

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Mealor and Pickens offered the following:

2
3 **Amendment to Senate Amendment (452474) (with title**
4 **amendment)**

5 On page 1, line 17, through page 10, line 21, remove all of
6 said lines and insert:

7 Section 1. The Office of Economic and Demographic Research
8 shall conduct a study of the higher education enrollment
9 forecasting models currently used in the state. The study must
10 analyze the current models and provide options for improvements.
11 The review shall specifically examine ways to include Florida's
12 changing demographics in the forecasts. A final report with
13 recommendations shall be submitted to the President of the
14 Senate and the Speaker of the House of Representatives by
15 February 1, 2008.

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16 Section 2. (1) The Department of Education shall conduct
17 a comprehensive review of the courses that are listed in the
18 statewide course numbering system to:

19 (a) Identify courses that are listed in the system that
20 have not been taught at an institution for the preceding 5
21 years;

22 (b) Identify courses of nonpublic postsecondary
23 institutions that may be inappropriately designated as
24 equivalent for purposes of transfer of credit; and

25 (c) Update the statewide course numbering system as
26 appropriate based on these findings.

27 (2) The Department of Education shall submit a report of
28 its findings and actions to the President of the Senate and the
29 Speaker of the House of Representatives by February 1, 2008.

30 (3) Notwithstanding any other provision of law or rule to
31 the contrary, any nonpublic postsecondary institution, as a
32 condition of initial or continued participation in the statewide
33 course numbering system, shall identify in all of its catalogs,
34 printed or electronic, the specific courses offered by the
35 institution that are included in the statewide course numbering
36 system.

37 (4) No later than July 1, 2008, the Department of
38 Education shall develop and maintain on the department's website
39 a listing of all courses in the statewide course numbering
40 system and the institutions that offer each course. The listing
41 shall be available to the public. Each institution that
42 participates in the statewide course numbering system shall
43 include in all of its catalogs, printed or electronic, a

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44 statement advising the reader of the website address and its use
45 as a resource for information on the transferability of credits
46 to other Florida institutions.

47 Section 3. (1) It is the intent of the Legislature to
48 proactively shape Florida's economic future through the
49 collaboration of business, industry, and educational partners.
50 The Legislature recognizes that Florida's economic prosperity is
51 dependent on tightly aligning educational outputs and outcomes
52 with economic demands in order to shape the future economy of
53 the state. The Legislature further agrees with national and
54 state experts in their assessment that education will continue
55 to play an instrumental role in Florida's ability to compete in
56 the 21st century global economy and that inevitable demographic
57 changes necessitate a collaborative and comprehensive
58 prekindergarten-20 dialogue between educational and industry
59 experts in order to define and recommend aligned solutions.
60 Therefore, the Legislature intends to establish a formal
61 business and education collaborative to perform activities and
62 make recommendations to legislative and state policy boards
63 toward defining and attaining Florida's economic goals.

64 (2) The Florida Business and Education Collaborative is
65 established as a state-level advisory group to the Governor; the
66 Legislature; the State Board of Education; the Board of
67 Governors of the State University System; boards of independent
68 colleges, universities, and career schools; and other interested
69 parties.

70 (a) Members of the collaborative shall be appointed by the
71 Governor and shall include state business leaders; state

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72 legislative members; representative leaders of state and
73 nonpublic community colleges, colleges, universities, career
74 schools, and workforce education institutions and entities; and
75 national education and economic development policy leaders.

76 (b) The collaborative shall have as a primary objective
77 the promotion of strategies in public and private postsecondary
78 education that are aligned with economic development goals.

79 (c) Responsibilities of the collaborative shall include,
80 but not be limited to:

81 1. Collaboration with appropriate state entities to assess
82 the degree of alignment of postsecondary education programmatic
83 offerings and graduation outcomes with Florida's current and
84 future economic development needs and goals, particularly in
85 targeted occupational areas.

86 2. Recommendations concerning measurable performance
87 outcomes, trends, standards, and targets for achievement of
88 state goals related to workforce skills, education disciplines
89 and outcomes, and research and development capacity.

90 3. Recommendations concerning funding approaches to align
91 educational outputs to Florida's economic priorities, including
92 performance funding and contracting mechanisms.

93 (d) The collaborative shall annually report its findings
94 and recommendations to the State Board of Education, the Board
95 of Governors, the Executive Office of the Governor, the
96 President of the Senate, and the Speaker of the House of
97 Representatives by December 31.

