

# THE VALENCIA SESSION REPORT



June 6, 2011

*Please Note: Unless otherwise noted, matters reported are subject to Governor's Veto*



*House Speaker Dean Cannon, R-Winter Park, left, and Senate President Mike Haridopolis, R-Melbourne, right, stand together providing a cameo image of the Legislature's leadership during a pause in the ceremonial joint session of the Legislature Tuesday, March 8, 2011.*

## 2011 Legislative Session

### Introduction

▶ The Florida Legislature, at the outset of the 2011 legislative session which commenced in early March, was confronted with making a \$4.7 billion reduction in the state's budget, based on revenue declines brought about by a national and state economy that is deep in the doldrums. Adding to the budget crisis was the expiration of the Recovery and Reinvestment Act of 2009 stimulus funds. By the time the session ended at 3:35 AM on May 7<sup>th</sup>, the Florida College System appeared to have survived the most difficult legislative session in memory with funding reductions, with tuition and fee increases, and with a long list of implementing and conforming bill changes.

▶ This was a rather contentious Session in which the Senate introduced 1,110 bills, resolutions and memorials, and the House accounted for 1,076, for a total of 2,186 pieces of legislation. A total of 295 Senate and House bills passed both chambers and were sent to the Governor.

▶ Legislators did agree on an almost \$69.7 billion budget, with \$308 million in tax cuts. The 2012 budget is about \$700 million less than the 2011 budget.

▶ In addition to the realities of state revenue declines, first year Governor Rick Scott sought \$1.7 billion in tax reductions, including \$458 million in corporate income tax cuts. The Governor also sought a change in the Florida Retirement System to have state employees pay 5 percent of their salaries toward their pension funds. This provision was particularly controversial given the fact that State employees have not received a pay increase in five years. Other issues that confronted legislative leaders, in addition to FRS changes, included an attempt at new immigration legislation, abortion issues, gun laws, merit based public teacher changes, restrictions on pay deductions for union dues, major changes in state Medicaid funding, homeowner insurance issues, deregulation of multiple licensed professions, and a host of other controversial issues.

▶ The Legislature also placed a series of proposed constitutional amendments before the voters for the next election, including a state revenue cap, a ban on the use of public dollars to pay for abortions, a repeal of a Reconstruction-era constitutional amendment that bans using state dollars for religious purposes, and a ban on mandated health care (in response to federal health care reforms).

### Funding Issues

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## Florida College System Appropriations

Issue	Funding 2010-11	Funding 2011-12
Lottery	\$126,959,158	\$130,359,158 (+2.7%)
Community College Program Fund (CCPF)	\$1,197,169,440	\$893,092,474 (-9.5%)
Adults with Disabilities	\$1,014,512	\$1,030,830
Student Fees	8% increase	8 % increase
Facilities Matching	0	0
Phillip Benjamin Matching	0	0
PECO		
General Revenue	\$6,400,000	\$1,440,000
Lottery		\$18,776,420
PECO	<u>\$254,799,752</u>	<u>\$82,648,517</u>
Total	\$261,199,752	\$102,864,937
	After veto: 190,038,381	
PECO Sum-of-Digits	\$26,703,775	\$8,088,000
First Generation Matching	\$1,650,000	\$1,397,017
College Reach Out Program	\$2,236,166	\$1,000,000
Public Fin Aid		
Lottery		\$45,10,892
General Revenue (FSAG)		<u>\$100,404,923</u>
Total	\$128,851,308	\$145,505,815
Issue	Funding 2010-11	Funding 2011-12

Fl Distance Learning Consortium FACTS		\$590,000 (Includes SUS Portion)
Consortium Budget	\$595,534	\$595,534
2 + 2 Partnerships, SUS and FCS	\$5,000,000	\$3,000,000
Operating Costs for New Facilities	\$6,219,974	\$6,632,212
Total State and Federal Funds	\$1,120,006,988	\$1,027,572,933 (-8.3%)

## Valencia Appropriations

STATE ALLOCATED FUNDS	2010-11	2010-11
Community College Program Fund (CCPF) Lottery	\$ 7,836,135	\$ 7,814,525
CCPF General Revenue (recurring)	\$ 53,605,845	\$ 52,771,488
CCPF General Revenue (non-recurring)	\$ 495,626	
Federal Stabilization Funds	\$ 5,080,776	

**TOTAL**                      **\$ 67,018,382**              **\$ 60,586,013**  
(-9.6%)

### ► Foundation Matching Funds

For the fourth consecutive year, the legislature declined to fund the community college system's challenge matching grants program. If funded, Valencia's Foundation would have received over \$6,141,678 to match private contributions received by February 1, 2011.

### ► Facilities Matching Funds

For the fourth consecutive year, the legislature declined to fund fully the community college system's facilities matching grants program. If funded, Valencia would have received \$5,181,896 to match contributions received for the construction of Building 4, Osceola Campus.

## Public Educational Capital Outlay (PECO) Funds

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PROJECT	AMOUNT FUNDED 2011-12
Gen ren/rem, infrastructure and site improvements & acquisition	\$ 1,008,285
Library & High Tech Bldg 4 - Osceola (ce) comp	\$ <del>4,191,590</del> <b>VETOED BY GOVERNOR</b>
Maj Ren/Rem, Emg repl- Chill w/loop, infrastr- East campus	\$ <del>2,718,884</del> <b>VETOED BY GOVERNOR</b>
Sum-of Digits (Maintenance)	\$ 366,738

**TOTAL PECO** \$ ~~8,285,497~~  
1,375,023

## ► Proviso Language

In Section 12 of the Appropriations Act, the language is included that provides Valencia with needed authority to expend local funds to construct and support Building 1 on the new Lake Nona Campus and a new building on the West Campus.

## ■ Bills that Passed

### NOTE: Governor's Approval or Veto

► Bills which were passed by the legislature will be sent to the Governor to sign, veto, or to become law without his signature. Pursuant to Article III, Section 8, of the Florida Constitution, "[e]very bill passed by the legislature shall be presented to the governor for approval and shall become a law if the governor approves and signs it, or fails to veto it within seven consecutive days after presentation. If during that period or on the seventh day the legislature adjourns sine die or takes a recess of more than thirty days, the governor shall have fifteen consecutive days from the date of presentation to act on the bill. Most bills are passed during the last week of session and have not been signed by the President of the Senate and the Speaker of the House. Once signed, the bills are presented to the Governor for his action. This often takes a number of weeks. Usually, bills are sent in groups to the Governor to allow time for review in their final form. The Governor then has a 15 day period from the day each bill is received to take action.

### NOTE: Appropriations Proviso, Implementing Bills and Conforming Bills

► The Legislature has three methods to reflect decisions made in the General Appropriations Act (GAA) process. First, proviso is language attached to a specific appropriation and directs or authorizes how the funds can be expended. Or, an implementing bill may provide instructions to enact specific provisions in the GAA language or proviso by changing the law on a temporary basis for one year. While the GAA cannot contradict current law, there may be a need to temporarily suspend some provision of law. Finally, a conforming bill may also travel with the GAA. It is different from the implementing bill in that it makes permanent changes to Florida laws. In summary, proviso language and implementing bills are law for only one year and then they expire, while a conforming bill is a permanent change in Florida law. While the Governor may veto the entire appropriations act or by "line item," he does not have line item veto in a conforming or implementing bill.

### [General Appropriations Act 2011, Conference Report on SB 2000 \(GAA\)](#)

- Authorizes the \$69.6 billion state budget. Approved by Governor with Line Item Veto; Chapter No. 2011-69

### [SB 2002 Appropriation Implementing Bill for the 2011 Budget](#)

- Provides specific authority for implementing the budget - expires in one year. Approved by Governor; Chapter No. 2011-47

### [SB 2150 Appropriations Conforming Bill: Postsecondary Education Funding](#)

- Modifies laws related to appropriations that impact Florida College System institutions. Approved by Governor; Chapter No. 2011-63

### [SB 2120 Appropriations Conforming Bill: Prekindergarten through Grade 12 Education Funding](#)

- Modifies laws related to appropriations that impact K-12 public schools. Approved by Governor; Chapter No. 2011-55.



