

By the Committees on Governmental Oversight and Productivity;
Education; and Senator Constantine

302-2507-03

1 A bill to be entitled
2 An act relating to state universities; amending
3 s. 17.076, F.S.; providing an exception to a
4 public-records exemption; requiring a state
5 university to maintain confidentiality of
6 certain records; amending s. 110.161, F.S.;
7 defining employee for purposes of the pretax
8 benefits program to include state university
9 employees; amending s. 112.215, F.S.; defining
10 employee for purposes of the deferred
11 compensation program to include employees of
12 the state university board of trustees;
13 amending s. 287.064, F.S.; authorizing the
14 participation of state universities in
15 consolidated financing of deferred-payment
16 purchases; amending s. 440.38, F.S.; providing
17 that a state university is a self-insurer for
18 purposes of workers' compensation coverage;
19 amending s. 1001.71, F.S.; revising membership
20 and terms of office of the university boards of
21 trustees; amending s. 1001.74, F.S.; providing
22 that Department of Management Services retains
23 authority over state university employees for
24 purposes of the pretax benefits program;
25 amending s. 1004.24, F.S.; providing for a
26 financial audit pursuant to s. 11.45, F.S., for
27 the self-insurance program; amending s.
28 1009.21, F.S.; revising criteria to establish
29 residency for tuition purposes; revising
30 criteria for reclassification of residency for
31 tuition purposes; establishing the Board of

1 Governors; providing membership and terms of
2 office; providing for members to be reimbursed
3 for travel and per diem expenses; creating s.
4 1010.10, F.S.; creating the Florida Uniform
5 Management of Institutional Funds Act;
6 providing definitions; providing for
7 expenditure of endowment funds by a governing
8 board; providing for a standard of conduct;
9 providing investment authority; providing for
10 delegation of investment management; providing
11 for investment costs; providing for uniformity
12 of application and construction; creating s.
13 1004.383, F.S.; authorizing a chiropractic
14 medicine degree program at Florida State
15 University; creating s. 460.4062, F.S.;
16 authorizing the Department of Health to issue a
17 chiropractic medicine faculty certificate for a
18 certain chiropractic faculty; authorizing a
19 fee; providing requirements; providing for
20 renewal and expiration of certificates;
21 requiring the University of South Florida and
22 the University of Central Florida to play
23 college football; repealing s. 1001.71(1), (3),
24 and (4), relating to a state university board
25 of trustees; providing an effective date.

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

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29 Section 1. Subsection (5) of section 17.076, Florida
30 Statutes, is amended to read:

31 17.076 Direct deposit of funds.--

1 (5) All direct deposit records made prior to October
2 1, 1986, are exempt from the provisions of s. 119.07(1). With
3 respect to direct deposit records made on or after October 1,
4 1986, the names of the authorized financial institutions and
5 the account numbers of the beneficiaries are confidential and
6 exempt from the provisions of s. 119.07(1) and s. 24(a), Art.
7 I of the State Constitution. Notwithstanding this exemption
8 and s. 119.07(3)(dd), the department may provide a state
9 university, upon request, with that university's employee or
10 vendor direct deposit authorization information on file with
11 the department in order to accommodate the transition to the
12 university accounting system. The state university shall
13 maintain the confidentiality of all such information provided
14 by the department.

15 Section 2. Subsection (2) of section 110.161, Florida
16 Statutes, is amended to read:

17 110.161 State employees; pretax benefits program.--

18 (2) As used in this section, "employee" means any
19 individual filling an authorized and established position in
20 the executive, legislative, or judicial branch of the state,
21 including the employees of the State Board of Administration
22 and the state universities.

23 Section 3. Subsection (2) of section 112.215, Florida
24 Statutes, is amended to read:

25 112.215 Government employees; deferred compensation
26 program.--

27 (2) For the purposes of this section, the term
28 "employee" means any person, whether appointed, elected, or
29 under contract, providing services for the state; any state
30 agency or county or other political subdivision of the state;
31 any municipality; any state university board of trustees; or

1 any constitutional county officer under s. 1(d), Art. VIII of
2 the State Constitution for which compensation or statutory
3 fees are paid.

