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1                   A bill to be entitled  
2     An act relating to education; amending s. 11.45, F.S.;  
3     revising actions to be taken by the Legislative  
4     Auditing Committee relating to audits of state  
5     universities and Florida College System institutions;  
6     amending s. 1001.02, F.S.; requiring the State Board  
7     of Education to specify the college credit courses  
8     that may be taken by Florida College System  
9     institution students who are concurrently  
10    participating in developmental education; requiring  
11    the State Board of Education to establish the tuition  
12    and out-of-state fees for certain credit instruction,  
13    rather than college-preparatory instruction; revising  
14    the minimum standards, definitions, and guidelines  
15    that the State Board of Education must prescribe by  
16    rule for Florida College System institutions; amending  
17    s. 1001.64, F.S.; authorizing a board of trustees at a  
18    Florida College System institution to contract with  
19    the board of trustees of a state university for the  
20    Florida College System institution to provide  
21    developmental education; creating s. 1001.7065, F.S.;  
22    establishing a collaborative partnership between the  
23    Board of Governors and the Legislature to elevate the  
24    academic and research preeminence of this state's  
25    highest performing state research universities;  
26    establishing academic and research excellence  
27    standards for a university to be designated a  
28    preeminent state research university; providing for a  
29    preeminent state research university to establish an

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30 institute for online learning; providing duties and  
31 responsibilities of an advisory board, the university,  
32 and the Board of Governors to provide high-quality,  
33 fully online baccalaureate degree programs, including  
34 establishment of a tuition structure for the  
35 institute; providing for the award of funding to  
36 preeminent state research universities based upon  
37 performance and subject to appropriation; authorizing  
38 a preeminent state research university to establish  
39 special course requirements; providing for preeminent  
40 state research university flexibility; encouraging the  
41 Board of Governors to promote additional programs of  
42 excellence; amending s. 1004.02, F.S.; defining the  
43 term "developmental education" as it relates to public  
44 postsecondary education; amending s. 1004.43, F.S.;

45 transferring oversight of the H. Lee Moffitt Cancer  
46 Center and Research Institute to the Board of Trustees  
47 of the University of South Florida; requiring the  
48 Board of Trustees to enter into a lease agreement for  
49 use of certain land and facilities; providing for the  
50 terms of the lease; requiring the University of South  
51 Florida and the Florida not-for-profit corporation  
52 that governs and operates the H. Lee Moffitt Cancer  
53 Center and Research Institute to enter into an  
54 agreement to review construction plans and  
55 specifications for consistency of certain criteria;  
56 revising the membership of the board of directors for  
57 the not-for-profit corporation; deleting the  
58 requirement that the Board of Governors provide for

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59 certain approvals of the articles of incorporation of  
60 the not-for-profit corporation and use of land and  
61 facilities for certain purposes; requiring the not-  
62 for-profit corporation to cause to be prepared annual  
63 financial audits; requiring the not-for-profit  
64 corporation to provide equal employment opportunities;  
65 providing for the governance and operation of the  
66 facilities if the agreement between the not-for-profit  
67 corporation and the Board of Trustees of the  
68 University of South Florida, rather than the Board of  
69 Governors, is terminated; requiring the chief  
70 executive officer to report annually to the Board of  
71 Governors on the educational activities of the not-  
72 for-profit corporation; providing for the creation and  
73 duties of an external advisory board; repealing s.  
74 1004.58, F.S., relating to the Leadership Board for  
75 Applied Research and Public Service; amending s.  
76 1004.93, F.S.; deleting provisions relating to the  
77 levels and courses of instruction to be funded through  
78 the college-preparatory program; amending s. 1006.735,  
79 F.S.; establishing the Complete Florida Degree Program  
80 to recruit, recover, and retain adult learners and  
81 assist them in completing degrees aligned to high-  
82 wage, high-skill workforce needs; specifying program  
83 components and the tuition and fee structure;  
84 requiring submission of a project plan to the  
85 Legislature; amending s. 1007.23, F.S.; revising the  
86 number of semester hours in which a student who is  
87 seeking an associate in arts degree is required to

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88 indicate a baccalaureate degree program; amending s.  
89 1007.25, F.S.; revising general education courses,  
90 common prerequisites, and degree requirements;  
91 conforming terminology to changes made by the act;  
92 amending s. 1007.263, F.S.; revising the rules that  
93 the board of trustees of a Florida College System  
94 institution may adopt with regard to admissions  
95 counseling; requiring each board of trustees to  
96 establish policies that notify students about options  
97 they may use to attain the communication and  
98 computation skills that are essential to perform  
99 college-level work; deleting a prohibition against a  
100 student's enrollment in credit courses under certain  
101 circumstances; amending s. 1007.271, F.S.; conforming  
102 provisions to changes made by the act; creating s.  
103 1008.02, F.S.; providing definitions for the purpose  
104 of ch. 1008, F.S., relating to assessment and  
105 accountability for the K-20 education system; amending  
106 s. 1008.30, F.S.; providing that alternative  
107 assessments that may be accepted in lieu of the common  
108 placement test must be identified in rule; requiring  
109 the State Board of Education, in conjunction with the  
110 Board of Governors, to approve a series of meta-  
111 majors, academic pathways, and degree maps that  
112 identify the gateway courses required for success in  
113 each meta-major; providing requirements for the common  
114 placement testing program; requiring the State Board  
115 of Education to adopt rules that require high schools  
116 to evaluate certain students for college readiness;

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117 requiring the State Board of Education to establish by  
118 rule the test scores a student must achieve to  
119 demonstrate readiness to perform college-level work;  
120 deleting provisions to conform to changes made by the  
121 act; conforming terminology; requiring the State Board  
122 of Education to adopt rules by a specified date to  
123 implement developmental education; requiring local  
124 policies and practices set by each Florida College  
125 System institution board of trustees to outline the  
126 student achievements considered by the institution for  
127 placement determinations, identify instructional  
128 options available to students, and describe student  
129 costs and financial aid opportunities associated with  
130 each instructional option; creating s. 1008.322, F.S.;  
131 requiring the Board of Governors of the State  
132 University System to oversee the performance of state  
133 university boards of trustees in the enforcement of  
134 laws, rules, and regulations; providing that state  
135 university presidents are responsible for the accuracy  
136 of the information and data reported to the Board of  
137 Governors; authorizing the Chancellor of the State  
138 University System to investigate allegations of  
139 noncompliance with law or Board of Governors' rule or  
140 regulation and determine probable cause; requiring the  
141 chancellor to report determinations of probable cause  
142 to the Board of Governors; authorizing the Board of  
143 Governors to initiate specified actions if the board  
144 determines that the state university board of trustees  
145 is unwilling or unable to comply with the law, certain

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146 rules or regulations, or audit recommendations;  
147 amending ss. 1008.37, 1009.22, and 1009.23, F.S.;  
148 conforming provisions to changes made by the act;  
149 amending s. 1009.26, F.S.; authorizing certain Florida  
150 College System institutions to waive certain fees;  
151 repealing s. 1009.28, F.S., relating to fees for  
152 repeated enrollment in college-preparatory classes;  
153 amending s. 1009.285, F.S.; requiring a student  
154 enrolled in the same undergraduate college-credit  
155 course more than once, except for students enrolled in  
156 a gateway course for an extended period of time, to  
157 pay tuition at 100 percent of the full cost of  
158 instruction; reducing the number of times certain  
159 coursework, which is excluded for the reduction of  
160 fees, is repeated for certain purposes; amending s.  
161 1009.286, F.S.; excluding remedial courses from those  
162 courses that are counted when calculating credit hours  
163 earned toward a baccalaureate degree; amending s.  
164 1009.40, F.S.; providing that undergraduate students  
165 participating in developmental education are eligible  
166 to receive financial aid for a specified number of  
167 semesters or quarters; conforming provisions to  
168 changes made by the act; amending s. 1009.53, F.S.;  
169 conforming terminology to changes made by the act;  
170 repealing s. 1009.531(7), F.S., relating to the  
171 eligibility of a student for an initial reward or  
172 renewal reward under the Florida Bright Futures  
173 Scholarship Program; amending s. 1011.84, F.S.;  
174 conforming provisions to changes made by the act;

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175 providing a directive to the Division of Law Revision  
176 and Information; providing an effective date.  
177

178 Be It Enacted by the Legislature of the State of Florida:  
179

180 Section 1. Paragraph (j) of subsection (7) of section  
181 11.45, Florida Statutes, is amended to read:

182 11.45 Definitions; duties; authorities; reports; rules.—

183 (7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

184 (j) The Auditor General shall notify the Legislative  
185 Auditing Committee of any financial or operational audit report  
186 prepared pursuant to this section which indicates that a state  
187 university or Florida College System institution has failed to  
188 take full corrective action in response to a recommendation that  
189 was included in the two preceding financial or operational audit  
190 reports.

191 1. The committee may direct the governing body of the state  
192 university or Florida College System institution to provide a  
193 written statement to the committee explaining why full  
194 corrective action has not been taken or, if the governing body  
195 intends to take full corrective action, describing the  
196 corrective action to be taken and when it will occur.

197 2. If the committee determines that the written statement  
198 is not sufficient, the committee may require the chair of the  
199 governing body of the state university or Florida College System  
200 institution, or the chair's designee, to appear before the  
201 committee.

202 3. If the committee determines that the state university or  
203 Florida College System institution has failed to take full

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204 corrective action for which there is no justifiable reason or  
205 has failed to comply with committee requests made pursuant to  
206 this section, the committee shall refer the matter to the State  
207 Board of Education or the Board of Governors, as appropriate, to  
208 proceed in accordance with ss. 1008.32 and 1008.322,  
209 respectively ~~may proceed in accordance with s. 11.40(2).~~

210 Section 2. Paragraph (g) of subsection (4), subsection (5),  
211 and paragraphs (c) and (d) of subsection (6) of section 1001.02,  
212 Florida Statutes, are amended to read:

213 1001.02 General powers of State Board of Education.—

214 (4) The State Board of Education shall:

215 (g) Specify, by rule, the college credit courses that may  
216 be taken by Florida College System institution students who are  
217 concurrently participating in developmental education ~~enrolled~~  
218 ~~in college preparatory instruction.~~

219 (5) The State Board of Education is responsible for  
220 reviewing and administering the state program of support for the  
221 Florida College System institutions and, subject to existing  
222 law, shall establish the tuition and out-of-state fees for  
223 ~~college preparatory instruction and for~~ credit instruction that  
224 may be counted toward an associate in arts degree, an associate  
225 in applied science degree, or an associate in science degree.

