

1 A bill to be entitled
2 An act relating to postsecondary education funding;
3 amending s. 1004.091, F.S.; revising duties of the Florida
4 Distance Learning Consortium; requiring the consortium to
5 work with the Florida College System and the State
6 University System in implementing the transient student
7 admissions application process; revising requirements for
8 a central instructional content repository and use of open
9 access textbooks; amending s. 1006.72, F.S.; requiring an
10 annual report relating to the licensing of electronic
11 library resources; amending s. 1007.28, F.S.; requiring
12 the computer-assisted student advising system to provide
13 the admissions application for transient students;
14 amending s. 1009.22, F.S.; requiring a block tuition
15 charge for students enrolled in adult general education
16 programs; providing residency requirements for workforce
17 education postsecondary students; authorizing district
18 school boards and Florida College System institution
19 boards of trustees to acquire improved real property for
20 use as educational facilities through the use of capital
21 improvement fee revenues; authorizing a convenience fee
22 for processing certain payments of tuition and fees;
23 authorizing the use of certain fees for general education
24 services; amending s. 1009.23, F.S.; conforming a cross-
25 reference; authorizing Florida College System institution
26 boards of trustees to acquire improved real property for
27 use as educational facilities through the use of capital
28 improvement fee revenues; authorizing certain Florida

29 | College System institutions to establish a transient
30 | student fee; authorizing the use of certain fees for
31 | general education services; amending s. 1009.24, F.S.;
32 | authorizing state universities to establish a transient
33 | student fee; revising requirements for expenditure of the
34 | tuition differential; authorizing the use of certain fees
35 | for general education services; amending s. 1009.25, F.S.;
36 | deleting the exemption from payment of tuition and fees
37 | for certain students; amending s. 1009.286, F.S.; revising
38 | the excess credit hour surcharge for students at state
39 | universities; amending s. 1009.531, F.S.; increasing the
40 | test score eligibility requirement for the Florida Bright
41 | Futures Scholarship Program; providing an additional
42 | eligibility requirement; amending s. 1009.532, F.S.;
43 | reducing the Florida Bright Futures Scholarship award by
44 | the amount of acceleration credits earned; amending s.
45 | 1009.534, F.S.; increasing the community service
46 | requirement for receipt of a Florida Academic Scholars
47 | award; amending s. 1009.535, F.S.; providing a community
48 | service requirement for receipt of a Florida Medallion
49 | Scholars award; amending s. 1009.536, F.S.; providing a
50 | community service requirement for receipt of a Florida
51 | Gold Seal Vocational Scholars award; amending s. 1009.89,
52 | F.S.; revising eligibility requirements and funding for
53 | the William L. Boyd, IV, Florida Resident Access Grant
54 | Program; amending s. 1009.891, F.S.; revising eligibility
55 | requirements for the Access to Better Learning and
56 | Education Grant Program; amending s. 1011.80, F.S.;

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57 | revising provisions relating to funding for workforce
58 | education programs; providing for allocation based on
59 | funding needs; restricting certain funding; amending s.
60 | 1011.85, F.S.; providing that certain funds are not
61 | eligible for state match under the Dr. Philip Benjamin
62 | Matching Grant Program; amending s. 1012.885, F.S.;
63 | providing a limitation on the amount of remuneration of
64 | Florida College System institution presidents for fiscal
65 | year 2011-2012; creating s. 1012.886, F.S.; limiting the
66 | remuneration of Florida College System institution
67 | administrative employees; providing exceptions; amending
68 | s. 1012.975, F.S.; providing a limitation on the amount of
69 | remuneration of state university presidents for fiscal
70 | year 2011-2012; creating s. 1012.976, F.S.; limiting the
71 | remuneration of state university administrative employees;
72 | providing exceptions; amending s. 1013.33, F.S.;
73 | conforming provisions; repealing s. 1013.63, F.S., which
74 | creates the University Concurrency Trust Fund; requiring
75 | the Department of Education to work with the College
76 | Center for Library Automation (CCLA) to transfer certain
77 | data; requiring the Florida Center for Library Automation
78 | (FCLA) and the CCLA to develop a plan for establishing a
79 | single postsecondary education union catalog; requiring
80 | the Task Force on the Future of Academic Libraries in
81 | Florida to develop a plan that describes the establishment
82 | of a joint library technology organizational structure to
83 | meet postsecondary education library needs; requiring the

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84 submission of both plans to the Governor and Legislature
 85 by specified dates; providing an effective date.

86
 87 Be It Enacted by the Legislature of the State of Florida:

88
 89 Section 1. Subsection (2) of section 1004.091, Florida
 90 Statutes, is amended to read:

91 1004.091 Florida Distance Learning Consortium.—

92 (2) The Florida Distance Learning Consortium shall:

93 (a) Manage and promote the Florida Higher Education
 94 Distance Learning Catalog, established pursuant to s. 1004.09,
 95 to help increase student access to undergraduate distance
 96 learning courses and degree programs and to assist students
 97 seeking accelerated access in order to complete their degrees.

98 (b) Beginning with the 2011-2012 academic year, implement
 99 ~~Develop, in consultation with the Florida College System and the~~
 100 ~~State University System, a plan to be submitted to the Board of~~
 101 ~~Governors, the State Board of Education, the Governor, the~~
 102 ~~President of the Senate, and the Speaker of the House of~~
 103 ~~Representatives no later than December 1, 2010, for implementing~~
 104 ~~a streamlined, automated, online registration process for~~
 105 transient students who are undergraduate students currently
 106 enrolled and pursuing a degree at ~~who have been admitted to a~~
 107 ~~public postsecondary educational institution and who~~ want ~~wish~~
 108 ~~to enroll in a course listed in the Florida Higher Education~~
 109 ~~Distance Learning Catalog~~ which is offered by a public
 110 postsecondary educational institution, ~~including courses offered~~
 111 ~~by an institution that is not the student's degree-granting or~~

112 ~~home~~ institution. The consortium shall work with the Florida
 113 College System and the State University System to implement this
 114 process, which requires all Florida College System institutions
 115 and state universities to ~~The plan must describe how such a~~
 116 ~~registration process can be implemented by the 2011-2012~~
 117 ~~academic year as an alternative to the standard registration~~
 118 ~~process of each institution. The plan must also address:~~

119 1. Use the transient student admissions application
 120 available through the Florida Academic Counseling and Tracking
 121 for Students system established pursuant to s. 1007.28. This
 122 admissions application shall be the only application required
 123 for the enrollment of a transient student as described in this
 124 paragraph. ~~Fiscal and substantive policy changes needed to~~
 125 ~~address administrative, academic, and programmatic policies and~~
 126 ~~procedures. Policy areas that the plan must address include, but~~
 127 ~~need not be limited to, student financial aid issues, variations~~
 128 ~~in fees, admission and readmission, registration prioritization~~
 129 ~~issues, transfer of credit, and graduation requirements, with~~
 130 ~~specific attention given to creating recommended guidelines that~~
 131 ~~address students who attend more than one institution in pursuit~~
 132 ~~of a degree.~~

133 2. Implement the financial aid procedures required by the
 134 transient student admissions application, in accordance with
 135 published specifications, which must include the involvement of
 136 the appropriate staff from the Florida College System
 137 institutions and state universities, including, but not limited
 138 to, financial aid officers. ~~A method for the expedited transfer~~
 139 ~~of distance learning course credit awarded by an institution~~

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140 ~~offering a distance learning course to a student's degree-~~
141 ~~granting or home institution upon the student's successful~~
142 ~~completion of the distance learning course.~~

143 3. Transfer credit awarded by the institution offering the
144 distance learning course to the transient student's degree-
145 granting institution. ~~Compliance with applicable technology~~
146 ~~security standards and guidelines to ensure the secure~~
147 ~~transmission of student information.~~

148 4. No later than July 1, 2012, interface their
149 institutional systems to the Florida Academic Counseling and
150 Tracking for Students system to electronically send, receive,
151 and process transient student admissions applications.

