

Bill No. SB 2626

Amendment No. 1 Barcode 852630

CHAMBER ACTION

Senate

House

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The Committee on Education recommended the following amendment
:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Paragraphs (d) and (o) of subsection (3) of section 1000.21, Florida Statutes, is amended to read:

1000.21 Systemwide definitions.--As used in the Florida K-20 Education Code:

(3) "Community college," except as otherwise specifically provided, includes the following institutions and any branch campuses, centers, or other affiliates of the institution:

(d) Chipola ~~Junior~~ College.

(o) Miami-Dade ~~Community~~ College.

Section 2. Paragraphs (a) and (g) of subsection (5) of section 288.8175, Florida Statutes, are amended to read:

288.8175 Linkage institutes between postsecondary institutions in this state and foreign countries.--

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1 (5) The institutes are:

2 (a) Florida-Brazil Institute (University of Florida
3 and Miami-Dade ~~Community~~ College).

4 (g) Florida-France Institute (New College of the
5 University of South Florida, Miami-Dade ~~Community~~ College, and
6 Florida State University).

7 Section 3. Paragraph (a) of subsection (2) of section
8 1002.35, Florida Statutes, is amended to read:

9 1002.35 New World School of the Arts.--

10 (2)(a) For purposes of governance, the New World
11 School of the Arts is assigned to Miami-Dade ~~Community~~
12 College, the Dade County School District, and one or more
13 universities designated by the State Board of Education. The
14 State Board of Education shall assign to the New World School
15 of the Arts a university partner or partners. In this
16 selection, the State Board of Education shall consider the
17 accreditation status of the core programs. Florida
18 International University, in its capacity as the provider of
19 university services to Dade County, shall be a partner to
20 serve the New World School of the Arts, upon meeting the
21 accreditation criteria. The respective boards shall appoint
22 members to an executive board for administration of the
23 school. The executive board may include community members and
24 shall reflect proportionately the participating institutions.
25 Miami-Dade ~~Community~~ College shall serve as fiscal agent for
26 the school.

27 Section 4. Section 1004.73, Florida Statutes, is
28 amended to read:

29 1004.73 St. Petersburg College; Miami-Dade College;
30 Chipola College.--

31 (1) LEGISLATIVE INTENT.--The Legislature intends to

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1 create an innovative means to increase access to baccalaureate
2 degree level education in populous counties that are
3 underserved by public baccalaureate degree granting
4 institutions. This education is intended to address the
5 state's workforce needs, especially the need for teachers,
6 nurses, and business managers in agencies and firms that
7 require expertise in technology.

8 (2) ST. PETERSBURG COLLEGE; MIAMI-DADE COLLEGE;
9 CHIPOLA COLLEGE; MISSION; POLICIES.--St. Petersburg College,
10 Miami-Dade College, and Chipola College shall immediately seek
11 accreditation from the Southern Association of Colleges and
12 Schools as a baccalaureate degree granting college.

13 (a) The primary mission of St. Petersburg College,
14 Miami-Dade College, and Chipola College is to provide
15 high-quality undergraduate education at an affordable price
16 for students and the state. The purpose is to promote economic
17 development by preparing people for occupations that require a
18 bachelor's degree and are in demand by existing or emerging
19 public and private employers in this state.

20 (b) St. Petersburg College, Miami-Dade College, and
21 Chipola College shall maintain the mission and policies of a
22 Florida community college, including the open-door admissions
23 policy and the authority to offer all programs consistent with
24 a community college's authority.

25 (c) St. Petersburg College shall maintain the
26 distinction between the college and its university center. St.
27 Petersburg College is limited to community college programs
28 and to selected baccalaureate degree level programs that meet
29 community needs and are authorized as provided by this
30 section. The University Center may make available more diverse
31 program offerings, but those programs are offered by a

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1 participating college or university and are not to be
 2 classified or funded as programs of St. Petersburg College.

3 (d) The academic policies of the upper-division
 4 programs program at St. Petersburg College, Miami-Dade
 5 College, and Chipola College must be in accordance with
 6 policies of the State Board of Education.

7 (e) Sections 1013.39 and 1013.82 apply to St.
 8 Petersburg College, Miami-Dade College, and Chipola College.

9 (3) STUDENTS; FEES.--

10 (a) St. Petersburg College, Miami-Dade College, and
 11 Chipola College shall maintain separate records for students
 12 who are enrolled in courses classified in the upper division
 13 and lower division of a baccalaureate program, according to
 14 the statewide course numbering system. A student shall be
 15 reported as a community college student for enrollment in a
 16 lower-division course and as a baccalaureate degree program
 17 student for enrollment in an upper-division course.