226 (6) The State Board of Education shall prescribe minimum  
227 standards, definitions, and guidelines for Florida College  
228 System institutions that will ensure the quality of education,  
229 coordination among the Florida College System institutions and  
230 state universities, and efficient progress toward accomplishing  
231 the Florida College System institution mission. At a minimum,  
232 these rules must address:



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233 (c) Program offerings and classification, including  
234 college-level communication and computation skills associated  
235 with successful performance in college and with tests and other  
236 assessment procedures that measure student achievement of those  
237 skills. ~~The performance measures must provide that students~~  
238 ~~moving from one level of education to the next acquire the~~  
239 ~~necessary competencies for that level.~~

240 (d) Provisions for curriculum development, graduation  
241 requirements, college calendars, and program service areas.  
242 These provisions must include rules that:

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

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

250 3. ~~Beginning with students initially entering a Florida~~  
251 ~~College System institution in 2014-2015 and thereafter,~~ Require  
252 no more than 36 ~~30~~ semester credit hours in general education  
253 courses in the subject areas of communication, mathematics,  
254 social sciences, humanities, and natural sciences.

255  
256 The rules should encourage Florida College System institutions  
257 to enter into agreements with state universities that allow  
258 Florida College System institution students to complete upper-  
259 division-level courses at a Florida College System institution.  
260 An agreement may provide for concurrent enrollment at the  
261 Florida College System institution and the state university and

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262 may authorize the Florida College System institution to offer an  
263 upper-division-level course or distance learning.

264 Section 3. Subsection (9) of section 1001.64, Florida  
265 Statutes, is amended to read:

266 1001.64 Florida College System institution boards of  
267 trustees; powers and duties.—

268 (9) A board of trustees may contract with the board of  
269 trustees of a state university for the Florida College System  
270 institution to provide developmental education ~~college-~~  
271 ~~preparatory instruction~~ on the state university campus.

272 Section 4. Section 1001.7065, Florida Statutes, is created  
273 to read:

274 1001.7065 Preeminent state research universities program.—

275 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE  
276 COLLABORATION.—A collaborative partnership is established  
277 between the Board of Governors and the Legislature to elevate  
278 the academic and research preeminence of Florida's highest-  
279 performing state research universities in accordance with this  
280 section. The partnership stems from the State University System  
281 Governance Agreement executed on March 24, 2010, wherein the  
282 Board of Governors and leaders of the Legislature agreed to a  
283 framework for the collaborative exercise of their joint  
284 authority and shared responsibility for the State University  
285 System. The governance agreement confirmed the commitment of the  
286 Board of Governors and the Legislature to continue collaboration  
287 on accountability measures, the use of data, and recommendations  
288 derived from such data.

289 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—Effective  
290 July 1, 2013, the following academic and research excellence

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291 standards are established for the Preeminent State Research  
292 Universities Program:

293 (a) An average weighted grade point average of 4.0 or  
294 higher on a 4.0 scale and an average SAT score of 1800 or higher  
295 for fall-semester incoming freshmen, as reported annually.

296 (b) A top-50 ranking on at least two well-known and highly  
297 respected national public university rankings, reflecting  
298 national preeminence, using most recent rankings.

299 (c) A freshman retention rate of 90 percent or higher for  
300 full-time, first-time-in-college students, as reported annually  
301 to the Integrated Postsecondary Education Data System (IPEDS).

302 (d) A 6-year graduation rate of 70 percent or higher for  
303 full-time, first-time-in-college students, as reported annually  
304 to the IPEDS.

305 (e) Six or more faculty members at the state university who  
306 are members of a national academy, as reported by the Center for  
307 Measuring University Performance in the Top American Research  
308 Universities (TARU) annual report.

309 (f) Total annual research expenditures, including federal  
310 research expenditures, of \$200 million or more, as reported  
311 annually by the National Science Foundation (NSF).

312 (g) Total annual research expenditures in diversified  
313 nonmedical sciences of \$150 million or more, based on data  
314 reported annually by the NSF.

315 (h) A top-100 university national ranking for research  
316 expenditures in five or more science, technology, engineering,  
317 or mathematics fields of study, as reported annually by the NSF.

318 (i) One hundred or more total patents awarded by the United  
319 States Patent and Trademark Office for the most recent 3-year

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320 period.

321 (j) Four hundred or more doctoral degrees awarded annually,  
322 as reported in the Board of Governors Annual Accountability  
323 Report.

324 (k) Two hundred or more postdoctoral appointees annually,  
325 as reported in the TARU annual report.

326 (l) An endowment of \$500 million or more, as reported in  
327 the Board of Governors Annual Accountability Report.

328 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—The  
329 Board of Governors shall designate each state research  
330 university that meets at least 11 of the 12 academic and  
331 research excellence standards identified in subsection (2) a  
332 preeminent state research university.

333 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR  
334 ONLINE LEARNING.—The state research university that has attained  
335 the highest level on the academic and research excellence  
336 standards identified in subsection (2), as verified by the Board  
337 of Governors, shall establish an institute for online learning.  
338 The institute shall establish a robust offering of high-quality,  
339 fully online baccalaureate degree programs at an affordable cost  
340 in accordance with this subsection.

341 (a) By August 1, 2013, the Board of Governors shall convene  
342 an advisory board to support the development of high-quality,  
343 fully online baccalaureate degree programs at the preeminent  
344 university.

345 (b) The advisory board shall:

346 1. Offer expert advice, as requested by the preeminent  
347 university, in the development and implementation of a business  
348 plan to expand the offering of high-quality, fully online

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349 baccalaureate degree programs.

350 2. Authorize the release of funding to the preeminent  
351 university subject to appropriation in the General  
352 Appropriations Act and upon approval by the Board of Governors  
353 of the plan developed by the preeminent university.

354 3. Monitor, evaluate, and report on the implementation of  
355 the plan to the Board of Governors, the Governor, the President  
356 of the Senate, and the Speaker of the House of Representatives.

357 (c) The advisory board shall be composed of the following  
358 five members:

359 1. The chair of the Board of Governors or the chair's  
360 permanent designee.

361 2. A member with expertise in online learning, appointed by  
362 the Board of Governors.

363 3. A member with expertise in global marketing, appointed  
364 by the Governor.

365 4. A member with expertise in cloud virtualization,  
366 appointed by the President of the Senate.

367 5. A member with expertise in disruptive innovation,  
368 appointed by the Speaker of the House of Representatives.

369 (d) The president of the preeminent university shall be  
370 consulted on the advisory board member appointments.

371 (e) A majority of the advisory board constitutes a quorum,  
372 elect the chair, and appoint an executive director.

373 (f) By September 1, 2013, the university shall submit to  
374 the advisory board a comprehensive plan to expand high-quality,  
375 fully online baccalaureate degree program offerings. The plan  
376 must include:

377 1. Existing on-campus general education courses and

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- 378 baccalaureate degree programs that will be offered online.
- 379 2. New courses that will be developed and offered online.
- 380 3. Support services that will be offered to students  
381 enrolled in online baccalaureate degree programs.
- 382 4. A tuition and fee structure that meets the requirements  
383 in paragraph (k) for online courses, baccalaureate degree  
384 programs, and student support services.
- 385 5. A timeline for offering, marketing, and enrolling  
386 students in the online baccalaureate degree programs.
- 387 6. A budget for developing and marketing the online  
388 baccalaureate degree programs.
- 389 7. Detailed strategies for ensuring the success of students  
390 and the sustainability of the online baccalaureate degree  
391 programs.
- 392
- 393 Upon recommendation of the plan by the advisory board and  
394 approval by the Board of Governors, the Board of Governors shall  
395 award the university funds for implementation of the online  
396 baccalaureate degree program, as provided in the General  
397 Appropriations Act.
- 398 (g) Beginning in January 2014, the university shall offer  
399 high-quality, fully online baccalaureate degree programs that:
- 400 1. Accept full-time, first-time-in-college students.
- 401 2. Have the same rigorous admissions criteria as equivalent  
402 on-campus degree programs.
- 403 3. Offer curriculum of equivalent rigor to on-campus degree  
404 programs.
- 405 4. Offer rolling enrollment or multiple opportunities for  
406 enrollment throughout the year.

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407       5. Do not require any on-campus courses. However, for  
408 courses or programs that require clinical training or  
409 laboratories that cannot be delivered online, the university  
410 shall offer convenient locational options to the student, which  
411 may include, but are not limited to, the option to complete such  
412 requirements at a summer-in-residence on the university campus.  
413 The university may provide a network of sites at convenient  
414 locations and contract with commercial testing centers or  
415 identify other secure testing services for the purpose of  
416 proctoring assessments or testing.

417       6. Apply the university's existing policy for accepting  
418 credits for both freshman applicants and transfer applicants.

419       (h) The university may offer a fully online Masters in  
420 Business Administration degree program and other masters degree  
421 programs.

422       (i) The university may develop and offer degree programs  
423 and courses that are competency based as appropriate for the  
424 quality and success of the program.

425       (j) The university shall periodically expand its offering  
426 of online baccalaureate degree programs to meet student and  
427 market demands.

428       (k) The university shall establish a tuition structure for  
429 its online institute in accordance with this paragraph,  
430 notwithstanding any other provision of law.

431       1. For students classified as residents for tuition  
432 purposes, tuition for an online baccalaureate degree program  
433 shall be set at no more than 75 percent of the tuition rate as  
434 specified in the General Appropriations Act pursuant to s.  
435 1009.24(4) and 75 percent of the tuition differential pursuant

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436 to s. 1009.24(16). No distance learning fee, fee for campus  
437 facilities, or fee for on-campus services may be assessed,  
438 except that online students shall pay the university's  
439 technology fee, financial aid fee, and Capital Improvement Trust  
440 Fund fee. The revenues generated from the Capital Improvement  
441 Trust Fund fee shall be dedicated to the university's institute  
442 for online learning.

