



404368

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/02/2019	.	
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	.	
	.	

The Committee on Education (Diaz) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (j) is added to subsection (3) of
section 1001.706, Florida Statutes, paragraph (e) of subsection
(5) of that section is amended, and paragraph (i) is added to
that subsection, to read:

1001.706 Powers and duties of the Board of Governors.—

(3) POWERS AND DUTIES RELATING TO ORGANIZATION AND
OPERATION OF STATE UNIVERSITIES.—



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12 (j) The Board of Governors shall require each institution
13 to conduct an annual assessment of the intellectual freedom and
14 viewpoint diversity at that institution. The Board of Governors
15 shall select or create an objective, nonpartisan, and
16 statistically valid survey, to be used by each institution, that
17 considers the extent to which competing ideas and perspectives
18 are presented and members of the university community feel free
19 to express their beliefs and viewpoints on campus and in the
20 classroom. The Board of Governors shall annually compile and
21 publish the assessments by September 1 of each year, beginning
22 with September 1, 2020.

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

24 (e) The Board of Governors shall maintain an effective
25 information system to provide accurate, timely, and cost-
26 effective information about each university. The board shall
27 continue to collect and maintain, at a minimum, management
28 information as such information existed on June 30, 2002. The
29 Office of the Inspector General shall annually verify the
30 accuracy of the data used to implement ss. 1001.7065 and
31 1001.92.

32 (i) The Board of Governors shall match individual student
33 information with information in the files of state and federal
34 agencies that maintain educational and employment records. The
35 board must enter into an agreement with the Department of
36 Economic Opportunity that allows access to the individual
37 reemployment assistance wage records maintained by the
38 department. The agreement must protect individual privacy and
39 provide that student information may be used only for the
40 purposes of auditing or evaluating higher education programs



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41 offered by state universities.

42 Section 2. Subsections (3) through (7) of section
43 1001.7065, Florida Statutes, are renumbered as subsections (4)
44 through (8), respectively, a new subsection (3) is added to that
45 section, and paragraphs (c), (d), (j), (k), and (l) of
46 subsection (2) are amended, to read:

47 1001.7065 Preeminent state research universities program.-

48 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.-The
49 following academic and research excellence standards are
50 established for the preeminent state research universities
51 program:

52 (c) A freshman retention rate of 90 percent or higher for
53 full-time, first-time-in-college students, as reported annually
54 in the Board of Governors Accountability Plan to the Integrated
55 Postsecondary Education Data System (IPEDS).

56 (d) A 4-year graduation rate of 60 percent or higher for
57 full-time, first-time-in-college students, as reported annually
58 in the Board of Governors Accountability Plan to the IPEDS.
59 ~~However, for the 2018 determination of a state university's~~
60 ~~preeminence designation and the related distribution of the~~
61 ~~2018-2019 fiscal year appropriation associated with preeminence~~
62 ~~and emerging preeminence, a university is considered to have~~
63 ~~satisfied this graduation rate measure by attaining a 6-year~~
64 ~~graduation rate of 70 percent or higher by October 1, 2017, for~~
65 ~~full-time, first-time-in-college students, as reported to the~~
66 ~~IPEDS and confirmed by the Board of Governors.~~

67 (j) Four hundred or more doctoral degrees awarded annually,
68 including professional doctoral degrees awarded in medical and
69 health care disciplines, as reported annually in the Board of



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70 ~~Governors Annual~~ Accountability Plan Report.

71 (k) Two hundred or more postdoctoral appointees annually,
72 as reported annually in the Board of Governors Accountability
73 Plan ~~TARU annual report~~.

74 (1) An endowment of \$500 million or more, as reported
75 annually in the Board of Governors ~~Annual~~ Accountability Plan
76 Report.

77 (3) The Board of Governors shall use its 2019
78 Accountability Plan for determining a state university's
79 preeminence designation and distributing awards for the 2019-
80 2020 fiscal year appropriation. This subsection shall expire on
81 July 1, 2020.

