

2007 LEGISLATIVE ISSUE FORM

BOG ISSUE: SUS Governance Technical Cleanup



PROPOSED STATUTORY LANGUAGE: Draft Statutory Language Complete

1. Change Needed: Various statutes require changes.

Numerous statutory sections must be changed to conform to the language of Article IX, Section 7 of Florida's Constitution that provides the Board of Governors "shall operate, regulate, control, and be fully responsible for the management of the whole university system". The Constitution also provides for a legislative role in operation and funding of the public universities.

2. Current Condition:

The statutes presently contain incorrect references concerning which entities are responsible for the state university system as a result of a Constitutional amendment that established the Board of Governors as the body authorized to "operate, regulate, control, and be fully responsible for the management of the whole university system".

The Florida Senate has an interim project addressing this issue and a bill is expected to be filed for the 2007 legislative session. The Chancellor, on behalf of the Board of Governors, has submitted proposed language for the Legislature's consideration that would conform the statutes to the Constitution while respecting the role and responsibilities of the Legislature.

3. Rationale for Change:

Changes are necessary so that the statutes are consistent with university governance as defined in Article IX, Section 7 of the Constitution of the State of Florida.

4. Fiscal Impact:

None

5. Justification for BOARD OF GOVERNOR'S Priority (if applicable):

Florida statutes must conform to the responsibilities of the Board of Governors as set forth in Florida's Constitution.

6. Link to BOG Strategic Plan:

These amendments clarify the proper legal framework for the exercise of the Board of Governors' constitutional duties and responsibilities.