

HB 7135

2012

1                   A bill to be entitled  
2           An act relating to postsecondary education; amending  
3           s. 1001.02, F.S.; providing additional requirements  
4           for the State Board of Education's coordinated 5-year  
5           plan for postsecondary enrollment and its strategic  
6           plan specifying goals and objectives; providing a  
7           state board duty to require Florida College System  
8           institutions to provide students with electronic  
9           access to the economic security report of employment  
10          and earning outcomes prepared by the Department of  
11          Economic Opportunity; requiring state board rules to  
12          revise credit hour requirements in general education  
13          courses; amending s. 1001.03, F.S.; requiring the  
14          state board to identify performance metrics for the  
15          Florida College System and develop a plan that  
16          specifies goals and objectives for each Florida  
17          College System institution; requiring the state board  
18          to adopt a unified state plan for science, technology,  
19          engineering, and mathematics in K-20 education;  
20          amending s. 1001.10, F.S.; authorizing the  
21          Commissioner of Education to conduct a review of  
22          certain practices or actions at a Florida College  
23          System institution; amending s. 1001.64, F.S.;  
24          conforming provisions; amending s. 1001.706, F.S.;  
25          providing additional requirements for the Board of  
26          Governors' strategic plan specifying goals and  
27          objectives for the State University System and each  
28          university and its accountability plan; providing a

HB 7135

2012

29 duty of the Board of Governors to require state  
30 universities to provide students with electronic  
31 access to the economic security report of employment  
32 and earning outcomes; authorizing the Board of  
33 Governors to waive or modify its regulations,  
34 statutory requirements, or certain fee requirements;  
35 authorizing the Board of Governors to revoke or modify  
36 certain powers or duties; amending s. 1002.20, F.S.;  
37 requiring certain public school students to be  
38 provided electronic access to the economic security  
39 report of employment and earning outcomes; amending s.  
40 1004.015, F.S.; requiring the Higher Education  
41 Coordinating Council to annually report  
42 recommendations for postsecondary education; amending  
43 s. 1005.22, F.S.; requiring the Commission for  
44 Independent Education to collect and report certain  
45 student data; amending s. 1007.23, F.S.; providing  
46 that the statewide articulation agreement must require  
47 certain Florida College System students to provide  
48 information relating to continued education; amending  
49 s. 1007.25, F.S.; revising provisions relating to  
50 general education course requirements and associate  
51 and baccalaureate degree requirements; providing  
52 requirements for general education core course  
53 options; amending s. 1007.33, F.S.; providing  
54 additional requirements for notice of intent to  
55 propose a baccalaureate degree program at a Florida  
56 College System institution; requiring an institution

HB 7135

2012

57 offering a baccalaureate degree program to report its  
58 status using specified performance and compliance  
59 standards; deleting provisions relating to exemption  
60 from state board approval of certain baccalaureate  
61 degree programs; amending s. 1008.31, F.S.; requiring  
62 certain independent colleges and universities to  
63 report data for students who receive state funds;  
64 amending s. 1008.46, F.S.; conforming provisions;  
65 creating s. 1011.905, F.S.; requiring the Board of  
66 Governors to review and rank each state university  
67 that applies for performance funding based on an  
68 established formula; requiring the Board of Governors  
69 to award up to a specified amount to the highest-  
70 ranked state universities; requiring a report to the  
71 Governor and Legislature; creating s. 445.07, F.S.;  
72 requiring the Department of Economic Opportunity to  
73 annually prepare, or contract with an entity to  
74 prepare, an economic security report of employment and  
75 earning outcomes for degrees or certificates earned at  
76 public postsecondary educational institutions;  
77 providing an effective date.

78  
79 Be It Enacted by the Legislature of the State of Florida:

80  
81 Section 1. Paragraph (v) of subsection (2), paragraph (a)  
82 of subsection (3), paragraphs (b) and (d) of subsection (4), and  
83 paragraph (d) of subsection (6) of section 1001.02, Florida  
84 Statutes, are amended, and paragraph (w) is added to subsection

85 (2) of that section, to read:

86 1001.02 General powers of State Board of Education.—

87 (2) The State Board of Education has the following duties:

88 (v) To develop, in conjunction with the Board of  
 89 Governors, and periodically review for adjustment, a coordinated  
 90 5-year plan for postsecondary enrollment, identifying enrollment  
 91 and graduation expectations by baccalaureate degree program, and  
 92 annually submit the plan to the Legislature as part of its  
 93 legislative budget request.

94 (w) Beginning in the 2014-2015 academic year and annually  
 95 thereafter, to require each Florida College System institution  
 96 prior to registration to provide each enrolled student  
 97 electronic access to the economic security report of employment  
 98 and earning outcomes prepared by the Department of Economic  
 99 Opportunity pursuant to s. 445.07.

100 (3) (a) The State Board of Education shall adopt a  
 101 strategic plan that specifies goals and objectives for the  
 102 state's public schools and Florida College System institutions.  
 103 The plan shall be formulated in conjunction with plans of the  
 104 Board of Governors in order to provide for the roles of the  
 105 universities and Florida College System institutions to be  
 106 coordinated to best meet state needs and reflect cost-effective  
 107 use of state resources. The strategic plan must clarify the  
 108 mission statements of each Florida College System institution  
 109 and the system as a whole and identify degree programs,  
 110 including baccalaureate degree programs, to be offered at each  
 111 Florida College System institution in accordance with the  
 112 objectives provided in this subsection and the coordinated 5-

HB 7135

2012

113 year plan pursuant to paragraph (2) (v). The strategic plan must  
114 cover a period of 5 years, with modification of the program  
115 lists after 2 years. Development of each 5-year plan must be  
116 coordinated with and initiated after completion of the master  
117 plan. The strategic plans must specifically include programs and  
118 procedures for responding to the educational needs of teachers  
119 and students in the public schools of this state and consider  
120 reports and recommendations of the Higher Education Coordinating  
121 Council pursuant to s. 1004.015 and the Articulation  
122 Coordinating Committee pursuant to s. 1007.01. The state board  
123 shall submit a report to the President of the Senate and the  
124 Speaker of the House of Representatives upon modification of the  
125 plan and as part of its legislative budget request.