82 Section 3. Subsection (1) of section 1001.92, Florida
83 Statutes, is amended to read:

84 1001.92 State University System Performance-Based
85 Incentive.—

86 (1) A State University System Performance-Based Incentive
87 shall be awarded to state universities using performance-based
88 metrics adopted by the Board of Governors of the State
89 University System. Beginning with the Board of Governors'
90 determination of each university's performance improvement and
91 achievement ratings ~~for 2018~~, and the related distribution of
92 the annual 2018-2019 fiscal year appropriation, the performance-
93 based metrics must include:

94 (a) 4-year graduation rates;

95 (b) Beginning in fiscal year 2020-2021, 2-year graduation
96 rates for full-time 2+2 associate degree transfer students from
97 Florida College System institutions, with points deducted for
98 decreases in the enrollment of associate in arts degree transfer



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99 students;

100 (c) Retention rates;

101 (d) Postgraduation education rates;

102 (e) Degree production;

103 (f) Affordability;

104 (g) Postgraduation employment and salaries, including wage
105 thresholds that reflect the added value of a baccalaureate
106 degree;

107 (h) Access rate, based on the percentage of undergraduate
108 students enrolled during the fall term who received a Pell Grant
109 during the fall term;

110 (i) Beginning in fiscal year 2020-2021, 6-year graduation
111 rates for students who are eligible for a Pell Grant as compared
112 with students who are not eligible for a Pell Grant, with points
113 deducted for decreases in the enrollment of students who are
114 eligible for a Pell Grant; and

115 (j) Beginning in fiscal year 2020-2021, the percent of
116 students graduating without excess hours.

117
118 The Board of Governors may approve ~~and other metrics approved by~~
119 ~~the board~~ in a publicly formally noticed meeting. The board
120 shall adopt benchmarks to evaluate each state university's
121 performance on the metrics to measure the state university's
122 achievement of institutional excellence or need for improvement
123 and minimum requirements for eligibility to receive performance
124 funding. Benchmarks and metrics may not be adjusted after
125 university performance data has been received by the Board of
126 Governors ~~Access rate benchmarks must be differentiated and~~
127 ~~scored to reflect the varying access rate levels among the state~~



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128 ~~universities; however, the scoring system may not include bonus~~
129 ~~points.~~

130 Section 4. Section 1001.92(1)(h), Florida Statutes, as
131 amended by this act is repealed on June 30, 2020.

132 Section 5. Paragraph (b) of subsection (2) of section
133 1004.28, Florida Statutes, is amended to read:

134 1004.28 Direct-support organizations; use of property;
135 board of directors; activities; audit; facilities.—

136 (2) USE OF PROPERTY.—

137 (b) The board of trustees, in accordance with regulations
138 and guidelines of the Board of Governors, shall prescribe by
139 regulation conditions with which a university direct-support
140 organization must comply in order to use property, facilities,
141 or personal services at any state university, including that
142 personal services must comply with s. 1012.976. Such regulations
143 shall provide for budget and audit review and oversight by the
144 board of trustees, including thresholds for approval of
145 purchases, acquisitions, projects, and issuance of debt.

146 ~~Beginning No later than~~ July 1, 2019, the transfer of a state
147 appropriation by the board of trustees to any direct-support
148 organization and its not-for-profit subsidiaries and affiliates
149 may ~~only~~ include only funds pledged for capital projects.

150 ~~Beginning July 1, 2019, and annually thereafter,~~ Each university
151 board of trustees shall annually report to the Legislature the
152 amount of state appropriations transferred to any direct-support
153 organization and its not-for-profit subsidiaries and affiliates
154 during the previous fiscal year, the purpose for which the funds
155 were transferred, and the remaining balance of any funds
156 transferred.



