

By the Committees on Appropriations; and Education; and Senator Galvano

576-01980-17

20172c2

1 A bill to be entitled
2 An act relating to higher education; providing a short
3 title; amending s. 1001.66, F.S.; revising
4 requirements for the performance-based metrics used to
5 award Florida College System institutions with
6 performance-based incentives; amending s. 1001.67,
7 F.S.; revising the Distinguished Florida College
8 System Institution Program excellence standards
9 requirements; amending s. 1001.706, F.S.; requiring
10 state universities to use gap analyses to identify
11 internship opportunities in high-demand fields;
12 amending s. 1001.7065, F.S.; revising the preeminent
13 state research universities program graduation rate
14 requirements and funding distributions; deleting the
15 authority for such universities to stipulate a special
16 course requirement for incoming students; requiring
17 the Board of Governors to establish certain standards
18 by a specified date; amending s. 1001.92, F.S.;
19 requiring certain performance-based metrics to include
20 specified graduation rates; creating s. 1004.6497,
21 F.S.; establishing the World Class Faculty and Scholar
22 Program; providing the purpose and intent of the
23 program; authorizing investments in certain faculty
24 retention, recruitment, and recognition activities;
25 specifying funding as provided in the General
26 Appropriations Act; requiring the funds to be used
27 only for authorized purposes and investments;
28 requiring the Board of Governors to submit an annual
29 report to the Governor and the Legislature by a

576-01980-17

20172c2

30 specified date; creating s. 1004.6498, F.S.;

31 establishing the State University Professional and

32 Graduate Degree Excellence Program; providing the

33 purpose of the program; listing the quality

34 improvement efforts that may be used to elevate the

35 prominence of state university medicine, law, and

36 graduate-level business programs; specifying funding

37 as provided in the General Appropriations Act;

38 requiring the funds to be used only for authorized

39 purposes and investments; requiring the Board of

40 Governors to submit an annual report to the Governor

41 and the Legislature by a specified date; amending s.

42 1007.23, F.S.; requiring each Florida Community

43 College System institution to execute at least one

44 "2+2" Targeted Pathway articulation agreement by a

45 specified time; providing requirements and student

46 eligibility for the agreements; requiring the State

47 Board of Community Colleges and the Board of Governors

48 to collaborate to eliminate barriers for the

49 agreements; amending s. 1007.27, F.S.; requiring

50 school districts to notify students about certain

51 lists and equivalencies; amending s. 1008.30, F.S.;

52 providing that certain state universities may continue

53 to provide developmental education instruction;

54 amending ss. 1009.22 and 1009.23, F.S.; revising the

55 prohibition on the inclusion of a technology fee in

56 the Florida Bright Futures Scholarship Program award;

57 amending s. 1009.24, F.S.; revising the prohibition on

58 the inclusion of a technology fee in the Florida

576-01980-17

20172c2

59 Bright Futures Scholarship Program award; requiring
60 each state university board of trustees to implement a
61 block tuition policy for specified undergraduate
62 students or undergraduate-level courses by a specified
63 time; revising the conditions for differential
64 tuition; amending s. 1009.53, F.S.; authorizing a
65 student to use funds appropriated in the General
66 Appropriations Act for summer term enrollment for
67 Florida Academic Scholars awards; amending s.
68 1009.534, F.S.; specifying Florida Academic Scholars
69 award amounts to cover tuition, fees, textbooks, and
70 other college-related expenses; amending s. 1009.701,
71 F.S.; revising the state-to-private match requirement
72 for contributions to the First Generation Matching
73 Grant Program; amending s. 1009.89, F.S.; renaming the
74 Florida Resident Access Grant Program; amending s.
75 1009.893, F.S.; extending coverage of Benacquisto
76 Scholarships to include tuition and fees for qualified
77 nonresident students; creating s. 1009.894, F.S.;
78 creating the Florida Farmworker Student Scholarship
79 Program; providing a purpose; requiring the Department
80 of Education to administer the scholarship program;
81 providing initial and renewal scholarship student
82 eligibility criteria; specifying award amounts and
83 distributions; requiring the department to issue the
84 awards annually; requiring institutions to certify
85 certain information and remit any remaining funds to
86 the department by a specified timeframe; requiring the
87 department to maintain program data; providing for

576-01980-17

20172c2

88 funding as specified in the General Appropriations
 89 Act; amending s. 1009.98, F.S.; providing that certain
 90 payments from the Florida Prepaid College Board to a
 91 state university on behalf of a qualified beneficiary
 92 may not exceed a specified amount; amending s.
 93 1013.79, F.S.; revising the intent of the Alec P.
 94 Courtelis University Facility Enhancement Challenge
 95 Grant Program; deleting the Alec P. Courtelis Capital
 96 Facilities Matching Trust Fund; authorizing the
 97 Legislature to prioritize certain funds for the 2017-
 98 2018 fiscal year; amending s. 267.062, F.S.;
 99 conforming a cross-reference; providing a directive to
 100 the Division of Law Revision and Information;
 101 providing an effective date.

102
 103 Be It Enacted by the Legislature of the State of Florida:

104
 105 Section 1. This act shall be cited as the "Florida
 106 Excellence in Higher Education Act of 2017."

107 Section 2. Subsection (1) of section 1001.66, Florida
 108 Statutes, is amended to read:

109 1001.66 Florida College System Performance-Based
 110 Incentive.—

111 (1) The State Board of Education shall adopt the following
 112 performance-based metrics for use in awarding a Florida College
 113 System Performance-Based Incentive ~~shall be awarded to a Florida~~
 114 College System institution: institutions using performance-based
 115 ~~metrics~~

116 (a) A student retention rate, as calculated by the Division

576-01980-17

20172c2

117 of Florida Colleges;

118 (b) A 100 percent-of-normal-time program completion and
119 graduation rate for full-time, first-time-in-college students,
120 as calculated by the Division of Florida Colleges using a cohort
121 definition of "full-time" based on a student's majority
122 enrollment in full-time terms;

123 (c) A continuing education or postgraduation job placement
124 rate for workforce education programs, including workforce
125 baccalaureate degree programs, as reported by the Florida
126 Education and Training Placement Information Program, with wage
127 thresholds that reflect the added value of the applicable
128 certificate or degree. This paragraph does not apply to
129 associate in arts degrees;

130 (d) A graduation rate for first-time-in-college students
131 enrolled in an associate of arts degree program who graduate
132 with a baccalaureate degree in 4 years after initially enrolling
133 in an associates of arts degree program; and

134 (e) One performance-based metric on college affordability
135 adopted by the State Board of Education. The performance-based
136 metrics must include retention rates; program completion and
137 graduation rates; postgraduation employment, salaries, and
138 continuing education for workforce education and baccalaureate
139 programs, with wage thresholds that reflect the added value of
140 the certificate or degree; and outcome measures appropriate for
141 associate of arts degree recipients.