126 (4) The State Board of Education shall:

127 (b) Specify, by rule, procedures to be used by the Florida  
128 College System institution boards of trustees in the annual  
129 evaluations of presidents and review the evaluations of  
130 presidents by the boards of trustees, including the extent to  
131 which presidents serve both institutional and system goals.

132 (d) Establish criteria for making recommendations for  
133 modifying district boundary lines for Florida College System  
134 institutions, including criteria for service delivery areas of  
135 Florida College System institutions authorized to grant  
136 baccalaureate degrees.

137 (6) The State Board of Education shall prescribe minimum  
138 standards, definitions, and guidelines for Florida College  
139 System institutions that will ensure the quality of education,  
140 coordination among the Florida College System institutions and

141 state universities, and efficient progress toward accomplishing  
 142 the Florida College System institution mission. At a minimum,  
 143 these rules must address:

144 (d) Provisions for curriculum development, graduation  
 145 requirements, college calendars, and program service areas.

146 These provisions must include rules that:

147 1. Provide for the award of an associate in arts degree to  
 148 a student who successfully completes 60 semester credit hours at  
 149 the Florida College System institution.

150 2. Require all of the credits accepted for the associate  
 151 in arts degree to be in the statewide course numbering system as  
 152 credits toward a baccalaureate degree offered by a state  
 153 university or a Florida College System institution.

154 3. Beginning with students initially entering a Florida  
 155 College System institution in 2014-2015 and thereafter, require  
 156 no more than 30 ~~36~~ semester credit hours in general education  
 157 courses in the subject areas of communication, mathematics,  
 158 social sciences, humanities, and natural sciences.

159  
 160 The rules should encourage Florida College System institutions  
 161 to enter into agreements with state universities that allow  
 162 Florida College System institution students to complete upper-  
 163 division-level courses at a Florida College System institution.  
 164 An agreement may provide for concurrent enrollment at the  
 165 Florida College System institution and the state university and  
 166 may authorize the Florida College System institution to offer an  
 167 upper-division-level course or distance learning.

168 Section 2. Subsections (16) and (17) are added to section

HB 7135

2012

169 1001.03, Florida Statutes, to read:

170 1001.03 Specific powers of State Board of Education.—

171 (16) PLAN SPECIFYING GOALS AND OBJECTIVES.—By July 1,  
 172 2013, the State Board of Education shall identify performance  
 173 metrics for the Florida College System and develop a plan that  
 174 specifies goals and objectives for each Florida College System  
 175 institution. The plan must include:

176 (a) Performance metrics and standards common for all  
 177 institutions and metrics and standards unique to institutions  
 178 depending on institutional core missions, including, but not  
 179 limited to, remediation success, retention, graduation,  
 180 employment, transfer rates, licensure passage, excess hours,  
 181 student loan burden and default rates, job placement, faculty  
 182 awards, and highly respected rankings for institution and  
 183 program achievements.

184 (b) Student enrollment and performance data delineated by  
 185 method of instruction, including, but not limited to,  
 186 traditional, online, and distance learning instruction.

187 (17) UNIFIED STATE PLAN FOR SCIENCE, TECHNOLOGY,  
 188 ENGINEERING, AND MATHEMATICS (STEM).—The State Board of  
 189 Education, in consultation with the Board of Governors and the  
 190 Department of Economic Opportunity, shall adopt a unified state  
 191 plan to improve K-20 STEM education and prepare students for  
 192 high-skill, high-wage, and high-demand employment in STEM and  
 193 STEM-related fields.

194 Section 3. Subsection (7) is added to section 1001.10,  
 195 Florida Statutes, to read:

196 1001.10 Commissioner of Education; general powers and

HB 7135

2012

197 duties.—

198 (7) The commissioner, or the commissioner's designee, may  
 199 conduct a review or investigation of practices, procedures, or  
 200 actions at any Florida College System institution which appear  
 201 to be inconsistent with sound financial, management, or academic  
 202 practice.

203 Section 4. Paragraph (d) of subsection (8) of section  
 204 1001.64, Florida Statutes, is amended to read:

205 1001.64 Florida College System institution boards of  
 206 trustees; powers and duties.—

207 (8) Each board of trustees has authority for policies  
 208 related to students, enrollment of students, student records,  
 209 student activities, financial assistance, and other student  
 210 services.

211 (d) Boards of trustees shall identify their general  
 212 education core curricula, ~~which shall include courses required~~  
 213 ~~by the State Board of Education~~, pursuant to the provisions of  
 214 s. 1007.25(6).

215 Section 5. Paragraph (c) of subsection (4), subsection  
 216 (5), paragraph (a) of subsection (6), and subsections (9) and  
 217 (10) of section 1001.706, Florida Statutes, are amended, and  
 218 subsection (11) is added to that section, to read:

219 1001.706 Powers and duties of the Board of Governors.—

220 (4) POWERS AND DUTIES RELATING TO FINANCE.—

221 (c) The Board of Governors, or the board's designee, shall  
 222 establish tuition and fees pursuant to ss. 1009.24 and 1009.26,  
 223 unless otherwise provided in law.

