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CS/HB 7151, Engrossed 3

2011 Legislature

1 A bill to be entitled
2 An act relating to postsecondary education; amending s.
3 467.009, F.S.; deleting a reference to the College-Level
4 Academic Skills Test (CLAST); amending s. 705.18, F.S.;
5 revising provisions relating to the disposal of personal
6 property lost or abandoned on a university or Florida
7 College System institution campus and the disposition of
8 proceeds from the sale of such property; requiring that
9 the university or Florida College System institution
10 president, or his or her designee, dispose of or make use
11 of unclaimed property in accordance with university or
12 Florida College System institution policies and
13 procedures; repealing s. 1007.07, F.S., relating to the
14 Florida Business and Education Collaborative; amending s.
15 1001.64, F.S.; requiring a Florida College System
16 institution board of trustees to ask the Commissioner of
17 Education to authorize an investigation of the college
18 president by the Department of Education's inspector
19 general in specified circumstances; requiring a report and
20 recommendations; requiring the inspector general to refer
21 potential legal violations to the Commission on Ethics,
22 the Department of Law Enforcement, the Attorney General,
23 or another appropriate authority; amending s. 1004.015,
24 F.S.; requiring the Higher Education Coordinating Council
25 to make recommendations and submit a report relating to
26 core missions of postsecondary education institutions,
27 performance outputs and outcomes, articulation policies,
28 and workforce development education; amending s. 1004.68,

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29 F.S.; deleting provisions relating to the use of test
30 scores for assessment of college-level communication and
31 computation skills; amending s. 1007.01, F.S.; providing
32 legislative intent and requirements relating to
33 articulation; requiring the establishment of the
34 Articulation Coordinating Committee and providing its
35 responsibilities; amending s. 1007.25, F.S.; deleting
36 provisions that require an examination or demonstration of
37 remediation of academic deficiencies to obtain a
38 postsecondary degree; amending ss. 1007.264 and 1007.265,
39 F.S.; deleting provisions that exclude students with
40 intellectual disabilities from eligibility for substitute
41 requirements for admission to or graduation from a public
42 postsecondary education institution; amending s. 1007.27,
43 F.S.; requiring the Department of Education to use student
44 performance data to determine appropriate credit-by-
45 examination scores and courses; deleting an exemption from
46 summer-term enrollment in a public postsecondary education
47 institution for students earning accelerated credit;
48 amending ss. 1001.64 and 1011.30, F.S.; removing
49 provisions requiring that a budget of a community college
50 be transmitted to the Department of Education for
51 approval; amending s. 1008.30, F.S., relating to common
52 placement testing for public postsecondary education;
53 deleting a reference to the CLAST; requiring rules for
54 remediation opportunities, retesting policies, and
55 academic competencies; requiring that students be advised
56 of academic requirements, financial aid eligibility, and

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57 certain costs; amending s. 1008.345, F.S.; deleting
 58 Department of Education duties relating to tests and
 59 assessment procedures that measure student achievement of
 60 college-level communication and computation skills;
 61 amending s. 1008.38, F.S.; revising and conforming
 62 provisions relating to the articulation accountability
 63 process; amending s. 1009.534, F.S.; revising provisions
 64 relating to approval of community service work for
 65 eligibility for the Florida Academic Scholars award;
 66 amending ss. 267.062, 1004.23, 1010.03, 1010.04, 1010.07,
 67 and 1013.171, F.S.; replacing references to university
 68 rules with university regulations; conforming provisions;
 69 amending s. 1013.33, F.S.; conforming provisions;
 70 repealing s. 1013.63, F.S., relating to the University
 71 Concurrency Trust Fund; providing an effective date.

72
 73 Be It Enacted by the Legislature of the State of Florida:

74
 75 Section 1. Subsection (3) of section 467.009, Florida
 76 Statutes, is amended to read:

77 467.009 Midwifery programs; education and training
 78 requirements.—

79 (3) To be accepted into an approved midwifery program, an
 80 applicant shall have:

81 (a) A high school diploma or its equivalent.

82 (b) ~~Passed the college level academic scholastic test~~

83 ~~(CLAST) or~~ Taken three college-level credits each of math and

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84 English or demonstrated competencies in communication and
 85 computation.