### [Beyond the Seven Mile Bridge Tuition and Fees](#)

### [Florida College System \(FCS\) Tuition:](#)

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## SB 2150 Higher Education Conforming, Section 11 for Workforce, s.1009.22 (3) (c) and Section 12, s.1009.23 (3)

▶ A priority issue for the FCS, this language codifies in statute the 8% tuition increase and related out-of-state fee increase that is included in the General Appropriations Act (GAA) for the FCS. Section 11 has the fee schedule for workforce programs, including adult education block tuition and Section 12 contains the same for college credit programs. Pursuant to Section 1009.23(4), Florida Statutes, each college board of trustees shall establish the tuition and out-of-state fees for the college. The fees may vary no more than 10 percent below and 15 percent above the combined total of the standard tuition and fees established by the Legislature.

### **Proviso Following Specific Appropriation 99, GAA**

▶ Beginning with the Fall 2011 semester, tuition and fee rates are established for the 2011-2012 fiscal year as follows:

- For advanced and professional, postsecondary vocational, college preparatory, and educator preparation institute programs, standard tuition for residents and nonresidents shall be \$68.56 per credit hour and the out-of-state fee shall be \$205.82 per credit hour for nonresidents.
- For baccalaureate degree programs, the standard tuition shall be \$87.42 per credit hour for students who are residents.
- For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.22 per contact hour for residents and out-of-state fee shall be \$6.66 per contact hour.



[The Spring of Life](#)

### **Capital Improvement Fee Use:**

## SB 2150 Higher Education Conforming, Section 11, s.1009.22 (6) (a) and Section 12, s.1009.23 (11) (a)

▶ Allows Capital Improvement Fee revenues to be used to acquire improved real property.

### **Credit Card Convenience Fee (Workforce):**

## SB 2150 Higher Education Conforming, Section 11, s. 1009.22 (10)

▶ Authorizes colleges to assess a convenience fee when students pay with credit or debit cards. The fee may not exceed the total costs charged by the credit card company. This provision was authorized last year for college credit but was inadvertently not authorized for workforce programs; this corrects the omission so the fee is authorized for all FCS students.

### **Transportation Access Fee – Santa Fe College:**

## SB 2150 Higher Education Conforming, Section 11, s.1009.22 (12) (a) and Section 12, s.1009.23 (18) (a) and (b)

▶ Authorizes the Board of Trustees of Santa Fe College to establish a transportation access fee of up to \$6 per credit hour if the fee is approved by a referendum held by the student government.

### **Transient Student Fee:**

## SB 2150 Higher Education Conforming, Section 11, s.1009.23 (17)

▶ Authorizes a transient student fee of up to \$5 *only* for online distance learning courses for transient students for each course they access via the Higher Education Distance Learning Catalog. Colleges are not authorized to charge this fee for other (non-online) transient student enrollment.

### **Fee Waiver Purple Heart – Documentation:**

## SB 2150 Higher Education Conforming, Section 15, s.1009.26 (c)

▶ Identifies additional documentation as acceptable for obtaining a Purple Heart fee waiver. If the form DD-214 is not available, other specified documentation may be acceptable if recognized by the U.S. Dept. of Defense or the U.S. Dept. of Veterans Affairs.

### **Excess Credit Hour Surcharge:**

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## SB 2150 Higher Education Conforming, Section 16, s.1009.286 (2) and (7)

▶ Though this provision only impacts four year degrees at state universities, 2+2 transfer students need to be advised of this provision so they can avoid excess hours with higher tuition costs. The tuition surcharge for excess credit hours is increased from 50 percent of tuition for students who reach 120 percent of the credit hours required for their degree, to 100% of tuition for students who reach 115 percent of the credit hours required for their degree. The changes impact students who enter a community/state college or a state university for the first time in 2011-2012 and thereafter.

## Distance Learning and Online Education

### Florida Distance Learning Consortium (FDLC) and Transient Student Application:

#### SB 2150 Higher Education Conforming, Section 5, s.1004.091 (2) and Section 8, s. 1007.28 (5)

▶ Requires the FDLC, FCS and State University System (SUS) to implement a transient student admissions application process via the Florida Academic Counseling and Tracking for Students (FACTS) system. This is part of the “streamlined, automated, online registration process” for currently enrolled undergraduate students pursuing a degree who wish to enroll in courses listed in the Florida Higher Education Distance Learning catalog. The FDLC, colleges and universities have been working on a process that was required last year by the legislature. Requirements regarding transient students using the distance learning catalog:

- All colleges and universities must use the transient student admissions online application form from FACTS.org. This is the only admissions application required for the enrollment of the online transient student. (Only the home institution may require and charge an admission application fee. Colleges can no longer charge an admissions/application fee for online transient students; instead, they may charge the \$5 transient student fee per online course.)
- Implement automated financial aid procedures.
- Automatically transfer credit awarded to the student back to the home

institution (no additional transcript fee allowed.)

- By July 1, 2012, provide an interface between college computer systems and the FACTS system in order to electronically send, receive, and process the transient admissions application. This will require reprogramming of computer systems at the colleges for this process to work. It is for that reason that the colleges will have until July 1, 2012 to implement the requirements.
- Adds the public school users to the digital repository as a duty for the FDLC. This includes digital content and open access textbooks in the learning management system (Orange Grove.)

### FACTS.org:

#### Proviso Following Specific Appropriation 101 and 129, GAA

▶ Funds are provided for the Florida Academic Counseling and Tracking for Students system (FACTS.org) to develop and implement the transient student admissions application process required by section 1004.091, Florida Statutes.

## Finance, Reporting and Purchasing

### Facilities Utilization Study:

#### Proviso Preceding Specific Appropriation 102, GAA

▶ Requires that the State Board of Education (SBE) and Board of Governors (BOG) identify the percent of day, evening, and weekend utilization of higher education classroom facilities to accurately determine space needs. Also requires a review of the data and the development of recommendations for a revised funding formula or potential policy changes to increase the evening and weekend utilization of higher education classroom facilities during future school terms. These recommendations shall be provided to the chair of the Senate Budget Committee, the chair of the House Appropriations Committee, and the Executive Office of the Governor on or before January 15, 2012.

### Operating Budgets/Baccalaureate Reporting:

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### Proviso Following Specific Appropriation 99, GAA

► Prior to the disbursement of funds, colleges shall submit an operating budget for the expenditure of these funds as provided in s.1011.30, Florida Statutes. The operating budget shall clearly identify planned expenditures for baccalaureate programs and shall include the sources of funds.

### **Budget Reduction Notification:**

### Proviso Following Specific Appropriation 99, GAA

► Each Florida college board of trustees is given flexibility to make necessary adjustments to its operating budget. If any board reduces individual programs or projects within the Florida college by more than 10 percent during the 2011-2012 fiscal year, written notification shall be made to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Department of Education.

### PECO Funding Formula for the Florida College System (FCS):

### SB 2150 Higher Education Conforming, Section 50

► Requires the FCS Council of Presidents to develop and recommend an equitable funding formula for the distribution of PECO funds. Recommendations are due by Dec. 31, 2011, to the Legislature for implementation in the 2012-2013 fiscal year.

### Matching Funds– Temporary Suspension:

### SB 2150 Higher Education Conforming, Section 33, s.1011.32, and Section 37, s.1011.85

► The Phillip Benjamin Matching Grant Program and Facility Enhancement Challenge Grant Program are temporarily suspended until such time as the backlog is reduced by \$200 million. The current backlog is over \$500 million for matching programs in universities and colleges. Donations received prior to June 30, 2011 will remain eligible for future match. Prohibits funds received from community events and festivals to be used for state matching.

