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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 and access benchmarks;
21 creating s. 1004.6497, F.S.; establishing the World
22 Class Faculty and Scholar Program; providing the
23 purpose and intent of the program; authorizing
24 investments in certain faculty retention, recruitment,
25 and recognition activities; specifying funding as
26 provided in the General Appropriations Act; requiring
27 the funds to be used only for authorized purposes and
28 investments; requiring the Board of Governors to
29 submit an annual report to the Governor and the

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30 Legislature by a specified date; creating s.
31 1004.6498, F.S.; establishing the State University
32 Professional and Graduate Degree Excellence Program;
33 providing the purpose of the program; listing the
34 quality improvement efforts that may be used to
35 elevate the prominence of state university medicine,
36 law, and graduate-level business programs; specifying
37 funding 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

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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; requiring the Chancellor of the State University
64 System to submit a report to the Governor and the
65 Legislature by a specified date; revising the
66 conditions for differential tuition; amending s.
67 1009.53, F.S.; authorizing a student to use funds
68 appropriated in the General Appropriations Act for
69 summer term enrollment for Florida Academic Scholars
70 awards; amending s. 1009.534, F.S.; specifying Florida
71 Academic Scholars award amounts to cover tuition,
72 fees, textbooks, and other college-related expenses;
73 amending s. 1009.701, F.S.; revising the state-to-
74 private match requirement for contributions to the
75 First Generation Matching Grant Program; amending s.
76 1009.89, F.S.; renaming the Florida Resident Access
77 Grant Program; amending s. 1009.893, F.S.; extending
78 coverage of Benacquisto Scholarships to include
79 tuition and fees for qualified nonresident students;
80 creating s. 1009.894, F.S.; creating the Florida
81 Farmworker Student Scholarship Program; providing a
82 purpose; requiring the Department of Education to
83 administer the scholarship program; providing initial
84 and renewal scholarship student eligibility criteria;
85 specifying award amounts and distributions; requiring
86 the department to issue the awards annually; requiring
87 institutions to certify certain information and remit

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88 any remaining funds to the department by a specified
89 timeframe; requiring the department to maintain
90 program data; providing for funding as specified in
91 the General Appropriations Act; amending s. 1009.98,
92 F.S.; providing that certain payments from the Florida
93 Prepaid College Board to a state university on behalf
94 of a qualified beneficiary may not exceed a specified
95 amount; amending s. 1013.79, F.S.; revising the intent
96 of the Alec P. Courtelis University Facility
97 Enhancement Challenge Grant Program; deleting the Alec
98 P. Courtelis Capital Facilities Matching Trust Fund;
99 authorizing the Legislature to prioritize certain
100 funds for the 2017-2018 fiscal year; amending s.
101 267.062, F.S.; conforming a cross-reference; providing
102 a directive to the Division of Law Revision and
103 Information; providing an effective date.
104

105 Be It Enacted by the Legislature of the State of Florida:
106

107 Section 1. This act shall be cited as the "Florida
108 Excellence in Higher Education Act of 2017."

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

111 1001.66 Florida College System Performance-Based
112 Incentive.—

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

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117 ~~metrics~~

118 (a) A student retention rate, as calculated by the Division
119 of Florida Colleges;

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

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

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

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

144
145 The state board shall adopt benchmarks to evaluate each

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146 institution's performance on the metrics to measure the
147 institution's achievement of institutional excellence or need
148 for improvement and ~~the~~ minimum requirements for eligibility to
149 receive performance funding.

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

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

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

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

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

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

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

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

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175 Board of Nursing.

176 (f) A ~~job placement or~~ continuing education or job
177 placement rate of 88 percent or higher for workforce programs,
178 as reported by FETPIP, with wage thresholds that reflect the
179 added value of the applicable certificate or degree. This
180 paragraph does not apply to associate of arts degrees.