86 Section 2. Section 705.18, Florida Statutes, is amended to
 87 read:

88 705.18 Disposal of personal property lost or abandoned on
 89 university or Florida College System institution ~~community~~
 90 ~~college~~ campuses; disposition of proceeds from sale.-

91 ~~(1)~~ Whenever any lost or abandoned personal property is
 92 ~~shall be~~ found on a campus of an institution in the State
 93 University System or a campus of a Florida College System
 94 institution ~~state-supported community college~~, the president of
 95 the institution or the president's designee shall take charge of
 96 the property and make a record of the date such property was
 97 found. If the property is not claimed by the owner, within 30
 98 days after it ~~such property~~ is found, or a longer period of time
 99 as may be deemed appropriate by the president ~~under the~~
 100 ~~circumstances, the property is not claimed by the owner~~, the
 101 president or his or her designee shall dispose of or make use of
 102 the property in accordance with established policies and
 103 procedures that best meet the needs of the university or the
 104 Florida College System institution and its students ~~shall order~~
 105 ~~it sold at public outcry after giving notice of the time and~~
 106 ~~place of sale in a publication of general circulation on the~~
 107 ~~campus of such institution and written notice to the owner if~~
 108 ~~known~~. The rightful owner of the ~~such~~ property may reclaim the
 109 property ~~the same~~ at any time prior to the disposition, sale, or
 110 use of the property in accordance with this section and the
 111 established policies and procedures of the university or the

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112 Florida College System institution.

113 ~~(2) All moneys realized from such institution's sale shall~~
 114 ~~be placed in an appropriate fund and used solely for student~~
 115 ~~scholarship and loan purposes.~~

116 Section 3. Section 1000.07, Florida Statutes, is repealed.

117 Section 4. Subsection (3) of section 1001.64, Florida
 118 Statutes, is amended to read:

119 1001.64 Community college boards of trustees; powers and
 120 duties.—

121 (3) A board of trustees shall have the power to take
 122 action without a recommendation from the president and shall
 123 have the power to require the president to deliver to the board
 124 of trustees all data and information required by the board of
 125 trustees in the performance of its duties. A board of trustees
 126 shall ask the Commissioner of Education to authorize an
 127 investigation of the president's actions by the department's
 128 inspector general if the board considers such investigation
 129 necessary. The inspector general shall provide a report
 130 detailing each issue under investigation and shall recommend
 131 corrective action. If the inspector general identifies potential
 132 legal violations, he or she shall refer the potential legal
 133 violations to the Commission on Ethics, the Department of Law
 134 Enforcement, the Attorney General, or another appropriate
 135 authority.

136 Section 5. Subsection (4) of section 1004.015, Florida
 137 Statutes, is renumbered as subsection (6) and amended, and new
 138 subsections (4) and (5) are added to that section, to read:

139 1004.015 Higher Education Coordinating Council.—

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140 (4) The council shall make detailed recommendations
 141 relating to:
 142 (a) The primary core mission of public and nonpublic
 143 postsecondary education institutions in the context of state
 144 access demands and economic development goals.
 145 (b) Performance outputs and outcomes designed to meet
 146 annual and long-term state goals, including, but not limited to,
 147 increased student access, preparedness, retention, transfer, and
 148 completion. Performance measures must be consistent across
 149 sectors and allow for a comparison of the state's performance to
 150 that of other states.
 151 (c) The state's articulation policies and practices to
 152 ensure that cost benefits to the state are maximized without
 153 jeopardizing quality. The recommendation shall consider return
 154 on investment for both the state and students and propose
 155 systems to facilitate and ensure institutional compliance with
 156 state articulation policies.
 157 (d) A plan for workforce development education that
 158 addresses:
 159 1. The alignment of school district and Florida College
 160 System workforce development education programs to ensure cost
 161 efficiency and mission delineation, including an examination of
 162 the need for both college credit and noncollege credit
 163 certificate programs, an evaluation of the merit of retaining
 164 the associate in applied science degree, and the consolidation
 165 of adult general education programs within school districts.
 166 2. The consistency of workforce education data collected
 167 and reported by Florida College System institutions and school

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168 districts, including the establishment of common elements and
 169 definitions for any data that is used for state and federal
 170 funding and program accountability.

171 (5) The council shall submit a report outlining its
 172 detailed recommendations to the Governor, the President of the
 173 Senate, the Speaker of the House of Representatives, the Board
 174 of Governors, and the State Board of Education by December 31,
 175 2011, which specifically includes recommendations for
 176 consideration by the Legislature for implementation in the 2012-
 177 2013 fiscal year.

