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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; amending s. 440.491,  
10 F.S.; revising provisions relating to the training and  
11 education of injured employees; providing that training  
12 and education services may be secured from additional  
13 providers under certain circumstances; amending s.  
14 1004.085, F.S.; revising provisions relating to textbook  
15 affordability and the policies, procedures, and guidelines  
16 adopted by the State Board of Education and the Board of  
17 Governors; requiring policies that encourage the use of  
18 open-access textbooks; amending s. 1004.091, F.S.;  
19 revising provisions relating to the duties of the Florida  
20 Distance Learning Consortium; extending the deadline for  
21 the consortium to develop a plan for implementing an  
22 online registration process for undergraduate students to  
23 enroll in a course listed in the Florida Higher Education  
24 Distance Learning Catalog; requiring the plan to address  
25 specified policy areas; creating s. 1004.387, F.S.;  
26 authorizing a doctor of pharmacy degree program at the  
27 University of South Florida; providing for the program to  
28 be physically located on the new campus of the University

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29 of South Florida Polytechnic; authorizing the university  
30 to develop and implement the program within existing  
31 facilities until a pharmacy facility is constructed on the  
32 new campus of the University of South Florida Polytechnic;  
33 amending s. 1004.65, F.S.; restricting the use of  
34 resources of a Florida college; amending s. 1006.59, F.S.;  
35 deleting a provision that prohibits institutions  
36 participating in the Historically Black College and  
37 University Library Improvement Program from using funds to  
38 purchase nonprint media; creating s. 1006.72, F.S.;  
39 providing requirements for licensing electronic library  
40 resources; requiring a process to annually identify  
41 electronic library resources for specified core  
42 categories; providing requirements for statewide,  
43 postsecondary education, 4-year degree, and 2-year degree  
44 core resources; amending s. 1009.21, F.S.; revising  
45 provisions relating to the determination of resident  
46 status for tuition purposes to include students in  
47 postsecondary educational programs offered by charter  
48 technical career centers or career centers operated by  
49 school districts; revising a definition to conform to  
50 changes made by the act; providing requirements for  
51 recognition of the classification of a student as a  
52 resident for tuition purposes by an institution of higher  
53 education to which a student transfers; providing  
54 requirements of the Higher Education Coordinating Council  
55 relating to residency determinations; amending s. 1009.22,  
56 F.S.; revising provisions relating to workforce education

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57 | postsecondary student fees; providing that enrollments in  
58 | continuing workforce education courses may not be counted  
59 | for purposes of funding full-time equivalent enrollment;  
60 | authorizing, rather than requiring, certain rulemaking;  
61 | amending s. 1009.24, F.S.; revising provisions relating to  
62 | state university student fee increases; authorizing each  
63 | state university to exceed the cap on the increase to  
64 | specified fees for the 2010-2011 fiscal year; providing  
65 | restrictions; authorizing certain calculations for  
66 | expenditures for need-based financial aid; amending s.  
67 | 1009.531, F.S.; revising the renewal period during which a  
68 | student is eligible to receive a Florida Bright Futures  
69 | Scholarship award after high school graduation; requiring  
70 | that the State Board of Education base the eligibility of  
71 | students to receive a Florida Academic Scholars award or a  
72 | Florida Medallion Scholars award on specified SAT scores  
73 | and corresponding 2009 SAT percentile ranks; amending s.  
74 | 1009.532, F.S.; specifying circumstances under which a  
75 | Florida Bright Futures Scholarship award may be restored  
76 | or renewed despite insufficient grades or credit hours;  
77 | reducing the maximum number of credit hours for which  
78 | students may receive a scholarship award; amending s.  
79 | 1009.534, F.S., relating to the Florida Academic Scholars  
80 | award; conforming provisions to changes made by the act;  
81 | removing the scheduled expiration of provisions requiring  
82 | that the amount of the award be specified in the General  
83 | Appropriations Act; creating s. 1009.5341, F.S.; providing  
84 | that recipients of a Florida Bright Futures Scholarship

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85 | award may use the unused portion of their award toward  
86 | graduate study; providing certain limitations; amending s.  
87 | 1009.535, F.S.; revising eligibility criteria for receipt  
88 | of a Florida Medallion Scholars award; conforming  
89 | provisions to changes made by the act; removing the  
90 | scheduled expiration of provisions requiring that the  
91 | amount of the award be specified in the General  
92 | Appropriations Act; amending s. 1009.536, F.S.; reducing  
93 | the maximum number of credit hours that students may earn  
94 | under the Florida Gold Seal Vocational Scholars award;  
95 | removing the scheduled expiration of provisions requiring  
96 | that the amount of the award be specified in the General  
97 | Appropriations Act; repealing s. 1009.537, F.S., relating  
98 | to transition for eligibility for the Florida Bright  
99 | Futures Scholarship Program; repealing s. 1009.5385, F.S.,  
100 | relating to criteria for the use of certain scholarship  
101 | funds by children of deceased or disabled veterans;  
102 | amending s. 1009.72, F.S.; revising provisions relating to  
103 | the Jose Marti Scholarship Challenge Grant Program;  
104 | removing provisions that provide for funds appropriated by  
105 | the Legislature for the program to be deposited into the  
106 | State Student Financial Assistance Trust Fund; requiring  
107 | that funds deposited into such trust fund be invested;  
108 | authorizing the Legislature to appropriate funds from the  
109 | General Revenue Fund; amending s. 1009.73, F.S.; revising  
110 | provisions relating to the Mary McLeod Bethune Scholarship  
111 | Program; removing provisions that provide for funds  
112 | appropriated by the Legislature for the program to be

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113 deposited into the State Student Financial Assistance  
 114 Trust Fund; requiring that funds deposited into such trust  
 115 fund be invested; authorizing the Legislature to  
 116 appropriate funds from the General Revenue Fund; amending  
 117 s. 1010.87, F.S., relating to the Workers' Compensation  
 118 Administration Trust Fund within the Department of  
 119 Education; providing for the reversion of certain funds;  
 120 amending s. 1011.32, F.S.; revising the date for  
 121 transmittal to the Legislature of information relating to  
 122 the Community College Facility Enhancement Challenge Grant  
 123 Program; amending s. 1011.52, F.S.; revising requirements  
 124 that entitle the first accredited medical school to an  
 125 annual appropriation; amending s. 1011.80, F.S.; revising  
 126 provisions relating to funds for the operation of  
 127 workforce education programs; requiring that expenditures  
 128 for such programs be supported by fees; providing that  
 129 enrollment in continuing workforce education courses may  
 130 not be counted for purposes of funding full-time  
 131 equivalent enrollment; amending s. 1011.83, F.S.; deleting  
 132 certain provisions relating to funds appropriated for  
 133 baccalaureate degree programs conducted by community  
 134 colleges; amending s. 1011.84, F.S.; requiring the  
 135 Department of Education to estimate certain community  
 136 college enrollments separately; reducing the number of  
 137 fiscal years to be covered in each annual estimation;  
 138 requiring a community college that grants baccalaureate  
 139 degrees to report certain expenditures separately;  
 140 creating s. 1012.885, F.S.; providing definitions;

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141 providing a limitation on the compensation paid to  
 142 community college presidents; providing exceptions;  
 143 amending s. 1013.79, F.S.; revising the date for  
 144 transmittal to the Legislature of information relating to  
 145 the University Facility Enhancement Challenge Grant  
 146 Program; requiring each Florida college and state  
 147 university to strive to reduce its campuswide energy  
 148 consumption by 10 percent; providing methods for this  
 149 reduction; requiring a report to the Governor and  
 150 Legislature; requiring that the Office of Program Policy  
 151 Analysis and Government Accountability conduct a review of  
 152 public school adult workforce education programs and  
 153 community college and state college workforce education  
 154 programs; requiring that the Office of Program Policy  
 155 Analysis and Government Accountability conduct a review of  
 156 postsecondary educational opportunities for individuals  
 157 with developmental disabilities; requiring that the  
 158 results of the reviews be submitted to the Legislature by  
 159 specified dates; providing an appropriation; providing an  
 160 effective date.

161  
 162 Be It Enacted by the Legislature of the State of Florida:

163  
 164 Section 1. Section 295.02, Florida Statutes, is amended to  
 165 read:

166 295.02 Use of funds; age, etc.—

167 (1) Sums appropriated and expended to carry out the  
 168 provisions of s. 295.01(1) may ~~shall~~ be used to pay tuition and

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169 registration fees, board, and room rent and to buy books and  
 170 supplies for the children of deceased or disabled veterans or  
 171 servicemembers, as defined and limited in s. 295.01, s. 295.016,  
 172 s. 295.017, s. 295.018, s. 295.0185, s. 295.019, or s. 295.0195,  
 173 or of parents classified as prisoners of war or missing in  
 174 action, as defined and limited in s. 295.015, who are between  
 175 the ages of 16 and 22 years and who are in attendance at an  
 176 eligible postsecondary education ~~a state-supported~~ institution  
 177 as defined in s. 295.04 ~~of higher learning, including a~~  
 178 ~~community college or career center~~. Any child having entered  
 179 upon a course of training or education under the provisions of  
 180 this chapter, consisting of a course of not more than 4 years,  
 181 and arriving at the age of 22 years before the completion of  
 182 such course may continue the course and receive all benefits of  
 183 the provisions of this chapter until the course is completed.

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

192 (3) Notwithstanding the benefits-disbursement provision in  
 193 s. 295.04, such funds shall be applicable for up to 110 percent  
 194 of the number of required credit hours of an initial  
 195 baccalaureate degree or certificate program for which the  
 196 student ~~spouse~~ is enrolled.