443 2. For students classified as nonresidents for tuition  
444 purposes, tuition may be set at market rates in accordance with  
445 the business plan.

446 3. Tuition for an online degree program must include all  
447 costs associated with instruction, materials, and enrollment,  
448 excluding costs associated with the provision of textbooks  
449 pursuant to s. 1004.085 and physical laboratory supplies.

450 4. Subject to the limitations in subparagraph 1., tuition  
451 may be differentiated by degree program as appropriate to the  
452 instructional and other costs of the program in accordance with  
453 the business plan. Pricing must incorporate innovative  
454 approaches that incentivize persistence and completion,  
455 including, but not limited to, a fee for assessment, a bundled  
456 or all-inclusive rate, and sliding scale features.

457 5. The university shall accept advance payment contracts  
458 and student financial aid.

459 6. Fifty percent of the net revenues generated from the  
460 online institute of the university shall be used to enhance and  
461 enrich the online institute offerings, and 50 percent of the net  
462 revenues generated from the online institute shall be used to  
463 enhance and enrich the university's campus state-of-the-art  
464 research programs and facilities.



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465 7. The institute may charge additional local user fees  
466 pursuant to s. 1009.24(14) upon the approval of the Board of  
467 Governors.

468 8. The institute shall submit a proposal to the president  
469 of the university authorizing additional user fees for the  
470 provision of voluntary student participation in activities and  
471 additional student services.

472 (5) PREEMINENT STATE RESEARCH UNIVERSITY SUPPORT.—The state  
473 research university that has attained the highest level on the  
474 academic and research excellence standards identified in  
475 subsection (2), as verified by the Board of Governors, shall  
476 submit to the Board of Governors a 5-year benchmark plan with  
477 target rankings on key performance metrics for national  
478 excellence. Upon approval by the Board of Governors, and upon  
479 the university's meeting the benchmark plan goals annually, the  
480 Board of Governors shall award the university funding for this  
481 purpose, as provided in the General Appropriations Act.

482 (6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT  
483 INITIATIVE.—The state research university that has attained the  
484 second highest level on the academic and research excellence  
485 standards identified in subsection (2), as verified by the Board  
486 of Governors, shall submit to the Board of Governors a 5-year  
487 benchmark plan with target rankings on key performance metrics  
488 for national excellence. Upon the university's meeting the  
489 benchmark plan goals annually, the Board of Governors shall  
490 award the university funding as provided in the General  
491 Appropriations Act for the purpose of recruiting National  
492 Academy Members, expediting the provision of a masters degree in  
493 cloud virtualization, and instituting an entrepreneurs-in-

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494 residence program throughout its campus.

495 (7) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE  
496 REQUIREMENT AUTHORITY.—In order to provide a jointly shared  
497 educational experience, a university that is designated a  
498 preeminent state research university may require its incoming  
499 first-time-in-college students to take a 9-to-12-credit set of  
500 unique courses specifically determined by the university and  
501 published on the university's website. The university may  
502 stipulate that credit for such courses may not be earned through  
503 any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271  
504 or any other transfer credit. All accelerated credits earned up  
505 to the limits specified in ss. 1007.27 and 1007.271 shall be  
506 applied toward graduation at the student's request.

507 (8) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY  
508 AUTHORITY.—The Board of Governors is encouraged to identify and  
509 grant all reasonable, feasible authority and flexibility to  
510 ensure that a designated preeminent state research university is  
511 free from unnecessary restrictions.

512 (9) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY  
513 SYSTEM.—The Board of Governors is encouraged to establish  
514 standards and measures whereby individual programs in state  
515 universities which objectively reflect national excellence can  
516 be identified and make recommendations to the Legislature as to  
517 how any such programs could be enhanced and promoted.

518 Section 5. Subsection (11) of section 1004.02, Florida  
519 Statutes, is amended to read:

520 1004.02 Definitions.—As used in this chapter:

521 (11) "Developmental education" ~~"College-preparatory~~  
522 ~~instruction"~~ means instruction ~~courses~~ through which a high

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523 school graduate who applies for and enrolls in any college  
524 credit program may attain the communication and computation  
525 skills necessary to perform college-level work while also  
526 enrolled ~~enroll~~ in college credit instruction.

527 Section 6. Section 1004.43, Florida Statutes, is amended to  
528 read:

529 1004.43 H. Lee Moffitt Cancer Center and Research  
530 Institute.—There is established the H. Lee Moffitt Cancer Center  
531 and Research Institute, a statewide resource for basic and  
532 clinical research and multidisciplinary approaches to patient  
533 care.

534 (1) The Board of Trustees of the University of South  
535 Florida ~~Governors~~ shall enter into a lease ~~an~~ agreement for the  
536 use ~~utilization~~ of the lands and facilities on the campus of the  
537 University of South Florida ~~to be~~ known as the H. Lee Moffitt  
538 Cancer Center and Research Institute, including all furnishings,  
539 equipment, and other chattels used in the operation of such  
540 facilities, with a Florida not-for-profit corporation organized  
541 solely for the purpose of governing and operating the H. Lee  
542 Moffitt Cancer Center and Research Institute. The lease  
543 agreement with the not-for-profit corporation must be rent free  
544 so long as the not-for-profit corporation and its subsidiaries  
545 use the lands and facilities primarily for research, education,  
546 treatment, prevention, and the early detection of cancer or for  
547 teaching and research programs conducted by the state  
548 universities or other accredited medical schools or research  
549 institutes. The lease agreement must provide for review of  
550 construction plans and specifications by the university for  
551 consistency with the university's campus master plan, impact on

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552 the university's utilities infrastructure, and compliance with  
553 applicable building code and general design characteristics and  
554 compatibility with university architecture, as appropriate. The  
555 not-for-profit corporation may, with the prior approval of the  
556 Board of Governors, create ~~either~~ for-profit or not-for-profit  
557 corporate subsidiaries, or both, to fulfill its mission. The  
558 not-for-profit corporation and any approved not-for-profit  
559 subsidiary are ~~shall be~~ conclusively deemed corporations  
560 primarily acting as instrumentalities of the state, pursuant to  
561 s. 768.28(2), for purposes of sovereign immunity. For-profit  
562 subsidiaries of the not-for-profit corporation may not compete  
563 with for-profit health care providers in the delivery of  
564 radiation therapy services to patients. The not-for-profit  
565 corporation and its subsidiaries may ~~are authorized to~~ receive,  
566 hold, invest, and administer property and any moneys received  
567 from private, local, state, and federal sources, as well as  
568 technical and professional income generated or derived from  
569 practice activities of the institute, for the benefit of the  
570 institute and the fulfillment of its mission. The affairs of the  
571 corporation shall be managed by a board of directors who shall  
572 serve without compensation. The President of the University of  
573 South Florida and the chair of the Board of Governors, or his or  
574 her designee, shall be directors of the not-for-profit  
575 corporation, ~~together with 5 representatives of the state~~  
576 ~~universities and no more than 14 nor fewer than 10 directors who~~  
577 ~~are not medical doctors or state employees.~~ Each director has  
578 ~~shall have~~ only one vote, serves ~~shall serve~~ a term of 3 years,  
579 and may be reelected to the board. Other than the President of  
580 the University of South Florida and the chair of the Board of

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581 Governors, directors shall be elected by a majority vote of the  
582 board. The chair of the board of directors shall be selected by  
583 majority vote of the directors.

584 ~~(2) The Board of Governors shall provide in the agreement~~  
585 ~~with the not-for-profit corporation for the following:~~

586 ~~(a) Approval of the articles of incorporation of the not-~~  
587 ~~for-profit corporation by the Board of Governors.~~

588 ~~(b) Approval of the articles of incorporation of any not-~~  
589 ~~for-profit corporate subsidiary created by the not-for-profit~~  
590 ~~corporation.~~

591 ~~(c) Utilization of lands, facilities, and personnel by the~~  
592 ~~not-for-profit corporation and its subsidiaries for research,~~  
593 ~~education, treatment, prevention, and the early detection of~~  
594 ~~cancer and for mutually approved teaching and research programs~~  
595 ~~conducted by the state universities or other accredited medical~~  
596 ~~schools or research institutes.~~

597 (2)(d) The not-for-profit corporation shall cause the  
598 Preparation of an annual financial audits ~~audit~~ of the not-for-  
599 profit corporation's accounts and records to be prepared and the  
600 accounts and records of any subsidiaries to be conducted by an  
601 independent certified public accountant. Each ~~The~~ annual  
602 financial audit report must ~~shall~~ include a management letter,  
603 as defined in s. 11.45, and must ~~shall~~ be submitted to the  
604 Auditor General and the Board of Governors. The Board of  
605 Governors, the Auditor General, and the Office of Program Policy  
606 Analysis and Government Accountability may ~~shall have the~~  
607 ~~authority to~~ require and receive from the not-for-profit  
608 corporation and any subsidiaries or from their independent  
609 auditor any detail or supplemental data relative to the

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610 operation of the not-for-profit corporation or subsidiary.

611 ~~(e) Provision by~~ The not-for-profit corporation and its  
612 subsidiaries shall provide ~~of~~ equal employment opportunities to  
613 all persons regardless of race, color, religion, sex, age, or  
614 national origin.

615 (3) The Board of Governors may ~~is authorized to~~ secure  
616 comprehensive general liability protection, including  
617 professional liability protection, for the not-for-profit  
618 corporation and its subsidiaries pursuant to s. 1004.24. The  
619 not-for-profit corporation and its subsidiaries are ~~shall be~~  
620 exempt from ~~any~~ participation in any property insurance trust  
621 fund established by law, including any property insurance trust  
622 fund established pursuant to chapter 284, so long as the not-  
623 for-profit corporation and its subsidiaries maintain property  
624 insurance protection with comparable or greater coverage limits.