178 (6)-(4) The Board of Governors and the Department of
 179 Education shall provide administrative support for the council.

180 Section 6. Section 1004.68, Florida Statutes, is amended
 181 to read:

182 1004.68 Community college; degrees and certificates; ~~tests~~
 183 ~~for certain skills.-~~

184 ~~(1) Each community college board of trustees shall adopt~~
 185 ~~rules establishing student performance standards for the award~~
 186 ~~of degrees and certificates.~~

187 ~~(2) Each community college board of trustees shall require~~
 188 ~~the use of scores on tests for college-level communication and~~
 189 ~~computation skills provided in s. 1008.345(7) as a condition for~~
 190 ~~graduation with an associate in arts degree.-~~

191 Section 7. Section 1007.01, Florida Statutes, is amended
 192 to read:

193 1007.01 Articulation; legislative intent; purpose; role of
 194 the State Board of Education and the Board of Governors;
 195 Articulation Coordinating Committee.-

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196 (1) It is the intent of the Legislature to facilitate
 197 articulation and seamless integration of the K-20 education
 198 system by building, ~~and~~ sustaining, and strengthening
 199 relationships among K-20 public organizations, between public
 200 and private organizations, and between the education system as a
 201 whole and Florida's communities. The purpose of building, ~~and~~
 202 sustaining, and strengthening these relationships is to provide
 203 for the efficient and effective progression and transfer of
 204 students within the education system and to allow students to
 205 proceed toward their educational objectives as rapidly as their
 206 circumstances permit. The Legislature further intends that
 207 articulation policies and budget actions be implemented
 208 consistently in the practices of the Department of Education and
 209 postsecondary educational institutions and expressed in the
 210 collaborative policy efforts of the State Board of Education and
 211 the Board of Governors.

212 (2) To improve and facilitate articulation systemwide, the
 213 State Board of Education and the Board of Governors shall
 214 collaboratively establish and adopt ~~recommend~~ policies and
 215 ~~guidelines to the Legislature~~ with input from statewide K-20
 216 advisory groups established by the Commissioner of Education and
 217 the Chancellor of the State University System and shall
 218 recommend the policies to the Legislature. The policies shall
 219 relate ~~relating~~ to:

220 (a) The alignment between the exit requirements of one
 221 education system and the admissions requirements of another
 222 education system into which students typically transfer.

223 (b) The identification of common courses, the level of

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224 | courses, institutional participation in a statewide course
 225 | numbering system, and the transferability of credits among such
 226 | institutions.

227 | (c) Identification of courses that meet general education
 228 | or common degree program prerequisite requirements at public
 229 | postsecondary educational institutions.

230 | (d) Dual enrollment course equivalencies.

231 | (e) Articulation agreements.

232 | (3) The Commissioner of Education, in consultation with
 233 | the Chancellor of the State University System, shall establish
 234 | the Articulation Coordinating Committee which shall make
 235 | recommendations related to statewide articulation policies to
 236 | the Higher Education Coordination Council, the State Board of
 237 | Education, and the Board of Governors. The committee shall
 238 | consist of two members each representing the State University
 239 | System, the Florida College System, public career and technical
 240 | education, public K-12 education, and nonpublic education and
 241 | one member representing students. The chair shall be elected
 242 | from the membership. The committee shall:

243 | (a) Monitor the alignment between the exit requirements of
 244 | one education system and the admissions requirements of another
 245 | education system into which students typically transfer and make
 246 | recommendations for improvement.

247 | (b) Propose guidelines for interinstitutional agreements
 248 | between and among public schools, career and technical education
 249 | centers, Florida College System institutions, state
 250 | universities, and nonpublic postsecondary institutions.

251 | (c) Annually recommend dual enrollment course and high

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252 school subject area equivalencies for approval by the State
 253 Board of Education and the Board of Governors.

254 (d) Annually review the statewide articulation agreement
 255 pursuant to s. 1007.23 and make recommendations for revisions.

256 (e) Annually review the statewide course numbering system,
 257 the levels of courses, and the application of transfer credit
 258 requirements among public and nonpublic institutions
 259 participating in the statewide course numbering system and
 260 identify instances of student transfer and admissions
 261 difficulties.