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197           ~~(4)~~~~(3)~~ The Department of Education shall administer this  
 198 educational program subject to regulations of the department.

199           Section 2. Section 295.04, Florida Statutes, is amended to  
 200 read:

201           295.04 Appropriation; benefits.—

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

206           (2) As used in this section, the term "eligible  
 207 postsecondary education institution" means an institution  
 208 described in s. 1009.533.

209           (3) (a) A student who is enrolled in a public eligible  
 210 postsecondary education institution is eligible for an award  
 211 equal to the amount required to pay tuition and registration  
 212 fees or the amount specified in the General Appropriations Act.

213           (b) A student enrolled in a nonpublic eligible  
 214 postsecondary education institution is eligible for an award  
 215 equal to the amount that would be required to pay for the  
 216 average tuition and registration fees of a public postsecondary  
 217 education institution at the comparable level or the amount  
 218 specified in the General Appropriations Act.

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

223           Section 3. Paragraph (a) of subsection (6) of section  
 224 440.491, Florida Statutes, is amended to read:



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225 440.491 Reemployment of injured workers; rehabilitation.—  
 226 (6) TRAINING AND EDUCATION.—  
 227 (a) Upon referral of an injured employee by the carrier,  
 228 or upon the request of an injured employee, the department shall  
 229 conduct a training and education screening to determine whether  
 230 it should refer the employee for a vocational evaluation and, if  
 231 appropriate, approve training and education or other vocational  
 232 services for the employee. The department may not approve formal  
 233 training and education programs unless it determines, after  
 234 consideration of the reemployment assessment, pertinent  
 235 reemployment status reviews or reports, and such other relevant  
 236 factors as it prescribes by rule, that the reemployment plan is  
 237 likely to result in return to suitable gainful employment. The  
 238 department is authorized to expend moneys from the Workers'  
 239 Compensation Administration Trust Fund, established by s.  
 240 440.50, to secure appropriate training and education at a  
 241 Florida public ~~community~~ college ~~as designated in s. 1000.21(3)~~  
 242 or at a career center established under s. 1001.44, or to secure  
 243 other vocational services when necessary to satisfy the  
 244 recommendation of a vocational evaluator. As used in this  
 245 paragraph, "appropriate training and education" includes  
 246 securing a general education diploma (GED), if necessary. The  
 247 department shall establish training and education standards  
 248 pertaining to employee eligibility, course curricula and  
 249 duration, and associated costs. For purposes of this subsection,  
 250 training and education services may be secured from additional  
 251 providers if:  
 252 1. The injured employee currently holds an associate

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253 degree and requests to earn a bachelor's degree not offered by a  
 254 Florida public college located within 50 miles from his or her  
 255 customary residence;

256 2. The injured employee's enrollment in an education or  
 257 training program in a Florida public college or career center  
 258 would be significantly delayed; or

259 3. The most appropriate training and education program is  
 260 available only through a provider other than a Florida public  
 261 college or career center or at a Florida public college or  
 262 career center located more than 50 miles from the injured  
 263 employee's customary residence.

264 Section 4. Subsection (4) of section 1004.085, Florida  
 265 Statutes, is amended to read:

266 1004.085 Textbook affordability.—

267 (4) ~~By March 1, 2009,~~ The State Board of Education and the  
 268 Board of Governors each shall adopt policies, procedures, and  
 269 guidelines for implementation by community colleges and state  
 270 universities, respectively, that further efforts to minimize the  
 271 cost of textbooks for students attending such institutions while  
 272 maintaining the quality of education and academic freedom. The  
 273 policies, procedures, and guidelines shall provide for the  
 274 following:

275 (a) That textbook adoptions are made with sufficient lead  
 276 time to bookstores so as to confirm availability of the  
 277 requested materials and, where possible, ensure maximum  
 278 availability of used books.

279 (b) That, in the textbook adoption process, the intent to  
 280 use all items ordered, particularly each individual item sold as

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281 part of a bundled package, is confirmed by the course instructor  
 282 or the academic department offering the course before the  
 283 adoption is finalized.

284 (c) That a course instructor or the academic department  
 285 offering the course determines, before a textbook is adopted,  
 286 the extent to which a new edition differs significantly and  
 287 substantively from earlier versions and the value of changing to  
 288 a new edition or the extent to which an open-access textbook may  
 289 exist and be used.

290 (d) That the establishment of policies shall address the  
 291 availability of required textbooks to students otherwise unable  
 292 to afford the cost, including consideration of the extent to  
 293 which an open-access textbook may be used.

294 (e) That course instructors and academic departments are  
 295 encouraged to participate in the development, adaptation, and  
 296 review of open-access textbooks and, in particular, open-access  
 297 textbooks for high-demand general education courses.

298 Section 5. Paragraph (b) of subsection (2) of section  
 299 1004.091, Florida Statutes, is amended to read:

300 1004.091 Florida Distance Learning Consortium.—

301 (2) The Florida Distance Learning Consortium shall:

302 (b) Develop, in consultation with the Florida College  
 303 System and the State University System, a plan to be submitted  
 304 to the Board of Governors, the State Board of Education, the  
 305 Governor, the President of the Senate, and the Speaker of the  
 306 House of Representatives no later than December ~~March~~ 1, 2010,  
 307 for implementing. ~~The plan must address the implementation of a~~  
 308 ~~streamlined, automated, online registration process for~~

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309 | undergraduate students who have been admitted to a public  
310 | postsecondary educational institution and who wish to enroll in  
311 | a course listed in the Florida Higher Education Distance  
312 | Learning Catalog, including courses offered by an institution  
313 | that is not the student's degree-granting or home institution.  
314 | The plan must describe how such a registration process can be  
315 | implemented by the 2011-2012 academic year as an alternative to  
316 | the standard registration process of each institution. The plan  
317 | must also address:

318 |       1. Fiscal and substantive policy changes needed to address  
319 | administrative, academic, and programmatic policies and  
320 | procedures. Policy areas that the plan must address include, but  
321 | need not be limited to, student financial aid issues, variations  
322 | in fees, admission and readmission, registration-prioritization  
323 | issues, transfer of credit, and graduation requirements, with  
324 | specific attention given to creating recommended guidelines that  
325 | address students who attend more than one institution in pursuit  
326 | of a degree.

327 |       2. A method for the expedited transfer of distance  
328 | learning course credit awarded by an institution offering a  
329 | distance learning course to a student's degree-granting or home  
330 | institution upon the student's successful completion of the  
331 | distance learning course.

332 |       3. Compliance with applicable technology security  
333 | standards and guidelines to ensure the secure transmission of  
334 | student information.

335 |       Section 6. Section 1004.387, Florida Statutes, is created  
336 | to read:

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337           1004.387 Doctor of pharmacy degree program at the  
 338 University of South Florida.—A doctor of pharmacy degree program  
 339 is authorized at the University of South Florida. The program  
 340 shall be physically located on the new campus of the University  
 341 of South Florida Polytechnic. The university is authorized to  
 342 develop and implement the program within existing facilities  
 343 only until the construction of a pharmacy facility on the new  
 344 campus of the University of South Florida Polytechnic is  
 345 completed, which shall house the doctor of pharmacy degree  
 346 program.

347           Section 7. Paragraph (c) is added to subsection (7) of  
 348 section 1004.65, Florida Statutes, to read:

349           1004.65 Florida colleges; governance, mission, and  
 350 responsibilities.—

351           (7) Funding for Florida colleges shall reflect their  
 352 mission as follows:

353           (c) The resources of a Florida college, including staff,  
 354 faculty, land, and facilities, shall not be used to support the  
 355 establishment of a new independent nonpublic educational  
 356 institution. If any institution uses resources for such purpose,  
 357 the Division of Florida Colleges shall notify the President of  
 358 the Senate and the Speaker of the House of Representatives.

359           Section 8. Paragraph (a) of subsection (3) of section  
 360 1006.59, Florida Statutes, is amended to read:

361           1006.59 The Historically Black College and University  
 362 Library Improvement Program.—

363           (3) Each institution shall submit to the State Board of  
 364 Education a plan for enhancing its library through the following

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365 | activities:

366 |       (a) Each institution shall increase the number of volumes  
 367 | by purchasing replacement books and new titles. Funds shall not  
 368 | be used to purchase periodicals ~~or nonprint media~~. The goal of  
 369 | these purchases is to meet the needs of students and faculty in  
 370 | disciplines that have recently been added to the curriculum, in  
 371 | traditional academic fields that have been expanded, or in  
 372 | academic fields in which rapid changes in technology result in  
 373 | accelerated obsolescence of related library holdings.

374 |       Section 9. Section 1006.72, Florida Statutes, is created  
 375 | to read:

376 |       1006.72 Licensing electronic library resources.—

377 |       (1) FINDINGS.—The Legislature finds that the most cost-  
 378 | efficient and cost-effective means of licensing electronic  
 379 | library resources requires that Florida colleges and state  
 380 | universities collaborate with school districts and public  
 381 | libraries in the identification and acquisition of such  
 382 | resources needed by more than one sector.

383 |       (2) PROCESS TO IDENTIFY RESOURCES.—Library staff from  
 384 | Florida colleges, state universities, school districts, and  
 385 | public libraries shall implement a process that annually  
 386 | identifies the electronic library resources for each of the core  
 387 | categories established in this section. To the extent possible,  
 388 | the Florida Center for Library Automation, the College Center  
 389 | for Library Automation, and the Division of Library and  
 390 | Information Services within the Department of State shall  
 391 | jointly coordinate this annual process.

392 |       (3) STATEWIDE CORE RESOURCES.—For purposes of licensing

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393 electronic library resources of the Florida Electronic Library,  
394 library representatives from public libraries, school districts,  
395 Florida colleges, and state universities shall identify the  
396 statewide core resources that will be available to all students,  
397 teachers, and citizens of the state.

