

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Rodrigues, R. offered the following:

2

3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Subsection (21) of section 287.057, Florida
6 Statutes, is amended to read:

7 287.057 Procurement of commodities or contractual
8 services.—

9 (21) An agency may contract for services with any
10 independent, nonprofit college or university which is located
11 within the state on the same basis as it may contract with any
12 state university or college if the independent, nonprofit
13 college or university:

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14 (a) and Is accredited by the Southern Association of
15 Colleges and Schools; ~~or, on the same basis as it may contract~~
16 ~~with any state university and college~~

17 (b) Is authorized to operate within this state pursuant to
18 chapter 1005, offers a professional degree, and is accredited by
19 the Middle States Commission on Higher Education.

20 Section 2. Paragraph (c) of subsection (18) of section
21 1001.03, Florida Statutes, is amended to read:

22 1001.03 Specific powers of State Board of Education.—

23 (18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of
24 Education shall develop and submit the prioritized list required
25 by s. 1013.64(4). Projects considered for prioritization shall
26 be chosen from a preliminary selection group which shall include
27 the list of projects maintained pursuant to paragraph (d) and
28 the top two priorities of each Florida College System
29 institution.

30 (c) A new construction, remodeling, or renovation project
31 that has not received an appropriation in a previous year shall
32 not be considered for inclusion on the prioritized list required
33 by s. 1013.64(4), unless:

34 1. A plan is provided to reserve funds in an escrow
35 account, specific to the project, into which shall be deposited
36 each year an amount of funds equal to 0.5 percent of the total
37 value of the building for future maintenance;

38 2. There exists ~~are~~ sufficient capacity within the cash

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39 and bonding estimate of funds by the Revenue Estimating
40 Conference to accommodate the project ~~excess funds from the~~
41 ~~allocation provided pursuant to s. 1013.60 within the 3-year~~
42 ~~Public Education Capital Outlay funding cycle ~~planning period~~~~
43 ~~which are not needed to complete the projects listed pursuant to~~
44 ~~paragraph (d); and~~

45 3. The project has been recommended pursuant to s.
46 1013.31.

47 Section 3. Subsection (19) of section 1001.64, Florida
48 Statutes, is amended to read:

49 1001.64 Florida College System institution boards of
50 trustees; powers and duties.—

51 (19) Each board of trustees shall appoint, suspend, or
52 remove the president of the Florida College System institution.
53 The board of trustees shall ~~may~~ appoint a search committee. The
54 search committee shall be comprised of no more than 15 members,
55 three of whom must be members of the board of trustees and, if
56 applicable, one of whom must be the president of the alumni
57 association or his or her designee. Additional members must be
58 individuals from the institution's faculty, the student body,
59 the institution's foundation board, and, if applicable, the
60 institution's financing corporation board. However, none of the
61 individuals selected to serve on the search committee may hold
62 positions that report directly to the president. In addition,
63 the chair of the board of trustees may consider appointing

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64 alumni, donors, and members from the community where the
65 institution is located to serve on the search committee. The
66 chair of the board of trustees shall appoint a member of the
67 search committee who is a member of the board of trustees to
68 serve as chair of the committee. A search committee must
69 recommend at least three candidates for selection by the board
70 of trustees. The board of trustees shall conduct annual
71 evaluations of the president in accordance with rules of the
72 State Board of Education and submit such evaluations to the
73 State Board of Education for review. The evaluation must address
74 the achievement of the performance goals established by the
75 accountability process implemented pursuant to s. 1008.45 and
76 the performance of the president in achieving the annual and
77 long-term goals and objectives established in the Florida
78 College System institution's employment accountability program
79 implemented pursuant to s. 1012.86.

80 Section 4. Paragraph (a) of subsection (6) and paragraph
81 (a) of subsection (7) of section 1001.706, Florida Statutes, are
82 amended, to read:

83 1001.706 Powers and duties of the Board of Governors.—

84 (6) POWERS AND DUTIES RELATING TO PERSONNEL.—

85 (a) The Board of Governors, or the board's designee, shall
86 establish the personnel program for all employees of a state
87 university. The Board of Governors shall confirm the
88 presidential selection and reappointment by a university board

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89 of trustees as a means of acknowledging that system cooperation
90 is expected. A presidential search committee must recommend at
91 least three candidates for selection by the university board of
92 trustees.

93 (7) POWERS AND DUTIES RELATING TO PROPERTY.—

94 (a) The Board of Governors shall develop guidelines for
95 university boards of trustees relating to the acquisition of
96 real and personal property and the sale and disposal thereof and
97 the approval and execution of contracts for the purchase, sale,
98 lease, license, or acquisition of commodities, goods, equipment,
99 contractual services, leases of real and personal property, and
100 construction. The acquisition may include purchase by
101 installment or lease-purchase. Such contracts may provide for
102 payment of interest on the unpaid portion of the purchase price.
103 Title to all real property acquired prior to January 7, 2003,
104 and to all real property acquired with funds appropriated by the
105 Legislature shall be vested in the Board of Trustees of the
106 Internal Improvement Trust Fund and shall be transferred and
107 conveyed by it. ~~Notwithstanding any other provisions of this~~
108 ~~subsection, each board of trustees shall comply with the~~
109 ~~provisions of s. 287.055 for the procurement of professional~~
110 ~~services as defined therein.~~ Any acquisition pursuant to this
111 paragraph is subject to the provisions of s. 1010.62.

112 Section 5. Effective upon this act becoming a law,
113 subsections (2), (5), and (7) of section 1001.7065, Florida

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114 Statutes, are amended to read:

115 1001.7065 Preeminent state research universities program.—

116 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The
117 following academic and research excellence standards are
118 established for the preeminent state research universities
119 program and shall be reported annually in the Board of Governors
120 Accountability Plan:

121 (a) An average weighted grade point average of 4.0 or
122 higher on a 4.0 scale and an average SAT score of ~~1800 or higher~~
123 ~~on a 2400-point scale or~~ 1200 or higher on a 1600-point scale or
124 an average ACT score of 25 or higher on a 36 score scale, using
125 the latest published national concordance table developed
126 jointly by the College Board and ACT, Inc., for fall semester
127 incoming freshmen, as reported annually.

128 (b) A top-50 ranking on at least two well-known and highly
129 respected national public university rankings, including, but
130 not limited to, the U.S. News and World Report rankings,
131 reflecting national preeminence, using most recent rankings.

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

135 (d) A 4-year graduation rate of 60 percent or higher for
136 full-time, first-time-in-college students, ~~as reported annually~~
137 ~~to the IPEDS. However, for the 2018 determination of a state~~
138 ~~university's preeminence designation and the related~~

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139 ~~distribution of the 2018-2019 fiscal year appropriation~~
140 ~~associated with preeminence and emerging preeminence, a~~
141 ~~university is considered to have satisfied this graduation rate~~
142 ~~measure by attaining a 6-year graduation rate of 70 percent or~~
143 ~~higher by October 1, 2017, for full-time, first-time-in-college~~
144 ~~students, as reported to the IPEDS and confirmed by the Board of~~
145 ~~Governors.~~

146 (e) Six or more faculty members at the state university
147 who are members of a national academy, ~~as reported by the Center~~
148 ~~for Measuring University Performance in the Top American~~
149 ~~Research Universities (TARU) annual report or the official~~
150 ~~membership directories maintained by each national academy.~~

151 (f) Total annual research expenditures, including federal
152 research expenditures, of \$200 million or more, ~~as reported~~
153 ~~annually by the National Science Foundation (NSF).~~

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

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

160 (i) One hundred or more total patents awarded by the
161 United States Patent and Trademark Office for the most recent 3-
162 year period.

