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1                                A bill to be entitled  
2            An act relating to postsecondary education funding;  
3            amending s. 1004.091, F.S.; revising duties of the Florida  
4            Distance Learning Consortium; requiring the consortium to  
5            work with the Florida College System and the State  
6            University System in implementing the transient student  
7            admissions application process; revising requirements for  
8            a central instructional content repository and use of open  
9            access textbooks; amending s. 1006.72, F.S.; requiring an  
10           annual report relating to the licensing of electronic  
11           library resources; amending s. 1007.28, F.S.; requiring  
12           the computer-assisted student advising system to provide  
13           the admissions application for transient students;  
14           amending s. 1009.22, F.S.; requiring a block tuition  
15           charge for students enrolled in adult general education  
16           programs; providing residency requirements and authorizing  
17           a service charge and convenience fee for certain payments  
18           for workforce education postsecondary students;  
19           authorizing district school boards and Florida College  
20           System institution boards of trustees to acquire improved  
21           real property for use as educational facilities through  
22           the use of capital improvement fee revenues; authorizing  
23           the use of certain fees for general education services;  
24           amending s. 1009.23, F.S.; conforming a cross-reference;  
25           authorizing Florida College System institution boards of  
26           trustees to acquire improved real property for use as  
27           educational facilities through the use of capital  
28           improvement fee revenues; authorizing certain Florida

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29 | College System institutions to establish a transient  
 30 | student fee; authorizing the use of certain fees for  
 31 | general education services; amending s. 1009.24, F.S.;  
 32 | authorizing state universities to establish a transient  
 33 | student fee; revising requirements for expenditure of the  
 34 | tuition differential; authorizing the use of certain fees  
 35 | for general education services; amending s. 1009.25, F.S.;  
 36 | deleting the exemption from payment of tuition and fees  
 37 | for certain students; amending s. 1009.286, F.S.; revising  
 38 | the excess credit hour surcharge for students at state  
 39 | universities; amending s. 1009.531, F.S.; increasing the  
 40 | test score eligibility requirement for the Florida Bright  
 41 | Futures Scholarship Program; providing an additional  
 42 | eligibility requirement; amending s. 1009.532, F.S.;  
 43 | reducing the Florida Bright Futures Scholarship award by  
 44 | the amount of acceleration credits earned; amending s.  
 45 | 1009.534, F.S.; increasing the community service  
 46 | requirement for receipt of a Florida Academic Scholars  
 47 | award; amending s. 1009.535, F.S.; providing a community  
 48 | service requirement for receipt of a Florida Medallion  
 49 | Scholars award; amending s. 1009.536, F.S.; providing a  
 50 | community service requirement for receipt of a Florida  
 51 | Gold Seal Vocational Scholars award; amending s. 1009.89,  
 52 | F.S.; revising eligibility requirements and funding for  
 53 | the William L. Boyd, IV, Florida Resident Access Grant  
 54 | Program; amending s. 1009.891, F.S.; revising eligibility  
 55 | requirements for the Access to Better Learning and  
 56 | Education Grant Program; amending s. 1011.80, F.S.;

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57 | revising provisions relating to funding for workforce  
 58 | education programs; providing for allocation based on  
 59 | funding needs; restricting certain funding; amending s.  
 60 | 1011.85, F.S.; providing that certain funds are not  
 61 | eligible for state match under the Dr. Philip Benjamin  
 62 | Matching Grant Program; amending s. 1012.885, F.S.;  
 63 | providing a limitation on the amount of remuneration of  
 64 | Florida College System institution presidents for fiscal  
 65 | year 2011-2012; creating s. 1012.886, F.S.; limiting the  
 66 | remuneration of Florida College System institution  
 67 | administrative employees; providing exceptions; amending  
 68 | s. 1012.975, F.S.; providing a limitation on the amount of  
 69 | remuneration of state university presidents for fiscal  
 70 | year 2011-2012; creating s. 1012.976, F.S.; limiting the  
 71 | remuneration of state university administrative employees;  
 72 | providing exceptions; amending s. 1013.33, F.S.;  
 73 | conforming provisions; repealing s. 1013.63, F.S., which  
 74 | creates the University Concurrency Trust Fund; requiring  
 75 | the Department of Education to work with the College  
 76 | Center for Library Automation (CCLA) to transfer certain  
 77 | data; requiring the Florida Center for Library Automation  
 78 | (FCLA) and the CCLA to develop a plan for establishing a  
 79 | single postsecondary education union catalog; requiring  
 80 | the Task Force on the Future of Academic Libraries in  
 81 | Florida to develop a plan that describes the establishment  
 82 | of a joint library technology organizational structure to  
 83 | meet postsecondary education library needs; requiring the

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84 submission of both plans to the Governor and Legislature  
 85 by specified dates; providing an effective date.  
 86

87 Be It Enacted by the Legislature of the State of Florida:  
 88

89 Section 1. Subsection (2) of section 1004.091, Florida  
 90 Statutes, is amended to read:

91 1004.091 Florida Distance Learning Consortium.—

92 (2) The Florida Distance Learning Consortium shall:

93 (a) Manage and promote the Florida Higher Education  
 94 Distance Learning Catalog, established pursuant to s. 1004.09,  
 95 to help increase student access to undergraduate distance  
 96 learning courses and degree programs and to assist students  
 97 seeking accelerated access in order to complete their degrees.

98 (b) Beginning with the 2011-2012 academic year, implement  
 99 ~~Develop, in consultation with the Florida College System and the~~  
 100 ~~State University System, a plan to be submitted to the Board of~~  
 101 ~~Governors, the State Board of Education, the Governor, the~~  
 102 ~~President of the Senate, and the Speaker of the House of~~  
 103 ~~Representatives no later than December 1, 2010, for implementing~~  
 104 ~~a streamlined, automated, online registration process for~~  
 105 transient students who are undergraduate students currently  
 106 enrolled and pursuing a degree at ~~who have been admitted to a~~  
 107 ~~public postsecondary educational institution and who~~ want ~~wish~~  
 108 ~~to enroll in a course listed in the Florida Higher Education~~  
 109 ~~Distance Learning Catalog~~ which is offered by a public  
 110 postsecondary educational institution, ~~including courses offered~~  
 111 ~~by an institution that is not the student's degree-granting or~~

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112 ~~home~~ institution. The consortium shall work with the Florida  
 113 College System and the State University System to implement this  
 114 process, which requires all Florida College System institutions  
 115 and state universities to ~~The plan must describe how such a~~  
 116 ~~registration process can be implemented by the 2011-2012~~  
 117 ~~academic year as an alternative to the standard registration~~  
 118 ~~process of each institution. The plan must also address:~~

119 1. Use the transient student admissions application  
 120 available through the Florida Academic Counseling and Tracking  
 121 for Students system established pursuant to s. 1007.28. This  
 122 admissions application shall be the only application required  
 123 for the enrollment of a transient student as described in this  
 124 paragraph. ~~Fiscal and substantive policy changes needed to~~  
 125 ~~address administrative, academic, and programmatic policies and~~  
 126 ~~procedures. Policy areas that the plan must address include, but~~  
 127 ~~need not be limited to, student financial aid issues, variations~~  
 128 ~~in fees, admission and readmission, registration prioritization~~  
 129 ~~issues, transfer of credit, and graduation requirements, with~~  
 130 ~~specific attention given to creating recommended guidelines that~~  
 131 ~~address students who attend more than one institution in pursuit~~  
 132 ~~of a degree.~~

133 2. Implement the financial aid procedures required by the  
 134 transient student admissions application, in accordance with  
 135 published specifications, which must include the involvement of  
 136 the appropriate staff from the Florida College System  
 137 institutions and state universities, including, but not limited  
 138 to, financial aid officers. ~~A method for the expedited transfer~~  
 139 ~~of distance learning course credit awarded by an institution~~

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140 ~~offering a distance learning course to a student's degree-~~  
 141 ~~granting or home institution upon the student's successful~~  
 142 ~~completion of the distance learning course.~~

143       3. Transfer credit awarded by the institution offering the  
 144 distance learning course to the transient student's degree-  
 145 granting institution. ~~Compliance with applicable technology~~  
 146 ~~security standards and guidelines to ensure the secure~~  
 147 ~~transmission of student information.~~

148       4. No later than July 1, 2012, interface their  
 149 institutional systems to the Florida Academic Counseling and  
 150 Tracking for Students system to electronically send, receive,  
 151 and process transient student admissions applications.

