

Amendment No.

CHAMBER ACTION

Senate

House

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The Conference Committee on HB 5601 offered the following:

**Conference Committee Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Subsection (12) of section 320.08056, Florida Statutes, is amended to read:

320.08056 Specialty license plates.—

(12) Notwithstanding s. 320.08058(3)(a), the department, in cooperation with the independent colleges or universities as described ~~defined~~ in s. 1009.89 ~~or s. 1009.891~~, shall create a standard template specialty license plate with a unique logo or graphic identifying each independent college or university. Each independent college or university may elect to use this standard

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14 | template specialty license plate in lieu of its own specialty  
15 | license plate. Annual use fees from the sale of these license  
16 | plates shall be distributed to the independent college or  
17 | university for which the logo or graphic is displayed on the  
18 | license plate and shall be used as provided in s. 320.08058(3).  
19 | Independent colleges or universities opting to use the standard  
20 | template specialty license plate shall have their plate sales  
21 | combined for purposes of meeting the minimum license plate sales  
22 | threshold in paragraph (8)(a) and for determining the license  
23 | plate limit in s. 320.08053(3)(b). Specialty license plates  
24 | created pursuant to this subsection must be ordered directly  
25 | from the department.

26 | Section 2. Paragraph (b) of subsection (5) of section  
27 | 1004.6495, Florida Statutes, is amended to read:

28 | 1004.6495 Florida Postsecondary Comprehensive Transition  
29 | Program and Florida Center for Students with Unique Abilities.—

30 | (5) CENTER RESPONSIBILITIES.—The Florida Center for  
31 | Students with Unique Abilities is established within the  
32 | University of Central Florida. At a minimum, the center shall:

33 | (b) Coordinate, facilitate, and oversee the statewide  
34 | implementation of this section. At a minimum, the director  
35 | shall:

36 | 1. Consult and collaborate with the National Center and  
37 | the Coordinating Center, as identified in 20 U.S.C. s. 1140q,  
38 | regarding guidelines established by the center for the effective

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39 implementation of the programs for students with disabilities  
40 and for students with intellectual disabilities which align with  
41 the federal requirements and with standards, quality indicators,  
42 and benchmarks identified by the National Center and the  
43 Coordinating Center.

44 2. Consult and collaborate with the Florida Talent  
45 Development Council to identify meaningful credentials for  
46 FPCTPs and to engage businesses and stakeholders to promote  
47 experiential training and employment opportunities for students  
48 with intellectual disabilities.

49 3. Establish requirements and timelines for the:

50 a. Submission and review of an application.

51 b. Approval or disapproval of an initial or renewal  
52 application.

53 c. Implementation of an FPCTP, which must begin no later  
54 than the academic year immediately following the academic year  
55 during which the approval is granted.

56 4. Administer scholarship funds.

57 5. Administer FPCTP ~~start-up and enhancement~~ grants. From  
58 funds appropriated in the 2016-2017 fiscal year for the FPCTP,  
59 \$3 million shall be used for such grants. Thereafter, funds  
60 appropriated for the FPCTP may only be used for such grants as  
61 ~~if~~ specifically authorized in the General Appropriations Act.  
62 ~~The maximum annual start-up and enhancement grant award shall be~~  
63 ~~\$300,000 per institution.~~

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64           6. Report on the implementation and administration of this  
65 section by planning, advising, and evaluating approved degree,  
66 certificate, and nondegree programs and the performance of  
67 students and programs pursuant to subsection (8).

68           Section 3. Paragraph (a) of subsection (1) of section  
69 1009.40, Florida Statutes, is amended to read:

70           1009.40 General requirements for student eligibility for  
71 state financial aid awards and tuition assistance grants.-

72           (1)(a) The general requirements for eligibility of  
73 students for state financial aid awards and tuition assistance  
74 grants consist of the following:

75           1. Achievement of the academic requirements of and  
76 acceptance at a state university or Florida College System  
77 institution; a nursing diploma school approved by the Florida  
78 Board of Nursing; a Florida college or university which is  
79 accredited by an accrediting agency recognized by the State  
80 Board of Education; a Florida institution the credits of which  
81 are acceptable for transfer to state universities; a career  
82 center; or a private career institution accredited by an  
83 accrediting agency recognized by the State Board of Education.