98 Section 4. The Office of Program Policy Analysis and
99 Government Accountability (OPPAGA) shall conduct a study of the
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100 implementation of existing articulation policies and identify
101 any current practices that may serve as unnecessary barriers or
102 impediments to the effective progression and transfer of
103 students within the education system and to the progress of
104 students in completing their educational objectives as rapidly
105 as their circumstances permit. The study shall review the
106 implementation of statewide course numbering credit transfer
107 policies, including the extent to which institutions fail to
108 award credit for courses designated as equivalent, and recommend
109 remediation efforts to resolve this matter. The study shall also
110 review implementation of policies relating to the award of
111 credit associated with approved articulated acceleration
112 mechanisms and the extent to which credit received through
113 acceleration mechanisms may be used to meet general education or
114 other graduation requirements. The study shall also examine how
115 students are notified about whether the credit they receive will
116 apply toward graduation requirements. The study shall identify
117 inconsistencies in implementation of articulation policies and
118 assess the impact of such inconsistencies on a student's ability
119 to complete his or her program in a more timely manner, on the
120 cost to a student of completing his or her program, and on the
121 cost to the state. The study shall also examine the
122 effectiveness of the articulation accountability process
123 established pursuant to s. 1008.38, Florida Statutes. A final
124 report with recommendations shall be submitted to the President
125 of the Senate and the Speaker of the House of Representatives by
126 February 1, 2008.

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127 Section 5. Subsection (3) is added to section 267.062,
128 Florida Statutes, to read:

129 267.062 Naming of state buildings and other facilities.--
130 (3) Notwithstanding the provisions of subsection (1) or s.
131 1013.79(11), any state building, road, bridge, park,
132 recreational complex, or other similar facility of a state
133 university may be named for a living person by the university
134 board of trustees in accordance with rules adopted by the Board
135 of Governors of the State University System.

136 Section 6. Subsection (15) is added to section 1001.03,
137 Florida Statutes, to read:

138 1001.03 Specific powers of State Board of Education.--
139 (15) COMMUNITY COLLEGE BACCALAUREATE DEGREE PROGRAMS.--The
140 State Board of Education shall provide for the review and
141 approval of proposals by community colleges to offer
142 baccalaureate degree programs pursuant to s. 1007.33. A
143 community college, as defined in s. 1000.21, that is approved to
144 offer baccalaureate degrees pursuant to s. 1007.33 remains under
145 the authority of the State Board of Education and the community
146 college's board of trustees.

147 Section 7. Subsection (3) of section 1007.33, Florida
148 Statutes, is amended to read:

149 1007.33 Site-determined baccalaureate degree access.--

150 (3) (a) A community college may develop a proposal to
151 deliver specified baccalaureate degree programs in its district
152 to meet local workforce needs. A community college may also
153 develop proposals to deliver baccalaureate degree programs in

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154 math and science which would prepare graduates to enter a
155 teaching position in math or science.

156 (b) The community college's proposal must be submitted to
157 the State Board of Education for approval.

158 (c) The community college's proposal must include the
159 following information:

160 1.~~(a)~~ Demand for the baccalaureate degree program is
161 identified by the workforce development board, local businesses
162 and industry, local chambers of commerce, and potential
163 students.

164 2.~~(b)~~ Unmet need for graduates of the proposed degree
165 program is substantiated.

166 3.~~(e)~~ The community college has the facilities and
167 academic resources to deliver the program.

168 (d) A community college that plans to submit a proposal
169 pursuant to this subsection shall submit notice of its intent to
170 the State Board of Education, including a brief description of
171 the program that will be proposed and an estimated timeframe for
172 implementation, at least 90 days prior to submitting the
173 proposal. The State Board of Education shall advise state
174 universities and each regionally accredited private college and
175 university that is chartered in and has its primary campus
176 located in the state of the community college's notice of
177 intent. State universities shall have 60 days to submit an
178 alternative proposal to offer the baccalaureate degree program
179 on the community college campus. If the state board does not
180 receive a proposal from a state university within the 60-day
181 time period or if the university proposal is not approved, the
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182 state board shall provide the regionally accredited private
183 colleges and universities 30 days to submit an alternative
184 proposal. An alternative proposal must adequately address:

185 1. The extent to which students will be able to complete
186 the degree in the community college district.