152 (c) Coordinate the negotiation of statewide licensing and
153 preferred pricing agreements for distance learning resources and
154 enter into agreements that result in cost savings with distance
155 learning resource providers so that postsecondary educational
156 institutions have the opportunity to benefit from the cost
157 savings.

158 (d)1. Develop and operate a central instructional content
159 repository that allows public school and public postsecondary
160 educational institution users ~~faculty~~ to search, locate, ~~and~~
161 use, and contribute digital and electronic instructional
162 resources and content, including open access textbooks. In the
163 development of the ~~a~~ repository, the consortium shall identify
164 and seek partnerships ~~with similar national, state, and regional~~
165 ~~repositories~~ for the purpose of sharing instructional content.
166 The consortium shall collaborate with ~~the~~ public ~~postsecondary~~
167 educational institutions to ensure that the repository:

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168 a. Is accessible by the ~~Integrates with multiple~~ learning
169 management systems used by the public postsecondary educational
170 institutions and the local instructional improvement systems
171 established pursuant to s. 1006.281.

172 b. Allows institutions to set appropriate copyright and
173 access restrictions and track content usage.

174 c. Allows for appropriate customization.

175 d. Supports established protocols to access instructional
176 content within other repositories.

177 2. Provide to Develop, ~~in consultation with the~~
178 chancellors of the Florida College System and the State
179 University System recommendations, ~~a plan for promoting and~~
180 increasing the use of open access textbooks as a method for
181 reducing textbook costs. The recommendations ~~plan shall be~~
182 ~~submitted to the Board of Governors, the State Board of~~
183 ~~Education, the Office of Policy and Budget in the Executive~~
184 ~~Office of the Governor, the chair of the Senate Policy and~~
185 ~~Steering Committee on Ways and Means, and the chair of the House~~
186 ~~Full Appropriations Council on Education & Economic Development~~
187 ~~no later than March 1, 2010, and shall include:~~

188 a. ~~An inventory of existing open access textbooks.~~

189 ~~a.b.~~ The A ~~listing of~~ undergraduate courses, in particular
190 the general education courses, that would be recommended for the
191 use of open access textbooks.

192 ~~b.e.~~ A standardized process for the review and approval of
193 open access textbooks.

194 d. ~~Recommendations for encouraging and promoting faculty~~
195 ~~development and use of open access textbooks.~~

196 ~~e. Identification of barriers to the implementation of~~
 197 ~~open access textbooks.~~

198 ~~c.f.~~ Strategies for the production and distribution of
 199 open access textbooks to ensure such textbooks may be easily
 200 accessed, downloaded, printed, or obtained as a bound version by
 201 students at either reduced or no cost.

202 ~~g. Identification of the necessary technology security~~
 203 ~~standards and guidelines to safeguard the use of open access~~
 204 ~~textbooks.~~

205 (e) Identify and evaluate new technologies and
 206 instructional methods that can be used for improving distance
 207 learning instruction, student learning, and the overall quality
 208 of undergraduate distance learning courses and degree programs.

209 (f) Identify methods that will improve student access to
 210 and completion of undergraduate distance learning courses and
 211 degree programs.

212 Section 2. Subsection (7) is added to section 1006.72,
 213 Florida Statutes, to read:

214 1006.72 Licensing electronic library resources.—

215 (7) REPORT.—The chancellors of the Florida College System
 216 and the State University System shall annually report to the
 217 Executive Office of the Governor and the chairs of the
 218 appropriations committees in the Senate and the House of
 219 Representatives the cost savings realized as a result of the
 220 collaborative licensing process identified in this section.

221 Section 3. Subsection (5) is added to section 1007.28,
 222 Florida Statutes, to read:

223 1007.28 Computer-assisted student advising system.—The

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224 Department of Education, in conjunction with the Board of
225 Governors, shall establish and maintain a single, statewide
226 computer-assisted student advising system, which must be an
227 integral part of the process of advising, registering, and
228 certifying students for graduation and must be accessible to all
229 Florida students. The state universities and community colleges
230 shall interface institutional systems with the computer-assisted
231 advising system required by this section. The State Board of
232 Education and the Board of Governors shall specify in the
233 statewide articulation agreement required by s. 1007.23(1) the
234 roles and responsibilities of the department, the state
235 universities, and the community colleges in the design,
236 implementation, promotion, development, and analysis of the
237 system. The system shall consist of a degree audit and an
238 articulation component that includes the following
239 characteristics:

240 (5) The system must provide the admissions application for
241 transient students who are undergraduate students currently
242 enrolled and pursuing a degree at a public postsecondary
243 educational institution and who want to enroll in a course
244 listed in the Florida Higher Education Distance Learning Catalog
245 which is offered by a public postsecondary educational
246 institution that is not the student's degree-granting
247 institution. This system must include the electronic transfer
248 and receipt of information and records for the following
249 functions:

250 (a) Admissions and readmissions.

251 (b) Financial aid.

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252 (c) Transfer of credit awarded by the institution offering
253 the distance learning course to the transient student's degree-
254 granting institution.

255 Section 4. Subsection (2), paragraph (a) of subsection
256 (3), paragraph (a) of subsection (6), and subsection (10) of
257 section 1009.22, Florida Statutes, are amended, and subsection
258 (13) is added to that section, to read:

259 1009.22 Workforce education postsecondary student fees.—

260 (2) (a) All students shall be charged fees except students
261 who are exempt from fees or students whose fees are waived.

262 (b) Students enrolled in adult general education programs
263 shall be charged a block tuition of \$45 per half year or \$30 per
264 term. Each district school board and Florida College System
265 institution board of trustees shall adopt policies and
266 procedures for the collection of and accounting for the
267 expenditure of the block tuition. All funds received from the
268 block tuition shall be used for adult general education programs
269 only.

270 (3) (a) Except as otherwise provided by law, fees for
271 students who are nonresidents for tuition purposes must offset
272 the full cost of instruction. Residency of students shall be
273 determined as required in s. 1009.21. Fee-nonexempt students
274 enrolled in vocational-preparatory instruction shall be charged
275 fees equal to the fees charged for certificate career education
276 instruction. Each community college that conducts college-
277 preparatory and vocational-preparatory instruction in the same
278 class section may charge a single fee for both types of
279 instruction.

