

1 A bill to be entitled
2 An act relating to postsecondary education funding;
3 amending s. 295.02, F.S.; revising provisions relating to
4 the use of funds to pay postsecondary education expenses
5 for children and spouses of certain members of the
6 military; amending s. 295.04, F.S.; providing a
7 definition; providing educational benefit award amounts
8 for students at public and nonpublic eligible
9 postsecondary education institutions; creating s. 1006.72,
10 F.S.; providing requirements for the licensing of
11 electronic library resources; requiring a process to
12 annually identify electronic library resources for
13 specified core categories; providing requirements for
14 statewide, postsecondary, 4-year degree, and 2-year degree
15 core resources; amending s. 1009.22, F.S.; requiring
16 students in workforce education programs to be classified
17 as residents or nonresidents for tuition purposes;
18 authorizing, rather than requiring, the State Board of
19 Education to adopt rules for use by district school boards
20 and community college boards of trustees in the
21 calculation of workforce education costs borne by
22 students; amending s. 1009.24, F.S.; authorizing certain
23 calculations for expenditures for need-based financial
24 aid; providing that a student who is awarded a prepaid
25 postsecondary tuition scholarship that is purchased, in
26 whole or in part, with private sector funds is exempt from
27 the payment of the tuition differential while the
28 scholarship is in effect; requiring certain reporting;

29 | amending ss. 1009.534, 1009.535, and 1009.536, F.S.;

30 | providing that the award amount for a Florida Academic

31 | Scholar, Florida Medallion Scholar, and Florida Gold Seal

32 | Vocational Scholar shall be specified in the General

33 | Appropriations Act for the 2010-2011 academic year;

34 | amending s. 1009.984, F.S.; providing that a student who

35 | is awarded a prepaid postsecondary tuition scholarship

36 | that is purchased, in whole or in part, with private

37 | sector funds is exempt from the payment of the tuition

38 | differential while the scholarship is in effect; amending

39 | s. 1010.87, F.S.; providing that certain funds transferred

40 | to the Workers' Compensation Administration Trust Fund in

41 | the Department of Education shall revert to the Workers'

42 | Compensation Administration Trust Fund in the Department

43 | of Financial Services; amending s. 1011.32, F.S.; revising

44 | the date for transmittal to the Legislature of information

45 | relating to the Community College Facility Enhancement

46 | Challenge Grant Program; amending s. 1011.80, F.S.;

47 | requiring students in workforce education programs to be

48 | classified as residents or nonresidents for tuition

49 | purposes; amending s. 1011.83, F.S.; deleting certain

50 | provisions relating to funds appropriated for

51 | baccalaureate degree programs conducted by community

52 | colleges; amending s. 1011.84, F.S.; requiring the

53 | Department of Education to estimate certain community

54 | college enrollments separately; reducing the number of

55 | fiscal years to be covered in each annual estimation;

56 | requiring a community college that grants baccalaureate

57 | degrees to report certain expenditures separately;
 58 | amending s. 1013.79, F.S.; revising the date for
 59 | transmittal to the Legislature of information relating to
 60 | the University Facility Enhancement Challenge Grant
 61 | Program; repealing s. 1009.5385, F.S., relating to the use
 62 | of certain scholarship funds by children of deceased or
 63 | disabled veterans; providing an effective date.
 64 |

65 | Be It Enacted by the Legislature of the State of Florida:
 66 |

67 | Section 1. Section 295.02, Florida Statutes, is amended to
 68 | read:

69 | 295.02 Use of funds; age, etc.—

70 | (1) Sums appropriated and expended to carry out the
 71 | provisions of s. 295.01(1) may ~~shall~~ be used to pay tuition and
 72 | registration fees, board, and room rent and to buy books and
 73 | supplies for the children of deceased or disabled veterans or
 74 | servicemembers, as defined and limited in s. 295.01, s. 295.016,
 75 | s. 295.017, s. 295.018, s. 295.0185, s. 295.019, or s. 295.0195,
 76 | or of parents classified as prisoners of war or missing in
 77 | action, as defined and limited in s. 295.015, who are between
 78 | the ages of 16 and 22 years and who are in attendance at an
 79 | eligible postsecondary education ~~a state-supported~~ institution
 80 | as defined in s. 295.04 ~~of higher learning, including a~~
 81 | ~~community college or career center~~. Any child having entered
 82 | upon a course of training or education under the provisions of
 83 | this chapter, consisting of a course of not more than 4 years,
 84 | and arriving at the age of 22 years before the completion of

85 such course may continue the course and receive all benefits of
 86 the provisions of this chapter until the course is completed.