187 2. The level of financial commitment of the college or
188 university to the development, implementation, and maintenance
189 of the specified degree program, including timelines.

190 3. The extent to which faculty at both the community
191 college and the college or university will collaborate in the
192 development and offering of the curriculum.

193 4. The ability of the community college and the college or
194 university to develop and approve the curriculum for the
195 specified degree program within 6 months after an agreement
196 between the community college and the college or university is
197 signed.

198 5. The extent to which the student may incur additional
199 costs above what the student would expect to incur if the
200 program were offered by the community college.

201 (e) The State Board of Education must consider the
202 alternative proposals in making its decision to approve or deny
203 a community college's proposal.

204 (f) If no alternative proposal is received or approved and
205 the State Board of Education determines that a community college
206 proposal is deficient, the state board must notify the community
207 college of the deficiencies in writing and provide the community
208 college the opportunity to correct the deficiencies.

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209 (g) The proposal must be submitted to the Council for
210 Education Policy Research and Improvement for review and
211 comment. Upon approval of the State Board of Education for the
212 specific degree program or programs, the community college shall
213 pursue regional accreditation by the Commission on Colleges of
214 the Southern Association of Colleges and Schools.

215 (h) Any additional baccalaureate degree programs the
216 community college wishes to offer must be approved by the State
217 Board of Education.

218 (i) Approval by the State Board of Education of a
219 community college proposal to deliver a specified baccalaureate
220 degree program does not alter the governance relationship of the
221 community college with its local board of trustees or the State
222 Board of Education.

223 Section 8. Subsections (1) and (2) of section 1009.23,
224 Florida Statutes, are amended to read:

225 1009.23 Community college student fees.--

226 (1) Unless otherwise provided, ~~the provisions of this~~
227 section applies apply only to fees charged for college credit
228 instruction leading to an associate in arts degree, an associate
229 in applied science degree, ~~or~~ an associate in science degree, or
230 a baccalaureate degree authorized by the State Board of
231 Education pursuant to s. 1007.33 and for noncollege credit
232 college-preparatory courses defined in s. 1004.02.

233 (2) (a) All students shall be charged fees except students
234 who are exempt from fees or students whose fees are waived.

235 (b) Tuition and out-of-state fees for upper-division
236 courses must reflect the fact that the community college has a
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237 less expensive cost structure than that of a state university.
238 Therefore, the board of trustees shall establish tuition and
239 out-of-state fees for upper-division courses in baccalaureate
240 degree programs approved pursuant to s. 1007.33 consistent with
241 law and proviso language in the General Appropriations Act.
242 However, the board of trustees may not vary tuition and out-of-
243 state fees as provided in subsection (4). ~~Identical fees shall~~
244 ~~be required for all community college resident students within a~~
245 ~~college who take a specific course, regardless of the program in~~
246 ~~which they are enrolled.~~

247 Section 9. Section 1011.83, Florida Statutes, is amended
248 to read:

249 1011.83 Financial support of community colleges.--

250 (1) Each community college that has been approved by the
251 Department of Education and meets the requirements of law and
252 rules of the State Board of Education shall participate in the
253 Community College Program Fund. However, funds to support
254 workforce education programs conducted by community colleges
255 shall be provided pursuant to s. 1011.80.

256 (2) Funding for baccalaureate degree programs approved
257 pursuant to s. 1007.33 shall be specified in the General
258 Appropriations Act. A student in a baccalaureate degree program
259 approved pursuant to s. 1007.33 who is not classified as a
260 resident for tuition purposes pursuant to s. 1009.21 may not be
261 included in calculations of full-time equivalent enrollments for
262 state funding purposes.

263 (3) Funds specifically appropriated by the Legislature for
264 baccalaureate degree programs approved pursuant to s. 1007.33

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265 may be used only for such programs. A community college shall
266 fund the nonrecurring costs related to the initiation of a new
267 baccalaureate degree program under s. 1007.33 without new state
268 appropriations unless special grant funds are appropriated in
269 the General Appropriations Act. A new baccalaureate degree
270 program may not accept students without a recurring legislative
271 appropriation for this purpose.