262 (f) Annually publish a list of courses that meet common
 263 general education and common degree program prerequisite
 264 requirements at public postsecondary institutions identified
 265 pursuant to s. 1007.25.

266 (g) Examine statewide data regarding articulation to
 267 identify issues and make recommendations to improve articulation
 268 throughout the K-20 education system.

269 (h) Recommend roles and responsibilities of public
 270 education entities in interfacing with the single, statewide
 271 computer-assisted student advising system established pursuant
 272 to s. 1007.28.

273 Section 8. Subsection (12) of section 1007.25, Florida
 274 Statutes, is amended to read:

275 1007.25 General education courses; common prerequisites;
 276 ~~and~~ other degree requirements.—

277 ~~(12) (a) A public postsecondary educational institution may~~
 278 ~~not confer an associate in arts or baccalaureate degree upon any~~
 279 ~~student who fails to successfully complete one of the following~~

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280 ~~requirements:~~

281 ~~1. Achieve a score that meets or exceeds a minimum score~~
 282 ~~on a nationally standardized examination, as established by the~~
 283 ~~State Board of Education in conjunction with the Board of~~
 284 ~~Governors; or~~

285 ~~2. Demonstrate successful remediation of any academic~~
 286 ~~deficiencies and achieve a cumulative grade point average of 2.5~~
 287 ~~or above, on a 4.0 scale, in postsecondary-level coursework~~
 288 ~~identified by the State Board of Education in conjunction with~~
 289 ~~the Board of Governors. The Department of Education shall~~
 290 ~~specify the means by which a student may demonstrate successful~~
 291 ~~remediation.~~

292 ~~(b) Any student who, in the best professional opinion of~~
 293 ~~the postsecondary educational institution, has a specific~~
 294 ~~learning disability such that the student cannot demonstrate~~
 295 ~~successful mastery of one or more of the authorized examinations~~
 296 ~~but is achieving at the college level in every area despite his~~
 297 ~~or her disability, and whose diagnosis indicates that further~~
 298 ~~remediation will not succeed in overcoming the disability, may~~
 299 ~~appeal through the appropriate dean to a committee appointed by~~
 300 ~~the president or the chief academic officer for special~~
 301 ~~consideration. The committee shall examine the evidence of the~~
 302 ~~student's academic and medical records and may hear testimony~~
 303 ~~relevant to the case. The committee may grant a waiver for one~~
 304 ~~or more of the authorized examinations based on the results of~~
 305 ~~its review.~~

306 ~~(c) Each public postsecondary educational institution~~
 307 ~~president shall establish a committee to consider requests for~~

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308 ~~waivers from the requirements in paragraph (a). The committee~~
 309 ~~shall be chaired by the chief academic officer of the~~
 310 ~~institution and shall have four additional members appointed by~~
 311 ~~the president as follows:~~

- 312 ~~1. One faculty member from the mathematics department;~~
- 313 ~~2. One faculty member from the English department;~~
- 314 ~~3. The institutional test administrator; and~~
- 315 ~~4. One faculty member from a department other than English~~
 316 ~~or mathematics.~~

317 ~~(d) Any student who has taken the authorized examinations~~
 318 ~~and has not achieved a passing score, but has otherwise~~
 319 ~~demonstrated proficiency in coursework in the same subject area,~~
 320 ~~may request a waiver from the examination requirement. Waivers~~
 321 ~~shall be considered only after students have been provided test~~
 322 ~~accommodations or other administrative adjustments to permit the~~
 323 ~~accurate measurement of the student's proficiency in the subject~~
 324 ~~areas measured by the authorized examinations. The committee~~
 325 ~~shall consider the student's educational records and other~~
 326 ~~evidence as to whether the student should be able to pass the~~
 327 ~~authorized examinations. A waiver may be recommended to the~~
 328 ~~president upon a majority vote of the committee. The president~~
 329 ~~may approve or disapprove the recommendation. The president may~~
 330 ~~not approve a request that the committee has disapproved. If a~~
 331 ~~waiver is approved, the student's transcript shall include a~~
 332 ~~statement that the student did not meet the requirements of this~~
 333 ~~subsection and that a waiver was granted.~~

334 Section 9. Subsection (1) of section 1007.264, Florida
 335 Statutes, is amended to read:

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336 1007.264 Persons with disabilities; admission to
 337 postsecondary educational institutions; substitute requirements;
 338 rules and regulations.—

339 (1) Any student with a disability, as defined in s.
 340 1007.02(2), who is otherwise eligible ~~except those students who~~
 341 ~~have been documented as having intellectual disabilities,~~ shall
 342 be eligible for reasonable substitution for any requirement for
 343 admission into a public postsecondary educational institution
 344 where documentation can be provided that the person's failure to
 345 meet the admission requirement is related to the disability.