152       (c) Coordinate the negotiation of statewide licensing and  
 153 preferred pricing agreements for distance learning resources and  
 154 enter into agreements that result in cost savings with distance  
 155 learning resource providers so that postsecondary educational  
 156 institutions have the opportunity to benefit from the cost  
 157 savings.

158       (d)1. Develop and operate a central instructional content  
 159 repository that allows public school and public postsecondary  
 160 educational institution users ~~faculty~~ to search, locate, ~~and~~  
 161 use, and contribute digital and electronic instructional  
 162 resources and content, including open access textbooks. In the  
 163 development of the ~~a~~ repository, the consortium shall identify  
 164 and seek partnerships ~~with similar national, state, and regional~~  
 165 ~~repositories~~ for the purpose of sharing instructional content.  
 166 The consortium shall collaborate with ~~the~~ public ~~postsecondary~~  
 167 educational institutions to ensure that the repository:

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168 a. Is accessible by the ~~Integrates with multiple~~ learning  
 169 management systems used by the public postsecondary educational  
 170 institutions and the local instructional improvement systems  
 171 established pursuant to s. 1006.281.

172 b. Allows institutions to set appropriate copyright and  
 173 access restrictions and track content usage.

174 c. Allows for appropriate customization.

175 d. Supports established protocols to access instructional  
 176 content within other repositories.

177 2. Provide to Develop, ~~in consultation with the~~  
 178 chancellors of the Florida College System and the State  
 179 University System recommendations, ~~a plan for promoting and~~  
 180 increasing the use of open access textbooks as a method for  
 181 reducing textbook costs. The recommendations ~~plan shall be~~  
 182 ~~submitted to the Board of Governors, the State Board of~~  
 183 ~~Education, the Office of Policy and Budget in the Executive~~  
 184 ~~Office of the Governor, the chair of the Senate Policy and~~  
 185 ~~Steering Committee on Ways and Means, and the chair of the House~~  
 186 ~~Full Appropriations Council on Education & Economic Development~~  
 187 ~~no later than March 1, 2010, and shall include:~~

188 a. ~~An inventory of existing open access textbooks.~~

189 ~~a.b.~~ The A ~~listing of~~ undergraduate courses, in particular  
 190 the general education courses, that would be recommended for the  
 191 use of open access textbooks.

192 ~~b.e.~~ A standardized process for the review and approval of  
 193 open access textbooks.

194 d. ~~Recommendations for encouraging and promoting faculty~~  
 195 ~~development and use of open access textbooks.~~

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196 ~~e. Identification of barriers to the implementation of~~  
 197 ~~open access textbooks.~~

198 ~~c.f.~~ Strategies for the production and distribution of  
 199 open access textbooks to ensure such textbooks may be easily  
 200 accessed, downloaded, printed, or obtained as a bound version by  
 201 students at either reduced or no cost.

202 ~~g. Identification of the necessary technology security~~  
 203 ~~standards and guidelines to safeguard the use of open access~~  
 204 ~~textbooks.~~

205 (e) Identify and evaluate new technologies and  
 206 instructional methods that can be used for improving distance  
 207 learning instruction, student learning, and the overall quality  
 208 of undergraduate distance learning courses and degree programs.

209 (f) Identify methods that will improve student access to  
 210 and completion of undergraduate distance learning courses and  
 211 degree programs.

212 Section 2. Subsection (7) is added to section 1006.72,  
 213 Florida Statutes, to read:

214 1006.72 Licensing electronic library resources.—

215 (7) REPORT.—The chancellors of the Florida College System  
 216 and the State University System shall annually report to the  
 217 Executive Office of the Governor and the chairs of the  
 218 appropriations committees in the Senate and the House of  
 219 Representatives the cost savings realized as a result of the  
 220 collaborative licensing process identified in this section.

221 Section 3. Subsection (5) is added to section 1007.28,  
 222 Florida Statutes, to read:

223 1007.28 Computer-assisted student advising system.—The



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224 Department of Education, in conjunction with the Board of  
 225 Governors, shall establish and maintain a single, statewide  
 226 computer-assisted student advising system, which must be an  
 227 integral part of the process of advising, registering, and  
 228 certifying students for graduation and must be accessible to all  
 229 Florida students. The state universities and community colleges  
 230 shall interface institutional systems with the computer-assisted  
 231 advising system required by this section. The State Board of  
 232 Education and the Board of Governors shall specify in the  
 233 statewide articulation agreement required by s. 1007.23(1) the  
 234 roles and responsibilities of the department, the state  
 235 universities, and the community colleges in the design,  
 236 implementation, promotion, development, and analysis of the  
 237 system. The system shall consist of a degree audit and an  
 238 articulation component that includes the following  
 239 characteristics:

240 (5) The system must provide the admissions application for  
 241 transient students who are undergraduate students currently  
 242 enrolled and pursuing a degree at a public postsecondary  
 243 educational institution and who want to enroll in a course  
 244 listed in the Florida Higher Education Distance Learning Catalog  
 245 which is offered by a public postsecondary educational  
 246 institution that is not the student's degree-granting  
 247 institution. This system must include the electronic transfer  
 248 and receipt of information and records for the following  
 249 functions:

- 250 (a) Admissions and readmissions.
- 251 (b) Financial aid.

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252           (c) Transfer of credit awarded by the institution offering  
 253 the distance learning course to the transient student's degree-  
 254 granting institution.

255           Section 4. Subsection (2), paragraph (a) of subsection  
 256 (3), and paragraph (a) of subsection (6) of section 1009.22,  
 257 Florida Statutes, are amended, and subsections (13) and (14) are  
 258 added to that section, to read:

259           1009.22 Workforce education postsecondary student fees.—

260           (2) (a) All students shall be charged fees except students  
 261 who are exempt from fees or students whose fees are waived.

262           (b) Students enrolled in adult general education programs  
 263 shall be charged a block tuition of \$45 per half year. Each  
 264 district school board and Florida College System institution  
 265 board of trustees shall adopt policies and procedures for the  
 266 collection of and accounting for the expenditure of the block  
 267 tuition. All funds received from the block tuition shall be used  
 268 for adult general education programs only.

269           (3) (a) Except as otherwise provided by law, fees for  
 270 students who are nonresidents for tuition purposes must offset  
 271 the full cost of instruction. Residency of students shall be  
 272 determined as required in s. 1009.21. Fee-nonexempt students  
 273 enrolled in vocational-preparatory instruction shall be charged  
 274 fees equal to the fees charged for certificate career education  
 275 instruction. Each community college that conducts college-  
 276 preparatory and vocational-preparatory instruction in the same  
 277 class section may charge a single fee for both types of  
 278 instruction.

