

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Post-Secondary Education
2 Subcommittee

3 Representative Avila offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. This act shall be cited as the "Florida
8 Excellence in Higher Education Act of 2017."

9 Section 2. Subsection (1) of section 1001.66, Florida
10 Statutes, is amended to read:

11 1001.66 Florida College System Performance-Based
12 Incentive.—

13 (1) The State Board of Education shall adopt the following
14 performance-based metrics for use in awarding a Florida College
15 System Performance-Based Incentive ~~shall be awarded~~ to a Florida

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16 College System institution: institutions using performance-based
17 metrics

18 (a) A student retention rate, as calculated by the
19 Division of Florida Colleges;

20 (b) A 150 percent-of-normal-time program completion and
21 graduation rate for full-time, first-time-in-college students,
22 as calculated by the Division of Florida Colleges using a cohort
23 definition of "full-time" based on a student's majority
24 enrollment in full-time terms. Full-time, first-time-in-college
25 students who graduate within 100 percent-of-normal-time program
26 completion shall receive weighting in an amount equal to two
27 times that of students who graduate within 150 percent-of-
28 normal-time program completion;

29 (c) A continuing education or postgraduation job placement
30 rate for workforce education programs, including workforce
31 baccalaureate degree programs, as reported by the Florida
32 Education and Training Placement Information Program, with wage
33 thresholds that reflect the added value of the applicable
34 certificate or degree;

35 (d) A graduation rate for full-time, first-time-in-college
36 students enrolled in an associate in arts degree program that is
37 part of a 2+2 targeted pathway articulation agreement with a
38 state university, who graduate with a baccalaureate degree in 4
39 years after initially enrolling in the associate in arts degree
40 program; and

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41 (e) One performance-based metric on college affordability
42 adopted by the State Board of Education. ~~The performance-based~~
43 ~~metrics must include retention rates; program completion and~~
44 ~~graduation rates; postgraduation employment, salaries, and~~
45 ~~continuing education for workforce education and baccalaureate~~
46 ~~programs, with wage thresholds that reflect the added value of~~
47 ~~the certificate or degree; and outcome measures appropriate for~~
48 ~~associate of arts degree recipients.~~

49
50 The state board shall adopt benchmarks to evaluate each
51 institution's performance on the metrics to measure the
52 institution's achievement of institutional excellence or need
53 for improvement and ~~the~~ minimum requirements for eligibility to
54 receive performance funding.

55 Section 3. Subsection (1) of section 1001.67, Florida
56 Statutes, is amended to read:

57 1001.67 Distinguished Florida College System Institution
58 Program.—A collaborative partnership is established between the
59 State Board of Education and the Legislature to recognize the
60 excellence of Florida's highest-performing Florida College
61 System institutions.

62 (1) EXCELLENCE STANDARDS.—The following excellence
63 standards are established for the program:

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64 (a) A 100 ~~150~~ percent-of-normal-time completion rate for
65 full-time, first-time-in-college students of 50 percent or
66 higher, as calculated by the Division of Florida Colleges.

67 (b) A 100 ~~150~~ percent-of-normal-time completion rate for
68 full-time, first-time-in-college Pell Grant recipients of 40
69 percent or higher, as calculated by the Division of Florida
70 Colleges.

71 (c) A retention rate of 70 percent or higher, as
72 calculated by the Division of Florida Colleges.

73 (d) A continuing education, or transfer, rate of 72
74 percent or higher for students graduating with an associate of
75 arts degree, as reported by the Florida Education and Training
76 Placement Information Program (FETPIP).

77 (e) A licensure passage rate on the National Council
78 Licensure Examination for Registered Nurses (NCLEX-RN) of 90
79 percent or higher for first-time exam takers, as reported by the
80 Board of Nursing.

81 (f) A ~~job placement or~~ continuing education or job
82 placement rate of 88 percent or higher for workforce programs,
83 as reported by FETPIP, with wage thresholds that reflect the
84 added value of the applicable certificate or degree.

85 (g) An excess hours rate of 40 percent or lower for A
86 ~~time to degree for students graduating with an~~ associate of arts
87 degree recipients who graduate with 72 or more credit hours, as
88 calculated by the Division of Florida Colleges ~~of 2.25 years or~~

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89 | ~~less for first-time-in-college students with accelerated college~~
90 | ~~credits, as reported by the Southern Regional Education Board.~~

91 | Section 4. Paragraph (b) of subsection (5) of section
92 | 1001.706, Florida Statutes, is amended to read:

93 | 1001.706 Powers and duties of the Board of Governors.—

94 | (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

95 | (b) The Board of Governors shall develop a strategic plan
96 | specifying goals and objectives for the State University System
97 | and each constituent university, including each university's
98 | contribution to overall system goals and objectives. The
99 | strategic plan must:

