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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/23/2017	.	
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The Committee on Appropriations (Galvano) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 616 and 617

insert:

Section 17. Paragraph (b) of subsection (5) of section 1001.706, Florida Statutes, is amended to read:

1001.706 Powers and duties of the Board of Governors.—

(5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(b) The Board of Governors shall develop a strategic plan specifying goals and objectives for the State University System



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11 and each constituent university, including each university's  
12 contribution to overall system goals and objectives. The  
13 strategic plan must:

14 1. Include performance metrics and standards common for all  
15 institutions and metrics and standards unique to institutions  
16 depending on institutional core missions, including, but not  
17 limited to, student admission requirements, retention,  
18 graduation, percentage of graduates who have attained  
19 employment, percentage of graduates enrolled in continued  
20 education, licensure passage, average wages of employed  
21 graduates, average cost per graduate, excess hours, student loan  
22 burden and default rates, faculty awards, total annual research  
23 expenditures, patents, licenses and royalties, intellectual  
24 property, startup companies, annual giving, endowments, and  
25 well-known, highly respected national rankings for institutional  
26 and program achievements.

27 2. Consider reports and recommendations of the Higher  
28 Education Coordinating Council pursuant to s. 1004.015 and the  
29 Articulation Coordinating Committee pursuant to s. 1007.01.

30 3. Include student enrollment and performance data  
31 delineated by method of instruction, including, but not limited  
32 to, traditional, online, and distance learning instruction.

33 4. Include criteria for designating baccalaureate degree  
34 and master's degree programs at specified universities as high-  
35 demand programs of emphasis. Fifty percent of the criteria for  
36 designation as high-demand programs of emphasis must be based on  
37 achievement of performance outcome thresholds determined by the  
38 Board of Governors, and 50 percent of the criteria must be based  
39 on achievement of performance outcome thresholds specifically



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40 linked to:

41 a. Job placement in employment of 36 hours or more per week  
42 and average full-time wages of graduates of the degree programs  
43 1 year and 5 years after graduation, based in part on data  
44 provided in the economic security report of employment and  
45 earning outcomes produced annually pursuant to s. 445.07.

46 b. Data-driven gap analyses, conducted by the Board of  
47 Governors, of the state's job market demands and the outlook for  
48 jobs that require a baccalaureate or higher degree. Each state  
49 university must use the gap analyses to identify internship  
50 opportunities for students to benefit from mentorship by  
51 industry experts, earn industry certifications, and become  
52 employed in high-demand fields.

53 Section 18. Section 1004.6497, Florida Statutes, is created  
54 to read:

55 1004.6497 World Class Faculty and Scholar Program.—

56 (1) PURPOSE AND LEGISLATIVE INTENT.—The World Class Faculty  
57 and Scholar Program is established to fund and support the  
58 efforts of state universities to recruit and retain exemplary  
59 faculty and research scholars. It is the intent of the  
60 Legislature to elevate the national competitiveness of Florida's  
61 state universities through faculty and scholar recruitment and  
62 retention.

63 (2) INVESTMENTS.—Retention, recruitment, and recognition  
64 efforts, activities, and investments may include, but are not  
65 limited to, investments in research-centric cluster hires,  
66 faculty research and research commercialization efforts,  
67 instructional and research infrastructure, undergraduate student  
68 participation in research, professional development, awards for



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69 outstanding performance, and postdoctoral fellowships.

70 (3) FUNDING AND USE.—Funding for the program shall be as  
71 provided in the General Appropriations Act. Each state  
72 university shall use the funds only for the purpose and  
73 investments authorized under this section.

74 (4) ACCOUNTABILITY.—By March 15 of each year, the Board of  
75 Governors shall provide to the Governor, the President of the  
76 Senate, and the Speaker of the House of Representatives a report  
77 summarizing information from the universities in the State  
78 University System, including, but not limited to:

79 (a) Specific expenditure information as it relates to the  
80 investments identified in subsection (2).