### Education Facility Bond:

### SB 2150 Higher Education Conforming, Sections 1, s.213.053 and Section 2, s. 215.61

► Provides that in making a determination on the amount that can be serviced by the gross receipts tax for PECO bonds, the State Board of Education (SBE) shall disregard the effect on gross receipts tax revenues collected during a tax period of any refund request made relating to the settlement reached in the ATT Mobility Wireless Data sales litigation. In effect this allows the legislature to disregard lawsuit liability in calculating PECO funds for bonding and expands the use of K-12 class size lottery. This effectively provided additional funding for PECO this year.

### Funding for State Inmate Education:

### SB 2150 Higher Education Conforming, Sections 35, s.1011.80 (7) (b) and Section 36, s.1011.81

► Codifies in Statute current proviso that prohibits the use of workforce and FCS state appropriated program funds for instruction of prison inmates for workforce and college credit programs.

### Co-Enrollment:

### SB 2150 Higher Education Conforming, Section 35, s.1011.80 (10)

► Prohibits high school students co-enrolled in an adult general education program from being reported (FTE) for funding purposes in the adult general education program. An exception was made for this year (FY 2011-12); these students may be co-enrolled for core courses only for credit recovery or dropout prevention purposes and the courses are limited to two courses per student per year. High school students are exempt from payment of block tuition for adult general education.

### Personnel, Remuneration Limitation from State Appropriated Funds:

### SB 2150 Higher Education Conforming, Section 39, s.1012.885 for presidents and Section 40 for FCS administrative employees, s.1012.886

► For FY 2011-12 only, the amount of state appropriated funds that may be paid for salaries of college and university presidents is reduced from \$225,000 to \$200,000. For 2011-12 only, the amount of state appropriated funds that may be paid for salaries of administrative employees of the FCS and

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SUS is limited to \$200,000. University medical faculty or staffs are excluded from the limitation.

## 2+2 Partnerships:

### Proviso Following Specific Appropriation 101A, GAA

▶ \$2,250,000 to be awarded to eligible public colleges and public universities with partnership articulation agreements to provide 2+2 baccalaureate degree programs at a college during the 2011-2012 academic year. Funding is based on the eligible full-time equivalent enrollment in each 2+2 baccalaureate partnership program offered at a college during the 2011-2012 academic year. The participating college and the participating partner university shall receive equal proportions of the per student incentive award. Colleges are to submit applications to the Department of Education requesting funds for eligible programs by April 15, 2012. The Department is to distribute the funds to the eligible colleges and partner universities by June 1, 2012.

▶ \$750,000 to be awarded as incentive grants to eligible public colleges and public universities to establish new partnership articulation agreements to create 2+2 baccalaureate degree programs at a college during the 2011-2012 and 2012-2013 academic years. The Department of Education to establish application procedures, guidelines, accountability measures, and timelines for implementation of the new programs and advise all approved applicants accordingly. Funds must be used to support new students and new programs and not to supplant current funding or students.

## Financial Aid and Residency

### Adult Education – Residency:

#### SB 2150 Higher Education Conforming, Section 11, 1009.22 (3) (a)

▶ Requires residency of adult education students to be determined by s. 1009.21, as fees are now to be charged for these students.



*Rep. Mike Horner, R-Kissimmee, helped Valencia in its efforts to receive the final installment for the funding of Building 4, Osceola.*

### Bright Futures:

#### SB 2150 Higher Education Conforming, Sections 17, 18, 19, and 20, s.1009.531, s.1009.534, s.1009.536

▶ Adding to the 2010 changes to Bright Futures, these requirements move up the higher standards, and add other requirements as follows:

- ▶ **Test Scores:** Increases test scores for high school graduates beginning in 2012-2013 and thereafter. For Academic Scholars: increased SAT from 1280 to 1290 and ACT from 28 to 29. For Medallion Scholars: increased SAT from 1020 to 1170 and ACT from 22 to 26.
- **Home Education Program Test Scores:** Increases test scores for home schooled students beginning in 2012-2013 and thereafter. For Medallion Scholars: increased SAT from 1070 to 1170 and ACT from 23 to 26. This will make scores the same for all students.
- **Acceleration Credits:** Reduces the award by the amount of acceleration credits earned.
- **Community Service Hours Requirements:** Increases community service requirements effective for high school graduates in 2011-12. For Academic Scholars: increases requirements from 75 to 100 hours. For Medallion Scholars: requires 75 hours. For Gold Seal Scholars: requires 30 hours.
- **FAFSA:** Requires students to submit the Free Application for Federal Student Aid (FAFSA), which is complete and error free, prior to disbursement of Bright Futures award.

### Bright Futures Award Amounts:

#### Proviso Following Specific Appropriations 3, GAA

▶ The award amount per credit hour or credit hour equivalent enrolled for the 2011-2012 academic year was reduced. The new award amounts are as follows:

#### Two-Year Institutions

Academic Scholars Award.....	\$ 62
Medallion Scholars Award.....	\$ 62
Gold Seal Vocational Scholars Award.....	\$ 47

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## Upper-Division Programs Offered by Florida Colleges

Academic Scholars Award.....	\$ 70
Medallion Scholars Award.....	\$ 52
Gold Seal Vocational Scholars Award.....	\$ 52

## Four-Year Institutions

Academic Scholars Award.....	\$101
Medallion Scholars Award.....	\$ 76
Gold Seal Vocational Scholars Award.....	\$ 76

- ▶ The additional stipend for Top Scholars shall be \$43 per credit hour.

## First Generation Matching Grant Program:

### **SB 2150 Higher Education, Section 27, 1009.701**

- ▶ Requires completion of the FAFSA, complete and error free, prior to disbursement and first priority of funding must be given to students who demonstrate need by qualifying and receiving federal Pell grant funds up to the full cost of tuition and fees per term

## Funding for Scholarships and Programs as Specified in the GAA:

### **SB 2150 Higher Education Conforming, Sections 21-26, 28-29, and 31 and 32.**

- ▶ Clarifies that funding is as specified in the GAA for the following programs in sections 21-26 and 28-29: Rosewood Family Scholarship, Seminole and Miccosukee Indian Scholarships, Florida Teacher Scholarship (Forgivable Loan Program), Minority Teacher Education Scholars, Florida Minority Medical Education, Virgil Hawkins Fellow, Mary McLeod Bethune Scholarship, Theodore R/Vivian M. Johnson Scholarship, Florida Work Experience Program, Access to Better Learning and Education (ABLE) in section 31, and the Florida Resident Access Grant (FRAG) in section 32.

## The Florida Work Experience Program:

### **SB 2150 Higher Education Conforming, Section 30, 1009.77:**

- ▶ Requires completion of the FAFSA, complete and error free, prior to disbursement and first priority of funding must be given to students who demonstrate need by qualifying and receiving federal Pell grant funds up to the full cost of tuition and fees per term.

## Funding for ABLE and FRAG:

### **SB 2000, Lines 48 and 53**

- ▶ Florida Resident Access Grant (FRAG) and Access to Better Learning and Education (ABLE) were impacted by the sale of part of the for-profit Keiser University to the not-for-profit Everglades University. The Keiser students who became Everglades students were made eligible for the FRAG, with a significantly higher amount of funding per student. Further, more students were eligible in the FRAG statute than were eligible using the ABLE statutory criteria.

- ▶ The additional 5,462 Keiser transfer students created a funding dilemma for the legislature, due to the limited funds. This was resolved by creating two tiers in FRAG. The institutions that had eligible participants in the 2010-11 year were appropriated \$76,375,269 for 35,529 students at \$2,149 per student (a decrease of \$276 per student from last year). The new Keiser/Everglades students were funded at the same level as ABLE students at \$803 per student for 5,462 students with funding at \$4,385,986. The total FRAG funding is \$80,761,255. ABLE was funded at \$2,419,439 for 3,013 students at \$803 per student. This was a decrease of \$142 per student over last year's funding.

