

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Smith, C. offered the following:

Amendment (with title amendment)

Remove lines 40-135 and insert:

Section 1. The boards of trustees of the University of Central Florida and Florida Polytechnic University shall submit to the Commission on Colleges of the Southern Association of Colleges and Schools an application for merger. Upon approval by the Commission on Colleges of the Southern Association of Colleges and Schools of the application for merger, the boards of trustees shall submit an implementation plan to the Board of Governors, which shall monitor the fidelity of the

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13 implementation of the plan. Under the implementation plan the
14 following transfers shall be made:

15 (1) All real and personal property, licenses and
16 associated revenues, existing contracts, unexpended balances,
17 appropriations, allocations, funds, and mutually agreed-upon
18 obligations, responsibilities, and liabilities of the Florida
19 Polytechnic University shall be transferred to the University of
20 Central Florida.

21 (2) All Florida Industrial and Phosphate Research
22 Institute programs, functions, offices, records, faculty
23 positions, and staff positions of the Florida Polytechnic
24 University shall be transferred to the University of Central
25 Florida.

26 Section 2. Upon approval by the Commission on Colleges of
27 the Southern Association of Colleges and Schools of the
28 application for merger, Florida Polytechnic University shall
29 take appropriate action to obtain all consents required by the
30 Federal Communications Commission and third parties before
31 assigning the educational broadband service station license that
32 has a Federal Communications Commission-issued reference point
33 in Polk County to the University of Central Florida. Upon
34 obtaining such consents, and upon the approval of the Federal
35 Communications Commission, Florida Polytechnic University shall
36 assign the license, including the excess capacity lease
37 agreement for the license, to the University of Central Florida,

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38 which shall assume the benefits, obligations, and liabilities as
39 the successor in interest, including all regulatory and
40 contractual responsibilities. This section is contingent upon
41 the approval of the assignment of the lease by the Federal
42 Communications Commission.

43 Section 3. The boards of trustees of the University of
44 Central Florida and New College of Florida shall submit to the
45 Commission on Colleges of the Southern Association of Colleges
46 and Schools an application for merger. Upon approval by the
47 Commission on Colleges of the Southern Association of Colleges
48 and Schools of the merger, the boards of trustees shall submit
49 an implementation plan to the Board of Governors, which shall
50 monitor the fidelity of the implementation of the plan. Under
51 the implementation plan all real and personal property, licenses
52 and associated revenues, existing contracts, unexpended
53 balances, appropriations, allocations, funds, and mutually
54 agreed-upon obligations, responsibilities, and liabilities of
55 New College of Florida shall be transferred to the University of
56 Central Florida.

57 Section 4. The tuition and fees established by the Board
58 of Governors for Florida Polytechnic University and New College
59 of Florida shall remain in place for undergraduate and graduate
60 students of Florida Polytechnic University and New College of
61 Florida, respectively, until such students graduate.

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62 Section 5. The boards of trustees of the University of
63 Central Florida, Florida Polytechnic University, and New College
64 of Florida and their respective officers, trustees, employees,
65 attorneys, and agents, are immune from all civil liability
66 pertaining to or arising from compliance with this act,
67 including the transfers required in sections 1., 2., and 3. of
68 this act.

69 Section 6. Subsection (5) is added to section 1004.32,
70 Florida Statutes, to read:

71 1004.32 New College of Florida.—

72 (5) This section shall stand repealed upon approval by the
73 Commission on Colleges of the Southern Association of Colleges
74 and Schools of the merger of the University of Central Florida
75 and New College of Florida.

76 Section 7. Subsection (4) is added to section 1004.345,
77 Florida Statutes, to read:

78 1004.345 The Florida Polytechnic University.—

79 (4) This section shall stand repealed upon approval by the
80 Commission on Colleges of the Southern Association of Colleges
81 and Schools of the merger of the University of Central Florida
82 and Florida Polytechnic University.

83 Section 8. Section 1004.3451, Florida Statutes, is amended
84 to read:

85 1004.3451 Direct-support organization for Florida
86 Polytechnic University.—In accordance with s. 1004.28 and the

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87 regulations of the Board of Governors, the Board of Trustees of
 88 the Florida Polytechnic University may certify a direct-support
 89 organization to serve the Florida Polytechnic University. Upon
 90 approval by the Commission on Colleges of the Southern
 91 Association of Colleges and Schools of the application for
 92 merger, the Board of Trustees of the Florida Polytechnic
 93 University of South Florida, in conjunction with the University
 94 of Central South Florida Foundation, shall develop and implement
 95 a plan to transfer, after obtaining consent from the appropriate
 96 donors, assets derived from donations intended for the
 97 enhancement of the University of South Florida Polytechnic
 98 campus to the University of Central Florida Foundation. This
 99 section shall stand repealed upon approval by the Commission on
 100 Colleges of the Southern Association of Colleges and Schools of
 101 the merger of the University of Central Florida and Florida
 102 Polytechnic

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

106 Remove lines 3-21 and insert:
 107 boards of trustees of the University of Central
 108 Florida and Florida Polytechnic University to submit a
 109 merger application to a specified entity and an
 110 implementation plan to the Board of Governors;
 111 providing for the transfer of the Florida Polytechnic

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112 University to the University of Central Florida;
113 requiring Florida Polytechnic University to take
114 specified actions to obtain consents for the transfer
115 of a specified educational broadband service station
116 license; requiring Florida Polytechnic University to
117 assign the license for such service station to the
118 University of Central Florida; providing duties and
119 responsibilities of the University of Central Florida;
120 requiring the boards of trustees of the University of
121 Central Florida and New College of Florida to submit a
122 merger application to a specified entity and an
123 implementation plan to the Board of Governors;
124 providing for the transfer of New College of Florida
125 to the University of Central Florida; requiring the
126 tuition

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