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157 Section 6. Subsections (1), (4), and (5), and paragraph (a)
158 of subsection (6) of section 1004.335, Florida Statutes, are
159 amended to read:

160 1004.335 Accreditation consolidation of University of South
161 Florida branch campuses.—

162 (1) The University of South Florida Consolidation Planning
163 Study and Implementation Task Force is established to develop
164 recommendations to improve service to students by phasing out
165 the separate accreditation of the University of South Florida
166 St. Petersburg branch campus and the University of South Florida
167 Sarasota/Manatee branch campus, which were conferred by the
168 Southern Association of Colleges and Schools Commission on
169 Colleges (SACSCOC) pursuant to ss. 1004.33 and 1004.34,
170 respectively.

171 (4) No later than February 15, 2019, the task force must
172 submit a report to the University of South Florida Board of
173 Trustees which includes, at a minimum, recommendations on the
174 following:

175 (a) Identification of specific degrees in programs of
176 strategic significance, including health care, science,
177 technology, engineering, mathematics, and other program
178 priorities to be offered at the University of South Florida St.
179 Petersburg branch campus and the University of South Florida
180 Sarasota/Manatee branch campus and the timeline for the
181 development and delivery of programs on each campus;

182 (b) Maintaining the unique identity of each campus and an
183 assessment of whether a separate educational mission is
184 beneficial to the future of each campus;

185 (c) Maintaining faculty input from all campuses during the



186 review and development of general education requirements to
187 reflect the distinctive identity of each campus;

188 (d) Developing the research capacity at each campus;

189 (e) Equitable distribution of programs and resources to
190 establish pathways to admission for all students who require
191 bridge programming and financial aid;

192 (f) Establishing budget transparency and accountability
193 regarding the review and approval of student fees among
194 campuses, including fee differentials and athletic fees, to
195 enable the identification of the equitable distribution of
196 resources to each campus, including the University of South
197 Florida Health; and

198 (g) Developing and delivering integrated academic programs,
199 student and faculty governance, and administrative services to
200 better serve the students, faculty, and staff at the University
201 of South Florida College of Marine Science, the University of
202 South Florida Sarasota/Manatee branch campus, and the University
203 of South Florida St. Petersburg branch campus.

204 (5) No later than March 15, 2019, the Board of Trustees of
205 the University of South Florida, after considering the
206 recommendations of the task force, must adopt and submit to the
207 Board of Governors an implementation plan that:

208 (a) Establishes a timeline for each step that is necessary
209 to terminate the separate accreditation for each campus no later
210 than June 30, 2020, while maintaining branch campus status for
211 both campuses, so that there is no lapse in institutional
212 accreditation for any campus during the phasing-out process.

213 (b) Minimizes disruption to students attending any the
214 University of South Florida or any of its branch campuses ~~campus~~



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215 so that the consolidation of SACSCOC accreditation does not
216 impede a student's ability to graduate within 4 years after
217 initial first-time-in-college enrollment.

218 (c) Requires that, on or before July 1, 2020, the entirety
219 of the University of South Florida, including all branch
220 campuses and other component units of the university, operate
221 under a single institutional accreditation from the SACSCOC.

222 (d) Requires that, on each regularly scheduled submission
223 date subsequent to July 1, 2020, the University of South Florida
224 report consolidated data for all of the university's campuses
225 and students to the Integrated Postsecondary Education Data
226 System and to the Board of Governors. The Board of Governors
227 shall use the consolidated data for purposes of determining
228 eligibility for funding pursuant to ss. 1001.7065 and 1001.92.

229 (6) Notwithstanding ss. 1001.7065 and 1001.92 or any Board
230 of Governors regulation to the contrary relating to the
231 calculation of graduation rates and retention rates, a student
232 who meets all of the following criteria may not be counted by
233 the Board of Governors when calculating or confirming the
234 graduation rate or the retention rate of the University of South
235 Florida under those sections:

236 (a) The student was admitted to and initially enrolled
237 before the spring 2020 semester as a first-time-in-college
238 student at the University of South Florida St. Petersburg branch
239 campus or the University of South Florida Sarasota/Manatee
240 branch campus.

