

FLORIDA BOARD OF GOVERNORS
NOTICE OF PROPOSED NEW REGULATION

DATE: January 25, 2016

REGULATION NUMBER AND TITLE:

9.006, Remuneration of University Presidents and Administrative Employees

SUMMARY:

This regulation is being created to provide guidance to the universities on implementing the limitations associated with presidential and administrative employee salaries. The regulation provides a teaching faculty definition along with examples of positions that would be exempt.

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:
Tim Jones, Vice Chancellor, Finance & Administration

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 Street, Suite 1614,
Tallahassee, Florida 32399, (850) 245-0466 (phone),

(850) 245-9685 (fax), or generalcounsel@flbog.edu.

9.006 Remuneration of University Presidents and Administrative Employees

(1) A president employed by a university board of trustees may not receive more than \$200,000 in remuneration from public funds. A university board of trustees (itself or through a component unit) is not prohibited from providing cash or cash-equivalent compensation from funds that are not public funds to a president in excess of the \$200,000 limit.

(a) Remuneration includes salary, bonuses, and cash-equivalent compensation paid to a president by the university board of trustees for work performed, excluding health insurance and retirement benefits.

(b) Public funds are defined as funds appropriated from general revenue, state trust funds, including the student tuition and fee trust fund, educational enhancement trust fund, phosphate research trust fund or any funds from a state university trust fund regardless of repository.

(c) Cash-equivalent compensation means any benefit that may be assigned an equivalent cash value.

(2) A university administrative employee may not receive more than \$200,000 in remuneration from appropriated state funds. A university board of trustees (itself or through a component unit) is not prohibited from providing cash or cash-equivalent compensation from funds that are not public funds to a university administrative employee in excess of the \$200,000 limit.

(a) Remuneration includes salary, bonuses, and cash-equivalent compensation paid to a university administrative employee by the university board of trustees for work performed, excluding health insurance and retirement benefits.

(b) Appropriated state funds are defined as funds appropriated from general revenue or state trust funds, including the student tuition and fee trust fund, educational enhancement trust fund and the phosphate research trust fund.

(c) Cash-equivalent compensation means any benefit that may be assigned an equivalent cash value.

(d) University teaching faculty or medical school faculty or staff are excluded from the \$200,000 limit. University teaching faculty is defined as an employee that provides direct instructional services to students or provides direct or indirect support in the instruction of students by establishing curriculum and other requirements involved in teaching students. Instructional services would also include classroom activities, research laboratories, co-curricular activities or service activities in which students participate. These employees may be on a

tenured/tenured-track line or under contract by the university in a faculty or other academic personnel or personnel support position. This would include a university's provosts, deans, professors, lecturers, librarians, distinguished professors, eminent scholars, curators, scholars, scientists, engineers and clinicians.

Authority: Section 7(d), Art. IX, Fla. Const., History - New _____.