398 (4) POSTSECONDARY EDUCATION CORE RESOURCES.—For purposes  
399 of licensing electronic library resources required by both the  
400 Florida Center for Library Automation and the College Center for  
401 Library Automation from funds appropriated to the centers,  
402 Florida college and state university library staff shall  
403 identify the postsecondary education core resources that will be  
404 available to all public postsecondary education students.

405 (5) FOUR-YEAR DEGREE CORE RESOURCES.—For purposes of  
406 licensing electronic library resources beyond the postsecondary  
407 education core resources by the Florida Center for Library  
408 Automation from funds appropriated to the center, state  
409 university library staff, in consultation with Florida college  
410 library staff, shall identify the 4-year degree core resources  
411 that will be available to all 4-year degree-seeking students in  
412 the State University System and the Florida College System. The  
413 Florida Center for Library Automation shall include in the  
414 negotiated pricing model any Florida college interested in  
415 licensing a resource.

416 (6) TWO-YEAR DEGREE CORE RESOURCES.—For purposes of  
417 licensing electronic library resources beyond the postsecondary  
418 education core resources by the College Center for Library  
419 Automation from funds appropriated to the center, Florida  
420 college library staff shall identify the 2-year degree core

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421 resources that will be available to all Florida college  
 422 students. The College Center for Library Automation shall  
 423 include in the negotiated pricing model any state university  
 424 interested in licensing a resource.

425 Section 10. Section 1009.21, Florida Statutes, is amended  
 426 to read:

427 1009.21 Determination of resident status for tuition  
 428 purposes.—Students shall be classified as residents or  
 429 nonresidents for the purpose of assessing tuition in  
 430 postsecondary educational programs offered by charter technical  
 431 career centers or career centers operated by school districts,  
 432 in community colleges, and in state universities.

433 (1) As used in this section, the term:

434 (a) "Dependent child" means any person, whether or not  
 435 living with his or her parent, who is eligible to be claimed by  
 436 his or her parent as a dependent under the federal income tax  
 437 code.

438 (b) "Initial enrollment" means the first day of class at  
 439 an institution of higher education.

440 (c) "Institution of higher education" means any charter  
 441 technical career center as defined in s. 1002.34, career center  
 442 operated by a school district as defined in s. 1001.44,  
 443 community college as defined in s. 1000.21(3), or state  
 444 university as defined in s. 1000.21(6).

445 (d) "Legal resident" or "resident" means a person who has  
 446 maintained his or her residence in this state for the preceding  
 447 year, has purchased a home which is occupied by him or her as  
 448 his or her residence, or has established a domicile in this



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449 state pursuant to s. 222.17.

450 (e) "Nonresident for tuition purposes" means a person who  
 451 does not qualify for the in-state tuition rate.

452 (f) "Parent" means the natural or adoptive parent or legal  
 453 guardian of a dependent child.

454 (g) "Resident for tuition purposes" means a person who  
 455 qualifies as provided in this section for the in-state tuition  
 456 rate.

457 (2) (a) To qualify as a resident for tuition purposes:

458 1. A person or, if that person is a dependent child, his  
 459 or her parent or parents must have established legal residence  
 460 in this state and must have maintained legal residence in this  
 461 state for at least 12 consecutive months immediately prior to  
 462 his or her initial enrollment in an institution of higher  
 463 education.

464 2. Every applicant for admission to an institution of  
 465 higher education shall be required to make a statement as to his  
 466 or her length of residence in the state and, further, shall  
 467 establish that his or her presence or, if the applicant is a  
 468 dependent child, the presence of his or her parent or parents in  
 469 the state currently is, and during the requisite 12-month  
 470 qualifying period was, for the purpose of maintaining a bona  
 471 fide domicile, rather than for the purpose of maintaining a mere  
 472 temporary residence or abode incident to enrollment in an  
 473 institution of higher education.

474 (b) However, with respect to a dependent child living with  
 475 an adult relative other than the child's parent, such child may  
 476 qualify as a resident for tuition purposes if the adult relative

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477 is a legal resident who has maintained legal residence in this  
478 state for at least 12 consecutive months immediately prior to  
479 the child's initial enrollment in an institution of higher  
480 education, provided the child has resided continuously with such  
481 relative for the 5 years immediately prior to the child's  
482 initial enrollment in an institution of higher education, during  
483 which time the adult relative has exercised day-to-day care,  
484 supervision, and control of the child.

485 (c) The legal residence of a dependent child whose parents  
486 are divorced, separated, or otherwise living apart will be  
487 deemed to be this state if either parent is a legal resident of  
488 this state, regardless of which parent is entitled to claim, and  
489 does in fact claim, the minor as a dependent pursuant to federal  
490 individual income tax provisions.

491 (3) (a) An individual shall not be classified as a resident  
492 for tuition purposes and, thus, shall not be eligible to receive  
493 the in-state tuition rate until he or she has provided such  
494 evidence related to legal residence and its duration or, if that  
495 individual is a dependent child, evidence of his or her parent's  
496 legal residence and its duration, as may be required by law and  
497 by officials of the institution of higher education from which  
498 he or she seeks the in-state tuition rate.

499 (b) Except as otherwise provided in this section, evidence  
500 of legal residence and its duration shall include clear and  
501 convincing documentation that residency in this state was for a  
502 minimum of 12 consecutive months prior to a student's initial  
503 enrollment in an institution of higher education.

504 (c) Each institution of higher education shall

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505 affirmatively determine that an applicant who has been granted  
506 admission to that institution as a Florida resident meets the  
507 residency requirements of this section at the time of initial  
508 enrollment. The residency determination must be documented by  
509 the submission of written or electronic verification that  
510 includes two or more of the documents identified in this  
511 paragraph. No single piece of evidence shall be conclusive.

512 1. The documents must include at least one of the  
513 following:

- 514 a. A Florida voter's registration card.
- 515 b. A Florida driver's license.
- 516 c. A State of Florida identification card.
- 517 d. A Florida vehicle registration.
- 518 e. Proof of a permanent home in Florida which is occupied  
519 as a primary residence by the individual or by the individual's  
520 parent if the individual is a dependent child.

- 521 f. Proof of a homestead exemption in Florida.
- 522 g. Transcripts from a Florida high school for multiple  
523 years if the Florida high school diploma or GED was earned  
524 within the last 12 months.
- 525 h. Proof of permanent full-time employment in Florida for  
526 at least 30 hours per week for a 12-month period.

527 2. The documents may include one or more of the following:

- 528 a. A declaration of domicile in Florida.
- 529 b. A Florida professional or occupational license.
- 530 c. Florida incorporation.
- 531 d. A document evidencing family ties in Florida.
- 532 e. Proof of membership in a Florida-based charitable or

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533 professional organization.

534 f. Any other documentation that supports the student's  
535 request for resident status, including, but not limited to,  
536 utility bills and proof of 12 consecutive months of payments; a  
537 lease agreement and proof of 12 consecutive months of payments;  
538 or an official state, federal, or court document evidencing  
539 legal ties to Florida.

540 (4) With respect to a dependent child, the legal residence  
541 of the dependent child's parent or parents is prima facie  
542 evidence of the dependent child's legal residence, which  
543 evidence may be reinforced or rebutted, relative to the age and  
544 general circumstances of the dependent child, by the other  
545 evidence of legal residence required of or presented by the  
546 dependent child. However, the legal residence of a dependent  
547 child's parent or parents who are domiciled outside this state  
548 is not prima facie evidence of the dependent child's legal  
549 residence if that dependent child has lived in this state for 5  
550 consecutive years prior to enrolling or reregistering at the  
551 institution of higher education at which resident status for  
552 tuition purposes is sought.

553 (5) In making a domiciliary determination related to the  
554 classification of a person as a resident or nonresident for  
555 tuition purposes, the domicile of a married person, irrespective  
556 of sex, shall be determined, as in the case of an unmarried  
557 person, by reference to all relevant evidence of domiciliary  
558 intent. For the purposes of this section:

559 (a) A person shall not be precluded from establishing or  
560 maintaining legal residence in this state and subsequently

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561 | qualifying or continuing to qualify as a resident for tuition  
562 | purposes solely by reason of marriage to a person domiciled  
563 | outside this state, even when that person's spouse continues to  
564 | be domiciled outside of this state, provided such person  
565 | maintains his or her legal residence in this state.

566 |       (b) A person shall not be deemed to have established or  
567 | maintained a legal residence in this state and subsequently to  
568 | have qualified or continued to qualify as a resident for tuition  
569 | purposes solely by reason of marriage to a person domiciled in  
570 | this state.

571 |       (c) In determining the domicile of a married person,  
572 | irrespective of sex, the fact of the marriage and the place of  
573 | domicile of such person's spouse shall be deemed relevant  
574 | evidence to be considered in ascertaining domiciliary intent.

575 |       (6) (a) Except as otherwise provided in this section, a  
576 | person who is classified as a nonresident for tuition purposes  
577 | may become eligible for reclassification as a resident for  
578 | tuition purposes if that person or, if that person is a  
579 | dependent child, his or her parent presents clear and convincing  
580 | documentation that supports permanent legal residency in this  
581 | state for at least 12 consecutive months rather than temporary  
582 | residency for the purpose of pursuing an education, such as  
583 | documentation of full-time permanent employment for the prior 12  
584 | months or the purchase of a home in this state and residence  
585 | therein for the prior 12 months while not enrolled in an  
586 | institution of higher education.