224 (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—



HB 7135

2012

225 (a) The Legislature intends that the Board of Governors  
226 shall align the missions of each constituent university with the  
227 academic success of its students; the national reputation of its  
228 faculty and its academic and research programs; the quantity of  
229 externally generated research, patents, and licenses; and the  
230 strategic and accountability plans required in paragraphs (b)  
231 and (c). The mission alignment and strategic plan shall consider  
232 peer institutions at the constituent universities. The mission  
233 alignment and strategic plan shall acknowledge that universities  
234 that have a national and international impact have the greatest  
235 capacity to promote the state's economic development through:  
236 new discoveries, patents, licenses, and technologies that  
237 generate state businesses of global importance; research  
238 achievements through external grants and contracts that are  
239 comparable to nationally recognized and ranked universities; the  
240 creation of a resource rich academic environment that attracts  
241 high-technology business and venture capital to the state; and  
242 this generation's finest minds focusing on solving the state's  
243 economic, social, environmental, and legal problems in the areas  
244 of life sciences, water, sustainability, energy, and health  
245 care. A nationally recognized and ranked university that has a  
246 global perspective and impact shall be afforded the opportunity  
247 to enable and protect the university's competitiveness on the  
248 global stage in fair competition with other institutions of  
249 other states in the highest Carnegie Classification.

250 (b) The Board of Governors shall develop a strategic plan  
251 specifying goals and objectives for the State University System  
252 and each constituent university, including each university's

HB 7135

2012

253 contribution to overall system goals and objectives. The  
254 strategic plan must:

255 1. Include performance metrics and standards common for  
256 all institutions and metrics and standards unique to  
257 institutions depending on institutional core missions,  
258 including, but not limited to, student admission requirements,  
259 retention, graduation, employment, continued education,  
260 licensure passage, excess hours, student loan burden and default  
261 rates, faculty awards, total annual research expenditures,  
262 patents, licenses and royalties, intellectual property, startup  
263 companies, annual giving, endowments, and well-known, highly  
264 respected national rankings for institutional and program  
265 achievements.

266 2. Consider reports and recommendations of the Higher  
267 Education Coordinating Council pursuant to s. 1004.015 and the  
268 Articulation Coordinating Committee pursuant to s. 1007.01.

269 3. Include student enrollment and performance data  
270 delineated by method of instruction, including, but not limited  
271 to, traditional, online, and distance learning instruction.

272 (c) The Board of Governors shall develop an accountability  
273 plan for the State University System and each constituent  
274 university. The accountability plan must address institutional  
275 and system achievement of goals and objectives specified in the  
276 strategic plan adopted pursuant to paragraph (b) and must be  
277 submitted as part of its legislative budget request.

278 (d) Beginning in the 2014-2015 academic year and annually  
279 thereafter, the Board of Governors shall require a state  
280 university prior to registration to provide each enrolled

281 student electronic access to the economic security report of  
 282 employment and earning outcomes prepared by the Department of  
 283 Economic Opportunity pursuant to s. 445.07. In addition, the  
 284 Board of Governors shall require a state university to provide  
 285 each student electronic access to the following information each  
 286 year prior to registration using the data described in s.  
 287 1008.39:

288 1. The top 25 percent of degrees reported by the  
 289 university in terms of highest full-time job placement and  
 290 highest average annualized earnings in the year after earning  
 291 the degree.

292 2. The bottom 10 percent of degrees reported by the  
 293 university in terms of lowest full-time job placement and lowest  
 294 average annualized earnings in the year after earning the  
 295 degree.

296 (e)-(d) The Board of Governors shall maintain an effective  
 297 information system to provide accurate, timely, and cost-  
 298 effective information about each university. The board shall  
 299 continue to collect and maintain, at a minimum, management  
 300 information as such information existed on June 30, 2002.

301 (f)-(e) If the Board of Governors of the State University  
 302 System determines that a state university board of trustees is  
 303 unwilling or unable to address substantiated allegations made by  
 304 any person relating to waste, fraud, or financial mismanagement  
 305 within the state university, the Office of the Inspector General  
 306 shall investigate the allegations.

307 (g) The Board of Governors may consider waiving its  
 308 regulations and may waive or modify the tuition differential use

309 requirements under s. 1009.24(16) (a). If not currently  
 310 authorized, the Board of Governors may request authority from  
 311 the Legislature to waive or modify specific statutory  
 312 requirements, including percentages and dollar amount  
 313 limitations in s. 1009.24, in order to reduce barriers and  
 314 support the attainment of goals identified in institutional  
 315 plans, as necessary for advancing system priorities and unique  
 316 institutional priorities. Regulatory flexibilities authorized  
 317 and statutory flexibilities authorized or requested by the Board  
 318 of Governors pursuant to this paragraph must be included in the  
 319 accountability plan prepared and submitted pursuant to paragraph  
 320 (c).

321 (6) POWERS AND DUTIES RELATING TO PERSONNEL.—

322 (a) The Board of Governors, or the board's designee, shall  
 323 establish the personnel program for all employees of a state  
 324 university. The Board of Governors shall confirm the  
 325 presidential selection and reappointment by a university board  
 326 of trustees as a means of acknowledging that system cooperation  
 327 is expected.

328 (9) COOPERATION WITH OTHER BOARDS.—The Board of Governors

329 shall implement a plan for working on a regular basis with the  
 330 State Board of Education, the Commission for Independent  
 331 Education, the Higher Education Coordinating Council, the  
 332 Articulation Coordinating Committee, the university boards of  
 333 trustees, representatives of the Florida College System  
 334 institution boards of trustees, representatives of the private  
 335 colleges and universities, and representatives of the district  
 336 school boards to achieve a seamless education system.