163 (j) Four hundred or more doctoral degrees awarded

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164 annually, including professional doctoral degrees awarded in
165 medical and health care disciplines, ~~as reported in the Board of~~
166 ~~Governors Annual Accountability Report.~~

167 (k) Two hundred or more postdoctoral appointees annually,
168 ~~as reported in the TARU annual report.~~

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

171 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
172 SUPPORT.—

173 (a) A state university that is designated as a preeminent
174 state research university shall submit to the Board of Governors
175 a 5-year benchmark plan with target rankings on key performance
176 metrics for national excellence. Upon approval by the Board of
177 Governors, and upon the university's meeting the benchmark plan
178 goals annually, the Board of Governors shall award the
179 university its proportionate share of any funds provided
180 annually to support the program created under this section.

181 (b) A state university designated as an emerging
182 preeminent state research university shall submit to the Board
183 of Governors a 5-year benchmark plan with target rankings on key
184 performance metrics for national excellence. ~~Upon approval by~~
185 ~~the Board of Governors, and upon the university's meeting the~~
186 ~~benchmark plan goals annually, the Board of Governors shall~~
187 ~~award the university its proportionate share of any funds~~
188 ~~provided annually to support the program created under this~~

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189 ~~section.~~

190 (c) The award of funds under this subsection is contingent
191 upon funding provided by the Legislature to support the
192 preeminent state research universities program created under
193 this section. Funding increases appropriated beyond the amounts
194 funded in the previous fiscal year shall be distributed to ~~as~~
195 ~~follows:~~

196 ~~1.~~ each designated preeminent state research university
197 that meets the criteria in paragraph (a). Each designated
198 preeminent state research university shall receive an equal
199 amount of funding.

200 ~~2.~~ ~~Each designated emerging preeminent state research~~
201 ~~university that meets the criteria in paragraph (b) shall,~~
202 ~~beginning in the 2018-2019 fiscal year, receive an amount of~~
203 ~~funding that is equal to one-fourth of the total increased~~
204 ~~amount awarded to each designated preeminent state research~~
205 ~~university.~~

206 (7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE
207 THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors
208 shall establish standards and measures whereby state
209 universities that focus on one core competency unique to the
210 State University System that achieves excellence at the national
211 or state level, meets state workforce needs, and fosters an
212 innovation economy that focuses on areas such as health care,
213 security, transportation, and science, technology, engineering,

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214 and mathematics (STEM), including supply chain management,
215 individual undergraduate, graduate, and professional degree
216 programs in state universities which objectively reflect
217 national excellence can be identified. The Board of Governors
218 may annually submit such programs, excluding those from
219 preeminent state research universities, and make recommendations
220 to the Legislature by January September 1 for funding, 2018, as
221 to how any such programs could be enhanced and promoted.

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

224 1001.92 State University System Performance-Based
225 Incentive.—

226 (1) A State University System Performance-Based Incentive
227 shall be awarded to state universities using performance-based
228 metrics adopted by the Board of Governors of the State
229 University System. Beginning with the Board of Governors'
230 determination of each university's performance improvement and
231 achievement ratings ~~for 2018~~, and the related distribution of
232 annual the 2018-2019 fiscal year appropriation, the performance-
233 based metrics must include:

234 (a) The 4-year graduation rate for first-time-in-college
235 students;

236 (b) Beginning in fiscal year 2021-2022, the 2-year
237 graduation rate for associate in arts transfer students ~~rates;~~

238 (c) Retention rates;

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- 239 (d) Postgraduation education rates;
- 240 (e) Degree production;
- 241 (f) Affordability;
- 242 (g) Postgraduation employment and salaries, including wage
- 243 thresholds that reflect the added value of a baccalaureate
- 244 degree;
- 245 (h) Access rate, based on the percentage of undergraduate
- 246 students enrolled during the fall term who received a Pell Grant
- 247 during the fall term; and
- 248 (i) Beginning in fiscal year 2021-2022, the 6-year
- 249 graduation rate for students who are awarded a Pell Grant in
- 250 their first year.

251

252 The Board of Governors may approve ~~and other metrics approved by~~

253 ~~the board~~ in a publicly ~~formally~~ noticed meeting. The board

254 shall adopt benchmarks to evaluate each state university's

255 performance on the metrics to measure the state university's

256 achievement of institutional excellence or need for improvement

257 and minimum requirements for eligibility to receive performance

258 funding. Benchmarks and metrics may not be adjusted after

259 university performance data has been received by the Board of

260 Governors ~~Access rate benchmarks must be differentiated and~~

261 ~~scored to reflect the varying access rate levels among the state~~

262 ~~universities; however, the scoring system may not include bonus~~

263 ~~points.~~

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264 Section 7. Subsection (4) of section 1004.085, Florida
265 Statutes, is amended to read:

266 1004.085 Textbook and instructional materials
267 affordability.—

268 (4) Each Florida College System institution and state
269 university board of trustees is authorized to adopt policies in
270 consultation with providers, including bookstores, which allow
271 for the use of innovative pricing techniques and payment options
272 for textbooks and instructional materials. Such policies may
273 include bulk pricing arrangements that enable students to
274 purchase course materials or texts that are delivered digitally;
275 delivered through other technologies that are, or the licenses
276 of which are, required for use within a course; or delivered in
277 a print format. Innovative pricing techniques and payment
278 options must include an opt-in or opt-out provision for students
279 and may be approved only if there is documented evidence that
280 the options reduce the cost of textbooks and instructional
281 materials for students taking a course.

282 Section 8. Effective upon this act becoming a law,
283 paragraph (c) of subsection (2) of section 1004.346, Florida
284 Statutes, is amended to read:

285 1004.346 Florida Industrial and Phosphate Research
286 Institute.—

287 (2) PHOSPHATE RESEARCH AND ACTIVITIES BOARD.—The Phosphate
288 Research and Activities Board is created to monitor the

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289 expenditure of funds appropriated to the university from the
290 Phosphate Research Trust Fund.

291 (c) Members of the board appointed by the Governor shall
292 be appointed to 3-year terms. A board member may continue to
293 serve until a successor is appointed, ~~but not more than 180 days~~
294 ~~after the expiration of his or her term.~~ A board member is
295 eligible for reappointment to subsequent terms.

296 Section 9. Section 1004.6499, Florida Statutes, is created
297 to read:

298 1004.6499 Florida Institute for Great Citizenship.-

299 (1) The Florida Institute for Great Citizenship is
300 established at the Florida State University for the purpose of
301 providing Floridians with a bipartisan, world-class institute
302 for intellectual diversity.

303 (2) The goals of the institute are to:

304 (a) Create undergraduate, graduate, post-doctoral, and
305 professional-level fellowship opportunities for advanced study
306 in civic literacy and engagement, political history, public
307 policy, government institutions, debate, and civic discourse.

308 (b) Create regular forums for civic engagement and public
309 policy discussions that are open to all students and the general
310 public, thereby fostering civil discourse and the development of
311 public policy research.

312 (c) Create a shared understanding of government
313 institutions, their history, and the development of public

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314 policy through the publishing of publicly accessible research
315 and materials.

316 (d) Create a curriculum for educating K-12 and
317 postsecondary students on how to engage their government and
318 become great advocates for themselves and their community.

319 (e) Become a national and state resource on polling
320 information and survey methodology.

321 (3) The institute shall establish affiliate institutes at
322 the University of Florida with a focus on American ideals and at
323 Florida International University with a focus on free market
324 economics.

325 Section 10. Section 1009.50, Florida Statutes, is amended
326 to read:

327 1009.50 Florida Public Student Assistance Grant Program;
328 eligibility for grants.-

329 (1) There is hereby created a Florida Public Student
330 Assistance Grant Program. The program shall be administered by
331 the participating institutions in accordance with rules of the
332 state board.