346 Section 10. Subsection (1) of section 1007.265, Florida
 347 Statutes, is amended to read:

348 1007.265 Persons with disabilities; graduation, study
 349 program admission, and upper-division entry; substitute
 350 requirements; rules and regulations.—

351 (1) Any student with a disability, as defined in s.
 352 1007.02(2), in a public postsecondary educational institution,
 353 ~~except those students who have been documented as having~~
 354 ~~intellectual disabilities,~~ shall be eligible for reasonable
 355 substitution for any requirement for graduation, for admission
 356 into a program of study, or for entry into the upper division
 357 where documentation can be provided that the person's failure to
 358 meet the requirement is related to the disability and where
 359 failure to meet the graduation requirement or program admission
 360 requirement does not constitute a fundamental alteration in the
 361 nature of the program.

362 Section 11. Subsections (2) and (10) of section 1007.27,
 363 Florida Statutes, are amended to read:

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364 1007.27 Articulated acceleration mechanisms.—
 365 (2) The Department of Education shall annually identify
 366 and publish the minimum scores, maximum credit, and course or
 367 courses for which credit is to be awarded for each College Level
 368 Examination Program (CLEP) ~~general examination, CLEP subject~~
 369 ~~examination, College Board Advanced Placement Program~~
 370 ~~examination, Advanced International Certificate of Education~~
 371 ~~examination, and International Baccalaureate examination. The~~
 372 ~~department shall use student performance data in subsequent~~
 373 ~~postsecondary courses to determine the appropriate examination~~
 374 ~~scores and courses for which credit is to be granted. Minimum~~
 375 ~~scores may vary by subject area based on available performance~~
 376 ~~data.~~ In addition, the department shall identify such courses in
 377 the general education core curriculum of each state university
 378 and community college.

379 ~~(10) Any student who earns 9 or more credits from one or~~
 380 ~~more of the acceleration mechanisms provided for in this section~~
 381 ~~is exempt from any requirement of a public postsecondary~~
 382 ~~educational institution mandating enrollment during a summer~~
 383 ~~term.~~

384 Section 12. Subsection (11) of section 1001.64, Florida
 385 Statutes, is amended to read

386 1001.64 Community college boards of trustees; powers and
 387 duties.—

388 (11) Each board of trustees shall submit an institutional
 389 budget request, including a request for fixed capital outlay,
 390 and an operating budget to the State Board of Education for
 391 review approval in accordance with guidelines established by the

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392 State Board of Education.

393 Section 13. Section 1011.30, Florida Statutes, is amended
394 to read:

395 1011.30 Budgets for community colleges.—Each community
396 college president shall recommend to the community college board
397 of trustees a budget of income and expenditures at such time and
398 in such form as the State Board of Education may prescribe. Upon
399 approval of a budget by the community college board of trustees,
400 such budget shall be transmitted to the Department of Education
401 for review ~~and approval~~. Rules of the State Board of Education
402 shall prescribe procedures for effecting budget amendments
403 subsequent to the final approval of a budget for a given year.

404 Section 14. Subsection (2) and paragraph (a) of subsection
405 (4) of section 1008.30, Florida Statutes, are amended to read:

406 1008.30 Common placement testing for public postsecondary
407 education.—

408 (2) The common placement testing program shall include at
409 a minimum the following: the capacity to diagnose basic
410 competencies in the areas of English, reading, and mathematics
411 which are essential to perform college-level work; prerequisite
412 skills that relate to progressively advanced instruction in
413 mathematics, such as algebra and geometry; prerequisite skills
414 that relate to progressively advanced instruction in language
415 arts, such as English composition and literature; ~~prerequisite~~
416 ~~skills which relate to the College Level Academic Skills Test~~
417 ~~(CLAST);~~ and provision of test information to students on the
418 specific deficiencies.

