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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/17/2017	.	
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Appropriations Subcommittee on Higher Education (Galvano)  
recommended the following:

**Senate Amendment**

Delete lines 4131 - 4370  
and insert:

(5) The approval process for baccalaureate degree programs  
requires ~~shall require~~:

(a) Each Florida Community College System institution to  
submit a notice of interest at least 180 days before submitting  
a notice of ~~its~~ intent to propose a baccalaureate degree program  
~~to the Division of Florida Colleges at least 100 days before the~~



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11 ~~submission of its proposal under paragraph (d).~~ The notice of  
12 interest must be submitted into a shared postsecondary database  
13 that allows other postsecondary institutions to preview and  
14 provide feedback on the notice of interest. A written notice of  
15 intent must be submitted to the Chancellor of the Florida  
16 Community College System at least 100 days before the submission  
17 of a baccalaureate degree program proposal under paragraph (c).  
18 The notice of intent must include a brief description of the  
19 program, the workforce demand and unmet need for graduates of  
20 the program to include evidence from entities independent of the  
21 institution, the geographic region to be served, and an  
22 estimated timeframe for implementation. Notices of interest and  
23 intent may be submitted by a Florida Community College System  
24 institution at any time throughout the year. The notice of  
25 intent must also include evidence that the Florida Community  
26 College System institution engaged in need, demand, and impact  
27 discussions with the state university and other regionally  
28 accredited postsecondary education providers in its service  
29 district.

30 (b) The Chancellor of the Florida Community College System  
31 Division of Florida Colleges to forward the notice of intent  
32 submitted pursuant to paragraph (a) and the justification for  
33 the proposed baccalaureate degree program required under  
34 paragraph (c) within 10 business days after receiving such  
35 notice and justification to the Chancellor of the State  
36 University System, the president of the Independent Colleges and  
37 Universities of Florida, and the Executive Director of the  
38 Commission for Independent Education. State universities ~~shall~~  
39 have 60 days following receipt of the notice of intent and



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40 justification by the Chancellor of the State University System  
41 to submit an objection and a reason for the objection to the  
42 proposed baccalaureate degree program, which may include  
43 ~~objections to the proposed new program or submit~~ an alternative  
44 proposal to offer the baccalaureate degree program. The  
45 Chancellor of the State University System shall review the  
46 objection raised by a state university and inform the Board of  
47 Governors of the objection before a state university submits its  
48 objection to the Chancellor of the Florida Community College  
49 System. The Chancellor of the Florida Community College System  
50 must consult with the Chancellor of the State University System  
51 to consider the objection raised by the state university before  
52 the State Board of Community Colleges approves or denies a  
53 Florida Community College System institution's proposal  
54 submitted pursuant to paragraph (c). ~~If a proposal from a state~~  
55 ~~university is not received within the 60-day period,~~ The  
56 Chancellor of the Florida Community College System State Board  
57 ~~of Education~~ shall also provide regionally accredited private  
58 colleges and universities 60 ~~30~~ days to submit an objection and  
59 a reason for the objection to the proposed baccalaureate degree  
60 program, which may include an alternative proposal to offer a  
61 baccalaureate degree program ~~objections to the proposed new~~  
62 ~~program or submit an alternative proposal.~~ Objections by a  
63 regionally accredited private college or university ~~or~~  
64 ~~alternative proposals~~ shall be submitted to the Chancellor of  
65 the Florida Community College System, and the state board must  
66 consider such objections before ~~Division of Florida Colleges and~~  
67 ~~must be considered by the State Board of Education in~~ making its  
68 decision to approve or deny a Florida Community College System



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69 institution's proposal submitted pursuant to paragraph (c).

70 ~~(c) An alternative proposal submitted by a state university~~  
71 ~~or private college or university to adequately address:~~

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

74 ~~2. The extent to which students will be able to complete~~  
75 ~~the degree in the geographic region proposed to be served by the~~  
76 ~~Florida College System institution.~~

77 ~~3. The level of financial commitment of the college or~~  
78 ~~university to the development, implementation, and maintenance~~  
79 ~~of the specified degree program, including timelines.~~

80 ~~4. The extent to which faculty at both the Florida College~~  
81 ~~System institution and the college or university will~~  
82 ~~collaborate in the development and offering of the curriculum.~~