333 (2) (a) State student assistance grants through the program
334 may be made only to degree-seeking students who enroll in at
335 least 6 semester hours, or the equivalent per term, and who meet
336 the general requirements for student eligibility as provided in
337 s. 1009.40, except as otherwise provided in this section. The
338 grants shall be awarded annually for the amount of demonstrated

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339 unmet need for the cost of education and may not exceed the
340 maximum annual award ~~an amount equal to the average prior~~
341 ~~academic year cost of tuition fees and other registration fees~~
342 ~~for 30 credit hours at state universities or such other amount~~
343 ~~as specified in the General Appropriations Act, to any~~
344 ~~recipient~~. A demonstrated unmet need of less than \$200 shall
345 render the applicant ineligible for a state student assistance
346 grant. Recipients of the grants must have been accepted at a
347 state university or Florida College System institution
348 authorized by Florida law. If funds are available, a student who
349 received an award in the fall or spring term may receive an
350 award in the summer term. Priority in the distribution of summer
351 awards shall be given to students who are within one semester of
352 completing a degree program and students who have not yet earned
353 at least 9 semester hours by attendance at one or more summer
354 sessions. A student is eligible for the award for 110 percent of
355 the number of credit hours required to complete the program in
356 which enrolled, except as otherwise provided in s. 1009.40(3).

357 (b) A student applying for a Florida public student
358 assistance grant shall be required to apply for the Pell Grant.
359 The Pell Grant entitlement shall be considered when conducting
360 an assessment of the financial resources available to each
361 student.

362 (c) Priority in the distribution of grant moneys may be
363 given to students who are within one semester of completing a

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364 ~~degree program. shall be given to students with the lowest total~~
365 ~~family resources, in accordance with a nationally recognized~~
366 ~~system of need analysis. Using the system of need analysis, the~~
367 ~~department shall establish a maximum expected family~~
368 ~~contribution.~~ An institution may not make a grant from this
369 program to a student whose expected family contribution exceeds
370 one and one-half times the maximum Pell Grant-eligible family
371 contribution level established by the department. An institution
372 may not impose additional criteria to determine a student's
373 eligibility to receive a grant award.

374 (d) Each participating institution shall report~~7~~ to the
375 department by the established date~~7~~ the eligible students
376 eligible for the program for to whom grant moneys are disbursed
377 each academic term. Each institution shall also report to the
378 department necessary demographic and eligibility data for such
379 students.

380 (3) Based on the unmet financial need of an eligible
381 applicant, the amount of a Florida public student assistance
382 grant must be between \$200 and the ~~weighted average of the cost~~
383 ~~of tuition and other registration fees for 30 credit hours at~~
384 ~~state universities per academic year or the amount specified in~~
385 the General Appropriations Act.

386 (4) (a) The funds appropriated for the Florida Public
387 Student Assistance Grant shall be distributed to eligible
388 institutions in accordance with a formula approved by the State

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389 Board of Education. The formula must ~~shall~~ consider at least the
390 prior year's distribution of funds, the number of ~~full-time~~
391 eligible applicants who did not receive awards, the
392 standardization of the expected family contribution, and
393 provisions for unused funds. The formula must account for
394 changes in the number of eligible students across all student
395 assistance grant programs established pursuant to this section
396 and ss. 1009.505, 1009.51, and 1009.52.

397 (b) Payment of Florida public student assistance grants
398 shall be transmitted to the president of the state university or
399 Florida College System institution, or to his or her
400 representative, in advance of the registration period.
401 Institutions shall notify students of the amount of their
402 awards.

403 (c) The eligibility status of each student to receive a
404 disbursement shall be determined by each institution as of the
405 end of its regular registration period, inclusive of a drop-add
406 period. Institutions shall not be required to reevaluate a
407 student's eligibility status after this date for purposes of
408 changing eligibility determinations previously made.

409 (d) Institutions shall certify to the department within 30
410 days after the end of regular registration each term the amount
411 of funds disbursed to each student and shall remit to the
412 department any undisbursed advances within 60 days after the end
413 of regular registration each spring term. An exception to the

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414 remittance deadline may be granted if the institution documents
415 to the department how it plans to disburse awards to students
416 for the subsequent summer term. An institution that uses funds
417 for the summer term shall certify to the department the amount
418 of funds disbursed to each student and shall remit to the
419 department any undisbursed advances within 30 days after the end
420 of the summer term.

421 (e) Each institution that receives moneys through the
422 Florida Public Student Assistance Grant Program shall prepare a
423 biennial report that includes a financial audit, conducted by
424 the Auditor General, of the institution's administration of the
425 program and a complete accounting of moneys allocated to the
426 institution for the program. Such report shall be submitted to
427 the department by March 1 every other year. The department may
428 conduct its own annual or biennial audit of an institution's
429 administration of the program and its allocated funds in lieu of
430 the required biennial report and financial audit report. The
431 department may suspend or revoke an institution's eligibility to
432 receive future moneys for the program or may request a refund of
433 any moneys overpaid to the institution for the program if the
434 department finds that an institution has not complied with this
435 section. Any refund requested pursuant to this paragraph shall
436 be remitted within 60 days after notification by the department
437 any advances by June 1 of each year.

438 (5) Funds appropriated by the Legislature for state

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439 student assistance grants may be deposited in the State Student
440 Financial Assistance Trust Fund. Notwithstanding ~~the provisions~~
441 ~~of~~ s. 216.301 and pursuant to s. 216.351, any balance in the
442 trust fund at the end of any fiscal year which has been
443 allocated to the Florida Public Student Assistance Grant Program
444 shall remain therein and shall be available for carrying out the
445 purposes of this section.

446 (6) The State Board of Education shall establish rules
447 necessary to implement this section.

448 Section 11. Subsections (5) and (6) of section 1009.505,
449 Florida Statutes, are renumbered as subsections (6) and (7),
450 respectively, a new subsection (5) is added to that section, and
451 subsections (3) and (4) of that section are amended, to read:

452 1009.505 Florida Public Postsecondary Career Education
453 Student Assistance Grant Program.—

454 (3) (a) Student assistance grants through the program may
455 be made only to certificate-seeking students enrolled at least
456 half-time in a public postsecondary career certificate program
457 who meet the general requirements for student eligibility as
458 provided in s. 1009.40, except as otherwise provided in this
459 section. The grants shall be awarded annually to any recipient
460 for the amount of demonstrated unmet need for the cost of
461 education and may not exceed the ~~average annual cost of tuition~~
462 ~~and registration fees or such other~~ amount as specified in the
463 General Appropriations Act. Priority in the distribution of

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464 grant moneys may be given to students who are within one
465 semester of completing a certificate program. A demonstrated
466 unmet need of less than \$200 shall render the applicant
467 ineligible for a grant under this section. Recipients of the
468 grants must have been accepted at a Florida College System
469 institution authorized by Florida law or a career center
470 operated by a district school board under s. 1001.44. If funds
471 are available, a student who received an award in the fall or
472 spring term may receive an award in the summer term. Priority in
473 the distribution of summer awards shall be given to students who
474 are within one term of completing a certificate program. A
475 student is eligible for the award for 110 percent of the number
476 of clock hours required to complete the program in which
477 enrolled.

478 (b) A student applying for a Florida public postsecondary
479 career education student assistance grant shall be required to
480 apply for the Pell Grant. A Pell Grant entitlement shall be
481 considered when conducting an assessment of the financial
482 resources available to each student; however, a Pell Grant
483 entitlement shall not be required as a condition of receiving a
484 grant under this section.

485 (c) Each participating institution shall report~~7~~ to the
486 department by the established date~~7~~ the ~~eligible~~ students
487 eligible for the program for to whom grant moneys are disbursed
488 each academic term. Each institution shall also report to the

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489 department necessary demographic and eligibility data for such
490 students.

491 (4) (a) The funds appropriated for the Florida Public
492 Postsecondary Career Education Student Assistance Grant Program
493 shall be distributed to eligible Florida College System
494 institutions and district school boards in accordance with a
495 formula approved by the department. The formula must account for
496 changes in the number of eligible students across all student
497 assistance grant programs established pursuant to this section
498 and ss. 1009.50, 1009.51, and 1009.52.

499 (b) Payment of Florida public postsecondary career
500 education student assistance grants shall be transmitted to the
501 president of the Florida College System institution or to the
502 district school superintendent, or to the designee thereof, in
503 advance of the registration period. Institutions shall notify
504 students of the amount of their awards.

