



STATE  
UNIVERSITY  
SYSTEM  
of FLORIDA  
Board of Governors

## AGENDA

Ballroom, Graham Center  
Florida International University  
11200 SW 8<sup>th</sup> Street  
Miami, Florida 33199

September 15, 2011, Upon Adjournment of Previous Meetings

1. Call to Order and **Chair's Report**: *Chair Ava L. Parker* .....191
2. **Approval of Meeting Minutes**: .....193
  - Board of Governors, June 23, 2011
  - Board of Governors Foundation, Inc., June 22, 2011
3. **Chancellor's Report**: *Chancellor Frank Brogan* .....219
4. **Presentations**: .....221
  - A. Institute for Human and Machine Cognition, *Dr. Ken Ford*
  - B. H. Lee Moffitt Cancer Center and Research Institute, *Dr. William S. Dalton*
5. Discussion, National Trends in Higher Education: *Chancellor Frank Brogan*
6. Budget and Finance Committee Report: *Governor Tico Perez* .....227
  - Action:**
    - A. 2011-12 State University System Operating Budgets
    - B. 2012-13 Legislative Budget Request, State University System

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C. 2012-13 Legislative Budget Request, Board General Office

**Consent:**

- A. Final Action, Amended Board Regulation 7.001, Tuition and Associated Fees *(Aligns regulation with SB 2150 and legislative action that increases base tuition)*
- B. Final Action, Amended Board Regulation 7.003, Fees, Fines and Penalties *(Aligns regulation with actions taken by the Board during the March meeting and statutory changes made by the 2011 Legislature)*
- C. Final Action, Amended Board Regulation 9.017, Faculty Practice Plans *(Adds FAU College of Medicine Faculty Practice Plan)*

7. **Facilities Committee Report: Governor Dick Beard .....259**  
**Action:**

2012-13 SUS Fixed Capital Outlay Legislative Budget

8. **Strategic Planning Committee Report: Governor Frank Martin .....261**  
**Action:**

- A. Strategic Planning
- B. Organizing the System for Success
  - i. Final Action, Amended Board Regulation 8.002, Continuing Education *(Provides expectations for administering and reporting continuing education activity across the System)*
  - ii. Public Notice of Intent to Promulgate Board Regulation 8.004, Academic Program Coordination *(Promotes collaboration and coordination of program delivery across the System)*
  - iii. Public Notice of Intent to Amend Board Regulation 8.009, Educational Sites *(Clarifies approval processes for campuses and other sites by delineating the responsibilities of the Board of Governors and university boards of trustees)*

9. **Academic and Student Affairs Committee Report: Governor Ann Duncan.....285**  
**Consent:**

- A. Ph.D., Security Studies, UCF
- B. Final Action, Amended Board Regulation 6.010, Student Affairs Administration *(Aligns regulation with new federal regulation regarding institutional notice of state-level complaint processes)*
- C. Final Action, Amended Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree *(Aligns regulation with CS/HB 7151)*

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- D. [Public Notice of Intent to Amend Board Regulation 6.018, Substitution or Modification of Requirements for Program Admission, Undergraduate Transfer, and for Graduation by Students with Disabilities](#) (*Aligns regulation with 2011 statutory changes to Sections 1007.264 and 1007.265, FS*)

**10. Trustee Nominating Committee Report: Governor Mori Hosseini.....301**  
**Action:**

- A. [Appointment of University Trustee, FIU](#)
- B. [Appointment of University Trustee, UNF](#)

**11. Concluding Remarks and Adjournment: Chair Ava L. Parker**

**(N.B.: As to any item identified as a “Consent” item, any Board member may request that such an item be removed from the consent agenda for individual consideration.)**

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STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011

**SUBJECT:** Chair's Report to the Board of Governors

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**PROPOSED BOARD ACTION**

For Information Only

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Not Applicable

**BACKGROUND INFORMATION**

The Chair, Ava Parker, will convene the meeting with opening remarks.

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**Supporting Documentation Included:** None

**Facilitators/Presenters:** Chair Ava Parker

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** Approval of Minutes of Meetings held June 23, 2011

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**PROPOSED BOARD ACTION**

Approval of Minutes of the Meeting held on June 23, 2011, at the University of South Florida, Tampa; and Minutes of the Meeting of the Florida Board of Governors Foundation, Inc., on June 23, 2011, at the University of South Florida, Tampa.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Not applicable

**BACKGROUND INFORMATION**

Board members will review and approve the Minutes of the Meeting held June 23, 2011, at the University of South Florida, Tampa; and Minutes of the Meeting of the Florida Board of Governors Foundation, Inc., on June 23, 2011, at the University of South Florida, Tampa.

