by the university president, after
8 consultation with the student body president, with final
9 approval by the Board of Regents. An increase in the activity
10 and service fee may occur only once each fiscal year and must
11 be implemented beginning with the fall term. The Board of
12 Regents is responsible for adopting ~~promulgating~~ the rules and
13 timetables necessary to implement this fee.

14 2. The student activity and service fees shall be
15 expended for lawful purposes to benefit the student body in
16 general. These purposes ~~This~~ shall include, but are ~~shall~~ not
17 ~~be~~ limited to, student publications and grants to duly
18 recognized student organizations, the membership of which is
19 open to all students at the university without regard to race,
20 sex, or religion. The fund may not benefit activities for
21 which an admission fee is charged to students, except for
22 student-government-sponsored
23 ~~student-government-association-sponsored~~ concerts. The
24 allocation and expenditure of the fund shall be determined by
25 the student government ~~association~~ of the university, except
26 that the president of the university may veto any line item or
27 portion thereof within the budget when submitted by the
28 student government ~~association~~ legislative body. The
29 university president shall have 15 school days from the date
30 of presentation of the budget to act on the allocation and
31 expenditure recommendations, which shall be deemed approved if

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 no action is taken within the 15 school days. If any line item
2 or portion thereof within the budget is vetoed, the student
3 government ~~association~~ legislative body shall within 15 school
4 days make new budget recommendations for expenditure of the
5 vetoed portion of the fund. If the university president
6 vetoes any line item or portion thereof within the new budget
7 revisions, the university president may reallocate by line
8 item that vetoed portion to bond obligations guaranteed by
9 activity and service fees. Unexpended funds and undisbursed
10 funds remaining at the end of a fiscal year shall be carried
11 over and remain in the student activity and service fund and
12 be available for allocation and expenditure during the next
13 fiscal year.

14 (b) Each university president shall establish a
15 student health fee on the main campus of the university. The
16 university president may also establish a student health fee
17 on any branch campus or center. Any subsequent modification
18 ~~increase~~ in the health fee must be recommended by a health
19 committee, at least one-half of whom are students appointed by
20 the student body president. The remainder of the committee
21 shall be appointed by the university president. A
22 chairperson, appointed jointly by the university president and
23 the student body president, may ~~shall~~ vote only in the case of
24 a tie. The recommendations of the committee shall take effect
25 only after approval by the university president, after
26 consultation with the student body president, with final
27 approval by the Board of Regents. An increase in the health
28 fee may occur only once each fiscal year and must be
29 implemented beginning with the fall term. The Board of Regents
30 is responsible for adopting ~~promulgating~~ the rules and
31 timetables necessary to implement this fee.

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 (c) Each university president shall establish a
2 separate athletic fee on the main campus of the university.
3 The university president may also establish a separate
4 athletic fee on any branch campus or center. The initial
5 aggregate athletic fee at each university shall be equal to,
6 but may be no greater than, the 1982-1983 per-credit-hour
7 activity and service fee contributed to intercollegiate
8 athletics, including women's athletics, as provided by s.
9 240.533. Concurrently with the establishment of the athletic
10 fee, the activity and service fee shall experience a one-time
11 reduction equal to the initial aggregate athletic fee. Any
12 subsequent modification ~~increase~~ in the athletic fee must be
13 recommended by an athletic fee committee, at least one-half of
14 whom are students appointed by the student body president.
15 The remainder of the committee shall be appointed by the
16 university president. A chairperson, appointed jointly by the
17 university president and the student body president, may ~~shall~~
18 vote only in the case of a tie. The recommendations of the
19 committee shall take effect only after approval by the
20 university president, after consultation with the student body
21 president, with final approval by the Board of Regents. An
22 increase in the athletic fee may occur only once each fiscal
23 year and must be implemented beginning with the fall term. The
24 Board of Regents is responsible for adopting ~~promulgating~~ the
25 rules and timetables necessary to implement this fee.

26
27 For purposes of this section, "consultation" means an ongoing
28 and documented dialogue with the student body president
29 following any recommendation by a fee committee, and prior to
30 approval of any proposal for modification of any fee. An
31 attachment containing the names and affiliation of all

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 committee members (i.e., student, faculty, or staff, etc.),
2 any objections and alternatives to a modification of any fee
3 as formulated by the student government, and stating that the
4 university president and the student government have reviewed
5 the proposal, shall accompany the recommendation of any fee
6 committee.

7 Section 3. Section 240.236, Florida Statutes, is
8 created to read:

9 240.236 University student governments.--

10 (1) There is created at each state university a
11 student government that shall be organized and maintained by
12 students as the official representatives of the student body.
13 Each student government shall be composed of at least a
14 student body president and a student legislative body, who are
15 both to be elected by the student body. Interim vacancies may
16 be filled in a manner other than election as prescribed by the
17 student government. Each student government may adopt
18 internal procedures governing:

19 (a) The operation and administration of the student
20 government.

