

Board of Governors

Development of 2004 Legislative Issues

January 22, 2004

Issue: Clarifying responsibilities of Board of Governors (BOG) and State Board of Education (SBE)

Issue Summary: Throughout Florida statutes, the State Board of Education is given responsibilities related to state universities. While the Board of Governors is a constitutional body that has responsibility for the state universities, its powers and duties are not reflected in the statutes. The school code needs to be updated to reflect the implementation of this constitutional authority.

Background: In many sections of the school code, the State Board is given specific responsibilities related to postsecondary education. In some cases, the responsibilities are related only to state universities, making it fairly straightforward to replace "State Board of Education" with "Board of Governors." In other cases, the two boards need to coordinate their activities, since some policies, such as those related to articulation, affect delivery systems in addition to universities. Separate issue papers are included in this packet for activities needing coordination or collaboration between the two boards.

Section 1001.02, F.S., delineates the general powers and duties of the State Board of Education; the Board of Governors does not have a comparable section of law.

Staff Recommendation:

- (1) Create a section in Florida statutes delineating the general powers and duties of the Board of Governors. Specific recommendations will be made at the January 22 Board meeting.
- (2) Remove from the list of State Board responsibilities in s. 1001.02, F.S., references affecting state universities, unless such references refer also to the Board of Governors (specific recommendations will be made at the January 22 Board meeting).
- (3) Throughout the school code, replace "State Board of Education" with "Board of Governors," where appropriate.