241 Section 7. Paragraph (b) of subsection (4) and paragraph
242 (b) of subsection (5) of section 1004.41, Florida Statutes, are
243 amended, paragraph (g) is added to subsection (4), and paragraph



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244 (f) is added to subsection (5) of that section, to read:
245 1004.41 University of Florida; J. Hillis Miller Health
246 Center.—
247 (4)
248 (b) The University of Florida Board of Trustees shall
249 provide in the lease or by separate contract or agreement with
250 Shands Teaching Hospital and Clinics, Inc., for the following:
251 1. Approval of the articles of incorporation of Shands
252 Teaching Hospital and Clinics, Inc., by the University of
253 Florida Board of Trustees.
254 2. Governance of Shands Teaching Hospital and Clinics,
255 Inc., by a board of directors appointed, subject to removal, and
256 chaired by the President of the University of Florida, or his or
257 her designee, and vice chaired by the Vice President for Health
258 Affairs of the University of Florida or his or her designee. The
259 University of Florida Board of Trustees shall approve all
260 appointments to the board and its not-for-profit subsidiaries
261 and affiliates.
262 3. Use of hospital facilities and personnel in support of
263 community service and patient care, research programs, and the
264 teaching roles of the health center.
265 4. Continued recognition of the collective bargaining units
266 and collective bargaining agreements as currently composed and
267 recognition of the certified labor organizations representing
268 those units and agreements.
269 5. Use of hospital facilities and personnel in connection
270 with research programs conducted by the health center.
271 6. Reimbursement to Shands Teaching Hospital and Clinics,
272 Inc., for indigent patients, state-mandated programs,



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273 underfunded state programs, and costs to Shands Teaching
274 Hospital and Clinics, Inc., for support of the teaching and
275 research programs of the health center. Such reimbursement shall
276 be appropriated to either the health center or Shands Teaching
277 Hospital and Clinics, Inc., each year by the Legislature after
278 review and approval of the request for funds.

279 7. Audit of the financial statements of Shands Teaching
280 Hospital and Clinics, Inc., in accordance with generally
281 accepted accounting principles as prescribed by the Governmental
282 Accounting Standards Board for a separate corporation affiliated
283 with a government entity that holds a voting majority interest
284 of the affiliated corporation's governing board. The financial
285 statements shall be provided to the University of Florida Board
286 of Trustees for attachment to its audited financial statement
287 which is provided to the Auditor General. The University of
288 Florida may obtain additional financial information from Shands
289 Teaching Hospital and Clinics, Inc., upon request by the Auditor
290 General. This subparagraph applies equally to any not-for-profit
291 subsidiary of Shands Teaching Hospital and Clinics, Inc., which
292 directly delivers health care services and also qualifies as an
293 instrumentality of the state under the governance control and
294 the primary purpose standards specified in this section.

295 (g) Beginning July 1, 2019, the transfer of state
296 appropriations by the University of Florida Board of Trustees to
297 Shands Teaching Hospital and Clinic, Inc., and its not-for-
298 profit subsidiaries and affiliates may only include funds
299 pledged for capital projects, for the delivery of health care
300 services, as matching dollars for intergovernmental services, or
301 for funding graduate medical education.