280 (6) (a) Each district school board and community college
 281 board of trustees may establish a separate fee for capital
 282 improvements, technology enhancements, ~~or~~ equipping buildings,
 283 or the acquisition of improved real property which may not
 284 exceed 5 percent of tuition for resident students or 5 percent
 285 of tuition and out-of-state fees for nonresident students. Funds
 286 collected by community colleges through the fee may be bonded
 287 only for the purpose of financing or refinancing new
 288 construction and equipment, renovation, or remodeling of
 289 educational facilities or the acquisition of improved real
 290 property for use as educational facilities. The fee shall be
 291 collected as a component part of the tuition and fees, paid into
 292 a separate account, and expended only to acquire improved real
 293 property or construct and equip, maintain, improve, or enhance
 294 the certificate career education or adult education facilities
 295 of the school district or the educational facilities of the
 296 community college. Projects and acquisitions of improved real
 297 property funded through the use of the capital improvement fee
 298 must meet the survey and construction requirements of chapter
 299 1013. Pursuant to s. 216.0158, each district school board and
 300 community college board of trustees shall identify each project,
 301 including maintenance projects, proposed to be funded in whole
 302 or in part by such fee. Capital improvement fee revenues may be
 303 pledged by a board of trustees as a dedicated revenue source to
 304 the repayment of debt, including lease-purchase agreements, with
 305 an overall term of not more than 7 years, including renewals,
 306 extensions, and refundings, and revenue bonds with a term not
 307 exceeding 20 years and not exceeding the useful life of the

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308 | asset being financed, only for the new construction and
309 | equipment, renovation, or remodeling of educational facilities.
310 | Bonds authorized pursuant to this paragraph shall be requested
311 | by the community college board of trustees and shall be issued
312 | by the Division of Bond Finance in compliance with s. 11(d),
313 | Art. VII of the State Constitution and the State Bond Act. The
314 | Division of Bond Finance may pledge fees collected by one or
315 | more community colleges to secure such bonds. Any project
316 | included in the approved educational plant survey pursuant to
317 | chapter 1013 is approved pursuant to s. 11(f), Art. VII of the
318 | State Constitution. Bonds issued pursuant to the State Bond Act
319 | may be validated in the manner provided by chapter 75. The
320 | complaint for such validation shall be filed in the circuit
321 | court of the county where the seat of state government is
322 | situated, the notice required to be published by s. 75.06 shall
323 | be published only in the county where the complaint is filed,
324 | and the complaint and order of the circuit court shall be served
325 | only on the state attorney of the circuit in which the action is
326 | pending. A maximum of 15 cents per credit hour may be allocated
327 | from the capital improvement fee for child care centers
328 | conducted by the district school board or community college
329 | board of trustees. The use of capital improvement fees for such
330 | purpose shall be subordinate to the payment of any bonds secured
331 | by the fees.

332 | (10) Each school district and community college may assess
333 | a service charge for the payment of tuition and fees in
334 | installments and a convenience fee for the processing of
335 | automated or online credit card payments. However, the amount of

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336 the convenience fee for automated or online credit card payments
337 may not exceed the total cost charged by the credit card company
338 to the school district or Florida College System institution.

339 Such service charge or convenience fee must be approved by the
340 district school board or community college board of trustees.

341 (13) To offset funding reductions, district school boards
342 and Florida College System institutions may use up to 15 percent
343 of the total funds generated from the fee collections authorized
344 in subsection (5), paragraph (6) (a), and subsections (7) and (9)
345 for general education services in adult general and career
346 certificate programs for the 2011-2012 fiscal year. Fee revenues
347 pledged by a district school board or a Florida College System
348 institution board of trustees as a dedicated revenue source for
349 the repayment of debt, including lease-purchase agreements, may
350 not be used for other purposes.

351 Section 5. Paragraph (c) of subsection (8) and paragraph
352 (a) of subsection (11) of section 1009.23, Florida Statutes, are
353 amended, subsection (17) is renumbered as subsection (19), and
354 new subsections (17) and (18) are added to that section, to
355 read:

356 1009.23 Community college student fees.—

357 (8)

358 (c) Up to 25 percent or \$600,000, whichever is greater, of
359 the financial aid fees collected may be used to assist students
360 who demonstrate academic merit; who participate in athletics,
361 public service, cultural arts, and other extracurricular
362 programs as determined by the institution; or who are identified
363 as members of a targeted gender or ethnic minority population.

364 The financial aid fee revenues allocated for athletic
 365 scholarships and any fee exemptions provided to athletes
 366 pursuant to s. 1009.25 ~~(2) (3)~~ must ~~for athletes shall~~ be
 367 distributed equitably as required by s. 1000.05(3)(d). A minimum
 368 of 75 percent of the balance of these funds for new awards shall
 369 be used to provide financial aid based on absolute need, and the
 370 remainder of the funds shall be used for academic merit purposes
 371 and other purposes approved by the boards of trustees. Such
 372 other purposes shall include the payment of child care fees for
 373 students with financial need. The State Board of Education shall
 374 develop criteria for making financial aid awards. Each college
 375 shall report annually to the Department of Education on the
 376 revenue collected pursuant to this paragraph, the amount carried
 377 forward, the criteria used to make awards, the amount and number
 378 of awards for each criterion, and a delineation of the
 379 distribution of such awards. The report shall include an
 380 assessment by category of the financial need of every student
 381 who receives an award, regardless of the purpose for which the
 382 award is received. Awards that ~~which~~ are based on financial need
 383 shall be distributed in accordance with a nationally recognized
 384 system of need analysis approved by the State Board of
 385 Education. An award for academic merit requires ~~shall require~~ a
 386 minimum overall grade point average of 3.0 on a 4.0 scale or the
 387 equivalent for both initial receipt of the award and renewal of
 388 the award.

389 (11) (a) Each community college board of trustees may
 390 establish a separate fee for capital improvements, technology
 391 enhancements, ~~or~~ equipping student buildings, or the acquisition

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392 of improved real property which may not exceed 10 percent of
393 tuition for resident students or 10 percent of the sum of
394 tuition and out-of-state fees for nonresident students. The fee
395 for resident students shall be limited to an increase of \$2 per
396 credit hour over the prior year. Funds collected by community
397 colleges through the fee may be bonded only as provided in this
398 subsection for the purpose of financing or refinancing new
399 construction and equipment, renovation, or remodeling of
400 educational facilities or the acquisition and renovation or
401 remodeling of improved real property for use as educational
402 facilities. The fee shall be collected as a component part of
403 the tuition and fees, paid into a separate account, and expended
404 only to acquire improved real property or construct and equip,
405 maintain, improve, or enhance the educational facilities of the
406 community college. Projects and acquisitions of improved real
407 property funded through the use of the capital improvement fee
408 shall meet the survey and construction requirements of chapter
409 1013. Pursuant to s. 216.0158, each community college shall
410 identify each project, including maintenance projects, proposed
411 to be funded in whole or in part by such fee.

412 (17) Each Florida College System institution that accepts
413 transient students, pursuant to s. 1004.091, may establish a
414 transient student fee not to exceed \$5 per distance learning
415 course for processing the transient student admissions
416 application.