HB 7135

2012

337 (10) PROHIBITION.—The Board of Governors is prohibited  
338 from assessing any fee on state universities, unless  
339 specifically authorized by law.

340 (11) AUTHORIZATION TO REVOKE OR MODIFY.—The Board of  
341 Governors may revoke or modify the scope of any power or duty it  
342 has delegated.

343 Section 6. Subsection (24) is added to section 1002.20,  
344 Florida Statutes, to read:

345 1002.20 K-12 student and parent rights.—Parents of public  
346 school students must receive accurate and timely information  
347 regarding their child's academic progress and must be informed  
348 of ways they can help their child to succeed in school. K-12  
349 students and their parents are afforded numerous statutory  
350 rights including, but not limited to, the following:

351 (24) ECONOMIC SECURITY REPORT.—Beginning in the 2014-2015  
352 school year and annually thereafter, each middle school and high  
353 school student or the student's parent prior to registration  
354 shall be provided a two-page summary of the Department of  
355 Economic Opportunity's economic security report of employment  
356 and earning outcomes prepared pursuant to s. 445.07 and  
357 electronic access to the report.

358 Section 7. Subsections (4), (5), and (6) of section  
359 1004.015, Florida Statutes, are amended to read:

360 1004.015 Higher Education Coordinating Council.—

361 (4) The council shall annually by December 31 submit to  
362 the Governor, the President of the Senate, the Speaker of the  
363 House of Representatives, the Board of Governors, and the State  
364 Board of Education a report outlining its recommendations ~~make~~

365 ~~detailed recommendations~~ relating to:

366 (a) The primary core mission of public and nonpublic  
 367 postsecondary education institutions in the context of state  
 368 access demands and economic development goals.

369 (b) Performance outputs and outcomes designed to meet  
 370 annual and long-term state goals, including, but not limited to,  
 371 increased student access, preparedness, retention, transfer, and  
 372 completion. Performance measures must be consistent across  
 373 sectors and allow for a comparison of the state's performance to  
 374 that of other states.

375 (c) The state's articulation policies and practices to  
 376 ensure that cost benefits to the state are maximized without  
 377 jeopardizing quality. The recommendations ~~recommendation~~ shall  
 378 consider return on investment for both the state and students  
 379 and propose systems to facilitate and ensure institutional  
 380 compliance with state articulation policies.

381 (d) ~~A plan for~~ Workforce development education,  
 382 specifically recommending improvements to that addresses:

383 ~~1. The alignment of school district and Florida College~~  
 384 ~~System workforce development education programs to ensure cost~~  
 385 ~~efficiency and mission delineation, including an examination of~~  
 386 ~~the need for both college credit and noncollege credit~~  
 387 ~~certificate programs, an evaluation of the merit of retaining~~  
 388 ~~the associate in applied science degree, and the consolidation~~  
 389 ~~of adult general education programs within school districts.~~

390 ~~2.~~ the consistency of workforce education data collected  
 391 and reported by Florida College System institutions and school  
 392 districts, including the establishment of common elements and

393 definitions for any data that is used for state and federal  
 394 funding and program accountability.

395 ~~(5) The council shall submit a report outlining its~~  
 396 ~~detailed recommendations to the Governor, the President of the~~  
 397 ~~Senate, the Speaker of the House of Representatives, the Board~~  
 398 ~~of Governors, and the State Board of Education by December 31,~~  
 399 ~~2011, which specifically includes recommendations for~~  
 400 ~~consideration by the Legislature for implementation in the 2012-~~  
 401 ~~2013 fiscal year.~~

402 ~~(5)(6)~~ The Board of Governors and the Department of  
 403 Education shall provide administrative support for the council.

404 Section 8. Paragraph (i) of subsection (1) of section  
 405 1005.22, Florida Statutes, is amended to read:

406 1005.22 Powers and duties of commission.—

407 (1) The commission shall:

408 (i) Serve as a central agency for collecting and  
 409 distributing current information regarding institutions licensed  
 410 by the commission. The commission shall collect, and all  
 411 institutions licensed by the commission shall report, student-  
 412 level data for each student who receives state funds. At a  
 413 minimum, data shall be reported annually and include retention  
 414 rates, transfer rates, completion rates, graduation rates,  
 415 employment and placement rates, and earnings of graduates.

416 Section 9. Subsections (3), (4), and (5) of section  
 417 1007.23, Florida Statutes, are renumbered (4), (5), and (6),  
 418 respectively, and a new subsection (3) is added to that section  
 419 to read:

420 1007.23 Statewide articulation agreement.—

421 (3) To improve articulation and reduce excess credit  
 422 hours, the articulation agreement must require each student in  
 423 the Florida College System who is seeking an associate in arts  
 424 degree to indicate a baccalaureate degree program offered by an  
 425 institution of interest by the time the student earns 30  
 426 semester hours. The institution in which the student is enrolled  
 427 shall inform the student of the prerequisites for the  
 428 baccalaureate degree program offered by an institution of  
 429 interest.