## FRAG Eligibility:

### **SB 2150 Higher Education Conforming, Section 31, s.1009.90.**

- ▶ Requires that funding for the program for eligible institutions be as provided in the GAA and requires completion of the FAFSA, complete and error free, prior to disbursement.

## ABLE Eligibility:

### **SB 2150 Higher Education Conforming, Section 32, s.1009.891.**

- ▶ Requires funding for the program for eligible institutions be as provided in the GAA and requires completion of the FAFSA, complete and error free, prior to disbursement.



[Okeehumkee on the Oklawaha](#)



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## Library and Data Center Issues

### Electronic Library Resources:

**SB 2150 Higher Education Conforming, Section 7, s.1006.72**

► Requires an annual report relating to the cost savings of collaborative licensing of electronic library resources. Note: Legislation was passed in 2010 that requires the colleges and universities to collaborate with school districts and public libraries in the identification and acquisition of electronic library resources. It also required the FCLA and the CCLA to collaborate on the licensing of electronic library resources that are acquired through funds appropriated to them for this purpose.

### Northwest Regional Data Center (NWRDC) Requirements:

**SB 2150 Higher Education Conforming, Section 6, s 1004.649**

► Designates the NWRDC as a primary data center for postsecondary educational purposes.

### K-12 Bibliographic Database:

**SB 2150 Higher Education Conforming, Section 47**

► Requires DOE to work with Community College Library Association (CCLA) to transfer the K-12 bibliographic database (SUNLINK - the K-12 library search tool) to CCLA for inclusion in the online discovery tool product and make it searchable by the public, school district students, staffs and parents by September 1, 2011. This has not yet been accomplished, though in 2010-2011, the GAA appropriated \$100,000 for this to be done.

### Joint Library Organizational Structure:

**SB 2150 Higher Education Conforming, Section 48**

► Requires the Task Force for the Future of Academic Libraries in Florida to submit a plan describing the establishment of a joint library technology organizational and governance structure that will meet the needs of academic libraries in both the FCS and SUS. The FCLA and CCLA are required to provide a union catalog that will include the combined holdings and electronic resources of state universities and the Florida colleges. Also required is

a schedule for consolidating the computing and data center resources and equipment and a joint operational budget.

## Key Substantive Legislative Issues

### Florida College Name Changes, CS/SB 84 by Lynn (CS/HB 35 by Ford)

- Changes the name of St Johns River Community College to St Johns River State College.
- Changes the name of Pensacola Junior College to Pensacola State College.
- Changes the name of Gulf Coast Community College to Gulf Coast State College.
- **Changes the name of Valencia Community College to Valencia College.**
- Approved by Governor; Chapter No. 2011-102.

### Higher Education Issues, CS/CS/HB 7151 by House K-20 Innovation Subcommittee and Representative Stargel (CS/SB 1732 by Lynn)

This bill was quite contentious during the session. At one point, it included a plan to move colleges with a certain amount of baccalaureate enrollment under the Board of Governors and other changes to the baccalaureate approval process. In the end, changes to the baccalaureate approval process were deleted from the bills. The System supported the effort to place the Articulation Coordinating Committee into statute. Other than those issues, the bill provided “clean-up” provisions.

- **CLAST:** references deleted in Statute since the test is no longer used.
- **Inspector General Investigations**
  - Provides the ability for a Florida College System institution’s District Board of Trustees to ask the Commissioner of Education to authorize the investigation of a college president. The Inspector General is to provide a report and recommendations for corrective action if such is required. If the Inspector General finds legal violations, the legislation provides for a report to the Commission on Ethics, the

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Florida Department of Law Enforcement, the Attorney General, or other appropriate entity.

- **HECC Recommendations:** Requires the Higher Education Coordinating Council to make recommendations to the Governor and Legislature regarding:

- core missions of public and non-public postsecondary institutions related to access and economic development;
- performance outputs and outcomes measures, to be consistent across sectors to allow for comparison to other states;
- articulation policies; and
- a plan for workforce including aligning school district and college programs, and data.

### Articulation Coordinating Committee

- Now authorized in statute.

### • Acceleration Mechanisms

- The Department of Education is to use performance data of recipients of advanced placement credit to determine exam scores/credit for CLEP, AP, AIC and IB.
- For students in the State University System, deletes the waiver of summer school for advanced credit recipients.

### • CPT and Remediation

- Requires the State Board of Education to specify provisions for alternative remediation opportunities.
- Provides that a student with 12 credit hours who has not finished college prep courses to be notified in writing of requirements for associate degree completion, SUS admissions, impact on financial aid, and cost of excess hours.
- Requires college prep students to demonstrate competency as defined by the State Board of Education.

- **Property Disposal:** allows for the disposal of lost and abandoned property, and clarifies policies in that regard.

- **Bright Futures** for Home Education Students: requires the Department of Education to approve community service work for purposes of Bright Futures scholarships for home education students.

- **State University System Concurrency Trust Fund:** repeals the trust fund.
- **Disability Issues, General Education, and Other:** Deletes existing language and makes technical changes.

### [Florida Retirement System \(FRS\) Revisions, Conference Report SB 2100](#)

Both the House and the Senate conducted many hours of hearings and debates on retirement benefits for state employees and other participants in FRS. The conference report resulted in:

- **Employee Contribution:** Effective July 1, 2011, requires a 3% employee contribution for **all** FRS members, except that DROP participants are not required to pay employee contributions.
- **Average Final Compensation:** For new employees initially enrolled on or **after** July 1, 2011, the definition of "average final compensation" means the average of the 8 highest fiscal years of compensation for creditable service prior to retirement, for purposes of calculation of retirement benefits. For employees initially enrolled **prior to July 1, 2011**, the definition of "average final compensation" continues to be the average of the 5 highest fiscal years of compensation.
- **Vesting for Pension Plan:** For employees initially enrolled in the **pension plan** on or **after** July 1, 2011, such members will vest in 100% of employer contributions upon completion of 8 years of creditable service. For **existing** participants, vesting will remain at 6 years of creditable service.
- **Retirement age:** For employees initially enrolled on or **after** July 1, 2011, increases the normal retirement age and years of service requirements, as follows:
  - For Special Risk Class: Increases the age from 55 to 60 years of age; and increases the years of creditable service from 25 to 30. For all other classes: Increases the age from 62 to 65 years of age; and increases the years of creditable service from 30 to 33 years.
  - Existing FRS enrollee retirement age is not changed.
- **DROP:** Maintained, however, employees entering DROP on or after July 1, 2011 will earn

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interest at a reduced accrual rate of 1.3%. For employees currently in DROP or entering before July 1, 2011, the interest rate remains 6.5%.

- **COLA:** Eliminates the cost-of-living adjustment (COLA) for service earned on or after July 1, 2011. Subject to the availability of funding and the Legislature enacting sufficient employer contributions specifically for the purpose of funding the reinstatement of the COLA, the new COLA formula will expire effective June 30, 2016, and the current 3% cost-of-living adjustment will be reinstated.
  - Current employees retain all COLA credits up to June 30, 2011
  - No impact on current retirees or DROP participants
- **Defined Benefit Plan:** Continues as currently offered with a new title "Pension Plan"
  - Elected officials and senior management hired on or after July 1, 2011 are not eligible and must enroll in the Investment Plan
  - New hires still choose plan when hired. One-time plan switch still available.
- **Defined Contribution Plan:** Continues as currently offered for all employees with new title the "Investment Plan." The Investment Plan Payout is described below:
  - Employer Contribution Payout after:
    - 1 yr = 20%
    - 2 yrs = 40%
    - 3 yrs = 60%
    - 4 yrs = 80%
    - 5 yrs = 100%
- **Health Insurance Subsidy (H.I.S.):** No changes, continues as currently offered.
- **Community College Optional Retirement Plan (CCORP):** Continues as currently available with employee contribution of 3% required.
- Approved by Governor; Chapter No. 2011-68.