279           (6) (a) Each district school board and community college

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280 board of trustees may establish a separate fee for capital  
 281 improvements, technology enhancements, ~~or~~ equipping buildings,  
 282 or the acquisition of improved real property which may not  
 283 exceed 5 percent of tuition for resident students or 5 percent  
 284 of tuition and out-of-state fees for nonresident students. Funds  
 285 collected by community colleges through the fee may be bonded  
 286 only for the purpose of financing or refinancing new  
 287 construction and equipment, renovation, or remodeling of  
 288 educational facilities or the acquisition of improved real  
 289 property for use as educational facilities. The fee shall be  
 290 collected as a component part of the tuition and fees, paid into  
 291 a separate account, and expended only to acquire improved real  
 292 property or construct and equip, maintain, improve, or enhance  
 293 the certificate career education or adult education facilities  
 294 of the school district or the educational facilities of the  
 295 community college. Projects and acquisitions of improved real  
 296 property funded through the use of the capital improvement fee  
 297 must meet the survey and construction requirements of chapter  
 298 1013. Pursuant to s. 216.0158, each district school board and  
 299 community college board of trustees shall identify each project,  
 300 including maintenance projects, proposed to be funded in whole  
 301 or in part by such fee. Capital improvement fee revenues may be  
 302 pledged by a board of trustees as a dedicated revenue source to  
 303 the repayment of debt, including lease-purchase agreements, with  
 304 an overall term of not more than 7 years, including renewals,  
 305 extensions, and refundings, and revenue bonds with a term not  
 306 exceeding 20 years and not exceeding the useful life of the  
 307 asset being financed, only for the new construction and

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308 equipment, renovation, or remodeling of educational facilities.  
 309 Bonds authorized pursuant to this paragraph shall be requested  
 310 by the community college board of trustees and shall be issued  
 311 by the Division of Bond Finance in compliance with s. 11(d),  
 312 Art. VII of the State Constitution and the State Bond Act. The  
 313 Division of Bond Finance may pledge fees collected by one or  
 314 more community colleges to secure such bonds. Any project  
 315 included in the approved educational plant survey pursuant to  
 316 chapter 1013 is approved pursuant to s. 11(f), Art. VII of the  
 317 State Constitution. Bonds issued pursuant to the State Bond Act  
 318 may be validated in the manner provided by chapter 75. The  
 319 complaint for such validation shall be filed in the circuit  
 320 court of the county where the seat of state government is  
 321 situated, the notice required to be published by s. 75.06 shall  
 322 be published only in the county where the complaint is filed,  
 323 and the complaint and order of the circuit court shall be served  
 324 only on the state attorney of the circuit in which the action is  
 325 pending. A maximum of 15 cents per credit hour may be allocated  
 326 from the capital improvement fee for child care centers  
 327 conducted by the district school board or community college  
 328 board of trustees. The use of capital improvement fees for such  
 329 purpose shall be subordinate to the payment of any bonds secured  
 330 by the fees.

331 (13) Each Florida College System institution or school  
 332 district may assess a service charge for the payment of tuition  
 333 and fees in installments and a convenience fee for the  
 334 processing of automated or online credit card payments. However,  
 335 the amount of the convenience fee may not exceed the total cost

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336 charged by the credit card company to the Florida College System  
 337 institution or school district. Such service charge or  
 338 convenience fee must be approved by the Florida College System  
 339 institution's board of trustees or the district school board.

340 (14) To offset funding reductions, district school boards  
 341 and Florida College System institutions may use up to 15 percent  
 342 of the total funds generated from the fee collections authorized  
 343 in subsection (5), paragraph (6) (a), and subsections (7) and (9)  
 344 for general education services in adult general and career  
 345 certificate programs for the 2011-2012 fiscal year. Fee revenues  
 346 pledged by a district school board or a Florida College System  
 347 institution board of trustees as a dedicated revenue source for  
 348 the repayment of debt, including lease-purchase agreements, may  
 349 not be used for other purposes.

350 Section 5. Paragraph (c) of subsection (8) and paragraph  
 351 (a) of subsection (11) of section 1009.23, Florida Statutes, are  
 352 amended, subsection (17) is renumbered as subsection (19), and  
 353 new subsections (17) and (18) are added to that section, to  
 354 read:

355 1009.23 Community college student fees.—

356 (8)

357 (c) Up to 25 percent or \$600,000, whichever is greater, of  
 358 the financial aid fees collected may be used to assist students  
 359 who demonstrate academic merit; who participate in athletics,  
 360 public service, cultural arts, and other extracurricular  
 361 programs as determined by the institution; or who are identified  
 362 as members of a targeted gender or ethnic minority population.  
 363 The financial aid fee revenues allocated for athletic

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364 scholarships and any fee exemptions provided to athletes  
 365 pursuant to s. 1009.25 ~~(2)(3)~~ must ~~for athletes shall~~ be  
 366 distributed equitably as required by s. 1000.05(3)(d). A minimum  
 367 of 75 percent of the balance of these funds for new awards shall  
 368 be used to provide financial aid based on absolute need, and the  
 369 remainder of the funds shall be used for academic merit purposes  
 370 and other purposes approved by the boards of trustees. Such  
 371 other purposes shall include the payment of child care fees for  
 372 students with financial need. The State Board of Education shall  
 373 develop criteria for making financial aid awards. Each college  
 374 shall report annually to the Department of Education on the  
 375 revenue collected pursuant to this paragraph, the amount carried  
 376 forward, the criteria used to make awards, the amount and number  
 377 of awards for each criterion, and a delineation of the  
 378 distribution of such awards. The report shall include an  
 379 assessment by category of the financial need of every student  
 380 who receives an award, regardless of the purpose for which the  
 381 award is received. Awards that ~~which~~ are based on financial need  
 382 shall be distributed in accordance with a nationally recognized  
 383 system of need analysis approved by the State Board of  
 384 Education. An award for academic merit requires ~~shall require~~ a  
 385 minimum overall grade point average of 3.0 on a 4.0 scale or the  
 386 equivalent for both initial receipt of the award and renewal of  
 387 the award.

388 (11)(a) Each community college board of trustees may  
 389 establish a separate fee for capital improvements, technology  
 390 enhancements, ~~or~~ equipping student buildings, or the acquisition  
 391 of improved real property which may not exceed 10 percent of

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392 tuition for resident students or 10 percent of the sum of  
 393 tuition and out-of-state fees for nonresident students. The fee  
 394 for resident students shall be limited to an increase of \$2 per  
 395 credit hour over the prior year. Funds collected by community  
 396 colleges through the fee may be bonded only as provided in this  
 397 subsection for the purpose of financing or refinancing new  
 398 construction and equipment, renovation, or remodeling of  
 399 educational facilities or the acquisition and renovation or  
 400 remodeling of improved real property for use as educational  
 401 facilities. The fee shall be collected as a component part of  
 402 the tuition and fees, paid into a separate account, and expended  
 403 only to acquire improved real property or construct and equip,  
 404 maintain, improve, or enhance the educational facilities of the  
 405 community college. Projects and acquisitions of improved real  
 406 property funded through the use of the capital improvement fee  
 407 shall meet the survey and construction requirements of chapter  
 408 1013. Pursuant to s. 216.0158, each community college shall  
 409 identify each project, including maintenance projects, proposed  
 410 to be funded in whole or in part by such fee.

411 (17) Each Florida College System institution that accepts  
 412 transient students, pursuant to s. 1004.091, may establish a  
 413 transient student fee not to exceed \$5 per distance learning  
 414 course for processing the transient student admissions  
 415 application.