505 (c) The eligibility status of each student to receive a
506 disbursement shall be determined by each institution as of the
507 end of its regular registration period, inclusive of a drop-add
508 period. Institutions shall not be required to reevaluate a
509 student's eligibility status after this date for purposes of
510 changing eligibility determinations previously made.

511 (d) Participating institutions shall certify to the
512 department within 30 days after the end of regular registration
513 each term the amount of funds disbursed to each student and

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514 shall remit to the department any undisbursed advances within 60
515 days after the end of regular registration each spring term. An
516 exception to the remittance deadline may be granted if the
517 institution documents to the department how it plans to disburse
518 awards to students for the subsequent summer term. An
519 institution that uses funds for the summer term shall certify to
520 the department the amount of funds disbursed to each student and
521 shall remit to the department any undisbursed advances within 30
522 days after the end of the summer term.

523 (e) Each institution that receives moneys through the
524 Florida Public Postsecondary Career Education Student Assistance
525 Grant Program shall prepare a biennial report that includes a
526 financial audit, conducted by the Auditor General, of the
527 institution's administration of the program and a complete
528 accounting of moneys allocated to the institution for the
529 program. Such report shall be submitted to the department by
530 March 1 every other year. The department may conduct its own
531 annual or biennial audit of an institution's administration of
532 the program and its allocated funds in lieu of the required
533 biennial report and financial audit report. The department may
534 suspend or revoke an institution's eligibility to receive future
535 moneys for the program or may request a refund of any moneys
536 overpaid to the institution if the department finds that an
537 institution has not complied with this section. Any refund
538 requested pursuant to this paragraph shall be remitted within 60

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539 days after notification by the department.

540 (5) Funds appropriated by the Legislature for state
541 student assistance grants may be deposited in the State Student
542 Financial Assistance Trust Fund. Notwithstanding s. 216.301 and
543 pursuant to s. 216.351, any balance in the trust fund at the end
544 of any fiscal year which has been allocated to the Florida
545 Public Postsecondary Career Education Student Assistance Grant
546 Program shall remain therein and shall be available for carrying
547 out the purposes of this section by June 1 of each year.

548 Section 12. Section 1009.51, Florida Statutes, is amended
549 to read:

550 1009.51 Florida Private Student Assistance Grant Program;
551 eligibility for grants.—

552 (1) There is created a Florida Private Student Assistance
553 Grant Program. The program shall be administered by the
554 participating institutions in accordance with rules of the State
555 Board of Education.

556 (2) (a) Florida private student assistance grants ~~from the~~
557 ~~State Student Financial Assistance Trust Fund~~ may be made only
558 to full-time degree-seeking students who meet the general
559 requirements for student eligibility as provided in s. 1009.40,
560 except as otherwise provided in this section. Such grants shall
561 be awarded for the amount of demonstrated unmet need for tuition
562 and fees and may not exceed the maximum annual award ~~an amount~~
563 ~~equal to the average tuition and other registration fees for 30~~

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564 ~~credit hours at state universities plus \$1,000 per academic~~
565 ~~year, or as specified in the General Appropriations Act, to any~~
566 ~~applicant.~~ A demonstrated unmet need of less than \$200 shall
567 render the applicant ineligible for a Florida private student
568 assistance grant. Recipients of such grants must have been
569 accepted at a baccalaureate-degree-granting independent
570 nonprofit college or university, which is accredited by the
571 Commission on Colleges of the Southern Association of Colleges
572 and Schools and which is located in and chartered as a domestic
573 corporation by the state. If funds are available, a student who
574 received an award in the fall or spring term may receive an
575 award in the summer term. Priority in the distribution of summer
576 awards shall be given to students who are within one semester of
577 completing a degree or certificate program. No student may
578 receive an award for more than the equivalent of 9 semesters or
579 14 quarters of full-time enrollment, except as otherwise
580 provided in s. 1009.40(3).

581 (b) A student applying for a Florida private student
582 assistance grant shall be required to apply for the Pell Grant.
583 The Pell Grant entitlement shall be considered when conducting
584 an assessment of the financial resources available to each
585 student.

586 (c) Priority in the distribution of grant moneys may be
587 given to students who are within one semester of completing a
588 degree or certificate program ~~shall be given to students with~~

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589 ~~the lowest total family resources, in accordance with a~~
590 ~~nationally recognized system of need analysis. Using the system~~
591 ~~of need analysis, the department shall establish a maximum~~
592 ~~expected family contribution.~~ An institution may not make a
593 grant from this program to a student whose expected family
594 contribution exceeds one and one-half times the maximum Pell
595 Grant-eligible family contribution ~~the level established by the~~
596 ~~department.~~ An institution may not impose additional criteria to
597 determine a student's eligibility to receive a grant award.

598 (d) Each participating institution shall report~~7~~ to the
599 department by the established date~~7~~, the eligible students
600 eligible for the program for ~~to whom grant moneys are disbursed~~
601 each academic term. Each institution shall also report to the
602 department necessary demographic and eligibility data for such
603 students.

604 (3) Based on the unmet financial need of an eligible
605 applicant, the amount of a Florida private student assistance
606 grant must be between \$200 and ~~the average cost of tuition and~~
607 ~~other registration fees for 30 credit hours at state~~
608 ~~universities plus \$1,000 per academic year or~~ the amount
609 specified in the General Appropriations Act.

610 (4) (a) The funds appropriated for the Florida Private
611 Student Assistance Grant shall be distributed to eligible
612 institutions in accordance with a formula approved by the State
613 Board of Education. The formula must ~~shall~~ consider at least the

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614 prior year's distribution of funds, the number of ~~full-time~~
615 eligible applicants who did not receive awards, the
616 standardization of the expected family contribution, and
617 provisions for unused funds. The formula must account for
618 changes in the number of eligible students across all student
619 assistance grant programs established pursuant to this section
620 and ss. 1009.50, 1009.505, and 1009.52.

621 (b) Payment of Florida private student assistance grants
622 shall be transmitted to the president of the college or
623 university, or to his or her representative, in advance of the
624 registration period. Institutions shall notify students of the
625 amount of their awards.

626 (c) The eligibility status of each student to receive a
627 disbursement shall be determined by each institution as of the
628 end of its regular registration period, inclusive of a drop-add
629 period. Institutions shall not be required to reevaluate a
630 student's eligibility status after this date for purposes of
631 changing eligibility determinations previously made.

632 (d) Institutions shall certify to the department within 30
633 days after the end of regular registration each term the amount
634 of funds disbursed to each student and shall remit to the
635 department any undisbursed advances within 60 days after the end
636 of regular registration each spring term. An exception to the
637 remittance deadline may be granted if the institution documents
638 to the department how it plans to disburse awards to students

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639 for the subsequent summer term. An institution that uses funds
640 for the summer term shall certify to the department the amount
641 of funds disbursed to each student and shall remit to the
642 department any undisbursed advances within 30 days after the end
643 of the summer term ~~by June 1 of each year.~~

644 (e) Each institution that receives moneys through the
645 Florida Private Student Assistance Grant Program shall prepare a
646 biennial report that includes a financial audit, conducted by an
647 independent certified public accountant, of the institution's
648 administration of the program and a complete accounting of
649 moneys ~~in the State Student Financial Assistance Trust Fund~~
650 allocated to the institution for the program. Such report shall
651 be submitted to the department by March 1 every other year. The
652 department may conduct its own annual or biennial audit of an
653 institution's administration of the program and its allocated
654 funds in lieu of the required biennial report and financial
655 audit report. The department may suspend or revoke an
656 institution's eligibility to receive future moneys ~~from the~~
657 ~~trust fund~~ for the program or request a refund of any moneys
658 overpaid to the institution ~~through the trust fund~~ for the
659 program if the department finds that an institution has not
660 complied with ~~the provisions of~~ this section. Any refund
661 requested pursuant to this paragraph shall be remitted within 60
662 days after notification by the department.

