

STORAGE NAME: h1335s1.sgc.doc
DATE: February 27, 2002

**HOUSE OF REPRESENTATIVES
COUNCIL FOR SMARTER GOVERNMENT
ANALYSIS**

BILL #: CS/HB 1335

RELATING TO: Designations/University Buildings

SPONSOR(S): Council for Smarter Government, Representative(s) Mealor and others

TIED BILL(S):

ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:

- (1) STATE ADMINISTRATION YEAS 5 NAYS 0
 - (2) COUNCIL FOR SMARTER GOVERNMENT YEAS 11 NAYS 0
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

The Florida Board of Education has established a procedure for the naming of buildings and facilities at the 10 state universities. Each university's Board of Trustees must first approve of the particular naming designation, and then the Florida Board of Education must also give its approval.

Current law does not permit a state building, road, bridge, park, recreational complex, or similar facility to be named after a living person unless the name designation is approved by law. Therefore, if a university desires a particular building or facility to be named after a living person, after initial approval by the Board of Trustees and the Florida Board of Education, the designation must be approved by the Legislature.

This council substitute permits University of Florida, Florida Agricultural and Mechanical University, University of Central Florida, Florida Gulf Coast University, Palmer Campus of New College, and Florida Atlantic University to name certain buildings and/or facilities on their respective campuses, and permits the universities to erect suitable markers for each name designation.

This council substitute does not have a fiscal impact on local governments, and it has an insignificant fiscal impact on state government. Please see the "Fiscal Comments" section for further discussion.

THIS DOCUMENT IS NOT INTENDED TO BE USED FOR THE PURPOSE OF CONSTRUING STATUTES, OR TO BE CONSTRUED AS AFFECTING, DEFINING, LIMITING, CONTROLLING, SPECIFYING, CLARIFYING, OR MODIFYING ANY LEGISLATION OR STATUTE.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|------------------------------|-----------------------------|---|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a “no” above, please explain:

B. PRESENT SITUATION:

Any university name designation must first be approved by the Board of Trustees of each separate university. Following this approval, the name designation must be approved by the Florida Board of Education. Section 267.062, F.S., provides that no state building, road, bridge, park, recreational complex, or similar facility can be named after a living person unless approved by law. Therefore, if a university desires a particular building or facility to be named after a living person, after initial approval by the university’s Board of Trustees and the Florida Board of Education, the designation must be approved by the Legislature.¹

C. EFFECT OF PROPOSED CHANGES:

This council substitute designates the:

- Renovated transplant housing unit at the University of Florida’s Shands Hospital as the “Gerold L. Schiebler/Shands Transplant Housing Complex;”
- School of Business and Industry building at Florida Agricultural and Mechanical University as the “Sybil C. Mobley Business Building;”
- New allied health building at Florida Agricultural and Mechanical University as the “Jacqueline B. Beck-Margaret W. Lewis Allied Health Building;”
- Architecture building at Florida Agricultural and Mechanical University as the “Walter L. Smith Architecture Building;”
- Building which houses the University of Central Florida Downtown Center as the “James and Annie Ying Academic Center;”
- Student/community educational facility for health at Florida Gulf Coast University as the “Kleist Health Education Center;”

¹ Pursuant to a telephone conversation with the Director of the Governmental Relations & Employment Policy Division of Colleges & Universities on February 8, 2002.

- New gymnasium/athletics facility at Florida Gulf Coast University as the “Alico Arena;”
- New demonstration and educational model building to promote environmentally sustainable living conditions at Florida Gulf Coast University as the “WCI Green Building Demonstration and Learning Center;”
- New foundation building to be erected on the Palmer Campus of New College as the “Keating Center;” and
- New nursing building on the Boca Raton Campus of Florida Atlantic University as the “Christine E. Lynn Nursing Building.”

All of these naming designations were approved by each university’s Board of Trustees and the Florida Board of Education.²

D. SECTION-BY-SECTION ANALYSIS:

The biographical information in this section was provided by the sponsor of this legislation.

Section 1: Designates the renovated transplant housing unit at the University of Florida’s Shands Hospital as the “Gerold L. Schiebler/Shands Transplant Housing Complex.”

An anonymous donor contributed approximately \$600,000 cash and in-kind gifts to renovate the transplant housing unit at Shands Hospital. This donor wishes to name the renovated facility in honor of **Dr. Gerold L. Schiebler**. Dr. Schiebler has served the University of Florida and the State of Florida for more than 40 years. During that time he initiated several programs to improve the health and lives of children and high-risk pregnant women. Dr. Schiebler has received multiple honors and awards for his dedication to Florida’s children.

Section 2: Designates the School of Business and Industry building at Florida Agricultural and Mechanical University (FAMU) as the “Sybil C. Mobley Business Building.”

Dean Mobley has served FAMU for more than two decades and is the founding dean of the FAMU School of Business and Industry. Under her leadership the School of Business and Industry has prepared minority students to compete internationally in the world of business.