416 (18) To offset funding reductions, Florida College System  
 417 institutions may use up to 15 percent of the total funds  
 418 generated from the fee collections authorized in subsection (7),  
 419 paragraph (8) (a), subsection (10), paragraph (11) (a), and

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420 paragraph (12) (a) for general education services in associate  
 421 degree and career certificate programs for the 2011-2012 fiscal  
 422 year. Fee revenues pledged by a Florida College System  
 423 institution board of trustees as a dedicated revenue source for  
 424 the repayment of debt, including lease-purchase agreements, may  
 425 not be used for other purposes.

426 Section 6. Paragraph (t) is added to subsection (14) of  
 427 section 1009.24, Florida Statutes, paragraph (a) of subsection  
 428 (16) is amended, and subsection (20) is added to that section,  
 429 to read:

430 1009.24 State university student fees.—

431 (14) Except as otherwise provided in subsection (15), each  
 432 university board of trustees is authorized to establish the  
 433 following fees:

434 (t) A transient student fee not to exceed \$5 per distance  
 435 learning course for accepting a transient student and processing  
 436 the transient student admissions application pursuant to s.  
 437 1004.091.

438  
 439 With the exception of housing rental rates and except as  
 440 otherwise provided, fees assessed pursuant to paragraphs (h)-(s)  
 441 shall be based on reasonable costs of services. The Board of  
 442 Governors shall adopt regulations and timetables necessary to  
 443 implement the fees and fines authorized under this subsection.  
 444 The fees assessed under this subsection may be used for debt  
 445 only as authorized under s. 1010.62.

446 (16) Each university board of trustees may establish a  
 447 tuition differential for undergraduate courses upon receipt of



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448 approval from the Board of Governors. The tuition differential  
 449 shall promote improvements in the quality of undergraduate  
 450 education and shall provide financial aid to undergraduate  
 451 students who exhibit financial need.

452 (a) Seventy percent of the revenues from the tuition  
 453 differential shall be expended for purposes of undergraduate  
 454 education. Such expenditures may include, but are not limited  
 455 to, increasing course offerings, improving graduation rates,  
 456 increasing the percentage of undergraduate students who are  
 457 taught by faculty, decreasing student-faculty ratios, providing  
 458 salary increases for faculty who have a history of excellent  
 459 teaching in undergraduate courses, improving the efficiency of  
 460 the delivery of undergraduate education through academic  
 461 advisement and counseling, and reducing the percentage of  
 462 students who graduate with excess hours. This expenditure for  
 463 undergraduate education may not be used to pay the salaries of  
 464 graduate teaching assistants. Except as otherwise provided in  
 465 this subsection, the remaining 30 percent of the revenues from  
 466 the tuition differential, or the equivalent amount of revenue  
 467 from private sources, shall be expended to provide financial aid  
 468 to undergraduate students who exhibit financial need, including  
 469 students who are scholarship recipients under s. 1009.984, to  
 470 meet the cost of university attendance. This expenditure for  
 471 need-based financial aid may ~~shall~~ not supplant the amount of  
 472 need-based aid provided to undergraduate students in the  
 473 preceding fiscal year from financial aid fee revenues, the  
 474 direct appropriation for financial assistance provided to state  
 475 universities in the General Appropriations Act, or from private

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476 sources. The total amount of tuition differential waived under  
 477 subparagraph (b)8. may be included in calculating the  
 478 expenditures for need-based financial aid to undergraduate  
 479 students required by this subsection. If the entire tuition and  
 480 fee costs of all students who exhibit financial need have been  
 481 met and the university has excess funds remaining from the 30  
 482 percent of the revenues from the tuition differential required  
 483 to be used to assist students who exhibit financial need, the  
 484 university may expend the unneeded portion of the 30 percent in  
 485 the same manner as required for the other 70 percent of the  
 486 tuition differential revenues.

487 (20) To offset funding reductions, state university boards  
 488 of trustees may use up to 15 percent of the total funds  
 489 generated from the fee collections authorized in subsections  
 490 (8)-(14) for general education services in undergraduate degree  
 491 programs for the 2011-2012 fiscal year. Fee revenues pledged by  
 492 a state university board of trustees as a dedicated revenue  
 493 source for the repayment of debt, including lease-purchase  
 494 agreements, may not be used for other purposes.

495 Section 7. Section 1009.25, Florida Statutes, is amended  
 496 to read:

497 1009.25 Fee exemptions.—

498 ~~(1) The following students are exempt from any requirement~~  
 499 ~~for the payment of tuition and fees, including lab fees, for~~  
 500 ~~adult basic, adult secondary, or career preparatory instruction:~~

501 ~~(a) A student who does not have a high school diploma or~~  
 502 ~~its equivalent.~~

503 ~~(b) A student who has a high school diploma or its~~

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504 ~~equivalent and who has academic skills at or below the eighth~~  
 505 ~~grade level pursuant to state board rule. A student is eligible~~  
 506 ~~for this exemption from fees if the student's skills are at or~~  
 507 ~~below the eighth grade level as measured by a test administered~~  
 508 ~~in the English language and approved by the Department of~~  
 509 ~~Education, even if the student has skills above that level when~~  
 510 ~~tested in the student's native language.~~

511 (1)~~(2)~~ The following students are exempt from the payment  
 512 of tuition and fees, including lab fees, at a school district  
 513 that provides postsecondary career programs, community college,  
 514 or state university:

515 (a) A student enrolled in a dual enrollment or early  
 516 admission program pursuant to s. 1007.27 or s. 1007.271.

517 (b) A student enrolled in an approved apprenticeship  
 518 program, as defined in s. 446.021.

519 (c) A student who is or was at the time he or she reached  
 520 18 years of age in the custody of the Department of Children and  
 521 Family Services or who, after spending at least 6 months in the  
 522 custody of the department after reaching 16 years of age, was  
 523 placed in a guardianship by the court. Such exemption includes  
 524 fees associated with enrollment in career-preparatory  
 525 instruction. The exemption remains valid until the student  
 526 reaches 28 years of age.

527 (d) A student who is or was at the time he or she reached  
 528 18 years of age in the custody of a relative under s. 39.5085 or  
 529 who was adopted from the Department of Children and Family  
 530 Services after May 5, 1997. Such exemption includes fees  
 531 associated with enrollment in career-preparatory instruction.

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532 The exemption remains valid until the student reaches 28 years  
533 of age.

534 (e) A student enrolled in an employment and training  
535 program under the welfare transition program. The regional  
536 workforce board shall pay the state university, community  
537 college, or school district for costs incurred for welfare  
538 transition program participants.

539 (f) A student who lacks a fixed, regular, and adequate  
540 nighttime residence or whose primary nighttime residence is a  
541 public or private shelter designed to provide temporary  
542 residence for individuals intended to be institutionalized, or a  
543 public or private place not designed for, or ordinarily used as,  
544 a regular sleeping accommodation for human beings.

545 (g) A student who is a proprietor, owner, or worker of a  
546 company whose business has been at least 50 percent negatively  
547 financially impacted by the buyout of property around Lake  
548 Apopka by the State of Florida. Such student may receive a fee  
549 exemption only if the student has not received compensation  
550 because of the buyout, the student is designated a Florida  
551 resident for tuition purposes, pursuant to s. 1009.21, and the  
552 student has applied for and been denied financial aid, pursuant  
553 to s. 1009.40, which would have provided, at a minimum, payment  
554 of all student fees. The student is responsible for providing  
555 evidence to the postsecondary education institution verifying  
556 that the conditions of this paragraph have been met, including  
557 supporting documentation provided by the Department of Revenue.  
558 The student must be currently enrolled in, or begin coursework  
559 within, a program area by fall semester 2000. The exemption is

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560 valid for a period of 4 years after the date that the  
 561 postsecondary education institution confirms that the conditions  
 562 of this paragraph have been met.

