Representative Ahern offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (1), subsections (2) and (4), and paragraph (b) of subsection (5) of section 1004.28, Florida Statutes, are amended to read:

1004.28 Direct-support organizations; use of property; board of directors; activities; audit; facilities.—

(1) DEFINITIONS.—For the purposes of this section:

(b) "Personal services" includes full-time or part-time personnel as well as payroll processing.

(2) USE OF PROPERTY.—
(a) Each state university board of trustees is authorized to permit the use of property and facilities, and personal services at any state university by any university direct-support organization, and, subject to the provisions of this section, direct-support organizations may establish accounts with the State Board of Administration for investment of funds pursuant to part IV of chapter 218.

(b) The board of trustees, in accordance with rules and guidelines of the Board of Governors, shall prescribe by rule conditions with which a university direct-support organization must comply in order to use property or facilities, or personal services at any state university. Such rules shall provide for budget and audit review and oversight by the board of trustees.

(c) The board of trustees shall not permit the use of property or facilities, or personal services at any state university by any university direct-support organization that does not provide equal employment opportunities to all persons regardless of race, color, religion, gender, age, or national origin.

(4) ACTIVITIES; RESTRICTION.—A university direct-support organization is prohibited from giving, either directly or indirectly, any gift to a political committee as defined in s. 106.011 for any purpose other than those certified by a majority roll call vote of the governing board of the direct-support organization at a regularly scheduled meeting as being directly
related to the educational mission of the university.

(5) ANNUAL AUDIT; PUBLIC RECORDS EXEMPTION; PUBLIC MEETINGS EXEMPTION.—

(b) All records of the organization relating to the identity of donors who desire to remain anonymous other than the auditor's report, management letter, and any supplemental data requested by the Board of Governors, the university board of trustees, the Auditor General, and the Office of Program Policy Analysis and Government Accountability shall be confidential and exempt from s. 119.07(1).

Section 2. Subsections (1) and (3), paragraph (d) of subsection (4), and subsection (6) of section 1004.70, Florida Statutes, are amended to read:

1004.70 Florida College System institution direct-support organizations.—

(1) DEFINITION DEFINITIONS.—For the purposes of this section:

(a) "Florida College System institution direct-support organization" means an organization that is:

(a) A Florida corporation not for profit, incorporated under the provisions of chapter 617 and approved by the Department of State.

(b) Organized and operated exclusively to receive, hold, invest, and administer property and to make expenditures to, or for the benefit of, a Florida College System institution in this state.
An organization that the Florida College System institution board of trustees, after review, has certified to be operating in a manner consistent with the goals of the Florida College System institution and in the best interest of the state. Any organization that is denied certification by the board of trustees may not use the name of the Florida College System institution that it serves.

"Personal services" includes full-time or part-time personnel as well as payroll processing.

(3) USE OF PROPERTY.—

(a) The board of trustees is authorized to permit the use of property and facilities, and personal services at any Florida College System institution by any Florida College System institution direct-support organization, subject to the provisions of this section.

(b) The board of trustees is authorized to prescribe by rule any condition with which a Florida College System institution direct-support organization must comply in order to use property or facilities, or personal services at any Florida College System institution.

(c) The board of trustees may not permit the use of property or facilities, or personal services at any Florida College System institution by any Florida College System institution direct-support organization that does not provide
equal employment opportunities to all persons regardless of
race, color, national origin, gender, age, or religion.

(4) ACTIVITIES; RESTRICTIONS.—

(d) A Florida College System institution direct-support
organization is prohibited from giving, either directly or
indirectly, any gift to a political committee as defined in s.
106.011 for any purpose other than those certified by a majority
roll call vote of the governing board of the direct-support
organization at a regularly scheduled meeting as being directly
related to the educational mission of the Florida College System
institution.

(6) ANNUAL AUDIT.—Each direct-support organization shall
provide for an annual financial audit in accordance with rules
adopted by the Auditor General pursuant to s. 11.45(8). The
annual audit report must be submitted, within 9 months after the
end of the fiscal year, to the Auditor General, the State Board
of Education, and the board of trustees for review. The board of
trustees, the Auditor General, and the Office of Program Policy
Analysis and Government Accountability may require and receive
from the organization or from its independent auditor any detail
or supplemental data relative to the operation of the
organization. The identity of donors who desire to remain
anonymous shall be protected, and that anonymity shall be
maintained in the auditor's report. All records of the
organization relating to the identity of donors who desire to
remain anonymous, other than the auditor's report, any information necessary for the auditor's report, any information related to the expenditure of funds, and any supplemental data requested by the board of trustees, the Auditor General, and the Office of Program Policy Analysis and Government Accountability, shall be confidential and exempt from the provisions of s. 119.07(1).

Section 3. This act shall take effect July 1, 2017.

Title Amendment
Remove everything before the enacting clause and insert:

A bill to be entitled
An act relating to higher education; amending s. 1004.28, F.S.; removing provisions authorizing a university direct-support organization to use the personal services of a state university; prohibiting a university direct-support organization from giving any gift to a political entity; providing that only specified records of a university direct-support organization are confidential and exempt from specified provisions; amending s. 1004.70, F.S.; removing provisions authorizing a direct-support organization to use the personal services of a Florida College System institution; prohibiting a Florida
College System institution direct-support organization from giving any gift to a political entity; providing that only specified records of a Florida College System institution direct-support organization are confidential and exempt from specified provisions; providing an effective date.