Section 3: Designates the new allied health building at Florida Agricultural and Mechanical University as the “Jacqueline B. Beck-Margaret W. Lewis Allied Health Building.”

As Dean of the FAMU School of Nursing, **Dr. Lewis** has molded, shaped and nurtured the university’s nursing program for more than 13 years. **Jacqueline B. Beck** has the distinction of being the founder and first Dean of the FAMU School of Allied Health Sciences. Dean Beck has been vigilant in expanding the school’s programs and has worked to secure funding for research and academic programs from federal, state, and local sources totaling more than \$13 million as of the year 2000.

² These naming designations were approved by members of the Florida Board of Education at its board meeting held in Pensacola on January 18, 2002. Pursuant to a telephone conversation with the Director of the Governmental Relations & Employment Policy Division of Colleges & Universities, February 8, 2002.

Section 4: Designates the architecture building at Florida Agricultural and Mechanical University as the “Walter L. Smith Architecture Building.”

Dr. Smith served from 1977 to 1985 as FAMU’s seventh president. Under his leadership and vision, FAMU was granted authority to offer its first Doctorate of Philosophy degree, was instrumental in the merging of the FAMU/FSU College of Engineering, and developed the statewide Conference on the Education of Blacks, which resulted in the Florida Legislature developing and funding the Florida Statewide Advisory Committee on the Education of Blacks.

Section 5: Designates the building which houses the University of Central Florida (UCF) Downtown Center as the “James and Annie Ying Academic Center.”

In recognition of a significant gift made in 2001 by Dr. Nelson Ying, it is proposed that the building which houses the UCF Downtown Center be named the **James and Annie Ying Academic Center**, after Dr. Ying’s parents. Dr. Ying has supported UCF over the past several years with contributions to multiple scholarships and programs. Dr. Ying has served two terms as a member of the Board of Directors of the UCF Foundation and is now an emeritus member of that Board.

Section 6: Designates the student/community educational facility for health at Florida Gulf Coast University as the “Kleist Health Education Center.”

The Kleists are residents of Fort Myers, Florida, and have been generous benefactors of higher education throughout the United States for many years. The Kleists, through the Peter D. and Eleanore A. Kleist Foundation, are providing \$1 million for the center.

Section 7: Designates the new gymnasium/athletics facility at Florida Gulf Coast University (FGCU) as the “Alico Arena.”

Under the leadership of Ben Hill Griffin III, **Alico, Inc.** donated 760 acres for the campus site, a 215-acre land endowment and funding for road construction, and academic chairs for the state’s tenth university. Alico, Inc. is now providing \$2 million for an enhanced addition to the gymnasium floor plan to include additional seating and academic space for instructional programs. In addition, another \$1.5 million will support operations for the FGCU athletics program, and another \$1.5 million will provide scholarships for FGCU students bringing the total commitment to \$5 million.

Section 8: Designates the new demonstration and educational model building to promote environmentally sustainable living conditions at FGCU as the “WCI Green Building Demonstration and Learning Center.”

The WCI Green Building Demonstration and Learning Center will be used as a demonstration and education model building to promote environmentally sustainable living conditions. **WCI Communities** has provided the lead gift of \$350,000 for the \$1,000,000 center.

Section 9: Designates the new foundation building to be erected on the Palmer Campus of New College as the “Keating Center.”

The New College Foundation building to be erected on the Palmer Campus of New College of Florida is to be named the Keating Center in honor of **Edward and Elaine Keating** who have been generous contributors to the New College Foundation since 1986. The Keating’s philanthropy has generously supported many community and charitable organizations within the Sarasota area.

Section 10: Designates the new nursing building on the Boca Raton Campus of Florida Atlantic University (FAU) as the “Christine E. Lynn Nursing Building.”

Mrs. Lynn has gifted Florida Atlantic University with \$10 million to be used for a new nursing building and a program endowment. Mrs. Lynn and her late husband, E.M. Lynch, are generous philanthropists who previously donated \$2.5 million to FAU.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

There is an insignificant fiscal impact associated with universities erecting suitable markers for each name designation.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This council substitute does not require counties or municipalities to spend funds or to take action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This council substitute does not reduce the authority that counties or municipalities have to raise revenues in the aggregate.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This council substitute does not reduce the percentage of a state tax shared with counties or municipalities.

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

On February 12, 2002, the Committee on State Administration adopted an amendment that permits universities to erect suitable markers for each naming designation. There is an insignificant fiscal impact associated with erecting suitable markers. The bill, as amended, was reported favorably.

On February 19, 2002, the Council for Smarter Government heard HB 1335, as amended by the Committee on State Administration, and made it a council substitute. CS/HB 1335 was reported favorably.

VII. SIGNATURES:

COMMITTEE ON STATE ADMINISTRATION:

Prepared by:

Lauren Cyran, M.S.

Staff Director:

J. Marleen Ahearn, Ph.D., J.D.

AS REVISED BY THE COUNCIL FOR SMARTER GOVERNMENT:

Prepared by:

Lauren Cyran, M.S.

Council Director:

Don Rubottom