

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS**  
January 24, 2024

**SUBJECT:** Public Notice of Approval of Adoption of Board of Governors  
Regulation 9.016, Prohibited Expenditures

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**PROPOSED BOARD ACTION**

Consider approval of Public Notice of Approval of Adoption of Board of Governors  
Regulation 9.016, Prohibited Expenditures.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution; Section 1004.06, Florida Statutes

**BACKGROUND INFORMATION**

Senate Bill 266, signed by the Governor on May 9, 2023, prohibits a university or university direct-support organization from expending any state or federal funds, regardless of source, to promote, support, or maintain any programs or campus activities.

The new regulation does the following:

- a. Defines key terms in section 1004.06, Florida Statutes;
- b. Provides guidance on what amounts to advocacy of DEI, state or federal funds; and
- c. Requires the institution to designate an agent to ensure institutions observe the prohibited expenditure provisions of the regulation.

This regulation has been shared with the universities. The Board of Governors approved the Public Notice of Intent to Adopt Board of Governors Regulation 9.016, Prohibited Expenditures, at its November 9, 2023, meeting. Public comments were received and reviewed after approval of the public notice of intent. The regulation, as drafted, is ready for final approval.

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**Supporting Documentation Included:**

Regulation 9.016, Prohibited  
Expenditures