563 (2)~~(3)~~ Each community college is authorized to grant  
 564 student fee exemptions from all fees adopted by the State Board  
 565 of Education and the community college board of trustees for up  
 566 to 40 full-time equivalent students at each institution.

567 Section 8. Subsections (2) and (7) of section 1009.286,  
 568 Florida Statutes, are amended to read:

569 1009.286 Additional student payment for hours exceeding  
 570 baccalaureate degree program completion requirements at state  
 571 universities.—

572 (2) State universities shall require a student to pay an  
 573 excess hour surcharge equal to 100 ~~50~~ percent of the tuition  
 574 rate for each credit hour in excess of 115 ~~120~~ percent of the  
 575 number of credit hours required to complete the baccalaureate  
 576 degree program in which the student is enrolled.

577 (7) The provisions of this section become effective for  
 578 students who enter a community college or a state university for  
 579 the first time in the 2011-2012 ~~2009-2010~~ academic year and  
 580 thereafter.

581 Section 9. Paragraphs (a) and (b) of subsection (6) of  
 582 section 1009.531, Florida Statutes, are amended, and subsection  
 583 (7) is added to that section, to read:

584 1009.531 Florida Bright Futures Scholarship Program;  
 585 student eligibility requirements for initial awards.—

586 (6) (a) The State Board of Education shall publicize the  
 587 examination score required for a student to be eligible for a

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588 Florida Academic Scholars award, pursuant to s. 1009.534(1)(a)  
 589 or (b), as follows:

590 1. For high school students graduating in the 2010-2011  
 591 and 2011-2012 academic years, the student must earn an SAT score  
 592 of 1270 or a concordant ACT score of 28.

593 2. For high school students graduating in the 2012-2013  
 594 academic year and each year thereafter, the student must earn an  
 595 SAT score of 1290 ~~1280~~ which corresponds to the 89th ~~88th~~ SAT  
 596 percentile rank or a concordant ACT score of 29 ~~28~~.

597 ~~3. For high school students graduating in the 2013-2014~~  
 598 ~~academic year and thereafter, the student must earn an SAT score~~  
 599 ~~of 1290 which corresponds to the 89th SAT percentile rank or a~~  
 600 ~~concordant ACT score of 29.~~

601 (b) The State Board of Education shall publicize the  
 602 examination score required for a student to be eligible for a  
 603 Florida Medallion Scholars award, pursuant to s. 1009.535(1)(a)  
 604 or (b), as follows:

605 1. For high school students graduating in the 2010-2011  
 606 academic year, the student must earn an SAT score of 970 or a  
 607 concordant ACT score of 20 or the student in a home education  
 608 program whose parent cannot document a college-preparatory  
 609 curriculum must earn an SAT score of 1070 or a concordant ACT  
 610 score of 23.

611 2. For high school students graduating in the 2011-2012  
 612 academic year, the student must earn an SAT score of 980 which  
 613 corresponds to the 44th SAT percentile rank or a concordant ACT  
 614 score of 21 or the student in a home education program whose  
 615 parent cannot document a college-preparatory curriculum must

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616 | earn an SAT score of 1070 or a concordant ACT score of 23.

617 |       3. For high school students graduating in the 2012-2013  
 618 | academic year and each year thereafter, the student must earn an  
 619 | SAT score of 1170 ~~1020~~ which corresponds to the 75th ~~50th~~ SAT  
 620 | percentile rank or a concordant ACT score of 26 ~~22~~ or the  
 621 | student in a home education program whose parent cannot document  
 622 | a college-preparatory curriculum must earn an SAT score of 1170  
 623 | ~~1070~~ or a concordant ACT score of 26 ~~23~~.

624 |       ~~4. For high school students graduating in the 2013-2014~~  
 625 | ~~academic year and thereafter, the student must earn an SAT score~~  
 626 | ~~of 1050 which corresponds to the 56th SAT percentile rank or a~~  
 627 | ~~concordant ACT score of 23 or the student in a home education~~  
 628 | ~~program whose parent cannot document a college-preparatory~~  
 629 | ~~curriculum must earn an SAT score of 1100 or a concordant ACT~~  
 630 | ~~score of 24.~~

631 |       (7) To be eligible for an award under the Florida Bright  
 632 | Futures Scholarship Program, a student must annually submit the  
 633 | Free Application for Federal Student Aid.

634 |       Section 10. Subsection (3) of section 1009.532, Florida  
 635 | Statutes, is amended to read:

636 |       1009.532 Florida Bright Futures Scholarship Program;  
 637 | student eligibility requirements for renewal awards.—

638 |       (3) A student who is initially eligible prior to the 2010-  
 639 | 2011 academic year and is enrolled in a program that terminates  
 640 | in an associate degree or a baccalaureate degree may receive an  
 641 | award for a maximum of 110 percent of the number of credit hours  
 642 | required to complete the program. A student who is enrolled in a  
 643 | program that terminates in a career certificate may receive an

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644 | award for a maximum of 110 percent of the credit hours or clock  
 645 | hours required to complete the program up to 90 credit hours.  
 646 | For a student who is initially eligible in the 2010-2011  
 647 | academic term and thereafter, the student may receive an award  
 648 | for a maximum of 100 percent of the number of credit hours  
 649 | required to complete an associate degree program or a  
 650 | baccalaureate degree program, or the student may receive an  
 651 | award for a maximum of 100 percent of the credit hours or clock  
 652 | hours required to complete up to 90 credit hours of a program  
 653 | that terminates in a career certificate. Beginning in the 2011-  
 654 | 2012 school year, acceleration credits earned by a student prior  
 655 | to entering a postsecondary education program shall be included  
 656 | in the maximum number of credit hours for which a student may  
 657 | earn an award, except for purposes of eligibility for the  
 658 | maximum graduate credits allowable under s. 1009.5341. A student  
 659 | who transfers from one of these program levels to another  
 660 | becomes eligible for the higher of the two credit hour limits.

661 | Section 11. Subsection (1) of section 1009.534, Florida  
 662 | Statutes, is amended to read:

663 | 1009.534 Florida Academic Scholars award.—

664 | (1) A student is eligible for a Florida Academic Scholars  
 665 | award if the student meets the general eligibility requirements  
 666 | for the Florida Bright Futures Scholarship Program and the  
 667 | student:

668 | (a) Has achieved a 3.5 weighted grade point average as  
 669 | calculated pursuant to s. 1009.531, or its equivalent, in high  
 670 | school courses that are designated by the State Board of  
 671 | Education as college-preparatory academic courses; and has



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672 attained at least the score pursuant to s. 1009.531(6) (a) on the  
 673 combined verbal and quantitative parts of the Scholastic  
 674 Aptitude Test, the Scholastic Assessment Test, or the recentered  
 675 Scholastic Assessment Test of the College Entrance Examination,  
 676 or an equivalent score on the ACT Assessment Program;

677 (b) Has attended a home education program according to s.  
 678 1002.41 during grades 11 and 12 or has completed the  
 679 International Baccalaureate curriculum but failed to earn the  
 680 International Baccalaureate Diploma or has completed the  
 681 Advanced International Certificate of Education curriculum but  
 682 failed to earn the Advanced International Certificate of  
 683 Education Diploma, and has attained at least the score pursuant  
 684 to s. 1009.531(6) (a) on the combined verbal and quantitative  
 685 parts of the Scholastic Aptitude Test, the Scholastic Assessment  
 686 Test, or the recentered Scholastic Assessment Test of the  
 687 College Entrance Examination, or an equivalent score on the ACT  
 688 Assessment Program;

689 (c) Has been awarded an International Baccalaureate  
 690 Diploma from the International Baccalaureate Office or an  
 691 Advanced International Certificate of Education Diploma from the  
 692 University of Cambridge International Examinations Office;

693 (d) Has been recognized by the merit or achievement  
 694 programs of the National Merit Scholarship Corporation as a  
 695 scholar or finalist; or

696 (e) Has been recognized by the National Hispanic  
 697 Recognition Program as a scholar recipient.