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

187 Section 4. Paragraph (b) of subsection (5) of section
188 1001.706, Florida Statutes, is amended to read:

189 1001.706 Powers and duties of the Board of Governors.—

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

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

196 1. Include performance metrics and standards common for all
197 institutions and metrics and standards unique to institutions
198 depending on institutional core missions, including, but not
199 limited to, student admission requirements, retention,
200 graduation, percentage of graduates who have attained
201 employment, percentage of graduates enrolled in continued
202 education, licensure passage, average wages of employed
203 graduates, average cost per graduate, excess hours, student loan

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204 burden and default rates, faculty awards, total annual research
205 expenditures, patents, licenses and royalties, intellectual
206 property, startup companies, annual giving, endowments, and
207 well-known, highly respected national rankings for institutional
208 and program achievements.

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

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

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

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

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

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233 industry experts, earn industry certifications, and become
234 employed in high-demand fields.

235 Section 5. Paragraph (d) of subsection (2), paragraph (c)
236 of subsection (5), and subsections (6), (7), and (8) of section
237 1001.7065, Florida Statutes, are amended to read:

238 1001.7065 Preeminent state research universities program.—

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

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

247 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
248 SUPPORT.—

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

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

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

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262 preeminent state research university.

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

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

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

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

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291 1001.92 State University System Performance-Based
292 Incentive.—

293 (1) A State University System Performance-Based Incentive
294 shall be awarded to state universities using performance-based
295 metrics adopted by the Board of Governors of the State
296 University System. The performance-based metrics must include 4-
297 year graduation rates; retention rates; postgraduation education
298 rates; degree production; affordability; postgraduation
299 employment and salaries, including wage thresholds that reflect
300 the added value of a baccalaureate degree; access, with
301 benchmarks that reward institutions with access rates at or
302 above 50 percent; and other metrics approved by the board in a
303 formally noticed meeting. The board shall adopt benchmarks to
304 evaluate each state university's performance on the metrics to
305 measure the state university's achievement of institutional
306 excellence or need for improvement and minimum requirements for
307 eligibility to receive performance funding.

308 Section 7. Section 1004.6497, Florida Statutes, is created
309 to read:

310 1004.6497 World Class Faculty and Scholar Program.—

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

318 (2) INVESTMENTS.—Retention, recruitment, and recognition
319 efforts, activities, and investments may include, but are not

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320 limited to, investments in research-centric cluster hires,
321 faculty research and research commercialization efforts,
322 instructional and research infrastructure, undergraduate student
323 participation in research, professional development, awards for
324 outstanding performance, and postdoctoral fellowships.

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

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

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

336 (b) The impact of those investments in elevating the
337 national competitiveness of the universities, specifically
338 relating to:

339 1. The success in recruiting research faculty and the
340 resulting research funding;

341 2. The 4-year graduation rate;

342 3. The number of undergraduate courses offered with fewer
343 than 50 students; and

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

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349 national preeminence, using the most recent rankings.

350 Section 8. Section 1004.6498, Florida Statutes, is created
351 to read:

352 1004.6498 State University Professional and Graduate Degree
353 Excellence Program.—

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

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

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

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

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

376 (b) The impact of those investments in elevating the
377 national and global prominence of the state university medicine,

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378 law, and graduate-level business programs, specifically relating
379 to:

- 380 1. The first-time pass rate on the United States Medical
381 Licensing Examination;
382 2. The first-time pass rate on The Florida Bar Examination;
383 3. The percentage of graduates enrolled or employed at a
384 wage threshold that reflects the added value of a graduate-level
385 business degree;
386 4. The advancement in the rankings of the state university
387 medicine, law, and graduate-level programs in well-known and
388 highly respected national graduate-level university rankings,
389 including, but not limited to, the U.S. News and World Report
390 rankings, which reflect national preeminence, using the most
391 recent rankings; and
392 5. The added economic benefit of the universities to the
393 state.

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

396 1007.23 Statewide articulation agreement.—

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

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407 articulation agreement.

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

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

413 2. Complete an associate in arts degree; and

414 3. Meet the university's transfer requirements.

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

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

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

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

432 (c) To assist the state universities and Florida Community
433 College institutions with implementing the "2+2" targeted
434 pathway programs effectively, the State Board of Community
435 Colleges and the Board of Governors shall collaborate to

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436 eliminate barriers in executing "2+2" targeted pathway
437 articulation agreements.