417 (18) To offset funding reductions, Florida College System
418 institutions may use up to 15 percent of the total funds
419 generated from the fee collections authorized in subsection (7),

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420 paragraph (8)(a), subsection (10), paragraph (11)(a), and
 421 paragraph (12)(a) for general education services in associate
 422 degree and career certificate programs for the 2011-2012 fiscal
 423 year. Fee revenues pledged by a Florida College System
 424 institution board of trustees as a dedicated revenue source for
 425 the repayment of debt, including lease-purchase agreements, may
 426 not be used for other purposes.

427 Section 6. Paragraph (t) is added to subsection (14) of
 428 section 1009.24, Florida Statutes, paragraph (a) of subsection
 429 (16) is amended, and subsection (20) is added to that section,
 430 to read:

431 1009.24 State university student fees.—

432 (14) Except as otherwise provided in subsection (15), each
 433 university board of trustees is authorized to establish the
 434 following fees:

435 (t) A transient student fee not to exceed \$5 per distance
 436 learning course for accepting a transient student and processing
 437 the transient student admissions application pursuant to s.
 438 1004.091.

439
 440 With the exception of housing rental rates and except as
 441 otherwise provided, fees assessed pursuant to paragraphs (h)-(s)
 442 shall be based on reasonable costs of services. The Board of
 443 Governors shall adopt regulations and timetables necessary to
 444 implement the fees and fines authorized under this subsection.
 445 The fees assessed under this subsection may be used for debt
 446 only as authorized under s. 1010.62.

447 (16) Each university board of trustees may establish a

448 | tuition differential for undergraduate courses upon receipt of
449 | approval from the Board of Governors. The tuition differential
450 | shall promote improvements in the quality of undergraduate
451 | education and shall provide financial aid to undergraduate
452 | students who exhibit financial need.

453 | (a) Seventy percent of the revenues from the tuition
454 | differential shall be expended for purposes of undergraduate
455 | education. Such expenditures may include, but are not limited
456 | to, increasing course offerings, improving graduation rates,
457 | increasing the percentage of undergraduate students who are
458 | taught by faculty, decreasing student-faculty ratios, providing
459 | salary increases for faculty who have a history of excellent
460 | teaching in undergraduate courses, improving the efficiency of
461 | the delivery of undergraduate education through academic
462 | advisement and counseling, and reducing the percentage of
463 | students who graduate with excess hours. This expenditure for
464 | undergraduate education may not be used to pay the salaries of
465 | graduate teaching assistants. Except as otherwise provided in
466 | this subsection, the remaining 30 percent of the revenues from
467 | the tuition differential, or the equivalent amount of revenue
468 | from private sources, shall be expended to provide financial aid
469 | to undergraduate students who exhibit financial need, including
470 | students who are scholarship recipients under s. 1009.984, to
471 | meet the cost of university attendance. This expenditure for
472 | need-based financial aid may ~~shall~~ not supplant the amount of
473 | need-based aid provided to undergraduate students in the
474 | preceding fiscal year from financial aid fee revenues, the
475 | direct appropriation for financial assistance provided to state

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476 universities in the General Appropriations Act, or from private
477 sources. The total amount of tuition differential waived under
478 subparagraph (b)8. may be included in calculating the
479 expenditures for need-based financial aid to undergraduate
480 students required by this subsection. If the entire tuition and
481 fee costs of all students who exhibit financial need have been
482 met and the university has excess funds remaining from the 30
483 percent of the revenues from the tuition differential required
484 to be used to assist students who exhibit financial need, the
485 university may expend the unneeded portion of the 30 percent in
486 the same manner as required for the other 70 percent of the
487 tuition differential revenues.

488 (20) To offset funding reductions, state university boards
489 of trustees may use up to 15 percent of the total funds
490 generated from the fee collections authorized in subsections
491 (8)-(14) for general education services in undergraduate degree
492 programs for the 2011-2012 fiscal year. Fee revenues pledged by
493 a state university board of trustees as a dedicated revenue
494 source for the repayment of debt, including lease-purchase
495 agreements, may not be used for other purposes.

496 Section 7. Section 1009.25, Florida Statutes, is amended
497 to read:

498 1009.25 Fee exemptions.—

499 ~~(1) The following students are exempt from any requirement~~
500 ~~for the payment of tuition and fees, including lab fees, for~~
501 ~~adult basic, adult secondary, or career-preparatory instruction:~~

502 ~~(a) A student who does not have a high school diploma or~~
503 ~~its equivalent.~~

504 ~~(b) A student who has a high school diploma or its~~
505 ~~equivalent and who has academic skills at or below the eighth~~
506 ~~grade level pursuant to state board rule. A student is eligible~~
507 ~~for this exemption from fees if the student's skills are at or~~
508 ~~below the eighth grade level as measured by a test administered~~
509 ~~in the English language and approved by the Department of~~
510 ~~Education, even if the student has skills above that level when~~
511 ~~tested in the student's native language.~~

512 (1)~~(2)~~ The following students are exempt from the payment
513 of tuition and fees, including lab fees, at a school district
514 that provides postsecondary career programs, community college,
515 or state university:

516 (a) A student enrolled in a dual enrollment or early
517 admission program pursuant to s. 1007.27 or s. 1007.271.

518 (b) A student enrolled in an approved apprenticeship
519 program, as defined in s. 446.021.

520 (c) A student who is or was at the time he or she reached
521 18 years of age in the custody of the Department of Children and
522 Family Services or who, after spending at least 6 months in the
523 custody of the department after reaching 16 years of age, was
524 placed in a guardianship by the court. Such exemption includes
525 fees associated with enrollment in career-preparatory
526 instruction. The exemption remains valid until the student
527 reaches 28 years of age.

528 (d) A student who is or was at the time he or she reached
529 18 years of age in the custody of a relative under s. 39.5085 or
530 who was adopted from the Department of Children and Family
531 Services after May 5, 1997. Such exemption includes fees

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532 associated with enrollment in career-preparatory instruction.
533 The exemption remains valid until the student reaches 28 years
534 of age.

535 (e) A student enrolled in an employment and training
536 program under the welfare transition program. The regional
537 workforce board shall pay the state university, community
538 college, or school district for costs incurred for welfare
539 transition program participants.

540 (f) A student who lacks a fixed, regular, and adequate
541 nighttime residence or whose primary nighttime residence is a
542 public or private shelter designed to provide temporary
543 residence for individuals intended to be institutionalized, or a
544 public or private place not designed for, or ordinarily used as,
545 a regular sleeping accommodation for human beings.

546 (g) A student who is a proprietor, owner, or worker of a
547 company whose business has been at least 50 percent negatively
548 financially impacted by the buyout of property around Lake
549 Apopka by the State of Florida. Such student may receive a fee
550 exemption only if the student has not received compensation
551 because of the buyout, the student is designated a Florida
552 resident for tuition purposes, pursuant to s. 1009.21, and the
553 student has applied for and been denied financial aid, pursuant
554 to s. 1009.40, which would have provided, at a minimum, payment
555 of all student fees. The student is responsible for providing
556 evidence to the postsecondary education institution verifying
557 that the conditions of this paragraph have been met, including
558 supporting documentation provided by the Department of Revenue.
559 The student must be currently enrolled in, or begin coursework

560 within, a program area by fall semester 2000. The exemption is
 561 valid for a period of 4 years after the date that the
 562 postsecondary education institution confirms that the conditions
 563 of this paragraph have been met.