100 | 1. Include performance metrics and standards common for
101 | all institutions and metrics and standards unique to
102 | institutions depending on institutional core missions,
103 | including, but not limited to, student admission requirements,
104 | retention, graduation, percentage of graduates who have attained
105 | employment, percentage of graduates enrolled in continued
106 | education, licensure passage, average wages of employed
107 | graduates, average cost per graduate, excess hours, student loan
108 | burden and default rates, faculty awards, total annual research
109 | expenditures, patents, licenses and royalties, intellectual
110 | property, startup companies, annual giving, endowments, and
111 | well-known, highly respected national rankings for institutional
112 | and program achievements.

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113 2. Consider reports and recommendations of the Higher
114 Education Coordinating Council pursuant to s. 1004.015 and the
115 Articulation Coordinating Committee pursuant to s. 1007.01.

116 3. Include student enrollment and performance data
117 delineated by method of instruction, including, but not limited
118 to, traditional, online, and distance learning instruction.

119 4. Include criteria for designating baccalaureate degree
120 and master's degree programs at specified universities as high-
121 demand programs of emphasis. Fifty percent of the criteria for
122 designation as high-demand programs of emphasis must be based on
123 achievement of performance outcome thresholds determined by the
124 Board of Governors, and 50 percent of the criteria must be based
125 on achievement of performance outcome thresholds specifically
126 linked to:

127 a. Job placement in employment of 36 hours or more per
128 week and average full-time wages of graduates of the degree
129 programs 1 year and 5 years after graduation, based in part on
130 data provided in the economic security report of employment and
131 earning outcomes produced annually pursuant to s. 445.07.

132 b. Data-driven gap analyses, conducted by the Board of
133 Governors, of the state's job market demands and the outlook for
134 jobs that require a baccalaureate or higher degree. Each state
135 university must use the gap analyses to identify internship
136 opportunities for students to benefit from mentorship by

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137 industry experts, earn industry certifications, and become
138 employed in high-demand fields.

139 Section 5. Paragraph (d) of subsection (2), paragraph (c)
140 of subsection (5), and subsection (8) of section 1001.7065,
141 Florida Statutes, are amended to read:

142 1001.7065 Preeminent state research universities program.—

143 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The
144 following academic and research excellence standards are
145 established for the preeminent state research universities
146 program:

147 (d) A 4-year ~~6-year~~ graduation rate of 50 ~~70~~ percent or
148 higher for full-time, first-time-in-college students, as
149 calculated by the Board of Governors ~~reported annually to the~~
150 ~~IPEDS~~.

151 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
152 SUPPORT.—

153 (c) The award of funds under this subsection is contingent
154 upon funding provided in the General Appropriations Act to
155 support the preeminent state research universities program
156 created under this section. Funding increases appropriated
157 beyond the amounts funded in the previous fiscal year shall be
158 distributed as follows:

159 1. Each designated preeminent state research university
160 that meets the criteria in paragraph (a) shall receive an equal
161 amount of funding.

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162 2. Each designated emerging preeminent state research
163 university that meets the criteria in paragraph (b) shall
164 receive an amount of funding that is equal to one-fourth ~~one-~~
165 ~~half~~ of the total increased amount awarded to each designated
166 preeminent state research university.

167 (8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY
168 SYSTEM.—The Board of Governors shall ~~is encouraged to~~ establish
169 standards and measures whereby individual undergraduate,
170 graduate, and professional degree programs in state universities
171 which ~~that~~ objectively reflect national excellence can be
172 identified and make recommendations to the Legislature by
173 September 1, 2017, as to how any such programs could be enhanced
174 and promoted.

175 Section 6. Subsection (1) of section 1001.92, Florida
176 Statutes, is amended to read:

177 1001.92 State University System Performance-Based
178 Incentive.—

179 (1) A State University System Performance-Based Incentive
180 shall be awarded to state universities using performance-based
181 metrics adopted by the Board of Governors of the State
182 University System. The performance-based metrics must include
183 graduation rates, including 4-year and 6-year rates with
184 weighting provided for 4-year rates; retention rates;
185 postgraduation education rates; degree production;
186 affordability; postgraduation employment and salaries, including

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187 wage thresholds that reflect the added value of a baccalaureate
188 degree; access, including both enrollment and graduation rates
189 for low-income students; and other metrics approved by the board
190 in a formally noticed meeting. The board shall adopt benchmarks
191 to evaluate each state university's performance on the metrics
192 to measure the state university's achievement of institutional
193 excellence or need for improvement and minimum requirements for
194 eligibility to receive performance funding. Benchmarks or
195 metrics in place for any given year may not be adjusted after
196 university performance data has been received by the Board of
197 Governors.