438 Section 10. Subsection (2) of section 1007.27, Florida
439 Statutes, is amended to read:

440 1007.27 Articulated acceleration mechanisms.—

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

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

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465 Section 11. Paragraph (c) of subsection (5) of section
466 1008.30, Florida Statutes, is amended to read:

467 1008.30 Common placement testing for public postsecondary
468 education.—

469 (5)

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

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

484 1009.22 Workforce education postsecondary student fees.—

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

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494 the Florida Bright Futures Scholarship Program, except as
495 authorized for the Florida Academic Scholars award under s.
496 1009.534. Fifty percent of technology fee revenues may be
497 pledged by a Florida College System institution board of
498 trustees as a dedicated revenue source for the repayment of
499 debt, including lease-purchase agreements, not to exceed the
500 useful life of the asset being financed. Revenues generated from
501 the technology fee may not be bonded.

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

504 1009.23 Florida College System institution student fees.—

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

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

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523 Section 14. Subsection (13), paragraphs (a) and (b) of
524 subsection (15), and paragraph (b) of subsection (16) of section
525 1009.24, Florida Statutes, are amended to read:

526 1009.24 State university student fees.—

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

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

536 1. A proposal from a university board of trustees to
537 establish a new student fee that is not specifically authorized
538 by this section.

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

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

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552 under subsection (4). A block tuition policy for nonresident
553 undergraduate students ~~must shall~~ be adopted by each university
554 board of trustees for implementation by the fall 2018 academic
555 semester and must be based on the per-credit-hour undergraduate
556 tuition and out-of-state fee established under subsection (4).
557 Flexible tuition policies, including block tuition, may not
558 increase the state's fiscal liability or obligation.

559 (b) A proposal developed pursuant to paragraph (a) shall be
560 submitted in accordance with the public notification
561 requirements of subsection (20) and guidelines established by
562 the Board of Governors. Approval by the Board of Governors of
563 such proposals ~~proposal~~ must be made in accordance with the
564 provisions of this subsection. By October 1, 2017, each state
565 university board of trustees shall adopt a block tuition and fee
566 policy, pursuant to subparagraph (a)3., for implementation by
567 the fall 2018 academic semester and submit the policy,
568 including, but not limited to, information on the potential
569 impact of the policy on students, to the Board of Governors. By
570 December 1, 2017, the Chancellor of the State University System
571 shall submit to the Governor, the President of the Senate, and
572 the Speaker of the House of Representatives a summary report of
573 such policies, the status of the board's review and approval of
574 such policies, and the board's recommendations for improving
575 block tuition and fee benefits for students.

576 (16) Each university board of trustees may establish a
577 tuition differential for undergraduate courses upon receipt of
578 approval from the Board of Governors. However, beginning July 1,
579 2014, the Board of Governors may only approve the establishment
580 of or an increase in tuition differential for a state research

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581 university designated as a preeminent state research university
582 pursuant to s. 1001.7065(3). The tuition differential shall
583 promote improvements in the quality of undergraduate education
584 and shall provide financial aid to undergraduate students who
585 exhibit financial need.

586 (b) Each tuition differential is subject to the following
587 conditions:

588 1. The tuition differential may be assessed on one or more
589 undergraduate courses or on all undergraduate courses at a state
590 university.

591 2. The tuition differential may vary by course or courses,
592 by campus or center location, and by institution. Each
593 university board of trustees shall strive to maintain and
594 increase enrollment in degree programs related to math, science,
595 high technology, and other state or regional high-need fields
596 when establishing tuition differentials by course.