81 (b) The impact of those investments in elevating the  
82 national competitiveness of the universities, specifically  
83 relating to:

84 1. The success in recruiting research faculty and the  
85 resulting research funding;

86 2. The 4-year graduation rate;

87 3. The number of undergraduate courses offered with fewer  
88 than 50 students; and

89 4. The increased national academic standing of targeted  
90 programs, specifically advancement among top 50 universities in  
91 the targeted programs in well-known and highly respected  
92 national public university rankings, including, but not limited  
93 to, the U.S. News and World Report rankings, which reflect  
94 national preeminence, using the most recent rankings.

95 Section 19. Section 1004.6498, Florida Statutes, is created  
96 to read:

97 1004.6498 State University Professional and Graduate Degree



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98 Excellence Program.—

99 (1) PURPOSE.—The State University Professional and Graduate  
100 Degree Excellence Program is established to fund and support the  
101 efforts of state universities to enhance the quality and  
102 excellence of professional and graduate schools and degree  
103 programs in medicine, law, and business and expand the economic  
104 impact of state universities.

105 (2) INVESTMENTS.—Quality improvement efforts may include,  
106 but are not limited to, targeted investments in faculty,  
107 students, research, infrastructure, and other strategic  
108 endeavors to elevate the national and global prominence of state  
109 university medicine, law, and graduate-level business programs.

110 (3) FUNDING AND USE.—Funding for the program shall be as  
111 provided in the General Appropriations Act. Each state  
112 university shall use the funds only for the purpose and  
113 investments authorized under this section.

114 (4) ACCOUNTABILITY.—By March 15 of each year, the Board of  
115 Governors shall provide to the Governor, the President of the  
116 Senate, and the Speaker of the House of Representatives a report  
117 summarizing information from the universities in the State  
118 University System, including, but not limited to:

119 (a) Specific expenditure information as it relates to the  
120 investments identified in subsection (2).

121 (b) The impact of those investments in elevating the  
122 national and global prominence of the state university medicine,  
123 law, and graduate-level business programs, specifically relating  
124 to:

125 1. The first-time pass rate on the United States Medical  
126 Licensing Examination;



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127           2. The first-time pass rate on The Florida Bar Examination;

128           3. The percentage of graduates enrolled or employed at a  
129 wage threshold that reflects the added value of a graduate-level  
130 business degree;

131           4. The advancement in the rankings of the state university  
132 medicine, law, and graduate-level programs in well-known and  
133 highly respected national graduate-level university rankings,  
134 including, but not limited to, the U.S. News and World Report  
135 rankings, which reflect national preeminence, using the most  
136 recent rankings; and

137           5. The added economic benefit of the universities to the  
138 state.

139           Section 20. Section 1013.79, Florida Statutes, is amended  
140 to read:

141           1013.79 University Facility Enhancement Challenge Grant  
142 Program.—

143           (1) The Legislature recognizes that the universities do not  
144 have sufficient physical facilities to meet the current demands  
145 of their instructional and research programs. It further  
146 recognizes that, to strengthen and enhance universities, it is  
147 necessary to provide facilities in addition to those currently  
148 available from existing revenue sources. It further recognizes  
149 that there are sources of private support that, if matched with  
150 state support, can assist in constructing much-needed facilities  
151 and strengthen the commitment of citizens and organizations in  
152 promoting excellence throughout the state universities.

153 ~~Therefore, it is the intent of the Legislature to establish a~~  
154 ~~trust fund to provide the opportunity for each university to~~  
155 ~~receive support for challenge grants for instructional and~~



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156 ~~research-related capital facilities within the university.~~

157       (2) There is established the Alec P. Courtelis University  
158 Facility Enhancement Challenge Grant Program for the purpose of  
159 assisting universities build high priority instructional and  
160 research-related capital facilities, including common areas  
161 connecting such facilities. The associated foundations that  
162 serve the universities shall solicit gifts from private sources  
163 to provide matching funds for capital facilities. For the  
164 purposes of this act, private sources of funds may ~~shall~~ not  
165 include any federal, state, or local government funds that a  
166 university may receive.