21 (b) The election, appointment, and discipline of
22 officers of the student government.

23 (c) The execution of all other duties as delegated to
24 the student government by law.

25 (2) Any elected officer of the student government of a
26 state university may be removed from office by the majority
27 vote of students participating in a referendum held pursuant
28 to the provisions of this section. The student government
29 shall develop a procedure for students to petition for a
30 referendum to remove an elected officer of the student
31 government from office. The grounds for removal of a student

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 government officer by petition are limited to the following,
2 and must be expressly stated in the petition: malfeasance,
3 misfeasance, neglect of duty, incompetence, permanent
4 inability to perform official duties, and conviction of a
5 felony. The referendum must be held no more than 60 days
6 after filing of the petition.

7 (3) The student government shall develop procedures
8 providing for the suspension and removal of an elected officer
9 following the conviction of that officer for a felony.

10 (4) The internal procedures adopted by the student
11 government under this section are subject to final approval by
12 the university president.

13 Section 4. Subsection (3) of section 240.295, Florida
14 Statutes, is amended to read:

15 240.295 State University System; authorization for
16 fixed capital outlay projects.--

17 (3) Other than those projects currently authorized, no
18 project proposed by a university which is to be funded from
19 Capital Improvement Trust Fund fees or building fees may shall
20 be submitted to the Board of Regents for approval without
21 prior consultation with the student government ~~association~~ of
22 that university. For the purposes of this subsection,
23 "consultation" is defined as an ongoing and documented
24 dialogue with the student body president regarding each
25 proposed project, which shall begin prior to developing the
26 university proposal. An attachment containing any objections
27 and alternatives formulated by the student government, and
28 stating that the university president and the student
29 government have reviewed the project or projects proposed,
30 shall be included in the proposal.The Board of Regents shall
31 adopt promulgate rules which are consistent with this

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 requirement.

2 Section 5. Subsections (1), (2), and (4) of section
3 240.531, Florida Statutes, are amended to read:

4 240.531 Establishment of educational research centers
5 for child development.--

6 (1) Upon approval of the university president, the
7 student government ~~association~~ of any university within the
8 State University System may establish an educational research
9 center for child development in accordance with the provisions
10 of this section. Each such center shall be a child day care
11 center established to provide care for the children of
12 students, both graduate and undergraduate, faculty, and other
13 staff and employees of the university and to provide an
14 opportunity for interested schools or departments of the
15 university to conduct educational research programs and
16 establish internship programs within such centers. Whenever
17 possible, such center shall be located on the campus of the
18 university. There shall be a director of each center,
19 selected by the board of directors of the center.

20 (2) There shall be a board of directors for each
21 educational research center for child development, consisting
22 of the president of the university or his or her designee, the
23 student body ~~government~~ president or his or her designee, the
24 chair of each department participating in the center or his or
25 her designee, and one parent for each 50 children enrolled in
26 the center, elected by the parents of children enrolled in the
27 center. The director of the center shall be an ex officio,
28 nonvoting member of the board. The board shall establish
29 local policies and perform local oversight and operational
30 guidance for the center.

31 (4) The Board of Regents shall adopt ~~is authorized and~~

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 ~~directed to promulgate~~ rules governing for the establishment,
 2 operation, and supervision of educational research centers for
 3 child development. These ~~Such~~ rules shall include, but are
 4 ~~need not be~~ limited to: a defined method of establishment of
 5 and participation in the operation of centers by the
 6 appropriate student governments ~~government associations~~;
 7 guidelines for the establishment of an intern program in each
 8 center; and guidelines for the receipt and monitoring of funds
 9 from grants and other sources of funds consistent with
 10 existing laws.

11 Section 6. Section 240.136, Florida Statutes, is
 12 repealed.

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

16 And the title is amended as follows:

17 On page 1, line 14, after the semicolon,

18

19 insert:

20 amending s. 240.235, F.S.; defining
 21 "consultation" for purposes of establishing
 22 student fees; providing requirements regarding
 23 the recommendations of fee committees; creating
 24 s. 240.236, F.S., relating to university
 25 student governments; requiring the
 26 establishment of a student government at each
 27 state university; authorizing each student
 28 government to adopt certain internal
 29 procedures; requiring the adoption of certain
 30 procedures; providing for the university
 31 president to have final approval authority for

hbd-032

Bill No. CS/HB 525

Amendment No. ____ (for drafter's use only)

1 internal procedures adopted according to this
2 section; amending s. 240.295, F.S.; defining
3 "consultation" for purposes of approval of
4 state university capital outlay projects;
5 amending s. 240.531, F.S., relating to the
6 establishment of educational research centers
7 for child development; revising terminology;
8 repealing s. 240.136, F.S., relating to
9 suspension and removal from office of elected
10 student government officials;

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