597 3. For each state university that is designated as a
598 preeminent state research university by the Board of Governors,
599 pursuant to s. 1001.7065, the aggregate sum of tuition and the
600 tuition differential may be increased by no more than 6 percent
601 of the total charged for the aggregate sum of these fees in the
602 preceding fiscal year. The tuition differential may be increased
603 if the university meets or exceeds performance standard targets
604 for that university established annually by the Board of
605 Governors for the following performance standards, amounting to
606 no more than a 2-percent increase in the tuition differential
607 for each performance standard:

608 a. An increase in the 4-year ~~6-year~~ graduation rate for
609 full-time, first-time-in-college students, as calculated by the

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610 Board of Governors ~~reported annually to the Integrated~~
611 ~~Postsecondary Education Data System.~~

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

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

615 4. The aggregate sum of undergraduate tuition and fees per
616 credit hour, including the tuition differential, may not exceed
617 the national average of undergraduate tuition and fees at 4-year
618 degree-granting public postsecondary educational institutions.

619 5. The tuition differential shall not be included in an ~~any~~
620 award under the Florida Bright Futures Scholarship Program
621 established pursuant to ss. 1009.53-1009.538, except as
622 authorized for the Florida Academic Scholars award under s.
623 1009.534.

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

628 7. The tuition differential may not be charged to any
629 student who was in attendance at the university before July 1,
630 2007, and who maintains continuous enrollment.

631 8. The tuition differential may be waived by the university
632 for students who meet the eligibility requirements for the
633 Florida public student assistance grant established in s.
634 1009.50.

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

638 Section 15. Subsection (9) of section 1009.53, Florida

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639 Statutes, is amended to read:

640 1009.53 Florida Bright Futures Scholarship Program.—

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

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

647 1009.534 Florida Academic Scholars award.—

648 (2) A Florida Academic Scholar who is enrolled in a
649 certificate, diploma, associate, or baccalaureate degree program
650 at a public or nonpublic postsecondary education institution is
651 eligible, beginning in the fall 2017 academic semester, for an
652 award equal to the amount required to pay 100 percent of tuition
653 and fees established under ss. 1009.22(3), (5), (6), and (7);
654 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-
655 (13), (14)(r), and (16), as applicable, and is eligible for an
656 additional \$300 each fall and spring academic semester or the
657 equivalent for textbooks and college-related ~~specified in the~~
658 ~~General Appropriations Act to assist with the payment of~~
659 ~~educational~~ expenses.

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

662 1009.701 First Generation Matching Grant Program.—

663 (2) Funds appropriated by the Legislature for the program
664 shall be allocated by the Office of Student Financial Assistance
665 to match private contributions at ~~on~~ a ratio of \$2 of state
666 funds to \$1 of private contributions ~~dollar-for-dollar basis.~~
667 Contributions made to a state university and pledged for the

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668 purposes of this section are eligible for state matching funds
669 appropriated for this program and are not eligible for any other
670 state matching grant program. Pledged contributions are not
671 eligible for matching prior to the actual collection of the
672 total funds. The Office of Student Financial Assistance shall
673 reserve a proportionate allocation of the total appropriated
674 funds for each state university on the basis of full-time
675 equivalent enrollment. Funds that remain unmatched as of
676 December 1 shall be reallocated to state universities that have
677 remaining unmatched private contributions for the program on the
678 basis of full-time equivalent enrollment.

679 Section 18. Section 1009.89, Florida Statutes, is amended
680 to read:

681 1009.89 The William L. Boyd, IV, Effective Access to
682 Student Education ~~Florida resident access~~ grants.—

683 (1) The Legislature finds and declares that independent
684 nonprofit colleges and universities eligible to participate in
685 the William L. Boyd, IV, Effective Access to Student Education
686 ~~Florida Resident Access~~ Grant Program are an integral part of
687 the higher education system in this state and that a significant
688 number of state residents choose this form of higher education.
689 The Legislature further finds that a strong and viable system of
690 independent nonprofit colleges and universities reduces the tax
691 burden on the citizens of the state. Because the William L.
692 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~
693 ~~Access~~ Grant Program is not related to a student's financial
694 need or other criteria upon which financial aid programs are
695 based, it is the intent of the Legislature that the William L.
696 Boyd, IV, Effective Access to Student Education ~~Florida Resident~~

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697 ~~Access~~ Grant Program not be considered a financial aid program
698 but rather a tuition assistance program for its citizens.