198 Section 7. Section 1004.6497, Florida Statutes, is created
199 to read:

200 1004.6497 World Class Faculty and Scholar Program.-

201 (1) PURPOSE AND LEGISLATIVE INTENT.-The World Class
202 Faculty and Scholar Program is established to fund and support
203 the efforts of state universities to recruit and retain
204 exemplary faculty and research scholars. It is the intent of the
205 Legislature to elevate the national competitiveness of Florida's
206 state universities through faculty and scholar recruitment and
207 retention.

208 (2) INVESTMENTS.-Retention, recruitment, and recognition
209 efforts, activities, and investments may include investments in
210 research-centric cluster hires, faculty research and research
211 commercialization efforts, undergraduate student participation

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212 in research, professional development, awards for outstanding
213 performance, and postdoctoral fellowships.

214 (3) FUNDING AND USE.—Funding for the program shall be as
215 provided in the General Appropriations Act. Each state
216 university shall use the funds only for the purpose and
217 investments authorized under this section.

218 (4) ACCOUNTABILITY.—By March 15 of each year, the Board of
219 Governors shall provide to the Governor, the President of the
220 Senate, and the Speaker of the House of Representatives a report
221 summarizing information from the universities in the State
222 University System, including, but not limited to:

223 (a) Specific expenditure information as it relates to the
224 investments identified in subsection (2).

225 (b) The impact of those investments in elevating the
226 national competitiveness of the universities, specifically
227 relating to:

228 1. The success in recruiting research faculty and the
229 resulting research funding;

230 2. The 4-year graduation rate;

231 3. The number of undergraduate courses offered with fewer
232 than 50 students; and

233 4. The increased national academic standing of targeted
234 programs, specifically advancement among top 50 universities in
235 the targeted programs in well-known and highly respected
236 national public university rankings, including, but not limited

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237 to, the U.S. News and World Report rankings, which reflect
238 national preeminence, using the most recent rankings.

239 Section 8. Subsection (7) is added to section 1007.23,
240 Florida Statutes, to read:

241 1007.23 Statewide articulation agreement.-

242 (7) To strengthen Florida's "2+2" system of articulation
243 and improve student retention and on-time graduation, by the
244 2018-2019 academic year, each Florida College System institution
245 shall execute at least one "2+2" targeted pathway articulation
246 agreement with one or more state universities to establish "2+2"
247 targeted pathway programs. The agreement must provide students
248 who graduate with an associate in arts degree and who meet
249 specified requirements guaranteed access to the state university
250 and a degree program at that university, in accordance with the
251 terms of the "2+2" targeted pathway articulation agreement.

252 (a) To participate in a "2+2" targeted pathway program, a
253 student must:

254 1. Enroll in the program before completing 30 credit
255 hours, including, but not limited to, college credits earned
256 through articulated acceleration mechanisms pursuant to s.
257 1007.27;

258 2. Complete an associate in arts degree; and

259 3. Meet the university's transfer requirements.

260 (b) A state university that executes a "2+2" targeted
261 pathway articulation agreement must meet the following

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262 requirements in order to implement a "2+2" targeted pathway
263 program in collaboration with its partner Florida College System
264 institution:

265 1. Establish a 4-year on-time graduation plan for a
266 baccalaureate degree program, including, but not limited to, a
267 plan for students to complete associate in arts degree programs,
268 general education courses, common prerequisite courses, and
269 elective courses;

270 2. Advise students enrolled in the program about the
271 university's transfer and degree program requirements; and

272 3. Provide students who meet the requirements under this
273 paragraph with access to academic advisors and campus events and
274 with guaranteed admittance to the state university and a degree
275 program of the state university, in accordance with the terms of
276 the agreement.

277 (c) To assist the state universities and Florida College
278 System institutions with implementing the "2+2" targeted pathway
279 programs effectively, the State Board of Education and the Board
280 of Governors shall collaborate to eliminate barriers in
281 executing "2+2" targeted pathway articulation agreements.

282 Section 9. Subsection (2) of section 1007.27, Florida
283 Statutes, is amended to read:

284 1007.27 Articulated acceleration mechanisms.—

285 (2)(a) The Department of Education shall annually identify
286 and publish the minimum scores, maximum credit, and course or

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287 | courses for which credit is to be awarded for each College Level
288 | Examination Program (CLEP) subject examination, College Board
289 | Advanced Placement Program examination, Advanced International
290 | Certificate of Education examination, International
291 | Baccalaureate examination, Excelsior College subject
292 | examination, Defense Activity for Non-Traditional Education
293 | Support (DANTES) subject standardized test, and Defense Language
294 | Proficiency Test (DLPT). The department shall use student
295 | performance data in subsequent postsecondary courses to
296 | determine the appropriate examination scores and courses for
297 | which credit is to be granted. Minimum scores may vary by
298 | subject area based on available performance data. In addition,
299 | the department shall identify such courses in the general
300 | education core curriculum of each state university and Florida
301 | College System institution.