625 (4) ~~If In the event that~~ the agreement between the not-for-  
626 profit corporation and the Board of Trustees of the University  
627 of South Florida ~~Governors~~ is terminated for any reason, the  
628 Board of Governors shall resume governance and operation of such  
629 facilities.

630 (5) The institute shall be administered by a chief  
631 executive officer who serves ~~shall serve~~ at the pleasure of the  
632 board of directors of the not-for-profit corporation and who has  
633 ~~shall have~~ the following powers and duties subject to the  
634 approval of the board of directors:

635 (a) The chief executive officer shall establish programs  
636 that ~~which~~ fulfill the mission of the institute in research,  
637 education, treatment, prevention, and the early detection of  
638 cancer; however, the chief executive officer may ~~shall~~ not

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639 establish academic programs for which academic credit is awarded  
640 and which terminate in the conference of a degree without prior  
641 approval of the Board of Governors.

642 (b) The chief executive officer has ~~shall have~~ control over  
643 the budget and the dollars appropriated or donated to the  
644 institute from private, local, state, and federal sources, as  
645 well as technical and professional income generated or derived  
646 from practice activities of the not-for-profit corporation and  
647 its subsidiaries. Technical and professional income generated  
648 from practice activities may be shared between the not-for-  
649 profit corporation and its subsidiaries as determined by the  
650 chief executive officer. However, professional income generated  
651 by state university employees from practice activities at the  
652 not-for-profit corporation and its subsidiaries must ~~shall~~ be  
653 shared between the university and the not-for-profit corporation  
654 and its subsidiaries only as determined by the chief executive  
655 officer and the appropriate university dean or vice president.

656 (c) The chief executive officer shall appoint members to  
657 carry out the research, patient care, and educational activities  
658 of the institute and determine compensation, benefits, and terms  
659 of service. Members of the institute are ~~shall be~~ eligible to  
660 hold concurrent appointments at affiliated academic  
661 institutions. State university faculty are ~~shall be~~ eligible to  
662 hold concurrent appointments at the institute.

663 (d) The chief executive officer has ~~shall have~~ control over  
664 the use and assignment of space and equipment within the  
665 facilities.

666 (e) The chief executive officer has ~~shall have~~ the power to  
667 create the administrative structure necessary to carry out the

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668 mission of the institute.

669 (f) The chief executive officer shall report annually ~~have~~  
670 ~~a reporting relationship~~ to the Board of Governors or its  
671 designee on the educational activities of the not-for-profit  
672 corporation.

673 (g) The chief executive officer shall provide a copy of the  
674 institute's annual report to the Governor and Cabinet, the  
675 President of the Senate, the Speaker of the House of  
676 Representatives, and the chair of the Board of Governors.

677 (6) The board of directors of the not-for-profit  
678 corporation shall create an external advisory board ~~a council~~ of  
679 scientific advisers to the chief executive officer comprised of  
680 leading researchers, physicians, and scientists. This board  
681 ~~council~~ shall review programs and recommend research priorities  
682 and initiatives so as to maximize the state's investment in the  
683 institute. The board ~~council~~ shall be appointed by the board of  
684 directors of the not-for-profit corporation. Each member of the  
685 board ~~council~~ shall be appointed to serve a 2-year term and may  
686 be reappointed to the council.

687 (7) In carrying out the provisions of this section, the  
688 not-for-profit corporation and its subsidiaries are not  
689 "agencies" within the meaning of s. 20.03(11).

690 (8) (a) Records of the not-for-profit corporation and of its  
691 subsidiaries are public records unless made confidential or  
692 exempt by law.

693 (b) Proprietary confidential business information is  
694 confidential and exempt from the provisions of s. 119.07(1) and  
695 s. 24(a), Art. I of the State Constitution. However, the Auditor  
696 General, the Office of Program Policy Analysis and Government



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697 Accountability, and the Board of Governors, pursuant to their  
698 oversight and auditing functions, must be given access to all  
699 proprietary confidential business information upon request and  
700 without subpoena and must maintain the confidentiality of  
701 information so received. As used in this paragraph, the term  
702 "proprietary confidential business information" means  
703 information, regardless of its form or characteristics, which is  
704 owned or controlled by the not-for-profit corporation or its  
705 subsidiaries; is intended to be and is treated by the not-for-  
706 profit corporation or its subsidiaries as private and the  
707 disclosure of which would harm the business operations of the  
708 not-for-profit corporation or its subsidiaries; has not been  
709 intentionally disclosed by the corporation or its subsidiaries  
710 unless pursuant to law, an order of a court or administrative  
711 body, a legislative proceeding pursuant to s. 5, Art. III of the  
712 State Constitution, or a private agreement that provides that  
713 the information may be released to the public; and ~~which~~ is  
714 information concerning:

- 715 1. Internal auditing controls and reports of internal  
716 auditors;
- 717 2. Matters reasonably encompassed in privileged attorney-  
718 client communications;
- 719 3. Contracts for managed-care arrangements, including  
720 preferred provider organization contracts, health maintenance  
721 organization contracts, and exclusive provider organization  
722 contracts, and any documents directly relating to the  
723 negotiation, performance, and implementation of any such  
724 contracts for managed-care arrangements;
- 725 4. Bids or other contractual data, banking records, and

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726 credit agreements the disclosure of which would impair the  
727 efforts of the not-for-profit corporation or its subsidiaries to  
728 contract for goods or services on favorable terms;

729 5. Information relating to private contractual data, the  
730 disclosure of which would impair the competitive interest of the  
731 provider of the information;

732 6. Corporate officer and employee personnel information;

733 7. Information relating to the proceedings and records of  
734 credentialing panels and committees and of the governing board  
735 of the not-for-profit corporation or its subsidiaries relating  
736 to credentialing;

737 8. Minutes of meetings of the governing board of the not-  
738 for-profit corporation and its subsidiaries, except minutes of  
739 meetings open to the public pursuant to subsection (9);

740 9. Information that reveals plans for marketing services  
741 that the corporation or its subsidiaries reasonably expect to be  
742 provided by competitors;

743 10. Trade secrets as defined in s. 688.002, including:

744 a. Information relating to methods of manufacture or  
745 production, potential trade secrets, potentially patentable  
746 materials, or proprietary information received, generated,  
747 ascertained, or discovered during the course of research  
748 conducted by the not-for-profit corporation or its subsidiaries;  
749 and

750 b. Reimbursement methodologies or rates;

751 11. The identity of donors or prospective donors of  
752 property who wish to remain anonymous or any information  
753 identifying such donors or prospective donors. The anonymity of  
754 these donors or prospective donors must be maintained in the

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755 auditor's report; or

756 12. Any information received by the not-for-profit  
757 corporation or its subsidiaries from an agency in this or  
758 another state or nation or the Federal Government which is  
759 otherwise exempt or confidential pursuant to the laws of this or  
760 another state or nation or pursuant to federal law.

761  
762 As used in this paragraph, the term "managed care" means systems  
763 or techniques generally used by third-party payors or their  
764 agents to affect access to and control payment for health care  
765 services. Managed-care techniques most often include one or more  
766 of the following: prior, concurrent, and retrospective review of  
767 the medical necessity and appropriateness of services or site of  
768 services; contracts with selected health care providers;  
769 financial incentives or disincentives related to the use of  
770 specific providers, services, or service sites; controlled  
771 access to and coordination of services by a case manager; and  
772 payor efforts to identify treatment alternatives and modify  
773 benefit restrictions for high-cost patient care.

774 (9) Meetings of the governing board of the not-for-profit  
775 corporation and meetings of the subsidiaries of the not-for-  
776 profit corporation at which the expenditure of dollars  
777 appropriated to the not-for-profit corporation by the state are  
778 discussed or reported must remain open to the public in  
779 accordance with s. 286.011 and s. 24(b), Art. I of the State  
780 Constitution, unless made confidential or exempt by law. Other  
781 meetings of the governing board of the not-for-profit  
782 corporation and of the subsidiaries of the not-for-profit  
783 corporation are exempt from s. 286.011 and s. 24(b), Art. I of

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784 the State Constitution.

785 (10) In addition to the continuing appropriation to the  
786 institute provided in s. 210.20(2), any appropriation to the  
787 institute provided in a general appropriations act shall be paid  
788 directly to the board of directors of the not-for-profit  
789 corporation by warrant drawn by the Chief Financial Officer from  
790 the State Treasury.

791 Section 7. Section 1004.58, Florida Statutes, is repealed.

792 Section 8. Subsection (4) of section 1004.93, Florida  
793 Statutes, is amended to read:

794 1004.93 Adult general education.-

795 (4) (a) Adult general education shall be evaluated and  
796 funded as provided in s. 1011.80.

797 (b) Fees for adult basic instruction are to be charged in  
798 accordance with chapter 1009.

799 ~~(c) The State Board of Education shall define, by rule, the~~  
800 ~~levels and courses of instruction to be funded through the~~  
801 ~~college-preparatory program. The state board shall coordinate~~  
802 ~~the establishment of costs for college-preparatory courses, the~~  
803 ~~establishment of statewide standards that define required levels~~  
804 ~~of competence, acceptable rates of student progress, and the~~  
805 ~~maximum amount of time to be allowed for completion of college-~~  
806 ~~preparatory instruction. College-preparatory instruction is part~~  
807 ~~of an associate in arts degree program and may not be funded as~~  
808 ~~an adult career education program.~~

809 ~~(d) Expenditures for college-preparatory and lifelong~~  
810 ~~learning students shall be reported separately. Allocations for~~  
811 ~~college-preparatory courses shall be based on proportional full-~~  
812 ~~time equivalent enrollment. Program review results shall be~~

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813 ~~included in the determination of subsequent allocations. A~~  
814 ~~student shall be funded to enroll in the same college-~~  
815 ~~preparatory class within a skill area only twice, after which~~  
816 ~~time the student shall pay 100 percent of the full cost of~~  
817 ~~instruction to support the continuous enrollment of that student~~  
818 ~~in the same class; however, students who withdraw or fail a~~  
819 ~~class due to extenuating circumstances may be granted an~~  
820 ~~exception only once for each class, provided approval is granted~~  
821 ~~according to policy established by the board of trustees. Each~~  
822 ~~Florida College System institution shall have the authority to~~  
823 ~~review and reduce payment for increased fees due to continued~~  
824 ~~enrollment in a college preparatory class on an individual basis~~  
825 ~~contingent upon the student's financial hardship, pursuant to~~  
826 ~~definitions and fee levels established by the State Board of~~  
827 ~~Education. College preparatory and lifelong learning courses do~~  
828 ~~not generate credit toward an associate or baccalaureate degree.~~

829 ~~(c)~~ (e) A district school board or a Florida College System  
830 institution board of trustees may negotiate a contract with the  
831 regional workforce board for specialized services for  
832 participants in the welfare transition program, beyond what is  
833 routinely provided for the general public, to be funded by the  
834 regional workforce board.

