

Bill No. CS for SB 528

Barcode 195134

CHAMBER ACTION

Senate

House

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The Committee on Education Appropriations (King) recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 1, line 25,

insert:

Section 1. Subsections (2), (4), and (5) of section 1011.32, Florida Statutes, are amended to read:

1011.32 Community College Facility Enhancement

Challenge Grant Program.--

(2) There is established the Community College Facility Enhancement Challenge Grant Program for the purpose of assisting the community colleges in building high priority instructional and community-related capital facilities consistent with s. 1004.65, including common areas connecting such facilities. The direct-support organizations that serve the community colleges shall solicit gifts from private sources to provide matching funds for capital facilities. For the purposes of this section, private sources of funds shall not include any federal or state government funds that a

Bill No. CS for SB 528

Barcode 195134

1 community college may receive. For purposes of this section, a  
 2 gift may include real property having a value of up to \$5  
 3 million, as determined by an appraisal by the Division of  
 4 State Lands of the Department of Environmental Protection.

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

19 (5) A project may not be initiated unless all private  
 20 funds for planning, construction, and equipping the facility  
 21 have been received and deposited in the direct-support  
 22 organization's matching account, or real property has been  
 23 legally conveyed to the community college, and the state's  
 24 share for the minimum amount of funds needed to begin the  
 25 project has been appropriated by the Legislature. The  
 26 Legislature may appropriate the state's matching funds in one  
 27 or more fiscal years for the planning, construction, and  
 28 equipping of an eligible facility. However, these requirements  
 29 shall not preclude the community college or direct-support  
 30 organization from expending available funds from private  
 31 sources to develop a prospectus, including preliminary

Bill No. CS for SB 528

Barcode 195134

1 architectural schematics or ~~and/or~~ models, for use in its  
 2 efforts to raise private funds for a facility. Additionally,  
 3 any private sources of funds expended for this purpose are  
 4 eligible for state matching funds should the project  
 5 materialize as provided for in this section.

6 Section 2. Subsections (2) and (4) of section 1013.79,  
 7 Florida Statutes, are amended to read:

8 1013.79 University Facility Enhancement Challenge  
 9 Grant Program.--

10 (2) There is hereby established the Alec P. Courtelis  
 11 University Facility Enhancement Challenge Grant Program for  
 12 the purpose of assisting universities build high priority  
 13 instructional and research-related capital facilities,  
 14 including common areas connecting such facilities. The  
 15 associated foundations that serve the universities shall  
 16 solicit gifts from private sources to provide matching funds  
 17 for capital facilities. For the purposes of this act, private  
 18 sources of funds shall not include any federal, state, or  
 19 local government funds that a university may receive. For  
 20 purposes of this section, a gift may include real property  
 21 having a value of up to \$5 million, as determined by an  
 22 appraisal by the Division of State Lands of the Department of  
 23 Environmental Protection.

24 (4) No project shall be initiated unless all private  
 25 funds for planning, construction, and equipping the facility  
 26 have been received and deposited in the trust fund, or real  
 27 property has been legally conveyed to the university, and the  
 28 state's share for the minimum amount of funds needed to begin  
 29 the project has been appropriated by the Legislature. The  
 30 Legislature may appropriate the state's matching funds in one  
 31 or more fiscal years for the planning, construction, and

Bill No. CS for SB 528

Barcode 195134

1 equipping of an eligible facility. However, these requirements  
 2 shall not preclude the university from expending available  
 3 funds from private sources to develop a prospectus, including  
 4 preliminary architectural schematics or ~~and/or~~ models, for use  
 5 in its efforts to raise private funds for a facility.  
 6 Additionally, any private sources of funds expended for this  
 7 purpose are eligible for state matching funds should the  
 8 project materialize as provided for in this section.

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10 (Redesignate subsequent sections.)

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

14 And the title is amended as follows:

15       On page 1, lines 2 and 3, delete those lines

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17 and insert:

18       An act relating to education funding; amending  
 19       s. 1011.32, F.S., relating to the Community  
 20       College Facility Enhancement Challenge Grant  
 21       Program; authorizing a direct-support  
 22       organization of a community college to accept  
 23       real property having a value of up to a  
 24       specified amount; prohibiting initiation of a  
 25       project until any gift of real property has  
 26       been legally conveyed to the community college;  
 27       amending s. 1013.79, F.S., relating to the  
 28       University Facility Enhancement Challenge Grant  
 29       Program; authorizing a foundation serving a  
 30       university to accept real property having a  
 31       value of up to a specified amount; prohibiting

Bill No. CS for SB 528

Barcode 195134

1 initiation of a project until any gift of real  
2 property has been legally conveyed to the  
3 university; amending s. 1011.94,  
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