### [K-12 Issues, Conference Report SB 2120](#)

- Authorizes the Department of Revenue (DOR) to provide information on the gross receipts tax. In making the determination of the amount of bonds that can be serviced by the gross receipts tax, the State Board of Education is to disregard the effects of a 2010 nonrecurring refund.
- Authorizes a regional educational consortium service organization to generate revenue to support its activities. A consortium may establish ownership of patents, copyrights, trademarks and licenses. Revenues generated must be used to support each organization's marketing and research and development activities in order to increase services to its member school districts.
- Adjusts the charter school enrollment process such that students living in a development that provides the facility and related property with an appraised value of at least \$10 million for a charter school in the development, shall be entitled to 50 percent of the enrollment in the charter school.
- Charter school systems may be designated as local education agencies (LEAs) for the purpose of receiving federal funds.
- Increases the number of students assigned to an instructor in the school year prekindergarten program from 11 to 12, and from 18 to 20 for an instructor plus an assistant.
- Reduces the administrative allowance for early learning coalitions from 4.5 to 4.0 percent.
- Redefines the term "core curricula courses" for the purpose of designating classes subject to the maximum class size requirements and requires the Department of Education (DOE) to maintain a list of such courses.
- Authorizes school districts to establish pilot digital instructional materials schools. Participating districts will be required to have a local instructional improvement system and rely heavily on electronic instructional materials. Pilot schools will not have to purchase the required instructional materials adoption within the first two years and will not have to purchase materials from the depository. Districts will provide a plan and report on the outcomes.
- Revises statutes related to instructional materials for public schools, including revising naming conventions, using "instructional materials" as the generic rather than "textbooks"; modifying requirements for local instructional improvement systems; revising the instructional materials review process by replacing committees with three national expert reviewers.
- Clarifies and expands requirements for bid specifications for electronic and digital content.

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- Revising the term for instructional materials adoption from 6 to 5 years; requiring that by 2015-2016, all adopted instructional materials for K-12 students are to be in electronic or digital format and districts are to use at least 50 percent of the annual allocation for the purchase of digital or electronic instructional materials on the state adopted list.
- Revises the definition of adult education and provisions relating to the co-enrollment of high school students in adult education courses.
- Adjusts industry certified bonus weights based on rigor and the employment value of the certification.
- Requires school districts to provide to the DOE by October 1, copies of contracts and amounts paid to providers of virtual instruction. Also requires districts to spend the difference between funds received for the virtual instruction program and amounts paid to providers of virtual instruction, on local instructional improvement systems and electronic and digital instructional materials.
- Removes the additional FTE provision for the Florida Virtual School.
- Creates a virtual education contribution categorical in the FEFP.
- Provides that state funding for the Merit Award Program will be discontinued after 2011-2012 payment of the 2010-2011 awards.
- Approved by Governor; Chapter No. 2011-55.

### Fire Safety, HB 331 by Weinstein (SB 534 by Wise)

- Eliminates the second, duplicative annual inspection of facilities that is mandatory for the local, county, municipal or special fire district (commonly referred to as the “local fire authority”). Makes this redundant inspection optional, so the local fire authority officials may inspect the education facility if they so choose. The State Fire Marshal has the authority to inspect educational facilities at any time and this legislation makes no changes to that provision.

- Eliminates the fire safety reports sent to the State Fire Marshall (SFM) but retains the reports at the local level where they are more easily accessed by the public. Colleges and school districts will certify to the SFM that the fire safety inspections and reports have been completed.
- Clarifies responsibilities for school fire code and facility inspections, eliminating varying interpretations of the law and confusion in the field over who is authorized to perform these duties.
- Clarifies responsibility to inspect charter schools and sets forth clearer standards for what actions must be taken if there are deficiencies. Colleges must inspect charter schools located on property they own or lease.
- Adds a new requirement for schools to submit a site plan for each new facility or addition that exceeds 2,500 square feet to the local fire control district for review and feedback, limited to fire department access roads, fire-protection system connection locations, and fire hydrant spacing.
- Eliminates the “special state fire safety inspector” classification and requires anyone who inspects schools to have the same “standard state fire safety inspector” certification. A grandfather clause is provided.
- Approved by Governor; Chapter No. 2011-79.

### Certificates & Licenses, Certain Health Care Practitioners (Dental Hygienists), CS/CS/HB 1319 by Harrell (SB 1228 by Altman)

Among other issues, this legislation affects the services provided by dental hygienists, including:

- The definition of *health access setting* is amended to include a school-based prevention program and accredited dental hygiene programs as places that a dental hygienist may practice.
- Provides a definition for “*school based prevention program*” to mean the preventive oral health services that are provided at a school or not-for-profit, expanding the areas in which a dental hygienist can practice.

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- Expands the current scope of practice for dental hygienists to allow them, without supervision, to:
  - apply fluorides;
  - instruct on the oral hygiene of a patient;
  - supervise the oral hygiene of a patient;
  - perform dental charting and measure and record a patient's vital signs;
  - record a patient's case history;
  - apply topical fluorides, varnishes, and dental sealants;
  - remove calculus deposits, accretions and stains from the teeth.

When a dental hygienist performs one of these procedures, the patient must be notified that the visit with the dental hygienist is not a substitute for a comprehensive dental exam. Additionally, a dentist is required to conduct an oral examination on a patient within 13 months of a dental hygienist removing calculus deposits, accretions, and stains from a patient's teeth.

- Provides that dental hygienists who perform tasks without the supervision of a dentist are required to carry medical malpractice insurance that has minimum limits of \$100,000 per occurrence and \$300,000 in the aggregate.
- Approved by Governor; Chapter No. 2011-95.

### Educational Accountability, CS/CS SB 1255 by Adkins (SB 1696 by Wise – multiple companion bills)

- **District School Boards/District Boards of Trustees**
  - Eliminates Commissioner's review of annual operating budgets of school district boards and the Florida College System's boards of trustees.
- **High Schools/Postsecondary Prep**
  - Revises provisions relating to general requirements for high school graduation and provides that a high school student may be exempt from reading remediation requirements under certain circumstances.
  - Revises provision relating to evaluation of college readiness and providing for postsecondary preparation instruction and requires SBE to adopt certain rules
  - Requires high schools to evaluate college readiness of students scoring certain levels on statewide assessments; requires high schools to provide appropriate

postsecondary preparatory instruction to all students identified as having a deficiency (not just those interested in college); students testing with appropriate scores are not to be re-tested or enroll in remedial courses at a Florida College.

- Elective courses may not be substituted for the selected postsecondary reading, mathematics, or writing preparatory course unless the elective course covers the same competencies included in the postsecondary reading, mathematics, or writing preparatory course.
- Specifies parental consent procedures for accelerated learning course enrollment.

### Auditor General, Conference Report, SB 2110 (HB 5001 by Appropriations)

Modifies Auditor General (AG) requirements so that the frequency of operational and financial audits conducted by the AG is moved from every 2 years to every 3 years. Approved by Governor; Chapter No. 2011-52.

### State Financial Information, Conference Report SB 2096 (HB 5001 by Appropriations)

- Beginning in 2012, the Auditor General will be required to report to Legislature any entities, including Colleges, that do not comply with the transparency requirements.
- Requires charter schools and charter technical career centers to post their financial information on the Transparency Florida website.
- Changes system name from Community Colleges to Florida College System; continues to require posting of certain information on the State website relating to expenditures, revenue collections and contracts.
- Authorizes the Legislative Auditing Committee to issue guidelines for including new information by November 1, 2012.
- Approved by Governor; Chapter No. 2011-49.

### Public Employee Compensation (Severance Pay), CS/CS/CS SB 88 by Gaetz (HB 43 by Smith)

- Amends Section 215.425 Florida Statutes relating to the prohibition of extra compensation claims for public employees to include "bonuses" and "severance pay."