18 (b) The Board of Trustees of St. Petersburg College
 19 the Board of Trustees of Miami-Dade College, and the Board of
 20 Trustees of Chipola College shall establish the level of
 21 tuition and other authorized student fees consistent with law
 22 and proviso in the General Appropriations Act.

23 1. For each credit hour of enrollment in a certificate
 24 level course or lower-division level college credit course,
 25 tuition and fees must be within the range authorized in law
 26 and rule for a community college student at that level.

27 2. For each credit hour of enrollment in an
 28 upper-division level course, matriculation and tuition fees
 29 must be in an amount established by the Board of Trustees of
 30 St. Petersburg College, the Board of Trustees of Miami-Dade
 31 College, and the Board of Trustees of Chipola College.

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1 However, fees for upper-division students must reflect the
 2 fact that the college does not incur the costs of major
 3 research programs. Therefore, the board of trustees shall
 4 establish fees for upper-division students within a range that
 5 is lower than the fees established for students at a state
 6 university but higher than the fees for community college
 7 students.

8 3. Other mandatory fees and local fees must be at the
 9 same level for all lower-division students. For upper-division
 10 students, other mandatory fees and local fees must be at a
 11 level less than fees established for university ~~of South~~
 12 ~~Florida~~ students, regardless of program enrollment or level.
 13 However, students in workforce development education courses
 14 maintain the authorized fee exemptions described in s. 1009.25
 15 and may be exempt from local fees imposed by the board of
 16 trustees, at the board's discretion.

17 (4) DEGREES.--

18 (a) In addition to the certificates, diplomas, and
 19 degrees authorized in s. 1004.65, St. Petersburg College may
 20 offer selected baccalaureate degrees. Initially, the college
 21 may offer programs that lead to a baccalaureate degree in the
 22 following fields:

23 1. Bachelor of Science in Nursing. This program must
 24 be designed to articulate with the associate in science degree
 25 in nursing. St. Petersburg College shall continue to offer the
 26 associate in science degree in nursing.

27 2. Bachelor of Arts and Bachelor of Science in
 28 Elementary Education.

29 3. Bachelor of Arts and Bachelor of Science in Special
 30 Education.

31 4. Bachelor of Arts and Bachelor of Science in

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1 Secondary Education.

2 5. Bachelor of Applied Science in fields selected by
3 the Board of Trustees of St. Petersburg College. The board of
4 trustees shall base the selection on an analysis of workforce
5 needs and opportunities in the following counties: Pinellas,
6 Pasco, Hernando, and other counties approved by the Department
7 of Education. For each program selected, St. Petersburg
8 College must offer a related associate in science or associate
9 in applied science degree program, and the baccalaureate
10 degree level program must be designed to articulate fully with
11 at least one associate in science degree program. The college
12 is encouraged to develop articulation agreements for
13 enrollment of graduates of related associate in applied
14 science degree programs.

15 (b) Miami-Dade College obtained approval by the State
16 Board of Education to grant baccalaureate degrees in education
17 in the areas of exceptional student education and secondary
18 education in science and mathematics pursuant to s.
19 1007.33(3)(b). In addition to the certificates, diplomas, and
20 degrees authorized in s. 1004.65, Miami-Dade College may offer
21 selected baccalaureate degrees. Initially, the college may
22 offer programs that lead to a baccalaureate degree in the
23 following fields:

24 1. Bachelor of Arts and Bachelor of Science in
25 Exceptional Student Education.

26 2. Bachelor of Arts and Bachelor of Science in
27 Secondary Education.

28
29 Miami-Dade College may offer additional baccalaureate degrees
30 as approved by the State Board of Education.

31 (c) Chipola College obtained approval by the State

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1 Board of Education to grant baccalaureate degrees in education
2 in the area of secondary education pursuant to s.
3 1007.33(3)(b). In addition to the certificates, diplomas, and
4 degrees authorized in s. 1004.65, Chipola College may offer
5 selected baccalaureate degrees. Initially, the college may
6 offer programs that lead to a Bachelor of Arts in Secondary
7 Education.

8 (d)(b) St. Petersburg College, Miami-Dade College, and
9 Chipola College may offer courses that enable teachers to
10 qualify for certification and recertification as required by
11 law or rule.

12 (e)(c) St. Petersburg College, Miami-Dade College, and
13 Chipola College may offer programs to provide opportunities
14 for a person who holds a baccalaureate degree, but is not
15 certified to teach, to obtain any additional courses required
16 for teacher certification.

17 (f)(d) Master's degree level programs and doctoral
18 programs may be provided by agreement with a college or
19 university participating in the University Center of St.
20 Petersburg College.