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**Supporting Documentation Included:** Minutes: Board and Board Foundation Meetings, June 23, 2011

**Facilitators/Presenters:** Chair Ava Parker

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INDEX OF MINUTES  
BOARD OF GOVERNORS  
STATE UNIVERSITY SYSTEM OF FLORIDA  
UNIVERSITY OF SOUTH FLORIDA  
TRADITIONS HALL, GIBBONS ALUMNI CENTER  
TAMPA, FLORIDA  
JUNE 23, 2011

<u>ITEM</u>	<u>PAGE</u>
1. Call to Order and Opening Remarks.....	1
2. Approval of Minutes of the Meeting of the Board of Governors held March 24, 2011; and Minutes of the Meeting of the Board of Governors held May 18, 2011, by telephone conference call.....	2
3. Chancellor’s Report.....	2
4. Facilities Committee Report	
A. Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to Issue Debt on behalf of the Florida International University to Finance the Construction of a Student Residence and Related Improvements, Main Campus, FIU.....	3
B. Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to Issue Debt on behalf of the Florida International University to Finance the Construction of a Parking Garage, Main Campus, FIU.....	3
C. Resolution of the Board of Governors Authorizing the Issuance of Debt by the University of Florida University Athletic Association to Finance the Construction, Renovation and Equipping of various Capital Improvements to certain Athletic Facilities, Main Campus, UF.....	4
5. Academic and Student Affairs Committee Report	
A. Final Action, Board Regulation 6.012, Access to Certain Electronic Library Resources by Accelerated Secondary Students.....	5
B. Public Notice of Intent to Amend Board Regulation 6.010, Student Affairs Administration.....	5
C. Public Notice of Intent to Amend Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree.....	6
D. Approval, Ph.D., Materials Science and Engineering, FSU...	6

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6.	Strategic Planning Committee Report	
	A. Public Notice of Intent to Amend Board Regulation 8.002, Continuing Education.....	7
	B. Public Notice of Intent to Promulgate Board Regulation 8.004, Academic Program Coordination.....	8
	C. Public Notice of Intent to Amend Board Regulation 8.009, Educational Sites.....	8
7	Trustee Nominating Committee Report	
	A. Appointment of University Trustees, UCF.....	8
	B. Appointment of University Trustees, UNF.....	9
	C. Appointment of University Trustees, UWF.....	9
	D. Appointment of University Trustees, UF.....	9
8.	Budget and Finance Committee Report	
	A. Final Action, Amended Board Regulation 10.001, Self-Insurance Programs.....	9
	B. Clarification, Student Life and Services Fee, UNF.....	10
	C. 2011 Tuition Differential Fee Proposals, All Universities.....	10
	D. Public Notice of Intent to Amend Board Regulation 7.001, Tuition and Associated Fees.....	12
	E. Public Notice of Intent to Amend Board Regulation 7.003, Fees, Fines and Penalties.....	13
	F. Faculty Practice Plan, College of Medicine, FAU.....	13
	G. Public Notice of Intent to Amend Board Regulation 9.017, Faculty Practice Plans.....	14
	H. Collegiate License Plate Revenue Expenditure Plans, FGCU, NCF, and FAMU.....	14
	I. Self-Insurance Program Investment Policy, FIU.....	15
9.	Audit and Compliance Committee Report.....	15
10.	Legislative Affairs Committee Report.....	15
11.	Adjournment.....	15

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MINUTES  
BOARD OF GOVERNORS  
STATE UNIVERSITY SYSTEM OF FLORIDA  
UNIVERSITY OF SOUTH FLORIDA  
TRADITIONS HALL, GIBBONS ALUMNI CENTER  
TAMPA, FLORIDA  
JUNE 23, 2011

The Chair, Ava L. Parker, convened the meeting of the Board of Governors, State University System of Florida, in Traditions Hall, Gibbons Alumni Center, Tampa, Florida, June 23, 2011, at 2:30 p.m., with the following members present: Dean Colson, Vice Chair; Dick Beard; Ann Duncan; Charlie Edwards; Pat Frost; Mori Hosseini; Michael Long; Dr. Stanley Marshall; Tico Perez; Gus Stavros; John Temple; Norman Tripp; and Dr. Rick Yost.

1. Call to Order and Opening Remarks

Ms. Parker expressed special thanks to President Genshaft for hosting this Board meeting. She also thanked the USF staff for their work in facilitating all the meetings over the past two days. She said the Board had been engaged in important discussions.

Ms. Parker also thanked the university trustees who had attended the Board meetings, as well as an orientation session, for their commitment to the universities. She said she appreciated their work on behalf of the universities. She said the SUS was rich and diverse. She said she hoped that their service to one university had been enriched from hearing the university work plan presentations. She said she hoped the trustees would regard the members of this Board as a helpful resource in their work.

Ms. Parker said there had been extensive discussion at this meeting about proposed Board regulations on academic program coordination and system structure. She said the proposed regulations were derived from old Board of Regents rules from the 1970's. She said there had been numerous changes in System governance since then and the Board's regulations needed to be pertinent and relevant. She said this Board was a Constitutional body charged with the responsibility for the management of the whole university system and with avoiding wasteful duplication. She said these regulations were not presented to impede progress. She said it was important to take the time to be sure the regulations made sense. She appointed a work group to review the regulations, to include: Mr. Martin, Mr. Rood, Mr. Beard, Provost Joe Glover, Provost Cynthia Hughes-Harris, Provost Garnett Stokes, and President M.J. Saunders. She said she hoped they would be able to bring revised regulations to the September meeting.