4 Section 4. Subsections (1), (2), (3), (4), (5), and
5 (6) of section 287.064, Florida Statutes, are amended to read:

6 287.064 Consolidated financing of deferred-payment
7 purchases.--

8 (1) The Division of Bond Finance of the State Board of
9 Administration and the Comptroller shall plan and coordinate
10 deferred-payment purchases made by or on behalf of the state
11 or its agencies or by or on behalf of state universities or
12 state community colleges participating under this section
13 pursuant to s. 1001.74(5) or s. 1001.64(26). The Division of
14 Bond Finance shall negotiate and the Comptroller shall execute
15 agreements and contracts to establish master equipment
16 financing agreements for consolidated financing of
17 deferred-payment, installment sale, or lease purchases with a
18 financial institution or a consortium of financial
19 institutions. As used in this act, the term "deferred-payment"
20 includes installment sale and lease-purchase.

21 (a) The period during which equipment may be acquired
22 under any one master equipment financing agreement shall be
23 limited to not more than 3 years.

24 (b) Repayment of the whole or a part of the funds
25 drawn pursuant to the master equipment financing agreement may
26 continue beyond the period established pursuant to paragraph

27 (a).

28 (c) The interest rate component of any master
29 equipment financing agreement shall be deemed to comply with
30 the interest rate limitation imposed in s. 287.063 so long as
31 the interest rate component of every interagency, state

1 university, or community college agreement entered into under
2 such master equipment financing agreement complies with the
3 interest rate limitation imposed in s. 287.063. Such interest
4 rate limitation does not apply when the payment obligation
5 under the master equipment financing agreement is rated by a
6 nationally recognized rating service in any one of the three
7 highest classifications, which rating services and
8 classifications are determined pursuant to rules adopted by
9 the Comptroller.

10 (2) Unless specifically exempted by the Comptroller,
11 all deferred-payment purchases, including those made by a
12 state university or community college that is participating
13 under this section, shall be acquired by funding through
14 master equipment financing agreements. The Comptroller is
15 authorized to exempt any purchases from consolidated financing
16 when, in his or her judgment, alternative financing would be
17 cost-effective or otherwise beneficial to the state.

18 (3) The Comptroller may require agencies to enter into
19 interagency agreements and may require participating state
20 universities or community colleges to enter into systemwide
21 agreements for the purpose of carrying out the provisions of
22 this act.

23 (a) The term of any interagency or systemwide
24 agreement shall expire on June 30 of each fiscal year but
25 shall automatically be renewed annually subject to
26 appropriations and deferred-payment schedules. The period of
27 any interagency or systemwide agreement shall not exceed the
28 useful life of the equipment for which the agreement was made
29 as determined by the Comptroller.

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1 (b) The interagency or systemwide agreements may
2 include, but are not limited to, equipment costs, terms, and a
3 pro rata share of program and issuance expenses.

4 (4) Each state university or community college may
5 choose to have its purchasing agreements involving
6 administrative and instructional materials consolidated under
7 this section.

8 (5) The Comptroller is authorized to automatically
9 debit each agency's funds or each state university's funds and
10 each community college's portion of the Community College
11 Program Fund consistently with the deferred-payment schedules.

12 (6) There is created the Consolidated Payment Trust
13 Fund in the Comptroller's office for the purpose of
14 implementing the provisions of this act. All funds debited
15 from each agency, state university, and ~~each~~ community college
16 may be deposited in the trust fund and shall be used to meet
17 the financial obligations incurred pursuant to this act. Any
18 income from the investment of funds may be used to fund
19 administrative costs associated with this program.

20 Section 5. Subsection (6) of section 440.38, Florida
21 Statutes, is amended to read:

22 440.38 Security for compensation; insurance carriers
23 and self-insurers.--

24 (6) The state and its boards, bureaus, departments,
25 and agencies and all of its political subdivisions which
26 employ labor, and the state universities, shall be deemed
27 self-insurers under the terms of this chapter, unless they
28 elect to procure and maintain insurance to secure the benefits
29 of this chapter to their employees; and they are hereby
30 authorized to pay the premiums for such insurance.