83 ~~5. The ability of the Florida College System institution~~  
84 ~~and the college or university to develop and approve the~~  
85 ~~curriculum for the specified degree program within 6 months~~  
86 ~~after an agreement between the Florida College System~~  
87 ~~institution and the college or university is signed.~~

88 ~~6. The extent to which the student may incur additional~~  
89 ~~costs above what the student would expect to incur if the~~  
90 ~~program were offered by the Florida College System institution.~~

91 (c)(d) Each Florida Community College System institution to  
92 submit a baccalaureate degree program proposal at least 100 days  
93 after submitting the notice of intent. Each proposal must  
94 ~~submitted by a Florida College System institution to, at a~~  
95 ~~minimum, include:~~

96 ~~1. A description of the planning process and timeline for~~  
97 ~~implementation.~~



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98           2. A justification for the proposed baccalaureate degree  
99 program, including, at a minimum, a data-driven ~~An~~ analysis of  
100 workforce demand and unmet need for graduates of the program on  
101 a district, regional, or statewide basis, as appropriate, and  
102 the extent to which the proposed program will meet the workforce  
103 demand and unmet need. The analysis must include workforce and  
104 employment data for the most recent years and projections by the  
105 Department of Economic Opportunity for future years, and a  
106 summary of degree programs similar to the proposed degree  
107 program which are currently offered by state universities or by  
108 independent nonprofit colleges or universities that are eligible  
109 to participate in a grant program pursuant to s. 1009.89 and  
110 which are located in the Florida Community College System  
111 institution's regional service area. The analysis and evidence  
112 must be verified by the Chancellor of the Florida Community  
113 College System ~~including evidence from entities independent of~~  
114 the institution.

115           3. Identification of the facilities, equipment, and library  
116 and academic resources that will be used to deliver the program.

117           4. The program cost analysis of creating a new  
118 baccalaureate degree when compared to ~~alternative proposals and~~  
119 other program delivery options.

120           5. The program's admission requirements, academic content,  
121 curriculum, faculty credentials, student-to-teacher ratios, and  
122 accreditation plan.

123           6. The program's student enrollment ~~projections~~ and funding  
124 requirements, including:

125           a. The impact of the program's enrollment projections on  
126 compliance with the upper-level enrollment provisions under



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127 subsection (6); and

128 b. The institution's efforts to sustain the program at the  
129 cost of tuition and fees for students who are classified as  
130 residents for tuition purposes under s. 1009.21, not to exceed  
131 \$10,000 for the entire degree program, including flexible  
132 tuition and fee rates, and the use of waivers pursuant to s.  
133 1009.26(11).

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

135 (d)(e) The State Board of Community Division of Florida  
136 Colleges to review the proposal, notify the Florida Community  
137 College System institution of any deficiencies in writing within  
138 30 days following receipt of the proposal, and provide the  
139 Florida Community College System institution with an opportunity  
140 to correct the deficiencies. Within 45 days following receipt of  
141 a completed proposal by the State Board of Community Division of  
142 Florida Colleges, the Chancellor of the Florida Community  
143 College System Commissioner of Education shall recommend  
144 approval or disapproval of the proposal to the State Board of  
145 Community Colleges Education. The State Board of Community  
146 Colleges Education shall consider such recommendation, the  
147 proposal, input from the Chancellor of the State University  
148 System and the president of the Independent Colleges and  
149 Universities of Florida, and any objections or alternative  
150 proposals at its next meeting. If the State Board of Community  
151 Colleges Education disapproves the Florida Community College  
152 System institution's proposal, it shall provide the Florida  
153 Community College System institution with written reasons for  
154 that determination.

155 (e)(f) The Florida Community College System institution to



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156 obtain from the Commission on Colleges of the Southern  
157 Association of Colleges and Schools accreditation as a  
158 baccalaureate-degree-granting institution if approved by the  
159 State Board of Community Colleges ~~Education~~ to offer its first  
160 baccalaureate degree program.

161 ~~(f)~~ ~~(g)~~ The Florida Community College System institution to  
162 notify the Commission on Colleges of the Southern Association of  
163 Colleges and Schools of subsequent degree programs that are  
164 approved by the State Board of Community Colleges ~~Education~~ and  
165 to comply with the association's required substantive change  
166 protocols for accreditation purposes.