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- Requires that any policy or procedure developed to implement a bonus or severance “scheme” must:
  - Base the award of a bonus on work performance;
  - Describe the performance standards and evaluation process by which a bonus will be awarded;
  - Notify all employees of the policy, ordinance, rule, or resolution before the beginning of the evaluation period on which a bonus will be based; and
  - Consider all employees for the bonus.
- Requires that any new or renewed contract entered into after July 1, 2011 that includes provisions for severance, must include the following:
  - A requirement that severance pay provided may not exceed an amount greater than 20 weeks of compensation.
  - “A prohibition of provision of severance pay when the officer, agent, employee, or contractor has been fired for misconduct, as defined in s. 443.036(29), by the unit of government.”
- After July 1, 2011, allows employees to receive severance pay where not provided for by contract, of up to 6 weeks, provided it is paid in settlement of an employment dispute and no settlement agreement may be held confidential.
- Clarifies that this section does not create an entitlement to severance pay.
- Defines severance pay as used in this subsection as the actual or constructive compensation, including salary, benefits, or perquisites, for employment services yet to be rendered which is provided to an employee who has recently been or is about to be terminated. The term does not include compensation for:
  - Earned and accrued annual, sick, compensatory, or administrative leave;
  - Early retirement under provisions established in an actuarially funded pension plan subject to part VII of chapter 112; or

- Any subsidy for the cost of a group insurance plan available to an employee upon normal or disability retirement that is by policy available to all employees of the unit of government pursuant to the unit’s health insurance plan. This subparagraph may not be construed to limit the ability of a unit of government to reduce or eliminate such subsidies.

- Deletes language that is inconsistent with the above provisions and makes modifications to language relating to municipalities and water management districts.

### [Unemployment Compensation, CS/CS/HB 7005 by Economic Development and Tourism \(SB 728 by Detert\)](#)

Provides that an unemployed worker could earn unemployment benefits for a maximum of 23 weeks, based on a tiered system that ties benefits to the unemployment rate. The maximum 23 weeks could be earned only if the jobless rate reaches 10.5 percent or higher. The minimum of 12 weeks could be collected if the unemployment rate is five percent or lower. The bill’s changes are expected to save employers \$18 per employee in unemployment taxes.

### [Open Carry Weapons, CS/CS SB 234 \(HB 517 by Dorworth\)](#)

As originally filed, the bill would have provided that a person who holds a valid concealed weapon or firearm license could carry a weapon or firearm openly, including within a career center, a college or university, and nonpublic elementary or secondary school facilities. **As amended, the bill removed the authorization to carry a gun on an educational site.** As passed, the bill:

- Provides that a person who holds a valid concealed weapon or firearm license may carry a handgun openly on any public property and, when permissible, on private property as well. Further the weapon may be briefly, accidentally displayed but not in a threatening or angry manner.
- Continues the prohibition for a weapons license holder to carry a weapon or firearm within a career center, a college, or university, and nonpublic elementary or

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secondary school facilities. Allows that a person who carries a weapon or firearm on one of the prohibited locations or a person who prohibits a licensee from carrying or storing a firearm in a vehicle for lawful purposes, commits a second degree misdemeanor if they do so knowingly and willfully under the provisions of the bill.

- Authorizes Department of Agriculture and Consumer Services to take fingerprints from a license-applicant for inclusion with the application packet for a concealed weapon or firearms license. This provides an additional venue to have applicants' fingerprints taken.
- Repeals a provision that limits Florida residents to the purchase of rifles and shotguns in contiguous states and clarifies law that a licensed dealer's shotgun or rifle sale to a Florida resident in another state is subject only to the federal law and the law of the state wherein the transfer is made.

### [Memorial to Congress, CS/SB 1654 by Wise \(CS/1445 by Hudson\)](#)

The memorial notifies the federal government of colleges and universities in Florida which are authorized to operate educational programs beyond the secondary level. This will enable the schools to meet the requirements of the new federal rules requiring state authorization, effective July 1, 2011. All the ICUF schools, plus Webber International University, Keiser University and Everglades University, are listed in the memorial.

### [Department of Economic Opportunity - Government Reorganization, Conference Report SB 2156 \(multiple companion bills rolled together\)](#)

This is the major reorganization related to economic development, but includes early education issues as well.

- Creates the Department of Economic Opportunity (DEO) to include the former Office of Tourism, Trade and Economic Development (OTTED), portions of the Department of Community Affairs (DCA), and portions of the Agency for Workforce Innovation (AWI) workforce functions in the new agency.
- Ready to Work program is transferred from the Department of Education (DOE) to the Department of Economic Opportunity.

- Transfers the AWI Office of Early Learning to the Department of Education as a separate entity. DOE may not impose requirements or standards on early learning programs beyond those authorized in law for voluntary prekindergarten (VPK). Auditor General to review programs and delivery systems (including early learning coalitions) by December 31, 2011.
- Consolidates public-private economic development partnerships. Enterprise Florida, Inc., (EFI) President, known as the "Secretary of Commerce," is appointed by and serves at the pleasure of the Governor. Workforce Florida, Inc., maintains independent status as currently provided in law.

### [Florida Uniform Prudent Management of Institutional Funds Act, CS/CS/CS/HB 599 by Passidomo \(SB 952 by Richter\) replaces the Florida Uniform Management of Institutional Funds Act.](#)

This bill makes Florida's not-for-profit law consistent with national standards for the management of endowment funds which have already been adopted by 47 other states. This bill:

- Applies to all charitable institutions, not just those associated exclusively with educational purposes.
- Expands the types of assets which can be in a charitable organization's portfolio.
- Allows pooling of institutional funds for purposes of managing and investing.
- Delineates factors to be considered prior to expenditure of funds.
- Provides new procedures for releasing restrictions on small institutional funds.
- Provides for modification of restrictions on the use of endowment funds.
- Applies to a non-educational direct-support organization only if it held a fund exclusively for charitable purposes.
- Provides for reversion of real property back to the Board of Trustees of the Internal Improvement Trust Fund if a not-for-profit entity holding a deed subject to a reverter clause violates the deed restrictions.



[Reflecting on Ocean Pond](#)

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### ■ General Bills and Proviso that Failed

#### [Contracts for Personnel Hired by a FCS Institution Board of Trustees \(Tenure\), HB 7193 by K-20 Competitiveness Committee and Fresen \(no Senate companion\)](#)

Would have discontinued the award of tenure, multi-year contracts, and continuing contracts for all personnel hired after July 1, 2011, except for the president of the college. Extension, renewal or re-adoption of personnel contracts in effect prior to July 1, 2011 would be prohibited. All new hires would be granted a one year probationary contract, and the FCS board of trustees may award annual contracts. The annual contract would not create an expectancy of employment beyond the term of the contract.

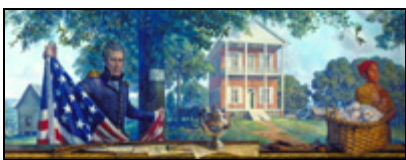
#### [Capital Improvement Fee, HB 523 by Diaz \(SB 1518 by Altman\)](#)

Would have allowed a Florida College that has less than 65% of relative space needs met to raise the capital improvement fee to 20% of tuition for resident students and 20% of tuition and out-of-state fees for nonresident students. The Division of Florida Colleges would have determined by January 1 of each year which colleges were eligible to charge the fee increase. The fee would be collected for up to five years. Funds collected that exceeded 5% of the tuition for resident and nonresident students could not be bonded. Funds collected could have been used to acquire improved real property or any project that met survey and construction requirements per statute.

#### [Deregulation of Occupations and Professions, Conference Report for CS/CS/HB 5005 by House Business and Community Affairs Subcommittee and Rep. Hukill \(SB 1824 by Hays\)](#)

As it relates to the FCS and training/continuing education programs, would have:

- Removed the requirement for mold remediation education.
- Repealed the registration requirement for the hair braider, hair wrapper, and body wrapper specialties.
- Deregulated the practice of interior design.