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1 Section 6. Section 1001.71, Florida Statutes, is
2 amended to read:

3 1001.71 University boards of trustees; membership.--

4 (1) Pursuant to s. 7(c), Art. IX of the State
5 Constitution, each local constituent state university shall be
6 administered by a university board of trustees comprised of 13
7 members as follows: six citizen members appointed by the
8 Governor subject to confirmation by the Senate, five citizen
9 members appointed by the Board of Governors subject to
10 confirmation by the Senate, the chair of the faculty senate or
11 the equivalent, and the president of the student body of the
12 university. In order to achieve staggered terms, beginning
13 July 1, 2003, of the initial appointments by the Governor, one
14 member shall be appointed to serve a 3-year term, three
15 members shall be appointed to serve 4-year terms, and two
16 members shall be appointed to serve 5-year terms. Beginning
17 July 1, 2003, of the initial appointments of the Board of
18 Governors, one member shall be appointed to serve a 3-year
19 term, two members shall be appointed to serve 4-year terms,
20 and 2 members shall be appointed to serve 5-year terms.

21 ~~University boards of trustees shall be comprised of 12 members~~
22 ~~appointed by the Governor and confirmed by the Senate in the~~
23 ~~regular legislative session immediately following his or her~~
24 ~~appointment. In addition, the student body president elected~~
25 ~~on the main campus of the university pursuant to s. 1004.26~~
26 ~~shall serve ex officio as a voting member of his or her~~
27 ~~university board of trustees. There shall be no state~~
28 ~~residency requirement for university board members, but the~~
29 ~~Governor shall consider diversity and regional representation.~~

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1 (2) Members of the boards of trustees shall receive no
2 compensation but may be reimbursed for travel and per diem
3 expenses as provided in s. 112.061.

4 ~~(3) The Governor may remove a trustee upon the~~
5 ~~recommendation of the State Board of Education, or for cause.~~

6 ~~(4) Boards of trustees' members shall be appointed for~~
7 ~~staggered 4-year terms, and may be reappointed for additional~~
8 ~~terms not to exceed 8 years of service.~~

9 (3)~~(5)~~ Each board of trustees shall select its chair
10 and vice chair from the appointed members at its first regular
11 meeting after July 1. The chair shall serve for 2 years and
12 may be reselected for one additional consecutive term. The
13 duties of the chair shall include presiding at all meetings of
14 the board of trustees, calling special meetings of the board
15 of trustees, and attesting to actions of the board of
16 trustees, ~~and notifying the Governor in writing whenever a~~
17 ~~board member fails to attend three consecutive regular board~~
18 ~~meetings in any fiscal year, which failure may be grounds for~~
19 ~~removal.~~ The duty of the vice chair is to act as chair during
20 the absence or disability of the chair.

21 (4)~~(6)~~ The university president shall serve as
22 executive officer and corporate secretary of the board of
23 trustees and shall be responsible to the board of trustees for
24 all operations of the university and for setting the agenda
25 for meetings of the board of trustees in consultation with the
26 chair.

27 Section 7. Subsection (19) of section 1001.74, Florida
28 Statutes, is amended to read:

29 1001.74 Powers and duties of university boards of
30 trustees.--

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1 (19) Each board of trustees shall establish the
2 personnel program for all employees of the university,
3 including the president, pursuant to the provisions of chapter
4 1012 and, in accordance with rules and guidelines of the State
5 Board of Education, including: compensation and other
6 conditions of employment, recruitment and selection,
7 nonreappointment, standards for performance and conduct,
8 evaluation, benefits and hours of work, leave policies,
9 recognition and awards, inventions and works, travel, learning
10 opportunities, exchange programs, academic freedom and
11 responsibility, promotion, assignment, demotion, transfer,
12 tenure and permanent status, ethical obligations and conflicts
13 of interest, restrictive covenants, disciplinary actions,
14 complaints, appeals and grievance procedures, and separation
15 and termination from employment. The Department of Management
16 Services shall retain authority over state university
17 employees for programs established in ss. 110.123, 110.161,
18 110.1232, 110.1234, and 110.1238 and in chapters 121, 122, and
19 238.