835 Section 9. Section 1006.735, Florida Statutes, is amended  
836 to read:

837 1006.735 Complete Florida Degree Program Completion Pilot  
838 Project.—

839 (1) The Complete Florida Degree Program Completion Pilot  
840 Project is established for the purpose of recruiting,  
841 recovering, and retaining the state's adult learners and

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842 assisting them in completing an associate degree or a  
843 baccalaureate degree that is aligned to high-wage, high-skill  
844 workforce needs. As used in this section, the term "adult  
845 learner" means a student who has successfully completed college-  
846 level coursework in multiple semesters but has left an  
847 institution in good standing before completing his or her  
848 degree. The program ~~pilot project~~ shall give priority to adult  
849 learners who are veterans or active duty members of the United  
850 States Armed Forces.

851 (2) The Complete Florida Degree Program ~~pilot project~~ shall  
852 be implemented by the University of West Florida, acting as the  
853 lead institution, in coordination with; ~~the University of South~~  
854 ~~Florida;~~ Florida State College System institutions, state  
855 universities, and private postsecondary institutions, as  
856 appropriate. The program must at Jacksonville; and St.  
857 ~~Petersburg College and shall~~ include the associate, applied  
858 baccalaureate, and baccalaureate degree programs that these  
859 institutions have selected. Other partnering public  
860 postsecondary education institutions shall provide areas of  
861 specialization or concentration.

862 (3) For purposes of selecting the degree programs that will  
863 be given priority in the Complete Florida Degree Program ~~pilot~~  
864 ~~project~~, the institutions identified in subsection (2) shall  
865 partner with public and private job recruitment and placement  
866 agencies and use labor market data and projections to identify  
867 the specific workforce needs and targeted occupations of the  
868 state.

869 (4) The Complete Florida Degree Program ~~pilot project~~ shall  
870 provide adult learners with a single point of access to

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871 information and links to innovative online and accelerated  
872 distance learning courses, student and library support services,  
873 and electronic resources that will guide the adult learner  
874 toward the successful completion of a postsecondary degree.

875 (5) Beginning with the 2013-2014 ~~2012-2013~~ academic year,  
876 the Complete Florida Degree Program ~~pilot project~~ shall be  
877 implemented and must:

878 (a) Use the distance learning course catalog established  
879 pursuant to s. 1006.73 to communicate course availability to the  
880 adult learner.

881 (b) Develop and implement an advising and student support  
882 system that includes the use of degree completion specialists,  
883 is based upon best practices and processes, and includes  
884 academic and career support services designed specifically for  
885 the adult learner. The program must identify proposed changes to  
886 the statewide computer-assisted student advising system  
887 established pursuant to s. 1006.73 to assist the adult learner  
888 in using the system.

889 (c) Use the streamlined, automated, online admissions  
890 application process for transient students established pursuant  
891 to s. 1006.73. The Complete Florida Degree Program ~~pilot project~~  
892 shall identify any additional admissions and registration  
893 policies and practices that could be further streamlined and  
894 automated for purposes of assisting the adult learner.

895 (d) Use existing and, if necessary, develop new competency-  
896 based instructional and evaluation tools to assess prior  
897 performance, experience, and education for the award of college  
898 credit in order to reduce the time required for adult learners  
899 to complete their degrees. The tools may include the use of the

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900 American Council on Education's collaborative link between the  
901 United States Department of Defense and higher education through  
902 the review of military training and experiences for the award of  
903 equivalent college credit for members of the United States Armed  
904 Forces.

905 (e) Develop and implement an evaluation process that  
906 collects, analyzes, and provides to the participating  
907 postsecondary education institutions, the chairs of the  
908 legislative appropriations committees, and the Executive Office  
909 of the Governor information on the effectiveness of the program  
910 ~~pilot project~~ and the attainment of its goals. Such a process  
911 must ~~shall~~ include a management information system that collects  
912 the appropriate student, programmatic, and fiscal data necessary  
913 to complete the evaluation of the program ~~pilot project~~.  
914 Institutions involved in the program ~~pilot project~~ shall also  
915 collect job placement and employment data on the adult learners  
916 who have completed their degrees as a result of the program  
917 ~~pilot project~~.

918 (f) Develop and implement a statewide marketing campaign  
919 targeted toward recruiting adult learners, particularly veterans  
920 and active duty members of the United States Armed Forces, for  
921 enrollment in the degree programs offered through the program  
922 ~~pilot project~~.

923 (6) For purposes of the Complete Florida Degree Program  
924 ~~pilot project~~, each institution's current tuition and fee  
925 structure shall be used. However, all participating institutions  
926 shall collaboratively identify the applicable cost components  
927 involved in the development and delivery of distance learning  
928 courses, collect information on these cost components, and



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929 submit the information to the ~~Florida Virtual Campus~~. The  
930 chancellors of the Florida College System. The chancellors and  
931 ~~the State University System~~ shall submit a report to the chairs  
932 of the legislative appropriations committees no later than  
933 December 31, 2014 ~~2013~~, on the need for a differentiated tuition  
934 and fee structure for the development and delivery of distance  
935 learning courses.

936 (7) The University of West Florida, in collaboration with  
937 its partners ~~the University of South Florida, Florida State~~  
938 ~~College at Jacksonville, and St. Petersburg College~~, shall  
939 submit to the chairs of the legislative appropriations  
940 committees no later than September 1, 2013 ~~June 1, 2012~~, a  
941 detailed project plan that defines the major work activities,  
942 student eligibility criteria, timeline, and cost for  
943 implementing the Complete Florida Degree Program ~~pilot project~~.

944 ~~(8) The University of West Florida, in collaboration with~~  
945 ~~the University of South Florida, Florida State College at~~  
946 ~~Jacksonville, and St. Petersburg College, shall develop and~~  
947 ~~implement a transition plan that transfers the administration of~~  
948 ~~the pilot project to the Florida Virtual Campus no later than~~  
949 ~~June 30, 2013.~~

950 Section 10. Subsection (3) of section 1007.23, Florida  
951 Statutes, is amended to read:

952 1007.23 Statewide articulation agreement.—

953 (3) To improve articulation and reduce excess credit hours,  
954 beginning with students initially entering a Florida College  
955 System institution in 2013-2014 and thereafter, the articulation  
956 agreement must require each student who is seeking an associate  
957 in arts degree to indicate a baccalaureate degree program

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958 offered by an institution of interest by the time the student  
959 earns 36 ~~30~~ semester hours. The institution in which the student  
960 is enrolled shall inform the student of the prerequisites for  
961 the baccalaureate degree program offered by an institution of  
962 interest.

963 Section 11. Subsections (3), (6), (7), (8), and (10) of  
964 section 1007.25, Florida Statutes, are amended to read:

965 1007.25 General education courses; common prerequisites;  
966 other degree requirements.—

967 (3) The chair of the State Board of Education and the chair  
968 of the Board of Governors, or their designees, shall jointly  
969 appoint faculty committees to identify statewide general  
970 education core course options. General education core course  
971 options must ~~shall~~ consist of a maximum of five courses within  
972 each of the subject areas of communication, mathematics, social  
973 sciences, humanities, and natural sciences. The core courses may  
974 be revised or the five-course cap within each subject area may  
975 be exceeded if approved by the State Board of Education and the  
976 Board of Governors, as recommended by the subject area faculty  
977 committee and approved by the Articulation Coordinating  
978 Committee, as necessary for a subject area. Each general  
979 education core course option must contain high-level academic  
980 and critical thinking skills and common competencies that  
981 students must demonstrate to successfully complete the course.  
982 Beginning with students initially entering a Florida College  
983 System institution or state university in 2015-2016 ~~2014-2015~~  
984 and thereafter, each student must complete at least one  
985 identified core course in each subject area as part of the  
986 general education course requirements. All public postsecondary

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987 educational institutions shall ~~offer and~~ accept these courses as  
988 meeting general education core course requirements. The  
989 remaining general education course requirements shall be  
990 identified by each institution and reported to the department by  
991 their statewide course number. The general education core course  
992 options shall be adopted in rule by the State Board of Education  
993 and in regulation by the Board of Governors.

994 (6) The universities and Florida College System  
995 institutions shall work with their respective school districts  
996 to ensure that high school curricula coordinate with the general  
997 education curricula and to prepare students for college-level  
998 work. General education curricula for associate in arts programs  
999 shall be identified by each institution and, ~~beginning with~~  
1000 ~~students initially entering a Florida College System institution~~  
1001 ~~or state university in 2014-2015 and thereafter,~~ shall include  
1002 36 ~~30~~ semester hours in the subject areas of communication,  
1003 mathematics, social sciences, humanities, and natural sciences.

1004 (7) An associate in arts degree may not ~~shall~~ require ~~no~~  
1005 more than 60 semester hours of college credit and must,  
1006 ~~beginning with students initially entering a Florida College~~  
1007 ~~System institution or state university in 2014-2015 and~~  
1008 ~~thereafter,~~ include 36 ~~30~~ semester hours of general education  
1009 coursework. Beginning with students initially entering a Florida  
1010 College System institution or state university in 2014-2015 and  
1011 thereafter, coursework for an associate in arts degree must  
1012 include ~~and~~ demonstration of competency in a foreign language  
1013 pursuant to s. 1007.262. Except for developmental education  
1014 provided ~~college-preparatory coursework required~~ pursuant to s.  
1015 1008.30, all required coursework counts ~~shall count~~ toward the

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1016 associate in arts degree or the baccalaureate degree.