698

699 A student must complete a program of community service work, as

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700 approved by the district school board or the administrators of a  
 701 nonpublic school, which shall include a minimum of 75 hours of  
 702 service work for high school students graduating in the 2010-  
 703 2011 academic year and 100 hours of service work for high school  
 704 students graduating in the 2011-2012 academic year and  
 705 thereafter, and must ~~and require the student to~~ identify a  
 706 social problem that interests him or her, develop a plan for his  
 707 or her personal involvement in addressing the problem, and,  
 708 through papers or other presentations, evaluate and reflect upon  
 709 his or her experience.

710 Section 12. Subsection (1) of section 1009.535, Florida  
 711 Statutes, is amended to read:

712 1009.535 Florida Medallion Scholars award.—

713 (1) A student is eligible for a Florida Medallion Scholars  
 714 award if the student meets the general eligibility requirements  
 715 for the Florida Bright Futures Scholarship Program and the  
 716 student:

717 (a) Has achieved a weighted grade point average of 3.0 as  
 718 calculated pursuant to s. 1009.531, or the equivalent, in high  
 719 school courses that are designated by the State Board of  
 720 Education as college-preparatory academic courses; and has  
 721 attained at least the score pursuant to s. 1009.531(6)(b) on the  
 722 combined verbal and quantitative parts of the Scholastic  
 723 Aptitude Test, the Scholastic Assessment Test, or the recentered  
 724 Scholastic Assessment Test of the College Entrance Examination,  
 725 or an equivalent score on the ACT Assessment Program;

726 (b) Has completed the International Baccalaureate  
 727 curriculum but failed to earn the International Baccalaureate

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728 | Diploma or has completed the Advanced International Certificate  
 729 | of Education curriculum but failed to earn the Advanced  
 730 | International Certificate of Education Diploma, and has attained  
 731 | at least the score pursuant to s. 1009.531(6)(b) on the combined  
 732 | verbal and quantitative parts of the Scholastic Aptitude Test,  
 733 | the Scholastic Assessment Test, or the recentered Scholastic  
 734 | Assessment Test of the College Entrance Examination, or an  
 735 | equivalent score on the ACT Assessment Program;

736 |       (c) Has attended a home education program according to s.  
 737 | 1002.41 during grades 11 and 12 and has attained at least the  
 738 | score pursuant to s. 1009.531(6)(b) on the combined verbal and  
 739 | quantitative parts of the Scholastic Aptitude Test, the  
 740 | Scholastic Assessment Test, or the recentered Scholastic  
 741 | Assessment Test of the College Entrance Examination, or an  
 742 | equivalent score on the ACT Assessment Program, if the student's  
 743 | parent cannot document a college-preparatory curriculum as  
 744 | described in paragraph (a);

745 |       (d) Has been recognized by the merit or achievement  
 746 | program of the National Merit Scholarship Corporation as a  
 747 | scholar or finalist but has not completed a program of community  
 748 | service as provided in s. 1009.534; or

749 |       (e) Has been recognized by the National Hispanic  
 750 | Recognition Program as a scholar, but has not completed a  
 751 | program of community service as provided in s. 1009.534.

752 |  
 753 | A high school student graduating in the 2011-2012 academic year  
 754 | and thereafter must complete a program of community service work  
 755 | approved by the district school board or the administrators of a

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756 nonpublic school, which shall include a minimum of 75 hours of  
 757 service work, and must identify a social problem that interests  
 758 him or her, develop a plan for his or her personal involvement  
 759 in addressing the problem, and, through papers or other  
 760 presentations, evaluate and reflect upon his or her experience.

761 Section 13. Subsection (1) of section 1009.536, Florida  
 762 Statutes, is amended to read:

763 1009.536 Florida Gold Seal Vocational Scholars award.—The  
 764 Florida Gold Seal Vocational Scholars award is created within  
 765 the Florida Bright Futures Scholarship Program to recognize and  
 766 reward academic achievement and career preparation by high  
 767 school students who wish to continue their education.

768 (1) A student is eligible for a Florida Gold Seal  
 769 Vocational Scholars award if the student meets the general  
 770 eligibility requirements for the Florida Bright Futures  
 771 Scholarship Program and the student:

772 (a) Completes the secondary school portion of a sequential  
 773 program of studies that requires at least three secondary school  
 774 career credits taken over at least 2 academic years, and is  
 775 continued in a planned, related postsecondary education program.  
 776 If the student's school does not offer such a two-plus-two or  
 777 tech-prep program, the student must complete a job-preparatory  
 778 career education program selected by Workforce Florida, Inc.,  
 779 for its ability to provide high-wage employment in an occupation  
 780 with high potential for employment opportunities. On-the-job  
 781 training may not be substituted for any of the three required  
 782 career credits.

783 (b) Demonstrates readiness for postsecondary education by

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784 earning a passing score on the Florida College Entry Level  
 785 Placement Test or its equivalent as identified by the Department  
 786 of Education.

787 (c) Earns a minimum cumulative weighted grade point  
 788 average of 3.0, as calculated pursuant to s. 1009.531, on all  
 789 subjects required for a standard high school diploma, excluding  
 790 elective courses.

791 (d) Earns a minimum unweighted grade point average of 3.5  
 792 on a 4.0 scale for secondary career courses comprising the  
 793 career program.

794 (e) Beginning with high school students graduating in the  
 795 2011-2012 academic year and thereafter, completes a program of  
 796 community service work approved by the district school board or  
 797 the administrators of a nonpublic school, which shall include a  
 798 minimum of 30 hours of service work, and identifies a social  
 799 problem that interests him or her, develops a plan for his or  
 800 her personal involvement in addressing the problem, and, through  
 801 papers or other presentations, evaluates and reflects upon his  
 802 or her experience.

803 Section 14. Subsection (4) and paragraph (a) of subsection  
 804 (5) of section 1009.89, Florida Statutes, are amended to read:

805 1009.89 The William L. Boyd, IV, Florida resident access  
 806 grants.—

807 (4) A person is eligible to receive such William L. Boyd,  
 808 IV, Florida resident access grant if:

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

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812 (b)1. He or she is enrolled as a full-time undergraduate  
813 student at an eligible college or university;

814 2. He or she is not enrolled in a program of study leading  
815 to a degree in theology or divinity; and

816 3. He or she is making satisfactory academic progress as  
817 defined by the college or university in which he or she is  
818 enrolled; and

819 (c) He or she annually submits the Free Application for  
820 Federal Student Aid.