142
143 The state board shall adopt benchmarks to evaluate each
144 institution's performance on the metrics to measure the
145 institution's achievement of institutional excellence or need

576-01980-17

20172c2

146 for improvement and ~~the~~ minimum requirements for eligibility to
147 receive performance funding.

148 Section 3. Subsection (1) of section 1001.67, Florida
149 Statutes, is amended to read:

150 1001.67 Distinguished Florida College System Institution
151 Program.—A collaborative partnership is established between the
152 State Board of Education and the Legislature to recognize the
153 excellence of Florida's highest-performing Florida College
154 System institutions.

155 (1) EXCELLENCE STANDARDS.—The following excellence
156 standards are established for the program:

157 (a) A 100 ~~150~~ percent-of-normal-time completion rate for
158 full-time, first-time-in-college students of 50 percent or
159 higher, as calculated by the Division of Florida Colleges.

160 (b) A 100 ~~150~~ percent-of-normal-time completion rate for
161 full-time, first-time-in-college Pell Grant recipients of 40
162 percent or higher, as calculated by the Division of Florida
163 Colleges.

164 (c) A retention rate of 70 percent or higher, as calculated
165 by the Division of Florida Colleges.

166 (d) A continuing education, or transfer, rate of 72 percent
167 or higher for students graduating with an associate of arts
168 degree, as reported by the Florida Education and Training
169 Placement Information Program (FETPIP).

170 (e) A licensure passage rate on the National Council
171 Licensure Examination for Registered Nurses (NCLEX-RN) of 90
172 percent or higher for first-time exam takers, as reported by the
173 Board of Nursing.

174 (f) A ~~job placement or~~ continuing education or job

576-01980-17

20172c2

175 placement rate of 88 percent or higher for workforce programs,
 176 as reported by FETPIP, with wage thresholds that reflect the
 177 added value of the applicable certificate or degree. This
 178 paragraph does not apply to associate of arts degrees.

179 (g) An excess hours rate of 40 percent or lower for ~~A time-~~
 180 ~~to-degree for students graduating with an~~ associate of arts
 181 degree recipients who graduate with 72 or more credit hours, as
 182 calculated by the Division of Florida Colleges ~~of 2.25 years or~~
 183 ~~less for first time in college students with accelerated college~~
 184 ~~credits, as reported by the Southern Regional Education Board.~~

185 Section 4. Paragraph (b) of subsection (5) of section
 186 1001.706, Florida Statutes, is amended to read:

187 1001.706 Powers and duties of the Board of Governors.—

188 (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

189 (b) The Board of Governors shall develop a strategic plan
 190 specifying goals and objectives for the State University System
 191 and each constituent university, including each university's
 192 contribution to overall system goals and objectives. The
 193 strategic plan must:

194 1. Include performance metrics and standards common for all
 195 institutions and metrics and standards unique to institutions
 196 depending on institutional core missions, including, but not
 197 limited to, student admission requirements, retention,
 198 graduation, percentage of graduates who have attained
 199 employment, percentage of graduates enrolled in continued
 200 education, licensure passage, average wages of employed
 201 graduates, average cost per graduate, excess hours, student loan
 202 burden and default rates, faculty awards, total annual research
 203 expenditures, patents, licenses and royalties, intellectual

576-01980-17

20172c2

204 property, startup companies, annual giving, endowments, and
205 well-known, highly respected national rankings for institutional
206 and program achievements.

207 2. Consider reports and recommendations of the Higher
208 Education Coordinating Council pursuant to s. 1004.015 and the
209 Articulation Coordinating Committee pursuant to s. 1007.01.

210 3. Include student enrollment and performance data
211 delineated by method of instruction, including, but not limited
212 to, traditional, online, and distance learning instruction.

213 4. Include criteria for designating baccalaureate degree
214 and master's degree programs at specified universities as high-
215 demand programs of emphasis. Fifty percent of the criteria for
216 designation as high-demand programs of emphasis must be based on
217 achievement of performance outcome thresholds determined by the
218 Board of Governors, and 50 percent of the criteria must be based
219 on achievement of performance outcome thresholds specifically
220 linked to:

221 a. Job placement in employment of 36 hours or more per week
222 and average full-time wages of graduates of the degree programs
223 1 year and 5 years after graduation, based in part on data
224 provided in the economic security report of employment and
225 earning outcomes produced annually pursuant to s. 445.07.

226 b. Data-driven gap analyses, conducted by the Board of
227 Governors, of the state's job market demands and the outlook for
228 jobs that require a baccalaureate or higher degree. Each state
229 university must use the gap analyses to identify internship
230 opportunities for students to benefit from mentorship by
231 industry experts, earn industry certifications, and become
232 employed in high-demand fields.

576-01980-17

20172c2

233 Section 5. Paragraph (d) of subsection (2), paragraph (c)
 234 of subsection (5), and subsections (6), (7), and (8) of section
 235 1001.7065, Florida Statutes, are amended to read:

236 1001.7065 Preeminent state research universities program.—

237 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The
 238 following academic and research excellence standards are
 239 established for the preeminent state research universities
 240 program:

241 (d) A 4-year ~~6-year~~ graduation rate of 50 ~~70~~ percent or
 242 higher for full-time, first-time-in-college students, as
 243 calculated by the Board of Governors ~~reported annually to the~~
 244 ~~IPEDS~~.

245 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
 246 SUPPORT.—

247 (c) The award of funds under this subsection is contingent
 248 upon funding provided in the General Appropriations Act to
 249 support the preeminent state research universities program
 250 created under this section. Funding increases appropriated
 251 beyond the amounts funded in the previous fiscal year shall be
 252 distributed as follows:

253 1. Each designated preeminent state research university
 254 that meets the criteria in paragraph (a) shall receive an equal
 255 amount of funding.