302 | (b) Each district school board shall notify students who
303 | enroll in articulated acceleration mechanism courses or take
304 | examinations pursuant to this section of the credit-by-
305 | examination equivalency list adopted by rule by the State Board
306 | of Education and the dual enrollment course and high school
307 | subject area equivalencies approved by the state board pursuant
308 | to s. 1007.271(9).

309 | Section 10. Subsections (3), (4), and (5) of section
310 | 1008.30, Florida Statutes, are amended to read:

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311 1008.30 Common placement testing for public postsecondary
312 education.—

313 (3) ~~By October 31, 2013,~~ The State Board of Education
314 shall establish by rule the test scores a student must achieve
315 to demonstrate readiness to perform college-level work, and the
316 rules must specify the following:

317 (a) All degree-seeking students must ~~A student who entered~~
318 ~~9th grade in a Florida public school in the 2003-2004 school~~
319 ~~year, or any year thereafter, and earned a Florida standard high~~
320 ~~school diploma or a student who is serving as an active duty~~
321 ~~member of any branch of the United States Armed Services shall~~
322 ~~not be required to take the common placement test~~ for diagnostic
323 purposes, but may and shall not be required to enroll in
324 developmental education instruction in a Florida College System
325 institution. However, a student who is ~~not required to take the~~
326 ~~common placement test and is~~ not required to enroll in
327 developmental education under this paragraph may opt to ~~be~~
328 ~~assessed and to~~ enroll in developmental education instruction,
329 and the college shall provide such ~~assessment and~~ instruction
330 upon the student's request.

331 (b) A student who takes the common placement test and
332 whose score on the test indicates a need for developmental
333 education must be advised of all the developmental education
334 options offered at the institution and, after advisement, shall

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335 be allowed to enroll in the developmental education option of
336 his or her choice.

337 (c) A student who demonstrates readiness by achieving or
338 exceeding the test scores established by the state board and
339 enrolls in a Florida College System institution within 2 years
340 after achieving such scores shall not be required to retest or
341 complete developmental education when admitted to any Florida
342 College System institution.

343 (4) ~~By December 31, 2013,~~ The State Board of Education, in
344 consultation with the Board of Governors, shall approve a series
345 of meta-majors and the academic pathways that identify the
346 gateway courses associated with each meta-major. Florida College
347 System institutions shall use placement test results to
348 determine the extent to which each student demonstrates
349 sufficient communication and computation skills to indicate
350 readiness for his or her chosen meta-major. Florida College
351 System institutions shall counsel students into college credit
352 courses as quickly as possible, with developmental education
353 limited to that content needed for success in the meta-major.

354 (5) (a) Each Florida College System institution board of
355 trustees shall develop a plan to implement the developmental
356 education strategies defined in s. 1008.02 and rules established
357 by the State Board of Education. The plan must be submitted to
358 the Chancellor of the Florida College System for approval ~~no~~
359 ~~later than March 1, 2014, for implementation no later than the~~

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360 ~~fall semester 2014~~. Each plan must include, at a minimum, local
361 policies that outline:

362 1. Documented student achievements such as grade point
363 averages, work history, military experience, participation in
364 juried competitions, career interests, degree major declaration,
365 or any combination of such achievements that the institution may
366 consider, in addition to common placement test scores, for
367 advising students regarding enrollment options.

368 2. Developmental education strategies available to
369 students.

370 3. A description of student costs and financial aid
371 opportunities associated with each option.

372 4. Provisions for the collection of student success data.

373 5. A comprehensive plan for advising students into
374 appropriate developmental education strategies based on student
375 success data.

376 (b) ~~Beginning October 31, 2015,~~ Each Florida College
377 System institution shall annually prepare an accountability
378 report that includes student success data relating to each
379 developmental education strategy implemented by the institution.
380 The report shall be submitted to the Division of Florida
381 Colleges by October 31 in a format determined by the Chancellor
382 of the Florida College System. By December 31, the chancellor
383 shall compile and submit the institutional reports to the

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384 Governor, the President of the Senate, the Speaker of the House
385 of Representatives, and the State Board of Education.

