

Bill No. CS for SB 1330

Amendment No. Barcode 505860

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

.
.
.
.
.

Senator Sullivan moved the following amendment:

Senate Amendment (with title amendment)

On page 37, between lines 20 and 21,

insert:

Section 29. 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 modification ~~increase~~ in the activity and service fee must be recommended by an activity and service

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

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 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

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

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 promulgating the rules and timetables
31 necessary to implement this fee.

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

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 promulgating the rules and
25 timetables necessary to implement this fee.

26 Section 30. Section 240.236, Florida Statutes, is
27 created to read:

28 240.236 University student governments.--

29 (1) There is created within each state university a
30 student government that shall be organized and maintained by
31 students as the official representatives of the student body.

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 Each student government shall be composed of at least a
2 student body president and a student legislative body. Interim
3 vacancies may be filled in a manner other than election as
4 prescribed by the student government. Each student government
5 may adopt internal procedures governing:

6 (a) The operation and administration of the student
7 government.

8 (b) The election, appointment, removal, and discipline
9 of officers of the student government.

10 (c) The execution of all other duties as prescribed to
11 the student government by law.

12 (2) Any elected officer of the student government of a
13 state university may be removed from office by the majority
14 vote of students participating in a referendum held pursuant
15 to the provisions of this section. The student government
16 shall develop a procedure by which students may petition for a
17 referendum to remove from office an elected officer of the
18 student government. The grounds for removal of a student
19 government officer by petition must be expressly contained in
20 the petition and are limited to the following: malfeasance,
21 misfeasance, neglect of duty, incompetence, permanent
22 inability to perform official duties, or conviction of a
23 felony. The referendum must be held no more than 60 days after
24 the filing of the petition.

25 (3) The student government shall develop procedures
26 providing for the suspension and removal of an elected student
27 government officer following the conviction of that officer of
28 a felony.

29 (4) Each student government is a part of the
30 university at which it is established. The internal procedures
31 adopted by the student government under this section are

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 subject to final approval by the university president.

2 Section 31. Subsection (3) of section 240.295, Florida
3 Statutes, is amended to read:

4 240.295 State University System; authorization for
5 fixed capital outlay projects.--

6 (3) Other than those projects currently authorized, no
7 project proposed by a university which is to be funded from
8 Capital Improvement Trust Fund fees or building fees shall be
9 submitted to the Board of Regents for approval without prior
10 consultation with the student government ~~association~~ of that
11 university. The Board of Regents shall adopt ~~promulgate~~ rules
12 that ~~which~~ are consistent with this requirement.

13 Section 32. Section 240.336, Florida Statutes, is
14 created to read:

15 240.336 Community college student governments.--

16 (1) There is created within each community college a
17 student government that shall be organized and maintained by
18 students as the official representatives of the student body.
19 Each student government shall be composed of at least a
20 student body president and a student legislative body. Interim
21 vacancies may be filled in a manner other than election as
22 prescribed by the student government. Each student government
23 may adopt internal procedures governing:

24 (a) The operation and administration of the student
25 government.

26 (b) The election, appointment, removal, and discipline
27 of officers of the student government.

28 (c) The execution of all other duties as prescribed to
29 the student government by law.

30 (2) Any elected officer of the student government of a
31 community college may be removed from office by the majority

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 vote of students participating in a referendum held pursuant
2 to the provisions of this section. The student government
3 shall develop a procedure by which students may petition for a
4 referendum to remove from office an elected officer of the
5 student government. The grounds for removal of a student
6 government officer by petition must be expressly contained in
7 the petition and are limited to the following: malfeasance,
8 misfeasance, neglect of duty, incompetence, permanent
9 inability to perform official duties, or conviction of a
10 felony. The referendum must be held no more than 60 days after
11 the filing of the petition.

12 (3) The student government shall develop procedures
13 providing for the suspension and removal of an elected student
14 government officer following the conviction of that officer of
15 a felony.

16 (4) Each student government is a part of the community
17 college at which it is established. The internal procedures
18 adopted by the student government under this section are
19 subject to final approval by the community college president.

20 Section 33. Subsection (2) of section 240.382, Florida
21 Statutes, is amended to read:

22 240.382 Establishment of child development training
23 centers at community colleges.--

24 (2) In consultation with the student government
25 ~~association~~ or a recognized student group representing the
26 student body, the district board of trustees of any community
27 college may establish a child development training center in
28 accordance with this section. Each child development training
29 center shall be a child care center established to provide
30 child care during the day and at variable hours, including
31 evenings and weekends, for the children of students. Emphasis

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 should be placed on serving students who demonstrate financial
2 need as defined by the district board of trustees. At least 50
3 percent of the child care slots must be made available to
4 students, and financially needy students, as defined by the
5 district board of trustees, shall receive child care slots
6 first. The center may serve the children of staff, employees,
7 and faculty; however, a designated number of child care slots
8 shall not be allocated for employees. Whenever possible, the
9 center shall be located on the campus of the community
10 college. However, the board may elect to provide child care
11 services for students through alternative mechanisms, which
12 may include contracting with private providers.