256 2. Each designated emerging preeminent state research
 257 university that meets the criteria in paragraph (b) shall
 258 receive an amount of funding that is equal to one-fourth ~~one-~~
 259 ~~half~~ of the total increased amount awarded to each designated
 260 preeminent state research university.

261 ~~(6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE~~

576-01980-17

20172c2

262 ~~REQUIREMENT AUTHORITY. In order to provide a jointly shared~~
263 ~~educational experience, a university that is designated a~~
264 ~~preeminent state research university may require its incoming~~
265 ~~first time in college students to take a six credit set of~~
266 ~~unique courses specifically determined by the university and~~
267 ~~published on the university's website. The university may~~
268 ~~stipulate that credit for such courses may not be earned through~~
269 ~~any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271~~
270 ~~or any other transfer credit. All accelerated credits earned up~~
271 ~~to the limits specified in ss. 1007.27 and 1007.271 shall be~~
272 ~~applied toward graduation at the student's request.~~

273 ~~(6)~~ (7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY
274 AUTHORITY.—The Board of Governors is encouraged to identify and
275 grant all reasonable, feasible authority and flexibility to
276 ensure that each designated preeminent state research university
277 and each designated emerging preeminent state research
278 university is free from unnecessary restrictions.

279 ~~(7)~~ (8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE
280 UNIVERSITY SYSTEM.—The Board of Governors shall ~~is encouraged to~~
281 establish standards and measures whereby individual
282 undergraduate, graduate, and professional degree programs in
283 state universities which ~~that~~ objectively reflect national
284 excellence can be identified and make recommendations to the
285 Legislature by September 1, 2017, as to how any such programs
286 could be enhanced and promoted.

287 Section 6. Subsection (1) of section 1001.92, Florida
288 Statutes, is amended to read:

289 1001.92 State University System Performance-Based
290 Incentive.—

576-01980-17

20172c2

291 (1) A State University System Performance-Based Incentive
292 shall be awarded to state universities using performance-based
293 metrics adopted by the Board of Governors of the State
294 University System. The performance-based metrics must include 4-
295 year graduation rates; retention rates; postgraduation education
296 rates; degree production; affordability; postgraduation
297 employment and salaries, including wage thresholds that reflect
298 the added value of a baccalaureate degree; access; and other
299 metrics approved by the board in a formally noticed meeting. The
300 board shall adopt benchmarks to evaluate each state university's
301 performance on the metrics to measure the state university's
302 achievement of institutional excellence or need for improvement
303 and minimum requirements for eligibility to receive performance
304 funding.

305 Section 7. Section 1004.6497, Florida Statutes, is created
306 to read:

307 1004.6497 World Class Faculty and Scholar Program.—

308 (1) PURPOSE AND LEGISLATIVE INTENT.—The World Class Faculty
309 and Scholar Program is established to fund and support the
310 efforts of state universities to recruit and retain exemplary
311 faculty and research scholars. It is the intent of the
312 Legislature to elevate the national competitiveness of Florida's
313 state universities through faculty and scholar recruitment and
314 retention.

315 (2) INVESTMENTS.—Retention, recruitment, and recognition
316 efforts, activities, and investments may include, but are not
317 limited to, investments in research-centric cluster hires,
318 faculty research and research commercialization efforts,
319 instructional and research infrastructure, undergraduate student

576-01980-17

20172c2

320 participation in research, professional development, awards for
321 outstanding performance, and postdoctoral fellowships.

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

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

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

333 (b) The impact of those investments in elevating the
334 national competitiveness of the universities, specifically
335 relating to:

336 1. The success in recruiting research faculty and the
337 resulting research funding;

338 2. The 4-year graduation rate;

339 3. The number of undergraduate courses offered with fewer
340 than 50 students; and

341 4. The increased national academic standing of targeted
342 programs, specifically advancement among top 50 universities in
343 the targeted programs in well-known and highly respected
344 national public university rankings, including, but not limited
345 to, the U.S. News and World Report rankings, which reflect
346 national preeminence, using the most recent rankings.

347 Section 8. Section 1004.6498, Florida Statutes, is created
348 to read:

576-01980-17

20172c2

349 1004.6498 State University Professional and Graduate Degree
350 Excellence Program.—

351 (1) PURPOSE.—The State University Professional and Graduate
352 Degree Excellence Program is established to fund and support the
353 efforts of state universities to enhance the quality and
354 excellence of professional and graduate schools and degree
355 programs in medicine, law, and business and expand the economic
356 impact of state universities.

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

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

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

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

373 (b) The impact of those investments in elevating the
374 national and global prominence of the state university medicine,
375 law, and graduate-level business programs, specifically relating
376 to:

377 1. The first-time pass rate on the United States Medical

576-01980-17

20172c2

378 Licensing Examination;

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

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

383 4. The advancement in the rankings of the state university
384 medicine, law, and graduate-level programs in well-known and
385 highly respected national graduate-level university rankings,
386 including, but not limited to, the U.S. News and World Report
387 rankings, which reflect national preeminence, using the most
388 recent rankings; and

389 5. The added economic benefit of the universities to the
390 state.

391 Section 9. Subsection (7) is added to section 1007.23,
392 Florida Statutes, to read:

393 1007.23 Statewide articulation agreement.—

394 (7) To strengthen Florida's "2+2" system of articulation
395 and improve student retention and on-time graduation, by the
396 2018-2019 academic year, each Florida Community College System
397 institution shall execute at least one "2+2" targeted pathway
398 articulation agreement with one or more state universities to
399 establish "2+2" targeted pathway programs. The agreement must
400 provide students who graduate with an associate in arts degree
401 and who meet specified requirements guaranteed access to the
402 state university and a degree program at that university, in
403 accordance with the terms of the "2+2" targeted pathway
404 articulation agreement.

405 (a) To participate in a "2+2" targeted pathway program, a
406 student must:

576-01980-17

20172c2

407 1. Enroll in the program before completing 30 credit hours,
408 including, but not limited to, college credits earned through
409 articulated acceleration mechanisms pursuant to s. 1007.27;

410 2. Complete an associate in arts degree; and

411 3. Meet the university's transfer requirements.

