

By Senator Sullivan

22-1425-02

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A bill to be entitled

An act relating to universities and community colleges; amending ss. 240.2601, 240.383, F.S.; authorizing the use of the Public Education Capital Outlay Trust Fund as a source for the state match for private contributions to the facility enhancement programs; providing for the reversion of unexpended funds; providing an effective date.

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

Section 1. Subsections (3), (9), and (10) of section 240.2601, Florida Statutes, are amended to read:

240.2601 State University System Facility Enhancement Challenge Grant Program.--

(3) There is established the Alec P. Courtelis Capital Facilities Matching Trust Fund for the purpose of providing matching funds from private contributions for the development of high priority instructional and research-related capital facilities, including common areas connecting such facilities, within the State University System. The Legislature shall appropriate funds to be transferred to the trust fund. The ~~Public Education Capital Outlay and Debt Service Trust Fund,~~ Capital Improvement Trust Fund, Division of Sponsored Research Trust Fund, and Contracts and Grants Trust Fund shall not be used as the source of the state match for private contributions. All appropriated funds deposited into the trust fund shall be invested pursuant to the provisions of s. 18.125. Interest income accruing to that portion of the trust fund shall increase the total funds available for the

1 challenge grant program. Interest income accruing from the
2 private donations shall be returned to the participating
3 foundation upon completion of the project. The Board of
4 Regents shall administer the trust fund and all related
5 construction activities.

6 (9) No university's project shall be removed from the
7 approved 3-year PECO priority list because of its successful
8 participation in this program until approved by the
9 Legislature and provided for in the General Appropriations
10 Act. When such a project is completed and removed from the
11 list, all other projects shall move up on the 3-year PECO
12 priority list. A university shall not use ~~PECO funds,~~
13 ~~including~~ the Capital Improvement Trust Fund fee and the
14 building fee, to complete a project under this section.

15 (10) Any project funds that are unexpended after a
16 project is completed shall revert to the Capital Facilities
17 Matching Trust Fund, except that unexpended funds appropriated
18 from the Public Education Capital Outlay and Debt Service
19 Trust Fund shall revert to that fund. Fifty percent of such
20 unexpended funds shall be reserved for the university which
21 originally received the private contribution for the purpose
22 of providing private matching funds for future facility
23 construction projects as provided in this section. The
24 balance of such unexpended funds shall be available to any
25 state university for future facility construction projects
26 conducted pursuant to this section.

27 Section 2. Subsections (4) and (11) of section
28 240.383, Florida Statutes, are amended to read:

29 240.383 State Community College System Facility
30 Enhancement Challenge Grant Program.--

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1 (4) Within the direct-support organization of each
2 community college there must be established a separate capital
3 facilities matching account for the purpose of providing
4 matching funds from the direct-support organization's
5 unrestricted donations or other private contributions for the
6 development of high priority instructional and
7 community-related capital facilities, including common areas
8 connecting such facilities. The Legislature shall appropriate
9 funds for distribution to a community college after matching
10 funds are certified by the direct-support organization and
11 community college. ~~The Public Education Capital Outlay and~~
12 ~~Debt Service Trust Fund shall not be used as the source of the~~
13 ~~state match for private contributions.~~

14 (11) Any project funds that are unexpended after a
15 project is completed shall revert to the community college's
16 direct-support organization capital facilities matching
17 account, except that unexpended funds appropriated from the
18 Public Education Capital Outlay and Debt Service Trust Fund
19 shall revert to that fund. Fifty percent of such unexpended
20 funds shall be reserved for the community college which
21 originally received the private contribution for the purpose
22 of providing private matching funds for future facility
23 construction projects as provided in this section. The
24 balance of such unexpended funds shall be returned to the
25 General Revenue Fund.

26 Section 3. This act shall take effect July 1, 2002.
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SENATE SUMMARY

Removes the prohibition against the use of the Public Education Capital Outlay Trust Fund as a source for the state match for private contributions to the State University Facility Enhancement Challenge Grant Program and the State Community College System Facility Enhancement Challenge Grant Program. Provides for the reversion of certain funds to the PECO Trust Fund.