430 Section 10. Subsections (3), (6), (7), (8), and (10) of  
 431 section 1007.25, Florida Statutes, are amended to read:

432 1007.25 General education courses; common prerequisites;  
 433 other degree requirements.-

434 (3) The chair of the State Board of Education and the  
 435 chair of the Board of Governors, or their designees, department  
 436 shall jointly appoint faculty committees to identify statewide  
 437 those courses that meet general education core course options.  
 438 General education core course options shall consist of a maximum  
 439 of five courses requirements within each of the subject areas of  
 440 communication, mathematics, social sciences, humanities, and  
 441 natural sciences. Each general education core course option must  
 442 contain high-level academic and critical thinking skills and  
 443 common competencies that students must demonstrate to  
 444 successfully complete the course. Beginning with students  
 445 initially entering a Florida College System institution or state  
 446 university in 2014-2015 and thereafter, each student must  
 447 complete at least one identified core course in each subject  
 448 area as part of the general education course requirements. All



449 public postsecondary educational institutions shall offer and  
 450 accept these courses as meeting general education core course  
 451 requirements. The remaining general education course  
 452 requirements ~~courses~~ shall be identified by each institution and  
 453 reported to the department by their statewide course ~~code~~  
 454 number. The general education core course options shall be  
 455 adopted in rule by the State Board of Education and in  
 456 regulation by the Board of Governors. ~~All public postsecondary~~  
 457 ~~educational institutions shall accept these general education~~  
 458 ~~courses.~~

459 (6) ~~The boards of trustees of the Florida College System~~  
 460 ~~institutions shall identify their core curricula, which shall~~  
 461 ~~include courses required by the State Board of Education. The~~  
 462 ~~boards of trustees of the state universities shall identify~~  
 463 ~~their core curricula, which shall include courses required by~~  
 464 ~~the Board of Governors.~~ The universities and Florida College  
 465 System institutions shall work with their school districts to  
 466 ensure ~~assure~~ that high school curricula coordinate with the  
 467 general education ~~core~~ curricula and to prepare students for  
 468 college-level work. General education ~~Core~~ curricula for  
 469 associate in arts programs shall be identified by each  
 470 institution ~~adopted in rule by the State Board of Education and,~~  
 471 beginning with students initially entering a Florida College  
 472 System institution or state university in 2014-2015 and  
 473 thereafter, shall include 30 ~~36~~ semester hours ~~of general~~  
 474 ~~education courses~~ in the subject areas of communication,  
 475 mathematics, social sciences, humanities, and natural sciences.

476 (7) An associate in arts degree shall require no more than

HB 7135

2012

477 | 60 semester hours of college credit and, beginning with students  
 478 | initially entering a Florida College System institution or state  
 479 | university in 2014-2015 and thereafter, include 30 ~~including 36~~  
 480 | semester hours of general education coursework and demonstration  
 481 | of competency in a foreign language pursuant to s. 1007.262.

482 | Except for college-preparatory coursework required pursuant to  
 483 | s. 1008.30, all required coursework shall count toward the  
 484 | associate in arts degree or the baccalaureate degree.

485 | (8) A baccalaureate degree program shall require no more  
 486 | than 120 semester hours of college credit and, beginning with  
 487 | students initially entering a Florida College System institution  
 488 | or state university in 2014-2015 and thereafter, include 30  
 489 | ~~including 36~~ semester hours of general education coursework,  
 490 | unless prior approval has been granted by the Board of Governors  
 491 | for baccalaureate degree programs offered by state universities  
 492 | and by the State Board of Education for baccalaureate degree  
 493 | programs offered by Florida College System institutions.

494 | (10) Students at state universities may request associate  
 495 | in arts certificates if they have successfully completed the  
 496 | minimum requirements for the degree of associate in arts (A.A.).  
 497 | The university must grant the student an associate in arts  
 498 | degree if the student has successfully completed minimum  
 499 | requirements for college-level communication and computation  
 500 | skills adopted by the State Board of Education and 60 academic  
 501 | semester hours or the equivalent within a degree program area  
 502 | and, beginning with students initially entering a Florida  
 503 | College System institution or state university in 2014-2015 and  
 504 | thereafter, include 30 ~~with 36~~ semester hours in general

505 education courses in the subject areas of communication,  
 506 mathematics, social sciences, humanities, and natural sciences,  
 507 consistent with the general education requirements specified in  
 508 the articulation agreement pursuant to s. 1007.23.

509 Section 11. Subsections (5), (6), and (7) of section  
 510 1007.33, Florida Statutes, are amended to read:

511 1007.33 Site-determined baccalaureate degree access.—

512 (5) The approval process for baccalaureate degree programs  
 513 shall require:

514 (a) Each Florida College System institution to submit a  
 515 notice of its intent to propose a baccalaureate degree program  
 516 to the Division of Florida Colleges at least 100 days before the  
 517 submission of its proposal under paragraph (d). The notice must  
 518 include a brief description of the program, the workforce demand  
 519 and unmet need for graduates of the program to include evidence  
 520 from entities independent of the institution, the geographic  
 521 region to be served, and an estimated timeframe for  
 522 implementation. Notices of intent may be submitted by a Florida  
 523 College System institution at any time throughout the year. The  
 524 notice must also include evidence that the Florida College  
 525 System institution engaged in need, demand, and impact  
 526 discussions with the state university and other regionally  
 527 accredited postsecondary education providers in its service  
 528 district.

529 (b) The Division of Florida Colleges to forward the notice  
 530 of intent within 10 business days after receiving such notice to  
 531 the Chancellor of the State University System, the President of  
 532 the Independent Colleges and Universities of Florida, and the

HB 7135

2012

533 Executive Director of the Commission ~~Council~~ for Independent  
 534 Education. State universities shall have 60 days following  
 535 receipt of the notice by the Chancellor of the State University  
 536 System to submit objections to the proposed new program or  
 537 submit an alternative proposal to offer the baccalaureate degree  
 538 program. If a proposal from a state university is not received  
 539 within the 60-day period, the State Board of Education shall  
 540 provide regionally accredited private colleges and universities  
 541 30 days to submit objections to the proposed new program or  
 542 submit an alternative proposal. Objections or alternative  
 543 proposals shall be submitted to the Division of Florida Colleges  
 544 and must be considered by the State Board of Education in making  
 545 its decision to approve or deny a Florida College System  
 546 institution's proposal.

