

By the Committee on Higher Education; and Senators Oelrich and Gaetz

589-04005-08

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1                   A bill to be entitled  
2           An act relating to community colleges; amending s.  
3           1001.64, F.S.; providing conditions for certain  
4           contracting by community college boards of trustees;  
5           authorizing boards of trustees to enter into certain  
6           short-term loans and contracts and make payments subject  
7           to appropriation; authorizing boards of trustees to incur  
8           long-term debt according to specified requirements;  
9           amending s. 1004.70, F.S.; requiring community college  
10          boards of trustees to authorize debt incurred by direct-  
11          support organizations; authorizing delegation for approval  
12          of short-term loans and lease-purchase agreements;  
13          providing restrictions; amending s. 1009.22, F.S.,  
14          relating to workforce education postsecondary student  
15          fees, and s. 1009.23, F.S., relating to community college  
16          student fees; revising provisions relating to pledge of  
17          fee revenues to repayment of debt by community college  
18          boards of trustees; providing requirements for the  
19          request, issuance, securing, and payment of bonds;  
20          revising provisions relating to validation of bonds;  
21          providing for limitation of actions; amending s. 1011.84,  
22          F.S.; correcting references; providing for transmittal of  
23          funds for amounts required for capital improvement revenue  
24          bond debt service under certain circumstances; providing  
25          restrictions; amending s. 1000.21, F.S.; redesignating  
26          Indian River Community College as "Indian River College";  
27          providing an effective date.

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

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Section 1. Subsections (26) and (38) of section 1001.64, Florida Statutes, are amended to read:

1001.64 Community college boards of trustees; powers and duties.--

(26) Each board of trustees is authorized to contract for the purchase, sale, lease, license, or acquisition in any manner (including purchase by installment or lease-purchase contract which may provide for the payment of interest on the unpaid portion of the purchase price and for the granting of a security interest in the items purchased, subject to the provisions of subsection (38) and ss. 1009.22 and 1009.23) of goods, materials, equipment, and services required by the community college. The board of trustees may choose to consolidate equipment contracts under master equipment financing agreements made pursuant to s. 287.064.

(38) Each board of trustees is authorized to enter into short-term loans and installment, lease-purchase, and other financing contracts for a term of not more than 5 years, including renewals, extensions, and refundings. Payments on short-term loans and installment, lease-purchase, and other financing contracts pursuant to this subsection shall be subject to annual appropriation by the board of trustees. Each board of trustees is authorized to borrow funds and incur long-term debt, including promissory notes, installment sales agreements, lease-purchase agreements, certificates of participation, and other similar long-term financing arrangements, only as specifically provided ~~entering into lease-purchase agreements and the issuance of revenue bonds as specifically authorized and only for the~~

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59 ~~purposes authorized~~ in ss. 1009.22(6) and (9), ~~and~~ 1009.23(11)  
60 and (12), and 215.61(1). At the option of the board of trustees,  
61 bonds issued pursuant to ss. 1009.22(6) and (9) and 1009.23(11)  
62 and (12) may be ~~issued which are~~ secured by a combination of  
63 revenues authorized to be pledged to bonds pursuant to such  
64 subsections ss. 1009.22(6) and 1009.23(11) or ss. 1009.22(9) and  
65 1009.23(12). Notwithstanding the provisions of this subsection,  
66 lease-purchase agreements may be secured by a combination of  
67 revenues as specifically authorized pursuant to ss. 1009.22(7)  
68 and 1009.23(10).

69 Section 2. Paragraph (e) is added to subsection (4) of  
70 section 1004.70, Florida Statutes, to read:

71 1004.70 Community college direct-support organizations.--

72 (4) ACTIVITIES; RESTRICTIONS.--

73 (e) A community college board of trustees must authorize  
74 all debt, including lease-purchase agreements, incurred by a  
75 direct-support organization. Authorization for approval of short-  
76 term loans and lease-purchase agreements for a term of not more  
77 than 5 years, including renewals, extensions, and refundings, for  
78 goods, materials, equipment, and services may be delegated by the  
79 board of trustees to the board of directors of the direct-support  
80 organization. Trustees shall evaluate proposals for debt  
81 according to guidelines issued by the Division of Community  
82 Colleges. Revenues of the community college may not be pledged to  
83 debt issued by direct-support organizations.