412 (b) A state university that executes a "2+2" targeted
413 pathway articulation agreement must meet the following
414 requirements in order to implement a "2+2" targeted pathway
415 program in collaboration with its partner Florida Community
416 College System institution:

417 1. Establish a 4-year on-time graduation plan for a
418 baccalaureate degree program, including, but not limited to, a
419 plan for students to complete associate in arts degree programs,
420 general education courses, common prerequisite courses, and
421 elective courses;

422 2. Advise students enrolled in the program about the
423 university's transfer and degree program requirements; and

424 3. Provide students who meet the requirements under this
425 paragraph with access to academic advisors and campus events and
426 with guaranteed admittance to the state university and a degree
427 program of the state university, in accordance with the terms of
428 the agreement.

429 (c) To assist the state universities and Florida Community
430 College institutions with implementing the "2+2" targeted
431 pathway programs effectively, the State Board of Community
432 Colleges and the Board of Governors shall collaborate to
433 eliminate barriers in executing "2+2" targeted pathway
434 articulation agreements.

435 Section 10. Subsection (2) of section 1007.27, Florida

576-01980-17

20172c2

436 Statutes, is amended to read:

437 1007.27 Articulated acceleration mechanisms.—

438 (2)(a) The Department of Education shall annually identify
439 and publish the minimum scores, maximum credit, and course or
440 courses for which credit is to be awarded for each College Level
441 Examination Program (CLEP) subject examination, College Board
442 Advanced Placement Program examination, Advanced International
443 Certificate of Education examination, International
444 Baccalaureate examination, Excelsior College subject
445 examination, Defense Activity for Non-Traditional Education
446 Support (DANTES) subject standardized test, and Defense Language
447 Proficiency Test (DLPT). The department shall use student
448 performance data in subsequent postsecondary courses to
449 determine the appropriate examination scores and courses for
450 which credit is to be granted. Minimum scores may vary by
451 subject area based on available performance data. In addition,
452 the department shall identify such courses in the general
453 education core curriculum of each state university and Florida
454 College System institution.

455 (b) Each district school board shall notify students who
456 enroll in articulated acceleration mechanism courses or take
457 examinations pursuant to this section of the credit-by-
458 examination equivalency list adopted by rule by the State Board
459 of Education and the dual enrollment course and high school
460 subject area equivalencies approved by the state board pursuant
461 to s. 1007.271(9).

462 Section 11. Paragraph (c) of subsection (5) of section
463 1008.30, Florida Statutes, is amended to read:

464 1008.30 Common placement testing for public postsecondary

576-01980-17

20172c2

465 education.—

466 (5)

467 (c) A university board of trustees may contract with a
468 Florida College System institution board of trustees for the
469 Florida College System institution to provide developmental
470 education on the state university campus. Any state university
471 in which the percentage of incoming students requiring
472 developmental education equals or exceeds the average percentage
473 of such students for the Florida College System may offer
474 developmental education without contracting with a Florida
475 College System institution; however, any state university
476 offering college-preparatory instruction as of January 1, 1996,
477 may continue to provide developmental education instruction
478 pursuant to s. 1008.02(1) such services.

479 Section 12. Subsection (7) of section 1009.22, Florida
480 Statutes, is amended to read:

481 1009.22 Workforce education postsecondary student fees.—

482 (7) Each district school board and Florida College System
483 institution board of trustees is authorized to establish a
484 separate fee for technology, not to exceed 5 percent of tuition
485 per credit hour or credit-hour equivalent for resident students
486 and not to exceed 5 percent of tuition and the out-of-state fee
487 per credit hour or credit-hour equivalent for nonresident
488 students. Revenues generated from the technology fee shall be
489 used to enhance instructional technology resources for students
490 and faculty and may ~~shall~~ not be included in an ~~any~~ award under
491 the Florida Bright Futures Scholarship Program, except as
492 authorized for the Florida Academic Scholars award under s.
493 1009.534. Fifty percent of technology fee revenues may be

576-01980-17

20172c2

494 pledged by a Florida College System institution board of
495 trustees as a dedicated revenue source for the repayment of
496 debt, including lease-purchase agreements, not to exceed the
497 useful life of the asset being financed. Revenues generated from
498 the technology fee may not be bonded.

499 Section 13. Subsection (10) of section 1009.23, Florida
500 Statutes, is amended to read:

501 1009.23 Florida College System institution student fees.—

502 (10) Each Florida College System institution board of
503 trustees is authorized to establish a separate fee for
504 technology, which may not exceed 5 percent of tuition per credit
505 hour or credit-hour equivalent for resident students and may not
506 exceed 5 percent of tuition and the out-of-state fee per credit
507 hour or credit-hour equivalent for nonresident students.

508 Revenues generated from the technology fee shall be used to
509 enhance instructional technology resources for students and
510 faculty. The technology fee may apply to both college credit and
511 developmental education and may ~~shall~~ not be included in an ~~any~~
512 award under the Florida Bright Futures Scholarship Program,
513 except as authorized for the Florida Academic Scholars award
514 under s. 1009.534. Fifty percent of technology fee revenues may
515 be pledged by a Florida College System institution board of
516 trustees as a dedicated revenue source for the repayment of
517 debt, including lease-purchase agreements, not to exceed the
518 useful life of the asset being financed. Revenues generated from
519 the technology fee may not be bonded.

520 Section 14. Subsection (13), paragraph (a) of subsection
521 (15), and paragraph (b) of subsection (16) of section 1009.24,
522 Florida Statutes, are amended to read:

576-01980-17

20172c2

523 1009.24 State university student fees.—

524 (13) Each university board of trustees may establish a
525 technology fee of up to 5 percent of the tuition per credit
526 hour. The revenue from this fee shall be used to enhance
527 instructional technology resources for students and faculty. The
528 technology fee may not be included in an any award under the
529 Florida Bright Futures Scholarship Program established pursuant
530 to ss. 1009.53-1009.538, except as authorized for the Florida
531 Academic Scholars award under s. 1009.534.

532 (15) (a) The Board of Governors may approve:

533 1. A proposal from a university board of trustees to
534 establish a new student fee that is not specifically authorized
535 by this section.

536 2. A proposal from a university board of trustees to
537 increase the current cap for an existing fee authorized pursuant
538 to paragraphs (14) (a)-(g).