[A New Capital](#)

#### [Reducing and Streamlining Regulations, Conference Report for CB/CS/HB 5007 \(multiple related bills, none a companion\)](#)

As it relates to the FCS and training/continuing education programs, would have:

- Authorized the Department of Highway Safety and Motor Vehicles to provide copies of driver licenses to the Department of Business and Professional Regulation (DBPR) to assist in investigations of unlicensed activity.
- Provided that inactive license holders may only be required to complete one full cycle of continuing education requirements, regardless of how many years they have been inactive.
- Decriminalized rule violations for real estate and cosmetology related professionals.
- Amended the grandfather provision for home inspector licensees to permit Division I contractors and building code inspectors to qualify for licensure. The grandfather provision is extended until July 1, 2012.
- Reduced education requirements for persons licensed as mold assessors or mold remediators to require that the applicant have a high school diploma or its equivalent rather than college coursework; eliminated the requirement for mold related professionals to have documented coursework in water, mold, and respiratory protection; amended the grandfather provision for mold related services to permit persons with at least one year of experience who have completed at least 10 remediation invoices or assessments.

#### [Emergency Medical Services, HB 909 by Perry & Others \(SB 1358 by Oelrich\)](#)

- Would have removed the requirement that EMTs and paramedics complete HIV/AIDS continuing education instruction. EMT's and paramedics currently employ "universal precautions" in the field which dictates that all patients are considered to be carriers of blood-borne pathogens,



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including HIV/AIDS. Additional HIV/AIDS training was duplicative.

- Would have changed the definition of “basic life support” to include the name of the new National EMS Education Standards and removes outdated competencies that are captured within the training curriculum. Made conforming changes by removing “emergency medical technician basic training course” and adding “National EMS Education Standards,” which aligns with the most current national standard.
- Would have increased the timeframe that EMTs and paramedics can take the state examination following successful completion of an approved training program from 1 to 2 years.
- Would have amended the state’s emergency medical services plan required update from 2 to 5 years.

### Labor and Employees, CS/CS/SB 830 by Thrasher (HB 1021 by Dorworth)

- Would have prohibited state, county, municipal, and special district employee payroll deductions for dues, uniform assessments, penalties, or special assessments of an employee organization; prohibited public employee payroll deductions for purposes of political activity, including contributions to a candidate, political party, political committee, committee of continuous existence, electioneering communications organization, or organization exempt from taxation under 501(c)(4), or s. 527 of the Internal Revenue Code.
- Deleted the explicit authorization for “employee organizations” that are the exclusive bargaining agent for a unit of state employees to deduct membership dues.

### Enforcement of Immigration Laws, CS/SB 2040 by Judiciary

- As amended, the bill would have made illegal immigration a state crime, allowing police to question suspects about their immigration status, requiring employers to use a federal database to check the immigration status of prospective hires,

- and requiring each agency to use the federal program for electronic verification of employment eligibility which is known as the E-Verify Program, or any successor program, to verify the employment eligibility of any worker who is referred to an employer and to issue to the employer a certification of the verification as provided in regulations of the U.S. Dept. of Homeland Security.
- Each agency defined in the bill also would be required to seek verification through the Systematic Alien Verification for Entitlements (SAVE) Program the eligibility of any applicant for a state or local public benefit administered by the agency. An alien who is not a qualified alien would not be eligible for any federal public benefit.

### Buy Florida Procurement, CS/CS/SB 386 by Bogdanoff (HB 1079 by Moraitis)

- Gave preference to Florida businesses in procurement of personal property and services. Referred to as the "Buy Florida Act," the bill would have required "every agency, county, municipality, school district, or other political subdivision of this state to give a 5% preference to the responsible and responsive vendor whose principal place of business is in this state when awarding contracts to have materials printed."
- Provided that purchases of personal property through competitive solicitation also give a 5% preference to in-state businesses.
- Would require state agencies to develop and adopt assessment protocols which facilitate an agency’s best efforts to evaluate and make a determination whether equipment, machinery or any other inventory could be repaired or restored prior to any request to purchase replacement equipment, machinery or any other inventory being approved. This would apply to such purchases that result from fire, smoke, water or any other disaster incident, be limited to those purchases that are absolutely necessary, and are deemed to be in an un-repairable condition.

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### Veterans Affairs Residency, CS/HB 171, by Pafford (SB 430 by Altman)

Would have added “Operation New Dawn” to the list of campaigns for which a dependent could be eligible for the children and spouses of deceased or disabled veterans’ scholarship; revised the residency requirement to “have been residents of the state during the period of military action.”

### Veterans -Postsecondary Education of Military, HB 693 by Nelson (SB 894 by Bennett)

Would have required a veteran who was a resident of Florida for 4 years before entering the United States Armed Forces who holds an associate degree or 60 hours of college credit from a Florida College System (FCS) institution to be admitted to any FCS or state university of their choice.

### Veterans Resident Status for Tuition Purposes, HB 683 by L. Garcia (SB 826 by Fasano)

Would have allowed all veterans to be classified as residents for tuition purposes (thus receiving in-state tuition rates), regardless of where they lived. Potentially, veterans enrolling as distance learning students would be classified as residents, without ever living in or moving to Florida.



A New Age

*If you have questions regarding The Session Report or need additional information, please contact William J. Mullooney in the Office of the Vice President for Policy and General Counsel. Dr. Mullooney can be reached at 407-582-3411.*

#### How to Find the Final Version of a Bill

*The simplest way to see the final version of a bill is to go to [www.flsenate.gov](http://www.flsenate.gov) and enter the bill number in the space provided on the top of the homepage, or go to [www.flhouse.gov](http://www.flhouse.gov) and click on the top tab “Bills.” Senate bills are always even numbers (SB 00) and House bills are always odd numbers (HB 11). On the House site, note that you may choose either chamber or choose “both.” When you enter the bill number, the history of the bill will appear. Go to the section on “Bill Text” and choose the entry followed by “ER,” which is the most recent, enrolled version of the bill. An enrolled bill is the one being sent to the Governor.*



**Legislative Delegation**

*Please extend thanks to all of the members of Valencia's local legislative delegation –  
Their names and contact information are listed below.*

**Florida Senate**  
***(Valencia Delegation)***



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    Pre K-12 Appropriations, Chair  
-Agriculture  
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-Budget Subcommittee on Higher Education Appropriations

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**District 024** **Senator Thad Altman**  
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-Military Affairs, Space, and Domestic Security, Chair; Budget Subcommittee on Finance and Tax, Vice Chair; Budget; Budget Subcommittee on Higher Education Appropriations  
-Communications  
-Health Regulation; Regulated Industries



**District 026** **Senator Mike Haridopolos**  
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# THE VALENCIA SESSION REPORT

MAY 18, 2010



## District 019 **Senator Gary Siplin**

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- Governmental Oversight and  
Accountability, Vice Chair
- Higher Education, Vice Chair
- Budget
- Budget Subcommittee on Education  
Pre K-12 Appropriations
- Budget Subcommittee on Higher  
Education Appropriations
- Reapportionment
- Regulated Industries
- Joint Legislative Budget Commission



## District 009 **Senator Andy Gardiner**

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- Health Regulation
- Reapportionment
- Rules



## District 015 **Senator Paula Dockery**

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### Committees:

- Commerce and Tourism, Vice Chair
- Budget Subcommittee on Education  
Pre K-12 Appropriations
- Community Affairs
- Criminal Justice
- Rules Subcommittee on Ethics &  
Elections

## **Florida House of Representatives** *(Valencia Delegation)*



### **District 035 Representative Dean Cannon**

**Speaker of the House**

DOB: August 2, 1968

District Office:

1992 Mizelle Dr  
Suite 200

Winter Park, FL 32792  
407-623-5740

Legislative Address:

Room 420, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-2742

Legislative Assistant:

Julie Fess

District Secretary:

Kathy Gilland  
[dean.cannon@myfloridahouse.gov](mailto:dean.cannon@myfloridahouse.gov)



### **District 033 Representative Jason Brodeur**

DOB: June 7, 1975

District Office:

Suite 208  
114 West First Street  
Sanford, FL 32771-1273  
407-302-4800

Legislative Address:

