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1 A bill to be entitled
2 An act relating to postsecondary education; amending s.
3 1004.015, F.S.; requiring the Higher Education
4 Coordinating Council to recommend plans and submit a
5 report to the Governor and the Legislature relating to
6 core missions of postsecondary education institutions,
7 performance outputs and outcomes, articulation policies,
8 workforce development education, and baccalaureate degree
9 authorization; amending s. 1007.27, F.S.; requiring the
10 Department of Education to use student performance data to
11 determine appropriate credit-by-examination scores and
12 courses; deleting an exemption from summer-term enrollment
13 in a public postsecondary education institution for
14 students with accelerated credit; amending s. 1007.33,
15 F.S.; deleting an exemption from provisions governing the
16 approval process for baccalaureate degrees; creating s.
17 1011.905, F.S.; requiring a uniform per FTE base amount to
18 be determined annually for 4-year doctor of medicine
19 degree programs offered by a state university; requiring
20 certain reporting; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Subsection (4) of section 1004.015, Florida
25 Statutes, is renumbered as subsection (6) and amended, and new
26 subsections (4) and (5) are added to that section, to read:

27 1004.015 Higher Education Coordinating Council.—

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28 (4) The council shall, with input of the State Board of
29 Education and the Board of Governors, recommend improvement
30 options and implementation plans to:

31 (a) Define the primary core mission of public and
32 nonpublic postsecondary education institutions in the context of
33 state access demands and economic development goals.

34 (b) Establish performance outputs and outcomes designed to
35 meet annual and long-term state goals, including, but not
36 limited to, increased student access, preparedness, retention,
37 transfer, and completion. Performance measures must be
38 consistent across sectors and allow for a comparison of the
39 state's performance to that of other states.

40 (c) Evaluate the state's articulation policies and
41 practices to ensure that cost benefits to the state are
42 maximized without jeopardizing quality. The evaluation shall
43 consider return on investment for both the state and students.

44 (d) Establish a plan for the implementation of workforce
45 development education changes that:

46 1. Align school district and Florida College System
47 workforce development education programs to ensure cost
48 efficiency and mission delineation, including an examination of
49 the need for both college credit and noncollege credit
50 certificate programs, an evaluation of the merit of retaining
51 the associate in applied science degree, and the consolidation
52 of adult general education programs within school districts.

53 2. Improve the consistency of workforce education data
54 collected and reported by Florida College System institutions
55 and school districts, including the establishment of common

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56 elements and definitions for any data that is used for state and
57 federal funding and program accountability.

58 (e) Address baccalaureate degree authorization and
59 production, which shall include the following:

60 1. An assessment of the potential need to establish
61 comprehensive undergraduate institutions that would primarily
62 focus on the delivery of undergraduate instruction, including
63 offering baccalaureate degrees. Such institutions may include
64 Florida College System institutions, state universities, and
65 university branch campuses. The assessment must recommend
66 accountability options and address local and regional workforce
67 needs and gaps that might result from an institution's shift in
68 primary mission.

69 2. Recommendations related to appropriate student
70 enrollment and institutional expenditure thresholds for upper-
71 division programs that justify legislative consideration to
72 establish or reestablish an institution under the governance and
73 oversight of the State Board of Education, the Board of
74 Governors, or another statutorily established or created
75 governing or advisory organization.

76 3. Recommendations related to funding options and
77 strategies, student tuition and fees, student financial aid
78 funding, and other strategies to encourage performance-based
79 funding.

80 (5) The council shall submit a report to the Governor, the
81 President of the Senate, and the Speaker of the House of
82 Representatives by December 31, 2011, that specifically includes
83 recommendations for consideration by the Legislature for

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84 implementation in the 2012-2013 fiscal year.

85 (6)(4) The Board of Governors and the Department of
86 Education shall provide administrative support for the council.

87 Section 2. Subsections (2) and (10) of section 1007.27,
88 Florida Statutes, are amended to read:

89 1007.27 Articulated acceleration mechanisms.—

90 (2) The Department of Education shall annually identify
91 and publish the minimum scores, maximum credit, and course or
92 courses for which credit is to be awarded for each College Level
93 Examination Program (CLEP) ~~general examination, CLEP subject~~
94 ~~examination, College Board Advanced Placement Program~~
95 ~~examination, Advanced International Certificate of Education~~
96 ~~examination, and International Baccalaureate examination. The~~
97 ~~department shall use student performance data in subsequent~~
98 ~~postsecondary courses to determine the appropriate examination~~
99 ~~scores and courses for which credit is to be granted. In~~
100 addition, the department shall identify such courses in the
101 general education core curriculum of each state university and
102 community college.