21 (g)(e) For those students living outside Pinellas
22 County, St. Petersburg College shall recruit for the upper
23 division only those students who have earned an associate
24 degree. In recruiting upper-division students in Pasco and
25 Hernando Counties, St. Petersburg College shall work
26 cooperatively with Pasco-Hernando Community College and shall
27 seek to offer courses and programs at Pasco-Hernando Community
28 College when feasible. The nursing programs, in particular,
29 must be conducted cooperatively, and programs at St.
30 Petersburg College shall not conflict with Pasco-Hernando
31 Community College's and the University of South Florida's

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1 cooperative nursing program.

2 (5) BOARDS.--

3 (a) The Board of Trustees of St. Petersburg College,
4 the Board of Trustees of Miami-Dade College, and the Board of
5 Trustees of Chipola College ~~serves~~ as the ~~college's~~ governing
6 Boards of the colleges ~~board~~. The Governor shall appoint
7 members as provided in s. 1001.61, and the boards shall have
8 ~~board has~~ the duties and authorities granted in ss. 1001.63
9 and 1001.64 and by rules of the State Board of Education.

10 (b) The Board of Trustees of St. Petersburg College,
11 the Board of Trustees of Miami-Dade College, and the Board of
12 Trustees of Chipola College may authorize direct-support
13 organizations as authorized in ss. 1004.28 and 1004.70.

14 (c) The Board of Trustees of St. Petersburg College
15 may continue to award degrees, diplomas, and certificates as
16 authorized for St. Petersburg Junior College, and in the name
17 of St. Petersburg Junior College, until St. Petersburg College
18 receives its accreditation.

19 (d) The Board of Trustees of Miami-Dade College may
20 continue to award degrees, diplomas, and certificates as
21 authorized for Miami-Dade Community College, and in the name
22 of Miami-Dade Community College, until Miami-Dade College
23 receives its accreditation.

24 (e) The Board of Trustees of Chipola College may
25 continue to award degrees, diplomas, and certificates as
26 authorized for Chipola Junior College, and in the name of
27 Chipola Junior College, until Chipola College receives its
28 accreditation.

29 (f)~~(d)~~ A coordinating board shall assist the Board of
30 Trustees in its deliberations concerning issues that affect
31 the upper division of St. Petersburg College. The coordinating

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1 board consists of the President of the University of South
2 Florida, the President of St. Petersburg College, the
3 President of Pasco-Hernando Community College, and the chairs
4 of the boards of trustees of those institutions.

5 ~~1.(e)~~ Beginning 4 years after the college receives
6 accreditation to offer baccalaureate degrees, the Board of
7 Trustees of St. Petersburg College may determine additional
8 programs to be offered, with the approval of the coordinating
9 board. The determination must consider community needs and
10 economic opportunities.

11 ~~2.(f)~~ The coordinating board shall meet at the request
12 of the President of the University of South Florida or the
13 President of St. Petersburg College.

14 ~~3.(g)~~ If the coordinating board cannot decide an issue
15 of importance to the programs designed for upper-division
16 students, the State Board of Education shall resolve the
17 issue.

18 (6) EMPLOYEES.--

19 (a) Employment at St. Petersburg College, Miami-Dade
20 College, and Chipola College is governed by the same laws that
21 govern community colleges, except that upper-division faculty
22 At St. Petersburg College are eligible for continuing
23 contracts upon the completion of the fifth year of teaching.

24 (b) Employee records for all personnel shall be
25 maintained as required by s. 1012.81.

26 (7) FACILITIES.--

27 (a) St. Petersburg College may request funding from
28 the Public Education Capital Outlay and Debt Service Trust
29 Fund as a community college and as a university. The
30 municipalities in Pinellas County, the Board of County
31 Commissioners of Pinellas County, and all other governmental

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1 entities are authorized to cooperate with the Board of
2 Trustees of St. Petersburg College in establishing this
3 institution. The acquisition and donation of lands, buildings,
4 and equipment for the use of St. Petersburg College are
5 authorized as a public purpose. The Board of County
6 Commissioners of Pinellas County and all municipalities in
7 Pinellas County may exercise the power of eminent domain to
8 acquire lands, buildings, and equipment for the use of St.
9 Petersburg College, regardless of whether such lands,
10 buildings, and equipment are located in a community
11 redevelopment area.

12 (b) Miami-Dade College may request funding from the
13 Public Education Capital Outlay and Debt Service Trust Fund as
14 a community college and as a university. The municipalities in
15 Miami-Dade County, The Board of County Commissioners of
16 Miami-Dade County, and all other governmental entities are
17 authorized to cooperate with the Board of Trustees of
18 Miami-Dade College in establishing this institution. The
19 acquisition and donation of lands, buildings, and equipment
20 for the use of Miami-Dade College are authorized as a public
21 purpose. The Board of County Commissioners of Miami-Dade
22 County and all municipalities in Miami-Dade County may
23 exercise the power of eminent domain to acquire lands,
24 buildings, and equipment for the use of Miami-Dade College,
25 regardless of whether such lands, buildings, and equipment are
26 located in a community redevelopment area.