539 3. A proposal from a university board of trustees to
540 implement flexible tuition policies, such as undergraduate or
541 graduate block tuition, block tuition differential, or market
542 tuition rates for graduate-level online courses or graduate-
543 level courses offered through a university's continuing
544 education program. A block tuition policy for resident
545 undergraduate students or undergraduate-level courses must ~~shall~~
546 be adopted by each university board of trustees for
547 implementation by the fall 2018 academic semester and must be
548 based on the per-credit-hour undergraduate tuition established
549 under subsection (4). A block tuition policy for nonresident
550 undergraduate students must ~~shall~~ be adopted by each university
551 board of trustees for implementation by the fall 2018 academic

576-01980-17

20172c2

552 semester and must be based on the per-credit-hour undergraduate
553 tuition and out-of-state fee established under subsection (4).
554 Flexible tuition policies, including block tuition, may not
555 increase the state's fiscal liability or obligation.

556 (16) Each university board of trustees may establish a
557 tuition differential for undergraduate courses upon receipt of
558 approval from the Board of Governors. However, beginning July 1,
559 2014, the Board of Governors may only approve the establishment
560 of or an increase in tuition differential for a state research
561 university designated as a preeminent state research university
562 pursuant to s. 1001.7065(3). The tuition differential shall
563 promote improvements in the quality of undergraduate education
564 and shall provide financial aid to undergraduate students who
565 exhibit financial need.

566 (b) Each tuition differential is subject to the following
567 conditions:

568 1. The tuition differential may be assessed on one or more
569 undergraduate courses or on all undergraduate courses at a state
570 university.

571 2. The tuition differential may vary by course or courses,
572 by campus or center location, and by institution. Each
573 university board of trustees shall strive to maintain and
574 increase enrollment in degree programs related to math, science,
575 high technology, and other state or regional high-need fields
576 when establishing tuition differentials by course.

577 3. For each state university that is designated as a
578 preeminent state research university by the Board of Governors,
579 pursuant to s. 1001.7065, the aggregate sum of tuition and the
580 tuition differential may be increased by no more than 6 percent

576-01980-17

20172c2

581 of the total charged for the aggregate sum of these fees in the
582 preceding fiscal year. The tuition differential may be increased
583 if the university meets or exceeds performance standard targets
584 for that university established annually by the Board of
585 Governors for the following performance standards, amounting to
586 no more than a 2-percent increase in the tuition differential
587 for each performance standard:

588 a. An increase in the 4-year ~~6-year~~ graduation rate for
589 full-time, first-time-in-college students, as calculated by the
590 Board of Governors ~~reported annually to the Integrated~~
591 ~~Postsecondary Education Data System.~~

592 b. An increase in the total annual research expenditures.

593 c. An increase in the total patents awarded by the United
594 States Patent and Trademark Office for the most recent years.

595 4. The aggregate sum of undergraduate tuition and fees per
596 credit hour, including the tuition differential, may not exceed
597 the national average of undergraduate tuition and fees at 4-year
598 degree-granting public postsecondary educational institutions.

599 5. The tuition differential shall not be included in an ~~any~~
600 award under the Florida Bright Futures Scholarship Program
601 established pursuant to ss. 1009.53-1009.538, except as
602 authorized for the Florida Academic Scholars award under s.
603 1009.534.

604 6. Beneficiaries having prepaid tuition contracts pursuant
605 to s. 1009.98(2)(b) which were in effect on July 1, 2007, and
606 which remain in effect, are exempt from the payment of the
607 tuition differential.

608 7. The tuition differential may not be charged to any
609 student who was in attendance at the university before July 1,

576-01980-17

20172c2

610 2007, and who maintains continuous enrollment.

611 8. The tuition differential may be waived by the university
612 for students who meet the eligibility requirements for the
613 Florida public student assistance grant established in s.
614 1009.50.

615 9. Subject to approval by the Board of Governors, the
616 tuition differential authorized pursuant to this subsection may
617 take effect with the 2009 fall term.

618 Section 15. Subsection (9) of section 1009.53, Florida
619 Statutes, is amended to read:

620 1009.53 Florida Bright Futures Scholarship Program.—

621 (9) A student may use an award for summer term enrollment
622 if funds are available, including funds appropriated in the
623 General Appropriations Act to support, at a minimum, summer term
624 enrollment for a Florida Academic Scholars award.

625 Section 16. Subsection (2) of section 1009.534, Florida
626 Statutes, is amended to read:

627 1009.534 Florida Academic Scholars award.—

628 (2) A Florida Academic Scholar who is enrolled in a
629 certificate, diploma, associate, or baccalaureate degree program
630 at a public or nonpublic postsecondary education institution is
631 eligible, beginning in the fall 2017 academic semester, for an
632 award equal to the amount required to pay 100 percent of tuition
633 and fees established under ss. 1009.22(3), (5), (6), and (7);
634 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-
635 (13), (14)(r), and (16), as applicable, and is eligible for an
636 additional \$300 each fall and spring academic semester or the
637 equivalent for textbooks and college-related ~~specified in the~~
638 ~~General Appropriations Act to assist with the payment of~~

576-01980-17

20172c2

639 ~~educational~~ expenses.

640 Section 17. Subsection (2) of section 1009.701, Florida
641 Statutes, is amended to read:

642 1009.701 First Generation Matching Grant Program.—

643 (2) Funds appropriated by the Legislature for the program
644 shall be allocated by the Office of Student Financial Assistance
645 to match private contributions at a ratio of \$2 of state
646 funds to \$1 of private contributions ~~dollar-for-dollar basis.~~

647 Contributions made to a state university and pledged for the
648 purposes of this section are eligible for state matching funds
649 appropriated for this program and are not eligible for any other
650 state matching grant program. Pledged contributions are not
651 eligible for matching prior to the actual collection of the
652 total funds. The Office of Student Financial Assistance shall
653 reserve a proportionate allocation of the total appropriated
654 funds for each state university on the basis of full-time
655 equivalent enrollment. Funds that remain unmatched as of
656 December 1 shall be reallocated to state universities that have
657 remaining unmatched private contributions for the program on the
658 basis of full-time equivalent enrollment.

659 Section 18. Section 1009.89, Florida Statutes, is amended
660 to read:

661 1009.89 The William L. Boyd, IV, Effective Access to
662 Student Education ~~Florida resident access~~ grants.—

663 (1) The Legislature finds and declares that independent
664 nonprofit colleges and universities eligible to participate in
665 the William L. Boyd, IV, Effective Access to Student Education
666 ~~Florida Resident Access~~ Grant Program are an integral part of
667 the higher education system in this state and that a significant

576-01980-17

20172c2

668 number of state residents choose this form of higher education.
669 The Legislature further finds that a strong and viable system of
670 independent nonprofit colleges and universities reduces the tax
671 burden on the citizens of the state. Because the William L.
672 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~
673 ~~Access~~ Grant Program is not related to a student's financial
674 need or other criteria upon which financial aid programs are
675 based, it is the intent of the Legislature that the William L.
676 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~
677 ~~Access~~ Grant Program not be considered a financial aid program
678 but rather a tuition assistance program for its citizens.