84           2. Residency in this state for no less than 1 year  
85 preceding the award of aid or a tuition assistance grant for a  
86 program established pursuant to s. 1009.50, s. 1009.505, s.  
87 1009.51, s. 1009.52, s. 1009.53, s. 1009.60, s. 1009.62, s.  
88 1009.72, s. 1009.73, s. 1009.77, or s. 1009.89, ~~or s. 1009.891.~~

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89 Residency in this state must be for purposes other than to  
90 obtain an education. Resident status for purposes of receiving  
91 state financial aid awards shall be determined in the same  
92 manner as resident status for tuition purposes pursuant to s.  
93 1009.21.

94 3. Submission of certification attesting to the accuracy,  
95 completeness, and correctness of information provided to  
96 demonstrate a student's eligibility to receive state financial  
97 aid awards or tuition assistance grants. Falsification of such  
98 information shall result in the denial of a pending application  
99 and revocation of an award or grant currently held to the extent  
100 that no further payments shall be made. Additionally, students  
101 who knowingly make false statements in order to receive state  
102 financial aid awards or tuition assistance grants commit a  
103 misdemeanor of the second degree subject to the provisions of s.  
104 837.06 and shall be required to return all state financial aid  
105 awards or tuition assistance grants wrongfully obtained.

106 Section 4. Subsections (3) and (4) of section 1009.89,  
107 Florida Statutes, are amended, and paragraphs (c) and (d) are  
108 added to subsection (5) and subsection (7) is added to that  
109 section, to read:

110 1009.89 The William L. Boyd, IV, Effective Access to  
111 Student Education grants.—

112 (3) The department shall issue through the program a  
113 William L. Boyd, IV, Effective Access to Student Education grant

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114 to any full-time degree-seeking undergraduate student registered  
115 at an independent nonprofit college or university which is  
116 located in and chartered by the state; which is accredited by  
117 the Commission on Colleges of the Southern Association of  
118 Colleges and Schools; which grants baccalaureate degrees; which  
119 is not a state university or Florida College System institution;  
120 and which has a secular purpose, so long as the receipt of state  
121 aid by students at the institution would not have the primary  
122 effect of advancing or impeding religion or result in an  
123 excessive entanglement between the state and any religious sect.  
124 ~~Any independent college or university that was eligible to~~  
125 ~~receive tuition vouchers on January 1, 1989, and which continues~~  
126 ~~to meet the criteria under which its eligibility was~~  
127 ~~established, shall remain eligible to receive William L. Boyd,~~  
128 ~~IV, Effective Access to Student Education grant payments.~~

129 (4) A person is eligible to receive such William L. Boyd,  
130 IV, Effective Access to Student Education grant if:

131 (a) He or she meets the general requirements, including  
132 residency, for student eligibility as provided in s. 1009.40,  
133 except as otherwise provided in this section, ~~and.~~

134 (b)1. He or she is enrolled as a full-time undergraduate  
135 student at an eligible college or university in a program of  
136 study leading to a baccalaureate degree.

137 2. He or she is not enrolled in a program of study leading  
138 to a degree in theology or divinity. ~~and~~

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139 3. He or she is making satisfactory academic progress as  
140 defined by the State Board of Education ~~college or university in~~  
141 ~~which he or she is enrolled.~~

142 4. He or she has not completed more than 110 percent of  
143 the degree program in which he or she is enrolled.

144 (5)

145 (c) By September 1 of each year institutions receiving  
146 funding as provided in the General Appropriations Act must  
147 submit an Effective Access to Student Education Grant Program  
148 Accountability Report to the Department of Education, in a  
149 format prescribed by the department. The report must use the  
150 most recently available information on Florida resident students  
151 and include, at a minimum, the following performance metrics, by  
152 institution:

153 1. Access rate based upon percentage of Pell-eligible  
154 students.

155 2. Affordability rate based upon average student loan  
156 debt; federal, state, and institutional financial assistance;  
157 and average tuition and fees.

158 3. Graduation rate.

159 4. Retention rate.

160 5. Postgraduate employment or continuing education rate.

161  
162 The department shall recommend minimum performance standards  
163 that institutions must meet to remain eligible to receive grants

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164 pursuant to this section.