386 (c) A university board of trustees may contract with a
387 Florida College System institution board of trustees for the
388 Florida College System institution to provide developmental
389 education on the state university campus. Any state university
390 in which the percentage of incoming students requiring
391 developmental education equals or exceeds the average percentage
392 of such students for the Florida College System may offer
393 developmental education without contracting with a Florida
394 College System institution; however, any state university
395 offering college-preparatory instruction as of January 1, 1996,
396 may continue to provide developmental education instruction
397 pursuant to s. 1008.02(1) ~~such services.~~

398 Section 11. Subsection (5) is added to section 1008.39,
399 Florida Statutes, to read:

400 1008.39 Florida Education and Training Placement
401 Information Program.—

402 (5) The Board of Governors shall have access to the
403 reemployment assistance wage reports maintained by the
404 Department of Economic Opportunity. The board must enter into an
405 agreement with the Department of Economic Opportunity which
406 ensures that privacy will be protected and that data will be
407 used only for the purpose of auditing or evaluating state-

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408 supported higher education programs offered by state
409 universities.

410 Section 12. Subsection (7) of section 1009.22, Florida
411 Statutes, is amended to read:

412 1009.22 Workforce education postsecondary student fees.—

413 (7) Each district school board and Florida College System
414 institution board of trustees is authorized to establish a
415 separate fee for technology, not to exceed 5 percent of tuition
416 per credit hour or credit-hour equivalent for resident students
417 and not to exceed 5 percent of tuition and the out-of-state fee
418 per credit hour or credit-hour equivalent for nonresident
419 students. Revenues generated from the technology fee shall be
420 used to enhance instructional technology resources for students
421 and faculty and may ~~shall~~ not be included in an ~~any~~ award under
422 the Florida Bright Futures Scholarship Program, except as
423 authorized for the Florida Academic Scholars award under s.
424 1009.534. Fifty percent of technology fee revenues may be
425 pledged by a Florida College System institution board of
426 trustees as a dedicated revenue source for the repayment of
427 debt, including lease-purchase agreements, not to exceed the
428 useful life of the asset being financed. Revenues generated from
429 the technology fee may not be bonded.

430 Section 13. Subsection (10) of section 1009.23, Florida
431 Statutes, is amended to read:

432 1009.23 Florida College System institution student fees.—

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433 (10) Each Florida College System institution board of
434 trustees is authorized to establish a separate fee for
435 technology, which may not exceed 5 percent of tuition per credit
436 hour or credit-hour equivalent for resident students and may not
437 exceed 5 percent of tuition and the out-of-state fee per credit
438 hour or credit-hour equivalent for nonresident students.
439 Revenues generated from the technology fee shall be used to
440 enhance instructional technology resources for students and
441 faculty. The technology fee may apply to both college credit and
442 developmental education and may ~~shall~~ not be included in an ~~any~~
443 award under the Florida Bright Futures Scholarship Program,
444 except as authorized for the Florida Academic Scholars award
445 under s. 1009.534. Fifty percent of technology fee revenues may
446 be pledged by a Florida College System institution board of
447 trustees as a dedicated revenue source for the repayment of
448 debt, including lease-purchase agreements, not to exceed the
449 useful life of the asset being financed. Revenues generated from
450 the technology fee may not be bonded.

451 Section 14. Subsection (13) and paragraph (b) of
452 subsection (16) of section 1009.24, Florida Statutes, are
453 amended, and subsection (21) is added to that section, to read:

454 1009.24 State university student fees.—

455 (13) Each university board of trustees may establish a
456 technology fee of up to 5 percent of the tuition per credit
457 hour. The revenue from this fee shall be used to enhance

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458 instructional technology resources for students and faculty. The
459 technology fee may not be included in an ~~any~~ award under the
460 Florida Bright Futures Scholarship Program established pursuant
461 to ss. 1009.53-1009.538, except as authorized for the Florida
462 Academic Scholars award under s. 1009.534.

463 (16) Each university board of trustees may establish a
464 tuition differential for undergraduate courses upon receipt of
465 approval from the Board of Governors. However, beginning July 1,
466 2014, the Board of Governors may only approve the establishment
467 of or an increase in tuition differential for a state research
468 university designated as a preeminent state research university
469 pursuant to s. 1001.7065(3). The tuition differential shall
470 promote improvements in the quality of undergraduate education
471 and shall provide financial aid to undergraduate students who
472 exhibit financial need.

473 (b) Each tuition differential is subject to the following
474 conditions:

475 1. The tuition differential may be assessed on one or more
476 undergraduate courses or on all undergraduate courses at a state
477 university.

478 2. The tuition differential may vary by course or courses,
479 by campus or center location, and by institution. Each
480 university board of trustees shall strive to maintain and
481 increase enrollment in degree programs related to math, science,

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482 high technology, and other state or regional high-need fields
483 when establishing tuition differentials by course.