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302 (5)
303 (b) The University of Florida Board of Trustees shall
304 provide in the lease or by separate contract or agreement with
305 Shands Jacksonville Medical Center, Inc., and Shands
306 Jacksonville HealthCare, Inc., for the following:
307 1. Approval of the articles of incorporation of Shands
308 Jacksonville Medical Center, Inc., and of Shands Jacksonville
309 HealthCare, Inc., by the University of Florida Board of
310 Trustees, which may act through the president of the university
311 or his or her designee. In approving the articles of
312 incorporation of Shands Jacksonville Medical Center, Inc., and
313 of Shands Jacksonville HealthCare, Inc., the president of the
314 university, or his or her designee, may act as the chair of the
315 board of directors, or the president of the university or his or
316 her designee or members of the University of Florida Board of
317 Trustees may act as the approving body of Shands Jacksonville
318 Medical Center, Inc., or Shands Jacksonville HealthCare, Inc.
319 2. Governance of Shands Jacksonville Medical Center, Inc.,
320 and of Shands Jacksonville HealthCare, Inc., by boards of
321 directors appointed, subject to removal, and chaired by the
322 President of the University of Florida, or his or her designee.
323 One director of each board may be so appointed after being
324 nominated by the mayor of the City of Jacksonville subject to
325 the applicable standards for directors of such board. If there
326 is a vice chair of the board of directors of Shands Jacksonville
327 Medical Center, Inc., or Shands Jacksonville HealthCare, Inc.,
328 the Vice President for Health Affairs of the University of
329 Florida, or his or her designee or the designee of the president
330 of the university, shall hold that position. The University of



331 Florida Board of Trustees shall approve all appointments to the
332 board and its not-for-profit subsidiaries and affiliates.

333 3. Use of the Shands Jacksonville Medical Center, Inc.,
334 hospital facilities and personnel in support of community
335 service and patient care, research programs, and the teaching
336 roles of the health center of the University of Florida Board of
337 Trustees.

338 4. Reimbursement to Shands Jacksonville Medical Center,
339 Inc., for indigent patients, state-mandated programs,
340 underfunded state programs, and costs to the not-for-profit
341 corporation for support of the teaching and research programs of
342 the health center. Such reimbursement shall be appropriated to
343 either the health center or the not-for-profit corporation each
344 year by the Legislature after review and approval of the request
345 for funds.

346 5. Audit of the financial statements of Shands Jacksonville
347 Medical Center, Inc., and Shands Jacksonville HealthCare, Inc.,
348 in accordance with generally accepted accounting principles as
349 prescribed by the Governmental Accounting Standards Board for a
350 separate corporation affiliated with a government entity that
351 holds a voting majority interest of the affiliated corporation's
352 governing board. The financial statements shall be provided to
353 the University of Florida Board of Trustees for attachment to
354 its audited financial statement which is provided to the Auditor
355 General. The University of Florida may obtain additional
356 financial information from Shands Jacksonville Medical Center,
357 Inc., and Shands Jacksonville HealthCare, Inc., upon request by
358 the Auditor General. This subparagraph applies equally to any
359 not-for-profit subsidiary which directly delivers health care



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360 services and also qualifies as an instrumentality of the state
361 under the governance control and primary purpose standards
362 specified in this section.

363 (f) Beginning July 1, 2019, the transfer of state
364 appropriations by the University of Florida Board of Trustees to
365 Shands Jacksonville Medical Center, Inc., and Shands
366 Jacksonville HealthCare, Inc., and any of their not-for-profit
367 subsidiaries and affiliates may only include funds pledged for
368 capital projects, for the delivery of health care services, as
369 matching dollars for intergovernmental services, or for funding
370 graduate medical education.

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

373 1007.23 Statewide articulation agreement.—

374 (7) The articulation agreement must specifically provide
375 for a reverse transfer agreement for Florida College System
376 associate in arts degree-seeking students who transfer to a
377 state university before earning an associate in arts degree.
378 Students must be awarded an associate in arts degree by the
379 Florida College System institution upon completion of degree
380 requirements at the state university if the student earned a
381 majority of the credit hours from the Florida College System
382 institution. State universities must identify students who have
383 completed requirements for the associate in arts degree and
384 transfer credits earned at the state university back to the
385 Florida College System institution so that the associate in arts
386 degree may be awarded by the Florida College System institution.