547 (c) An alternative proposal submitted by a state  
 548 university or private college or university to adequately  
 549 address:

550 1. The extent to which the workforce demand and unmet need  
 551 described in the notice of intent will be met.

552 2. The extent to which students will be able to complete  
 553 the degree in the geographic region proposed to be served by the  
 554 Florida College System institution.

555 3. The level of financial commitment of the college or  
 556 university to the development, implementation, and maintenance  
 557 of the specified degree program, including timelines.

558 4. The extent to which faculty at both the Florida College  
 559 System institution and the college or university will  
 560 collaborate in the development and offering of the curriculum.

561           5. The ability of the Florida College System institution  
 562 and the college or university to develop and approve the  
 563 curriculum for the specified degree program within 6 months  
 564 after an agreement between the Florida College System  
 565 institution and the college or university is signed.

566           6. The extent to which the student may incur additional  
 567 costs above what the student would expect to incur if the  
 568 program were offered by the Florida College System institution.

569           (d) Each proposal submitted by a Florida College System  
 570 institution to, at a minimum, include:

571           1. A description of the planning process and timeline for  
 572 implementation.

573           2. An analysis of workforce demand and unmet need for  
 574 graduates of the program on a district, regional, or statewide  
 575 basis, as appropriate, including evidence from entities  
 576 independent of the institution.

577           3. Identification of the facilities, equipment, and  
 578 library and academic resources that will be used to deliver the  
 579 program.

580           4. The program cost analysis of creating a new  
 581 baccalaureate degree when compared to alternative proposals and  
 582 other program delivery options.

583           5. The program's admission requirements, academic content,  
 584 curriculum, faculty credentials, student-to-teacher ratios, and  
 585 accreditation plan.

586           6. The program's enrollment projections and funding  
 587 requirements.

588           7. A plan of action if the program is terminated.

HB 7135

2012

589 (e) The Division of Florida Colleges to review the  
590 proposal, notify the Florida College System institution of any  
591 deficiencies in writing within 30 days following receipt of the  
592 proposal, and provide the Florida College System institution  
593 with an opportunity to correct the deficiencies. Within 45 days  
594 following receipt of a completed proposal by the Division of  
595 Florida Colleges, the Commissioner of Education shall recommend  
596 approval or disapproval of the proposal to the State Board of  
597 Education. The State Board of Education shall consider such  
598 recommendation, the proposal, and any objections or alternative  
599 proposals at its next meeting. If the State Board of Education  
600 disapproves the Florida College System institution's proposal,  
601 it shall provide the Florida College System institution with  
602 written reasons for that determination.

603 (f) The Florida College System institution to obtain from  
604 the Commission on Colleges of the Southern Association of  
605 Colleges and Schools accreditation as a baccalaureate-degree-  
606 granting institution if approved by the State Board of Education  
607 to offer its first baccalaureate degree program.

608 (g) The Florida College System institution to notify the  
609 Commission on Colleges of the Southern Association of Colleges  
610 and Schools of subsequent degree programs that are approved by  
611 the State Board of Education and to comply with the  
612 association's required substantive change protocols for  
613 accreditation purposes.

614 (h) The Florida College System institution to annually,  
615 and upon request of the State Board of Education, the  
616 Commissioner of Education, the Chancellor of the Florida College

HB 7135

2012

617 System, or the Legislature, report its status using the  
618 following performance and compliance indicators:

- 619 1. Obtaining and maintaining appropriate Southern  
620 Association of Colleges and Schools accreditation;  
621 2. Maintaining qualified faculty and institutional  
622 resources;  
623 3. Maintaining enrollment in previously approved programs;  
624 4. Managing fiscal resources appropriately;  
625 5. Complying with the primary mission and responsibility  
626 requirements in subsections (2) and (3); and  
627 6. Other indicators of success, including program  
628 completions, placements, and surveys of graduates and employers.

629  
630 The State Board of Education, upon review of the performance and  
631 compliance indicators, may require a Florida College System  
632 institution's board of trustees to modify or terminate a  
633 baccalaureate degree program authorized under this section.

634 ~~(6) (a) Beginning July 1, 2010, and each subsequent July 1,~~  
635 ~~the Division of Florida Colleges may accept and review~~  
636 ~~applications from a Florida College System institution to obtain~~  
637 ~~an exemption from the State Board of Education's approval for~~  
638 ~~subsequent degrees as required in subsection (5), if the Florida~~  
639 ~~College System institution is accredited by the Commission on~~  
640 ~~Colleges of the Southern Association of Colleges and Schools as~~  
641 ~~a baccalaureate degree-granting institution and has been~~  
642 ~~offering baccalaureate degree programs for 3 or more years. The~~  
643 ~~division shall develop criteria for determining eligibility for~~  
644 ~~an exemption based upon demonstrated compliance with the~~

HB 7135

2012

645 ~~requirements for baccalaureate degrees, primary mission, and~~  
646 ~~fiscal, including, but not limited to:~~