84 Section 3. Subsections (6) and (9) of section 1009.22,  
85 Florida Statutes, are amended to read:

86 1009.22 Workforce education postsecondary student fees.--

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87           (6) (a) Each district school board and community college  
88 board of trustees may establish a separate fee for capital  
89 improvements, technology enhancements, or equipping buildings  
90 which may not exceed 5 percent of tuition for resident students  
91 or 5 percent of tuition and out-of-state fees for nonresident  
92 students. Funds collected by community colleges through the fee  
93 ~~these fees~~ may be bonded only for the purpose of financing or  
94 refinancing new construction and equipment, renovation, or  
95 remodeling of educational facilities. The fee shall be collected  
96 as a component part of the tuition and fees, paid into a separate  
97 account, and expended only to construct and equip, maintain,  
98 improve, or enhance the certificate career education or adult  
99 education facilities of the school district or community college.  
100 Projects funded through the use of the capital improvement fee  
101 must meet the survey and construction requirements of chapter  
102 1013. Pursuant to s. 216.0158, each district school board and  
103 community college board of trustees shall identify each project,  
104 including maintenance projects, proposed to be funded in whole or  
105 in part by such fee. Capital improvement fee revenues may be  
106 pledged by a board of trustees as a dedicated revenue source to  
107 the repayment of debt, including lease-purchase agreements, with  
108 an overall term of not more than 7 years, including renewals,  
109 extensions, and refundings, and revenue bonds, with a term not  
110 exceeding ~~to exceed~~ 20 years, and not exceeding ~~to exceed~~ the  
111 useful life of the asset being financed, only for the new  
112 construction and equipment, renovation, or remodeling of  
113 educational facilities. Bonds authorized pursuant to this  
114 paragraph shall be requested by the community college board of  
115 trustees and shall be issued by the Division of Bond Finance in

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116 compliance with s. 11(d), Art. VII of the State Constitution and  
117 the State Bond Act. The Division of Bond Finance may pledge fees  
118 collected by one or more community colleges, including capital  
119 improvement fees collected pursuant to s. 1009.23(11), to secure  
120 such bonds. Any project included in the approved educational  
121 plant survey pursuant to chapter 1013 is approved pursuant to s.  
122 11(f), Art. VII of the State Constitution. ~~Community colleges may~~  
123 ~~use the services of the Division of Bond Finance of the State~~  
124 ~~Board of Administration to issue any bonds authorized through the~~  
125 ~~provisions of this subsection. Any such bonds issued by the~~  
126 ~~Division of Bond Finance shall be in compliance with the~~  
127 ~~provisions of the State Bond Act.~~ Bonds issued pursuant to this  
128 paragraph may ~~the State Bond Act shall~~ be validated in the manner  
129 provided by chapter 75. The complaint for such validation shall  
130 be filed in the circuit court of the county where the seat of  
131 state government is situated, the notice required to be published  
132 by s. 75.06 shall be published only in the county where the  
133 complaint is filed, and the complaint and order of the circuit  
134 court shall be served only on the state attorney of the circuit  
135 in which the action is pending. A maximum of 15 cents per credit  
136 hour may be allocated from the capital improvement fee for child  
137 care centers conducted by the district school board or community  
138 college board of trustees. The use of capital improvement fees  
139 for such purpose shall be subordinate to the payment of any bonds  
140 secured by the fees.

141 (b) The state does hereby covenant with the holders of the  
142 bonds issued under paragraph (a) that it will not take any action  
143 that will materially and adversely affect the rights of such

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144 holders so long as the bonds authorized by paragraph (a) are  
145 outstanding.

146 (9) (a) Community college boards of trustees and district  
147 school boards are not authorized to charge students enrolled in  
148 workforce development programs any fee that is not specifically  
149 authorized by statute. In addition to tuition, out-of-state,  
150 financial aid, capital improvement, and technology fees, as  
151 authorized in this section, community college boards of trustees  
152 and district school boards are authorized to establish fee  
153 schedules for the following user fees and fines: laboratory fees;  
154 parking fees and fines; library fees and fines; fees and fines  
155 relating to facilities and equipment use or damage; access or  
156 identification card fees; duplicating, photocopying, binding, or  
157 microfilming fees; standardized testing fees; diploma replacement  
158 fees; transcript fees; application fees; graduation fees; and  
159 late fees related to registration and payment. Such user fees and  
160 fines shall not exceed the cost of the services provided and  
161 shall only be charged to persons receiving the service. Parking  
162 fee revenues may be pledged by a community college board of  
163 trustees as a dedicated revenue source for the repayment of debt,  
164 including lease-purchase agreements, with an overall term of not  
165 more than 7 years, including renewals, extensions, and  
166 refundings, and revenue bonds with a term ~~terms~~ not exceeding 20  
167 years and not exceeding the useful life of the asset being  
168 financed. Community colleges shall use the services of the  
169 Division of Bond Finance of the State Board of Administration to  
170 issue any revenue bonds authorized by ~~the provisions of this~~  
171 paragraph subsection. Any such bonds issued by the Division of  
172 Bond Finance shall be in compliance with the provisions of the