679 (2) The William L. Boyd, IV, Effective Access to Student
680 Education ~~Florida Resident Access~~ Grant Program shall be
681 administered by the Department of Education. The State Board of
682 Education shall adopt rules for the administration of the
683 program.

684 (3) The department shall issue through the program a
685 William L. Boyd, IV, Effective Access to Student Education
686 ~~Florida resident access~~ grant to any full-time degree-seeking
687 undergraduate student registered at an independent nonprofit
688 college or university which is located in and chartered by the
689 state; which is accredited by the Commission on Colleges of the
690 Southern Association of Colleges and Schools; which grants
691 baccalaureate degrees; which is not a state university or
692 Florida College System institution; and which has a secular
693 purpose, so long as the receipt of state aid by students at the
694 institution would not have the primary effect of advancing or
695 impeding religion or result in an excessive entanglement between
696 the state and any religious sect. Any independent college or

576-01980-17

20172c2

697 university that was eligible to receive tuition vouchers on
698 January 1, 1989, and which continues to meet the criteria under
699 which its eligibility was established, shall remain eligible to
700 receive William L. Boyd, IV, Effective Access to Student
701 Education ~~Florida resident access~~ grant payments.

702 (4) A person is eligible to receive such William L. Boyd,
703 IV, Effective Access to Student Education ~~Florida resident~~
704 ~~access~~ grant if:

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

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

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

712 3. He or she is making satisfactory academic progress as
713 defined by the college or university in which he or she is
714 enrolled.

715 (5) (a) Funding for the William L. Boyd, IV, Effective
716 Access to Student Education ~~Florida Resident Access~~ Grant
717 Program for eligible institutions shall be as provided in the
718 General Appropriations Act. The William L. Boyd, IV, Effective
719 Access to Student Education ~~Florida resident access~~ grant may be
720 paid on a prorated basis in advance of the registration period.
721 The department shall make such payments to the college or
722 university in which the student is enrolled for credit to the
723 student's account for payment of tuition and fees. Institutions
724 shall certify to the department the amount of funds disbursed to
725 each student and shall remit to the department any undisbursed

576-01980-17

20172c2

726 advances or refunds within 60 days of the end of regular
727 registration. A student is not eligible to receive the award for
728 more than 9 semesters or 14 quarters, except as otherwise
729 provided in s. 1009.40(3).

730 (b) If the combined amount of the William L. Boyd, IV,
731 Effective Access to Student Education ~~Florida resident access~~
732 grant issued pursuant to this act and all other scholarships and
733 grants for tuition or fees exceeds the amount charged to the
734 student for tuition and fees, the department shall reduce the
735 William L. Boyd, IV, Effective Access to Student Education
736 ~~Florida resident access~~ grant issued pursuant to this act by an
737 amount equal to such excess.

738 (6) If the number of eligible students exceeds the total
739 authorized in the General Appropriations Act, an institution may
740 use its own resources to assure that each eligible student
741 receives the full benefit of the grant amount authorized.

742 Section 19. Subsections (2), (4), and (5) of section
743 1009.893, Florida Statutes, are amended to read:

744 1009.893 Benacquisto Scholarship Program.—

745 (2) The Benacquisto Scholarship Program is created to
746 reward a ~~any Florida~~ high school graduate who receives
747 recognition as a National Merit Scholar or National Achievement
748 Scholar and who initially enrolls in the 2014-2015 academic year
749 or, later, in a baccalaureate degree program at an eligible
750 Florida public or independent postsecondary educational
751 institution.

752 (4) In order to be eligible for an award under the
753 scholarship program, a student must meet the requirements of
754 paragraph (a) or paragraph (b).÷

576-01980-17

20172c2

755 (a) A student who is a resident of the state, ~~Be a state~~
756 ~~resident~~ as determined in s. 1009.40 and rules of the State
757 Board of Education, must:

758 1. ~~(b)~~ Earn a standard Florida high school diploma or its
759 equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282,
760 or s. 1003.435 unless:

761 a.1. ~~The student completes a home education program~~
762 according to s. 1002.41; or

763 b.2. ~~The student earns a high school diploma from a non-~~
764 Florida school while living with a parent who is on military or
765 public service assignment out of this state;

766 2. ~~(e)~~ Be accepted by and enroll in a Florida public or
767 independent postsecondary educational institution that is
768 regionally accredited; and

769 3. ~~(d)~~ Be enrolled full-time in a baccalaureate degree
770 program at an eligible regionally accredited Florida public or
771 independent postsecondary educational institution during the
772 fall academic term following high school graduation.

773 (b) A student who initially enrolls in a baccalaureate
774 degree program in the 2017-2018 academic year or later and who
775 is not a resident of this state, as determined pursuant to s.
776 1009.40 and rules of the State Board of Education, must:

777 1. Physically reside in this state on or near the campus of
778 the postsecondary educational institution in which the student
779 is enrolled;

780 2. Earn a high school diploma from a school outside Florida
781 which is comparable to a standard Florida high school diploma or
782 its equivalent pursuant to s. 1002.3105, s. 1003.4281, s.
783 1003.4282, or s. 1003.435 or must complete a home education

576-01980-17

20172c2

784 program in another state; and

785 3. Be accepted by and enrolled full-time in a baccalaureate
786 degree program at an eligible regionally accredited Florida
787 public or independent postsecondary educational institution
788 during the fall academic term following high school graduation.

789 (5) (a) 1. An eligible student who meets the requirements of
790 paragraph (4) (a), who is a National Merit Scholar or National
791 Achievement Scholar, and who attends a Florida public
792 postsecondary educational institution shall receive a
793 scholarship award equal to the institutional cost of attendance
794 minus the sum of the student's Florida Bright Futures
795 Scholarship and National Merit Scholarship or National
796 Achievement Scholarship.

