

CS/CS/HM 1445

2011

## House Memorial

A memorial to notify the Federal Government of colleges and universities in this state which are authorized to operate educational programs beyond the secondary level.

WHEREAS, On October 29, 2010, the United States Department of Education issued its Final Rule on Program Integrity Issues, 75 Federal Register 66832 et seq., which includes amendments to regulations at 34 Code of Federal Regulations s. 600.9(a)(1)(i)(A) requiring that educational institutions not created by the state be "established by name as an educational institution by a State through a charter, statute, constitutional provision, or other action..." and be "authorized to operate educational programs beyond secondary level, including programs leading to a degree or certificate," and

WHEREAS, the Legislature chose to exempt from the jurisdiction or purview of the Commission for Independent Education "any institution that is under the jurisdiction of the Department of Education, eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program and that is a nonprofit independent college or university located and chartered in this state and accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees," pursuant to s. 1005.06(1)(c), Florida Statutes, and

WHEREAS, all institutions exempted from the jurisdiction or purview of the Commission for Independent Education through accreditation by the Commission on Colleges of the Southern

29 Association of Colleges and Schools must meet state requirements  
 30 regarding fair consumer practices under s. 1005.04, Florida  
 31 Statutes; meet annual reporting requirements with respect to  
 32 crime statistics and physical plant safety under ss.  
 33 1005.04(1)(g) and 1013.11, Florida Statutes; and adopt hazing  
 34 policies and rules under s. 1006.63, Florida Statutes, and

35 WHEREAS, all institutions that are exempt from the  
 36 jurisdiction or purview of the Commission for Independent  
 37 Education under s. 1005.06(1)(c), Florida Statutes, may  
 38 participate in one or more state-funded student financial aid  
 39 programs subject to audit by the Florida Department of  
 40 Education, including, but not limited to, the Florida Private  
 41 Student Assistance Grant Program pursuant to s. 1009.51, Florida  
 42 Statutes, the Florida Bright Futures Scholarship Program  
 43 pursuant to s. 1009.53, Florida Statutes, and the William L.  
 44 Boyd, IV, Florida Resident Access Grant Program pursuant to s.  
 45 1009.89, Florida Statutes, and

46 WHEREAS, the institutions that are eligible to participate  
 47 in Florida's student financial aid programs include: Ave Maria  
 48 University, Barry University, Beacon College, Bethune-Cookman  
 49 University, Clearwater Christian College, Eckerd College, Edward  
 50 Waters College, Embry-Riddle Aeronautical University, Flagler  
 51 College, Florida College, Florida Hospital College of Health  
 52 Sciences, Florida Institute of Technology, Florida Memorial  
 53 University, Florida Southern College, Hodges University,  
 54 Jacksonville University, Lynn University, Nova Southeastern  
 55 University, Palm Beach Atlantic University, Ringling College of  
 56 Art and Design, Rollins College, Saint Leo University,

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57 Southeastern University, St. Thomas University, Stetson  
58 University, University of Miami, University of Tampa, Warner  
59 University, Webber International University, Keiser University,  
60 and Everglades University, NOW, THEREFORE,

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62 Be It Resolved by the Legislature of the State of Florida:

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64 That the 2011 Florida Legislature respectfully informs the  
65 United States Department of Education that the colleges and  
66 universities named in this memorial are authorized to operate  
67 educational programs beyond the secondary level.

68 BE IT FURTHER RESOLVED that copies of this memorial be  
69 dispatched to each college and university named in this  
70 memorial, to the United States Secretary of Education, to the  
71 President of the United States, to the President of the United  
72 States Senate, to the Speaker of the United States House of  
73 Representatives, and to each member of the Florida delegation to  
74 the United States Congress.