87 (2) Sums appropriated and expended to carry out the
 88 provisions of s. 295.01(2) may ~~shall~~ be used to pay tuition and
 89 registration fees, board, and room rent and to buy books and
 90 supplies for the spouses of deceased or disabled veterans or
 91 servicemembers, as defined and limited in s. 295.01, who are
 92 enrolled at an eligible postsecondary education ~~a state-~~
 93 ~~supported~~ institution as defined in s. 295.04 ~~of higher~~
 94 ~~learning, including a community college or career center.~~

95 (3) Notwithstanding the benefits-disbursement provision in
 96 s. 295.04, such funds shall be applicable for up to 110 percent
 97 of the number of required credit hours of an initial
 98 baccalaureate degree or certificate program for which the
 99 student spouse is enrolled.

100 (4) ~~(3)~~ The Department of Education shall administer this
 101 educational program subject to regulations of the department.

102 Section 2. Section 295.04, Florida Statutes, is amended to
 103 read:

104 295.04 Appropriation; benefits.—

105 (1) The sum necessary for the purposes of this chapter
 106 shall be appropriated in the General Appropriations Act for each
 107 fiscal year, provided that no student shall receive an amount in
 108 excess of tuition and registration fees.

109 (2) As used in this section, an "eligible postsecondary
 110 education institution" means an institution described in s.
 111 1009.533.

112 (3) (a) A student who is enrolled in a public eligible

113 postsecondary education institution is eligible for an award
 114 equal to the amount required to pay tuition and registration
 115 fees or the amount specified in the General Appropriations Act.

116 (b) A student enrolled in a nonpublic eligible
 117 postsecondary education institution is eligible for an award
 118 equal to the amount that would be required to pay for the
 119 average tuition and registration fees of a public postsecondary
 120 education institution at the comparable level or the amount
 121 specified in the General Appropriations Act.

122 (4) Only students in good standing in their respective
 123 institutions shall receive the benefits under this section
 124 ~~thereof, and no student shall receive such benefits for more~~
 125 ~~than 12 quarters, 8 semesters, or 8 trimesters.~~

126 Section 3. Section 1006.72, Florida Statutes, is created
 127 to read:

128 1006.72 Licensing electronic library resources.-

129 (1) FINDINGS.-The Legislature finds that the most cost
 130 efficient and effective means of licensing electronic library
 131 resources requires that Florida colleges and state universities
 132 collaborate with school districts and public libraries in the
 133 identification and acquisition of such resources needed by more
 134 than one sector.

135 (2) PROCESS TO IDENTIFY RESOURCES.-Library staff from
 136 Florida colleges, state universities, school districts, and
 137 public libraries shall implement a process that annually
 138 identifies the electronic library resources for each of the core
 139 categories established in this section. To the extent possible,
 140 the Florida Electronic Library, the Florida Center for Library

141 Automation, and the College Center for Library Automation shall
 142 jointly coordinate this annual process.

143 (3) STATEWIDE CORE RESOURCES.—For purposes of the Florida
 144 Electronic Library's licensing of electronic library resources
 145 with funds allocated by the Federal Government, library
 146 representatives from public libraries, school districts, Florida
 147 colleges, and state universities shall identify the statewide
 148 core resources that will be available to all students, teachers,
 149 and citizens of the state.

150 (4) POSTSECONDARY EDUCATION CORE RESOURCES.—For purposes
 151 of the licensing of electronic library resources required by
 152 both the Florida Center for Library Automation and the College
 153 Center for Library Automation from funds appropriated to the
 154 centers, Florida college and state university library staff
 155 shall identify the postsecondary education core resources that
 156 will be available to all postsecondary education students.

157 (5) FOUR-YEAR DEGREE CORE RESOURCES.—For purposes of the
 158 licensing of electronic library resources beyond the
 159 postsecondary education core resources by the Florida Center for
 160 Library Automation from funds appropriated to the center, state
 161 university library staff, in consultation with Florida college
 162 library staff, shall identify the 4-year degree core resources
 163 that will be available to all 4-year degree seeking students in
 164 the State University System and the Florida College System. The
 165 Florida Center for Library Automation shall include in the
 166 negotiated pricing model any Florida college interested in
 167 licensing a resource.