13 Section 34. Subsections (1), (2), and (4) of section
14 240.531, Florida Statutes, are amended to read:

15 240.531 Establishment of educational research centers
16 for child development.--

17 (1) Upon approval of the university president, the
18 student government ~~association~~ of any university within the
19 State University System may establish an educational research
20 center for child development in accordance with the provisions
21 of this section. Each such center shall be a child day care
22 center established to provide care for the children of
23 students, both graduate and undergraduate, faculty, and other
24 staff and employees of the university and to provide an
25 opportunity for interested schools or departments of the
26 university to conduct educational research programs and
27 establish internship programs within such centers. Whenever
28 possible, such center shall be located on the campus of the
29 university. There shall be a director of each center,
30 selected by the board of directors of the center.

31 (2) There shall be a board of directors for each

Bill No. CS for SB 1330

Amendment No. Barcode 505860

1 educational research center for child development, consisting
 2 of the president of the university or his or her designee, the
 3 student body ~~government~~ president or his or her designee, the
 4 chair of each department participating in the center or his or
 5 her designee, and one parent for each 50 children enrolled in
 6 the center, elected by the parents of children enrolled in the
 7 center. The director of the center shall be an ex officio,
 8 nonvoting member of the board. The board shall establish
 9 local policies and perform local oversight and operational
 10 guidance for the center.

11 (4) The Board of Regents shall adopt ~~is authorized and~~
 12 ~~directed to promulgate~~ rules for the establishment, operation,
 13 and supervision of educational research centers for child
 14 development. These ~~Such~~ rules shall include, but are ~~need~~ not
 15 ~~be~~ limited to, + a defined method of establishment of and
 16 participation in the operation of centers by the appropriate
 17 student governments, ~~government associations,~~ guidelines for
 18 the establishment of an intern program in each center, + and
 19 guidelines for the receipt and monitoring of funds from grants
 20 and other sources of funds consistent with existing laws.

21 Section 35. Subsection (18) of section 447.203,
 22 Florida Statutes, is amended to read:

23 447.203 Definitions.--As used in this part:

24 (18) "Student representative" means the representative
 25 selected by each community college student government
 26 ~~association~~ and the council of student body presidents. Each
 27 representative may be present at all negotiating sessions
 28 which take place between the appropriate public employer and
 29 an exclusive bargaining agent. The ~~Said~~ representative shall
 30 be enrolled as a student with at least 8 credit hours in the
 31 respective community college or in the State University System

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 during his or her term as student representative.

2 Section 36. Subsection (5) of section 447.301, Florida
3 Statutes, is amended to read:

4 447.301 Public employees' rights; organization and
5 representation.--

6 (5) In negotiations over the terms and conditions of
7 service and other matters affecting the working environment of
8 employees, or the learning environment of students, in
9 institutions of higher education, one student representative
10 selected by the council of student body presidents may, at his
11 or her discretion, be present at all negotiating sessions
12 which take place between the Board of Regents and the
13 bargaining agent for an employee bargaining unit. In the case
14 of community colleges, the student government ~~association~~ of
15 each college shall establish procedures for the selection of,
16 and shall select, a student representative to be present, at
17 his or her discretion, at negotiations between the bargaining
18 agent of the employees and the board of trustees. Each
19 student representative shall have access to all written draft
20 agreements and all other written documents pertaining to
21 negotiations exchanged by the appropriate public employer and
22 the bargaining agent, including a copy of any prepared written
23 transcripts of any negotiating session. Each student
24 representative shall have the right at reasonable times during
25 the negotiating session to comment to the parties and to the
26 public upon the impact of proposed agreements on the
27 educational environment of students. Each student
28 representative shall have the right to be accompanied by
29 alternates or aides, not to exceed a combined total of two in
30 number. Each student representative shall be obligated to
31 participate in good faith during all negotiations and shall be

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 subject to the rules and regulations of the Public Employees
2 Relations Commission. The student representatives shall have
3 neither voting nor veto power in any negotiation, action, or
4 agreement. The state or any branch, agency, division, agent,
5 or institution of the state shall not expend any moneys from
6 any source for the payment of reimbursement for travel
7 expenses or per diem to aides, alternates, or student
8 representatives participating in, observing, or contributing
9 to any negotiating sessions between the bargaining parties;
10 however, this limitation does not apply to the use of student
11 activity fees for the reimbursement of travel expenses and per
12 diem to the university student representative, aides, or
13 alternates participating in the aforementioned negotiations
14 between the Board of Regents and the bargaining agent for an
15 employee bargaining unit.

16 Section 37. Section 240.136, Florida Statutes, is
17 repealed.

18
19 (Redesignate subsequent sections.)

20
21
22 ===== T I T L E A M E N D M E N T =====

23 And the title is amended as follows:

24 On page 3, line 4, after the semicolon

25
26 insert:

27 amending s. 240.235, F.S.; requiring the
28 approval of certain student fee modifications,
29 rather than just increases, by certain
30 committees; conforming provisions; creating s.
31 240.236, F.S.; providing for the establishment

Bill No. CS for SB 1330

Amendment No. ____ Barcode 505860

1 of student governments at each state university
2 with the authority to establish certain
3 procedures and to provide for the election or
4 removal of student government officers;
5 providing powers and duties; providing for
6 suspension or removal from office under certain
7 circumstances; amending s. 240.295, F.S.;
8 conforming provisions; creating s. 240.336,
9 F.S.; providing for student governments at
10 community colleges; amending ss. 240.382,
11 240.531, 447.203, 447.301, F.S.; conforming
12 provisions; repealing s. 240.136, F.S.,
13 relating to the removal and suspension of
14 student government officers;

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31