587 |       (b) If a person who is a dependent child and his or her  
588 | parent move to this state while such child is a high school

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589 student and the child graduates from a high school in this  
590 state, the child may become eligible for reclassification as a  
591 resident for tuition purposes when the parent submits evidence  
592 that the parent qualifies for permanent residency.

593 (c) If a person who is a dependent child and his or her  
594 parent move to this state after such child graduates from high  
595 school, the child may become eligible for reclassification as a  
596 resident for tuition purposes after the parent submits evidence  
597 that he or she has established legal residence in the state and  
598 has maintained legal residence in the state for at least 12  
599 consecutive months.

600 (d) A person who is classified as a nonresident for  
601 tuition purposes and who marries a legal resident of the state  
602 or marries a person who becomes a legal resident of the state  
603 may, upon becoming a legal resident of the state, become  
604 eligible for reclassification as a resident for tuition purposes  
605 upon submitting evidence of his or her own legal residency in  
606 the state, evidence of his or her marriage to a person who is a  
607 legal resident of the state, and evidence of the spouse's legal  
608 residence in the state for at least 12 consecutive months  
609 immediately preceding the application for reclassification.

610 (7) A person shall not lose his or her resident status for  
611 tuition purposes solely by reason of serving, or, if such person  
612 is a dependent child, by reason of his or her parent's or  
613 parents' serving, in the Armed Forces outside this state.

614 (8) A person who has been properly classified as a  
615 resident for tuition purposes but who, while enrolled in an  
616 institution of higher education in this state, loses his or her

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617 resident tuition status because the person or, if he or she is a  
618 dependent child, the person's parent or parents establish  
619 domicile or legal residence elsewhere shall continue to enjoy  
620 the in-state tuition rate for a statutory grace period, which  
621 period shall be measured from the date on which the  
622 circumstances arose that culminated in the loss of resident  
623 tuition status and shall continue for 12 months. However, if the  
624 12-month grace period ends during a semester or academic term  
625 for which such former resident is enrolled, such grace period  
626 shall be extended to the end of that semester or academic term.

627 (9) Any person who ceases to be enrolled at or who  
628 graduates from an institution of higher education while  
629 classified as a resident for tuition purposes and who  
630 subsequently abandons his or her domicile in this state shall be  
631 permitted to reenroll at an institution of higher education in  
632 this state as a resident for tuition purposes without the  
633 necessity of meeting the 12-month durational requirement of this  
634 section if that person has reestablished his or her domicile in  
635 this state within 12 months of such abandonment and continuously  
636 maintains the reestablished domicile during the period of  
637 enrollment. The benefit of this subsection shall not be accorded  
638 more than once to any one person.

639 (10) The following persons shall be classified as  
640 residents for tuition purposes:

641 (a) Active duty members of the Armed Services of the  
642 United States residing or stationed in this state, their  
643 spouses, and dependent children, and active drilling members of  
644 the Florida National Guard.

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645 (b) Active duty members of the Armed Services of the  
646 United States and their spouses and dependents attending a  
647 public community college or state university within 50 miles of  
648 the military establishment where they are stationed, if such  
649 military establishment is within a county contiguous to Florida.

650 (c) United States citizens living on the Isthmus of  
651 Panama, who have completed 12 consecutive months of college work  
652 at the Florida State University Panama Canal Branch, and their  
653 spouses and dependent children.

654 (d) Full-time instructional and administrative personnel  
655 employed by state public schools and institutions of higher  
656 education and their spouses and dependent children.

657 (e) Students from Latin America and the Caribbean who  
658 receive scholarships from the federal or state government. Any  
659 student classified pursuant to this paragraph shall attend, on a  
660 full-time basis, a Florida institution of higher education.

661 (f) Southern Regional Education Board's Academic Common  
662 Market graduate students attending Florida's state universities.

663 (g) Full-time employees of state agencies or political  
664 subdivisions of the state when the student fees are paid by the  
665 state agency or political subdivision for the purpose of job-  
666 related law enforcement or corrections training.

667 (h) McKnight Doctoral Fellows and Finalists who are United  
668 States citizens.

669 (i) United States citizens living outside the United  
670 States who are teaching at a Department of Defense Dependent  
671 School or in an American International School and who enroll in  
672 a graduate level education program which leads to a Florida



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673 teaching certificate.

674 (j) Active duty members of the Canadian military residing  
 675 or stationed in this state under the North American Air Defense  
 676 (NORAD) agreement, and their spouses and dependent children,  
 677 attending a community college or state university within 50  
 678 miles of the military establishment where they are stationed.

679 (k) Active duty members of a foreign nation's military who  
 680 are serving as liaison officers and are residing or stationed in  
 681 this state, and their spouses and dependent children, attending  
 682 a community college or state university within 50 miles of the  
 683 military establishment where the foreign liaison officer is  
 684 stationed.

685 (11) Once a student has been classified as a resident for  
 686 tuition purposes, an institution of higher education to which  
 687 the student transfers is not required to reevaluate the  
 688 classification unless inconsistent information suggests that an  
 689 erroneous classification was made or the student's situation has  
 690 changed. However, the student must have attended the institution  
 691 making the initial classification within the prior 12 months and  
 692 the residency classification must be noted on the student's  
 693 transcript. The Higher Education Coordinating Council shall  
 694 consider issues related to residency determinations and make  
 695 recommendations relating to efficiency and effectiveness of  
 696 current law.

697 (12)~~(11)~~ Each institution of higher education shall  
 698 establish a residency appeal committee comprised of at least  
 699 three members to consider student appeals of residency  
 700 determinations, in accordance with the institution's official

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701 appeal process. The residency appeal committee must render to  
 702 the student the final residency determination in writing. The  
 703 institution must advise the student of the reasons for the  
 704 determination.

705 ~~(13)-(12)~~ The State Board of Education and the Board of  
 706 Governors shall adopt rules to implement this section.

707 Section 11. Paragraphs (b) and (g) of subsection (3) and  
 708 subsection (11) of section 1009.22, Florida Statutes, are  
 709 amended to read:

710 1009.22 Workforce education postsecondary student fees.—

711 (3)

712 (b) Fees for continuing workforce education shall be  
 713 locally determined by the district school board or community  
 714 college board. ~~However, at least 50 percent of the Expenditures~~  
 715 ~~for the continuing workforce education program provided by the~~  
 716 ~~community college or school district must be~~ fully supported by  
 717 ~~derived from fees.~~ Enrollments in continuing workforce education  
 718 courses may not be counted for purposes of funding full-time  
 719 equivalent enrollment.

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

724 (11) Any school district or community college that reports  
 725 students who have not paid fees in an approved manner in  
 726 calculations of full-time equivalent enrollments for state  
 727 funding purposes shall be penalized at a rate equal to 2 times  
 728 the value of such enrollments. Such penalty shall be charged

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729 against the following year's allocation from workforce education  
 730 funds or the Community College Program Fund and shall revert to  
 731 the General Revenue Fund. The State Board of Education shall  
 732 specify, as necessary in rule, approved methods of student fee  
 733 payment. Such methods must include, but need not be limited to,  
 734 student fee payment; payment through federal, state, or  
 735 institutional financial aid; and employer fee payments.

736 Section 12. Paragraph (d) of subsection (4) and paragraph  
 737 (a) of subsection (16) of section 1009.24, Florida Statutes, are  
 738 amended to read:

739 1009.24 State university student fees.—

740 (4)

741 (d) The sum of the activity and service, health, and  
 742 athletic fees a student is required to pay to register for a  
 743 course shall not exceed 40 percent of the tuition established in  
 744 law or in the General Appropriations Act. No university shall be  
 745 required to lower any fee in effect on the effective date of  
 746 this act in order to comply with this subsection. Within the 40  
 747 percent cap, universities may not increase the aggregate sum of  
 748 activity and service, health, and athletic fees more than 5  
 749 percent per year, or the same percentage increase in tuition  
 750 authorized under paragraph (b), whichever is greater, unless  
 751 specifically authorized in law or in the General Appropriations  
 752 Act. A university may increase its athletic fee to defray the  
 753 costs associated with changing National Collegiate Athletic  
 754 Association divisions. Any such increase in the athletic fee may  
 755 exceed both the 40 percent cap and the 5 percent cap imposed by  
 756 this subsection. Any such increase must be approved by the

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757 athletic fee committee in the process outlined in subsection  
758 (12) and cannot exceed \$2 per credit hour. Notwithstanding the  
759 provisions of ss. 1009.534, 1009.535, and 1009.536, that portion  
760 of any increase in an athletic fee pursuant to this subsection  
761 that causes the sum of the activity and service, health, and  
762 athletic fees to exceed the 40 percent cap or the annual  
763 increase in such fees to exceed the 5 percent cap shall not be  
764 included in calculating the amount a student receives for a  
765 Florida Academic Scholars award, a Florida Medallion Scholars  
766 award, or a Florida Gold Seal Vocational Scholars award.  
767 Notwithstanding this paragraph and subject to approval by the  
768 board of trustees, each state university is authorized to exceed  
769 the 5-percent cap on the annual increase to the aggregate sum of  
770 activity and service, health, and athletic fees for the 2010-  
771 2011 fiscal year. Any such increase shall not exceed 15 percent  
772 or the amount required to reach the 2009-2010 fiscal year  
773 statewide average for the aggregate sum of activity and service,  
774 health, and athletic fees at the main campuses, whichever is  
775 greater. The aggregate sum of the activity and service, health,  
776 and athletic fees shall not exceed 40 percent of tuition. Any  
777 increase in the activity and service fee, health fee, or  
778 athletic fee must be approved by the appropriate fee committee  
779 pursuant to subsection (10), subsection (11), or subsection  
780 (12).