20 Section 8. Subsection (5) of section 1004.24, Florida
21 Statutes, is amended to read:

22 1004.24 State Board of Education authorized to secure
23 liability insurance.--

24 (5) Each self-insurance program council shall make
25 provision for an annual financial audit pursuant to s. 11.45
26 ~~postaudit~~ of its ~~financial~~ accounts to be conducted by an
27 independent certified public accountant. The annual audit
28 report must include a management letter and shall be submitted
29 to the State Board of Education for review. The State Board of
30 Education shall have the authority to require and receive from
31 the self-insurance program council or from its independent

1 auditor any detail or supplemental data relative to the
2 operation of the self-insurance program.

3 Section 9. Paragraph (f) is added to subsection (1),
4 paragraphs (a) and (b) of subsection (2) are amended, and
5 paragraph (d) is added to subsection (2) of section 1009.21,
6 Florida Statutes, to read:

7 1009.21 Determination of resident status for tuition
8 purposes.--Students shall be classified as residents or
9 nonresidents for the purpose of assessing tuition in community
10 colleges and state universities.

11 (1) As used in this section:

12 (f) The term "initial enrollment" means the first day
13 of class.

14 (2)(a) To qualify as a resident for tuition purposes:

15 1. A person or, if that person is a dependent child,
16 his or her parent or parents must have established legal
17 residence in this state and must have maintained legal
18 residence in this state for at least 12 months immediately
19 prior to his or her initial enrollment at an institution of
20 higher education qualification.

21 2. Every applicant for admission to an institution of
22 higher education shall be required to make a statement as to
23 his or her length of residence in the state and, further,
24 shall establish that his or her presence or, if the applicant
25 is a dependent child, the presence of his or her parent or
26 parents in the state currently is, and during the requisite
27 12-month qualifying period was, for the purpose of maintaining
28 a bona fide domicile, rather than for the purpose of
29 maintaining a mere temporary residence or abode incident to
30 enrollment in an institution of higher education.

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1 (b) However, with respect to a dependent child living
2 with an adult relative other than the child's parent, such
3 child may qualify as a resident for tuition purposes if the
4 adult relative is a legal resident who has maintained legal
5 residence in this state for at least 12 months immediately
6 prior to the child's initial enrollment at an institution of
7 higher learning ~~qualification~~, provided the child has resided
8 continuously with such relative for the 5 years immediately
9 prior to the child's initial enrollment at an institution of
10 higher learning ~~qualification~~, during which time the adult
11 relative has exercised day-to-day care, supervision, and
12 control of the child.

13 (d) An individual who is classified as a nonresident
14 for tuition purposes may become eligible for reclassification
15 as a resident for tuition purposes if that individual or, if
16 that individual is a dependent child, his or her parents,
17 presents documentation that supports permanent residency in
18 this state, such as documentation of permanent full-time
19 employment for the previous 12 months or the purchase of a
20 home in this state and residence in the state for the prior 12
21 months.

22 Section 10. Board of Governors.--

23 (1) Pursuant to Section 7(d), Article IX of the State
24 Constitution, the Board of Governors is established as a body
25 corporate comprised of 17 members as follows: 14 citizen
26 members appointed by the Governor and subject to confirmation
27 by the Senate, the Commissioner of Education, the chair of the
28 advisory council of faculty senates or the equivalent, and the
29 president of the Florida Student Association or the
30 equivalent. The appointed members shall be appointed to serve
31 staggered 7-year terms. In order to achieve staggered terms,

1 beginning July 1, 2003, of the initial appointments, four
2 members shall be appointed to serve 6-year terms, five members
3 shall be appointed to serve 5-year terms, and five members
4 shall be appointed to serve 4-year terms.

5 (2) Members of the Board of Governors shall receive no
6 compensation but may be reimbursed for travel and per diem
7 expenses as provided in section 112.061, Florida Statutes.

8 (3) The Board of Governors is subject to Section 24,
9 Article I of the State Constitution, chapter 119, Florida
10 Statutes, and section 286.011, Florida Statutes.

11 Section 11. Effective upon this act becoming a law and
12 applicable retroactive to January 7, 2003, section 1010.10,
13 Florida Statutes, is created to read:

14 1010.10 Florida Uniform Management of Institutional
15 Funds Act.--

16 (1) SHORT TITLE.--This section may be cited as the
17 "Florida Uniform Management of Institutional Funds Act."