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419 (4) (a) ~~Public postsecondary educational institution~~
 420 Students who have been identified as requiring additional
 421 preparation pursuant to subsection (1) shall enroll in college-
 422 preparatory or other adult education pursuant to s. 1004.93 in
 423 community colleges to develop needed college-entry skills. The
 424 State Board of Education shall specify by rule provisions for
 425 alternative remediation opportunities and retesting policies.
 426 These students shall be permitted to take courses within their
 427 degree program concurrently in other curriculum areas for which
 428 they are qualified while enrolled in college-preparatory
 429 instruction courses. A student enrolled in a college-preparatory
 430 course may concurrently enroll only in college credit courses
 431 that do not require the skills addressed in the college-
 432 preparatory course. ~~The State Board of Education, in conjunction~~
 433 ~~with the Board of Governors, shall specify the college credit~~
 434 ~~courses that are acceptable for students enrolled in each~~
 435 ~~college-preparatory skill area.~~ A degree-seeking student ~~who~~
 436 ~~wishes to earn an associate in arts or a baccalaureate degree,~~
 437 ~~but~~ who is required to complete a college-preparatory course,
 438 must successfully complete the required college-preparatory
 439 studies by the time the student has accumulated 12 hours of
 440 lower-division college credit degree coursework; however, a
 441 student may continue enrollment in degree-earning coursework
 442 provided the student maintains enrollment in college-preparatory
 443 coursework for each subsequent semester until college-
 444 preparatory coursework requirements are completed, and provided
 445 the student demonstrates satisfactory performance in degree-
 446 earning coursework. A student who has accumulated 12 college

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447 credit hours and has not yet demonstrated proficiency in the
 448 basic competency areas of reading, writing, and mathematics must
 449 be advised in writing of the requirements for associate degree
 450 completion and state university admission, including information
 451 about future financial aid eligibility and the potential costs
 452 of accumulating excessive college credit as described in s.
 453 1009.286. A passing score on a standardized, institutionally
 454 ~~developed test must be achieved~~ Before a student is considered
 455 to have met basic computation and communication skills
 456 requirements, the student must demonstrate successful mastery of
 457 the required developmental education competencies as defined in
 458 State Board of Education rule; however, no student shall be
 459 ~~required to retake any test or subtest that was previously~~
 460 ~~passed by said student.~~ Credit awarded for college-preparatory
 461 instruction may not be counted toward fulfilling the number of
 462 credits required for a degree.

463 Section 15. Subsection (7) of section 1008.345, Florida
 464 Statutes, is amended to read:

465 1008.345 Implementation of state system of school
 466 improvement and education accountability.—

467 (7) As a part of the system of educational accountability,
 468 the Department of Education shall:

469 (a) Develop minimum standards for various grades and
 470 subject areas, as required in ss. 1001.03, 1008.22, and 1008.34.

471 (b) Administer the statewide assessment testing program
 472 created by s. 1008.22.

473 (c) Review the school advisory councils of each district
 474 as required by s. 1001.452.

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475 (d) Conduct the program evaluations required by s.
476 1001.03.

477 (e) Maintain a listing of college-level communication and
478 mathematics skills defined pursuant to s. 1008.29 as being
479 associated with successful student performance through the
480 baccalaureate level and submit it to the State Board of
481 Education and the Board of Governors for approval.

482 ~~(f) Maintain a listing of tests and other assessment~~
483 ~~procedures which measure and diagnose student achievement of~~
484 ~~college-level communication and computation skills and submit it~~
485 ~~to the State Board of Education and the Board of Governors for~~
486 ~~approval.~~

487 ~~(g) Maintain for the information of the State Board of~~
488 ~~Education, the Board of Governors, and the Legislature a file of~~
489 ~~data to reflect achievement of college-level communication and~~
490 ~~mathematics competencies by students in state universities and~~
491 ~~community colleges.~~

492 ~~(h) Develop or contract for, and submit to the State Board~~
493 ~~of Education and the Board of Governors for approval, tests~~
494 ~~which measure and diagnose student achievement of college-level~~
495 ~~communication and mathematics skills. Any tests and related~~
496 ~~documents developed are exempt from the provisions of s.~~
497 ~~119.07(1). The commissioner shall maintain statewide~~
498 ~~responsibility for the administration of such tests and may~~
499 ~~assign administrative responsibilities for the tests to any~~
500 ~~state university or community college. The state board, upon~~
501 ~~recommendation of the commissioner, may enter into contracts for~~
502 ~~such services beginning in one fiscal year and continuing into~~

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503 ~~the next year which are paid from the appropriation for either~~
 504 ~~or both fiscal years.~~

505 (f)~~(i)~~ Perform any other functions that may be involved in
 506 educational planning, research, and evaluation or that may be
 507 required by the commissioner, the State Board of Education, the
 508 Board of Governors, or law.