564 (2)~~(3)~~ Each community college is authorized to grant
 565 student fee exemptions from all fees adopted by the State Board
 566 of Education and the community college board of trustees for up
 567 to 40 full-time equivalent students at each institution.

568 Section 8. Subsections (2) and (7) of section 1009.286,
 569 Florida Statutes, are amended to read:

570 1009.286 Additional student payment for hours exceeding
 571 baccalaureate degree program completion requirements at state
 572 universities.—

573 (2) State universities shall require a student to pay an
 574 excess hour surcharge equal to 100 ~~50~~ percent of the tuition
 575 rate for each credit hour in excess of 115 ~~120~~ percent of the
 576 number of credit hours required to complete the baccalaureate
 577 degree program in which the student is enrolled.

578 (7) The provisions of this section become effective for
 579 students who enter a community college or a state university for
 580 the first time in the 2011-2012 ~~2009-2010~~ academic year and
 581 thereafter.

582 Section 9. Paragraphs (a) and (b) of subsection (6) of
 583 section 1009.531, Florida Statutes, are amended, and subsection
 584 (7) is added to that section, to read:

585 1009.531 Florida Bright Futures Scholarship Program;
 586 student eligibility requirements for initial awards.—

587 (6) (a) The State Board of Education shall publicize the

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588 examination score required for a student to be eligible for a
 589 Florida Academic Scholars award, pursuant to s. 1009.534(1) (a)
 590 or (b), as follows:

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

594 2. For high school students graduating in the 2012-2013
 595 academic year and each year thereafter, the student must earn an
 596 SAT score of 1290 ~~1280~~ which corresponds to the 89th ~~88th~~ SAT
 597 percentile rank or a concordant ACT score of 29 ~~28~~.

598 ~~3. For high school students graduating in the 2013-2014~~
 599 ~~academic year and thereafter, the student must earn an SAT score~~
 600 ~~of 1290 which corresponds to the 89th SAT percentile rank or a~~
 601 ~~concordant ACT score of 29.~~

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

606 1. For high school students graduating in the 2010-2011
 607 academic year, the student must earn an SAT score of 970 or a
 608 concordant ACT score of 20 or the student in a home education
 609 program whose parent cannot document a college-preparatory
 610 curriculum must earn an SAT score of 1070 or a concordant ACT
 611 score of 23.

612 2. For high school students graduating in the 2011-2012
 613 academic year, the student must earn an SAT score of 980 which
 614 corresponds to the 44th SAT percentile rank or a concordant ACT
 615 score of 21 or the student in a home education program whose

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616 parent cannot document a college-preparatory curriculum must
617 earn an SAT score of 1070 or a concordant ACT score of 23.

618 3. For high school students graduating in the 2012-2013
619 academic year and each year thereafter, the student must earn an
620 SAT score of 1170 ~~1020~~ which corresponds to the 75th ~~50th~~ SAT
621 percentile rank or a concordant ACT score of 26 ~~22~~ or the
622 student in a home education program whose parent cannot document
623 a college-preparatory curriculum must earn an SAT score of 1170
624 ~~1070~~ or a concordant ACT score of 26 ~~23~~.

625 ~~4. For high school students graduating in the 2013-2014~~
626 ~~academic year and thereafter, the student must earn an SAT score~~
627 ~~of 1050 which corresponds to the 56th SAT percentile rank or a~~
628 ~~concordant ACT score of 23 or the student in a home education~~
629 ~~program whose parent cannot document a college-preparatory~~
630 ~~curriculum must earn an SAT score of 1100 or a concordant ACT~~
631 ~~score of 24.~~

632 (7) To be eligible for an award under the Florida Bright
633 Futures Scholarship Program, a student must annually submit the
634 Free Application for Federal Student Aid.

635 Section 10. Subsection (3) of section 1009.532, Florida
636 Statutes, is amended to read:

637 1009.532 Florida Bright Futures Scholarship Program;
638 student eligibility requirements for renewal awards.-

639 (3) A student who is initially eligible prior to the 2010-
640 2011 academic year and is enrolled in a program that terminates
641 in an associate degree or a baccalaureate degree may receive an
642 award for a maximum of 110 percent of the number of credit hours
643 required to complete the program. A student who is enrolled in a

644 program that terminates in a career certificate may receive an
 645 award for a maximum of 110 percent of the credit hours or clock
 646 hours required to complete the program up to 90 credit hours.
 647 For a student who is initially eligible in the 2010-2011
 648 academic term and thereafter, the student may receive an award
 649 for a maximum of 100 percent of the number of credit hours
 650 required to complete an associate degree program or a
 651 baccalaureate degree program, or the student may receive an
 652 award for a maximum of 100 percent of the credit hours or clock
 653 hours required to complete up to 90 credit hours of a program
 654 that terminates in a career certificate. Beginning in the 2011-
 655 2012 school year, acceleration credits earned by a student prior
 656 to entering a postsecondary education program shall be included
 657 in the maximum number of credit hours for which a student may
 658 earn an award, except for purposes of eligibility for the
 659 maximum graduate credits allowable under s. 1009.5341. A student
 660 who transfers from one of these program levels to another
 661 becomes eligible for the higher of the two credit hour limits.

662 Section 11. Subsection (1) of section 1009.534, Florida
 663 Statutes, is amended to read:

664 1009.534 Florida Academic Scholars award.—

665 (1) A student is eligible for a Florida Academic Scholars
 666 award if the student meets the general eligibility requirements
 667 for the Florida Bright Futures Scholarship Program and the
 668 student:

669 (a) Has achieved a 3.5 weighted grade point average as
 670 calculated pursuant to s. 1009.531, or its equivalent, in high
 671 school courses that are designated by the State Board of

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672 Education as college-preparatory academic courses; and has
673 attained at least the score pursuant to s. 1009.531(6) (a) on the
674 combined verbal and quantitative parts of the Scholastic
675 Aptitude Test, the Scholastic Assessment Test, or the recentered
676 Scholastic Assessment Test of the College Entrance Examination,
677 or an equivalent score on the ACT Assessment Program;

678 (b) Has attended a home education program according to s.
679 1002.41 during grades 11 and 12 or has completed the
680 International Baccalaureate curriculum but failed to earn the
681 International Baccalaureate Diploma or has completed the
682 Advanced International Certificate of Education curriculum but
683 failed to earn the Advanced International Certificate of
684 Education Diploma, and has attained at least the score pursuant
685 to s. 1009.531(6) (a) on the combined verbal and quantitative
686 parts of the Scholastic Aptitude Test, the Scholastic Assessment
687 Test, or the recentered Scholastic Assessment Test of the
688 College Entrance Examination, or an equivalent score on the ACT
689 Assessment Program;

690 (c) Has been awarded an International Baccalaureate
691 Diploma from the International Baccalaureate Office or an
692 Advanced International Certificate of Education Diploma from the
693 University of Cambridge International Examinations Office;

694 (d) Has been recognized by the merit or achievement
695 programs of the National Merit Scholarship Corporation as a
696 scholar or finalist; or

697 (e) Has been recognized by the National Hispanic
698 Recognition Program as a scholar recipient.