699 (2) The William L. Boyd, IV, Effective Access to Student
700 Education ~~Florida Resident Access~~ Grant Program shall be
701 administered by the Department of Education. The State Board of
702 Education shall adopt rules for the administration of the
703 program.

704 (3) The department shall issue through the program a
705 William L. Boyd, IV, Effective Access to Student Education
706 ~~Florida resident access~~ grant to any full-time degree-seeking
707 undergraduate student registered at an independent nonprofit
708 college or university which is located in and chartered by the
709 state; which is accredited by the Commission on Colleges of the
710 Southern Association of Colleges and Schools; which grants
711 baccalaureate degrees; which is not a state university or
712 Florida College System institution; and which has a secular
713 purpose, so long as the receipt of state aid by students at the
714 institution would not have the primary effect of advancing or
715 impeding religion or result in an excessive entanglement between
716 the state and any religious sect. Any independent college or
717 university that was eligible to receive tuition vouchers on
718 January 1, 1989, and which continues to meet the criteria under
719 which its eligibility was established, shall remain eligible to
720 receive William L. Boyd, IV, Effective Access to Student
721 Education ~~Florida resident access~~ grant payments.

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

725 (a) He or she meets the general requirements, including

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726 residency, for student eligibility as provided in s. 1009.40,
727 except as otherwise provided in this section; and

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

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

732 3. He or she is making satisfactory academic progress as
733 defined by the college or university in which he or she is
734 enrolled.

735 (5) (a) Funding for the William L. Boyd, IV, Effective
736 Access to Student Education ~~Florida Resident Access~~ Grant
737 Program for eligible institutions shall be as provided in the
738 General Appropriations Act. The William L. Boyd, IV, Effective
739 Access to Student Education ~~Florida resident access~~ grant may be
740 paid on a prorated basis in advance of the registration period.
741 The department shall make such payments to the college or
742 university in which the student is enrolled for credit to the
743 student's account for payment of tuition and fees. Institutions
744 shall certify to the department the amount of funds disbursed to
745 each student and shall remit to the department any undisbursed
746 advances or refunds within 60 days of the end of regular
747 registration. A student is not eligible to receive the award for
748 more than 9 semesters or 14 quarters, except as otherwise
749 provided in s. 1009.40(3).

750 (b) If the combined amount of the William L. Boyd, IV,
751 Effective Access to Student Education ~~Florida resident access~~
752 grant issued pursuant to this act and all other scholarships and
753 grants for tuition or fees exceeds the amount charged to the
754 student for tuition and fees, the department shall reduce the

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755 William L. Boyd, IV, Effective Access to Student Education
 756 ~~Florida resident access~~ grant issued pursuant to this act by an
 757 amount equal to such excess.

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

762 Section 19. Subsections (2), (4), and (5) of section
 763 1009.893, Florida Statutes, are amended to read:

764 1009.893 Benacquisto Scholarship Program.—

765 (2) The Benacquisto Scholarship Program is created to
 766 reward a ~~any Florida~~ high school graduate who receives
 767 recognition as a National Merit Scholar or National Achievement
 768 Scholar and who initially enrolls in the 2014-2015 academic year
 769 or, later, in a baccalaureate degree program at an eligible
 770 Florida public or independent postsecondary educational
 771 institution.

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

775 (a) A student who is a resident of the state, ~~Be a state~~
 776 ~~resident~~ as determined in s. 1009.40 and rules of the State
 777 Board of Education, must:÷

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

781 a.1.÷ The student completes a home education program
 782 according to s. 1002.41; or

783 b.2.÷ The student earns a high school diploma from a non-

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784 Florida school while living with a parent who is on military or
785 public service assignment out of this state;

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

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

793 (b) A student who initially enrolls in a baccalaureate
794 degree program in the 2017-2018 academic year or later and who
795 is not a resident of this state, as determined pursuant to s.
796 1009.40 and rules of the State Board of Education, must:

797 1. Physically reside in this state on or near the campus of
798 the postsecondary educational institution in which the student
799 is enrolled;