484 3. For each state university that is designated as a
485 preeminent state research university by the Board of Governors,
486 pursuant to s. 1001.7065, the aggregate sum of tuition and the
487 tuition differential may be increased by no more than 6 percent
488 of the total charged for the aggregate sum of these fees in the
489 preceding fiscal year. The tuition differential may be increased
490 if the university meets or exceeds performance standard targets
491 for that university established annually by the Board of
492 Governors for the following performance standards, amounting to
493 no more than a 2-percent increase in the tuition differential
494 for each performance standard:

495 a. An increase in the 4-year ~~6-year~~ graduation rate for
496 full-time, first-time-in-college students, as calculated by the
497 Board of Governors ~~reported annually to the Integrated~~
498 ~~Postsecondary Education Data System.~~

499 b. An increase in the total annual research expenditures.

500 c. An increase in the total patents awarded by the United
501 States Patent and Trademark Office for the most recent years.

502 4. The aggregate sum of undergraduate tuition and fees per
503 credit hour, including the tuition differential, may not exceed
504 the national average of undergraduate tuition and fees at 4-year
505 degree-granting public postsecondary educational institutions.

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506 5. The tuition differential shall not be included in an
507 ~~any~~ award under the Florida Bright Futures Scholarship Program
508 established pursuant to ss. 1009.53-1009.538, except as
509 authorized for the Florida Academic Scholars award under s.
510 1009.534.

511 6. Beneficiaries having prepaid tuition contracts pursuant
512 to s. 1009.98(2)(b) which were in effect on July 1, 2007, and
513 which remain in effect, are exempt from the payment of the
514 tuition differential.

515 7. The tuition differential may not be charged to any
516 student who was in attendance at the university before July 1,
517 2007, and who maintains continuous enrollment.

518 8. The tuition differential may be waived by the
519 university for students who meet the eligibility requirements
520 for the Florida public student assistance grant established in
521 s. 1009.50.

522 9. Subject to approval by the Board of Governors, the
523 tuition differential authorized pursuant to this subsection may
524 take effect with the 2009 fall term.

525 (21) Each state university board of trustees shall adopt a
526 block tuition policy for implementation by the fall 2018
527 academic semester. At a minimum, the policy must include a
528 provision that exempts resident undergraduate students from the
529 payment of tuition and fees for any credits taken in excess of
530 15 credit hours per semester.

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531 Section 15. Subsection (9) of section 1009.53, Florida
532 Statutes, is amended to read:

533 1009.53 Florida Bright Futures Scholarship Program.—

534 (9) A student may use an award for summer term enrollment
535 if funds are available. Funding provided for summer term
536 enrollment must be equitably distributed among all Bright
537 Futures award levels.

538 Section 16. Subsection (6) of section 1009.531, Florida
539 Statutes, is amended to read:

540 1009.531 Florida Bright Futures Scholarship Program;
541 student eligibility requirements for initial awards.—

542 (6) (a) The State Board of Education shall publicize the
543 examination score required for a student to be eligible for a
544 Florida Academic Scholars award, pursuant to s. 1009.534(1) (a)
545 or (b). High school students must earn an SAT or ACT score ~~of~~
546 ~~1290~~ which corresponds to the 89th SAT percentile rank ~~or a~~
547 ~~concordant ACT score of 29.~~

548 (b) The State Board of Education shall publicize the
549 examination score required for a student to be eligible for a
550 Florida Medallion Scholars award, pursuant to s. 1009.535(1) (a)
551 or (b). High school students must earn an SAT or ACT score ~~of~~
552 ~~1170~~ which corresponds to the 75th SAT percentile rank ~~or a~~
553 ~~concordant ACT score of 26.~~

554 ~~(c) The SAT percentile ranks and corresponding SAT scores~~
555 ~~specified in paragraphs (a) and (b) are based on the SAT~~

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556 ~~percentile ranks for 2010 college-bound seniors in critical~~
557 ~~reading and mathematics as reported by the College Board. The~~
558 ~~next highest SAT score is used when the percentile ranks do not~~
559 ~~directly correspond.~~

560 Section 17. Subsection (2) of section 1009.534, Florida
561 Statutes, is amended to read:

562 1009.534 Florida Academic Scholars award.—

563 (2) A Florida Academic Scholar who is enrolled in a
564 certificate, diploma, associate, or baccalaureate degree program
565 at a public or nonpublic postsecondary education institution is
566 eligible, beginning in the fall 2017 academic semester, for an
567 award equal to the amount required to pay 100 percent of tuition
568 and fees established under ss. 1009.22(3), (5), (6), and (7);
569 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-
570 (13), (14)(r), and (16), as applicable, and is eligible for an
571 additional \$300 each fall and spring academic semester or the
572 equivalent for textbooks and college-related ~~specified in the~~
573 ~~General Appropriations Act to assist with the payment of~~
574 ~~educational~~ expenses.