663 (5) Funds appropriated by the Legislature for Florida

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664 private student assistance grants may be deposited in the State
665 Student Financial Assistance Trust Fund. Notwithstanding ~~the~~
666 ~~provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance
667 in the trust fund at the end of any fiscal year which has been
668 allocated to the Florida Private Student Assistance Grant
669 Program shall remain therein and shall be available for carrying
670 out the purposes of this section and as otherwise provided by
671 law.

672 (6) The State Board of Education shall adopt rules
673 necessary to implement this section.

674 Section 13. Section 1009.52, Florida Statutes, is amended
675 to read:

676 1009.52 Florida Postsecondary Student Assistance Grant
677 Program; eligibility for grants.-

678 (1) There is created a Florida Postsecondary Student
679 Assistance Grant Program. The program shall be administered by
680 the participating institutions in accordance with rules of the
681 State Board of Education.

682 (2) (a) Florida postsecondary student assistance grants
683 ~~through the State Student Financial Assistance Trust Fund~~ may be
684 made only to full-time degree-seeking students who meet the
685 general requirements for student eligibility as provided in s.
686 1009.40, except as otherwise provided in this section. Such
687 grants shall be awarded for the amount of demonstrated unmet
688 need for tuition and fees and may not exceed the maximum annual

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689 ~~award an amount equal to the average prior academic year cost of~~
690 ~~tuition and other registration fees for 30 credit hours at state~~
691 ~~universities plus \$1,000 per academic year, or as specified in~~
692 ~~the General Appropriations Act, to any applicant.~~ A demonstrated
693 unmet need of less than \$200 shall render the applicant
694 ineligible for a Florida postsecondary student assistance grant.
695 Recipients of such grants must have been accepted at a
696 postsecondary institution that is located in this ~~the~~ state and
697 that is:

- 698 1. A private nursing diploma school approved by the
699 Florida Board of Nursing; or
700 2. A college or university licensed by the Commission for
701 Independent Education, excluding those institutions the students
702 of which are eligible to receive a Florida private student
703 assistance grant pursuant to s. 1009.51.

704
705 If funds are available, a student who received an award in the
706 fall or spring term may receive an award in the summer term.
707 Priority in the distribution of summer awards shall be given to
708 students who are within one semester of completing a degree or
709 certificate program. No student may receive an award for more
710 than the equivalent of 9 semesters or 14 quarters of full-time
711 enrollment, except as otherwise provided in s. 1009.40(3).

712 (b) A student applying for a Florida postsecondary student
713 assistance grant shall be required to apply for the Pell Grant.

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714 The Pell Grant entitlement shall be considered when conducting
715 an assessment of the financial resources available to each
716 student.

717 (c) Priority in the distribution of grant moneys may be
718 given to students who are within one semester of completing a
719 degree or certificate program ~~shall be given to students with~~
720 ~~the lowest total family resources, in accordance with a~~
721 ~~nationally recognized system of need analysis. Using the system~~
722 ~~of need analysis, the department shall establish a maximum~~
723 ~~expected family contribution.~~ An institution may not make a
724 grant from this program to a student whose expected family
725 contribution exceeds one and one-half times the maximum Pell
726 Grant-eligible family contribution ~~the level established by the~~
727 ~~department.~~ An institution may not impose additional criteria to
728 determine a student's eligibility to receive a grant award.

729 (d) Each participating institution shall report~~r~~ to the
730 department by the established date~~r~~ the eligible students
731 eligible for the program for to whom grant moneys are disbursed
732 each academic term. Each institution shall also report to the
733 department necessary demographic and eligibility data for such
734 students.

735 (3) Based on the unmet financial need of an eligible
736 applicant, the amount of a Florida postsecondary student
737 assistance grant must be between \$200 and ~~the average cost of~~
738 ~~tuition and other registration fees for 30 credit hours at state~~

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739 ~~universities plus \$1,000 per academic year or~~ the amount
740 specified in the General Appropriations Act.

741 (4) (a) The funds appropriated for the Florida
742 Postsecondary Student Assistance Grant shall be distributed to
743 eligible institutions in accordance with a formula approved by
744 the State Board of Education. The formula must ~~shall~~ consider at
745 least the prior year's distribution of funds, the number of
746 ~~full-time~~ eligible applicants who did not receive awards, the
747 standardization of the expected family contribution, and
748 provisions for unused funds. The formula must account for
749 changes in the number of eligible students across all student
750 assistance grant programs established pursuant to this section
751 and ss. 1009.50, 1009.505, and 1009.51.

752 (b) Payment of Florida postsecondary student assistance
753 grants shall be transmitted to the president of the eligible
754 institution, or to his or her representative, in advance of the
755 registration period. Institutions shall notify students of the
756 amount of their awards.

757 (c) The eligibility status of each student to receive a
758 disbursement shall be determined by each institution as of the
759 end of its regular registration period, inclusive of a drop-add
760 period. Institutions shall not be required to reevaluate a
761 student's eligibility status after this date for purposes of
762 changing eligibility determinations previously made.

763 (d) Institutions shall certify to the department within 30

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764 days after the end of regular registration each term the amount
765 of funds disbursed to each student and shall remit to the
766 department any undisbursed advances within 60 days after the end
767 of regular registration each spring term. An exception to the
768 remittance deadline may be granted if the institution documents
769 to the department how it plans to disburse awards to students
770 for the subsequent summer term. An institution that uses funds
771 for the summer term shall certify to the department the amount
772 of funds disbursed to each student and shall remit to the
773 department any undisbursed advances within 30 days after the end
774 of the summer term by June 1 of each year.

775 (e) Each institution that receives moneys through the
776 Florida Postsecondary Student Assistance Grant Program shall
777 prepare a biennial report that includes a financial audit,
778 conducted by an independent certified public accountant, of the
779 institution's administration of the program and a complete
780 accounting of moneys ~~in the State Student Financial Assistance~~
781 ~~Trust Fund allocated to the institution~~ for the program. Such
782 report shall be submitted to the department by March 1 every
783 other year. The department may conduct its own annual or
784 biennial audit of an institution's administration of the program
785 and its allocated funds in lieu of the required biennial report
786 and financial audit report. The department may suspend or revoke
787 an institution's eligibility to receive future moneys ~~from the~~
788 ~~trust fund~~ for the program or request a refund of any moneys

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789 overpaid to the institution ~~through the trust fund~~ for the
790 program if the department finds that an institution has not
791 complied with ~~the provisions of~~ this section. Any refund
792 requested pursuant to this paragraph shall be remitted within 60
793 days after notification by the department.

794 (5) Any institution that was eligible to receive state
795 student assistance grants on January 1, 1989, and that is not
796 eligible to receive grants pursuant to s. 1009.51 is eligible to
797 receive grants pursuant to this section.

798 (6) Funds appropriated by the Legislature for Florida
799 postsecondary student assistance grants may be deposited in the
800 State Student Financial Assistance Trust Fund. Notwithstanding
801 ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any
802 balance in the trust fund at the end of any fiscal year which
803 has been allocated to the Florida Postsecondary Student
804 Assistance Grant Program shall remain therein and shall be
805 available for carrying out the purposes of this section and as
806 otherwise provided by law.

807 (7) The State Board of Education shall adopt rules
808 necessary to implement this section.

809 Section 14. Subsection (2) of section 1009.534, Florida
810 Statutes, is amended to read:

811 1009.534 Florida Academic Scholars award.—

812 (2) A Florida Academic Scholar who is enrolled in a
813 certificate, diploma, associate, or baccalaureate degree program

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814 at a public or nonpublic postsecondary education institution is
815 eligible, ~~beginning in the 2017-2018 academic year,~~ for an award
816 equal to the amount necessary to pay 100 percent of tuition and
817 fees established under ss. 1009.22(3), (5), (6), and (7);
818 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-
819 (13), (14)(r), and (16), as applicable, and is eligible for an
820 additional stipend \$300 each fall and spring academic semester
821 ~~or the equivalent~~ for textbooks, to assist with the payment of
822 educational expenses as funds are specifically appropriated in
823 the General Appropriations Act.

