

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

DATE: May 8, 2024

REGULATION NUMBER AND TITLE: 8.008 – Nursing Education

SUMMARY:

Board of Governors Regulation 8.008, Nursing Education, outlines requirements for administering the Linking Industry to Nursing Education (LINE) Fund and the Prepping Institutions, Programs, Employers, and Learners through Incentives for Nursing Education (PIPELINE) Fund.

During the 2024 session, the Florida Legislature passed Senate Bill 7016 which was signed into law by Governor DeSantis. The new law modifies the minimum criteria for nursing programs to be eligible for LINE funding. The law increased the minimum first-time passage rate for nursing programs on the National Council of State Boards of Nursing Licensing Examination (NCLEX) from 70 to 75 percent. The law also requires that the NCLEX passage rate be based on a minimum of 10 testing participants.

Also, during the 2024 session, the Florida Legislature passed House 917, which was signed into law by Governor DeSantis. This law repeals the Talent Development Council and shifts required reports to the Council to the Office of Reimagining Education and Career Help (REACH Office).

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: Ms. Emily Sikes, Interim Vice Chancellor for Academic and Student Affairs

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, 325 W. Gaines St., Suite 1614, Tallahassee, Florida 32399, (850) 245-0466 (phone), (850) 245-9685 (fax), or generalcounsel@flbog.edu.

8.008 Nursing Education

(1) **Linking Industry to Nursing Education (LINE) Fund:** This fund provides the opportunity for each state university to receive matching funds for every dollar contributed to an institution by a healthcare partner. The fund provides a dollar-to-dollar match to the participating institution, subject to funds availability. Each university shall adopt regulations for the administration of this program. To be eligible for state matching, healthcare partner contributions must be made in the manner prescribed below and as provided by section 1009.8962, Florida Statutes.

- (a) Institutions must have a nursing education program that meets or exceeds a first-time passage rate on the National Council of State Boards of Nursing Licensing Examination of at least ~~70~~75 percent for the prior year based on a minimum of 10 testing participants.
- (b) Identified healthcare partners must be a healthcare provider as defined in section 768.38(2), Florida Statutes.
- (c) Gift funds and matching funds may be used for the following in order to advance high-quality nursing education programs throughout the state: student scholarships, recruitment of additional faculty, purchasing or repairing equipment necessary to support the delivery of nursing programs, and creating or updating nursing simulation centers. Funds may not be used for the construction of new buildings.
 1. Institutions awarded LINE funding and who choose to use LINE funding for scholarships may only award scholarships to enrolled nursing students who meet the residency requirements pursuant to section 1009.21, Florida Statutes.
- (d) Each university board of trustees may submit to the Chancellor's office proposals made in accordance with the guidelines, formats, instructions, and schedule provided by the Chancellor.
 1. Each proposal must identify a healthcare partner located and licensed to operate in Florida whose monetary contribution will be matched by the LINE Fund on a dollar-for-dollar basis, subject to funds availability.
 2. The Board of Governors will review and evaluate each complete and timely submitted proposal according to the following minimum criteria. Additional criteria may be established by the Chancellor as needed.
 - a. Whether funds committed by the healthcare partner will contribute to an eligible purpose as described in (1)(c) above and in section 1009.8962, Florida Statutes.
 - b. How the institution plans to use the funds, including how funds will be utilized to increase student enrollment and program completion.
 - c. How the healthcare partner will onboard and retain graduates.
 - d. How the funds will expand the institution's nursing education programs to

meet local, regional, or state workforce demands. If applicable, this shall include advanced education nursing programs and how the funds will increase the number of faculty and clinical preceptors, and planned efforts to utilize the clinical placement process established in section 14.36, Florida Statutes.

3. The Board of Governors will award grant funding based on the merit of each proposal.
 4. LINE Funds may be awarded on a first-come, first-served basis.
 5. Award amounts may be prorated depending on the number of approved proposals and the dollar amounts requested.
- (e) Each institution with an approved proposal shall notify the Board of Governors upon receipt of funds provided by the healthcare partner identified in the proposal. The Board of Governors will subsequently release grant funds, on a dollar-for-dollar basis, up to the amount of funds received by the institution, subject to funds availability.
- (f) Annually, by February 1, each institution awarded LINE Funds in the previous fiscal year shall submit a report to the Board of Governors that demonstrates the expansion as outlined in the proposal and delineates the use of all funds, including contributions and matching funds. The report must be in the format prescribed by the Chancellor. At a minimum, the report must include the following information for each proposal, disaggregated by degree level.
1. The number of additional nursing education students enrolled.
 2. The number of students who received scholarships and the average award amount, if scholarships were awarded using program funds.
 3. The outcomes of nursing students ~~enrolled~~ as reported by the ~~Florida Talent Development Council pursuant to section 1004.015(6)~~Office of Reimagining Education and Career Help pursuant to s. 14.36(3)(l), Florida Statutes.

(2) Prepping Institutions, Programs, Employers, and Learners through Incentives for Nursing Education (PIPELINE) Fund: Institutions earn PIPELINE funds annually, subject to appropriation, based on the number of nursing program completers and NCLEX passage rates. Funds awarded to universities by the legislature through this program may be used for the following academic purposes including, but not limited to: student scholarships, recruitment and retention of faculty, purchasing or repairing equipment, and creating or updating simulation centers. Funds may not be used for construction of new buildings.

- (a) Annually, by February 1, each institution awarded PIPELINE funds in the previous fiscal year shall submit a report to the Board of Governors regarding the outcomes of nursing students ~~enrolled~~ as reported by the ~~Florida Talent Development Council pursuant to section 1004.015(6)~~Office of Reimagining Education and Career Help pursuant to s. 14.36(3)(l), Florida Statutes. The

report must be in the format prescribed by the Chancellor.

(3) **Master's Degree Programs in Nursing:** Any proposal by any State University System institution to suspend or terminate an existing master's degree program in nursing must come to the Board of Governors for approval before any such suspension or termination may occur. Such a proposal must provide sufficient and relevant information and justification as to why the program should be suspended or terminated. Additional information may be requested by the Chancellor.

Authority: Section 7(d), Art. IX, Fla. Const., Sections 1009.8962, 1009.897, 1004.015(6), 1009.24, Florida Statutes; History – New regulation 8-26-2022; Amended X/X/XX.