509 Section 16. Subsections (4) and (6) of section 1008.38,
 510 Florida Statutes, are amended to read:

511 1008.38 Articulation accountability process.—The State
 512 Board of Education, in conjunction with the Board of Governors,
 513 shall develop articulation accountability measures which assess
 514 the status of systemwide articulation processes authorized under
 515 s. 1007.23 and establish an articulation accountability process
 516 which at a minimum shall address:

517 (4) The smooth transfer of Florida College System
 518 ~~community college~~ associate ~~in arts~~ degree graduates to a
 519 Florida College System institution or a state university.

520 (6) The relationship between student attainment of
 521 college-level ~~the College Level~~ academic skills ~~Test Program~~ and
 522 articulation to the upper division in public postsecondary
 523 institutions.

524 Section 17. Subsection (1) of section 1009.534, Florida
 525 Statutes, is amended to read:

526 1009.534 Florida Academic Scholars award.—

527 (1) A student is eligible for a Florida Academic Scholars
 528 award if the student meets the general eligibility requirements
 529 for the Florida Bright Futures Scholarship Program and the
 530 student:

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531 (a) Has achieved a 3.5 weighted grade point average as
532 calculated pursuant to s. 1009.531, or its equivalent, in high
533 school courses that are designated by the State Board of
534 Education as college-preparatory academic courses; and has
535 attained at least the score pursuant to s. 1009.531(6)(a) on the
536 combined verbal and quantitative parts of the Scholastic
537 Aptitude Test, the Scholastic Assessment Test, or the recentered
538 Scholastic Assessment Test of the College Entrance Examination,
539 or an equivalent score on the ACT Assessment Program;

540 (b) Has attended a home education program according to s.
541 1002.41 during grades 11 and 12 or has completed the
542 International Baccalaureate curriculum but failed to earn the
543 International Baccalaureate Diploma or has completed the
544 Advanced International Certificate of Education curriculum but
545 failed to earn the Advanced International Certificate of
546 Education Diploma, and has attained at least the score pursuant
547 to s. 1009.531(6)(a) on the combined verbal and quantitative
548 parts of the Scholastic Aptitude Test, the Scholastic Assessment
549 Test, or the recentered Scholastic Assessment Test of the
550 College Entrance Examination, or an equivalent score on the ACT
551 Assessment Program;

552 (c) Has been awarded an International Baccalaureate
553 Diploma from the International Baccalaureate Office or an
554 Advanced International Certificate of Education Diploma from the
555 University of Cambridge International Examinations Office;

556 (d) Has been recognized by the merit or achievement
557 programs of the National Merit Scholarship Corporation as a
558 scholar or finalist; or

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

561
 562 A student must complete a program of community service work, as
 563 approved by the district school board, ~~or~~ the administrators of
 564 a nonpublic school, or the Department of Education for home
 565 education program students, which shall include a minimum of 75
 566 hours of service work and require the student to identify a
 567 social problem that interests him or her, develop a plan for his
 568 or her personal involvement in addressing the problem, and,
 569 through papers or other presentations, evaluate and reflect upon
 570 his or her experience.

571 Section 18. Subsection (3) of section 267.062, Florida
 572 Statutes, is amended to read:

573 267.062 Naming of state buildings and other facilities.—

574 (3) Notwithstanding the provisions of subsection (1) or s.
 575 1013.79(11), any state building, road, bridge, park,
 576 recreational complex, or other similar facility of a state
 577 university may be named for a living person by the university
 578 board of trustees in accordance with regulations ~~rules~~ adopted
 579 by the Board of Governors of the State University System.

580 Section 19. Subsection (6) of section 1004.23, Florida
 581 Statutes, is amended to read:

582 1004.23 Universities; powers; patents, copyrights, and
 583 trademarks.—Any other law to the contrary notwithstanding, each
 584 state university is authorized, in its own name, to:

585 (6) Do all other acts necessary and proper for the
 586 execution of powers and duties herein conferred upon the

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587 university, including adopting regulations ~~rules~~, as necessary,
 588 in order to administer this section. Any proceeds therefrom
 589 shall be deposited and expended in accordance with s. 1004.22.
 590 Any action taken by the university in securing or exploiting
 591 such trademarks, copyrights, or patents shall, within 30 days,
 592 be reported in writing by the president to the Department of
 593 State.