824 Section 15. Subsection (2) of section 1009.535, Florida
825 Statutes, is amended to read:

826 1009.535 Florida Medallion Scholars award.-

827 (2) A Florida Medallion Scholar who is enrolled in a
828 certificate, diploma, associate, or baccalaureate degree program
829 at a public or nonpublic postsecondary education institution is
830 eligible, beginning in the fall 2018 semester, for an award
831 equal to the amount necessary to pay 75 percent of tuition and
832 fees established under ss. 1009.22(3), (5), (6), and (7);
833 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-
834 (13), (14)(r), and (16), as applicable, to assist with the
835 payment of educational expenses. Beginning in the fall 2021
836 semester, a Florida Medallion Scholar who is enrolled in an
837 associate degree program at a Florida College System institution
838 is eligible for an award equal to the amount necessary to pay

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839 100 percent of tuition and fees established under s. 1009.23(3),
840 (4), (7), (8), (10), and (11) to assist with the payment of
841 educational expenses.

842 Section 16. Subsections (2), (4), (5), and (6) of section
843 1009.893, Florida Statutes, are amended to read:

844 1009.893 Benacquisto Scholarship Program.—

845 (2) The Benacquisto Scholarship Program is created to
846 reward a high school graduate who receives recognition as a
847 National Merit Scholar ~~or National Achievement Scholar~~ and who
848 initially enrolls in the 2014-2015 academic year or, later, in a
849 baccalaureate degree program at an eligible Florida public or
850 independent postsecondary educational institution.

851 (4) In order to be eligible for an initial award under the
852 scholarship program, a student must meet the requirements of
853 paragraph (a) or paragraph (b).

854 (a) A student who is a resident of this state, as
855 determined in s. 1009.40 and rules of the State Board of
856 Education, must:

857 1. Earn a standard Florida high school diploma or its
858 equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282,
859 or s. 1003.435 unless:

860 a. The student completes a home education program
861 according to s. 1002.41; or

862 b. The student earns a high school diploma from a non-
863 Florida school while living with a parent who is on military or

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864 public service assignment out of this state;

865 2. Be accepted by and enroll in a Florida public or
866 independent postsecondary educational institution that is
867 regionally accredited; and

868 3. Be enrolled full-time in a baccalaureate degree program
869 at an eligible regionally accredited Florida public or
870 independent postsecondary educational institution during the
871 fall academic term following high school graduation.

872 (b) A student who initially enrolls in a baccalaureate
873 degree program in the 2018-2019 academic year or later and who
874 is not a resident of this state, as determined in s. 1009.40 and
875 rules of the State Board of Education, must:

876 1. Physically reside in this state on or near the campus
877 of the postsecondary educational institution in which the
878 student is enrolled;

879 2. Earn a high school diploma from a school outside
880 Florida which is comparable to a standard Florida high school
881 diploma or its equivalent pursuant to s. 1002.3105, s.
882 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home
883 education program in another state; and

884 3. Be accepted by and enrolled full-time in a
885 baccalaureate degree program at an eligible regionally
886 accredited Florida public or independent postsecondary
887 educational institution during the fall academic term following
888 high school graduation.

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889 (5) (a) 1. An eligible student who meets the requirements of
890 paragraph (4) (a), who is a National Merit Scholar ~~or National~~
891 ~~Achievement Scholar~~, and who attends a Florida public
892 postsecondary educational institution shall receive a
893 scholarship award equal to the institutional cost of attendance
894 minus the sum of the student's Florida Bright Futures
895 Scholarship and National Merit Scholarship ~~or National~~
896 ~~Achievement Scholarship~~.

897 2. An eligible student who meets the requirements of
898 paragraph (4) (b), who is a National Merit Scholar, and who
899 attends a Florida public postsecondary educational institution
900 shall receive a scholarship award equal to the institutional
901 cost of attendance for a resident of this state minus the
902 student's National Merit Scholarship. Such student is exempt
903 from the payment of out-of-state fees.

904 (b) An eligible student who is a National Merit Scholar ~~or~~
905 ~~National Achievement Scholar~~ and who attends a Florida
906 independent postsecondary educational institution shall receive
907 a scholarship award equal to the highest cost of attendance for
908 a resident of this state enrolled at a Florida public
909 university, as reported by the Board of Governors of the State
910 University System, minus the sum of the student's Florida Bright
911 Futures Scholarship and National Merit Scholarship ~~or National~~
912 ~~Achievement Scholarship~~.

913 (6) (a) To be eligible for a renewal award, a student must

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914 be enrolled full time, earn all credits for which he or she was
915 enrolled, and maintain a 3.0 or higher grade point average. An
916 eligible Benacquisto Scholar who has fewer than 12 credits
917 remaining to complete his or her first baccalaureate degree may
918 receive funding for one term in order to complete the degree.

919 (b) A student's renewal status is not affected by
920 subsequent changes in the residency status of the student or the
921 residency status of the student's family.

922 (c) ~~(b)~~ A student may receive the scholarship award for a
923 maximum of 100 percent of the number of credit hours required to
924 complete a baccalaureate degree program, or until completion of
925 a baccalaureate degree program, whichever comes first.

926 (d) A student may receive an award for up to 5 years
927 following high school graduation and may not receive the award
928 for more than 10 semesters.

929 (e) A student who receives an award under this program and
930 fails to meet the renewal requirements due to a verifiable
931 illness or other documented emergency may be granted an
932 exception pursuant to s. 1009.40(1)(b)4.

933 Section 17. Subsection (2) and paragraphs (e) and (f) of
934 subsection (3) of section 1011.45, Florida Statutes, are
935 amended, and paragraph (g) is added to subsection (3) of that
936 section, to read:

937 1011.45 End of year balance of funds.—Unexpended amounts
938 in any fund in a university current year operating budget shall

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939 | be carried forward and included as the balance forward for that
940 | fund in the approved operating budget for the following year.

941 | (2) Each university that retains a state operating fund
942 | carry forward balance in excess of the 7 percent minimum shall
943 | submit a spending plan for its excess carry forward balance. The
944 | spending plan shall be submitted to the university's board of
945 | trustees for review, approval, or, if necessary, amendment by
946 | September 30 ~~1~~, 2020, and each September 30 ~~1~~ thereafter. The
947 | Board of Governors shall review, approve, and amend, if
948 | necessary, each university's carry forward spending plan by
949 | November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~
950 | thereafter.

951 | (3) A university's carry forward spending plan shall
952 | include the estimated cost per planned expenditure and a
953 | timeline for completion of the expenditure. Authorized
954 | expenditures in a carry forward spending plan may include:

955 | (e) Operating expenditures that support the university
956 | mission and that are nonrecurring; ~~and~~

957 | (f) Any purpose specified by the board or in the General
958 | Appropriations Act; and

959 | (g) A commitment of funds to a contingency reserve for
960 | expenses incurred as a result of a state of emergency declared
961 | by the Governor pursuant to s. 252.36.

962 | Section 18. Subsection (4) of section 1011.90, Florida
963 | Statutes, is amended to read:

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964 1011.90 State university funding.—

965 (4) The Board of Governors shall establish and validate a
966 cost-estimating system consistent with the requirements of
967 subsection (1) and shall report as part of its legislative
968 budget request the actual expenditures for the fiscal year
969 ending the previous June 30. The legislative budget request must
970 also include 5-year trend information on the number of faculty
971 and administrators at each university and the proportion of FTE
972 dedicated to instruction and research compared to
973 administration. The Board of Governors, by regulation, shall
974 define faculty and administrator classifications and shall also
975 report the definitions in the legislative budget request.
976 Expenditure analysis, operating budgets, and annual financial
977 statements of each university must be prepared using the
978 standard financial reporting procedures and formats prescribed
979 by the Board of Governors. These formats shall be the same as
980 used for the 2000-2001 fiscal year reports. Any revisions to
981 these financial and reporting procedures and formats must be
982 approved by the Executive Office of the Governor and the
983 appropriations committees of the Legislature jointly under ~~the~~
984 ~~provisions of~~ s. 216.023(3). The Board of Governors shall
985 continue to collect and maintain at a minimum management
986 information existing on June 30, 2002. The expenditure analysis
987 report shall include total expenditures from all sources for the
988 general operation of the university and shall be in such detail

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989 as needed to support the legislative budget request.