167       ~~(3) (a) There is established the Alec P. Courtelis Capital~~  
168 ~~Facilities Matching Trust Fund to facilitate the development of~~  
169 ~~high priority instructional and research-related capital~~  
170 ~~facilities, including common areas connecting such facilities,~~  
171 ~~within a university. All appropriated funds deposited into the~~  
172 ~~trust fund shall be invested pursuant to s. 17.61. Interest~~  
173 ~~income accruing to that portion of the trust fund shall increase~~  
174 ~~the total funds available for the challenge grant program.~~

175       ~~(b) Effective July 1, 2009, the Alec P. Courtelis Capital~~  
176 ~~Facilities Matching Trust Fund is terminated.~~

177       ~~(c) The State Board of Education shall pay any outstanding~~  
178 ~~debts and obligations of the terminated fund as soon as~~  
179 ~~practicable, and the Chief Financial Officer shall close out and~~  
180 ~~remove the terminated funds from various state accounting~~  
181 ~~systems using generally accepted accounting principles~~  
182 ~~concerning warrants outstanding, assets, and liabilities.~~

183       ~~(d) By June 30, 2008, all private funds and associated~~  
184 ~~interest earnings held in the Alec P. Courtelis Capital~~



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185 ~~Facilities Matching Trust Fund shall be transferred to the~~  
186 ~~originating university's individual program account.~~

187       (3)~~(4)~~ Each university shall establish, pursuant to s.  
188 1011.42, a facilities matching grant program account as a  
189 depository for private contributions provided under this  
190 section. Once a project is under contract, funds appropriated as  
191 state matching funds may be transferred to the university's  
192 account once the Board of Governors certifies receipt of the  
193 private matching funds pursuant to subsection (4) ~~(5)~~. State  
194 funds that are not needed as matching funds for the project for  
195 which appropriated shall be transferred, together with any  
196 accrued interest, back to the state fund from which such funds  
197 were appropriated. The transfer of unneeded state funds must  
198 ~~shall~~ occur within 30 days after final completion of the project  
199 or within 30 days after a determination that the project will  
200 not be completed. The Public Education Capital Outlay and Debt  
201 Service Trust Fund or the Capital Improvement Trust Fund may  
202 ~~shall~~ not be used as the source of the state match for private  
203 contributions. Interest income accruing from the private  
204 donations shall be returned to the participating foundation upon  
205 completion of the project.

206       (4)~~(5)~~ A project may not be initiated unless all private  
207 funds for planning, construction, and equipping the facility  
208 have been received and deposited in the separate university  
209 program account designated for this purpose. However, these  
210 requirements do not preclude the university from expending funds  
211 derived from private sources to develop a prospectus, including  
212 preliminary architectural schematics or models, for use in its  
213 efforts to raise private funds for a facility, and for site





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214 preparation, planning, and construction. The Board of Governors  
215 shall establish a method for validating the receipt and deposit  
216 of private matching funds. The Legislature may appropriate the  
217 state's matching funds in one or more fiscal years for the  
218 planning, construction, and equipping of an eligible facility.  
219 Each university shall notify all donors of private funds of a  
220 substantial delay in the availability of state matching funds  
221 for this program.

222 (5)~~(6)~~ To be eligible to participate in the Alec P.  
223 Courtelis University Facility Enhancement Challenge Grant  
224 Program, a university must ~~shall~~ raise a contribution equal to  
225 one-half of the total cost of a facilities construction project  
226 from private nongovernmental sources which must ~~shall~~ be matched  
227 by a state appropriation equal to the amount raised for a  
228 facilities construction project subject to the General  
229 Appropriations Act.

230 (6)~~(7)~~ If the state's share of the required match is  
231 insufficient to meet the requirements of subsection (5) ~~(6)~~, the  
232 university must ~~shall~~ renegotiate the terms of the contribution  
233 with the donors. If the project is terminated, each private  
234 donation, plus accrued interest, reverts to the foundation for  
235 remittance to the donor.

236 (7)~~(8)~~ By October 15 of each year, the Board of Governors  
237 shall transmit to the Legislature a list of projects that meet  
238 all eligibility requirements to participate in the Alec P.  
239 Courtelis University Facility Enhancement Challenge Grant  
240 Program and a budget request that includes the recommended  
241 schedule necessary to complete each project.

