



913658

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/28/2023	.	
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The Committee on Appropriations (Perry) recommended the following:

1           **Senate Substitute for Amendment (694376) (with title**  
2 **amendment)**

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4           Delete lines 43 - 111  
5 and insert:  
6 conveyed by it.

7           1. No later than October 1, 2023, the Board of Governors  
8 shall develop regulations for university boards of trustees  
9 relating to the procedures for contracting for professional  
10 services as defined in s. 287.055 and for the construction of



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11 new facilities or for the remodeling, renovation, or maintenance  
12 of or additions or repairs to existing facilities. The  
13 regulations must include, but are not limited to, competitive  
14 bids, design-build, and selection of a construction management  
15 entity. Contracts executed, extended, or amended on or before  
16 September 30, 2023, shall comply with the requirements of s.  
17 287.055.

18 2. Notwithstanding any other provisions of this subsection,  
19 each board of trustees shall comply with the provisions of s.  
20 287.055 for the procurement of professional services as defined  
21 therein. any acquisition pursuant to this paragraph is subject  
22 to the provisions of s. 1010.62.

23 Section 2. Subsection (21) is added to section 1009.26,  
24 Florida Statutes, to read:

25 1009.26 Fee waivers.—

26 (21) A state university may waive the out-of-state fee for  
27 a student who is an intercollegiate athlete receiving an  
28 athletic scholarship.

29 Section 3. Subsection (3) of section 1011.45, Florida  
30 Statutes, is amended to read:

31 1011.45 End of year balance of funds.—Unexpended amounts in  
32 any fund in a university current year operating budget shall be  
33 carried forward and included as the balance forward for that  
34 fund in the approved operating budget for the following year.

35 (3) A university's carry forward spending plan must ~~shall~~  
36 include the estimated cost per planned expenditure and a  
37 timeline for completion of the expenditure. Authorized  
38 expenditures in a carry forward spending plan may include:

39 (a) Commitment of funds to a public education capital



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40 outlay project ~~for which an appropriation has previously been~~  
41 ~~provided that requires additional funds for completion and which~~  
42 ~~is included in the list required by s. 1001.706(12) (d);~~

43 (b) Completion of a renovation, repair, or maintenance  
44 project that is consistent with ~~the provisions of s. 1013.64(1),~~  
45 ~~up to \$5 million per project and or~~ replacement of a minor  
46 facility that ~~does not exceed 10,000 gross square feet in size~~  
47 ~~up to \$2 million;~~

48 (c) Completion of a remodeling or infrastructure project,  
49 including a project for a developmental research school, ~~up to~~  
50 ~~\$10 million per project,~~ if such project is survey recommended  
51 pursuant to s. 1013.31;

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

55 (e) Operating expenditures that support the university's  
56 ~~university mission and that are nonrecurring;~~

57 (f) Any purpose specified by the board or in the General  
58 Appropriations Act, including the requirements in s.  
59 1001.706(12) (c) or similar requirements pursuant to Board of  
60 Governors regulations; and

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

64 Section 4. Subsection (4) of section 1013.841, Florida  
65 Statutes, is amended to read:

66 1013.841 End of year balance of Florida College System  
67 institution funds.—

68 (4) A Florida College System institution identified in



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69 paragraph (3)(b) must include in its carry forward spending plan  
70 the estimated cost per planned expenditure and a timeline for  
71 completion of the expenditure. Authorized expenditures in a  
72 carry forward spending plan may include:

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

77 (b) Completion of a renovation, repair, or maintenance  
78 project that is consistent with ~~the provisions of s. 1013.64(1)~~  
79 ~~or replacement of a minor facility, up to \$5 million per~~

80

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

82 And the title is amended as follows:

83 Between lines 6 and 7

84 insert:

85 providing requirements for certain contracts executed  
86 or amended prior to a specified date;