

**FLORIDA BOARD OF GOVERNORS
NOTICE OF PROPOSED AMENDED REGULATION**

DATE: June 23, 2023

REGULATION NUMBER AND TITLE: 14.006, Building Program and Fixed Capital Outlay Legislative Budget Request

SUMMARY:

Regulation 14.006, Building Program and Fixed Capital Outlay Legislative Budget Request, is proposed to be amended and renumbered as 14.004 to add a provision effectively providing a delegation of authority to the Chancellor to approve university requests to reallocate CITF funding between projects, provided 1) the subject CITF projects were previously approved by the Board, and 2) the proposed transfer of funding is supported by the student government association and has been approved by the university board of trustees.

FULL TEXT OF THE REGULATION IS INCLUDED WITH THIS NOTICE.

AUTHORITY TO PROPOSE REGULATION(S): Section 7(d), Art. IX, Fla. Const.; BOG Regulation Development Procedure dated March 23, 2006.

THE BOARD OF GOVERNORS' OFFICIAL INITIATING THE PROPOSED REGULATION: Kevin Pichard, Director, Finance and Facilities

COMMENTS REGARDING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation on which you are commenting:

General Counsel, Board of Governors, State University System, 200 W. College Avenue, Suite 216, Tallahassee, Florida 32301, (850) 245-0466 (phone), (850) 245-9685 (fax), or generalcounsel@flbog.edu.

14.0064 ~~Building Program and~~ Fixed Capital Outlay Legislative Budget Request Procedures

(1) The university is responsible for the preparation of ~~theits~~ building program. ~~The program, which~~ shall be consistent with ~~the universityits~~ strategic plan, ~~academic and facilitiescampus~~ master plan, and ~~educational plant survey~~ shall include the project budget and the building codes applicable to the project.

~~(2) The university president shall have the responsibility for the building program review and approval to assure compatibility with the institution's approved strategic plan, master plan, educational plant survey and with space utilization criteria. Building programs approved by the university president, and budgets approved by the university board of trustees shall serve as the basic planning documents for development of plans and specifications for construction.~~

~~(3)~~(2) All new projects requested by a university for inclusion on the PECO-eligible priority list must have an educational plant survey recommendation.

~~(4)~~(3) Proposals for fixed capital outlay projects to be funded by Capital Improvement Fees shall be prepared by the university, and submitted to the Board of Governors. Each proposed project shall be approved by the university president after consultation with the student government association. For the purpose of this regulation, "consultation" is defined as an ongoing dialogue with the student body president prior to developing the university proposal. An attachment containing any objections and alternatives, and stating that both the university president and the student government association have reviewed the project proposals, shall be included in the proposal.

~~a) The Chancellor or designee may approve university requests to transfer Capital Improvement Fee (CIF) funding between projects, provided the subject CIF projects were previously approved by the Board of Governors, and the specific transfer of funding, as proposed, has been approved by the university board of trustees after consultation with the student government association.~~

~~(5)~~(4) Each university board of trustees will submit to the Chancellor's Office a Fixed Capital Outlay Legislative Budget Request. ~~Such requests shall be made~~ in accordance with the ~~fiscal policy~~ guidelines, standard formats, and instructions ~~and schedule~~ provided by the Chancellor, pursuant to s. 1011.40, F.S.

Authority: Section 7(d), Art. IX, Fla. Const., History—Formerly 6C-14.0025, 1-24-89, Amended 1-13-99, Amended and Renumbered as 14.0025, 3-27-08, Amended 11-21-13, Amended and Renumbered as 14.006 5-5-20-, Amended and Renumbered 14.004 xx-xx-23.