797 2. An eligible student who meets the requirements under
798 paragraph (4) (b), who is a National Merit Scholar, and who
799 attends a Florida public postsecondary educational institution
800 shall receive a scholarship award equal to the institutional
801 cost of attendance for a resident of this state less the
802 student's National Merit Scholarship. Such student is exempt
803 from the payment of out-of-state fees.

804 (b) An eligible student who is a National Merit Scholar or
805 National Achievement Scholar and who attends a Florida
806 independent postsecondary educational institution shall receive
807 a scholarship award equal to the highest cost of attendance for
808 a resident of this state enrolled at a Florida public
809 university, as reported by the Board of Governors of the State
810 University System, minus the sum of the student's Florida Bright
811 Futures Scholarship and National Merit Scholarship or National
812 Achievement Scholarship.

576-01980-17

20172c2

813 Section 20. Section 1009.894, Florida Statutes, is created
814 to read:

815 1009.894. Florida Farmworker Student Scholarship Program.-
816 The Legislature recognizes the vital contribution of farmworkers
817 to the economy of this state. The Florida Farmworker Student
818 Scholarship Program is created to provide scholarships for
819 farmworkers, as defined in s. 420.503, and the children of such
820 farmworkers.

821 (1) The Department of Education shall administer the
822 Florida Farmworker Student Scholarship Program according to
823 rules and procedures established by the State Board of
824 Education. Up to 50 scholarships shall be awarded annually
825 according to the criteria established in subsection (2) and
826 contingent upon an appropriation in the General Appropriations
827 Act.

828 (2) (a) To be eligible for an initial scholarship, a student
829 must, at a minimum:

830 1. Have a resident status as required by s. 1009.40 and
831 rules of the State Board of Education;

832 2. Earn a minimum cumulative 3.5 weighted grade point
833 average for all high school courses creditable towards a
834 diploma;

835 3. Complete a minimum of 30 hours of community service; and

836 4. Have at least a 90 percent attendance rate and not have
837 had any disciplinary action brought against him or her, as
838 documented on the student's high school transcript.

839 (b) The department shall rank eligible initial applicants
840 for the purposes of awarding scholarships based on need, as
841 determined by the department.

576-01980-17

20172c2

842 (c) In order to renew a scholarship awarded pursuant to
843 this section, a student must maintain at least a cumulative
844 grade point average of 2.5 or higher on a 4.0 scale for college
845 coursework.

846 (3) A scholarship recipient must enroll in a minimum of 12
847 credit hours per term, or the equivalent, at a public
848 postsecondary educational institution in this state to receive
849 funding.

850 (4) A scholarship recipient may receive an award for a
851 maximum of 100 percent of the number of credit hours required to
852 complete an associate or baccalaureate degree program or receive
853 an award for a maximum of 100 percent of the credit hours or
854 clock hours required to complete up to 90 credit hours of a
855 program that terminates in a career certificate. The scholarship
856 recipient is eligible for an award equal to the amount required
857 to pay the tuition and fees established under ss. 1009.22(3),
858 (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11);
859 and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, at a
860 public postsecondary educational institution in this state.
861 Renewal scholarships must take precedence over new awards in a
862 year in which funds are not sufficient to accommodate both
863 initial and renewal awards. The scholarship must be prorated for
864 any such year.

865 (5) Subject to appropriation in the General Appropriations
866 Act, the department shall annually issue awards from the
867 scholarship program. Before the registration period each
868 semester, the department shall transmit payment for each award
869 to the president or director of the postsecondary educational
870 institution, or his or her representative. However, the

576-01980-17

20172c2

871 department may withhold payment if the receiving institution
872 fails to submit the following reports or make the following
873 refunds to the department:

874 (a) Each institution shall certify to the department the
875 eligibility status of each student to receive a disbursement
876 within 30 days before the end of its regular registration
877 period, inclusive of a drop and add period. An institution is
878 not required to reevaluate the student eligibility after the end
879 of the drop and add period.

880 (b) An institution that receives funds from the scholarship
881 program must certify to the department the amount of funds
882 disbursed to each student and remit to the department any
883 undisbursed advance within 60 days after the end of the regular
884 registration period.

885 (6) The department shall allocate funds to the appropriate
886 institutions and collect and maintain data regarding the
887 scholarship program within the student financial assistance
888 database as specified in s. 1009.94.

889 (7) Funding for this program shall be as provided in the
890 General Appropriations Act.

891 Section 21. Present paragraphs (e) and (f) of subsection
892 (10) of section 1009.98, Florida Statutes, are redesignated as
893 paragraphs (f) and (g), respectively, and a new paragraph (e) is
894 added to that subsection, to read:

895 1009.98 Stanley G. Tate Florida Prepaid College Program.—

896 (10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

897 (e) Notwithstanding the number of credit hours used by a
898 state university to assess the amount for registration fees, the
899 tuition differential, or local fees, the amount paid by the

576-01980-17

20172c2

900 board to any state university on behalf of a qualified
901 beneficiary of an advance payment contract purchased before July
902 1, 2024, may not exceed the number of credit hours taken by that
903 qualified beneficiary at a state university.

904 Section 22. Section 1013.79, Florida Statutes, is amended
905 to read:

906 1013.79 University Facility Enhancement Challenge Grant
907 Program.—

908 (1) The Legislature recognizes that the universities do not
909 have sufficient physical facilities to meet the current demands
910 of their instructional and research programs. It further
911 recognizes that, to strengthen and enhance universities, it is
912 necessary to provide facilities in addition to those currently
913 available from existing revenue sources. It further recognizes
914 that there are sources of private support that, if matched with
915 state support, can assist in constructing much-needed facilities
916 and strengthen the commitment of citizens and organizations in
917 promoting excellence throughout the state universities.

918 ~~Therefore, it is the intent of the Legislature to establish a~~
919 ~~trust fund to provide the opportunity for each university to~~
920 ~~receive support for challenge grants for instructional and~~
921 ~~research-related capital facilities within the university.~~

922 (2) There is established the Alec P. Courtelis University
923 Facility Enhancement Challenge Grant Program for the purpose of
924 assisting universities build high priority instructional and
925 research-related capital facilities, including common areas
926 connecting such facilities. The associated foundations that
927 serve the universities shall solicit gifts from private sources
928 to provide matching funds for capital facilities. For the

576-01980-17

20172c2

929 purposes of this act, private sources of funds may ~~shall~~ not
930 include any federal, state, or local government funds that a
931 university may receive.

