

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

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

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-

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

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

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.—

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

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.

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, beginning with students initially entering a Florida
423 College System institution in 2013-2014 and thereafter, the
424 articulation agreement must require each student who is seeking
425 an associate in arts degree to indicate a baccalaureate degree
426 program offered by an institution of interest by the time the
427 student earns 30 semester hours. The institution in which the
428 student is enrolled shall inform the student of the
429 prerequisites for the baccalaureate degree program offered by an
430 institution of interest.

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

433 1007.25 General education courses; common prerequisites;
434 other degree requirements.—

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

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

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

477 (7) An associate in arts degree shall require no more than
 478 60 semester hours of college credit and, beginning with students
 479 initially entering a Florida College System institution or state
 480 university in 2014-2015 and thereafter, include 30 ~~including 36~~
 481 semester hours of general education coursework and demonstration
 482 of competency in a foreign language pursuant to s. 1007.262.

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

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

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

505 thereafter, include 30 ~~with 36~~ semester hours in general
 506 education courses in the subject areas of communication,
 507 mathematics, social sciences, humanities, and natural sciences,
 508 consistent with the general education requirements specified in
 509 the articulation agreement pursuant to s. 1007.23.

510 Section 11. Subsections (5), (6), and (7) of section
 511 1007.33, Florida Statutes, are amended to read:

512 1007.33 Site-determined baccalaureate degree access.—

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

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

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

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

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

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

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

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

559 4. The extent to which faculty at both the Florida College
560 System institution and the college or university will

561 collaborate in the development and offering of the curriculum.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

617 Commissioner of Education, the Chancellor of the Florida College
618 System, or the Legislature, report its status using the
619 following performance and compliance indicators:

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

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

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

645 ~~an exemption based upon demonstrated compliance with the~~
646 ~~requirements for baccalaureate degrees, primary mission, and~~
647 ~~fiscal, including, but not limited to:~~

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

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

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

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

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

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

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

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

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

700 ~~(e) Within 30 days after receiving the approved~~

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

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

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

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

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

729 studies, reporting annual and longitudinal student outcomes, and
730 improving college readiness and articulation. All public
731 educational institutions shall provide data to the K-20 data
732 warehouse in a format specified by the commissioner.

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

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

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

757 shall be consistent with s. 216.011(1) to maintain congruity
 758 with the performance-based budgeting process. This process
 759 requires that university accountability reports reflect measures
 760 defined through performance-based budgeting. The performance-
 761 based budgeting measures must also reflect the elements of
 762 teaching, research, and service inherent in the missions of the
 763 state universities.

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

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

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

778 1011.905 Performance funding for state universities.—

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

783 (a) Twenty-five percent of a state university's score
 784 shall be based on the percentage of employed graduates who have

785 earned degrees in the following programs:

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

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

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

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

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

812 (b) The funds shall be awarded to the department of the

813 state university which offers the degrees described in paragraph
814 (1) (a).

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

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

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

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

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

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

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

839 (b) Use the Integrated Postsecondary Education Data System
840 or its equivalent for calculating the average student loan debt

841 of a graduate of a degree or certificate program from a public
842 postsecondary educational institution.

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

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

857 1. Quarterly wages of \$6,250 and annualized wages of
858 \$25,000 and below.

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

861 3. Quarterly wages of \$11,251 and annualized wages of
862 \$45,001 and above.

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