575 Section 18. Subsection (2) of section 1009.701, Florida
576 Statutes, is amended to read:

577 1009.701 First Generation Matching Grant Program.—

578 (2) Funds appropriated by the Legislature for the program
579 shall be allocated by the Office of Student Financial Assistance
580 to match private contributions on a dollar-for-dollar-basis.

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581 Beginning in the 2017-2018 fiscal year, the ratio shall be \$2 of
582 state funds to \$1 of private contributions to provide additional
583 funding to increase the number of eligible students receiving
584 the scholarship. After all eligible students are funded,
585 remaining funds may be used to increase award amounts based on
586 financial need. Contributions made to a state university and
587 pledged for the purposes of this section are eligible for state
588 matching funds appropriated for this program and are not
589 eligible for any other state matching grant program. Pledged
590 contributions are not eligible for matching prior to the actual
591 collection of the total funds. The Office of Student Financial
592 Assistance shall reserve a proportionate allocation of the total
593 appropriated funds for each state university on the basis of
594 full-time equivalent enrollment. Funds that remain unmatched as
595 of December 1 shall be reallocated to state universities that
596 have remaining unmatched private contributions for the program
597 on the basis of full-time equivalent enrollment.

598 Section 19. Section 1009.89, Florida Statutes, is amended
599 to read:

600 1009.89 The William L. Boyd, IV, Effective Access to
601 Student Education ~~Florida resident access~~ grants.-

602 (1) The Legislature finds and declares that independent
603 nonprofit colleges and universities eligible to participate in
604 the William L. Boyd, IV, Effective Access to Student Education
605 ~~Florida Resident Access~~ Grant Program are an integral part of

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606 the higher education system in this state and that a significant
607 number of state residents choose this form of higher education.
608 The Legislature further finds that a strong and viable system of
609 independent nonprofit colleges and universities reduces the tax
610 burden on the citizens of the state. Because the William L.
611 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~
612 ~~Access~~ Grant Program is not related to a student's financial
613 need or other criteria upon which financial aid programs are
614 based, it is the intent of the Legislature that the William L.
615 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~
616 ~~Access~~ Grant Program not be considered a financial aid program
617 but rather a tuition assistance program for its citizens.

618 (2) The William L. Boyd, IV, Effective Access to Student
619 Education ~~Florida Resident~~ ~~Access~~ Grant Program shall be
620 administered by the Department of Education. The State Board of
621 Education shall adopt rules for the administration of the
622 program.

623 (3) The department shall issue through the program a
624 William L. Boyd, IV, Effective Access to Student Education
625 ~~Florida resident~~ ~~access~~ grant to any full-time degree-seeking
626 undergraduate student registered at an independent nonprofit
627 college or university which is located in and chartered by the
628 state; which is accredited by the Commission on Colleges of the
629 Southern Association of Colleges and Schools; which grants
630 baccalaureate degrees; which is not a state university or

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631 Florida College System institution; and which has a secular
632 purpose, so long as the receipt of state aid by students at the
633 institution would not have the primary effect of advancing or
634 impeding religion or result in an excessive entanglement between
635 the state and any religious sect. Any independent college or
636 university that was eligible to receive tuition vouchers on
637 January 1, 1989, and which continues to meet the criteria under
638 which its eligibility was established, shall remain eligible to
639 receive William L. Boyd, IV, Effective Access to Student
640 Education ~~Florida resident access~~ grant payments.

641 (4) A person is eligible to receive such William L. Boyd,
642 IV, Effective Access to Student Education ~~Florida resident~~
643 ~~access~~ grant if:

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

647 (b)1. He or she is enrolled as a full-time undergraduate
648 student at an eligible college or university;

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

651 3. He or she is making satisfactory academic progress as
652 defined by the college or university in which he or she is
653 enrolled.

654 (5) (a) Funding for the William L. Boyd, IV, Effective
655 Access to Student Education ~~Florida Resident Access Grant~~

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656 Program for eligible institutions shall be as provided in the
657 General Appropriations Act. The William L. Boyd, IV, Effective
658 Access to Student Education ~~Florida resident access~~ grant may be
659 paid on a prorated basis in advance of the registration period.
660 The department shall make such payments to the college or
661 university in which the student is enrolled for credit to the
662 student's account for payment of tuition and fees. Institutions
663 shall certify to the department the amount of funds disbursed to
664 each student and shall remit to the department any undisbursed
665 advances or refunds within 60 days of the end of regular
666 registration. A student is not eligible to receive the award for
667 more than 9 semesters or 14 quarters, except as otherwise
668 provided in s. 1009.40(3).