594 Section 20. Section 1010.03, Florida Statutes, is amended
 595 to read:

596 1010.03 Delinquent accounts.—District school boards,
 597 Florida College System institution ~~community college~~ boards of
 598 trustees, and university boards of trustees:

599 (1) Shall exert every effort to collect all delinquent
 600 accounts.

601 (2) May charge off or settle such accounts as may prove
 602 uncollectible.

603 (3) May employ the services of a collection agency when
 604 deemed advisable in collecting delinquent accounts.

605 (4) May adopt rules, except that university boards of
 606 trustees may adopt regulations, as necessary, to implement the
 607 provisions of this section, including setoff procedures, payroll
 608 deductions, and restrictions on release of transcripts, awarding
 609 of diplomas, and access to other resources and services of the
 610 school district, Florida College System institution ~~community~~
 611 ~~college~~, or university.

612 Section 21. Subsection (2) of section 1010.04, Florida
 613 Statutes, is amended to read:

614 1010.04 Purchasing.—

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615 (2) Each district school board and Florida College System
 616 institution, ~~community college~~ board of trustees, ~~and each~~
 617 ~~university board of trustees~~ shall adopt rules, and each
 618 university board of trustees shall adopt regulations, to be
 619 followed in making purchases.

620 Section 22. Paragraph (b) of subsection (2) of section
 621 1010.07, Florida Statutes, is amended to read:

622 1010.07 Bonds or insurance required.—

623 (2)

624 (b) Contractors paid from university funds shall give bond
 625 for the faithful performance of their contracts in such amount
 626 and for such purposes as prescribed by s. 255.05 or by
 627 regulations ~~rules~~ of the Board of Governors relating to the type
 628 of contract involved. It shall be the duty of the university
 629 board of trustees to require from construction contractors a
 630 bond adequate to protect the board and the board's funds
 631 involved.

632 Section 23. Subsection (4) of section 1013.171, Florida
 633 Statutes, is amended to read:

634 1013.171 University lease agreements; land, facilities.—

635 (4) Agreements as provided in this section shall be
 636 entered into with an offeror resulting from publicly announced
 637 competitive bids or proposals, except that the university may
 638 enter into an agreement with an entity enumerated in paragraph
 639 (3) (a) for leasing land or with a direct-support organization as
 640 provided in s. 1004.28, which shall enter into subsequent
 641 agreements for financing and constructing the project after
 642 receiving competitive bids or proposals. Any facility

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643 constructed, lease-purchased, or purchased under such
644 agreements, whether erected on land under the jurisdiction of
645 the university or not, shall conform to the construction
646 standards and codes applicable to university facilities. Each
647 university board of trustees shall adopt such regulations ~~rules~~
648 as are necessary to carry out its duties and responsibilities
649 imposed by this section.

650 Section 24. Subsection (12) of section 1013.33, Florida
651 Statutes, is amended to read:

652 1013.33 Coordination of planning with local governing
653 bodies.—

654 (12) As early in the design phase as feasible and
655 consistent with an interlocal agreement entered pursuant to
656 subsections (2)-(8), but no later than 90 days before commencing
657 construction, the district school board shall in writing request
658 a determination of consistency with the local government's
659 comprehensive plan. The local governing body that regulates the
660 use of land shall determine, in writing within 45 days after
661 receiving the necessary information and a school board's request
662 for a determination, whether a proposed educational facility is
663 consistent with the local comprehensive plan and consistent with
664 local land development regulations. If the determination is
665 affirmative, school construction may commence and further local
666 government approvals are not required, except as provided in
667 this section. Failure of the local governing body to make a
668 determination in writing within 90 days after a district school
669 board's request for a determination of consistency shall be
670 considered an approval of the district school board's

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671 application. Campus master plans and development agreements must
672 comply with the provisions of s. ~~ss.~~ 1013.30 and ~~1013.63~~.

673 Section 25. Section 1013.63, Florida Statutes, is
674 repealed.

675 Section 26. This act shall take effect July 1, 2011.