781 (16) Each university board of trustees may establish a  
782 tuition differential for undergraduate courses upon receipt of  
783 approval from the Board of Governors. The tuition differential  
784 shall promote improvements in the quality of undergraduate

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785 education and shall provide financial aid to undergraduate  
786 students who exhibit financial need.

787 (a) Seventy percent of the revenues from the tuition  
788 differential shall be expended for purposes of undergraduate  
789 education. Such expenditures may include, but are not limited  
790 to, increasing course offerings, improving graduation rates,  
791 increasing the percentage of undergraduate students who are  
792 taught by faculty, decreasing student-faculty ratios, providing  
793 salary increases for faculty who have a history of excellent  
794 teaching in undergraduate courses, improving the efficiency of  
795 the delivery of undergraduate education through academic  
796 advisement and counseling, and reducing the percentage of  
797 students who graduate with excess hours. This expenditure for  
798 undergraduate education may not be used to pay the salaries of  
799 graduate teaching assistants. Except as otherwise provided in  
800 this subsection, the remaining 30 percent of the revenues from  
801 the tuition differential, or the equivalent amount of revenue  
802 from private sources, shall be expended to provide financial aid  
803 to undergraduate students who exhibit financial need, including  
804 students who are scholarship recipients under s. 1009.984, to  
805 meet the cost of university attendance. This expenditure for  
806 need-based financial aid shall not supplant the amount of need-  
807 based aid provided to undergraduate students in the preceding  
808 fiscal year from financial aid fee revenues, the direct  
809 appropriation for financial assistance provided to state  
810 universities in the General Appropriations Act, or from private  
811 sources. The total amount of tuition differential waived under  
812 subparagraph (b)8. may be included in calculating the

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813 expenditures for need-based financial aid to undergraduate  
814 students required by this subsection.

815 Section 13. Subsection (2) of section 1009.531, Florida  
816 Statutes, is amended, and subsection (6) is added to that  
817 section, to read:

818 1009.531 Florida Bright Futures Scholarship Program;  
819 student eligibility requirements for initial awards.—

820 (2) (a) For students graduating from high school prior to  
821 the 2010-2011 academic year, a student is eligible to accept an  
822 initial award for 3 years following high school graduation and  
823 to accept a renewal award for 7 years following high school  
824 graduation. A student who applies for an award by high school  
825 graduation and who meets all other eligibility requirements, but  
826 who does not accept his or her award, may reapply during  
827 subsequent application periods up to 3 years after high school  
828 graduation. For a student who enlists in the United States Armed  
829 Forces immediately after completion of high school, the 3-year  
830 eligibility period for his or her initial award shall begin upon  
831 the date of separation from active duty. For a student who is  
832 receiving a Florida Bright Futures Scholarship and discontinues  
833 his or her education to enlist in the United States Armed  
834 Forces, the remainder of his or her 7-year renewal period shall  
835 commence upon the date of separation from active duty.

836 (b) For students graduating from high school in the 2010-  
837 2011 academic year and thereafter, a student is eligible to  
838 accept an initial award for 3 years following high school  
839 graduation and to accept a renewal award for 5 years following  
840 high school graduation. A student who applies for an award by

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841 high school graduation and who meets all other eligibility  
 842 requirements, but who does not accept his or her award, may  
 843 reapply during subsequent application periods up to 3 years  
 844 after high school graduation. For a student who enlists in the  
 845 United States Armed Forces immediately after completion of high  
 846 school, the 3-year eligibility period for his or her initial  
 847 award and the 5-year renewal period shall begin upon the date of  
 848 separation from active duty. For a student who is receiving a  
 849 Florida Bright Futures Scholarship award and discontinues his or  
 850 her education to enlist in the United States Armed Forces, the  
 851 remainder of his or her 5-year renewal period shall commence  
 852 upon the date of separation from active duty. If a course of  
 853 study is not completed after 5 academic years, an exception of 1  
 854 year to the renewal timeframe may be granted due to a verifiable  
 855 illness or other documented emergency pursuant to s.  
 856 1009.40(1)(b)4.

857 (6)(a) The State Board of Education shall publicize the  
 858 examination score required for a student to be eligible for a  
 859 Florida Academic Scholars award, pursuant to s. 1009.534(1)(a)  
 860 or (b), as follows:

861 1. For high school students graduating in the 2010-2011  
 862 and 2011-2012 academic years, the student must earn an SAT score  
 863 of 1270 or a concordant ACT score of 28.

864 2. For high school students graduating in the 2012-2013  
 865 academic year, the student must earn an SAT score of 1280 which  
 866 corresponds to the 88th SAT percentile rank or a concordant ACT  
 867 score of 28.

868 3. For high school students graduating in the 2013-2014

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869 academic year and thereafter, the student must earn an SAT score  
870 of 1290 which corresponds to the 89th SAT percentile rank or a  
871 concordant ACT score of 29.

872 (b) The State Board of Education shall publicize the  
873 examination score required for a student to be eligible for a  
874 Florida Medallion Scholars award, pursuant to s. 1009.535(1) (a)  
875 or (b), as follows:

876 1. For high school students graduating in the 2010-2011  
877 academic year, the student must earn an SAT score of 970 or a  
878 concordant ACT score of 20 or the student in a home education  
879 program whose parent cannot document a college-preparatory  
880 curriculum must earn an SAT score of 1070 or a concordant ACT  
881 score of 23.

882 2. For high school students graduating in the 2011-2012  
883 academic year, the student must earn an SAT score of 980 which  
884 corresponds to the 44th SAT percentile rank or a concordant ACT  
885 score of 21 or the student in a home education program whose  
886 parent cannot document a college-preparatory curriculum must  
887 earn an SAT score of 1070 or a concordant ACT score of 23.

888 3. For high school students graduating in the 2012-2013  
889 academic year, the student must earn an SAT score of 1020 which  
890 corresponds to the 50th SAT percentile rank or a concordant ACT  
891 score of 22 or the student in a home education program whose  
892 parent cannot document a college-preparatory curriculum must  
893 earn an SAT score of 1070 or a concordant ACT score of 23.

894 4. For high school students graduating in the 2013-2014  
895 academic year and thereafter, the student must earn an SAT score  
896 of 1050 which corresponds to the 56th SAT percentile rank or a



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897 concordant ACT score of 23 or the student in a home education  
 898 program whose parent cannot document a college-preparatory  
 899 curriculum must earn an SAT score of 1100 or a concordant ACT  
 900 score of 24.

901 (c) The SAT percentile ranks and corresponding SAT scores  
 902 specified in paragraphs (a) and (b) are based on the SAT  
 903 percentile ranks for 2009 college-bound seniors in critical  
 904 reading and mathematics as reported by the College Board. The  
 905 next highest SAT score is used when the percentile ranks do not  
 906 directly correspond.

907 Section 14. Section 1009.532, Florida Statutes, is amended  
 908 to read:

909 1009.532 Florida Bright Futures Scholarship Program;  
 910 student eligibility requirements for renewal awards.—

911 (1) To be eligible to renew a scholarship from any of the  
 912 three types of scholarships under the Florida Bright Futures  
 913 Scholarship Program, a student must:

914 (a) Effective for students funded in the 2009-2010  
 915 academic year and thereafter, earn at least 24 semester credit  
 916 hours or the equivalent in the last academic year in which the  
 917 student earned a scholarship if the student was enrolled full  
 918 time, or a prorated number of credit hours as determined by the  
 919 Department of Education if the student was enrolled less than  
 920 full time for any part of the academic year. For students  
 921 initially eligible prior to the 2010-2011 academic term, if a  
 922 student fails to earn the minimum number of hours required to  
 923 renew the scholarship, the student shall lose his or her  
 924 eligibility for renewal for a period equivalent to 1 academic

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925 year. Such student is eligible to restore the award the  
 926 following academic year if the student earns the hours for which  
 927 he or she was enrolled at the level defined by the department  
 928 and meets the grade point average for renewal. A student is  
 929 eligible for such restoration one time. The department shall  
 930 notify eligible recipients of the provisions of this paragraph.  
 931 Each institution shall notify award recipients of the provisions  
 932 of this paragraph during the registration process.

933 (b) Maintain the cumulative grade point average required  
 934 by the scholarship program, except that:

935 1. If a recipient's grades fall beneath the average  
 936 required to renew a Florida Academic Scholarship, but are  
 937 sufficient to renew a Florida Medallion Scholarship or a Florida  
 938 Gold Seal Vocational Scholarship, the Department of Education  
 939 may grant a renewal from one of those other scholarship  
 940 programs, if the student meets the renewal eligibility  
 941 requirements;

942 2. For students initially eligible prior to the 2010-2011  
 943 academic term, if~~7~~ at any time during the eligibility period~~7~~ a  
 944 student's grades are insufficient to renew the scholarship, the  
 945 student may restore eligibility by improving the grade point  
 946 average to the required level. A student is eligible for such a  
 947 restoration one time. The Legislature encourages education  
 948 institutions to assist students to calculate whether or not it  
 949 is possible to raise the grade point average during the summer  
 950 term. If the institution determines that it is possible, the  
 951 education institution may so inform the department, which may  
 952 reserve the student's award if funds are available. The renewal,

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953 | however, must not be granted until the student achieves the  
 954 | required cumulative grade point average. If the summer term is  
 955 | not sufficient to raise the grade point average to the required  
 956 | renewal level, the student's next opportunity for renewal is the  
 957 | fall semester of the following academic year; or

958 |       3. For students initially eligible in the 2010-2011  
 959 | academic term and thereafter, if at any time during a student's  
 960 | first academic year the student's grades are insufficient to  
 961 | renew the scholarship, the student may restore eligibility by  
 962 | improving the grade point average to the required level. A  
 963 | student is eligible for such a restoration one time. The  
 964 | Legislature encourages education institutions to assist students  
 965 | to calculate whether or not it is possible to raise the grade  
 966 | point average during the summer term. If the education  
 967 | institution determines that it is possible, the institution may  
 968 | so inform the department, which may reserve the student's award  
 969 | if funds are available. The renewal, however, must not be  
 970 | granted until the student achieves the required cumulative grade  
 971 | point average. If the summer term is not sufficient to raise the  
 972 | grade point average to the required renewal level, the student's  
 973 | next opportunity for renewal is the fall semester of the  
 974 | following academic year. ~~If a student is receiving a Florida~~  
 975 | ~~Bright Futures Scholarship, is a servicemember of the Florida~~  
 976 | ~~National Guard or United States Reserves while attending a~~  
 977 | ~~postsecondary institution, is called to active duty or state~~  
 978 | ~~active duty, as defined in s. 250.01, prior to completing his or~~  
 979 | ~~her degree, and meets all other requirements for the~~  
 980 | ~~scholarship, the student shall be eligible to continue the~~

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981 ~~scholarship for 2 years after completing active duty or state~~  
 982 ~~active duty.~~

983 (c) Reimburse or make satisfactory arrangements to  
 984 reimburse the institution for the award amount received for  
 985 courses dropped after the end of the drop and add period or  
 986 courses from which the student withdraws after the end of the  
 987 drop and add period unless the student has received an exception  
 988 pursuant to s. 1009.53(11).