821 (5) (a) Funding for the William L. Boyd, IV, Florida  
822 Resident Access Grant Program shall be as provided in the  
823 General Appropriations Act for eligible institutions that  
824 participated in the program in the 2010-2011 fiscal year, except  
825 that up to 1,226 Keiser University students shall be eligible to  
826 receive funding in the amount of the Access to Better Learning  
827 and Education Grant award based on a formula composed of planned  
828 enrollment and the state cost of funding undergraduate  
829 enrollment at public institutions pursuant to s. 1011.90. The  
830 amount of the William L. Boyd, IV, Florida resident access grant  
831 issued to a full-time student shall be an amount as specified in  
832 the General Appropriations Act. The William L. Boyd, IV, Florida  
833 resident access grant may be paid on a prorated basis in advance  
834 of the registration period. The department shall make such  
835 payments to the college or university in which the student is  
836 enrolled for credit to the student's account for payment of  
837 tuition and fees. Institutions shall certify to the department  
838 the amount of funds disbursed to each student and shall remit to  
839 the department any undisbursed advances or refunds within 60

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840 days of the end of regular registration. A student is ~~Students~~  
 841 ~~shall not be~~ eligible to receive the award for more than 9  
 842 semesters or 14 quarters, except as otherwise provided in s.  
 843 1009.40(3).

844 Section 15. Subsection (4) of section 1009.891, Florida  
 845 Statutes, is amended to read:

846 1009.891 The Access to Better Learning and Education Grant  
 847 Program.—

848 (4) A person is eligible to receive an access grant if:

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

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

855 2. He or she is not enrolled in a program of study leading  
 856 to a degree in theology or divinity; and

857 3. He or she is making satisfactory academic progress as  
 858 defined by the college or university in which he or she is  
 859 enrolled; and

860 (c) He or she annually submits the Free Application for  
 861 Federal Student Aid.

862 Section 16. Subsections (6) and (10) of section 1011.80,  
 863 Florida Statutes, are amended to read:

864 1011.80 Funds for operation of workforce education  
 865 programs.—

866 (6) (a) A school district or a community college that  
 867 provides workforce education programs shall receive funds in

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868 | accordance with distributions for base and performance funding  
 869 | established by the Legislature in the General Appropriations  
 870 | Act. To ensure equitable funding for all school district  
 871 | workforce education programs and to recognize enrollment growth,  
 872 | the Department of Education shall use the funding model  
 873 | developed by the District Workforce Education Funding Steering  
 874 | Committee to determine each district's workforce education  
 875 | funding needs. To assist the Legislature in allocating workforce  
 876 | education funds in the General Appropriations Act, the funding  
 877 | model shall annually be provided to the legislative  
 878 | appropriations committees no later than March 1. Beginning with  
 879 | the 2011-2012 fiscal year, and for a 3-year period thereafter or  
 880 | until full reallocation is achieved, the funding model shall be  
 881 | used to reallocate workforce education funds among districts to  
 882 | reflect each district's current programs and funding needs. If  
 883 | ~~the General Appropriations Act does not provide for the~~  
 884 | ~~distribution of funds, the following methodology shall apply:~~  
 885 |       1. ~~Base funding shall be allocated based on weighted~~  
 886 | ~~enrollment and shall not exceed 90 percent of the allocation.~~  
 887 | ~~The Department of Education shall develop a funding process for~~  
 888 | ~~school district workforce education programs that is comparable~~  
 889 | ~~with community college workforce programs.~~  
 890 |       2. ~~Performance funding shall be at least 10 percent of the~~  
 891 | ~~allocation, based on the previous fiscal year's achievement of~~  
 892 | ~~output and outcomes in accordance with formulas adopted pursuant~~  
 893 | ~~to subsection (10). Performance funding must incorporate~~  
 894 | ~~payments for at least three levels of placements that reflect~~  
 895 | ~~wages and workforce demand. Payments for completions must not~~



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896 ~~exceed 60 percent of the payments for placement. School~~  
 897 ~~districts and community colleges shall be awarded funds pursuant~~  
 898 ~~to this paragraph based on performance output data and~~  
 899 ~~performance outcome data available in that year.~~

900 (b) A program is established to assist school districts  
 901 and community colleges in responding to the needs of new and  
 902 expanding businesses and thereby strengthening the state's  
 903 workforce and economy. The program may be funded in the General  
 904 Appropriations Act. ~~A school district or community college may~~  
 905 ~~expend funds under the program without regard to performance~~  
 906 ~~criteria set forth in subparagraph (a)2.~~ The district or  
 907 community college shall use the program to provide customized  
 908 training for businesses which satisfies the requirements of s.  
 909 288.047. Business firms whose employees receive the customized  
 910 training must provide 50 percent of the cost of the training.  
 911 Balances remaining in the program at the end of the fiscal year  
 912 shall not revert to the general fund, but shall be carried over  
 913 for 1 additional year and used for the purpose of serving  
 914 incumbent worker training needs of area businesses with fewer  
 915 than 100 employees. Priority shall be given to businesses that  
 916 must increase or upgrade their use of technology to remain  
 917 competitive.

918 (10) A high school student dually enrolled under s.  
 919 1007.271 in a workforce education program operated by a  
 920 community college or school district career center generates the  
 921 amount calculated for workforce education funding, including any  
 922 payment of performance funding, and the proportional share of  
 923 full-time equivalent enrollment generated through the Florida

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924 Education Finance Program for the student's enrollment in a high  
 925 school. If a high school student is dually enrolled in a  
 926 community college program, including a program conducted at a  
 927 high school, the community college earns the funds generated for  
 928 workforce education funding, and the school district earns the  
 929 proportional share of full-time equivalent funding from the  
 930 Florida Education Finance Program. If a student is dually  
 931 enrolled in a career center operated by the same district as the  
 932 district in which the student attends high school, that district  
 933 earns the funds generated for workforce education funding and  
 934 also earns the proportional share of full-time equivalent  
 935 funding from the Florida Education Finance Program. If a student  
 936 is dually enrolled in a workforce education program provided by  
 937 a career center operated by a different school district, the  
 938 funds must be divided between the two school districts  
 939 proportionally from the two funding sources. A student may not  
 940 be reported for funding in a dual enrollment workforce education  
 941 program unless the student has completed the basic skills  
 942 assessment pursuant to s. 1004.91. A student who is coenrolled  
 943 in a K-12 education program and an adult education program may  
 944 not be reported for funding in an adult education program.

945 Section 17. Subsection (2) of section 1011.85, Florida  
 946 Statutes, is amended to read:

947 1011.85 Dr. Philip Benjamin Matching Grant Program for  
 948 Community Colleges.—

949 (2) Each community college board of trustees receiving  
 950 state appropriations under this program shall approve each gift  
 951 to ensure alignment with the unique mission of the community

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952 college. The board of trustees must link all requests for a  
 953 state match to the goals and mission statement. The Florida  
 954 Community College Foundation Board receiving state  
 955 appropriations under this program shall approve each gift to  
 956 ensure alignment with its goals and mission statement. Funds  
 957 received from community events or festivals are not eligible for  
 958 state match under this program.

959 Section 18. Subsection (4) is added to section 1012.885,  
 960 Florida Statutes, to read:

961 1012.885 Remuneration of community college presidents;  
 962 limitations.—

963 (4) LIMITATION.—Notwithstanding the provisions of this  
 964 section, for the 2011-2012 fiscal year, a Florida College System  
 965 institution president may not receive more than \$200,000 in  
 966 remuneration from appropriated state funds. Only compensation,  
 967 as defined in s. 121.021(22), provided to a Florida College  
 968 System institution president may be used in calculating benefits  
 969 under chapter 121.

970 Section 19. Section 1012.886, Florida Statutes, is created  
 971 to read:

972 1012.886 Remuneration of Florida College System  
 973 institution administrative employees; limitations.—

974 (1) DEFINITIONS.—As used in this section, the term:

975 (a) "Appropriated state funds" means funds appropriated  
 976 from the General Revenue Fund or funds appropriated from state  
 977 trust funds.