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173 State Bond Act. Bonds issued pursuant to the State Bond Act may  
174 ~~shall~~ be validated in the manner established in chapter 75. The  
175 complaint for such validation shall be filed in the circuit court  
176 of the county where the seat of state government is situated, the  
177 notice required to be published by s. 75.06 shall be published  
178 only in the county where the complaint is filed, and the  
179 complaint and order of the circuit court shall be served only on  
180 the state attorney of the circuit in which the action is pending.

181 (b) As provided in this paragraph, a community college  
182 board of trustees may, without using the services or obtaining  
183 the approval of the Division of Bond Finance, pledge parking fee  
184 revenues to debt, including promissory notes, installment sales  
185 agreements, lease-purchase agreements, certificates of  
186 participation, and other similar financing arrangements, for an  
187 overall term of not more than 20 years, including renewals,  
188 extensions, refinancings, and refundings, and not exceeding the  
189 useful life of the asset being financed as long as the interest  
190 rate on any fixed-rate financing is lower than the interest rate  
191 on such debt as determined by reference to the Municipal Market  
192 Data yields listing for the debt-rating category most closely  
193 comparable to the debt being issued immediately prior to the date  
194 such interest rate on the debt is set. If the Municipal Market  
195 Data yields are no longer available, the interest rate shall be  
196 lower than the rate determined by reference to a nationally  
197 recognized tax-exempt benchmark interest-rate index. The interest  
198 rate on any variable-rate financing must be lower than that of a  
199 nationally recognized tax-exempt variable-rate index.

200 Section 4. Subsections (11) and (12) of section 1009.23,  
201 Florida Statutes, are amended to read:

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202 1009.23 Community college student fees.--

203 (11) (a) Each community college board of trustees may  
204 establish a separate fee for capital improvements, technology  
205 enhancements, or equipping student buildings which may not exceed  
206 10 percent of tuition for resident students or 10 percent of the  
207 sum of tuition and out-of-state fees for nonresident students.  
208 The fee for resident students shall be limited to an increase of  
209 \$2 per credit hour over the prior year. Funds collected by  
210 community colleges through the fee ~~these fees~~ may be bonded only  
211 as provided in this subsection for the purpose of financing or  
212 refinancing new construction and equipment, renovation, or  
213 remodeling of educational facilities. The fee shall be collected  
214 as a component part of the tuition and fees, paid into a separate  
215 account, and expended only to construct and equip, maintain,  
216 improve, or enhance the educational facilities of the community  
217 college. Projects funded through the use of the capital  
218 improvement fee shall meet the survey and construction  
219 requirements of chapter 1013. Pursuant to s. 216.0158, each  
220 community college shall identify each project, including  
221 maintenance projects, proposed to be funded in whole or in part  
222 by such fee.

223 (b) Capital improvement fee revenues may be pledged by a  
224 board of trustees as a dedicated revenue source to the repayment  
225 of debt, including lease-purchase agreements, with an overall  
226 ~~term, including renewals, extensions, and refundings,~~ of not more  
227 than 7 years, including renewals, extensions, and refundings, and  
228 revenue bonds with a term not exceeding ~~to exceed~~ 20 annual  
229 maturities and not exceeding ~~to exceed~~ the useful life of the  
230 asset being financed, only for financing or refinancing of the



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231 new construction and equipment, renovation, or remodeling of  
232 educational facilities. Bonds authorized pursuant to ~~through the~~  
233 ~~provisions of~~ this subsection shall be requested by the community  
234 college board of trustees and shall be issued by the Division of  
235 Bond Finance ~~upon the request of the community college board of~~  
236 ~~trustees~~ in compliance with ~~the provisions of~~ s. 11(d), Art. VII  
237 of the State Constitution and the State Bond Act. The Division of  
238 Bond Finance may pledge fees collected by one or more community  
239 colleges, including capital improvement fees collected pursuant  
240 to s. 1009.22(6), to secure such bonds. Any project included in  
241 the approved educational plant survey pursuant to chapter 1013 is  
242 approved pursuant to s. 11 (f) ~~(d)~~, Art. VII of the State  
243 Constitution.