989 (2) For students initially eligible in the 2010-2011  
 990 academic term and thereafter, and unless otherwise provided in  
 991 this section, if a student does not meet the requirements for  
 992 renewal of a scholarship because of lack of completion of  
 993 sufficient credit hours or insufficient grades, the scholarship  
 994 shall be renewed only if the student failed to complete  
 995 sufficient credit hours or to meet sufficient grade requirements  
 996 due to verifiable illness or other documented emergency, in  
 997 which case the student may be granted an exception from academic  
 998 requirements pursuant to s. 1009.40(1)(b)4.

999 (3)~~(2)~~ A student who is initially eligible prior to the  
 1000 2010-2011 academic year and is enrolled in a program that  
 1001 terminates in an associate degree or a baccalaureate degree may  
 1002 receive an award for a maximum of 110 percent of the number of  
 1003 credit hours required to complete the program. A student who is  
 1004 enrolled in a program that terminates in a career certificate  
 1005 may receive an award for a maximum of 110 percent of the credit  
 1006 hours or clock hours required to complete the program up to 90  
 1007 credit hours. For a student who is initially eligible in the  
 1008 2010-2011 academic term and thereafter, the student may receive

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1009 an award for a maximum of 100 percent of the number of credit  
 1010 hours required to complete an associate degree program or a  
 1011 baccalaureate degree program, or the student may receive an  
 1012 award for a maximum of 100 percent of the credit hours or clock  
 1013 hours required to complete up to 90 credit hours of a program  
 1014 that terminates in a career certificate. A student who transfers  
 1015 from one of these program levels to another becomes eligible for  
 1016 the higher of the two credit hour limits.

1017 Section 15. Subsections (1) and (5) of section 1009.534,  
 1018 Florida Statutes, are amended to read:

1019 1009.534 Florida Academic Scholars award.—

1020 (1) A student is eligible for a Florida Academic Scholars  
 1021 award if the student meets the general eligibility requirements  
 1022 for the Florida Bright Futures Scholarship Program and the  
 1023 student:

1024 (a) Has achieved a 3.5 weighted grade point average as  
 1025 calculated pursuant to s. 1009.531, or its equivalent, in high  
 1026 school courses that are designated by the State Board of  
 1027 Education as college-preparatory academic courses; and has  
 1028 attained at least the score pursuant to s. 1009.531(6)(a)  
 1029 ~~identified by rules of the State Board of Education~~ on the  
 1030 combined verbal and quantitative parts of the Scholastic  
 1031 Aptitude Test, the Scholastic Assessment Test, or the recentered  
 1032 Scholastic Assessment Test of the College Entrance Examination,  
 1033 or an equivalent score on the ACT Assessment Program; ~~or~~

1034 (b) Has attended a home education program according to s.  
 1035 1002.41 during grades 11 and 12 or has completed the  
 1036 International Baccalaureate curriculum but failed to earn the

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1037 International Baccalaureate Diploma or has completed the  
 1038 Advanced International Certificate of Education curriculum but  
 1039 failed to earn the Advanced International Certificate of  
 1040 Education Diploma, and has attained at least the score pursuant  
 1041 to s. 1009.531(6)(a) ~~identified by rules of the State Board of~~  
 1042 ~~Education~~ on the combined verbal and quantitative parts of the  
 1043 Scholastic Aptitude Test, the Scholastic Assessment Test, or the  
 1044 recentered Scholastic Assessment Test of the College Entrance  
 1045 Examination, or an equivalent score on the ACT Assessment  
 1046 Program; ~~or~~

1047 (c) Has been awarded an International Baccalaureate  
 1048 Diploma from the International Baccalaureate Office or an  
 1049 Advanced International Certificate of Education Diploma from the  
 1050 University of Cambridge International Examinations Office; ~~or~~

1051 (d) Has been recognized by the merit or achievement  
 1052 programs of the National Merit Scholarship Corporation as a  
 1053 scholar or finalist; or

1054 (e) Has been recognized by the National Hispanic  
 1055 Recognition Program as a scholar recipient. A student must  
 1056 complete a program of community service work, as approved by the  
 1057 district school board or the administrators of a nonpublic  
 1058 school, which shall include a minimum of 75 hours of service  
 1059 work and require the student to identify a social problem that  
 1060 interests him or her, develop a plan for his or her personal  
 1061 involvement in addressing the problem, and, through papers or  
 1062 other presentations, evaluate and reflect upon his or her  
 1063 experience.

1064 (5) Notwithstanding subsections (2) and (4), a Florida

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1065 Academic Scholar is eligible for an award equal to the amount  
 1066 specified in the General Appropriations Act ~~for the 2009-2010~~  
 1067 ~~academic year. This subsection expires July 1, 2010.~~

1068 Section 16. Section 1009.5341, Florida Statutes, is  
 1069 created to read:

1070 1009.5341 Florida Bright Futures Scholarship awards for  
 1071 graduate study.—Florida Bright Futures Scholarship recipients  
 1072 who graduate in the 2010-2011 academic year and thereafter with  
 1073 a baccalaureate degree in 7 semesters, or the equivalent or  
 1074 fewer hours, and wish to pursue graduate study may apply the  
 1075 unused portion of their Florida Academic Scholars award or  
 1076 Florida Medallion Scholars award toward 1 semester of graduate  
 1077 study, not to exceed 15 semester hours paid at the undergraduate  
 1078 rate. A baccalaureate degree may include, but is not limited to,  
 1079 college credits earned through articulated acceleration  
 1080 mechanisms pursuant to s. 1007.27.

1081 Section 17. Subsections (1) and (4) of section 1009.535,  
 1082 Florida Statutes, are amended to read:

1083 1009.535 Florida Medallion Scholars award.—

1084 (1) A student is eligible for a Florida Medallion Scholars  
 1085 award if the student meets the general eligibility requirements  
 1086 for the Florida Bright Futures Scholarship Program and the  
 1087 student:

1088 (a) Has achieved a weighted grade point average of 3.0 as  
 1089 calculated pursuant to s. 1009.531, or the equivalent, in high  
 1090 school courses that are designated by the State Board of  
 1091 Education as college-preparatory academic courses; and has  
 1092 attained at least the score pursuant to s. 1009.531(6)(b)

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1093 ~~identified by rules of the State Board of Education~~ on the  
 1094 combined verbal and quantitative parts of the Scholastic  
 1095 Aptitude Test, the Scholastic Assessment Test, or the recentered  
 1096 Scholastic Assessment Test of the College Entrance Examination,  
 1097 or an equivalent score on the ACT Assessment Program; ~~or~~

1098 (b) ~~Has attended a home education program according to s.~~  
 1099 ~~1002.41 during grades 11 and 12 or has completed the~~  
 1100 International Baccalaureate curriculum but failed to earn the  
 1101 International Baccalaureate Diploma or has completed the  
 1102 Advanced International Certificate of Education curriculum but  
 1103 failed to earn the Advanced International Certificate of  
 1104 Education Diploma, and has attained at least the score pursuant  
 1105 to s. 1009.531(6) (b) ~~identified by rules of the State Board of~~  
 1106 ~~Education~~ on the combined verbal and quantitative parts of the  
 1107 Scholastic Aptitude Test, the Scholastic Assessment Test, or the  
 1108 recentered Scholastic Assessment Test of the College Entrance  
 1109 Examination, or an equivalent score on the ACT Assessment  
 1110 Program; ~~or~~

1111 (c) Has attended a home education program according to s.  
 1112 1002.41 during grades 11 and 12 and has attained at least the  
 1113 score pursuant to s. 1009.531(6) (b) on the combined verbal and  
 1114 quantitative parts of the Scholastic Aptitude Test, the  
 1115 Scholastic Assessment Test, or the recentered Scholastic  
 1116 Assessment Test of the College Entrance Examination, or an  
 1117 equivalent score on the ACT Assessment Program, if the student's  
 1118 parent cannot document a college-preparatory curriculum as  
 1119 described in paragraph (a);

1120 (d) ~~(e)~~ Has been recognized by the merit or achievement



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1121 program of the National Merit Scholarship Corporation as a  
1122 scholar or finalist but has not completed a program of community  
1123 service as provided in s. 1009.534; or

1124 (e) ~~(d)~~ Has been recognized by the National Hispanic  
1125 Recognition Program as a scholar, but has not completed a  
1126 program of community service as provided in s. 1009.534.