1017 (8) A baccalaureate degree program shall require no more  
1018 than 120 semester hours of college credit and, ~~beginning with~~  
1019 ~~students initially entering a Florida College System institution~~  
1020 ~~or state university in 2014-2015 and thereafter,~~ include 36 ~~30~~  
1021 semester hours of general education coursework, unless prior  
1022 approval has been granted by the Board of Governors for  
1023 baccalaureate degree programs offered by state universities and  
1024 by the State Board of Education for baccalaureate degree  
1025 programs offered by Florida College System institutions.

1026 (10) Students at state universities may request associate  
1027 in arts certificates if they have successfully completed the  
1028 minimum requirements for the degree of associate in arts (A.A.).  
1029 The university must grant the student an associate in arts  
1030 degree if the student has successfully completed minimum  
1031 requirements for college-level communication and computation  
1032 skills adopted by the State Board of Education and 60 academic  
1033 semester hours or the equivalent within a degree program area  
1034 and including 36, ~~beginning with students initially entering a~~  
1035 ~~Florida College System institution or state university in 2014-~~  
1036 ~~2015 and thereafter,~~ include ~~30~~ semester hours in general  
1037 education courses in the subject areas of communication,  
1038 mathematics, social sciences, humanities, and natural sciences,  
1039 consistent with the general education requirements specified in  
1040 the articulation agreement pursuant to s. 1007.23.

1041 Section 12. Section 1007.263, Florida Statutes, is amended  
1042 to read:

1043 1007.263 Florida College System institutions; admissions of  
1044 students.—Each Florida College System institution board of

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1045 trustees ~~may is authorized to~~ adopt rules governing admissions  
1046 of students subject to this section and rules of the State Board  
1047 of Education. These rules must ~~shall~~ include the following:

1048 (1) Admissions counseling must ~~shall~~ be provided to all  
1049 students entering college or career credit programs. Counseling  
1050 must use ~~shall utilize~~ tests to measure achievement of college-  
1051 level communication and computation competencies by all students  
1052 entering college credit programs or tests to measure achievement  
1053 of basic skills for career education programs as prescribed in  
1054 s. 1004.91. Counseling includes providing developmental  
1055 education options for students whose assessment results,  
1056 determined under s. 1008.30, indicate that they need to improve  
1057 communication or computation skills that are essential to  
1058 perform college-level work.

1059 (2) Admission to associate degree programs is subject to  
1060 minimum standards adopted by the State Board of Education and  
1061 requires ~~shall require~~:

1062 (a) A standard high school diploma, a high school  
1063 equivalency diploma as prescribed in s. 1003.435, previously  
1064 demonstrated competency in college credit postsecondary  
1065 coursework, or, in the case of a student who is home educated, a  
1066 signed affidavit submitted by the student's parent or legal  
1067 guardian attesting that the student has completed a home  
1068 education program pursuant to the requirements of s. 1002.41.  
1069 Students who are enrolled in a dual enrollment or early  
1070 admission program pursuant to s. 1007.271 are exempt from this  
1071 requirement.

1072 (b) A demonstrated level of achievement of college-level  
1073 communication and computation skills.

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1074 (c) Any other requirements established by the board of  
1075 trustees.

1076 (3) Admission to other programs within the Florida College  
1077 System institution must ~~shall~~ include education requirements as  
1078 established by the board of trustees.

1079 (4) A student who has been awarded a special diploma as  
1080 defined in s. 1003.438 or a certificate of completion as defined  
1081 in s. 1003.43(10) is eligible to enroll in certificate career  
1082 education programs.

1083 (5) A student who has ~~with~~ a documented disability may be  
1084 eligible for reasonable substitutions, as prescribed in ss.  
1085 1007.264 and 1007.265.

1086  
1087 Each board of trustees shall establish policies that notify  
1088 students about developmental education options for improving  
1089 their communication or computation skills that are essential to  
1090 performing college-level work, including tutoring, extended time  
1091 in gateway courses, free online courses ~~and place students into,~~  
1092 adult basic education, adult secondary education, or ~~other~~  
1093 ~~instructional programs that provide students with alternatives~~  
1094 ~~to traditional college preparatory instruction, including~~  
1095 private provider instruction. ~~A student is prohibited from~~  
1096 ~~enrolling in additional college-level courses until the student~~  
1097 ~~scores above the cut score on all sections of the common~~  
1098 ~~placement test.~~

1099 Section 13. Subsections (2) and (14) of section 1007.271,  
1100 Florida Statutes, are amended to read:

1101 1007.271 Dual enrollment programs.—

1102 (2) For the purpose of this section, an eligible secondary

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1103 student is a student who is enrolled in a Florida public  
1104 secondary school or in a Florida private secondary school which  
1105 is in compliance with s. 1002.42(2) and provides a secondary  
1106 curriculum pursuant to s. 1003.428, s. 1003.429, or s. 1003.43.  
1107 Students who are eligible for dual enrollment pursuant to this  
1108 section may enroll in dual enrollment courses conducted during  
1109 school hours, after school hours, and during the summer term.  
1110 However, if the student is projected to graduate from high  
1111 school before the scheduled completion date of a postsecondary  
1112 course, the student may not register for that course through  
1113 dual enrollment. The student may apply to the postsecondary  
1114 institution and pay the required registration, tuition, and fees  
1115 if the student meets the postsecondary institution's admissions  
1116 requirements under s. 1007.263. Instructional time for dual  
1117 enrollment may vary from 900 hours; however, the school district  
1118 may only report the student for a maximum of 1.0 FTE, as  
1119 provided in s. 1011.61(4). Any student enrolled as a dual  
1120 enrollment student is exempt from the payment of registration,  
1121 tuition, and laboratory fees. Vocational-preparatory  
1122 instruction, developmental education ~~college-preparatory~~  
1123 ~~instruction~~, and other forms of precollegiate instruction, as  
1124 well as physical education courses that focus on the physical  
1125 execution of a skill rather than the intellectual attributes of  
1126 the activity, are ineligible for inclusion in the dual  
1127 enrollment program. Recreation and leisure studies courses shall  
1128 be evaluated individually in the same manner as physical  
1129 education courses for potential inclusion in the program.

1130 (14) The Department of Education shall approve any course  
1131 for inclusion in the dual enrollment program that is contained

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1132 within the statewide course numbering system. However,  
1133 developmental education ~~college preparatory and other forms of~~  
1134 ~~precollegiate instruction,~~ and physical education and other  
1135 courses that focus on the physical execution of a skill rather  
1136 than the intellectual attributes of the activity, may not be so  
1137 approved but must be evaluated individually for potential  
1138 inclusion in the dual enrollment program. This subsection may  
1139 not be construed to mean that an independent postsecondary  
1140 institution eligible for inclusion in a dual enrollment or early  
1141 admission program pursuant to s. 1011.62 must participate in the  
1142 statewide course numbering system developed pursuant to s.  
1143 1007.24 to participate in a dual enrollment program.

1144 Section 14. Section 1008.02, Florida Statutes, is created  
1145 to read:

1146 1008.02 Definitions.—As used in this chapter, the term:

1147 (1) "Accelerated course structure" means a course or strand  
1148 of study that accelerates the progress of students in  
1149 developmental education through self-paced attainment of  
1150 specific skills.

1151 (2) "Corequisite education" means developmental education  
1152 that is deployed through a variety of classroom, online, or  
1153 blended instructional strategies and offered concurrently with  
1154 college credit instruction. The term includes, but is not  
1155 limited to:

1156 (a) Compressed or modularized instruction or coaching that  
1157 supplements credit instruction.

1158 (b) Embedded content in a modified or extended credit-  
1159 bearing course intended to contextualize or accelerate credit  
1160 attainment.



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1161       (3) "Developmental education" means instruction through  
1162 which a high school graduate who applies for any college credit  
1163 program may attain the communication and computation skills  
1164 necessary to successfully complete college credit instruction.  
1165 Developmental education may not be offered as a noncredit course  
1166 for which a student pays tuition but must be offered corequisite  
1167 to a gateway course.

1168       (4) "Gateway course" means the first course that provides  
1169 transferable, college-level credit allowing students to progress  
1170 in their program of study.

1171       (5) "Mastery-based education" means customized, targeted  
1172 instruction that addresses specific skills gaps.

1173       (6) "Meta-major" means a collection of programs of study or  
1174 academic discipline groupings that share common foundational  
1175 skills.

1176       Section 15. Section 1008.30, Florida Statutes, is amended  
1177 to read:

1178       1008.30 Common placement testing for public postsecondary  
1179 education.—

1180       (1) The State Board of Education, in conjunction with the  
1181 Board of Governors, shall develop and implement a common  
1182 placement test for the purpose of assessing the basic  
1183 computation and communication skills of students who intend to  
1184 enter a degree program at any public postsecondary educational  
1185 institution. Alternative assessments that may be accepted in  
1186 lieu of the common placement test shall also be identified in  
1187 rule. Public postsecondary educational institutions shall  
1188 provide appropriate modifications of the test instruments or  
1189 test procedures for students with disabilities.

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1190       (2) By October 1, 2013, the State Board of Education in  
1191 conjunction with the Board of Governors shall approve a series  
1192 of meta-majors, academic pathways, and degree maps that identify  
1193 the gateway courses required for success in each meta-major.  
1194 Results from the common placement test, the alternative  
1195 assessments that may be used in lieu of the common placement  
1196 test, and achievements that may be considered by institutional  
1197 boards of trustees, as adopted by state board rule, shall be  
1198 used to diagnose a student's readiness for his or her chosen  
1199 meta-major and to provide academic counseling to the student  
1200 concerning options for attaining the necessary skills through  
1201 developmental education while enrolled in credit courses.