387 Section 9. Upon the expiration and reversion of the
388 amendment made to section 1009.215, Florida Statutes, pursuant



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389 to section 13, chapter 2018-10, Laws of Florida, subsection (3)
390 of section 1009.215, Florida Statutes, is amended to read:

391 1009.215 Student enrollment pilot program for the spring
392 and summer terms.-

393 (3) Students who are enrolled in the pilot program and who
394 are eligible to receive Bright Futures Scholarships under ss.
395 1009.53-1009.536 shall be eligible to receive the scholarship
396 award for attendance during the spring and summer terms. This
397 student cohort shall also be eligible to receive Bright Futures
398 Scholarships for the fall semester term to be used for off-
399 campus or online coursework, if Bright Futures Scholarship
400 funding is provided by the Legislature for three terms for that
401 academic year for other eligible students no more than 2
402 semesters or the equivalent in any fiscal year, including the
403 summer term.

404 Section 10. Subsection (16) of section 1009.24, Florida
405 Statutes, is amended to read:

406 1009.24 State university student fees.-

407 (16) Each university board of trustees may establish a
408 tuition differential for undergraduate courses upon receipt of
409 approval from the Board of Governors. However, beginning July 1,
410 2014, the Board of Governors may only approve the establishment
411 of or an increase in tuition differential for a state research
412 university designated as a preeminent state research university
413 pursuant to s. 1001.7065(4) ~~s. 1001.7065(3)~~. The tuition
414 differential shall promote improvements in the quality of
415 undergraduate education and shall provide financial aid to
416 undergraduate students who exhibit financial need.

417 (a) Seventy percent of the revenues from the tuition



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418 differential shall be expended for purposes of undergraduate
419 education. Such expenditures may include, but are not limited
420 to, increasing course offerings, improving graduation rates,
421 increasing the percentage of undergraduate students who are
422 taught by faculty, decreasing student-faculty ratios, providing
423 salary increases for faculty who have a history of excellent
424 teaching in undergraduate courses, improving the efficiency of
425 the delivery of undergraduate education through academic
426 advisement and counseling, and reducing the percentage of
427 students who graduate with excess hours. This expenditure for
428 undergraduate education may not be used to pay the salaries of
429 graduate teaching assistants. Except as otherwise provided in
430 this subsection, the remaining 30 percent of the revenues from
431 the tuition differential, or the equivalent amount of revenue
432 from private sources, shall be expended to provide financial aid
433 to undergraduate students who exhibit financial need, including
434 students who are scholarship recipients under s. 1009.984, to
435 meet the cost of university attendance. This expenditure for
436 need-based financial aid shall not supplant the amount of need-
437 based aid provided to undergraduate students in the preceding
438 fiscal year from financial aid fee revenues, the direct
439 appropriation for financial assistance provided to state
440 universities in the General Appropriations Act, or from private
441 sources. The total amount of tuition differential waived under
442 subparagraph (b)7. may be included in calculating the
443 expenditures for need-based financial aid to undergraduate
444 students required by this subsection. If the entire tuition and
445 fee costs of resident students who have applied for and received
446 Pell Grant funds have been met and the university has excess



447 funds remaining from the 30 percent of the revenues from the
448 tuition differential required to be used to assist students who
449 exhibit financial need, the university may expend the excess
450 portion in the same manner as required for the other 70 percent
451 of the tuition differential revenues.

452 (b) Each tuition differential is subject to the following
453 conditions:

454 1. The tuition differential may be assessed on one or more
455 undergraduate courses or on all undergraduate courses at a state
456 university.

457 2. The tuition differential may vary by course or courses,
458 by campus or center location, and by institution. Each
459 university board of trustees shall strive to maintain and
460 increase enrollment in degree programs related to math, science,
461 high technology, and other state or regional high-need fields
462 when establishing tuition differentials by course.

463 3. For each state university that is designated as a
464 preeminent state research university by the Board of Governors,
465 pursuant to s. 1001.7065, the aggregate sum of tuition and the
466 tuition differential may be increased by no more than 6 percent
467 of the total charged for the aggregate sum of these fees in the
468 preceding fiscal year. The tuition differential may be increased
469 if the university meets or exceeds performance standard targets
470 for that university established annually by the Board of
471 Governors for the following performance standards, amounting to
472 no more than a 2-percent increase in the tuition differential
473 for each performance standard:

474 a. An increase in the 4-year graduation rate for full-time,
475 first-time-in-college students, as reported annually to the



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476 Integrated Postsecondary Education Data System.