27 (c) Chipola College may request funding from the
28 Public Education Capital Outlay and Debt Service Trust Fund as
29 a community college and as a university. The municipalities in
30 Jackson, Liberty, Holmes, Calhoun, and Washington Counties,
31 the Boards of County Commissioners of Jackson, Liberty,

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1 Holmes, Calhoun, and Washington Counties, and all other
 2 governmental entities are authorized to cooperate with the
 3 Board of Trustees of Chipola College in establishing this
 4 institution. The acquisition and donation of lands, buildings,
 5 and equipment for the use of Chipola College are authorized as
 6 a public purpose. The Boards of County Commissioners of
 7 Jackson, Liberty, Holmes, Calhoun, and Washington Counties and
 8 all municipalities in those counties may exercise the power of
 9 eminent domain to acquire lands, buildings, and equipment for
 10 the use of Chipola College, regardless of whether such lands,
 11 buildings, and equipment are located in a community
 12 redevelopment area.

13 (8) STATE FUNDING.--

14 (a) The Legislature intends to fund St. Petersburg
 15 College, Miami-Dade College, and Chipola College as a
 16 community colleges college for their its workforce development
 17 education programs and for their its lower-division level
 18 college credit courses and programs.

19 (b) The Legislature intends to fund St. Petersburg
 20 College, Miami-Dade College, and Chipola College as a
 21 baccalaureate degree level institutions institution for their
 22 its upper-division level courses and programs.

23 Section 5. Subsection (2) of section 1004.76, Florida
 24 Statutes, is amended to read:

25 1004.76 Florida Martin Luther King, Jr., Institute for
 26 Nonviolence.--

27 (2) There is hereby created the Florida Martin Luther
 28 King, Jr., Institute for Nonviolence ~~to be established at~~
 29 ~~Miami-Dade Community College~~. The institute shall have an
 30 advisory board consisting of 13 members as follows: the
 31 Attorney General, the Commissioner of Education, and 11

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1 members to be appointed by the Governor, such members to
2 represent the population of the state based on its ethnic,
3 gender, and socioeconomic diversity. Of the members appointed
4 by the Governor, one shall be a member of the Senate appointed
5 by the Governor on the recommendation of the President of the
6 Senate; one shall be a member of the Senate appointed by the
7 Governor on the recommendation of the minority leader; one
8 shall be a member of the House of Representatives appointed by
9 the Governor on the recommendation of the Speaker of the House
10 of Representatives; one shall be a member of the House of
11 Representatives appointed by the Governor on the
12 recommendation of the minority leader; and seven shall be
13 members appointed by the Governor, no more than three of whom
14 shall be members of the same political party. The following
15 groups shall be represented by the seven members: the Florida
16 Sheriffs Association; the Florida Association of Counties; the
17 Florida League of Cities; state universities human services
18 agencies; community relations or human relations councils; and
19 youth. A chairperson shall be elected by the members and
20 shall serve for a term of 3 years. Members of the board shall
21 serve the following terms of office which shall be staggered:

22 (a) A member of the Legislature appointed to the board
23 shall serve for a single term not to exceed 5 years and shall
24 serve as a member only while he or she is a member of the
25 Legislature.

26 (b) Of the seven members who are not members of the
27 Legislature, three shall serve for terms of 4 years, two shall
28 serve for terms of 3 years, and one shall serve for a term of
29 1 year. Thereafter, each member, except for a member
30 appointed to fill an unexpired term, shall serve for a 5-year
31 term. No member shall serve on the board for more than 10

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1 years.

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3 In the event of a vacancy occurring in the office of a member
4 of the board by death, resignation, or otherwise, the Governor
5 shall appoint a successor to serve for the balance of the
6 unexpired term.

7 Section 6. This act shall take effect July 1, 2003.

8

9

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

11 And the title is amended as follows:

12 Delete everything before the enacting clause

13

14 and insert:

15 A bill to be entitled

16 An act relating to colleges; amending s.
17 100.21, F.S.; changing the names of Chipola
18 Junior College and Miami-Dade Community College
19 to Chipola College and Miami-Dade College,
20 respectively; amending ss. 288.8175 and
21 1002.35, F.S.; conforming provisions; amending
22 s. 1004.73, F.S.; requiring Miami-Dade College
23 and Chipola College to seek accreditation as
24 baccalaureate degree granting colleges;
25 providing requirements relating to mission,
26 policies, student fees, degrees, governance,
27 employment, facilities, and funding; amending
28 s. 1004.76, F.S., relating to the Florida
29 Martin Luther King, Jr., Institute for
30 Nonviolence; deleting a provision relating to
31 the establishment of said institute at

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1 Miami-Dade Community College; providing an
2 effective date.
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