168 (6) TWO-YEAR DEGREE CORE RESOURCES.—For purposes of the

169 licensing of electronic library resources beyond the
 170 postsecondary education core resources by the College Center for
 171 Library Automation from funds appropriated to the center,
 172 Florida college library staff shall identify the 2-year degree
 173 core resources that will be available to all Florida college
 174 students. The College Center for Library Automation shall
 175 include in the negotiated pricing model any state university
 176 interested in licensing a resource.

177 Section 4. Subsection (1), paragraph (g) of subsection
 178 (3), and subsection (11) of section 1009.22, Florida Statutes,
 179 are amended to read:

180 1009.22 Workforce education postsecondary student fees.—

181 (1) (a) This section applies to students enrolled in
 182 workforce education programs who are reported for funding,
 183 except that college credit fees for the community colleges are
 184 governed by s. 1009.23.

185 (b) Students shall be classified by school districts and
 186 community colleges as residents or nonresidents for the purpose
 187 of assessing tuition in workforce education programs. Resident
 188 status shall be determined in the same manner as resident status
 189 for tuition purposes pursuant to s. 1009.21.

190 (3)

191 (g) The State Board of Education may ~~shall~~ adopt, by rule,
 192 the definitions and procedures that district school boards and
 193 community college boards of trustees shall use in the
 194 calculation of cost borne by students.

195 (11) Any school district or community college that reports
 196 students who have not paid fees in an approved manner in

197 calculations of full-time equivalent enrollments for state
198 funding purposes shall be penalized at a rate equal to 2 times
199 the value of such enrollments. Such penalty shall be charged
200 against the following year's allocation from workforce education
201 funds or the Community College Program Fund and shall revert to
202 the General Revenue Fund. The State Board of Education shall
203 specify, as necessary in rule, approved methods of student fee
204 payment. Such methods must include, but need not be limited to,
205 student fee payment; payment through federal, state, or
206 institutional financial aid; and employer fee payments.

207 Section 5. Paragraphs (a), (b), and (e) of subsection (16)
208 of section 1009.24, Florida Statutes, are amended to read:

209 1009.24 State university student fees.—

210 (16) Each university board of trustees may establish a
211 tuition differential for undergraduate courses upon receipt of
212 approval from the Board of Governors. The tuition differential
213 shall promote improvements in the quality of undergraduate
214 education and shall provide financial aid to undergraduate
215 students who exhibit financial need.

216 (a) Seventy percent of the revenues from the tuition
217 differential shall be expended for purposes of undergraduate
218 education. Such expenditures may include, but are not limited
219 to, increasing course offerings, improving graduation rates,
220 increasing the percentage of undergraduate students who are
221 taught by faculty, decreasing student-faculty ratios, providing
222 salary increases for faculty who have a history of excellent
223 teaching in undergraduate courses, improving the efficiency of
224 the delivery of undergraduate education through academic

225 advisement and counseling, and reducing the percentage of
226 students who graduate with excess hours. This expenditure for
227 undergraduate education may not be used to pay the salaries of
228 graduate teaching assistants. Except as otherwise provided in
229 this subsection, the remaining 30 percent of the revenues from
230 the tuition differential, or the equivalent amount of revenue
231 from private sources, shall be expended to provide financial aid
232 to undergraduate students who exhibit financial need to meet the
233 cost of university attendance. This expenditure for need-based
234 financial aid shall not supplant the amount of need-based aid
235 provided to undergraduate students in the preceding fiscal year
236 from financial aid fee revenues, the direct appropriation for
237 financial assistance provided to state universities in the
238 General Appropriations Act, or from private sources. The total
239 amount of tuition differential exempted under subparagraph (b)7.
240 and the total amount of tuition differential waived under
241 subparagraph (b)9. may be included in calculating the
242 expenditures for need-based financial aid to undergraduate
243 students required by this subsection.

244 (b) Each tuition differential is subject to the following
245 conditions:

246 1. The tuition differential may be assessed on one or more
247 undergraduate courses or on all undergraduate courses at a state
248 university.

249 2. The tuition differential may vary by course or courses,
250 campus or center location, and by institution. Each university
251 board of trustees shall strive to maintain and increase
252 enrollment in degree programs related to math, science, high

253 technology, and other state or regional high-need fields when
254 establishing tuition differentials by course.