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

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

480 4. The aggregate sum of undergraduate tuition and fees per
481 credit hour, including the tuition differential, may not exceed
482 the national average of undergraduate tuition and fees at 4-year
483 degree-granting public postsecondary educational institutions.

484 5. Beneficiaries having prepaid tuition contracts pursuant
485 to s. 1009.98(2)(b) which were in effect on July 1, 2007, and
486 which remain in effect, are exempt from the payment of the
487 tuition differential.

488 6. The tuition differential may not be charged to any
489 student who was in attendance at the university before July 1,
490 2007, and who maintains continuous enrollment.

491 7. The tuition differential may be waived by the university
492 for students who meet the eligibility requirements for the
493 Florida public student assistance grant established in s.
494 1009.50.

495 8. Subject to approval by the Board of Governors, the
496 tuition differential authorized pursuant to this subsection may
497 take effect with the 2009 fall term.

498 (c) A university board of trustees may submit a proposal to
499 the Board of Governors to implement a tuition differential for
500 one or more undergraduate courses. At a minimum, the proposal
501 shall:

502 1. Identify the course or courses for which the tuition
503 differential will be assessed.

504 2. Indicate the amount that will be assessed for each



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505 tuition differential proposed.

506 3. Indicate the purpose of the tuition differential.

507 4. Indicate how the revenues from the tuition differential
508 will be used.

509 5. Indicate how the university will monitor the success of
510 the tuition differential in achieving the purpose for which the
511 tuition differential is being assessed.

512 (d) The Board of Governors shall review each proposal and
513 advise the university board of trustees of approval of the
514 proposal, the need for additional information or revision to the
515 proposal, or denial of the proposal. The Board of Governors
516 shall establish a process for any university to revise a
517 proposal or appeal a decision of the board.

518 (e) The Board of Governors shall submit a report to the
519 President of the Senate, the Speaker of the House of
520 Representatives, and the Governor describing the implementation
521 of the provisions of this subsection no later than February 1 of
522 each year. The report shall summarize proposals received by the
523 board during the preceding fiscal year and actions taken by the
524 board in response to such proposals. In addition, the report
525 shall provide the following information for each university that
526 has been approved by the board to assess a tuition differential:

527 1. The course or courses for which the tuition differential
528 was assessed and the amount assessed.

529 2. The total revenues generated by the tuition
530 differential.

531 3. With respect to waivers authorized under subparagraph
532 (b)7., the number of students eligible for a waiver, the number
533 of students receiving a waiver, and the value of waivers



534 provided.

535 4. Detailed expenditures of the revenues generated by the
536 tuition differential.

537 5. Changes in retention rates, graduation rates, the
538 percentage of students graduating with more than 110 percent of
539 the hours required for graduation, pass rates on licensure
540 examinations, the number of undergraduate course offerings, the
541 percentage of undergraduate students who are taught by faculty,
542 student-faculty ratios, and the average salaries of faculty who
543 teach undergraduate courses.

544 (f) No state university shall be required to lower any
545 tuition differential that was approved by the Board of Governors
546 and in effect prior to January 1, 2009, in order to comply with
547 the provisions of this subsection.