244 (c) ~~(d)~~ Any validation of the Bonds issued pursuant to this  
245 subsection may be validated ~~shall be~~ in the manner provided by  
246 chapter 75. Only the initial series of bonds is required to be  
247 validated. The complaint for such validation shall be filed in  
248 the circuit court of the county where the seat of state  
249 government is situated, the notice required to be published by s.  
250 75.06 shall be published only in the county where the complaint  
251 is filed, and the complaint and order of the circuit court shall  
252 be served only on the state attorney of the circuit in which the  
253 action is pending.

254 (d) ~~(e)~~ A maximum of 15 percent may be allocated from the  
255 capital improvement fee for child care centers conducted by the  
256 community college. The use of capital improvement fees for such  
257 purpose shall be subordinate to the payment of any bonds secured  
258 by the fees.

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259        (e)~~(e)~~ The state does hereby covenant with the holders of  
260 the bonds issued under this subsection that it will not take any  
261 action that will materially and adversely affect the rights of  
262 such holders so long as the bonds authorized by this subsection  
263 are outstanding.

264        (12) (a) In addition to tuition, out-of-state, financial  
265 aid, capital improvement, student activity and service, and  
266 technology fees authorized in this section, each community  
267 college board of trustees is authorized to establish fee  
268 schedules for the following user fees and fines: laboratory fees;  
269 parking fees and fines; library fees and fines; fees and fines  
270 relating to facilities and equipment use or damage; access or  
271 identification card fees; duplicating, photocopying, binding, or  
272 microfilming fees; standardized testing fees; diploma replacement  
273 fees; transcript fees; application fees; graduation fees; and  
274 late fees related to registration and payment. Such user fees and  
275 fines shall not exceed the cost of the services provided and  
276 shall only be charged to persons receiving the service. A  
277 community college may not charge any fee except as authorized by  
278 law or rules of the State Board of Education. Parking fee  
279 revenues may be pledged by a community college board of trustees  
280 as a dedicated revenue source for the repayment of debt,  
281 including lease-purchase agreements, with an overall term of not  
282 more than 7 years, including renewals, extensions, and  
283 refundings, and revenue bonds with a term ~~terms~~ not exceeding 20  
284 years and not exceeding the useful life of the asset being  
285 financed. Community colleges shall use the services of the  
286 Division of Bond Finance of the State Board of Administration to  
287 issue any revenue bonds authorized by ~~the provisions of this~~

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288 ~~paragraph subsection.~~ Any such bonds issued by the Division of  
289 Bond Finance shall be in compliance with the provisions of the  
290 State Bond Act. Bonds issued pursuant to the State Bond Act may  
291 ~~shall~~ be validated in the manner established in chapter 75. The  
292 complaint for such validation shall be filed in the circuit court  
293 of the county where the seat of state government is situated, the  
294 notice required to be published by s. 75.06 shall be published  
295 only in the county where the complaint is filed, and the  
296 complaint and order of the circuit court shall be served only on  
297 the state attorney of the circuit in which the action is pending.

298 (b) As provided in this paragraph, a community college  
299 board of trustees may, without using the services or obtaining  
300 the approval of the Division of Bond Finance, pledge parking fee  
301 revenues to debt, including promissory notes, installment sales  
302 agreements, lease-purchase agreements, certificates of  
303 participation, and other similar financing arrangements, for an  
304 overall term of not more than 20 years, including renewals,  
305 extensions, refinancings, and refundings, and not exceeding the  
306 useful life of the asset being financed as long as the interest  
307 rate on any fixed-rate financing is lower than the interest rate  
308 on such debt as determined by reference to the Municipal Market  
309 Data yields listing for the debt-rating category most closely  
310 comparable to the debt being issued immediately prior to the date  
311 such interest rate on the debt is set. If the Municipal Market  
312 Data yields are no longer available, the interest rate shall be  
313 lower than the rate determined by reference to a nationally  
314 recognized tax-exempt benchmark interest-rate index. The interest  
315 rate on any variable-rate financing must be lower than that of a  
316 nationally recognized tax-exempt variable-rate index.