1202       ~~(3)(2)~~ The common placement testing program must ~~shall~~  
1203 ~~include at a minimum the following:~~ the capacity to diagnose  
1204 basic competencies in the areas of English, reading, and  
1205 mathematics which are essential for success in meta-majors and  
1206 to provide to perform college-level work; prerequisite skills  
1207 ~~that relate to progressively advanced instruction in~~  
1208 ~~mathematics, such as algebra and geometry; prerequisite skills~~  
1209 ~~that relate to progressively advanced instruction in language~~  
1210 ~~arts, such as English composition and literature; and provision~~  
1211 ~~of~~ test information to students on the specific skills the  
1212 student needs to attain ~~deficiencies.~~

1213       ~~(4)(3)~~ The State Board of Education shall adopt rules that  
1214 require high schools to evaluate before the beginning of grade  
1215 12 the college readiness of each student who scores at Level 2  
1216 or Level 3 on ~~the reading portion of the grade 10 FCAT Reading~~  
1217 or Level 2, Level 3, or Level 4 on the Algebra I mathematics  
1218 assessments under s. 1008.22 ~~s. 1008.22(3)(c)~~. High schools

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1219 shall perform this evaluation using results from the  
1220 corresponding component of the common placement test prescribed  
1221 in this section, or an alternative equivalent test identified by  
1222 the State Board of Education. ~~The State Board of Education shall~~  
1223 ~~identify in rule the assessments necessary to perform the~~  
1224 ~~evaluations required by this subsection and shall work with the~~  
1225 ~~school districts to administer the assessments. The State Board~~  
1226 ~~of Education shall establish by rule the minimum test scores a~~  
1227 ~~student must achieve to demonstrate readiness. Students who~~  
1228 ~~demonstrate readiness by achieving the minimum test scores~~  
1229 ~~established by the state board and enroll in a Florida College~~  
1230 ~~System institution within 2 years of achieving such scores shall~~  
1231 ~~not be required to retest or enroll in remediation when admitted~~  
1232 ~~to any Florida College System institution. The high school shall~~  
1233 use the results of the test to advise the students of any  
1234 identified deficiencies and to provide 12th grade students, and  
1235 require them to complete, appropriate postsecondary preparatory  
1236 instruction prior to high school graduation. The curriculum  
1237 provided under this subsection shall be identified in rule by  
1238 the State Board of Education and encompass Florida's  
1239 Postsecondary Readiness Competencies. Other elective courses may  
1240 not be substituted for the selected postsecondary reading,  
1241 mathematics, or writing preparatory course unless the elective  
1242 course covers the same competencies included in the  
1243 postsecondary reading, mathematics, ~~or~~ writing, or English  
1244 language arts preparatory course.

1245 (5)(4)(a) The State Board of Education shall establish by  
1246 rule the test scores a student must achieve to demonstrate  
1247 readiness to perform college-level work. Students who

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1248 demonstrate readiness by achieving or exceeding the test scores  
1249 established by the state board and enroll in a Florida College  
1250 System institution within 2 years after achieving such scores  
1251 may not be required to retest or complete developmental  
1252 education when admitted to any Florida College System  
1253 institution. ~~Students who have been identified as requiring~~  
1254 ~~additional preparation pursuant to subsection (1) shall enroll~~  
1255 ~~in college preparatory or other adult education pursuant to s.~~  
1256 ~~1004.93 in Florida College System institutions to develop needed~~  
1257 ~~college-entry skills. The State Board of Education shall specify~~  
1258 ~~by rule provisions for alternative remediation opportunities and~~  
1259 ~~retesting policies. These students shall be permitted to take~~  
1260 ~~courses within their degree program concurrently in other~~  
1261 ~~curriculum areas for which they are qualified while enrolled in~~  
1262 ~~college preparatory instruction courses. A student enrolled in a~~  
1263 ~~college preparatory course may concurrently enroll only in~~  
1264 ~~college credit courses that do not require the skills addressed~~  
1265 ~~in the college preparatory course. A degree seeking student who~~  
1266 ~~is required to complete a college preparatory course must~~  
1267 ~~successfully complete the required college preparatory studies~~  
1268 ~~by the time the student has accumulated 12 hours of lower-~~  
1269 ~~division college credit degree coursework; however, a student~~  
1270 ~~may continue enrollment in degree earning coursework provided~~  
1271 ~~the student maintains enrollment in college preparatory~~  
1272 ~~coursework for each subsequent semester until college-~~  
1273 ~~preparatory coursework requirements are completed, and provided~~  
1274 ~~the student demonstrates satisfactory performance in degree-~~  
1275 ~~earning coursework. A student who has accumulated 12 college~~  
1276 ~~credit hours and has not yet demonstrated proficiency in the~~

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1277 ~~basic competency areas of reading, writing, and mathematics must~~  
1278 ~~be advised in writing of the requirements for associate degree~~  
1279 ~~completion and state university admission, including information~~  
1280 ~~about future financial aid eligibility and the potential costs~~  
1281 ~~of accumulating excessive college credit as described in s.~~  
1282 ~~1009.286. Before a student is considered to have met basic~~  
1283 ~~computation and communication skills requirements, the student~~  
1284 ~~must demonstrate successful mastery of the required~~  
1285 ~~developmental education competencies as defined in State Board~~  
1286 ~~of Education rule. Credit awarded for college-preparatory~~  
1287 ~~instruction may not be counted toward fulfilling the number of~~  
1288 ~~credits required for a degree.~~

1289 ~~(6)(b)~~ A university board of trustees may contract with a  
1290 Florida College System institution board of trustees for the  
1291 Florida College System institution to provide developmental  
1292 education ~~such instruction~~ on the state university campus. Any  
1293 state university in which the percentage of incoming students  
1294 requiring developmental education ~~college-preparatory~~  
1295 ~~instruction~~ equals or exceeds the average percentage of such  
1296 students for the Florida College System may offer such  
1297 developmental education ~~college-preparatory instruction~~ without  
1298 contracting with a Florida College System institution; however,  
1299 any state university offering college-preparatory instruction as  
1300 of January 1, 1996, may continue to provide such services.

1301 ~~(7)(a)(5)~~ The State Board of Education shall adopt rules by  
1302 January 1, 2014, to implement developmental education. The rules  
1303 must include:

1304 1. Student achievements that may be considered by  
1305 institutional boards, such as performance on college placement

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1306 tests, grade point averages, work history, military experience,  
1307 career interests, degree major declaration, or any combination  
1308 thereof.

1309 2. Recommended options for students performing at levels  
1310 indicating adult education as an appropriate place for students  
1311 to develop needed college-entry academic skills.

1312 3. Sufficient flexibility for local professional judgment  
1313 and determinations of appropriate student options for achieving  
1314 necessary skills.

1315 4. Limits on credit course enrollment for students  
1316 indicating the need for preparatory assistance in two or more  
1317 content areas.

1318 (b) Local policies and practices set by each Florida  
1319 College System institution board of trustees must outline the  
1320 student achievements considered by the institution for placement  
1321 determinations, identify instructional options available to  
1322 students, and describe student costs and financial aid  
1323 opportunities associated with each instructional option.

1324 Instructional options must, at a minimum, provide for enrollment  
1325 of a student in a credit course either with or without  
1326 institutionally required corequisite education, mastery-based  
1327 instruction or accelerated pathways for developing skills, or  
1328 enrolling in adult education to attain needed skills, as chosen  
1329 by the student. Policies and practices must specify limits on  
1330 credit course enrollment for students indicating the need for  
1331 preparatory assistance, outline retesting requirements, and  
1332 identify options for students who choose to attain skills in  
1333 adult education when such instruction is not provided by the  
1334 Florida College System institution ~~A student may not be enrolled~~

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1335 ~~in a college credit mathematics or English course on a dual~~  
1336 ~~enrollment basis unless the student has demonstrated adequate~~  
1337 ~~precollegiate preparation on the section of the basic~~  
1338 ~~computation and communication skills assessment required~~  
1339 ~~pursuant to subsection (1) that is appropriate for successful~~  
1340 ~~student participation in the course.~~

1341 Section 16. Section 1008.322, Florida Statutes, is created  
1342 to read:

1343 1008.322 Board of Governors oversight enforcement  
1344 authority.—

1345 (1) The Board of Governors of the State University System  
1346 shall oversee the performance of state university boards of  
1347 trustees in the enforcement of laws, rules, and regulations.  
1348 State university boards of trustees shall be primarily  
1349 responsible for compliance with laws and Board of Governors'  
1350 rules and regulations.

1351 (2) The Board of Governors' constitutional authority to  
1352 operate, regulate, control, and be fully responsible for the  
1353 management of the State University System mandates that the  
1354 state universities comply with all requests by the Board of  
1355 Governors for information, data, and reports. State university  
1356 presidents are responsible for the accuracy of the information  
1357 and data reported to the Board of Governors.

1358 (3) The Chancellor of the State University System may  
1359 investigate allegations of noncompliance with law or Board of  
1360 Governors' rule or regulation and determine probable cause. The  
1361 chancellor shall report determinations of probable cause to the  
1362 Board of Governors, which may require the university board of  
1363 trustees to document compliance with law or Board of Governors'

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1364 rule or regulation.

1365 (4) If the university board of trustees cannot  
1366 satisfactorily document compliance, the Board of Governors may  
1367 order compliance within a specified timeframe.

1368 (5) If the Board of Governors determines that a state  
1369 university board of trustees is unwilling or unable to comply  
1370 with law or Board of Governors' rule or regulation or an audit  
1371 recommendation within the specified time, the Board of  
1372 Governors, in addition to actions constitutionally authorized,  
1373 may initiate any of the following actions:

1374 (a) Withhold the transfer of state funds, discretionary  
1375 grant funds, discretionary lottery funds, or any other funds  
1376 appropriated to the Board of Governors by the Legislature for  
1377 disbursement to the state university until the university  
1378 complies with the law or Board of Governors' rule or regulation.

1379 (b) Declare the state university ineligible for competitive  
1380 grants disbursed by the Board of Governors.

1381 (c) Require monthly or periodic reporting on the situation  
1382 related to noncompliance until it is remedied.

1383 (d) Report to the Legislature that the state university is  
1384 unwilling or unable to comply with law or Board of Governors'  
1385 rule or regulation and recommend action to be taken by the  
1386 Legislature.