255 3. For each state university that has total research and
256 development expenditures for all fields of at least \$100 million
257 per year as reported annually to the National Science
258 Foundation, the aggregate sum of tuition and the tuition
259 differential may not be increased by more than 15 percent of the
260 total charged for the aggregate sum of these fees in the
261 preceding fiscal year. For each state university that has total
262 research and development expenditures for all fields of less
263 than \$100 million per year as reported annually to the National
264 Science Foundation, the aggregate sum of tuition and the tuition
265 differential may not be increased by more than 15 percent of the
266 total charged for the aggregate sum of these fees in the
267 preceding fiscal year.

268 4. The aggregate sum of undergraduate tuition and fees per
269 credit hour, including the tuition differential, may not exceed
270 the national average of undergraduate tuition and fees at 4-year
271 degree-granting public postsecondary educational institutions.

272 5. The tuition differential may not be calculated as a
273 part of the scholarship programs established in ss. 1009.53-
274 1009.538.

275 6. Beneficiaries having prepaid tuition contracts pursuant
276 to s. 1009.98(2)(b) which were in effect on July 1, 2007, and
277 which remain in effect, are exempt from the payment of the
278 tuition differential.

279 7. A student who is awarded a prepaid postsecondary
280 tuition scholarship that is purchased, in whole or in part, with

281 private sector funds pursuant to s. 1009.984 is exempt from the
 282 payment of the tuition differential while the scholarship
 283 remains in effect.

284 ~~8.7.~~ The tuition differential may not be charged to any
 285 student who was in attendance at the university before July 1,
 286 2007, and who maintains continuous enrollment.

287 ~~9.8.~~ The tuition differential may be waived by the
 288 university for students who meet the eligibility requirements
 289 for the Florida public student assistance grant established in
 290 s. 1009.50.

291 ~~10.9.~~ Subject to approval by the Board of Governors, the
 292 tuition differential authorized pursuant to this subsection may
 293 take effect with the 2009 fall term.

294 (e) The Board of Governors shall submit a report to the
 295 President of the Senate, the Speaker of the House of
 296 Representatives, and the Governor describing the implementation
 297 of the provisions of this subsection no later than January 1,
 298 2010, and no later than January 1 each year thereafter. The
 299 report shall summarize proposals received by the board during
 300 the preceding fiscal year and actions taken by the board in
 301 response to such proposals. In addition, the report shall
 302 provide the following information for each university that has
 303 been approved by the board to assess a tuition differential:

304 1. The course or courses for which the tuition
 305 differential was assessed and the amount assessed.

306 2. The total revenues generated by the tuition
 307 differential.

308 3. With respect to waivers authorized under subparagraph

309 (b) ~~9.8.~~, the number of students eligible for a waiver, the
 310 number of students receiving a waiver, and the value of waivers
 311 provided.

312 4. Detailed expenditures of the revenues generated by the
 313 tuition differential.

314 5. Changes in retention rates, graduation rates, the
 315 percentage of students graduating with more than 110 percent of
 316 the hours required for graduation, pass rates on licensure
 317 examinations, the number of undergraduate course offerings, the
 318 percentage of undergraduate students who are taught by faculty,
 319 student-faculty ratios, and the average salaries of faculty who
 320 teach undergraduate courses.

321 6. With respect to the exemption provided under
 322 subparagraph (b)7., the number of students eligible for the
 323 exemption and the value of the exemptions provided.

324 Section 6. Subsection (5) of section 1009.534, Florida
 325 Statutes, is amended to read:

326 1009.534 Florida Academic Scholars award.—

327 (5) Notwithstanding subsections (2) and (4), a Florida
 328 Academic Scholar is eligible for an award equal to the amount
 329 specified in the General Appropriations Act for the 2010-2011
 330 ~~2009-2010~~ academic year. This subsection expires July 1, 2011
 331 ~~2010~~.

332 Section 7. Subsection (4) of section 1009.535, Florida
 333 Statutes, is amended to read:

334 1009.535 Florida Medallion Scholars award.—

335 (4) Notwithstanding subsection (2), a Florida Medallion
 336 Scholar is eligible for an award equal to the amount specified

337 in the General Appropriations Act for the 2010-2011 ~~2009-2010~~
 338 academic year. This subsection expires July 1, 2011 ~~2010~~.

339 Section 8. Subsection (5) of section 1009.536, Florida
 340 Statutes, is amended to read:

341 1009.536 Florida Gold Seal Vocational Scholars award.—The
 342 Florida Gold Seal Vocational Scholars award is created within
 343 the Florida Bright Futures Scholarship Program to recognize and
 344 reward academic achievement and career preparation by high
 345 school students who wish to continue their education.

