

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED  (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN  (Y/N)  
OTHER

---

1 Committee/Subcommittee hearing bill: Education & Employment  
2 Committee

3 Representative Rizo offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove lines 411-558 and insert:

7 (3) In any application for licensure, the burden of  
8 demonstrating compliance with fair consumer practice is upon the  
9 person, entity, or institution asserting compliance. Determining  
10 compliance with this section shall rest with the commission. The  
11 commission may require further evidence and make such further  
12 investigation, in addition to any information submitted, as may  
13 be reasonably necessary in the commission's judgment.

14 Section 6. Section 1005.11 is created to read:

15 1005.11 Accountability for institutions licensed by the  
16 Commission for Independent Education.-

Amendment No.

17       (1) By June 30, 2024, and by April 15 of each year  
18 thereafter, the commission shall prepare an annual  
19 accountability report for licensed institutions. The report must  
20 contain, at a minimum, the graduation rates, including the  
21 number of graduates by program, retention rates, and placement  
22 rates for all licensed institutions.

23       (2) By March 15, 2024, and by November 30 of each year  
24 thereafter, each licensed institution shall provide data to the  
25 commission in a format prescribed by the commission. Placement  
26 rates shall be determined using a methodology approved by the  
27 commission.

28       (3) The commission shall establish a common set of data  
29 definitions for institutional reporting purposes.

30       (4) The commission shall impose an administrative fine of  
31 not more than \$500 when a licensed institution fails to timely  
32 submit the required data to the commission pursuant to this  
33 section. Administrative fines collected under this subsection  
34 shall be deposited into the Student Protection Fund.

35       (5) The commission shall have the authority to require  
36 licensed institutions to provide institutional, graduate, and  
37 student data through reasonable data collection efforts as  
38 required or necessitated by statute or rule.

39       Section 7. Paragraph (p) is added to subsection (1) of  
40 section 1005.22, Florida Statutes, to read:

41       1005.22 Powers and duties of commission.—

Amendment No.

42 (1) The commission shall:

43 (p) Have the power, within its respective regulatory  
44 jurisdiction, to examine and investigate the affairs of every  
45 person, entity, or independent postsecondary institution in  
46 order to determine whether the person, entity, or independent  
47 postsecondary institution is operating in accordance with the  
48 provisions of this chapter or has been or is engaged in any  
49 unfair or deceptive act or practice prohibited by s. 1005.04.

50 Section 8. Subsections (6) and (7) of section 1005.31,  
51 Florida Statutes, are renumbered as subsections (7) and (8),  
52 respectively, subsections (2) and (8) are amended, and a new  
53 subsection (6) is added to that section, to read:

54 1005.31 Licensure of institutions.—

55 (2) The commission shall develop minimum standards by  
56 which to evaluate institutions for licensure. These standards  
57 must include, at a minimum, at least the institution's name,  
58 financial stability, purpose, administrative organization,  
59 admissions and recruitment, educational programs and curricula,  
60 retention and, completion, including a retention and completion  
61 management plan, career placement, faculty, learning resources,  
62 student personnel services, physical plant and facilities,  
63 publications, and disclosure statements about the status of the  
64 institution with respect to professional certification and  
65 licensure. The commission may adopt rules to ensure that  
66 institutions licensed under this section meet these standards in

Amendment No.

67 ways that are appropriate to achieve the stated intent of this  
68 chapter, including provisions for nontraditional or distance  
69 education programs and delivery.

70 (a) The standard relating to admissions and recruitment  
71 shall include, but is not limited to, requirements for  
72 verification of high school graduation, high school equivalency,  
73 or qualifying scores on an ability-to-benefit test.

74 (b) The commission may require a licensed institution to  
75 submit a management plan, prohibit a licensed institution from  
76 enrolling new students in the institution or a program of the  
77 institution, or limit the number of students in a program at a  
78 licensed institution, based upon the institution's performance  
79 on the licensure standards or criteria established pursuant to  
80 this chapter; the placement of the institution or a program of  
81 the institution on probation or the imposition of other adverse  
82 actions by the commission, an accrediting agency, or other  
83 regulatory agency, including the United States Department of  
84 Education; or similar circumstances that leave the institution  
85 unable to meet the needs of students or prospective students.

86 (6) The commission may establish, by rule, performance  
87 benchmarks to identify high-performing institutions licensed by  
88 the commission.

89 ~~(8) An institution may not conduct a program unless~~  
90 ~~specific authority is granted in its license.~~

91 Section 9. Section 1005.335 is created to read:

726493 - h1537-line 411.docx

Published On: 4/18/2023 6:47:06 PM

Amendment No.

92           1005.335 Accreditation requirements and programmatic  
93 approval.—

94           (1) All programs offered by a licensed institution must be  
95 disclosed to the commission, including, but not limited to,  
96 avocational programs, examination preparation programs, contract  
97 training programs, continuing education, or professional  
98 development programs.

99           (2) An institution must obtain institutional accreditation  
100 prior to obtaining approval from the commission to offer a  
101 prelicensure professional nursing program.

102           (3) The Commission shall adopt rules to implement this  
103 section.

104 -----  
105 -----

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

107           Remove lines 21-59 and insert:

108 requiring certain institutions to provide information  
109 affirmatively demonstrating compliance with fair consumer  
110 practice requirements; creating s. 1005.11, F.S.; requiring the  
111 Commission for Independent Education to annually prepare an  
112 accountability report by a specified date; providing  
113 requirements for such report; requiring licensed institutions to  
114 annually provide certain data to the commission by a specified  
115 date; providing requirements for the determination of a  
116 specified rate; requiring the commission to establish a common

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1537 (2023)

Amendment No.

117 set of data definitions; requiring the commission to impose  
118 administrative fines for an institution that fails to timely  
119 submit the data; providing requirements for such fines;  
120 providing authority for the commission to require certain data  
121 reporting by certain institutions; amending s. 1005.22, F.S.;  
122 revising the powers and duties of the commission; amending s.  
123 1005.31, F.S.; revising the commission's evaluation standards  
124 for licensure of an institution; authorizing the commission to  
125 prohibit the enrollment of new students, or limit the number of  
126 students in a program at, a licensed institution under certain  
127 circumstances; authorizing the commission to take specified  
128 actions relating to licensed institutions; authorizing the  
129 commission to establish certain benchmarks by rule; providing  
130 for the designation of certain licensed institutions as high  
131 performing; creating s. 1005.335, F.S.; requiring all programs  
132 at licensed institutions to be disclosed to the commission;  
133 requiring institutions to receive institutional accreditation  
134 prior to obtaining licensure for prelicensure professional  
135 nursing programs; requiring the

136