18 (2) DEFINITIONS.--As used in this section, the term:

19 (a) "Endowment fund" means an institutional fund, or
20 any part thereof, not wholly expendable by the institution on
21 a current basis under the terms of the applicable gift
22 instrument.

23 (b) "Governing board" means the body responsible for
24 the management of an institution or of an institutional fund.

25 (c) "Institution" means an incorporated or
26 unincorporated organization organized and operated exclusively
27 for the advancement of educational purposes, or a governmental
28 entity to the extent that it holds funds exclusively for
29 educational purposes.

30 (d) "Institutional fund" means a fund held by an
31 institution for its exclusive use, benefit, or purposes. The

1 term excludes a fund held for an institution by a trustee that
2 is not an institution. The term also excludes a fund in which
3 a beneficiary that is not an institution has an interest,
4 other than possible rights that could arise upon violation or
5 failure of the purposes of the fund.

6 (e) "Instrument" means a will; deed; grant;
7 conveyance; agreement; memorandum; electronic record; writing;
8 or other governing document, including the terms of any
9 institutional solicitations from which an institutional fund
10 resulted, under which property is transferred to or held by an
11 institution as an institutional fund.

12 (3) EXPENDITURE OF ENDOWMENT FUNDS.--

13 (a) A governing board may expend so much of an
14 endowment fund as the governing board determines to be prudent
15 for the uses and purposes for which the endowment fund is
16 established, consistent with the goal of conserving the
17 purchasing power of the endowment fund. In making its
18 determination the governing board shall use reasonable care,
19 skill, and caution in considering the following:

- 20 1. The purposes of the institution;
- 21 2. The intent of the donors of the endowment fund;
- 22 3. The terms of the applicable instrument;
- 23 4. The long-term and short-term needs of the
24 institution in carrying out its purposes;
- 25 5. The general economic conditions;
- 26 6. The possible effect of inflation or deflation;
- 27 7. The other resources of the institution; and
- 28 8. Perpetuation of the endowment.

1 Expenditures made under this paragraph will be considered
2 prudent if the amount expended is consistent with the goal of
3 preserving the purchasing power of the endowment fund.

4 (b) A restriction upon the expenditure of an endowment
5 fund may not be implied from a designation of a gift as an
6 endowment or from a direction or authorization in the
7 instrument to use only "income," "interest," "dividends," or
8 "rents, issues or profits," or "to preserve the principal
9 intact," or words of similar import.

10 (c) The provisions of paragraph (a) shall not apply to
11 instruments if the instrument so indicates by stating, "I
12 direct that the expenditure provision of paragraph (a) of
13 subsection (3) of the Florida Uniform Management of
14 Institutional Funds Act not apply to this gift" or words of
15 similar import.

16 (d) This subsection does not limit the authority of a
17 governing board to expend funds as permitted under other law,
18 the terms of the instrument, or the charter of the
19 institution.

20 (e) Except as otherwise provided, this subsection
21 applies to instruments executed or in effect before or after
22 the effective date of this section.

23 (4) STANDARD OF CONDUCT.--

24 (a) Members of a governing board shall invest and
25 manage an institutional fund as a prudent investor would, by
26 considering the purposes, distribution requirements, and other
27 circumstances of the fund. In satisfying this standard, the
28 governing board shall exercise reasonable care, skill, and
29 caution.

30 (b) A governing board's investment and management
31 decisions about individual assets shall be made not in

1 isolation but in the context of the institutional fund's
2 portfolio of investments as a whole and as a part of an
3 overall investment strategy that provides risk and return
4 objectives reasonably suited to the fund and to the
5 institution.

6 (c) Among circumstances that a governing board shall
7 consider are:

8 1. Long-term and short-term needs of the institution
9 in carrying out its purposes;

10 2. Its present and anticipated financial resources;

11 3. General economic conditions;

12 4. The possible effect of inflation or deflation;

13 5. The expected tax consequences, if any, of
14 investment decisions or strategies;

15 6. The role that each investment or course of action
16 plays within the overall investment portfolio of the
17 institutional fund;

18 7. The expected total return from income and the
19 appreciation of its investments;

20 8. Other resources of the institution;

21 9. The needs of the institution and the institutional
22 fund for liquidity, regularity of income, and preservation or
23 appreciation of capital; and

24 10. An asset's special relationship or special value,
25 if any, to the purposes of the applicable gift instrument or
26 to the institution.