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700 A student must complete a program of community service work, as
 701 approved by the district school board or the administrators of a
 702 nonpublic school, which shall include a minimum of 75 hours of
 703 service work for high school students graduating in the 2010-
 704 2011 academic year and 100 hours of service work for high school
 705 students graduating in the 2011-2012 academic year and
 706 thereafter, and must ~~and require the student to~~ identify a
 707 social problem that interests him or her, develop a plan for his
 708 or her personal involvement in addressing the problem, and,
 709 through papers or other presentations, evaluate and reflect upon
 710 his or her experience.

711 Section 12. Subsection (1) of section 1009.535, Florida
 712 Statutes, is amended to read:

713 1009.535 Florida Medallion Scholars award.—

714 (1) A student is eligible for a Florida Medallion Scholars
 715 award if the student meets the general eligibility requirements
 716 for the Florida Bright Futures Scholarship Program and the
 717 student:

718 (a) Has achieved a weighted grade point average of 3.0 as
 719 calculated pursuant to s. 1009.531, or the equivalent, in high
 720 school courses that are designated by the State Board of
 721 Education as college-preparatory academic courses; and has
 722 attained at least the score pursuant to s. 1009.531(6)(b) on the
 723 combined verbal and quantitative parts of the Scholastic
 724 Aptitude Test, the Scholastic Assessment Test, or the recentered
 725 Scholastic Assessment Test of the College Entrance Examination,
 726 or an equivalent score on the ACT Assessment Program;

727 (b) Has completed the International Baccalaureate

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728 curriculum but failed to earn the International Baccalaureate
729 Diploma or has completed the Advanced International Certificate
730 of Education curriculum but failed to earn the Advanced
731 International Certificate of Education Diploma, and has attained
732 at least the score pursuant to s. 1009.531(6) (b) on the combined
733 verbal and quantitative parts of the Scholastic Aptitude Test,
734 the Scholastic Assessment Test, or the recentered Scholastic
735 Assessment Test of the College Entrance Examination, or an
736 equivalent score on the ACT Assessment Program;

737 (c) Has attended a home education program according to s.
738 1002.41 during grades 11 and 12 and has attained at least the
739 score pursuant to s. 1009.531(6) (b) on the combined verbal and
740 quantitative parts of the Scholastic Aptitude Test, the
741 Scholastic Assessment Test, or the recentered Scholastic
742 Assessment Test of the College Entrance Examination, or an
743 equivalent score on the ACT Assessment Program, if the student's
744 parent cannot document a college-preparatory curriculum as
745 described in paragraph (a);

746 (d) Has been recognized by the merit or achievement
747 program of the National Merit Scholarship Corporation as a
748 scholar or finalist but has not completed a program of community
749 service as provided in s. 1009.534; or

750 (e) Has been recognized by the National Hispanic
751 Recognition Program as a scholar, but has not completed a
752 program of community service as provided in s. 1009.534.

753

754 A high school student graduating in the 2011-2012 academic year
755 and thereafter must complete a program of community service work

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756 approved by the district school board or the administrators of a
757 nonpublic school, which shall include a minimum of 75 hours of
758 service work, and must identify a social problem that interests
759 him or her, develop a plan for his or her personal involvement
760 in addressing the problem, and, through papers or other
761 presentations, evaluate and reflect upon his or her experience.

762 Section 13. Subsection (1) of section 1009.536, Florida
763 Statutes, is amended to read:

764 1009.536 Florida Gold Seal Vocational Scholars award.—The
765 Florida Gold Seal Vocational Scholars award is created within
766 the Florida Bright Futures Scholarship Program to recognize and
767 reward academic achievement and career preparation by high
768 school students who wish to continue their education.

769 (1) A student is eligible for a Florida Gold Seal
770 Vocational Scholars award if the student meets the general
771 eligibility requirements for the Florida Bright Futures
772 Scholarship Program and the student:

773 (a) Completes the secondary school portion of a sequential
774 program of studies that requires at least three secondary school
775 career credits taken over at least 2 academic years, and is
776 continued in a planned, related postsecondary education program.
777 If the student's school does not offer such a two-plus-two or
778 tech-prep program, the student must complete a job-preparatory
779 career education program selected by Workforce Florida, Inc.,
780 for its ability to provide high-wage employment in an occupation
781 with high potential for employment opportunities. On-the-job
782 training may not be substituted for any of the three required
783 career credits.

784 (b) Demonstrates readiness for postsecondary education by
 785 earning a passing score on the Florida College Entry Level
 786 Placement Test or its equivalent as identified by the Department
 787 of Education.

788 (c) Earns a minimum cumulative weighted grade point
 789 average of 3.0, as calculated pursuant to s. 1009.531, on all
 790 subjects required for a standard high school diploma, excluding
 791 elective courses.

792 (d) Earns a minimum unweighted grade point average of 3.5
 793 on a 4.0 scale for secondary career courses comprising the
 794 career program.

795 (e) Beginning with high school students graduating in the
 796 2011-2012 academic year and thereafter, completes a program of
 797 community service work approved by the district school board or
 798 the administrators of a nonpublic school, which shall include a
 799 minimum of 30 hours of service work, and identifies a social
 800 problem that interests him or her, develops a plan for his or
 801 her personal involvement in addressing the problem, and, through
 802 papers or other presentations, evaluates and reflects upon his
 803 or her experience.

804 Section 14. Subsection (4) and paragraph (a) of subsection
 805 (5) of section 1009.89, Florida Statutes, are amended to read:

806 1009.89 The William L. Boyd, IV, Florida resident access
 807 grants.—

808 (4) A person is eligible to receive such William L. Boyd,
 809 IV, Florida resident access grant if:

810 (a) He or she meets the general requirements, including
 811 residency, for student eligibility as provided in s. 1009.40,

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812 | except as otherwise provided in this section; ~~and~~
 813 | (b)1. He or she is enrolled as a full-time undergraduate
 814 | student at an eligible college or university;
 815 | 2. He or she is not enrolled in a program of study leading
 816 | to a degree in theology or divinity; and
 817 | 3. He or she is making satisfactory academic progress as
 818 | defined by the college or university in which he or she is
 819 | enrolled; and
 820 | (c) He or she annually submits the Free Application for
 821 | Federal Student Aid.
 822 | (5) (a) Funding for the William L. Boyd, IV, Florida
 823 | Resident Access Grant Program shall be ~~based on a formula~~
 824 | ~~composed of planned enrollment and the state cost of funding~~
 825 | ~~undergraduate enrollment at public institutions pursuant to s.~~
 826 | ~~1011.90. The amount of the William L. Boyd, IV, Florida resident~~
 827 | ~~access grant issued to a full-time student shall be an amount as~~
 828 | specified in the General Appropriations Act. The William L.
 829 | Boyd, IV, Florida resident access grant may be paid on a
 830 | prorated basis in advance of the registration period. The
 831 | department shall make such payments to the college or university
 832 | in which the student is enrolled for credit to the student's
 833 | account for payment of tuition and fees. Institutions shall
 834 | certify to the department the amount of funds disbursed to each
 835 | student and shall remit to the department any undisbursed
 836 | advances or refunds within 60 days of the end of regular
 837 | registration. A student is ~~Students shall~~ not be eligible to
 838 | receive the award for more than 9 semesters or 14 quarters,
 839 | except as otherwise provided in s. 1009.40(3).