103 ~~(10) Any student who earns 9 or more credits from one or~~
104 ~~more of the acceleration mechanisms provided for in this section~~
105 ~~is exempt from any requirement of a public postsecondary~~
106 ~~educational institution mandating enrollment during a summer~~
107 ~~term.~~

108 Section 3. Subsections (6) and (7) of section 1007.33,
109 Florida Statutes, are amended to read:

110 1007.33 Site-determined baccalaureate degree access.—

111 ~~(6)(a) Beginning July 1, 2010, and each subsequent July 1,~~

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~~the Division of Florida Colleges may accept and review applications from a Florida college to obtain an exemption from the State Board of Education's approval for subsequent degrees as required in subsection (5), if the Florida college is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools as a baccalaureate degree-granting institution and has been offering baccalaureate degree programs for 3 or more years. The division shall develop criteria for determining eligibility for an exemption based upon demonstrated compliance with the requirements for baccalaureate degrees, primary mission, and fiscal, including, but not limited to:~~

- ~~1. Obtaining and maintaining appropriate SACS accreditation;~~
- ~~2. The maintenance of qualified faculty and institutional resources;~~
- ~~3. The maintenance of enrollment projections in previously approved programs;~~
- ~~4. The appropriate management of fiscal resources;~~
- ~~5. Compliance with the primary mission and responsibility requirements in subsections (2) and (3);~~
- ~~6. The timely submission of the institution's annual performance accountability report; and~~
- ~~7. Other indicators of success such as program completers, placements, and surveys of students and employers.~~

~~(b) If the Florida college has demonstrated satisfactory progress in fulfilling the eligibility criteria in this subsection, the Division of Florida Colleges may recommend to~~

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~~the State Board of Education that the institution be exempt from the requirement in subsection (5) for approval of future baccalaureate degree programs. The State Board of Education shall review the division's recommendation and determine if an exemption is warranted. If the State Board of Education approves the application, the Florida college is exempt from subsequent program approval under subsection (5) and such authority is delegated to the Florida college board of trustees. If the State Board of Education disapproves of the Florida college's request for an exemption, the college shall continue to be subject to the State Board of Education's approval of subsequent baccalaureate degree programs.~~

~~(c) Prior to developing or proposing a new baccalaureate degree program, all Florida colleges, regardless of an exemption from subsection (5), shall:~~

~~1. Engage in need, demand, and impact discussions with the state university in their service district and other local and regional, accredited postsecondary providers in their region.~~

~~2. Send documentation, data, and other information from the inter-institutional discussions regarding program need, demand, and impact required in subparagraph 1. to the college's board of trustees, the Division of Florida Colleges, and the Chancellor of the State University System.~~

~~3. Base board of trustees approval of the new program upon the documentation, data, and other information required in this paragraph and the factors in subsection (5)(d).~~

~~The Division of Florida Colleges shall use the documentation,~~

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168 ~~data, and other information required in this subsection,~~
169 ~~including information from the Chancellor of the State~~
170 ~~University System, in its compliance review.~~

171 ~~(d) The board of trustees of a Florida college that is~~
172 ~~exempt from subsection (5) must submit newly approved programs~~
173 ~~to the Division of Florida Colleges and SACS within 30 days~~
174 ~~after approval.~~

175 ~~(e) Within 30 days after receiving the approved~~
176 ~~baccalaureate degree program, the Division of Florida Colleges~~
177 ~~shall conduct a compliance review and notify the college if the~~
178 ~~proposal meets the criteria for implementation based upon the~~
179 ~~criteria in paragraphs (5)(d) and (6)(c). If the program fails~~
180 ~~to meet the criteria for implementation as determined by the~~
181 ~~Division of Florida Colleges, the college may not proceed with~~
182 ~~implementation of the program until the State Board of Education~~
183 ~~reviews the proposal and the compliance materials and gives its~~
184 ~~final approval of the program.~~

185 ~~(6)(7)~~ The State Board of Education shall adopt rules to
186 prescribe format and content requirements and submission
187 procedures for notices of intent, proposals, and alternative
188 proposals under subsection (5).

189 Section 4. Section 1011.905, Florida Statutes, is created
190 to read:

191 1011.905 State university medical school funding.—
192 Beginning with the 2012-2013 fiscal year, a uniform per FTE base
193 amount shall be determined annually in the General
194 Appropriations Act for each 4-year doctor of medicine degree
195 program offered by a state university. Each college of medicine

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196 shall uniformly report annual expenditures and outcome data for
197 4-year doctor of medicine degree programs to the Board of
198 Governors.

199 Section 5. This act shall take effect July 1, 2011.