1127 (4) Notwithstanding subsection (2), a Florida Medallion  
1128 Scholar is eligible for an award equal to the amount specified  
1129 in the General Appropriations Act ~~for the 2009-2010 academic~~  
1130 ~~year. This subsection expires July 1, 2010.~~

1131 Section 18. Subsections (4) and (5) of section 1009.536,  
1132 Florida Statutes, are amended to read:

1133 1009.536 Florida Gold Seal Vocational Scholars award.—The  
1134 Florida Gold Seal Vocational Scholars award is created within  
1135 the Florida Bright Futures Scholarship Program to recognize and  
1136 reward academic achievement and career preparation by high  
1137 school students who wish to continue their education.

1138 (4) A student may earn a Florida Gold Seal Vocational  
1139 Scholarship for 110 percent of the number of credit hours  
1140 required to complete the program, up to 90 credit hours or the  
1141 equivalent. For a student who is initially eligible in the 2010-  
1142 2011 academic term and thereafter, the student may earn a  
1143 Florida Gold Seal Vocational Scholarship for 100 percent of the  
1144 number of credit hours required to complete the program, up to  
1145 90 credit hours or the equivalent.

1146 (5) Notwithstanding subsection (2), a Florida Gold Seal  
1147 Vocational Scholar is eligible for an award equal to the amount  
1148 specified in the General Appropriations Act ~~for the 2009-2010~~

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1149 ~~academic year. This subsection expires July 1, 2010.~~

1150 Section 19. Sections 1009.537 and 1009.5385, Florida  
 1151 Statutes, are repealed.

1152 Section 20. Subsections (2), (3), and (4) of section  
 1153 1009.72, Florida Statutes, are amended to read:

1154 1009.72 Jose Marti Scholarship Challenge Grant Program.—

1155 (2) ~~Funds appropriated by the Legislature for the program~~  
 1156 ~~shall be deposited in the State Student Financial Assistance~~  
 1157 ~~Trust Fund. The Chief Financial Officer shall authorize~~  
 1158 ~~expenditures from the trust fund upon receipt of vouchers~~  
 1159 ~~approved by the Department of Education.~~ All moneys collected  
 1160 from private sources for the purposes of this section shall be  
 1161 deposited into the State Student Financial Assistance Trust  
 1162 Fund. Any balance in the trust fund at the end of any fiscal  
 1163 year which ~~that~~ has been allocated to the program shall remain  
 1164 therein and shall be available for carrying out the purposes of  
 1165 the program. All funds deposited into the trust fund for the  
 1166 program shall be invested pursuant to s. 17.61. Interest income  
 1167 accruing to that portion of the funds which are allocated to the  
 1168 program in the trust fund and not matched shall increase the  
 1169 total funds available for the program.

1170 (3) The Legislature may appropriate funds ~~shall designate~~  
 1171 ~~funds to be transferred to the trust fund~~ for the program from  
 1172 the General Revenue Fund. Such funds shall be divided into  
 1173 challenge grants to be administered by the Department of  
 1174 Education. ~~All appropriated funds deposited into the trust fund~~  
 1175 ~~for the program shall be invested pursuant to the provisions of~~  
 1176 ~~s. 17.61. Interest income accruing to that portion of the funds~~

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1177 ~~that are allocated to the program in the trust fund and not~~  
 1178 ~~matched shall increase the total funds available for the~~  
 1179 ~~program.~~

1180 (4) The amounts ~~amount~~ appropriated ~~to the trust fund~~ for  
 1181 the program shall be allocated by the department on the basis of  
 1182 one \$5,000 challenge grant for each \$2,500 raised from private  
 1183 sources. Matching funds shall be generated through contributions  
 1184 made after July 1, 1986, and pledged for the purposes of this  
 1185 section. Pledged contributions shall not be eligible for  
 1186 matching prior to the actual collection of the total funds.

1187 Section 21. Subsections (2), (3), and (4) of section  
 1188 1009.73, Florida Statutes, are amended to read:

1189 1009.73 Mary McLeod Bethune Scholarship Program.—

1190 (2) ~~Funds appropriated by the Legislature for the program~~  
 1191 ~~shall be deposited in the State Student Financial Assistance~~  
 1192 ~~Trust Fund. The Chief Financial Officer shall authorize~~  
 1193 ~~expenditures from the trust fund upon receipt of vouchers~~  
 1194 ~~approved by the Department of Education.~~ The Department of  
 1195 Education shall receive all moneys collected from private  
 1196 sources for the purposes of this section and shall deposit such  
 1197 moneys into the State Student Financial Assistance Trust Fund.  
 1198 Notwithstanding the provisions of s. 216.301 and pursuant to s.  
 1199 216.351, any balance in the trust fund at the end of any fiscal  
 1200 year which ~~that~~ has been allocated to the program shall remain  
 1201 in the trust fund and shall be available for carrying out the  
 1202 purposes of the program. All moneys deposited into the trust  
 1203 fund for the program shall be invested pursuant to s. 17.61.  
 1204 Interest income accruing to that portion of the funds which are

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1205 allocated to the program in the trust fund and not matched shall  
 1206 increase the total funds available for the program.

1207 (3) The Legislature may appropriate funds ~~shall~~  
 1208 ~~appropriate moneys to the trust fund~~ for the program from the  
 1209 General Revenue Fund. Such moneys shall be applied to  
 1210 scholarships to be administered by the Department of Education.  
 1211 ~~All moneys deposited into the trust fund for the program shall~~  
 1212 ~~be invested pursuant to the provisions of s. 17.61. Interest~~  
 1213 ~~income accruing to the program shall be expended to increase the~~  
 1214 ~~total moneys available for scholarships.~~

1215 (4) The moneys ~~in the trust fund~~ for the program shall be  
 1216 allocated by the department among the institutions of higher  
 1217 education listed in subsection (1) on the basis of one \$2,000  
 1218 challenge grant for each \$1,000 raised from private sources.  
 1219 Matching funds shall be generated through contributions made  
 1220 after July 1, 1990, and pledged for the purposes of this  
 1221 section. Pledged contributions shall not be eligible for  
 1222 matching prior to the actual collection of the total funds. The  
 1223 department shall allocate to each of those institutions a  
 1224 proportionate share of the contributions received on behalf of  
 1225 those institutions and a share of the appropriations and  
 1226 matching funds generated by such institution.

1227 Section 22. Subsection (2) of section 1010.87, Florida  
 1228 Statutes, is amended to read:

1229 1010.87 Workers' Compensation Administration Trust Fund  
 1230 within the Department of Education.—

1231 (2) Funds appropriated by nonoperating transfer from the  
 1232 Department of Financial Services Workers' Compensation

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1233 Administration Trust Fund which remain unencumbered as of June  
 1234 30 or undisbursed as of September 30 shall revert to the  
 1235 Department of Financial Services Workers' Compensation  
 1236 Administration Trust Fund. ~~Notwithstanding the provisions of s.~~  
 1237 ~~216.301 and pursuant to s. 216.351, any balance in the trust~~  
 1238 ~~fund at the end of any fiscal year shall remain in the trust~~  
 1239 ~~fund at the end of the year and shall be available for carrying~~  
 1240 ~~out the purposes of the trust fund.~~

1241 Section 23. Subsection (8) of section 1011.32, Florida  
 1242 Statutes, is amended to read:

1243 1011.32 Community College Facility Enhancement Challenge  
 1244 Grant Program.—

1245 (8) By October 15 ~~September 1~~ of each year, the State  
 1246 Board of Education shall transmit to the Legislature a list of  
 1247 projects which meet all eligibility requirements to participate  
 1248 in the Community College Facility Enhancement Challenge Grant  
 1249 Program and a budget request which includes the recommended  
 1250 schedule necessary to complete each project.

1251 Section 24. Paragraph (e) of subsection (2) of section  
 1252 1011.52, Florida Statutes, is amended to read:

1253 1011.52 Appropriation to first accredited medical school.—

1254 (2) In order for a medical school to qualify under the  
 1255 provisions of this section and to be entitled to the benefits  
 1256 herein, such medical school:

1257 (e) Must have in place ~~enter into~~ an annual operating  
 1258 agreement ~~each fiscal year~~ with a government-owned hospital that  
 1259 is located in the same county as the medical school and that is  
 1260 a statutory teaching hospital as defined in s. 408.07(45). The

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1261 ~~annual~~ operating agreement shall provide for the medical school  
 1262 to maintain the same level of affiliation with the hospital,  
 1263 including the level of services to indigent and charity care  
 1264 patients served by the hospital, which was in place in the prior  
 1265 fiscal year. Each year, documentation demonstrating that an ~~of~~  
 1266 ~~the~~ operating agreement is in effect shall be submitted jointly  
 1267 to the Department of Education by the hospital and the medical  
 1268 school prior to the payment of moneys from the annual  
 1269 appropriation.

1270 Section 25. Paragraph (a) of subsection (5) of section  
 1271 1011.80, Florida Statutes, is amended to read:

1272 1011.80 Funds for operation of workforce education  
 1273 programs.—

1274 (5) State funding and student fees for workforce education  
 1275 instruction shall be established as follows:

1276 (a) Expenditures for the continuing workforce education  
 1277 programs provided by the community colleges or school districts  
 1278 must be fully supported by fees. Enrollments in continuing  
 1279 workforce education courses shall not be counted for purposes of  
 1280 funding full-time equivalent enrollment. ~~For a continuing~~  
 1281 ~~workforce education course, state funding shall equal 50 percent~~  
 1282 ~~of the cost of instruction, with student fees, business support,~~  
 1283 ~~quick response training funds, or other means making up the~~  
 1284 ~~remaining 50 percent.~~

1285 Section 26. Section 1011.83, Florida Statutes, is amended  
 1286 to read:

1287 1011.83 Financial support of community colleges.—

1288 (1) Each community college that has been approved by the

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1289 Department of Education and meets the requirements of law and  
 1290 rules of the State Board of Education shall participate in the  
 1291 Community College Program Fund. However, funds to support  
 1292 workforce education programs conducted by community colleges  
 1293 shall be provided pursuant to s. 1011.80.