27 (d) A governing board shall make a reasonable effort
28 to verify the facts relevant to the investment and management
29 of institutional fund assets.

30 (e) A governing board shall diversify the investments
31 of an institutional fund unless the board reasonably

1 determines that, because of special circumstances, the
2 purposes of the fund are better served without diversifying.

3 (f) A governing board shall invest and manage the
4 assets of an institutional fund solely in the interest of the
5 institution.

6 (5) INVESTMENT AUTHORITY.--In addition to an
7 investment otherwise authorized by law or by the applicable
8 gift instrument, and without restriction to investments a
9 fiduciary may make, the governing board, subject to any
10 specific limitations in the applicable gift instrument or in
11 the applicable law, other than law relating to investments by
12 a fiduciary:

13 (a) Within a reasonable time after receiving property,
14 shall review the property and make and implement decisions
15 concerning the retention and disposition of the assets, in
16 order to bring the portfolio of the institutional fund into
17 compliance with the purposes, terms, distribution
18 requirements, and other circumstances of the institution, and
19 with the requirements of this section;

20 (b) May invest in any kind of property or type of
21 investment consistent with the standards of this section;

22 (c) May include all or any part of an institutional
23 fund in any pooled or common fund maintained by the
24 institution; and

25 (d) May invest all or any part of the institutional
26 fund in any other pooled or common fund available for
27 investment, including shares or interests in regulated
28 investment companies, mutual funds, common trust funds,
29 investment partnerships, real estate investment trusts, or
30 similar organizations in which funds are commingled and

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1 investment determinations are made by persons other than the
2 governing board.

3 (6) DELEGATION OF INVESTMENT MANAGEMENT.--

4 (a) Except as otherwise provided by applicable law
5 relating to governmental institutions or funds, a governing
6 board may delegate investment and management functions that a
7 prudent governing body could properly delegate under the
8 circumstances. A governing board shall exercise reasonable
9 care, skill, and caution in:

10 1. Selecting an agent;

11 2. Establishing the scope and terms of the delegation,
12 consistent with the purposes of the institutional fund; and

13 3. Periodically reviewing the agent's actions to
14 monitor the agent's performance and the agent's compliance
15 with the terms of the delegation.

16 (b) In performing a delegated function, an agent owes
17 a duty to the governing board to exercise reasonable care to
18 comply with the terms of the delegation.

19 (c) The members of a governing board who comply with
20 the requirements of paragraph (a) are not liable for the
21 decisions or actions of the agent to whom the function was
22 delegated.

23 (d) By accepting the delegation of an investment or
24 management function from a governing board of an institution
25 that is subject to the laws of this state, an agent submits to
26 the jurisdiction of the courts of this state in all actions
27 arising from the delegation.

28 (7) INVESTMENT COSTS.--In investing and managing trust
29 assets, a governing board may only incur costs that are
30 appropriate and reasonable in relation to the assets and the
31 purposes of the institution.

1 (8) RELEASE OF RESTRICTIONS ON USE OR INVESTMENT.--

2 (a) With the written consent of the donor, a governing
3 board may release, in whole or in part, a restriction imposed
4 by the applicable instrument on the use or investment of an
5 institutional fund.

6 (b) If written consent of the donor cannot be obtained
7 by reason of the donor's death, disability, unavailability, or
8 impossibility of identification, a governing board may
9 release, in whole or in part, a restriction imposed by the
10 applicable instrument on the use or investment of an
11 institutional fund if the fund has a total value of less than
12 \$100,000 and if the governing board, in its fiduciary
13 judgment, concludes that the value of the fund is insufficient
14 to justify the cost of administration as a separate
15 institutional fund.