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317 Section 5. Section 1011.84, Florida Statutes, is amended to  
318 read:

319 1011.84 Procedure for determining state financial support  
320 and annual apportionment of state funds to each community college  
321 district.--The procedure for determining state financial support  
322 and the annual apportionment to each community college district  
323 authorized to operate a community college under ~~the provisions of~~  
324 s. 1001.61 shall be as follows:

325 (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE COMMUNITY  
326 COLLEGE PROGRAM FUND FOR THE CURRENT OPERATING PROGRAM.--

327 (a) The Department of Education shall determine annually  
328 from an analysis of operating costs, prepared in the manner  
329 prescribed by rules of the State Board of Education, the costs  
330 per full-time equivalent student served in courses and fields of  
331 study offered in community colleges. This information and current  
332 college operating budgets shall be submitted to the Executive  
333 Office of the Governor with the legislative budget request prior  
334 to each regular session of the Legislature.

335 (b) The allocation of funds for community colleges shall be  
336 based on advanced and professional disciplines, college-  
337 preparatory programs, and other programs for adults funded  
338 pursuant to s. 1011.80.

339 (c) The category of lifelong learning is for students  
340 enrolled pursuant to s. 1004.93. A student shall also be reported  
341 as a lifelong learning student for his or her enrollment in any  
342 course that he or she has previously taken, unless it is a credit  
343 course in which the student earned a grade of D or F.

344 (d) If an adult student has been determined to be a  
345 disabled student eligible for an approved educational program for

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346 disabled adults provided pursuant to s. 1004.93 and rules of the  
347 State Board of Education and is enrolled in a class with  
348 curriculum frameworks developed for the program, state funding  
349 for that student shall be provided at a level double that of a  
350 student enrolled in a special adult general education program  
351 provided by a community college.

352 (e) All state inmate education provided by community  
353 colleges shall be reported by program, FTE expenditure, and  
354 revenue source. These enrollments, expenditures, and revenues  
355 shall be reported and projected separately. Instruction of state  
356 inmates shall not be included in the full-time equivalent student  
357 enrollment for funding through the Community College Program  
358 Fund.

359 (f) When a public educational institution has been fully  
360 funded by an external agency for direct instructional costs of  
361 any course or program, the FTE generated shall not be reported  
362 for state funding.

363 (g) The State Board of Education shall adopt rules to  
364 implement s. 9(d)(8)g.f., Art. XII of the State Constitution.  
365 These rules shall provide for the use of the funds available  
366 under s. 9(d)(8)g.f., Art. XII by an individual community college  
367 for operating expense in any fiscal year during which the State  
368 Board of Education has determined that all major capital outlay  
369 needs have been met. Highest priority for the use of these funds  
370 for purposes other than financing approved capital outlay  
371 projects shall be for the proper maintenance and repair of  
372 existing facilities for projects approved by the State Board of  
373 Education. However, in any fiscal year in which funds from this  
374 source are authorized for operating expense other than approved

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375 maintenance and repair projects, the allocation of community  
376 college program funds shall be reduced by an amount equal to the  
377 sum used for such operating expense for that community college  
378 that year, and that amount shall not be released or allocated  
379 among the other community colleges that year.

380 (2) DETERMINING THE AMOUNT TO BE INCLUDED FOR CAPITAL  
381 OUTLAY AND DEBT SERVICE.--The amount included for capital outlay  
382 and debt service shall be as determined and provided in s. 18,  
383 Art. XII of the State Constitution of 1885, as adopted by s.  
384 9(d), Art. XII of the 1968 revised State Constitution and State  
385 Board of Education rules.

386 (3) REDUCTION FOR AMOUNTS REQUIRED FOR CAPITAL IMPROVEMENT  
387 REVENUE BOND DEBT SERVICE.--

388 (a) If amounts sufficient to fully fund all debt service  
389 payments with respect to bonds pledging capital improvement fee  
390 revenues under s. 1009.22 or s. 1009.23 which have become due and  
391 payable have not been forwarded to the State Board of  
392 Administration as otherwise required by the proceedings  
393 authorizing such bonds, the State Board of Administration,  
394 pursuant to its powers and duties under s. 215.69, shall direct  
395 the Department of Education to transmit legally available funds  
396 remaining in the Community College Program Fund appropriated to  
397 the community college that has insufficient capital improvement  
398 fees to pay debt service to the State Board of Administration for  
399 such purpose.

400 (b) A community college may not obligate the state to  
401 appropriate funds pursuant to this subsection. Such funds are  
402 available only to the extent appropriated, and nothing in this

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403 subsection constitutes a pledge of the state to continue such  
404 appropriations.