1294 ~~(2) Funding for baccalaureate degree programs approved~~  
 1295 ~~pursuant to s. 1007.33 shall be specified in the General~~  
 1296 ~~Appropriations Act. A student in a baccalaureate degree program~~  
 1297 ~~approved pursuant to s. 1007.33 who is not classified as a~~  
 1298 ~~resident for tuition purposes pursuant to s. 1009.21 may not be~~  
 1299 ~~included in calculations of full-time equivalent enrollments for~~  
 1300 ~~state funding purposes.~~

1301 ~~(3) Funds specifically appropriated by the Legislature for~~  
 1302 ~~baccalaureate degree programs approved pursuant to s. 1007.33~~  
 1303 ~~may be used only for such programs. A community college shall~~  
 1304 ~~fund the nonrecurring costs related to the initiation of a new~~  
 1305 ~~baccalaureate degree program under s. 1007.33 without new state~~  
 1306 ~~appropriations unless special grant funds are appropriated in~~  
 1307 ~~the General Appropriations Act. A new baccalaureate degree~~  
 1308 ~~program may not accept students without a recurring legislative~~  
 1309 ~~appropriation for this purpose.~~

1310 ~~(4) State funding for baccalaureate degree programs~~  
 1311 ~~approved pursuant to s. 1007.33 shall be as provided in the~~  
 1312 ~~General Appropriations Act.~~

1313 ~~(5) A community college that grants baccalaureate degrees~~  
 1314 ~~shall maintain reporting and funding distinctions between any~~  
 1315 ~~baccalaureate degree program approved under s. 1007.33 and any~~  
 1316 ~~other baccalaureate degree programs involving traditional~~

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1317 ~~concurrent-use partnerships.~~

1318 Section 27. Paragraph (a) of subsection (3) of section  
 1319 1011.84, Florida Statutes, is amended, and paragraph (g) is  
 1320 added to that subsection, to read:

1321 1011.84 Procedure for determining state financial support  
 1322 and annual apportionment of state funds to each community  
 1323 college district.—The procedure for determining state financial  
 1324 support and the annual apportionment to each community college  
 1325 district authorized to operate a community college under the  
 1326 provisions of s. 1001.61 shall be as follows:

1327 (3) DETERMINING THE APPORTIONMENT FROM STATE FUNDS.—

1328 (a) By December 15 of each year, the Department of  
 1329 Education shall estimate the annual enrollment of each community  
 1330 college for the current fiscal year and for the 3 ~~6~~ subsequent  
 1331 fiscal years. These estimates shall be based upon prior years'  
 1332 enrollments, upon the initial fall term enrollments for the  
 1333 current fiscal year for each college, and upon each college's  
 1334 estimated current enrollment and demographic changes in the  
 1335 respective community college districts. Upper-division  
 1336 enrollment shall be estimated separately from lower-division  
 1337 enrollment.

1338 (g) Expenditures for upper-division enrollment in a  
 1339 community college that grants baccalaureate degrees shall be  
 1340 reported separately from expenditures for lower-division  
 1341 enrollment, in accordance with law and State Board of Education  
 1342 rule.

1343 Section 28. Section 1012.885, Florida Statutes, is created  
 1344 to read:



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1345 1012.885 Remuneration of community college presidents;  
 1346 limitations.-

1347 (1) DEFINITIONS.-As used in this section, the term:

1348 (a) "Appropriated state funds" means funds appropriated  
 1349 from the General Revenue Fund or funds appropriated from state  
 1350 trust funds.

1351 (b) "Cash-equivalent compensation" means any benefit that  
 1352 may be assigned an equivalent cash value.

1353 (c) "Remuneration" means salary, bonuses, and cash-  
 1354 equivalent compensation paid to a community college president by  
 1355 his or her employer for work performed, excluding health  
 1356 insurance benefits and retirement benefits.

1357 (2) LIMITATION ON COMPENSATION.-Notwithstanding any other  
 1358 law, resolution, or rule to the contrary, a community college  
 1359 president may not receive more than \$225,000 in remuneration  
 1360 annually from appropriated state funds. Only compensation, as  
 1361 defined in s. 121.021(22), provided to a community college  
 1362 president may be used in calculating benefits under chapter 121.

1363 (3) EXCEPTIONS.-This section does not prohibit any party  
 1364 from providing cash or cash-equivalent compensation from funds  
 1365 that are not appropriated state funds to a community college  
 1366 president in excess of the limit in subsection (2). If a party  
 1367 is unable or unwilling to fulfill an obligation to provide cash  
 1368 or cash-equivalent compensation to a community college president  
 1369 as permitted under this subsection, appropriated state funds may  
 1370 not be used to fulfill such obligation.

1371 Section 29. Subsection (8) of section 1013.79, Florida  
 1372 Statutes, is amended to read:

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1373 1013.79 University Facility Enhancement Challenge Grant  
 1374 Program.—

1375 (8) By October 15 ~~±~~ of each year, the Board of Governors  
 1376 shall transmit to the Legislature a list of projects that meet  
 1377 all eligibility requirements to participate in the Alec P.  
 1378 Courtelis University Facility Enhancement Challenge Grant  
 1379 Program and a budget request that includes the recommended  
 1380 schedule necessary to complete each project.

1381 Section 30. (1) Each Florida college and state university  
 1382 shall strive to reduce its campuswide energy consumption by 10  
 1383 percent. While savings may be accrued by any means, the goal  
 1384 shall be to implement energy use policies or procedures or both  
 1385 and any equipment retrofits that are necessary to carry out this  
 1386 reduction. The reduction may be obtained by either reducing the  
 1387 cost of the energy consumed or by reducing total energy usage,  
 1388 or a combination of both.

1389 (2) Energy consumption expenditures incurred during the  
 1390 2007-2008 fiscal year shall be used to establish the benchmark  
 1391 for the 10-percent goal. If a Florida college or state  
 1392 university can document that it has implemented energy use  
 1393 policies or procedures in the 2008-2009 fiscal year or the 2009-  
 1394 2010 fiscal year that resulted in reduction in energy usage or  
 1395 costs, those reductions may be counted towards the 10-percent  
 1396 goal.

1397 (3) Each Florida college and state university shall submit  
 1398 a report to the Governor, the Speaker of the House of  
 1399 Representatives, and the President of the Senate by January 1,  
 1400 2011, describing how they have met or plan to meet the 10-

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1401 percent energy consumption reduction goal.

1402 Section 31. (1) The Office of Program Policy Analysis and

1403 Government Accountability shall conduct a review of the public

1404 school adult workforce education programs and the community

1405 college and state college workforce education programs for the

1406 purpose of identifying and analyzing the positive and negative

1407 aspects of merging the school district programs with the

1408 community college and state college programs. Questions

1409 addressed by the review shall include:

1410 (a) What types of workforce education programs are offered

1411 by school districts and Florida College System institutions and

1412 are there differences between the two systems?

1413 (b) What types of students do school districts and Florida

1414 College System institutions serve in their workforce education

1415 programs and are there differences between the two systems?

1416 (c) What are the student outcomes for workforce education

1417 programs offered by school districts and Florida College System

1418 institutions and are there differences between the two systems?

1419 (d) How much does Florida spend on workforce education

1420 programs and what are the funding sources for these programs?

1421 (e) How is workforce education funding allocated to school

1422 districts and Florida College System institutions and how does

1423 this compare to other states?

1424 (f) How do individual school districts and Florida College

1425 System institutions operate their workforce education programs?

1426 (g) What types of instructional settings, facilities,

1427 locations, and faculty do school districts and Florida College

1428 System institutions use to deliver workforce education programs?

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1429 (h) How do other states structure their workforce  
1430 education programs?

1431 (2) The Office of Program Policy Analysis and Government  
1432 Accountability shall submit the results of its review to the  
1433 President of the Senate and the Speaker of the House of  
1434 Representatives by December 1, 2010.

1435 Section 32. The Office of Program Policy Analysis and  
1436 Government Accountability shall conduct a review of  
1437 postsecondary educational opportunities for individuals with  
1438 developmental disabilities. The review shall include, at a  
1439 minimum, the following issues: opportunities for postsecondary  
1440 education and vocational training; transitioning from school to  
1441 the workforce; best practices for providing such postsecondary  
1442 education and training services, including any notable public-  
1443 private partnerships; and the feasibility and cost of  
1444 establishing a residential vocational institution to provide  
1445 postsecondary education and vocational training for individuals  
1446 with developmental disabilities. The Office of Program Policy  
1447 Analysis and Government Accountability shall submit the findings  
1448 of its review to the President of the Senate and the Speaker of  
1449 the House of Representatives no later than February 1, 2011.

1450 Section 33. There is appropriated \$25,000,000 in  
1451 nonrecurring funds from the General Revenue Fund for the 2010-  
1452 2011 fiscal year for the Florida Bright Futures Scholarship  
1453 Program. The funding is contingent upon Florida being eligible  
1454 to receive federal funds, based on the state's Federal Medical  
1455 Assistance Percentage (FMAP), in excess of the February 2010  
1456 official Social Services Estimating Conference estimate.

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Section 34. This act shall take effect July 1, 2010.