

1 A bill to be entitled
 2 An act relating to state universities; amending s.
 3 1009.24, F.S.; authorizing university boards of trustees
 4 to increase the Capital Improvement Trust Fund fee subject
 5 to certain restrictions; amending s. 1013.64, F.S.;
 6 increasing the monetary threshold for the utilization of
 7 funds for the replacement of minor facility projects;
 8 amending s. 1013.78, F.S.; conforming provisions; amending
 9 s. 1013.79, F.S.; revising provisions relating to the
 10 matching and expenditure of funds under a university
 11 facility challenge grant program; providing an effective
 12 date.

13

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

15

16 Section 1. Subsection (8) of section 1009.24, Florida
 17 Statutes, is amended to read:

18 1009.24 State university student fees.--

19 (8) The Capital Improvement Trust Fund fee is established
 20 as \$2.44 per credit hour per semester. The building fee is
 21 established as \$2.32 per credit hour per semester. Each
 22 university board of trustees may establish a greater Capital
 23 Improvement Trust Fund fee. However, the total of all Capital
 24 Improvement Trust Fund and building fees may not exceed 10
 25 percent of tuition for resident students or 10 percent of the
 26 sum of tuition and out-of-state fees for nonresident students.
 27 The Capital Improvement Trust Fund fee for resident students

28 shall be limited to an increase of no more than \$2 per credit
 29 hour over the prior year.

30 Section 2. Paragraph (h) of subsection (1) of section
 31 1013.64, Florida Statutes, is amended to read:

32 1013.64 Funds for comprehensive educational plant needs;
 33 construction cost maximums for school district capital
 34 projects.--Allocations from the Public Education Capital Outlay
 35 and Debt Service Trust Fund to the various boards for capital
 36 outlay projects shall be determined as follows:

37 (1)

38 (h) University boards of trustees may utilize funds
 39 appropriated pursuant to this section for replacement of minor
 40 facilities provided that such projects do not exceed \$2 ~~\$1~~
 41 million in cost or 10,000 gross square feet in size. Minor
 42 facilities may not be replaced from funds provided pursuant to
 43 this section unless the board determines that the cost of repair
 44 or renovation is greater than or equal to the cost of
 45 replacement.

46 Section 3. Subsection (2) of section 1013.78, Florida
 47 Statutes, is amended to read:

48 1013.78 Approval required for certain university-related
 49 facility acquisitions.--

50 (2) Legislative approval shall not be required for
 51 renovations, remodeling, replacement of existing facilities, or
 52 construction of minor facilities ~~projects~~ as defined in s.
 53 1013.64, except to the extent required pursuant to s. 1010.62.

54 Section 4. Subsection (5) of section 1013.79, Florida
 55 Statutes, is amended to read:

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56 1013.79 University Facility Enhancement Challenge Grant
57 Program.--

58 (5) A project may not be initiated unless all private
59 funds for planning, construction, and equipping the facility
60 have been received and deposited in the separate university
61 program account designated for this purpose. However, these
62 requirements shall not preclude the university from expending
63 funds from private sources to develop a prospectus, including
64 preliminary architectural schematics or models, for use in its
65 efforts to raise private funds for a facility. Private funds
66 expended for planning, construction, and equipping the facility
67 are eligible for state matching funds but do not create a
68 financial obligation of the state and the state's share for the
69 ~~minimum amount of funds needed to begin the project has been~~
70 ~~appropriated by the Legislature.~~ The Board of Governors shall
71 establish a method for validating the receipt and deposit of
72 private matching funds. The Legislature may appropriate the
73 state's matching funds in one or more fiscal years for the
74 planning, construction, and equipping of an eligible facility.
75 ~~However, these requirements shall not preclude the university~~
76 ~~from expending available funds from private sources to develop a~~
77 ~~prospectus, including preliminary architectural schematics or~~
78 ~~models, for use in its efforts to raise private funds for a~~
79 ~~facility. Additionally, any private sources of funds expended~~
80 ~~for this purpose are eligible for state matching funds should~~
81 ~~the project materialize as provided for in this section.~~

82 Section 5. This act shall take effect July 1, 2009.