346 (5) Notwithstanding subsection (2), a Florida Gold Seal
 347 Vocational Scholar is eligible for an award equal to the amount
 348 specified in the General Appropriations Act for the 2010-2011
 349 ~~2009-2010~~ academic year. This subsection expires July 1, 2011
 350 ~~2010~~.

351 Section 9. Section 1009.984, Florida Statutes, is amended
 352 to read:

353 1009.984 Florida Prepaid Tuition Scholarship Program.—The
 354 Florida Prepaid Tuition Scholarship Program is established to
 355 provide economically disadvantaged youth with prepaid
 356 postsecondary tuition scholarships. A student who is awarded a
 357 prepaid postsecondary tuition scholarship that is purchased, in
 358 whole or in part, with private sector funds under this section
 359 is exempt from the payment of the tuition differential assessed
 360 pursuant to s. 1009.24(16) while the scholarship remains in
 361 effect. The direct-support organization established pursuant to
 362 s. 1009.983 shall administer the program with the assistance and
 363 cooperation of the Department of Education to:

364 (1) Provide an incentive for economically disadvantaged

365 youth to improve school attendance and academic performance in
 366 order to graduate and pursue a postsecondary education.

367 (2) Obtain the commitment and involvement of private
 368 sector entities by virtue of funding matches with a ratio of 50
 369 percent provided by the private sector and 50 percent provided
 370 by the state.

371 (3) Purchase prepaid tuition scholarships for students
 372 certified by the Department of Education to the direct-support
 373 organization who meet minimum economic and school requirements
 374 and remain drug free and crime free.

375 (a) For the purpose of this subsection, "drug free" means
 376 not being convicted of, or adjudicated delinquent for, any
 377 violation of chapter 893 after being designated a recipient of a
 378 Florida prepaid tuition scholarship.

379 (b) For the purpose of this subsection, "crime free" means
 380 not being convicted of, or adjudicated delinquent for, any
 381 felony or first degree misdemeanor as defined in ss. 775.08 and
 382 775.081 after being designated a recipient of a Florida prepaid
 383 tuition scholarship.

384 Section 10. Subsection (2) of section 1010.87, Florida
 385 Statutes, is amended to read:

386 1010.87 Workers' Compensation Administration Trust Fund
 387 within the Department of Education.—

388 (2) Funds appropriated by nonoperating transfer from the
 389 Workers' Compensation Administration Trust Fund in the
 390 Department of Financial Services that remain unencumbered as of
 391 June 30 or undisbursed as of September 30 shall revert to the
 392 Workers' Compensation Administration Trust Fund in the

393 Department of Financial Services. ~~Notwithstanding the provisions~~
 394 ~~of s. 216.301 and pursuant to s. 216.351, any balance in the~~
 395 ~~trust fund at the end of any fiscal year shall remain in the~~
 396 ~~trust fund at the end of the year and shall be available for~~
 397 ~~carrying out the purposes of the trust fund.~~

398 Section 11. Subsection (8) of section 1011.32, Florida
 399 Statutes, is amended to read:

400 1011.32 Community College Facility Enhancement Challenge
 401 Grant Program.—

402 (8) By October 15 ~~September 1~~ of each year, the State
 403 Board of Education shall transmit to the Legislature a list of
 404 projects which meet all eligibility requirements to participate
 405 in the Community College Facility Enhancement Challenge Grant
 406 Program and a budget request which includes the recommended
 407 schedule necessary to complete each project.

408 Section 12. Subsection (5) of section 1011.80, Florida
 409 Statutes, is amended to read:

410 1011.80 Funds for operation of workforce education
 411 programs.—

412 (5) State funding and student fees for workforce education
 413 instruction shall be established as follows:

414 (a) For a continuing workforce education course, state
 415 funding shall equal 50 percent of the cost of instruction, with
 416 student fees, business support, quick-response training funds,
 417 or other means making up the remaining 50 percent.

418 (b) For all other workforce education programs, state
 419 funding shall equal 75 percent of the average cost of
 420 instruction with the remaining 25 percent made up from student

421 fees. Fees for courses within a program shall not vary according
 422 to the cost of the individual program, but instead shall be
 423 based on a uniform fee calculated and set at the state level, as
 424 adopted by the State Board of Education, unless otherwise
 425 specified in the General Appropriations Act.

426 (c) For fee-exempt students pursuant to s. 1009.25, unless
 427 otherwise provided for in law, state funding shall equal 100
 428 percent of the average cost of instruction.