548 Section 11. Subsection (4) of section 1011.90, Florida
549 Statutes, is amended to read:

550 1011.90 State university funding.—

551 (4) The Board of Governors shall establish and validate a
552 cost-estimating system consistent with the requirements of
553 subsection (1) and shall report as part of its legislative
554 budget request the actual expenditures for the fiscal year
555 ending the previous June 30. The legislative budget request must
556 also include 5-year trend information on the number of faculty
557 and administrators at each university. The Board of Governors,
558 by regulation, shall define faculty and administrative personnel
559 classifications and shall also report the definitions in the
560 legislative budget request. The growth rate of administrators at
561 any state university may not exceed the growth rate of faculty.
562 Expenditure analysis, operating budgets, and annual financial



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563 statements of each university must be prepared using the
564 standard financial reporting procedures and formats prescribed
565 by the Board of Governors. These formats shall be the same as
566 used for the 2000-2001 fiscal year reports. Any revisions to
567 these financial and reporting procedures and formats must be
568 approved by the Executive Office of the Governor and the
569 appropriations committees of the Legislature jointly under the
570 provisions of s. 216.023(3). The Board of Governors shall
571 continue to collect and maintain at a minimum management
572 information existing on June 30, 2002. The expenditure analysis
573 report shall include total expenditures from all sources for the
574 general operation of the university and shall be in such detail
575 as needed to support the legislative budget request.

576 Section 12. This act shall take effect July 1, 2019.

577
578 ===== T I T L E A M E N D M E N T =====

579 And the title is amended as follows:

580 Delete everything before the enacting clause
581 and insert:

582 A bill to be entitled
583 An act relating to the organization and operation of
584 state universities; amending s. 1001.706, F.S.;
585 requiring the Board of Governors to require state
586 universities to conduct an annual assessment related
587 to intellectual freedom and viewpoint diversity at
588 each state university; providing requirements for the
589 Board of Governors relating to such assessment;
590 providing requirements for the Office of Inspector
591 General; requiring the Board of Governors to match



592 certain student information with specified educational
593 and employment records; requiring the Board of
594 Governors to enter into an agreement with the
595 Department of Economic Opportunity for certain
596 purposes; providing requirements for such agreement;
597 amending s. 1001.7065, F.S.; revising the standards
598 for the preeminent state research universities
599 program; requiring the Board of Governors to use a
600 certain plan for determining preeminence designations
601 and awards for a specified fiscal year; providing for
602 the expiration of a certain requirement; amending s.
603 1001.92, F.S.; revising the state university system
604 performance-based incentives; revising the
605 performance-based metrics to include specific data
606 beginning in a certain fiscal year; authorizing the
607 Board of Governors to approve other metrics;
608 prohibiting the adjustment of such metrics once
609 specified data has been received; providing for the
610 future repeal of s. 1001.92(1)(h), F.S., relating to a
611 specific performance-based metric for the State
612 University System Performance-Based Incentive;
613 amending s. 1004.28, F.S.; providing that state
614 appropriations transferred to specified entities by
615 state university boards of trustees may only be used
616 for specified purposes; revising a specified reporting
617 requirement; amending s. 1004.335, F.S.; clarifying
618 that the University of South Florida St. Petersburg
619 and the University of South Florida Sarasota/Manatee
620 are branch campuses; amending s. 1004.41, F.S.;



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621 requiring the University of Florida Board of Trustees
622 to approve appointments to specified boards of
623 directors and other entities relating to the J. Hillis
624 Miller Health Center; providing that state
625 appropriations transferred to certain entities by the
626 University of Florida Board of Trustees may be used
627 only for specified purposes; amending s. 1007.23,
628 F.S.; requiring the statewide articulation agreement
629 to provide for a reverse transfer agreement; providing
630 for an associate degree to be awarded to certain
631 students by Florida College System institutions;
632 providing requirements for state universities in that
633 process; amending s. 1009.215, F.S.; providing that
634 students enrolled in a specified pilot program who are
635 eligible to receive Bright Futures Scholarships are
636 also eligible for such scholarship funds for
637 designated terms under specified circumstances;
638 amending s. 1009.24, F.S.; conforming a cross-
639 reference; amending s. 1011.90, F.S.; providing
640 requirements for certain legislative budget requests;
641 requiring the Board of Governors to adopt regulations
642 to provide specified definitions; prohibiting
643 administrator growth rate from exceeding faculty
644 growth rate; providing an effective date.