- 647 ~~1. Obtaining and maintaining appropriate SACS~~  
648 ~~accreditation;~~
- 649 ~~2. The maintenance of qualified faculty and institutional~~  
650 ~~resources;~~
- 651 ~~3. The maintenance of enrollment projections in previously~~  
652 ~~approved programs;~~
- 653 ~~4. The appropriate management of fiscal resources;~~
- 654 ~~5. Compliance with the primary mission and responsibility~~  
655 ~~requirements in subsections (2) and (3);~~
- 656 ~~6. The timely submission of the institution's annual~~  
657 ~~performance accountability report; and~~
- 658 ~~7. Other indicators of success such as program completers,~~  
659 ~~placements, and surveys of students and employers.~~

660 ~~(b) If the Florida College System institution has~~  
661 ~~demonstrated satisfactory progress in fulfilling the eligibility~~  
662 ~~criteria in this subsection, the Division of Florida Colleges~~  
663 ~~may recommend to the State Board of Education that the~~  
664 ~~institution be exempt from the requirement in subsection (5) for~~  
665 ~~approval of future baccalaureate degree programs. The State~~  
666 ~~Board of Education shall review the division's recommendation~~  
667 ~~and determine if an exemption is warranted. If the State Board~~  
668 ~~of Education approves the application, the Florida College~~  
669 ~~System institution is exempt from subsequent program approval~~  
670 ~~under subsection (5) and such authority is delegated to the~~  
671 ~~Florida College System institution board of trustees. If the~~  
672 ~~State Board of Education disapproves of the Florida College~~



HB 7135

2012

673 ~~System institution's request for an exemption, the college shall~~  
 674 ~~continue to be subject to the State Board of Education's~~  
 675 ~~approval of subsequent baccalaureate degree programs.~~

676 ~~(c) Prior to developing or proposing a new baccalaureate~~  
 677 ~~degree program, all Florida College System institutions,~~  
 678 ~~regardless of an exemption from subsection (5), shall:~~

679 ~~1. Engage in need, demand, and impact discussions with the~~  
 680 ~~state university in their service district and other local and~~  
 681 ~~regional, accredited postsecondary providers in their region.~~

682 ~~2. Send documentation, data, and other information from~~  
 683 ~~the inter-institutional discussions regarding program need,~~  
 684 ~~demand, and impact required in subparagraph 1. to the college's~~  
 685 ~~board of trustees, the Division of Florida Colleges, and the~~  
 686 ~~Chancellor of the State University System.~~

687 ~~3. Base board of trustees approval of the new program upon~~  
 688 ~~the documentation, data, and other information required in this~~  
 689 ~~paragraph and the factors in subsection (5)(d).~~

690  
 691 ~~The Division of Florida Colleges shall use the documentation,~~  
 692 ~~data, and other information required in this subsection,~~  
 693 ~~including information from the Chancellor of the State~~  
 694 ~~University System, in its compliance review.~~

695 ~~(d) The board of trustees of a Florida College System~~  
 696 ~~institution that is exempt from subsection (5) must submit newly~~  
 697 ~~approved programs to the Division of Florida Colleges and SACS~~  
 698 ~~within 30 days after approval.~~

699 ~~(e) Within 30 days after receiving the approved~~  
 700 ~~baccalaureate degree program, the Division of Florida Colleges~~

701 ~~shall conduct a compliance review and notify the college if the~~  
 702 ~~proposal meets the criteria for implementation based upon the~~  
 703 ~~criteria in paragraphs (5) (d) and (6) (c). If the program fails~~  
 704 ~~to meet the criteria for implementation as determined by the~~  
 705 ~~Division of Florida Colleges, the college may not proceed with~~  
 706 ~~implementation of the program until the State Board of Education~~  
 707 ~~reviews the proposal and the compliance materials and gives its~~  
 708 ~~final approval of the program.~~

709 (6)~~(7)~~ The State Board of Education shall adopt rules to  
 710 prescribe format and content requirements and submission  
 711 procedures for notices of intent, proposals, ~~and~~ alternative  
 712 proposals, and compliance reviews under subsection (5).

713 Section 12. Paragraphs (b), (c), (d), and (e) of  
 714 subsection (3) of section 1008.31, Florida Statutes, are  
 715 redesignated paragraphs (c), (d), (e), and (f), respectively,  
 716 and a new paragraph (b) is added to that subsection to read:

717 1008.31 Florida's K-20 education performance  
 718 accountability system; legislative intent; mission, goals, and  
 719 systemwide measures; data quality improvements.-

720 (3) K-20 EDUCATION DATA QUALITY IMPROVEMENTS.-To provide  
 721 data required to implement education performance accountability  
 722 measures in state and federal law, the Commissioner of Education  
 723 shall initiate and maintain strategies to improve data quality  
 724 and timeliness. All data collected from state universities  
 725 shall, as determined by the commissioner, be integrated into the  
 726 K-20 data warehouse. The commissioner shall have unlimited  
 727 access to such data solely for the purposes of conducting  
 728 studies, reporting annual and longitudinal student outcomes, and

HB 7135

2012

729 improving college readiness and articulation. All public  
730 educational institutions shall provide data to the K-20 data  
731 warehouse in a format specified by the commissioner.

732 (b) Colleges and universities eligible to participate in  
733 the William L. Boyd, IV, Florida Resident Access Grant Program  
734 shall report student-level data for each student who receives  
735 state funds in a format prescribed by the Department of  
736 Education. At a minimum, data shall be reported annually to the  
737 department and include retention rates, transfer rates,  
738 completion rates, graduation rates, employment and placement  
739 rates, and earnings of graduates.