16 (c) If written consent of the donor cannot be obtained
17 by reason of the donor's death, disability, unavailability, or
18 impossibility of identification, a governing board may apply
19 in the name of the institution to the circuit court of the
20 county in which the institution is located for release of a
21 restriction imposed by the applicable instrument on the use or
22 investment of an institutional fund. The Attorney General
23 shall be notified of the application and shall be given an
24 opportunity to be heard. If the court finds that the
25 restriction is unlawful, impracticable, impossible to achieve,
26 or wasteful, it may by order release the restriction in whole
27 or in part. A release under this subsection may not change an
28 endowment fund to a fund that is not an endowment fund.

29 (d) A release under this subsection may not allow a
30 fund to be used for purposes other than the educational
31 purposes of the institution affected.

1 (e) This subsection does not limit the application of
2 the doctrine of cy pres.

3 (9) UNIFORMITY OF APPLICATION AND CONSTRUCTION.--This
4 act shall be applied and construed so as to effectuate its
5 general purpose to make uniform the law with respect to the
6 subject of this act among those states which enact it.

7 Section 12. Section 1004.383, Florida Statutes, is
8 created to read:

9 1004.383 Chiropractic medicine degree program at the
10 Florida State University.--A chiropractic medicine degree
11 program is authorized at Florida State University.

12 Section 13. Section 460.4062, Florida Statutes, is
13 created to read:

14 460.4062 Chiropractic medicine faculty certificate.--

15 (1) The Department of Health may issue a chiropractic
16 medicine faculty certificate without examination to an
17 individual who remits a nonrefundable application fee, not to
18 exceed \$100 as determined by rule of the Board of Chiropractic
19 Medicine, and who demonstrates to the Board of Chiropractic
20 Medicine that he or she meets the following requirements:

21 (a) Is a graduate of an accredited school or college
22 of chiropractic accredited by the Council on Chiropractic
23 Education.

24 (b) Holds a valid current license to practice
25 chiropractic in another jurisdiction in the United States.

26 (c) Is at least 21 years of age and of good moral
27 character.

28 (d) Has not committed any act or offense in any
29 jurisdiction which would constitute the basis for discipline
30 under chapter 456 or chapter 460.

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1 (e) Has been offered and has accepted a full-time
2 faculty appointment to teach in a program of chiropractic
3 medicine at a state university.

4 (f) Provides a certification from the dean of the
5 college that he or she has accepted the offer of a full-time
6 faculty appointment to teach at Florida State University.

7 (2) The certificate shall authorize the holder to
8 practice only in conjunction with his or her faculty position
9 at Florida State University and its affiliated clinics that
10 are registered with the Board of Chiropractic Medicine as
11 sites at which holders of chiropractic medicine faculty
12 certificates will be practicing. Such certificates shall
13 automatically expire upon termination of the holder's
14 relationship with the school or after a period of 2 years,
15 whichever occurs first.

16 (3) The holder of a faculty certificate may engage in
17 the practice of chiropractic medicine as permitted by this
18 section.

19 (4) Notwithstanding subsection (2), a chiropractic
20 medicine faculty certificate is renewable every 2 years by a
21 holder who applies to the Board of Chiropractic Medicine on a
22 form prescribed by the Board of Chiropractic Medicine and who
23 continues to satisfy the requirements set forth in subsection
24 (1).

25 Section 14. Beginning in 2005 and annually thereafter,
26 the University of South Florida shall play the University of
27 Central Florida in college football. The game shall take place
28 at the home venue or stadium of either the University of South
29 Florida or the University of Central Florida in 2005 with the
30 home site of the game alternating between the schools annually
31 thereafter.

1 Section 15. Section 1001.71(1),(3), and (4), Florida
2 Statutes, as created by section 83, chapter 2002-387, Laws of
3 Florida, and as amended by section 2, chapter 2002-188, Laws
4 of Florida, is repealed.

5 Section 16. Except as otherwise expressly provided in
6 this act, this act shall take effect upon becoming a law.

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8 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
9 COMMITTEE SUBSTITUTE FOR
10 CS/SB 1520

11 Authorizes a chiropractic medicine degree program at the
12 Florida State university.

13 Permits the Department of Health to issue a chiropractic
14 medicine faculty certificate without examination to an
individual who remits a nonrefundable application fee and who
meets specified requirements.

15 Provides for a two-year renewal.
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