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

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980        (c) "Remuneration" means salary, bonuses, and cash-  
 981 equivalent compensation paid to a Florida College System  
 982 institution administrative employee by his or her employer for  
 983 work performed, excluding health insurance benefits and  
 984 retirement benefits.

985        (2) LIMITATION ON COMPENSATION.—Notwithstanding any other  
 986 law, resolution, or rule to the contrary, a Florida College  
 987 System institution administrative employee may not receive more  
 988 than \$200,000 in remuneration annually from appropriated state  
 989 funds. Only compensation, as such term is defined in s.  
 990 121.021(22), provided to a Florida College System institution  
 991 administrative employee may be used in calculating benefits  
 992 under chapter 121.

993        (3) EXCEPTIONS.—This section does not prohibit any party  
 994 from providing cash or cash-equivalent compensation from funds  
 995 that are not appropriated state funds to a Florida College  
 996 System institution administrative employee in excess of the  
 997 limit in subsection (2). If a party is unable or unwilling to  
 998 fulfill an obligation to provide cash or cash-equivalent  
 999 compensation to a Florida College System institution  
 1000 administrative employee as permitted under this subsection,  
 1001 appropriated state funds may not be used to fulfill such  
 1002 obligation.

1003        (4) EXPIRATION.—This section expires June 30, 2012.  
 1004        Section 20. Subsection (4) is added to section 1012.975,  
 1005 Florida Statutes, to read:  
 1006        1012.975 Remuneration of state university presidents;  
 1007 limitations.—

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1008        (4) LIMITATION.—Notwithstanding the provisions of this  
 1009 section, for the 2011-2012 fiscal year, a state university  
 1010 president may not receive more than \$200,000 in remuneration  
 1011 from public funds. Only compensation, as defined in s.  
 1012 121.021(22), provided to a state university president may be  
 1013 used in calculating benefits under chapter 121.

1014        Section 21. Section 1012.976, Florida Statutes, is created  
 1015 to read:

1016        1012.976 Remuneration of state university administrative  
 1017 employees; limitations.—

1018        (1) DEFINITIONS.—As used in this section, the term:

1019        (a) "Appropriated state funds" means funds appropriated  
 1020 from the General Revenue Fund or funds appropriated from state  
 1021 trust funds.

1022        (b) "Cash-equivalent compensation" means any benefit that  
 1023 may be assigned an equivalent cash value.

1024        (c) "Remuneration" means salary, bonuses, and cash-  
 1025 equivalent compensation paid to a state university  
 1026 administrative employee by his or her employer for work  
 1027 performed, excluding health insurance benefits and retirement  
 1028 benefits.

1029        (2) LIMITATION ON COMPENSATION.—Notwithstanding any other  
 1030 law, resolution, or rule to the contrary, a state university  
 1031 administrative employee may not receive more than \$200,000 in  
 1032 remuneration annually from appropriated state funds. Only  
 1033 compensation, as such term is defined in s. 121.021(22),  
 1034 provided to a state university administrative employee may be  
 1035 used in calculating benefits under chapter 121.

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1036       (3) EXCEPTIONS.—This section does not prohibit any party  
 1037 from providing cash or cash-equivalent compensation from funds  
 1038 that are not appropriated state funds to a state university  
 1039 administrative employee in excess of the limit in subsection  
 1040 (2). If a party is unable or unwilling to fulfill an obligation  
 1041 to provide cash or cash-equivalent compensation to a state  
 1042 university administrative employee as permitted under this  
 1043 subsection, appropriated state funds may not be used to fulfill  
 1044 such obligation. This section does not apply to university  
 1045 medical school faculty or staff.

1046       (4) EXPIRATION.—This section expires June 30, 2012.

1047       Section 22. Subsection (12) of section 1013.33, Florida  
 1048 Statutes, is amended to read:

1049       1013.33 Coordination of planning with local governing  
 1050 bodies.—

1051       (12) As early in the design phase as feasible and  
 1052 consistent with an interlocal agreement entered pursuant to  
 1053 subsections (2)-(8), but no later than 90 days before commencing  
 1054 construction, the district school board shall in writing request  
 1055 a determination of consistency with the local government's  
 1056 comprehensive plan. The local governing body that regulates the  
 1057 use of land shall determine, in writing within 45 days after  
 1058 receiving the necessary information and a school board's request  
 1059 for a determination, whether a proposed educational facility is  
 1060 consistent with the local comprehensive plan and consistent with  
 1061 local land development regulations. If the determination is  
 1062 affirmative, school construction may commence and further local  
 1063 government approvals are not required, except as provided in

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1064 this section. Failure of the local governing body to make a  
 1065 determination in writing within 90 days after a district school  
 1066 board's request for a determination of consistency shall be  
 1067 considered an approval of the district school board's  
 1068 application. Campus master plans and development agreements must  
 1069 comply with the provisions of s. ~~ss.~~ 1013.30 and ~~1013.63.~~

1070 Section 23. Section 1013.63, Florida Statutes, is  
 1071 repealed.

1072 Section 24. (1) The Department of Education shall work  
 1073 with the College Center for Library Automation (CCLA) to  
 1074 transfer the SUNLINK bibliographic database in standard library  
 1075 data format to the CCLA for inclusion in its online discovery  
 1076 tool product and make the database publicly searchable by school  
 1077 district students, staff, and parents no later than September 1,  
 1078 2011. The department shall also develop an ongoing process to  
 1079 provide for the electronic updating of school district library  
 1080 holdings data to the CCLA in a manner that will ensure that the  
 1081 public school bibliographic database and searchable catalog  
 1082 remains current.

1083 (2) The Florida Center for Library Automation (FCLA) and  
 1084 the College Center for Library Automation (CCLA) shall develop  
 1085 and submit a plan by December 1, 2011, to the Executive Office  
 1086 of the Governor and to the chairs of the appropriations  
 1087 committees of the Senate and the House of Representatives for  
 1088 establishing a single postsecondary education union catalog,  
 1089 which must include the combined holdings and electronic  
 1090 resources of all the state universities and institutions in the  
 1091 Florida College System, and that allows a user to search these

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1092 holdings and electronic resources by either an individual state  
 1093 university or institution in the Florida College System,  
 1094 selected state universities or institutions in the Florida  
 1095 College System, or all state universities and institutions in  
 1096 the Florida College System. The plan must also include the  
 1097 projected costs for the development and ongoing maintenance of  
 1098 the postsecondary education union catalog; projected cost  
 1099 savings resulting from the FCLA and CCLA no longer being  
 1100 required to maintain separate online discovery tool products and  
 1101 associated resources; and timeline and implementation strategies  
 1102 for making the postsecondary education union catalog available  
 1103 for use.

1104 (3) By January 1, 2012, the Task Force on the Future of  
 1105 Academic Libraries in Florida shall develop and submit a plan to  
 1106 the Executive Office of the Governor and to the chairs of the  
 1107 appropriations committees of the Senate and the House of  
 1108 Representatives that describes the establishment of a joint  
 1109 library technology organizational structure that will meet the  
 1110 needs of academic libraries in both the Florida College System  
 1111 and the State University System in a manner that must be more  
 1112 cost effective than the current organizational structure that  
 1113 includes the Florida Center for Library Automation (FCLA) and  
 1114 the College Center for Library Automation (CCLA). The plan must  
 1115 include the recommended governance and reporting structure,  
 1116 staffing, funding, and duties and responsibilities of the joint  
 1117 library technology organizational structure and provide  
 1118 recommendations for any substantive and fiscal changes needed to  
 1119 establish and fund the organizational structure.



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Section 25. This act shall take effect July 1, 2011.