429 (d) For a public educational institution that has been
 430 fully funded by an external agency for direct instructional
 431 costs of any course or program, the FTE generated shall not be
 432 reported for state funding.

433

434 Students shall be classified by school districts and community
 435 colleges as residents or nonresidents for the purpose of
 436 assessing tuition in workforce education programs. Resident
 437 status shall be determined in the same manner as resident status
 438 for tuition purposes pursuant to s. 1009.21.

439 Section 13. Section 1011.83, Florida Statutes, is amended
 440 to read:

441 1011.83 Financial support of community colleges.—

442 ~~(1)~~ Each community college that has been approved by the
 443 Department of Education and meets the requirements of law and
 444 rules of the State Board of Education shall participate in the
 445 Community College Program Fund. However, funds to support
 446 workforce education programs conducted by community colleges
 447 shall be provided pursuant to s. 1011.80.

448 ~~(2) Funding for baccalaureate degree programs approved~~

449 ~~pursuant to s. 1007.33 shall be specified in the General~~
450 ~~Appropriations Act. A student in a baccalaureate degree program~~
451 ~~approved pursuant to s. 1007.33 who is not classified as a~~
452 ~~resident for tuition purposes pursuant to s. 1009.21 may not be~~
453 ~~included in calculations of full-time equivalent enrollments for~~
454 ~~state funding purposes.~~

455 ~~(3) Funds specifically appropriated by the Legislature for~~
456 ~~baccalaureate degree programs approved pursuant to s. 1007.33~~
457 ~~may be used only for such programs. A community college shall~~
458 ~~fund the nonrecurring costs related to the initiation of a new~~
459 ~~baccalaureate degree program under s. 1007.33 without new state~~
460 ~~appropriations unless special grant funds are appropriated in~~
461 ~~the General Appropriations Act. A new baccalaureate degree~~
462 ~~program may not accept students without a recurring legislative~~
463 ~~appropriation for this purpose.~~

464 ~~(4) State funding for baccalaureate degree programs~~
465 ~~approved pursuant to s. 1007.33 shall be as provided in the~~
466 ~~General Appropriations Act.~~

467 ~~(5) A community college that grants baccalaureate degrees~~
468 ~~shall maintain reporting and funding distinctions between any~~
469 ~~baccalaureate degree program approved under s. 1007.33 and any~~
470 ~~other baccalaureate degree programs involving traditional~~
471 ~~concurrent use partnerships.~~

472 Section 14. Paragraph (a) of subsection (3) of section
473 1011.84, Florida Statutes, is amended, and paragraph (g) is
474 added to that subsection, to read:

475 1011.84 Procedure for determining state financial support
476 and annual apportionment of state funds to each community

477 college district.—The procedure for determining state financial
 478 support and the annual apportionment to each community college
 479 district authorized to operate a community college under the
 480 provisions of s. 1001.61 shall be as follows:

481 (3) DETERMINING THE APPORTIONMENT FROM STATE FUNDS.—

482 (a) By December 15 of each year, the Department of
 483 Education shall estimate the annual enrollment of each community
 484 college for the current fiscal year and for the 3 ~~6~~ subsequent
 485 fiscal years. These estimates shall be based upon prior years'
 486 enrollments, upon the initial fall term enrollments for the
 487 current fiscal year for each college, and upon each college's
 488 estimated current enrollment and demographic changes in the
 489 respective community college districts. Upper-division
 490 enrollment shall be estimated separately from lower-division
 491 enrollment.

492 (g) Expenditures for upper-division enrollment in a
 493 community college that grants baccalaureate degrees shall be
 494 reported separately from expenditures for lower-division
 495 enrollment, in accordance with law and State Board of Education
 496 rule.

497 Section 15. Subsection (8) of section 1013.79, Florida
 498 Statutes, is amended to read:

499 1013.79 University Facility Enhancement Challenge Grant
 500 Program.—

501 (8) By October 15 ~~+~~ of each year, the Board of Governors
 502 shall transmit to the Legislature a list of projects that meet
 503 all eligibility requirements to participate in the Alec P.
 504 Courtelis University Facility Enhancement Challenge Grant

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505 | Program and a budget request that includes the recommended
506 | schedule necessary to complete each project.

507 | Section 16. Section 1009.5385, Florida Statutes, is
508 | repealed.

509 | Section 17. This act shall take effect July 1, 2010.