669 (b) If the combined amount of the William L. Boyd, IV,
670 Effective Access to Student Education ~~Florida resident access~~
671 grant issued pursuant to this act and all other scholarships and
672 grants for tuition or fees exceeds the amount charged to the
673 student for tuition and fees, the department shall reduce the
674 William L. Boyd, IV, Effective Access to Student Education
675 ~~Florida resident access~~ grant issued pursuant to this act by an
676 amount equal to such excess.

677 (6) If the number of eligible students exceeds the total
678 authorized in the General Appropriations Act, an institution may
679 use its own resources to assure that each eligible student
680 receives the full benefit of the grant amount authorized.

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681 Section 20. The Division of Law Revision and Information
682 is directed to prepare a reviser's bill for the 2018 Regular
683 Session to substitute the term "Effective Access to Student
684 Education Grant Program" for "Florida Resident Access Grant
685 Program" and the term "Effective Access to Student Education
686 grant" for "Florida resident access grant" wherever those terms
687 appear in the Florida Statutes.

688 Section 21. This act shall take effect July 1, 2017.

689

690 -----

691 **T I T L E A M E N D M E N T**

692 Remove everything before the enacting clause and insert:

693

694 A bill to be entitled

695 An act relating to higher education; providing a short
696 title; amending s. 1001.66, F.S.; revising
697 requirements for the performance-based metrics used to
698 award Florida College System institutions with
699 performance-based incentives; amending s. 1001.67,
700 F.S.; revising the Distinguished Florida College
701 System Institution Program excellence standards
702 requirements; amending s. 1001.706, F.S.; providing
703 that each state university must use gap analyses for
704 specified purposes; amending s. 1001.7065, F.S.;
705 revising the preeminent state research universities

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706 program graduation rate requirements and funding
707 distributions; requiring the Board of Governors to
708 establish certain standards by a specified date;
709 amending s. 1001.92, F.S.; requiring certain
710 performance-based metrics to include specified
711 information; prohibiting the adjustment of benchmarks
712 and metrics under certain circumstances; creating s.
713 1004.6497, F.S.; establishing the World Class Faculty
714 and Scholar Program; providing the purpose and intent
715 of the program; authorizing investments in certain
716 faculty retention, recruitment, and recognition
717 activities; specifying funding as provided in the
718 General Appropriations Act; requiring the funds to be
719 used only for authorized purposes and investments;
720 requiring the Board of Governors to submit an annual
721 report to the Governor and the Legislature by a
722 specified date; amending s. 1007.23, F.S.; requiring
723 each Florida College System institution to execute at
724 least one "2+2" targeted pathway articulation
725 agreement by a specified time; providing requirements
726 and student eligibility for the agreements; requiring
727 the State Board of Education and the Board of
728 Governors to collaborate to eliminate barriers for the
729 agreements; amending s. 1007.27, F.S.; requiring
730 school districts to notify students about certain

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731 lists and equivalencies related to articulated
732 acceleration; amending s. 1008.30, F.S.; requiring all
733 degree seeking students to take the common placement
734 test; providing that certain state universities may
735 continue to provide developmental education
736 instruction; amending s. 1008.39, F.S.; requiring the
737 Board of Governors to have access to certain reports
738 maintained by the Department of Economic Opportunity
739 for specified purposes; requiring the Board of
740 Governors to enter into an agreement with the
741 Department of Economic Opportunity to ensure that the
742 board uses certain data for specified purposes only;
743 amending ss. 1009.22 and 1009.23, F.S.; revising the
744 prohibition on the inclusion of a technology fee in
745 the Florida Bright Futures Scholarship Program award;
746 amending s. 1009.24, F.S.; revising the prohibition on
747 the inclusion of a technology fee in the Florida
748 Bright Futures Scholarship Program award; requiring
749 each state university board of trustees to adopt and
750 implement a block tuition policy for specified
751 undergraduate students by a specified academic
752 semester; amending s. 1009.53, F.S.; providing for the
753 distribution of Bright Futures Scholarship funds for a
754 summer term; amending s. 1009.531, F.S.; revising
755 eligibility criteria for initial award of Florida

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756 Bright Futures awards relating to SAT and ACT scores;
757 amending s. 1009.534, F.S.; providing that Florida
758 Academic Scholars award amounts cover specified
759 tuition and fees, textbooks, and other college-related
760 expenses; amending s. 1009.701, F.S.; revising the
761 state-to-private match requirement for contributions
762 to the First Generation Matching Grant Program;
763 amending s. 1009.89, F.S.; renaming the Florida
764 Resident Access Grant Program; providing a directive
765 to the Division of Law Revision and Information;
766 providing an effective date.

767