740 Section 13. Section 1008.46, Florida Statutes, is amended  
741 to read:

742 1008.46 State university accountability process.—It is the  
743 intent of the Legislature that an accountability process be  
744 implemented that provides for the systematic, ongoing evaluation  
745 of quality and effectiveness of state universities. It is  
746 further the intent of the Legislature that this accountability  
747 process monitor performance at the system level in each of the  
748 major areas of instruction, research, and public service, while  
749 recognizing the differing missions of each of the state  
750 universities. The accountability process shall provide for the  
751 adoption of systemwide performance standards and performance  
752 goals for each standard identified through a collaborative  
753 effort involving state universities, the Board of Governors, the  
754 Legislature, and the Governor's Office, consistent with  
755 requirements specified in s. 1001.706. These standards and goals  
756 shall be consistent with s. 216.011(1) to maintain congruity

HB 7135

2012

757 with the performance-based budgeting process. This process  
758 requires that university accountability reports reflect measures  
759 defined through performance-based budgeting. The performance-  
760 based budgeting measures must also reflect the elements of  
761 teaching, research, and service inherent in the missions of the  
762 state universities.

763 (1) By December 31 of each year, the Board of Governors  
764 shall submit an annual accountability report providing  
765 information on the implementation of performance standards,  
766 actions taken to improve university achievement of performance  
767 goals, the achievement of performance goals during the prior  
768 year, and initiatives to be undertaken during the next year. The  
769 accountability reports shall be designed in consultation with  
770 the Governor's Office, the Office of Program Policy Analysis and  
771 Government Accountability, and the Legislature.

772 (2) The Board of Governors shall recommend in the annual  
773 accountability report any appropriate modifications to this  
774 section.

775 Section 14. Section 1011.905, Florida Statutes, is created  
776 to read:

777 1011.905 Performance funding for state universities.—

778 (1) For the 2012-2013 and 2013-2014 fiscal years, the  
779 Board of Governors shall review and rank each state university  
780 that applies for performance funding based on the following  
781 formula:

782 (a) Twenty-five percent of a state university's score  
783 shall be based on the percentage of employed graduates who have  
784 earned degrees in the following programs:

HB 7135

2012

- 785        1. Computer and information science;  
786        2. Computer engineering;  
787        3. Information systems technology;  
788        4. Information technology; and  
789        5. Management information systems.

790        (b) Twenty-five percent of a state university's score  
791 shall be based on the percentage of graduates who have earned  
792 baccalaureate degrees in the programs in paragraph (a) and who  
793 have earned industry certifications in a related field from a  
794 Florida College System institution or state university prior to  
795 graduation.

796        (c) Fifty percent of a state university's score shall be  
797 based on factors determined by the Board of Governors which  
798 relate to increasing the probability that graduates who have  
799 earned degrees in the programs described in paragraph (a) will  
800 be employed in high-skill, high-wage, and high-demand  
801 employment.

802        (2) The submission from a state university that has the  
803 highest score shall be ranked first, with each remaining  
804 submission from a state university ranked sequentially by score.

805        (3) (a) Each year, the Board of Governors shall award up to  
806 \$15 million to the highest-ranked state universities from funds  
807 appropriated for the purposes in this section and as specified  
808 in the General Appropriations Act. The award per state  
809 university shall be a minimum of 25 percent of the total amount  
810 appropriated pursuant to this section.

811        (b) The funds shall be awarded to the department of the  
812 state university which offers the degrees described in paragraph

HB 7135

2012

813 (1) (a) .

814 (c) The funds may not be used to supplant funding for the  
815 degree programs described in paragraph (1) (a) .

816 (4) By December 31 of each year funds are appropriated for  
817 performance funding, the Board of Governors shall submit a  
818 report containing the rankings and award distributions to the  
819 Governor, the President of the Senate, and the Speaker of the  
820 House of Representatives.

821 Section 15. Section 445.07, Florida Statutes, is created  
822 to read:

823 445.07 Economic security report of employment and earning  
824 outcomes.—

825 (1) Beginning December 31, 2013, and annually thereafter,  
826 the Department of Economic Opportunity shall prepare, or  
827 contract with an entity to prepare, an economic security report  
828 of employment and earning outcomes for degrees or certificates  
829 earned at public postsecondary educational institutions.

830 (2) The report must be easily accessible to and readable  
831 by the public and shall be made available online. The report, by  
832 educational sector, must:

833 (a) Use the Florida Education and Training Placement  
834 Information Program for data relating to the employment,  
835 earnings, continued education, and receipt of public assistance  
836 by graduates of a degree or certificate program from a public  
837 postsecondary educational institution.

838 (b) Use the Integrated Postsecondary Education Data System  
839 or its equivalent for calculating the average student loan debt  
840 of a graduate of a degree or certificate program from a public

HB 7135

2012

841 postsecondary educational institution.

842 (c) Include data on the employment of graduates of a  
843 degree or certificate program from a public postsecondary  
844 educational institution the year after the degree or certificate  
845 is earned by number and percentage and for graduates employed  
846 full time in the year after graduation by number and percentage.  
847 Beginning with the 2014-2015 fiscal year, the report must  
848 include the employment data of graduates of a degree or  
849 certificate program from a public postsecondary educational  
850 institution 5 years after graduation by number and percentage.

851 (d) Include data on the earnings of graduates of a degree  
852 or certificate program from a public postsecondary educational  
853 institution the year after earning the degree or certificate by  
854 at least the following levels on a quarterly and annualized  
855 basis, rounded to the nearest dollar:

856 1. Quarterly wages of \$6,250 and annualized wages of  
857 \$25,000 and below.

858 2. Quarterly wages between \$6,251 and \$11,250 and  
859 annualized wages between \$25,001 and \$45,000.

860 3. Quarterly wages of \$11,251 and annualized wages of  
861 \$45,001 and above.

862 Section 16. This act shall take effect upon becoming a  
863 law.