990 Section 19. Section 1012.977, Florida Statutes, is created
991 to read:

992 1012.977 Disclosure of contracts that affect the integrity
993 of state universities or entities; penalties.—

994 (1) Any person employed by a state university or entity
995 engaging in research which was created or authorized pursuant to
996 part II of chapter 1004 consents to the policies of the
997 university or entity, the regulations of the Board of Governors,
998 and the laws of this state. At a minimum, such policies shall
999 require employees engaged in the design, conduct, or reporting
1000 of research to disclose and receive a determination that the
1001 outside activity or financial interest does not affect the
1002 integrity of the state university or entity.

1003 (2) (a) "Financial interest" includes anything of value
1004 other than that provided directly by the university or entity.

1005 (b) "Outside activity" includes anything an employee does
1006 for an organization or an individual, other than the university
1007 or entity, that is related to the employee's expertise.

1008 (3) An employee who has failed to disclose any outside
1009 activity or financial interest as required by subsection (1)
1010 shall be suspended without pay pending the outcome of an
1011 investigation which shall not exceed 60 days. Upon conclusion of
1012 the investigation, the university or entity may terminate the
1013 contract of the employee.

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1014 Section 20. Subsection (4) of section 1013.45, Florida
1015 Statutes, is amended, and paragraph (f) is added to subsection
1016 (1) of that section, to read:

1017 1013.45 Educational facilities contracting and
1018 construction techniques.—

1019 (1) Boards may employ procedures to contract for
1020 construction of new facilities, or for additions, remodeling,
1021 renovation, maintenance, or repairs to existing facilities, that
1022 will include, but not be limited to:

1023 (f) The consideration of other factors, including price,
1024 for the procurement of construction management and program
1025 management by university boards of trustees in accordance with
1026 regulations of the Board of Governors.

1027 (4) Except as otherwise provided in this section and s.
1028 481.229, the services of a registered architect must be used for
1029 the development of plans for the erection, enlargement, or
1030 alteration of any educational facility. The services of a
1031 registered architect are not required for a minor renovation
1032 project for which the construction cost is less than \$50,000 or
1033 for the placement or hookup of relocatable educational
1034 facilities that conform with standards adopted under s. 1013.37.
1035 However, boards must provide compliance with building code
1036 requirements and ensure that these structures are adequately
1037 anchored for wind resistance as required by law. A district
1038 school board shall reuse existing construction documents or

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1039 design criteria packages if such reuse is feasible and
1040 practical. If a school district's 5-year educational facilities
1041 work plan includes the construction of two or more new schools
1042 for students in the same grade group and program, such as
1043 elementary, middle, or high school, the district school board
1044 shall require that prototype design and construction be used for
1045 the construction of these schools. Notwithstanding s. 287.055, a
1046 board may purchase the architectural services for the design of
1047 educational or ancillary facilities under an existing contract
1048 agreement for professional services held by a district school
1049 board in the State of Florida, provided that the purchase is to
1050 the economic advantage of the purchasing board, the services
1051 conform to the standards prescribed by rules of the State Board
1052 of Education, and such reuse is not without notice to, and
1053 permission from, the architect of record whose plans or design
1054 criteria are being reused. Plans shall be reviewed for
1055 compliance with the State Requirements for Educational
1056 Facilities. Rules adopted under this section must establish
1057 uniform prequalification, selection, bidding, and negotiation
1058 procedures applicable to construction management contracts and
1059 the design-build process. This section does not supersede any
1060 small, woman-owned or minority-owned business enterprise
1061 preference program adopted by a board. Except as otherwise
1062 provided in this section, the ~~negotiation~~ procedures applicable
1063 to construction management, program management, ~~contracts~~ and

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1064 the design-build process must conform to the requirements of s.
1065 287.055. ~~A board may not modify any rules regarding construction~~
1066 ~~management contracts or the design-build process.~~

1067 Section 21. Paragraph (b) of subsection (2), paragraph (b)
1068 of subsection (3), and subsection (4) of section 1013.841,
1069 Florida Statutes, are amended to read:

1070 1013.841 End of year balance of Florida College System
1071 institution funds.—

1072 (2)

1073 (b) Each Florida College System institution with a final
1074 FTE less than 15,000 for the prior year that retains a state
1075 operating fund carry forward balance in excess of the 5 percent
1076 minimum shall submit a spending plan for its excess carry
1077 forward balance. The spending plan shall include all excess
1078 carry forward funds from state operating funds. The spending
1079 plan shall be submitted to the Florida College System
1080 institution's board of trustees for approval by September 30 ~~1~~,
1081 2020, and each September 30 ~~1~~ thereafter. The State Board of
1082 Education shall review and publish each Florida College System
1083 institution's carry forward spending plan by November 15 ~~October~~
1084 ~~1~~, 2020, and each November 15 ~~October 1~~ thereafter.

1085 (3)

1086 (b) Each Florida College System institution with a final
1087 FTE of 15,000 or greater for the prior year that retains a state
1088 operating fund carry forward balance in excess of the 7 percent

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1089 minimum shall submit a spending plan for its excess carry
 1090 forward balance. The spending plan shall include all excess
 1091 carry forward funds from state operating funds. The spending
 1092 plan shall be submitted to the Florida College System
 1093 institution's board of trustees for approval by September 30 ~~1~~,
 1094 2020, and each September 30 ~~1~~ thereafter. The State Board of
 1095 Education shall review and publish each Florida College System
 1096 institution's carry forward spending plan by November 15 ~~October~~
 1097 ~~1~~, 2020, and each November 15 ~~October 1~~ thereafter.

1098 (4) A Florida College System institution identified in
 1099 paragraph (3)(b) ~~(3)(a)~~ must include in its carry forward
 1100 spending plan the estimated cost per planned expenditure and a
 1101 timeline for completion of the expenditure. Authorized
 1102 expenditures in a carry forward spending plan may include:

1103 (a) Commitment of funds to a public education capital
 1104 outlay project for which an appropriation was previously
 1105 provided, which requires additional funds for completion, and
 1106 which is included in the list required by s. 1001.03(18)(d);

1107 (b) Completion of a renovation, repair, or maintenance
 1108 project that is consistent with the provisions of s. 1013.64(1),
 1109 up to \$5 million per project;

1110 (c) Completion of a remodeling or infrastructure project,
 1111 up to \$10 million per project, if such project is survey
 1112 recommended pursuant to s. 1013.31;

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1113 (d) Completion of a repair or replacement project
1114 necessary due to damage caused by a natural disaster for
1115 buildings included in the inventory required pursuant to s.
1116 1013.31;

1117 (e) Operating expenditures that support the Florida
1118 College System institution's mission which are nonrecurring; ~~and~~

1119 (f) Any purpose approved by the state board or specified
1120 in the General Appropriations Act; and

1121 (g) A commitment of funds to a contingency reserve for
1122 expenses incurred as a result of a state of emergency declared
1123 by the Governor pursuant to s. 252.36.

1124 Section 22. Except as otherwise expressly provided in this
1125 act and except for this section, which shall take effect upon
1126 this act becoming a law, this act shall take effect July 1,
1127 2020.