165 (d) By October 1 of each year, the department shall submit  
166 a report to the chair of the House Appropriations Committee, the  
167 chair of the Senate Appropriations Committee, and the Governor's  
168 Office of Policy and Budget on the performance of eligible  
169 institutions and the institutions that have not met the minimum  
170 performance standards recommended by the department.

171 (7) The State Board of Education shall adopt rules to  
172 implement this section.

173 Section 5. Section 1009.891, Florida Statutes, is  
174 repealed.

175 Section 6. Paragraph (c) of subsection (2) of section  
176 1009.94, Florida Statutes, is amended to read:

177 1009.94 Student financial assistance database.-

178 (2) For purposes of this section, financial assistance  
179 includes:

180 (c) Any financial assistance provided under s. 1009.50, s.  
181 1009.505, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.55, s.  
182 1009.60, s. 1009.62, s. 1009.70, s. 1009.701, s. 1009.72, s.  
183 1009.73, s. 1009.74, s. 1009.77, or s. 1009.89, ~~or s. 1009.891.~~

184 Section 7. Section 1012.976, Florida Statutes, is amended  
185 to read:

186 1012.976 Remuneration of state university ~~administrative~~  
187 employees; limitations.-

188 (1) DEFINITIONS.-As used in this section, the term:

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189 (a) "Appropriated state funds" means funds appropriated  
190 from the General Revenue Fund or funds appropriated from state  
191 trust funds.

192 (b) "Cash-equivalent compensation" means any benefit that  
193 may be assigned an equivalent cash value.

194 (c) "Remuneration" means salary, bonuses, and cash-  
195 equivalent compensation paid to a state university  
196 ~~administrative~~ employee by his or her employer for work  
197 performed, excluding health insurance benefits and retirement  
198 benefits.

199 (2) LIMITATION ON COMPENSATION.—Notwithstanding any other  
200 law, resolution, or rule to the contrary, a state university  
201 ~~administrative~~ employee may not receive more than \$200,000 in  
202 remuneration annually from appropriated state funds. Only  
203 compensation, as such term is defined in s. 121.021(22),  
204 provided to a state university ~~administrative~~ employee may be  
205 used in calculating benefits under chapter 121.

206 (3) EXCEPTIONS.—This section does not prohibit any party  
207 from providing cash or cash-equivalent compensation from funds  
208 that are not appropriated state funds to a state university  
209 ~~administrative~~ employee in excess of the limit in subsection  
210 (2). If a party is unable or unwilling to fulfill an obligation  
211 to provide cash or cash-equivalent compensation to a state  
212 university ~~administrative~~ employee as permitted under this  
213 subsection, appropriated state funds may not be used to fulfill

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214 such obligation. This section does not apply to university  
 215 teaching faculty in instructional programs classified as  
 216 Computer Information Sciences and Support Services; Engineering;  
 217 Engineering Technologies and Engineering-Related Fields; Florida  
 218 Mental Health Institute; Health Professions and Related  
 219 Programs; Homeland Security, Law Enforcement, Firefighting, and  
 220 Related Fields; Mathematics; Nursing; Physical Sciences; or  
 221 medical school faculty or staff.

222 Section 8. This act shall take effect July 1, 2021.

223  
 224 -----  
 225 **T I T L E A M E N D M E N T**

226 Remove everything before the enacting clause and insert:

227 A bill to be entitled

228 An act relating to higher education; amending s.  
 229 1004.6495, F.S.; removing a provision relating to the  
 230 maximum annual start-up and enhancement grant awarded  
 231 per institution; amending s. 1009.89, F.S.; revising  
 232 eligibility criteria for the William L. Boyd, IV,  
 233 Effective Access to Student Education grant program;  
 234 requiring recipient institutions to submit a specified  
 235 report to the Department of Education; requiring each  
 236 recipient institution to report certain data to the  
 237 department; requiring the department to submit an  
 238 annual report to the Legislature and Governor;

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239 requiring the State Board of Education to adopt rules;  
240 repealing s. 1009.891, F.S., relating to the Access to  
241 Better Learning and Education Grant Program; amending  
242 s. 1012.976, F.S.; expanding state university  
243 compensation limits to all state university employees,  
244 rather than only state university administrative  
245 employees; providing exceptions; providing  
246 applicability; amending ss. 320.08056, 1009.40, and  
247 1009.94, F.S.; conforming cross-references; providing  
248 an effective date.

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