242 (8)~~(9)~~ In order for a project to be eligible under this



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243 program, it must be included in the university 5-year capital  
244 improvement plan and must receive approval from the Board of  
245 Governors or the Legislature.

246 (9)~~(10)~~ A university's project may not be removed from the  
247 approved 3-year PECO priority list because of its successful  
248 participation in this program until approved by the Legislature  
249 and provided for in the General Appropriations Act. When such a  
250 project is completed and removed from the list, all other  
251 projects shall move up on the 3-year PECO priority list. A  
252 university may ~~shall~~ not use PECO funds, including the Capital  
253 Improvement Trust Fund fee and the building fee, to complete a  
254 project under this section.

255 (10)~~(11)~~ The surveys, architectural plans, facility, and  
256 equipment are ~~shall be~~ the property of the State of Florida. A  
257 facility constructed pursuant to this section may be named in  
258 honor of a donor at the option of the university and the Board  
259 of Governors. A ~~No~~ facility may not ~~shall~~ be named after a  
260 living person without prior approval by the Legislature.

261 (11)~~(12)~~ Effective July 1, 2011, state matching funds are  
262 temporarily suspended for donations received for this program on  
263 or after June 30, 2011. Existing eligible donations remain  
264 eligible for future matching funds. The program may be restarted  
265 after \$200 million of the backlog for programs under ss.  
266 1011.32, 1011.85, 1011.94, and this section have been matched.

267 (12) Notwithstanding the suspension provision under  
268 subsection (11), for the 2017-2018 fiscal year and subject to  
269 the General Appropriations Act, the Legislature may choose to  
270 prioritize funding for those projects that have matching funds  
271 available before June 30, 2011, and that have not yet been



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272 constructed.

273 Section 21. Subsection (3) of section 267.062, Florida  
274 Statutes, is amended to read:

275 267.062 Naming of state buildings and other facilities.—

276 (3) Notwithstanding ~~the provisions of~~ subsection (1) or s.  
277 1013.79(10) ~~s. 1013.79(11)~~, any state building, road, bridge,  
278 park, recreational complex, or other similar facility of a state  
279 university may be named for a living person by the university  
280 board of trustees in accordance with regulations adopted by the  
281 Board of Governors of the State University System.

282

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

284 And the title is amended as follows:

285 Delete line 52

286 and insert:

287 Revision and Information; amending s. 1001.706, F.S.;

288 requiring state universities to use gap analyses to

289 identify internship opportunities in high-demand

290 fields; creating s. 1004.6497, F.S.; establishing the

291 World Class Faculty and Scholar Program; providing the

292 purpose and intent of the program; authorizing

293 investments in certain faculty retention, recruitment,

294 and recognition activities; specifying funding as

295 provided in the General Appropriations Act; requiring

296 the funds to be used only for authorized purposes and

297 investments; requiring the Board of Governors to

298 submit an annual report to the Governor and the

299 Legislature by a specified date; creating s.

300 1004.6498, F.S.; establishing the State University



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301 Professional and Graduate Degree Excellence Program;  
302 providing the purpose of the program; listing the  
303 quality improvement efforts that may be used to  
304 elevate the prominence of state university medicine,  
305 law, and graduate-level business programs; specifying  
306 funding as provided in the General Appropriations Act;  
307 requiring the funds to be used only for authorized  
308 purposes and investments; requiring the Board of  
309 Governors to submit an annual report to the Governor  
310 and the Legislature by a specified date; amending s.  
311 1013.79, F.S.; revising the intent of the Alec P.  
312 Courtelis University Facility Enhancement Challenge  
313 Grant Program; deleting the Alec P. Courtelis Capital  
314 Facilities Matching Trust Fund; authorizing the  
315 Legislature to prioritize certain funds for the 2017-  
316 2018 fiscal year; amending s. 267.062, F.S.;  
317 conforming a cross-reference; providing an effective  
318 date.