Room 1003, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-0468

Legislative Assistant:

Jon Yapo

District Secretary:

Jennifer McDougald  
[jason.brodeur@myfloridahouse.gov](mailto:jason.brodeur@myfloridahouse.gov)

Committees:

- Criminal Justice Subcommittee
- Agriculture & Natural Resources Subcommittee; Finance & Tax Committee
- Higher Education Appropriations Subcommittee
- Select Committee on Water Policy



### **District 079 Representative Mike Horner**

DOB: January 8, 1968

District Office:

323 Pleasant Street  
Kissimmee, FL 34741-5763  
(407) 943-3077

Legislative Address:

Room 222, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-8992

Legislative Assistant:

Adam Lovejoy

District Secretary:

Rose Hernandez

[mike.horner@myfloridahouse.gov](mailto:mike.horner@myfloridahouse.gov)

Committees:

- Transportation & Economic Development Appropriations Subcommittee
- Appropriations Committee
- Health & Human Services Access Subcommittee
- Joint Legislative Budget Commission
- Transportation & Highway Safety Subcommittee



### **District 034 Representative Chris Dorworth**

DOB: July 17, 1976

District Office:

1055 AAA Drive, Suite 205  
Heathrow, FL 32746-5072  
407-333-1815

Legislative Address:

Room 317, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-5843

Legislative Assistant:

Carolyn Johnson

District Secretary:

Christopher Sileo

[chris.dorworth@myfloridahouse.gov](mailto:chris.dorworth@myfloridahouse.gov)

# THE VALENCIA SESSION REPORT

MAY 18, 2010

## Committees:

- Rulemaking & Regulation Subcommittee
- Finance & Tax Committee
- Community & Military Affairs Subcommittee
- Economic Affairs Committee
- Pre K-12 Appropriations Subcommittee
- Rules and Calendar Committee



### **District 040 Representative Eric Eisnaugle**

DOB: February 6, 1977

#### District Office:

2212 Curry Ford Road  
Orlando, FL 32806-2422  
407-893-3141 – Phone  
850-488-9770- Tallahassee

#### Legislative Address:

Room 417, HOB  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-9770

#### Legislative Assistant:

Joseph Clements

#### District Secretary:

Edgar Robinson

[eric.eisnaugle@myfloridahouse.gov](mailto:eric.eisnaugle@myfloridahouse.gov)

#### Committees:

- Civil Justice Subcommittee
- Rules & Calendar Committee
- Business & Consumer Affairs Subcommittee
- Judiciary Committee
- Justice Appropriations Subcommittee



### **District 038 Representative Bryan Nelson**

DOB: September 14, 1958

#### District Office:

409 S. Park Avenue  
Apopka, FL 32703-5261  
407-884-2023

#### Legislative Address:

Room 204, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-2023

#### Legislative Assistant:

Maria Pecoraro

## District Secretary:

Gina Herron

[bryan.nelson@myfloridahouse.gov](mailto:bryan.nelson@myfloridahouse.gov)

## Committees:

- Insurance & Banking Subcommittee
- Economic Affairs Committee
- Government Operations Appropriations Subcommittee
- Government Operations Subcommittee
- Select Committee on Water Policy



### **District 041 Representative Stephen Precourt**

DOB: October 20, 1960

#### District Office:

7009 Dr. Phillips Boulevard  
Suite 270  
Orlando, FL 32819-5124  
407-355-5784

#### Legislative Address:

Room 212, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-0256

#### Legislative Assistant:

Kelsey Wohlman

#### District Secretary:

Maggie Mickler

[steve.precourt@myfloridahouse.gov](mailto:steve.precourt@myfloridahouse.gov)

#### Committees:

- Finance & Tax Committee
- Rules & Calendar Committee



### **District 36 Representative Scott Randolph**

DOB: October 17, 1973

#### District Office:

701 East South Street, Suite 100  
Orlando, FL 32801-2953  
407-893-3084

#### Legislative Address:

Room 1302, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-0660

#### Legislative Assistant:

None

#### District Secretary:

Jessica Graham

[scott.randolph@myfloridahouse.gov](mailto:scott.randolph@myfloridahouse.gov)

# THE VALENCIA SESSION REPORT

MAY 18, 2010

## Committees:

- Community & Military Affairs
- Finance & Tax Committee
- Health & Human Services Quality Subcommittee
- Health Care Appropriations Subcommittee
- Rulemaking & Regulation Subcommittee



## **District 032 Representative Steve Crisafulli**

DOB: July 26, 1971

### District Office:

2460 North Courtenay Pkwy  
Suite 108  
Merritt Island, FL 32953-4193  
321-449-5111

### Legislative Address:

Room 303, HOB  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-4669

### Legislative Assistant:

Ryan Smith

### District Secretary:

Helen Franta

[steve.crisafulli@myfloridahouse.gov](mailto:steve.crisafulli@myfloridahouse.gov)

### Committees:

- Agriculture & Natural Resources Subcommittee
- Agriculture & Natural Resources Appropriations Subcommittee
- Business & Consumer Affairs Subcommittee
- Rules & Calendar Committee
- State Affairs Committee



## **District 037 Representative Scott Plakon**

DOB: March 13, 1959

### District Office:

1855 West State Road 434  
Longwood, FL 32750-5071  
407-262-7520

### Legislative Address:

Room 303, HOB  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-2231

## Legislative Assistant:

Brent Riggle

## District Secretary:

Jennifer Marquez

[scott.plakon@myfloridahouse.gov](mailto:scott.plakon@myfloridahouse.gov)

## Committees:

- Federal Affairs Subcommittee
- Government Operations Subcommittee
- Pre K-12 Appropriations Subcommittee
- State Affairs Committee



## **District 039 Representative Geraldine F. (Geri) Thompson**

DOB: November 18, 1948

### District Office:

511 West South Street, Suite 204  
Orlando, FL 32805-2761  
407-245-1511

### Legislative Address:

Room 1402, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-0760

### Legislative Assistant:

Landra Robeson

### District Secretary:

Brittany Thomas

[geraldine.thompson@myfloridahouse.gov](mailto:geraldine.thompson@myfloridahouse.gov)

### Committees:

- Economic Affairs; Economic Development & Tourism Subcommittee
- Federal Affairs Subcommittee
- Pre K-12 Appropriations Subcommittee

**THE VALENCIA SESSION REPORT**

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**District 049 Representative Darren Soto**

DOB: February 25, 1978  
District Office:  
5425 S. Semoran Boulevard, Suite 1-B  
Orlando, FL 32822-1751  
407-249-4743 or  
Kissimmee City Hall, 3<sup>rd</sup> Floor  
101 N. Church Street  
Kissimmee, FL 34741-5054  
407-846-5187  
Legislative Address:  
Room 200, HOB  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
850-488-9240  
Legislative Assistant:  
Christine Aleknavich  
District Secretaries:  
Tracy Brooks  
Cecilia Figueroa  
[darren.soto@myfloridahouse.gov](mailto:darren.soto@myfloridahouse.gov)  
Committees:  
-Civil Justice Subcommittee  
-Judiciary Committee  
-Justice Appropriations Subcommittee  
-Rules & Calendar Committee



**District 031 Representative John Tobia**  
**(Valencia Faculty Member –**  
**Brevard Delegation)**

DOB: January 6, 1978  
District Office:  
1901 S. Harbor City Blvd  
Suite 508  
Melbourne, FL 32901-4770  
Phone: 321-984-4848  
Legislative Address:  
Room 323, The Capitol  
402 South Monroe Street  
Tallahassee, FL 32399-1300  
Phone: 850-488-2528  
Legislative Assistant:  
Kevin Reilly  
District Secretary:  
Christine Furru  
[john.tobia@myfloridahouse.gov](mailto:john.tobia@myfloridahouse.gov)  
Committees:  
-Energy & Utilities Subcommittee  
-K-20 Innovation Subcommittee  
-Education Committee  
-Higher Education Appropriations  
Subcommittee