800 2. Earn a high school diploma from a school outside Florida
801 which is comparable to a standard Florida high school diploma or
802 its equivalent pursuant to s. 1002.3105, s. 1003.4281, s.
803 1003.4282, or s. 1003.435 or must complete a home education
804 program in another state; and

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

809 (5) (a) 1. An eligible student who meets the requirements of
810 paragraph (4) (a), who is a National Merit Scholar or National
811 Achievement Scholar, and who attends a Florida public
812 postsecondary educational institution shall receive a

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813 scholarship award equal to the institutional cost of attendance
814 minus the sum of the student's Florida Bright Futures
815 Scholarship and National Merit Scholarship or National
816 Achievement Scholarship.

817 2. An eligible student who meets the requirements under
818 paragraph (4) (b), who is a National Merit Scholar, and who
819 attends a Florida public postsecondary educational institution
820 shall receive a scholarship award equal to the institutional
821 cost of attendance for a resident of this state less the
822 student's National Merit Scholarship. Such student is exempt
823 from the payment of out-of-state fees.

824 (b) An eligible student who is a National Merit Scholar or
825 National Achievement Scholar and who attends a Florida
826 independent postsecondary educational institution shall receive
827 a scholarship award equal to the highest cost of attendance for
828 a resident of this state enrolled at a Florida public
829 university, as reported by the Board of Governors of the State
830 University System, minus the sum of the student's Florida Bright
831 Futures Scholarship and National Merit Scholarship or National
832 Achievement Scholarship.

833 Section 20. Section 1009.894, Florida Statutes, is created
834 to read:

835 1009.894 Florida Farmworker Student Scholarship Program.—
836 The Legislature recognizes the vital contribution of farmworkers
837 to the economy of this state. The Florida Farmworker Student
838 Scholarship Program is created to provide scholarships for
839 farmworkers, as defined in s. 420.503, and the children of such
840 farmworkers.

841 (1) The Department of Education shall administer the

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842 Florida Farmworker Student Scholarship Program according to
843 rules and procedures established by the State Board of
844 Education. Up to 50 scholarships shall be awarded annually
845 according to the criteria established in subsection (2) and
846 contingent upon an appropriation in the General Appropriations
847 Act.

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

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

852 2. Earn a minimum cumulative 3.5 weighted grade point
853 average for all high school courses creditable towards a
854 diploma;

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

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

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

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

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

870 (4) A scholarship recipient may receive an award for a

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871 maximum of 100 percent of the number of credit hours required to
872 complete an associate or baccalaureate degree program or receive
873 an award for a maximum of 100 percent of the credit hours or
874 clock hours required to complete up to 90 credit hours of a
875 program that terminates in a career certificate. The scholarship
876 recipient is eligible for an award equal to the amount required
877 to pay the tuition and fees established under ss. 1009.22(3),
878 (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11);
879 and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, at a
880 public postsecondary educational institution in this state.

881 Renewal scholarships must take precedence over new awards in a
882 year in which funds are not sufficient to accommodate both
883 initial and renewal awards. The scholarship must be prorated for
884 any such year.

885 (5) Subject to appropriation in the General Appropriations
886 Act, the department shall annually issue awards from the
887 scholarship program. Before the registration period each
888 semester, the department shall transmit payment for each award
889 to the president or director of the postsecondary educational
890 institution, or his or her representative. However, the
891 department may withhold payment if the receiving institution
892 fails to submit the following reports or make the following
893 refunds to the department:

894 (a) Each institution shall certify to the department the
895 eligibility status of each student to receive a disbursement
896 within 30 days before the end of its regular registration
897 period, inclusive of a drop and add period. An institution is
898 not required to reevaluate the student eligibility after the end
899 of the drop and add period.

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900 (b) An institution that receives funds from the scholarship
901 program must certify to the department the amount of funds
902 disbursed to each student and remit to the department any
903 undisbursed advance within 60 days after the end of the regular
904 registration period.

905 (6) The department shall allocate funds to the appropriate
906 institutions and collect and maintain data regarding the
907 scholarship program within the student financial assistance
908 database as specified in s. 1009.94.