272 (4) State policy for funding baccalaureate degree programs
273 approved pursuant to s. 1007.33 shall be to limit state support
274 for recurring operating purposes to no more than 85 percent of
275 the amount of state expenditures for direct instruction per
276 credit hour in upper-level state university programs. A
277 community college may temporarily exceed this limit due to
278 normal enrollment fluctuations or unforeseeable circumstances or
279 while phasing in new programs. This subsection does not
280 authorize the Department of Education to withhold legislative
281 appropriations to any community college.

282 (5) A community college that grants baccalaureate degrees
283 shall maintain reporting and funding distinctions between any
284 baccalaureate degree program approved under s. 1007.33 and any
285 other baccalaureate degree programs involving traditional
286 concurrent-use partnerships.

287 Section 10. Section 1012.82, Florida Statutes, is amended
288 to read:

289 1012.82 Teaching faculty; minimum teaching hours per
290 week.--Each full-time member of the teaching faculty at any
291 community college who is paid wholly from funds appropriated
292 from the community college program fund or from funds

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293 appropriated for community college baccalaureate degree programs
294 shall teach a minimum of 15 classroom contact hours per week at
295 such institution. However, the required classroom contact hours
296 per week may be reduced upon approval of the president of the
297 institution in direct proportion to specific duties and
298 responsibilities assigned the faculty member by his or her
299 departmental chair or other appropriate college administrator.
300 Such specific duties may include specific research duties,
301 specific duties associated with developing television, video
302 tape, or other specifically assigned innovative teaching
303 techniques or devices, or assigned responsibility for off-campus
304 student internship or work-study programs. A "classroom contact
305 hour" consists of a regularly scheduled classroom activity of
306 not less than 50 minutes in a course of instruction which has
307 been approved by the community college board of trustees. Any
308 full-time faculty member who is paid partly from community
309 college program funds and partly from other funds or
310 appropriations shall teach a minimum number of classroom contact
311 hours per week in such proportion to 15 classroom contact hours
312 as his or her salary paid from community college program funds
313 bears to his or her total salary. Any full-time faculty member
314 who is paid partly from funds appropriated for community college
315 baccalaureate degree programs and partly from other funds or
316 appropriations shall teach a minimum number of classroom contact
317 hours per week in such proportion to 15 classroom contact hours
318 as his or her salary paid from funds appropriated for community
319 college baccalaureate degree programs bears to his or her total
320 salary.

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321 Section 11. This act shall take effect upon becoming a
322 law.

323

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

325 On page 10, line 29, through page 12, line 16, remove all
326 of said lines and insert:

327 A bill to be entitled

328 An act relating to postsecondary education; requiring the
329 Office of Economic and Demographic Research to conduct a
330 study of certain enrollment forecasting models; requiring
331 a report; requiring the Department of Education to conduct
332 a review of certain courses in the statewide course
333 numbering system and update the system as appropriate;
334 requiring a report; requiring nonpublic postsecondary
335 institutions that participate in statewide course
336 numbering to provide certain information in their
337 catalogs; requiring the department's website to include
338 certain information; providing legislative intent;
339 establishing the Florida Business and Education
340 Collaborative; providing membership and responsibilities;
341 requiring annual reports; requiring a study by the Office
342 of Program Policy Analysis and Government Accountability
343 relating to articulation policies and practices; requiring
344 a report; amending s. 267.062, F.S.; authorizing the
345 naming of certain state university facilities for a living
346 person under certain circumstances; amending s. 1001.03,
347 F.S.; providing State Board of Education responsibilities
348 with respect to community college baccalaureate degree

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349 programs; amending s. 1007.33, F.S.; revising provisions
350 relating to community college submission of proposals to
351 deliver baccalaureate degree programs; requiring notice of
352 intent and opportunity for alternative proposals by
353 certain institutions; amending s. 1009.23, F.S.; providing
354 guidelines and restrictions for setting tuition and out-
355 of-state fees for community college upper-division
356 courses; amending s. 1011.83, F.S.; providing a residency
357 requirement for funding baccalaureate degree programs at
358 community colleges; providing requirements for funding
359 nonrecurring and recurring costs associated with such
360 programs; limiting per-student funding to a specified
361 percentage of costs associated with state university
362 baccalaureate degree programs; providing certain reporting
363 and funding requirements; amending s. 1012.82, F.S.;
364 providing minimum teaching hour requirements for faculty
365 paid from funds appropriated for community college
366 baccalaureate degree programs; providing an effective
367 date.