405 (4) ~~(3)~~ DETERMINING THE APPORTIONMENT FROM STATE FUNDS.--

406 (a) By December 15 of each year, the Department of  
407 Education shall estimate the annual enrollment of each community  
408 college for the current fiscal year and for the 6 subsequent  
409 fiscal years. These estimates shall be based upon prior years'  
410 enrollments, upon the initial fall term enrollments for the  
411 current fiscal year for each college, and upon each college's  
412 estimated current enrollment and demographic changes in the  
413 respective community college districts.

414 (b) The apportionment to each community college from the  
415 Community College Program Fund shall be determined annually in  
416 the General Appropriations Act. In determining each college's  
417 apportionment, the Legislature shall consider the following  
418 components:

419 1. Base budget, which includes the state appropriation to  
420 the Community College Program Fund in the current year plus the  
421 related student tuition and out-of-state fees assigned in the  
422 current General Appropriations Act.

423 2. The cost-to-continue allocation, which consists of  
424 incremental changes to the base budget, including salaries, price  
425 levels, and other related costs allocated through a funding model  
426 approved by the Legislature which may recognize differing  
427 economic factors arising from the individual educational  
428 approaches of the various community colleges, including, but not  
429 limited to:

430 a. Direct Instructional Funding, including class size,  
431 faculty productivity factors, average faculty salary, ratio of

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432 full-time to part-time faculty, costs of programs, and enrollment  
433 factors.

434 b. Academic Support, including small colleges factor,  
435 multicampus factor, and enrollment factor.

436 c. Student Services Support, including headcount of  
437 students as well as FTE count and enrollment factors.

438 d. Library Support, including volume and other  
439 materials/audiovisual requirements.

440 e. Special Projects.

441 f. Operations and Maintenance of Plant, including square  
442 footage and utilization factors.

443 g. District Cost Differential.

444 3. Students enrolled in a recreation and leisure program  
445 and students enrolled in a lifelong learning program who may not  
446 be counted as full-time equivalent enrollments for purposes of  
447 enrollment workload adjustments.

448 4. Operating costs of new facilities adjustments, which  
449 shall be provided, from funds available, for each new facility  
450 that is owned by the college and is recommended in accordance  
451 with s. 1013.31.

452 5. New and improved program enhancements, which shall be  
453 determined by the Legislature.

454

455 Student fees in the base budget plus student fee revenues  
456 generated by increases in fee rates shall be deducted from the  
457 sum of the components determined in subparagraphs 1.-5. The  
458 amount remaining shall be the net annual state apportionment to  
459 each college.



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460 (c) No community college shall commit funds for the  
461 employment of personnel or resources in excess of those required  
462 to continue the same level of support for either the previously  
463 approved enrollment or the revised enrollment, whichever is  
464 lower.

465 (d) The apportionment to each community college district  
466 for capital outlay and debt service shall be the amount  
467 determined in accordance with subsection (2). This amount, less  
468 any amount determined as necessary for administrative expense by  
469 the State Board of Education and any amount necessary for debt  
470 service on bonds issued by the State Board of Education pursuant  
471 to s. 9(d), Art. XII of the 1968 revised State Constitution,  
472 shall be transmitted to the community college board of trustees  
473 to be expended in a manner prescribed by rules of the State Board  
474 of Education.

475 (e) If at any time the unencumbered balance in the general  
476 fund of the community college board of trustees approved  
477 operating budget goes below 5 percent, the president shall  
478 provide written notification to the State Board of Education.

479 (f) Expenditures for apprenticeship programs shall be  
480 reported separately.

481 (5)~~(4)~~ EXPENDITURE OF ALLOCATED FUNDS.--Subject to the  
482 provisions of subsection (3), any funds allocated herein to any  
483 community college shall be expended only for the purpose of  
484 supporting that community college.

485 (6)~~(5)~~ REPORT OF REMEDIAL EDUCATION.--Each community  
486 college board of trustees shall report the volume and cost of  
487 remedial education activities as a separate item in its annual  
488 cost accounting system.

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489           Section 6. Paragraph (k) of subsection (3) of section  
490 1000.21, Florida Statutes, is amended to read:

491           1000.21 Systemwide definitions.--As used in the Florida K-  
492 20 Education Code:

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

496           (k) Indian River ~~Community~~ College.

497           Section 7. This act shall take effect July 1, 2008.