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

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

942 ~~(c) The State Board of Education shall pay any outstanding~~
943 ~~debts and obligations of the terminated fund as soon as~~
944 ~~practicable, and the Chief Financial Officer shall close out and~~
945 ~~remove the terminated funds from various state accounting~~
946 ~~systems using generally accepted accounting principles~~
947 ~~concerning warrants outstanding, assets, and liabilities.~~

948 ~~(d) By June 30, 2008, all private funds and associated~~
949 ~~interest earnings held in the Alec P. Courtelis Capital~~
950 ~~Facilities Matching Trust Fund shall be transferred to the~~
951 ~~originating university's individual program account.~~

952 (3)(4) Each university shall establish, pursuant to s.
953 1011.42, a facilities matching grant program account as a
954 depository for private contributions provided under this
955 section. Once a project is under contract, funds appropriated as
956 state matching funds may be transferred to the university's
957 account once the Board of Governors certifies receipt of the

576-01980-17

20172c2

958 private matching funds pursuant to subsection (4) ~~(5)~~. State
959 funds that are not needed as matching funds for the project for
960 which appropriated shall be transferred, together with any
961 accrued interest, back to the state fund from which such funds
962 were appropriated. The transfer of unneeded state funds must
963 ~~shall~~ occur within 30 days after final completion of the project
964 or within 30 days after a determination that the project will
965 not be completed. The Public Education Capital Outlay and Debt
966 Service Trust Fund or the Capital Improvement Trust Fund may
967 ~~shall~~ not be used as the source of the state match for private
968 contributions. Interest income accruing from the private
969 donations shall be returned to the participating foundation upon
970 completion of the project.

971 (4)~~(5)~~ A project may not be initiated unless all private
972 funds for planning, construction, and equipping the facility
973 have been received and deposited in the separate university
974 program account designated for this purpose. However, these
975 requirements do not preclude the university from expending funds
976 derived from private sources to develop a prospectus, including
977 preliminary architectural schematics or models, for use in its
978 efforts to raise private funds for a facility, and for site
979 preparation, planning, and construction. The Board of Governors
980 shall establish a method for validating the receipt and deposit
981 of private matching funds. The Legislature may appropriate the
982 state's matching funds in one or more fiscal years for the
983 planning, construction, and equipping of an eligible facility.
984 Each university shall notify all donors of private funds of a
985 substantial delay in the availability of state matching funds
986 for this program.

576-01980-17

20172c2

987 (5)~~(6)~~ To be eligible to participate in the Alec P.
988 Courtelis University Facility Enhancement Challenge Grant
989 Program, a university must ~~shall~~ raise a contribution equal to
990 one-half of the total cost of a facilities construction project
991 from private nongovernmental sources which must ~~shall~~ be matched
992 by a state appropriation equal to the amount raised for a
993 facilities construction project subject to the General
994 Appropriations Act.

995 (6)~~(7)~~ If the state's share of the required match is
996 insufficient to meet the requirements of subsection (5) ~~(6)~~, the
997 university must ~~shall~~ renegotiate the terms of the contribution
998 with the donors. If the project is terminated, each private
999 donation, plus accrued interest, reverts to the foundation for
1000 remittance to the donor.

1001 (7)~~(8)~~ By October 15 of each year, the Board of Governors
1002 shall transmit to the Legislature a list of projects that meet
1003 all eligibility requirements to participate in the Alec P.
1004 Courtelis University Facility Enhancement Challenge Grant
1005 Program and a budget request that includes the recommended
1006 schedule necessary to complete each project.

1007 (8)~~(9)~~ In order for a project to be eligible under this
1008 program, it must be included in the university 5-year capital
1009 improvement plan and must receive approval from the Board of
1010 Governors or the Legislature.

1011 (9)~~(10)~~ A university's project may not be removed from the
1012 approved 3-year PECO priority list because of its successful
1013 participation in this program until approved by the Legislature
1014 and provided for in the General Appropriations Act. When such a
1015 project is completed and removed from the list, all other

576-01980-17

20172c2

1016 projects shall move up on the 3-year PECO priority list. A
 1017 university may ~~shall~~ not use PECO funds, including the Capital
 1018 Improvement Trust Fund fee and the building fee, to complete a
 1019 project under this section.

1020 (10) ~~(11)~~ The surveys, architectural plans, facility, and
 1021 equipment are ~~shall be~~ the property of the State of Florida. A
 1022 facility constructed pursuant to this section may be named in
 1023 honor of a donor at the option of the university and the Board
 1024 of Governors. A ~~No~~ facility may not ~~shall~~ be named after a
 1025 living person without prior approval by the Legislature.

1026 (11) ~~(12)~~ Effective July 1, 2011, state matching funds are
 1027 temporarily suspended for donations received for this program on
 1028 or after June 30, 2011. Existing eligible donations remain
 1029 eligible for future matching funds. The program may be restarted
 1030 after \$200 million of the backlog for programs under ss.
 1031 1011.32, 1011.85, 1011.94, and this section have been matched.

1032 (12) Notwithstanding the suspension provision under
 1033 subsection (11), for the 2017-2018 fiscal year and subject to
 1034 the General Appropriations Act, the Legislature may choose to
 1035 prioritize funding for those projects that have matching funds
 1036 available before June 30, 2011, and that have not yet been
 1037 constructed.

1038 Section 23. Subsection (3) of section 267.062, Florida
 1039 Statutes, is amended to read:

1040 267.062 Naming of state buildings and other facilities.—

1041 (3) Notwithstanding ~~the provisions of~~ subsection (1) or s.
 1042 1013.79(10) ~~s. 1013.79(11)~~, any state building, road, bridge,
 1043 park, recreational complex, or other similar facility of a state
 1044 university may be named for a living person by the university

576-01980-17

20172c2

1045 board of trustees in accordance with regulations adopted by the
1046 Board of Governors of the State University System.

1047 Section 24. The Division of Law Revision and Information is
1048 directed to prepare a reviser's bill for the 2018 Regular
1049 Session to substitute the term "Effective Access to Student
1050 Education Grant Program" for "Florida Resident Access Grant
1051 Program" and the term "Effective Access to Student Education
1052 grant" for "Florida resident access grant" wherever those terms
1053 appear in the Florida Statutes.

1054 Section 25. This act shall take effect July 1, 2017.