167 ~~(g)~~ ~~(h)~~ The Florida Community College System institution to  
168 annually report to the State Board of Community Colleges, the  
169 Chancellor of the State University System, and upon request of  
170 ~~the State Board of Education, the Commissioner of Education, the~~  
171 ~~Chancellor of the Florida College System, or the Legislature,~~  
172 ~~report~~ its status using the following performance and compliance  
173 indicators:

- 174 1. Obtaining and maintaining appropriate Southern  
175 Association of Colleges and Schools accreditation;
- 176 2. Maintaining qualified faculty and institutional  
177 resources;
- 178 3. Maintaining student enrollment in previously approved  
179 programs;
- 180 4. Managing fiscal resources appropriately;
- 181 5. Complying with the primary mission and responsibility  
182 requirements in subsections (2) and (3); ~~and~~
- 183 6. Other indicators of success, including program  
184 completions, employment and earnings outcomes, student



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185 acceptance into and performance in graduate programs placements,  
186 and surveys of graduates and employers; and-

187 7. Continuing to meet workforce demand, as provided in  
188 subparagraph (c)2., as demonstrated through a data-driven needs  
189 assessment by the Florida Community College System institution  
190 which is verified by more than one third-party professional  
191 entity that is independent of the institution.

192 8. Complying with the upper-level enrollment provisions  
193 under subsection (6).

194  
195 The State Board of Community Colleges Education, upon annual  
196 review of the baccalaureate degree program performance and  
197 compliance indicators and needs assessment, may require a  
198 Florida Community College System institution's board of trustees  
199 to modify or terminate a baccalaureate degree program authorized  
200 under this section. If the annual review indicates negative  
201 program performance and compliance results, and if the needs  
202 assessment fails to demonstrate a need for the program, the  
203 State Board of Community Colleges must require a Florida  
204 Community College System institution's board of trustees to  
205 terminate that baccalaureate degree program.

206 (6) (a) If the 2015-2016 total upper-level, undergraduate  
207 full-time equivalent enrollment at a Florida Community College  
208 System institution is at or above 8 percent of the 2015-2016  
209 combined total lower-level and upper-level full-time equivalent  
210 enrollment at that institution, the total upper-level  
211 enrollment, as a percentage of the combined enrollment, may not  
212 increase by more than 2 percentage points unless the institution  
213 obtains prior legislative approval.





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214 (b) If the 2015-2016 total upper-level, undergraduate full-  
215 time equivalent enrollment at a Florida Community College System  
216 institution is below 8 percent of the 2015-2016 combined total  
217 lower-level and upper-level full-time equivalent enrollment at  
218 that institution, the total upper-level enrollment, as a  
219 percentage of the combined enrollment, may not increase by more  
220 than 4 percentage points unless the institution obtains prior  
221 legislative approval.

222 (c) Within the 2 percent or 4 percent growth authorized  
223 under paragraph (a) or paragraph (b), for any planned and  
224 purposeful expansion of existing baccalaureate degree programs  
225 or creation of a new baccalaureate program, a community college  
226 must demonstrate satisfactory performance in fulfilling its  
227 primary mission pursuant to s. 1004.65, executing at least one  
228 "2+2" targeted pathway articulation agreement pursuant to s.  
229 1007.23, and meeting or exceeding the performance standards  
230 related to on-time completion and graduation rates under s.  
231 1001.66 for students earning associate of arts or baccalaureate  
232 degrees. The State Board of Community Colleges may not approve a  
233 new baccalaureate degree program proposal for a community  
234 college that does not meet the conditions specified in this  
235 subsection in addition to the other requirements for approval  
236 under this section. Each community college that offers a  
237 baccalaureate degree must annually review each baccalaureate  
238 degree program and annually report to the State Board of  
239 Community Colleges, in a format prescribed by the state board,  
240 current and projected student enrollment for such program,  
241 justification for continuation of each baccalaureate degree  
242 program, and a plan to comply with the upper-level enrollment



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243 provisions of this subsection. A Florida Community College  
244 System institution that does not comply with the requirements of  
245 this section is subject to s. 1001.602(9) and may not report for  
246 funding, the upper-level, undergraduate full-time equivalent  
247 enrollment that exceeds the upper-level enrollment percent  
248 provision of this subsection.

249 (7)-(6) The State Board of Community Colleges Education  
250 shall adopt rules to prescribe format and content requirements  
251 and submission procedures for notices of interest and intent,  
252 baccalaureate degree program proposals, objections, proposals,  
253 alternative proposals, and compliance reviews under subsection  
254 (5).