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

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

915 1009.98 Stanley G. Tate Florida Prepaid College Program.—

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

917 (e) Notwithstanding the number of credit hours used by a
918 state university to assess the amount for registration fees, the
919 tuition differential, or local fees, the amount paid by the
920 board to any state university on behalf of a qualified
921 beneficiary of an advance payment contract purchased before July
922 1, 2024, may not exceed the number of credit hours taken by that
923 qualified beneficiary at a state university.

924 Section 22. Section 1013.79, Florida Statutes, is amended
925 to read:

926 1013.79 University Facility Enhancement Challenge Grant
927 Program.—

928 (1) The Legislature recognizes that the universities do not

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929 have sufficient physical facilities to meet the current demands
930 of their instructional and research programs. It further
931 recognizes that, to strengthen and enhance universities, it is
932 necessary to provide facilities in addition to those currently
933 available from existing revenue sources. It further recognizes
934 that there are sources of private support that, if matched with
935 state support, can assist in constructing much-needed facilities
936 and strengthen the commitment of citizens and organizations in
937 promoting excellence throughout the state universities.

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

942 (2) There is established the Alec P. Courtelis University
943 Facility Enhancement Challenge Grant Program for the purpose of
944 assisting universities build high priority instructional and
945 research-related capital facilities, including common areas
946 connecting such facilities. The associated foundations that
947 serve the universities shall solicit gifts from private sources
948 to provide matching funds for capital facilities. For the
949 purposes of this act, private sources of funds may ~~shall~~ not
950 include any federal, state, or local government funds that a
951 university may receive.

952 ~~(3)(a) There is established the Alec P. Courtelis Capital~~
953 ~~Facilities Matching Trust Fund to facilitate the development of~~
954 ~~high priority instructional and research-related capital~~
955 ~~facilities, including common areas connecting such facilities,~~
956 ~~within a university. All appropriated funds deposited into the~~
957 ~~trust fund shall be invested pursuant to s. 17.61. Interest~~

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958 ~~income accruing to that portion of the trust fund shall increase~~
959 ~~the total funds available for the challenge grant program.~~

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

962 ~~(c) The State Board of Education shall pay any outstanding~~
963 ~~debts and obligations of the terminated fund as soon as~~
964 ~~practicable, and the Chief Financial Officer shall close out and~~
965 ~~remove the terminated funds from various state accounting~~
966 ~~systems using generally accepted accounting principles~~
967 ~~concerning warrants outstanding, assets, and liabilities.~~

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

972 ~~(3)(4)~~ Each university shall establish, pursuant to s.
973 1011.42, a facilities matching grant program account as a
974 depository for private contributions provided under this
975 section. Once a project is under contract, funds appropriated as
976 state matching funds may be transferred to the university's
977 account once the Board of Governors certifies receipt of the
978 private matching funds pursuant to subsection (4) ~~(5)~~. State
979 funds that are not needed as matching funds for the project for
980 which appropriated shall be transferred, together with any
981 accrued interest, back to the state fund from which such funds
982 were appropriated. The transfer of unneeded state funds must
983 ~~shall~~ occur within 30 days after final completion of the project
984 or within 30 days after a determination that the project will
985 not be completed. The Public Education Capital Outlay and Debt
986 Service Trust Fund or the Capital Improvement Trust Fund may

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987 ~~shall~~ not be used as the source of the state match for private
988 contributions. Interest income accruing from the private
989 donations shall be returned to the participating foundation upon
990 completion of the project.

991 (4)~~(5)~~ A project may not be initiated unless all private
992 funds for planning, construction, and equipping the facility
993 have been received and deposited in the separate university
994 program account designated for this purpose. However, these
995 requirements do not preclude the university from expending funds
996 derived from private sources to develop a prospectus, including
997 preliminary architectural schematics or models, for use in its
998 efforts to raise private funds for a facility, and for site
999 preparation, planning, and construction. The Board of Governors
1000 shall establish a method for validating the receipt and deposit
1001 of private matching funds. The Legislature may appropriate the
1002 state's matching funds in one or more fiscal years for the
1003 planning, construction, and equipping of an eligible facility.
1004 Each university shall notify all donors of private funds of a
1005 substantial delay in the availability of state matching funds
1006 for this program.