1128
1129 -----

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

1130 Remove everything before the enacting clause and insert:

1131 A bill to be entitled

1132 An act relating to higher education; amending s.
1133 287.057, F.S.; authorizing state agencies to contract
1134 with independent, nonprofit colleges and universities
1135 that meet specified requirements; amending s. 1001.03,
1136 F.S.; revising requirements for certain new
1137

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1138 construction, remodeling, or renovation projects;
1139 amending s. 1001.64, F.S.; providing membership
1140 requirements for specified search committees;
1141 requiring such search committees to recommend at least
1142 a certain number of candidates for president; amending
1143 s. 1001.706, F.S.; requiring certain search committees
1144 to recommend at least a certain number of candidates
1145 for president; deleting a requirement that certain
1146 boards of trustees comply with specified provisions
1147 for the procurement of professional services; amending
1148 s. 1001.7065, F.S.; revising standards for the
1149 preeminent state research universities program;
1150 requiring such standards to be reported annually in a
1151 specified plan; repealing the programs of excellence
1152 designation within the State University System;
1153 creating the "state universities of distinction"
1154 designation within the State University System;
1155 requiring the Board of Governors to establish
1156 standards and measures for specific state university
1157 competencies; providing requirements for such
1158 standards and measures; authorizing the Board of
1159 Governors to annually submit such programs to the
1160 Legislature for funding by a specified date; amending
1161 s. 1001.92, F.S.; revising the performance-based
1162 metrics for state universities to include specific

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1163 data; authorizing the Board of Governors to approve
1164 other metrics; prohibiting the adjustment of such
1165 metrics and benchmarks once specified data has been
1166 received; amending s. 1004.085, F.S.; requiring
1167 innovative pricing techniques and payment options to
1168 include an opt-out provision; amending s. 1004.346,
1169 F.S.; removing a limitation on the length of time a
1170 Phosphate Research and Activities Board member may
1171 serve after expiration of his or her term; creating s.
1172 1004.6499, F.S.; creating the Florida Institute for
1173 Great Citizenship for a specified purpose; providing
1174 goals of the institute; requiring the institute to
1175 establish specified affiliate institutes for certain
1176 purposes; amending s. 1009.50, F.S.; requiring that
1177 grants administered through the Florida Public Student
1178 Assistance Grant Program not exceed a certain amount;
1179 authorizing students who receive an award in the fall
1180 or spring term to receive an award in the summer term,
1181 subject to the availability of funds; providing for
1182 the prioritization of eligible summer awards;
1183 prohibiting institutions from dispensing grants to
1184 students whose expected family contribution exceeds a
1185 certain amount; requiring the formula used to
1186 distribute funds for the program to account for
1187 changes in the number of eligible students across all

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1188 student assistance grant programs; requiring
1189 institutions to certify the amount of funds disbursed
1190 within a specified timeframe; requiring institutions
1191 to remit any undisbursed advances within a specified
1192 timeframe; providing an exception; requiring
1193 institutions that receive moneys through the program
1194 to prepare and submit to the department by a specified
1195 date a biennial report that includes a financial audit
1196 conducted by the Auditor General; authorizing the
1197 department to conduct its own annual or biennial audit
1198 under certain circumstances; authorizing the
1199 department to suspend or revoke an institution's
1200 eligibility or request a refund of moneys overpaid to
1201 the institution under certain circumstances; providing
1202 a timeframe for such refunds; amending s. 1009.505,
1203 F.S.; requiring grants administered through the
1204 Florida Public Postsecondary Career Education Student
1205 Assistance Grant Program to not exceed a certain
1206 amount; authorizing students who receive an award in
1207 the fall or spring term to receive an award in the
1208 summer term, subject to the availability of funds;
1209 providing for the prioritization of eligible summer
1210 awards; requiring the formula used to distribute funds
1211 for the program to account for changes in the number
1212 of eligible students across all student assistance

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1213 grant programs; requiring institutions to certify the
1214 amount of funds disbursed within a specified
1215 timeframe; requiring institutions to remit any
1216 undisbursed advances within a specified timeframe;
1217 providing an exception; requiring institutions that
1218 receive moneys through the program to prepare and
1219 submit to the department by a specified date a
1220 biennial report that includes a financial audit
1221 conducted by the Auditor General; authorizing the
1222 department to conduct its own annual or biennial audit
1223 under certain circumstances; authorizing the
1224 department to suspend or revoke an institution's
1225 eligibility or request a refund of moneys overpaid to
1226 the institution under certain circumstances; providing
1227 a timeframe for such refunds; authorizing funds
1228 appropriated for state student assistance grants to be
1229 deposited in a specified trust fund; requiring that
1230 any balance in the trust fund at the end of any fiscal
1231 year which has been allocated to the Florida Public
1232 Postsecondary Career Education Student Assistance
1233 Grant Program remain in the trust fund, subject to
1234 certain statutory exceptions; amending s. 1009.51,
1235 F.S.; requiring that grants administered through the
1236 Florida Private Student Assistance Grant Program not
1237 exceed a certain amount; authorizing students who

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1238 receive an award in the fall or spring term to receive
1239 an award in the summer term, subject to the
1240 availability of funds; providing for the
1241 prioritization of eligible summer awards; prohibiting
1242 institutions from dispensing grants to students whose
1243 expected family contribution exceeds a certain amount;
1244 requiring the formula used to distribute funds for the
1245 program to account for changes in the number of
1246 eligible students across all student assistance grant
1247 programs; requiring institutions to certify the amount
1248 of funds disbursed within a specified timeframe;
1249 requiring institutions to remit any undisbursed
1250 advances within a specified timeframe; providing an
1251 exception; revising a requirement for a biennial
1252 report; amending s. 1009.52, F.S.; requiring that
1253 grants administered through the Florida Postsecondary
1254 Student Assistance Grant Program not exceed a certain
1255 amount; authorizing students who receive an award in
1256 the fall or spring term to receive an award in the
1257 summer term, subject to the availability of funds;
1258 providing for the prioritization of eligible summer
1259 awards; prohibiting institutions from dispensing
1260 grants to students whose expected family contribution
1261 exceeds a certain amount; requiring the formula used
1262 to distribute funds for the program to account for

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1263 changes in the number of eligible students across all
1264 student assistance grant programs; requiring
1265 institutions to certify the amount of funds disbursed
1266 within a specified timeframe; requiring institutions
1267 to remit any undisbursed advances within a specified
1268 timeframe; providing an exception; revising a
1269 requirement for a biennial report; amending s.
1270 1009.534, F.S.; revising provisions relating to
1271 additional funds for textbooks under Florida Academic
1272 Scholars award; amending s. 1009.535, F.S.; revising
1273 the amount of an award certain Florida Medallion
1274 Scholars may receive under certain circumstances;
1275 amending s. 1009.893, F.S.; revising and specifying
1276 eligibility for initial awards under the Benacquisto
1277 Scholarship Program; revising requirements for a
1278 student to receive a renewal award; providing a
1279 timeframe within which students may receive an award;
1280 providing an exception to renewal requirements;
1281 amending s. 1011.45, F.S.; revising the date by which
1282 a university must annually submit a spending plan to
1283 the university's board of trustees for approval;
1284 revising the date by which the Board of Governors must
1285 annually review and approve such plan; authorizing
1286 certain expenditures in a carry forward spending plan
1287 to include a commitment of funds to a contingency

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1288 reserve for certain purposes; amending s. 1011.90,
1289 F.S.; providing requirements for a specified
1290 legislative budget request; requiring the Board of
1291 Governors to define specified classifications by
1292 regulation and report such definitions in such budget
1293 requests; creating s. 1012.977, F.S.; providing for
1294 the disclosure of contracts that affect the integrity
1295 of state universities or entities; providing
1296 definitions; providing penalties for failure to
1297 disclose such information; amending s. 1013.45, F.S.;
1298 authorizing university boards of trustees to use other
1299 factors, including price, for the procurement of
1300 professional services; requiring certain procedures to
1301 conform to specified requirements; deleting a
1302 provision that prohibits boards from modifying
1303 specified rules; amending s. 1013.841, F.S.; revising
1304 the date by which a Florida College System institution
1305 must annually submit a spending plan to the
1306 institution's board of trustees for approval; revising
1307 the date by which the State Board of Education must
1308 annually review and publish such plans; authorizing
1309 certain expenditures in a carry forward spending plan
1310 to include a commitment of funds to a contingency
1311 reserve for certain purposes; providing effective
1312 dates.

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