840 Section 15. Subsection (4) of section 1009.891, Florida
 841 Statutes, is amended to read:

842 1009.891 The Access to Better Learning and Education Grant
 843 Program.—

844 (4) A person is eligible to receive an access grant if:

845 (a) He or she meets the general requirements, including
 846 residency, for student eligibility as provided in s. 1009.40,
 847 except as otherwise provided in this section; ~~and~~

848 (b)1. He or she is enrolled as a full-time undergraduate
 849 student at an eligible college or university in a program of
 850 study leading to a baccalaureate degree;

851 2. He or she is not enrolled in a program of study leading
 852 to a degree in theology or divinity; and

853 3. He or she is making satisfactory academic progress as
 854 defined by the college or university in which he or she is
 855 enrolled; and

856 (c) He or she annually submits the Free Application for
 857 Federal Student Aid.

858 Section 16. Subsections (6) and (10) of section 1011.80,
 859 Florida Statutes, are amended to read:

860 1011.80 Funds for operation of workforce education
 861 programs.—

862 (6) (a) A school district or a community college that
 863 provides workforce education programs shall receive funds in
 864 accordance with distributions for base and performance funding
 865 established by the Legislature in the General Appropriations
 866 Act. To ensure equitable funding for all school district
 867 workforce education programs and to recognize enrollment growth,

868 the Department of Education shall use the funding model
 869 developed by the District Workforce Education Funding Steering
 870 Committee to determine each district's workforce education
 871 funding needs. To assist the Legislature in allocating workforce
 872 education funds in the General Appropriations Act, the funding
 873 model shall annually be provided to the legislative
 874 appropriations committees no later than March 1. Beginning with
 875 the 2011-2012 fiscal year, and for a 3-year period thereafter or
 876 until full reallocation is achieved, the funding model shall be
 877 used to reallocate workforce education funds among districts to
 878 reflect each district's current programs and funding needs. ~~If~~
 879 ~~the General Appropriations Act does not provide for the~~
 880 ~~distribution of funds, the following methodology shall apply:~~

881 ~~1. Base funding shall be allocated based on weighted~~
 882 ~~enrollment and shall not exceed 90 percent of the allocation.~~
 883 ~~The Department of Education shall develop a funding process for~~
 884 ~~school district workforce education programs that is comparable~~
 885 ~~with community college workforce programs.~~

886 ~~2. Performance funding shall be at least 10 percent of the~~
 887 ~~allocation, based on the previous fiscal year's achievement of~~
 888 ~~output and outcomes in accordance with formulas adopted pursuant~~
 889 ~~to subsection (10). Performance funding must incorporate~~
 890 ~~payments for at least three levels of placements that reflect~~
 891 ~~wages and workforce demand. Payments for completions must not~~
 892 ~~exceed 60 percent of the payments for placement. School~~
 893 ~~districts and community colleges shall be awarded funds pursuant~~
 894 ~~to this paragraph based on performance output data and~~
 895 ~~performance outcome data available in that year.~~

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896 (b) A program is established to assist school districts
897 and community colleges in responding to the needs of new and
898 expanding businesses and thereby strengthening the state's
899 workforce and economy. The program may be funded in the General
900 Appropriations Act. ~~A school district or community college may~~
901 ~~expend funds under the program without regard to performance~~
902 ~~criteria set forth in subparagraph (a)2.~~ The district or
903 community college shall use the program to provide customized
904 training for businesses which satisfies the requirements of s.
905 288.047. Business firms whose employees receive the customized
906 training must provide 50 percent of the cost of the training.
907 Balances remaining in the program at the end of the fiscal year
908 shall not revert to the general fund, but shall be carried over
909 for 1 additional year and used for the purpose of serving
910 incumbent worker training needs of area businesses with fewer
911 than 100 employees. Priority shall be given to businesses that
912 must increase or upgrade their use of technology to remain
913 competitive.

914 (10) A high school student dually enrolled under s.
915 1007.271 in a workforce education program operated by a
916 community college or school district career center generates the
917 amount calculated for workforce education funding, including any
918 payment of performance funding, and the proportional share of
919 full-time equivalent enrollment generated through the Florida
920 Education Finance Program for the student's enrollment in a high
921 school. If a high school student is dually enrolled in a
922 community college program, including a program conducted at a
923 high school, the community college earns the funds generated for

924 workforce education funding, and the school district earns the
 925 proportional share of full-time equivalent funding from the
 926 Florida Education Finance Program. If a student is dually
 927 enrolled in a career center operated by the same district as the
 928 district in which the student attends high school, that district
 929 earns the funds generated for workforce education funding and
 930 also earns the proportional share of full-time equivalent
 931 funding from the Florida Education Finance Program. If a student
 932 is dually enrolled in a workforce education program provided by
 933 a career center operated by a different school district, the
 934 funds must be divided between the two school districts
 935 proportionally from the two funding sources. A student may not
 936 be reported for funding in a dual enrollment workforce education
 937 program unless the student has completed the basic skills
 938 assessment pursuant to s. 1004.91. A student who is coenrolled
 939 in a K-12 education program and an adult education program may
 940 not be reported for funding in an adult education program.

941 Section 17. Subsection (2) of section 1011.85, Florida
 942 Statutes, is amended to read:

943 1011.85 Dr. Philip Benjamin Matching Grant Program for
 944 Community Colleges.—

945 (2) Each community college board of trustees receiving
 946 state appropriations under this program shall approve each gift
 947 to ensure alignment with the unique mission of the community
 948 college. The board of trustees must link all requests for a
 949 state match to the goals and mission statement. The Florida
 950 Community College Foundation Board receiving state
 951 appropriations under this program shall approve each gift to

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952 ensure alignment with its goals and mission statement. Funds
953 received from community events or festivals are not eligible for
954 state match under this program.

955 Section 18. Subsection (4) is added to section 1012.885,
956 Florida Statutes, to read:

957 1012.885 Remuneration of community college presidents;
958 limitations.—

959 (4) LIMITATION.—Notwithstanding the provisions of this
960 section, for the 2011-2012 fiscal year, a Florida College System
961 institution president may not receive more than \$200,000 in
962 remuneration from appropriated state funds. Only compensation,
963 as defined in s. 121.021(22), provided to a Florida College
964 System institution president may be used in calculating benefits
965 under chapter 121.

966 Section 19. Section 1012.886, Florida Statutes, is created
967 to read:

968 1012.886 Remuneration of Florida College System
969 institution administrative employees; limitations.—

970 (1) DEFINITIONS.—As used in this section, the term:

971 (a) "Appropriated state funds" means funds appropriated
972 from the General Revenue Fund or funds appropriated from state
973 trust funds.

