

By Senator Garcia

39-1363-01

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A bill to be entitled

An act relating to community colleges; amending s. 240.359, F.S.; revising the procedure for determining state financial support and annual apportionment of state funds to each community college district; prescribing how funds are to be disbursed; providing an effective date.

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

Section 1. Subsection (3) of section 240.359, Florida Statutes, is amended to read:

240.359 Procedure for determining state financial support and annual apportionment of state funds to each community college district.--The procedure for determining state financial support and the annual apportionment to each community college district authorized to operate a community college under the provisions of s. 240.313 shall be as follows:

(3) DETERMINING THE APPORTIONMENT FROM STATE FUNDS.--

~~(a) By December 15 of each year, the Department of Education shall estimate the annual enrollment of each community college for the current fiscal year and for the 6 subsequent fiscal years. These estimates shall be based upon prior years' enrollments, upon the initial fall term enrollments for the current fiscal year for each college, and upon each college's estimated current enrollment and demographic changes in the respective community college districts.~~

(a)~~(b)~~ The apportionment to each community college from the Community College Program Fund may ~~shall~~ be

1 determined annually in the General Appropriations Act. In  
2 determining each college's apportionment, the Legislature  
3 shall consider the following components:

4 1. Base budget, which includes the state general  
5 revenue and lottery appropriations ~~appropriation~~ to the  
6 Community College Program Fund in the current year plus the  
7 related student matriculation and tuition fees established  
8 ~~assigned~~ in the current General Appropriations Act.

9 2. The cost-to-continue allocation, which consists of  
10 incremental changes to the base budget, including salaries,  
11 price levels, and other related costs allocated through the  
12 Operational Resources Funding Model approved annually by the  
13 State Board of Community Colleges.

14 ~~3. Enrollment workload adjustment, which shall be~~  
15 ~~determined as follows:~~

16 a. ~~The actual full-time equivalent enrollment for the~~  
17 ~~prior year, as accepted or modified by the Legislature, shall~~  
18 ~~be the assigned enrollment and the basis for allocating~~  
19 ~~appropriated funds for enrollment workload. If the enrollment~~  
20 ~~workload allocation to a college is determined to be less than~~  
21 ~~zero, the reduction in allocation shall be implemented over a~~  
22 ~~2-year period.~~

23 b. ~~The systemwide average direct instructional cost~~  
24 ~~level of each program of study shall be used to calculate the~~  
25 ~~enrollment workload adjustment. This amount, multiplied by a~~  
26 ~~factor of 1.3, for support services shall be multiplied by the~~  
27 ~~change in enrollment as determined in sub-subparagraph a.~~  
28 ~~From this amount, student matriculation and tuition fees~~  
29 ~~generated by the change in assigned enrollment shall be~~  
30 ~~deducted and the remaining amount shall be the state~~  
31 ~~allocation to each college for enrollment workload.~~

1           ~~c. Students enrolled in a recreation and leisure~~  
2 ~~program and students enrolled in a lifelong learning program~~  
3 ~~may not be counted as full-time equivalent enrollments for~~  
4 ~~purposes of enrollment workload adjustments.~~

5           ~~3.4. Operating costs of new facilities adjustments,~~  
6 ~~which shall be provided, from funds available, for each new~~  
7 ~~facility that is owned by the college and is recommended in~~  
8 ~~accordance with s. 235.15 and the guidelines of the State~~  
9 ~~Board of Community Colleges.~~

10           ~~4.5. New and improved program enhancements, which~~  
11 ~~shall be determined by the Legislature and may be allocated~~  
12 ~~through the Operational Resources Funding Model.~~

13           ~~5. Performance-based budget funding.~~

14           ~~6. Workforce development funding.~~

15  
16 ~~Student fees in the base budget plus student fee revenues~~  
17 ~~generated by increases in fee rates shall be deducted from the~~  
18 ~~sum of the components determined in subparagraphs 1.-5. The~~  
19 ~~amount remaining shall be the net annual state apportionment~~  
20 ~~to each college.~~

21           ~~(b) The sum of general revenue and lottery~~  
22 ~~appropriations must be disbursed monthly in 12 equal payments.~~  
23 ~~If lottery funds are insufficient to make equal monthly~~  
24 ~~disbursements, the shortfall must be eliminated through an~~  
25 ~~increase in monthly general revenue disbursements, but the~~  
26 ~~amount of such disbursements is limited to the total of the~~  
27 ~~general revenue appropriation.~~

28           ~~(c) No community college shall commit funds for the~~  
29 ~~employment of personnel or resources in excess of those~~  
30 ~~required to continue the same level of support for either the~~  
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1 ~~previously approved enrollment or the revised enrollment,~~  
2 ~~whichever is lower.~~

3       (c)~~(d)~~ The apportionment to each community college  
4 district for capital outlay and debt service shall be the  
5 amount determined in accordance with subsection (2). This  
6 amount, less any amount determined as necessary for  
7 administrative expense by the State Board of Education and any  
8 amount necessary for debt service on bonds issued by the State  
9 Board of Education, shall be transmitted to the community  
10 college district board of trustees to be expended in a manner  
11 prescribed by rules of the State Board of Education.

12       (d)~~(e)~~ Colleges shall seek to maintain an unencumbered  
13 fund balance of between 4 percent and 10 percent of the funds  
14 available in the current general fund of the operating budget.  
15 If the 10-percent upper level is exceeded for 2 consecutive  
16 years, the appropriation to the college in a succeeding fiscal  
17 year shall be reduced by the average of the excess of the fund  
18 balance over the 10 percent for the 2 years. In exceptional  
19 cases, when fund balances greater than 10 percent are  
20 necessary for a college, prior approval shall be obtained from  
21 the State Board of Community Colleges.

22       (e)~~(f)~~ Expenditures for apprenticeship programs shall  
23 be reported separately.

24       Section 2. This act shall take effect July 1, 2001.

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27                   SENATE SUMMARY

28       Revises the procedure for determining state financial  
29       support and annual apportionment of state funds to  
30       community college districts; Prescribes that general  
31       revenue and lottery appropriations are to be disbursed  
      monthly in 12 equal payments.