1007 (5)~~(6)~~ To be eligible to participate in the Alec P.
1008 Courtelis University Facility Enhancement Challenge Grant
1009 Program, a university must ~~shall~~ raise a contribution equal to
1010 one-half of the total cost of a facilities construction project
1011 from private nongovernmental sources which must ~~shall~~ be matched
1012 by a state appropriation equal to the amount raised for a
1013 facilities construction project subject to the General
1014 Appropriations Act.

1015 (6)~~(7)~~ If the state's share of the required match is

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1016 insufficient to meet the requirements of subsection (5) ~~(6)~~, the
1017 university must ~~shall~~ renegotiate the terms of the contribution
1018 with the donors. If the project is terminated, each private
1019 donation, plus accrued interest, reverts to the foundation for
1020 remittance to the donor.

1021 (7) ~~(8)~~ By October 15 of each year, the Board of Governors
1022 shall transmit to the Legislature a list of projects that meet
1023 all eligibility requirements to participate in the Alec P.
1024 Courtelis University Facility Enhancement Challenge Grant
1025 Program and a budget request that includes the recommended
1026 schedule necessary to complete each project.

1027 (8) ~~(9)~~ In order for a project to be eligible under this
1028 program, it must be included in the university 5-year capital
1029 improvement plan and must receive approval from the Board of
1030 Governors or the Legislature.

1031 (9) ~~(10)~~ A university's project may not be removed from the
1032 approved 3-year PECO priority list because of its successful
1033 participation in this program until approved by the Legislature
1034 and provided for in the General Appropriations Act. When such a
1035 project is completed and removed from the list, all other
1036 projects shall move up on the 3-year PECO priority list. A
1037 university may ~~shall~~ not use PECO funds, including the Capital
1038 Improvement Trust Fund fee and the building fee, to complete a
1039 project under this section.

1040 (10) ~~(11)~~ The surveys, architectural plans, facility, and
1041 equipment are ~~shall be~~ the property of the State of Florida. A
1042 facility constructed pursuant to this section may be named in
1043 honor of a donor at the option of the university and the Board
1044 of Governors. A ~~No~~ facility may not ~~shall~~ be named after a

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1045 living person without prior approval by the Legislature.

1046 ~~(11)~~~~(12)~~ Effective July 1, 2011, state matching funds are
1047 temporarily suspended for donations received for this program on
1048 or after June 30, 2011. Existing eligible donations remain
1049 eligible for future matching funds. The program may be restarted
1050 after \$200 million of the backlog for programs under ss.
1051 1011.32, 1011.85, 1011.94, and this section have been matched.

1052 (12) Notwithstanding the suspension provision under
1053 subsection (11), for the 2017-2018 fiscal year and subject to
1054 the General Appropriations Act, the Legislature may choose to
1055 prioritize funding for those projects that have matching funds
1056 available before June 30, 2011, and that have not yet been
1057 constructed.

1058 Section 23. Subsection (3) of section 267.062, Florida
1059 Statutes, is amended to read:

1060 267.062 Naming of state buildings and other facilities.—

1061 (3) Notwithstanding ~~the provisions of~~ subsection (1) or s.
1062 1013.79(10) ~~s. 1013.79(11)~~, any state building, road, bridge,
1063 park, recreational complex, or other similar facility of a state
1064 university may be named for a living person by the university
1065 board of trustees in accordance with regulations adopted by the
1066 Board of Governors of the State University System.

1067 Section 24. The Division of Law Revision and Information is
1068 directed to prepare a reviser's bill for the 2018 Regular
1069 Session to substitute the term "Effective Access to Student
1070 Education Grant Program" for "Florida Resident Access Grant
1071 Program" and the term "Effective Access to Student Education
1072 grant" for "Florida resident access grant" wherever those terms
1073 appear in the Florida Statutes.

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