1387 (6) This section does not create a private cause of action  
1388 or create any rights for individuals or entities in addition to  
1389 those provided elsewhere in law, rule, or regulation.

1390 Section 17. Subsection (2) of section 1008.37, Florida  
1391 Statutes, is amended to read:

1392 1008.37 Postsecondary feedback of information to high



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1393 schools.-

1394 (2) No later than November 30 of each year, the  
1395 Commissioner of Education shall report, by high school, to the  
1396 State Board of Education, the Board of Governors, and the  
1397 Legislature, ~~no later than November 30 of each year,~~ on the  
1398 number of prior-year ~~prior-year~~ Florida high school graduates  
1399 who enrolled for the first time in public postsecondary  
1400 education in this state during the previous summer, fall, or  
1401 spring term. The report must include, ~~indicating~~ the number of  
1402 students whose scores on the common placement test that is  
1403 required under s. 1008.30, indicate ~~indicated~~ the need to attain  
1404 communication and computation skills through developmental  
1405 education options offered by a public postsecondary institution  
1406 or through ~~for remediation through college-preparatory or~~  
1407 vocational-preparatory instruction pursuant to s. 1004.91 or s.  
1408 1008.30.

1409 Section 18. Paragraph (a) of subsection (3) of section  
1410 1009.22, Florida Statutes, is amended to read:

1411 1009.22 Workforce education postsecondary student fees.-

1412 (3) (a) Except as otherwise provided by law, fees for  
1413 students who are nonresidents for tuition purposes must offset  
1414 the full cost of instruction. Residency of students shall be  
1415 determined as required in s. 1009.21. Fee-nonexempt students  
1416 enrolled in vocational-preparatory instruction shall be charged  
1417 fees equal to the fees charged for adult general education  
1418 programs. ~~Each Florida College System institution that conducts~~  
1419 ~~college-preparatory and vocational-preparatory instruction in~~  
1420 ~~the same class section may charge a single fee for both types of~~  
1421 ~~instruction.~~

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1422 Section 19. Subsection (1), paragraph (a) of subsection  
1423 (3), and subsection (10) of section 1009.23, Florida Statutes,  
1424 are amended to read:

1425 1009.23 Florida College System institution student fees.—

1426 (1) Unless otherwise provided, this section applies only to  
1427 fees charged for college credit instruction leading to an  
1428 associate in arts degree, an associate in applied science  
1429 degree, an associate in science degree, or a baccalaureate  
1430 degree authorized pursuant to s. 1007.33, for developmental  
1431 education ~~noncollege credit college preparatory courses~~ defined  
1432 in s. 1004.02, and for educator preparation institute programs  
1433 defined in s. 1004.85.

1434 (3) (a) Effective July 1, 2011, for advanced and  
1435 professional, postsecondary vocational, ~~college preparatory,~~ and  
1436 educator preparation institute programs, the standard tuition is  
1437 ~~shall be~~ \$68.56 per credit hour for residents and nonresidents,  
1438 and the out-of-state fee is ~~shall be~~ \$205.82 per credit hour.

1439 (10) Each Florida College System institution board of  
1440 trustees is authorized to establish a separate fee for  
1441 technology, which may not exceed 5 percent of tuition per credit  
1442 hour or credit-hour equivalent for resident students and may not  
1443 exceed 5 percent of tuition and the out-of-state fee per credit  
1444 hour or credit-hour equivalent for nonresident students.

1445 Revenues generated from the technology fee shall be used to  
1446 enhance instructional technology resources for students and  
1447 faculty. The technology fee may ~~apply to both college credit and~~  
1448 ~~college preparatory instruction and shall~~ not be included in any  
1449 award under the Florida Bright Futures Scholarship Program.

1450 Fifty percent of technology fee revenues may be pledged by a

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1451 Florida College System institution board of trustees as a  
1452 dedicated revenue source for the repayment of debt, including  
1453 lease-purchase agreements, not to exceed the useful life of the  
1454 asset being financed. Revenues generated from the technology fee  
1455 may not be bonded.

1456 Section 20. Subsection (11) is added to section 1009.26,  
1457 Florida Statutes, to read:

1458 1009.26 Fee waivers.—

1459 (11) A Florida College System institution that offers a  
1460 baccalaureate degree for state residents for which the cost of  
1461 tuition and specified fees does not exceed \$10,000 for the  
1462 entire degree program may waive any portion or all of the  
1463 following fees for that degree: tuition, the activity and  
1464 service fee, the financial aid fee, the technology fee, the  
1465 capital improvement fee, and the distance-learning fee. The  
1466 Legislature encourages colleges to include at least one industry  
1467 certification from the Postsecondary Industry Certification  
1468 Funding List in a degree program for which such waivers are  
1469 granted.

1470 Section 21. Section 1009.28, Florida Statutes, is repealed.

1471 Section 22. Section 1009.285, Florida Statutes, is amended  
1472 to read:

1473 1009.285 Fees for repeated enrollment in college-credit  
1474 courses.—A student enrolled in the same undergraduate college-  
1475 credit course more than once, except for students enrolled in a  
1476 gateway course for an extended period of time under s. 1008.30,  
1477 must ~~twice~~ shall pay tuition at 100 percent of the full cost of  
1478 instruction, and may not be ~~and shall not be~~ included in  
1479 calculations of full-time equivalent enrollments for state

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1480 funding purposes. However, students who withdraw or fail a class  
1481 due to extenuating circumstances may be granted an exception  
1482 only once for each class ~~if, provided~~ that approval is granted  
1483 according to policy established by the Florida College System  
1484 institution board of trustees or the university board of  
1485 trustees. Each Florida College System institution and state  
1486 university may review and reduce fees paid by students due to  
1487 continued enrollment in a college-credit class on an individual  
1488 basis contingent upon the student's financial hardship. For  
1489 purposes of this section, first-time enrollment in a class means  
1490 ~~shall mean~~ enrollment in a class beginning fall semester 1997,  
1491 and calculations of the full cost of instruction is ~~shall be~~  
1492 based on the systemwide average of the prior year's cost of  
1493 undergraduate programs for the Florida College System  
1494 institutions and the state universities. Boards of trustees may  
1495 make exceptions to this section for individualized study,  
1496 elective coursework, courses that are repeated as a requirement  
1497 of a major, and courses that are intended as continuing over  
1498 multiple semesters, excluding the repeat of coursework more than  
1499 once ~~two times~~ to increase grade point average or meet minimum  
1500 course grade requirements.

1501 Section 23. Paragraph (g) of subsection (4) of section  
1502 1009.286, Florida Statutes, is amended to read:

1503 1009.286 Additional student payment for hours exceeding  
1504 baccalaureate degree program completion requirements at state  
1505 universities.-

1506 (4) For purposes of this section, credit hours earned under  
1507 the following circumstances are not calculated as hours required  
1508 to earn a baccalaureate degree:

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1509 (g) ~~Remedial and~~ English as a Second Language credit hours.  
1510 Section 24. Subsection (3) of section 1009.40, Florida  
1511 Statutes, is amended to read:

1512 1009.40 General requirements for student eligibility for  
1513 state financial aid awards and tuition assistance grants.—

1514 (3) Undergraduate students are eligible to receive  
1515 financial aid for a maximum of 8 semesters or 12 quarters.  
1516 However, undergraduate students participating in developmental  
1517 education and college preparatory instruction, students  
1518 ~~requiring additional time to complete the college-level~~  
1519 ~~communication and computation skills testing programs, or~~  
1520 students enrolled in a 5-year undergraduate degree program are  
1521 eligible to receive financial aid for a maximum of 10 semesters  
1522 or 15 quarters.

1523 Section 25. Subsection (10) of section 1009.53, Florida  
1524 Statutes, is amended to read:

1525 1009.53 Florida Bright Futures Scholarship Program.—

1526 (10) Funds from any scholarship within the Florida Bright  
1527 Futures Scholarship Program may not be used to pay for  
1528 developmental education ~~remedial or college preparatory~~  
1529 ~~coursework~~.

1530 Section 26. Subsection (7) of section 1009.531, Florida  
1531 Statutes, is repealed.

1532 Section 27. Paragraph (b) of subsection (1) and subsection  
1533 (5) of section 1011.84, Florida Statutes, are amended to read:

1534 1011.84 Procedure for determining state financial support  
1535 and annual apportionment of state funds to each Florida College  
1536 System institution district.—The procedure for determining state  
1537 financial support and the annual apportionment to each Florida

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1538 College System institution district authorized to operate a  
1539 Florida College System institution under the provisions of s.  
1540 1001.61 shall be as follows:

1541 (1) DETERMINING THE AMOUNT TO BE INCLUDED IN THE FLORIDA  
1542 COLLEGE SYSTEM PROGRAM FUND FOR THE CURRENT OPERATING PROGRAM.—

1543 (b) The allocation of funds for Florida College System  
1544 institutions is ~~shall be~~ based on advanced and professional  
1545 disciplines, developmental education college preparatory  
1546 ~~programs~~, and other programs for adults funded pursuant to s.  
1547 1011.80.

1548 (5) REPORT OF DEVELOPMENTAL ~~REMEDIAL~~ EDUCATION.—Each  
1549 Florida College System institution board of trustees shall  
1550 report, as a separate item in its annual cost accounting system,  
1551 the volume and cost of developmental education options provided  
1552 to help students attain the communication and computation skills  
1553 that are essential for college-level work pursuant to s. 1008.30  
1554 ~~remedial education activities as a separate item in its annual~~  
1555 ~~cost accounting system.~~

1556 Section 28. The Division of Law Revision and Information is  
1557 directed to prepare a reviser's bill for the 2014 Regular  
1558 Session of the Legislature to change the terms "General  
1559 Educational Development test" or "GED test" to "high school  
1560 equivalency examination" and the terms "general education  
1561 diploma," "graduate equivalency diploma," or "GED" to "high  
1562 school equivalency diploma" wherever those terms appear in the  
1563 Florida Statutes.

1564 Section 29. This act shall take effect July 1, 2013.