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

976 (c) "Remuneration" means salary, bonuses, and cash-
977 equivalent compensation paid to a Florida College System
978 institution administrative employee by his or her employer for
979 work performed, excluding health insurance benefits and

980 retirement benefits.

981 (2) LIMITATION ON COMPENSATION.—Notwithstanding any other
 982 law, resolution, or rule to the contrary, a Florida College
 983 System institution administrative employee may not receive more
 984 than \$200,000 in remuneration annually from appropriated state
 985 funds. Only compensation, as such term is defined in s.
 986 121.021(22), provided to a Florida College System institution
 987 administrative employee may be used in calculating benefits
 988 under chapter 121.

989 (3) EXCEPTIONS.—This section does not prohibit any party
 990 from providing cash or cash-equivalent compensation from funds
 991 that are not appropriated state funds to a Florida College
 992 System institution administrative employee in excess of the
 993 limit in subsection (2). If a party is unable or unwilling to
 994 fulfill an obligation to provide cash or cash-equivalent
 995 compensation to a Florida College System institution
 996 administrative employee as permitted under this subsection,
 997 appropriated state funds may not be used to fulfill such
 998 obligation.

999 (4) EXPIRATION.—This section expires June 30, 2012.

1000 Section 20. Subsection (4) is added to section 1012.975,
 1001 Florida Statutes, to read:

1002 1012.975 Remuneration of state university presidents;
 1003 limitations.—

1004 (4) LIMITATION.—Notwithstanding the provisions of this
 1005 section, for the 2011-2012 fiscal year, a state university
 1006 president may not receive more than \$200,000 in remuneration
 1007 from public funds. Only compensation, as defined in s.

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1008 121.021(22), provided to a state university president may be
 1009 used in calculating benefits under chapter 121.

1010 Section 21. Section 1012.976, Florida Statutes, is created
 1011 to read:

1012 1012.976 Remuneration of state university administrative
 1013 employees; limitations.-

1014 (1) DEFINITIONS.-As used in this section, the term:

1015 (a) "Appropriated state funds" means funds appropriated
 1016 from the General Revenue Fund or funds appropriated from state
 1017 trust funds.

1018 (b) "Cash-equivalent compensation" means any benefit that
 1019 may be assigned an equivalent cash value.

1020 (c) "Remuneration" means salary, bonuses, and cash-
 1021 equivalent compensation paid to a state university
 1022 administrative employee by his or her employer for work
 1023 performed, excluding health insurance benefits and retirement
 1024 benefits.

1025 (2) LIMITATION ON COMPENSATION.-Notwithstanding any other
 1026 law, resolution, or rule to the contrary, a state university
 1027 administrative employee may not receive more than \$200,000 in
 1028 remuneration annually from appropriated state funds. Only
 1029 compensation, as such term is defined in s. 121.021(22),
 1030 provided to a state university administrative employee may be
 1031 used in calculating benefits under chapter 121.

1032 (3) EXCEPTIONS.-This section does not prohibit any party
 1033 from providing cash or cash-equivalent compensation from funds
 1034 that are not appropriated state funds to a state university
 1035 administrative employee in excess of the limit in subsection

1036 (2). If a party is unable or unwilling to fulfill an obligation
 1037 to provide cash or cash-equivalent compensation to a state
 1038 university administrative employee as permitted under this
 1039 subsection, appropriated state funds may not be used to fulfill
 1040 such obligation. This section does not apply to university
 1041 medical school faculty or staff.

1042 (4) EXPIRATION.—This section expires June 30, 2012.

1043 Section 22. Subsection (12) of section 1013.33, Florida
 1044 Statutes, is amended to read:

1045 1013.33 Coordination of planning with local governing
 1046 bodies.—

1047 (12) As early in the design phase as feasible and
 1048 consistent with an interlocal agreement entered pursuant to
 1049 subsections (2)-(8), but no later than 90 days before commencing
 1050 construction, the district school board shall in writing request
 1051 a determination of consistency with the local government's
 1052 comprehensive plan. The local governing body that regulates the
 1053 use of land shall determine, in writing within 45 days after
 1054 receiving the necessary information and a school board's request
 1055 for a determination, whether a proposed educational facility is
 1056 consistent with the local comprehensive plan and consistent with
 1057 local land development regulations. If the determination is
 1058 affirmative, school construction may commence and further local
 1059 government approvals are not required, except as provided in
 1060 this section. Failure of the local governing body to make a
 1061 determination in writing within 90 days after a district school
 1062 board's request for a determination of consistency shall be
 1063 considered an approval of the district school board's

1064 application. Campus master plans and development agreements must
 1065 comply with the provisions of s. ss. 1013.30 and 1013.63.

1066 Section 23. Section 1013.63, Florida Statutes, is
 1067 repealed.

1068 Section 24. (1) The Department of Education shall work
 1069 with the College Center for Library Automation (CCLA) to
 1070 transfer the K-12 public school bibliographic database in
 1071 standard library data format to the CCLA for inclusion in its
 1072 online discovery tool product and make the database publicly
 1073 searchable by school district students, staff, and parents no
 1074 later than September 1, 2011. The department shall also develop
 1075 an ongoing process to provide for the electronic updating of
 1076 school district library holdings data to the CCLA in a manner
 1077 that will ensure that the public school bibliographic database
 1078 and searchable catalog remains current.

1079 (2) The Florida Center for Library Automation (FCLA) and
 1080 the College Center for Library Automation (CCLA) shall develop
 1081 and submit a plan by December 1, 2011, to the Executive Office
 1082 of the Governor and to the chairs of the appropriations
 1083 committees of the Senate and the House of Representatives for
 1084 establishing a single postsecondary education union catalog,
 1085 which must include the combined holdings and electronic
 1086 resources of all the state universities and institutions in the
 1087 Florida College System, and that allows a user to search these
 1088 holdings and electronic resources by either an individual state
 1089 university or institution in the Florida College System,
 1090 selected state universities or institutions in the Florida
 1091 College System, or all state universities and institutions in

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1092 the Florida College System. The plan must also include the
1093 projected costs for the development and ongoing maintenance of
1094 the postsecondary education union catalog; projected cost
1095 savings resulting from the FCLA and CCLA no longer being
1096 required to maintain separate online discovery tool products and
1097 associated resources; and timeline and implementation strategies
1098 for making the postsecondary education union catalog available
1099 for use.

1100 (3) By January 1, 2012, the Task Force on the Future of
1101 Academic Libraries in Florida shall develop and submit a plan to
1102 the Executive Office of the Governor and to the chairs of the
1103 appropriations committees of the Senate and the House of
1104 Representatives that describes the establishment of a joint
1105 library technology organizational structure that will meet the
1106 needs of academic libraries in both the Florida College System
1107 and the State University System in a manner that must be more
1108 cost effective than the current organizational structure that
1109 includes the Florida Center for Library Automation (FCLA) and
1110 the College Center for Library Automation (CCLA). The plan must
1111 include the recommended governance and reporting structure,
1112 staffing, funding, and duties and responsibilities of the joint
1113 library technology organizational structure and provide
1114 recommendations for any substantive and fiscal changes needed to
1115 establish and fund the organizational structure.

1116 Section 25. This act shall take effect July 1, 2011.