Ms. Parker welcomed Mr. Michael Long, the new student member of the Board. She said that Mr. Long served as Co-President of the Student Alliance at New College and was the Chair of the Florida Student Association. She said as a sophomore, he was the youngest student representative to serve on the Board of Governors. She noted that he was a second-year environmental policy student and a native of Sarasota.

Ms. Parker also welcomed new Commissioner Gerard Robinson, who was not at this meeting, but who had attended his first meeting of the State Board of Education earlier in the week. She said he had served as Education Secretary in Virginia where he had set policies for all of education, pre-kindergarten through higher education. She said he had won legislative approval for his "Opportunity to Learn Initiatives."

Ms. Parker said the next meeting of the Board of Governors would be held at Florida International University, in Miami, September 14-15, 2011. She said there was a great deal of work to be done before the September meeting.

2. Approval of Minutes of the Meeting of the Board of Governors held March 24, 2011; and Minutes of the Meeting of the Board of Governors held May 18, 2011, by telephone conference call

Mr. Hosseini moved that the Board approve the Minutes of the Meeting of the Board of Governors held March 24, 2011, and the Minutes of the Meeting of the Board of Governors held May 18, 2011, by telephone conference call, as presented. Mr. Edwards seconded the motion, and members of the Board concurred.

3. Chancellor's Report

Chancellor Brogan thanked President Genshaft and the staff at USF for hosting this Board meeting. He said a Board meeting was a complicated road show. He thanked Ms. Parker and Mr. Hosseini for their participation in the trustee orientation sessions.

Chancellor Brogan commented that during the past Legislative Session, legislation had passed which now required students applying for Bright Futures scholarships to complete the FAFSA form. He said there were deadlines for the submission of these forms.

4. Facilities Committee Report

Mr. Edwards reported that the Facilities Committee had met on June 20, 2011, by telephone conference call. He said that the Committee had discussed the Committee's annual work plan as well as the PECO outlook, which was negative for the next several years. He noted that Florida had not faced a similar situation since 1963, when PECO



was established for higher education construction by amendment to the Constitution. He said the Board would need to work with the Governor and legislative leaders to discuss how to shore-up PECO funding and explore the possibility of different methodologies for sustainably funding and maintaining Florida's education infrastructure. He said the Committee had asked Board staff to continue to work with CAFA to develop a report for consideration in September. He said they were also doing a major review of possible sources of funding for PECO. He said the Committee had also reviewed three non-controversial bond resolutions which were in compliance with the Board's Debt Guidelines and had been reviewed by the Division of Bond Finance.

- A. Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to Issue Debt on behalf of the Florida International University to Finance the Construction of a Student Residence and Related Improvements, Main Campus, FIU

Mr. Edwards moved that the Board adopt a resolution approving the issuance of fixed student residence facility revenue bonds, by the Division of Bond Finance on behalf of the Florida International University, in an amount not to exceed \$47.5 million for the purpose of financing a Student Residence Facility on the main campus of Florida International University, as presented. He noted that Board staff and staff of the Division of Bond Finance had reviewed the resolution and all supporting documentation. Based on that review, it appeared that the proposed financing was in compliance with Florida Statutes governing the issuance of university debt and the Board's debt management guidelines. Mr. Perez seconded the motion, and members of the Board concurred.

- B. Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to Issue Debt on behalf of the Florida International University to Finance the Construction of a Parking Garage, Main Campus, FIU

Mr. Edwards moved that the Board adopt a resolution approving the issuance of fixed rate parking facility revenue bonds, by the Division of Bond Finance on behalf of Florida International University, in an amount not to exceed \$33.5 million for the purpose of financing Parking Garage VI on the main campus of Florida International University, as presented. He noted that Board staff and staff of the Division of Bond Finance had reviewed the resolution and all supporting documentation. Based on that review, it appeared that the proposed financing was in compliance with Florida Statutes governing the issuance of university

debt and the Board's debt management guidelines. Mr. Perez seconded the motion, and members of the Board concurred.

Mr. Beard said that the Board had approved a number of parking garages over the past months. He noted that at UCF, the cost was about \$11,000 per car; at FSU, the cost was about \$16,500 per space. He said this project appeared to be at the cost of \$18,500 per space. He asked that FIU look at the costs and see if they could improve on this figure. Ms. Frost noted that the FIU projects included other facilities within the parking complexes and were not simply garages. Vice President Jessell said that this project included 20,000 square feet of retail and fast food space. He said they made sure that there would be sufficient revenue to handle the bonded indebtedness. He added that Parking Garage V had incorporated the Department of Public Safety, a food court and three classrooms each of which could accommodate 125 students.

- C. Resolution of the Board of Governors Authorizing the Issuance of Debt by the University of Florida University Athletic Association to Finance the Construction, Renovation and Equipping of various Capital Improvements to certain Athletic Facilities, Main Campus, UF

Mr. Edwards moved that the Board adopt a resolution approving the issuance of fixed or variable rate tax-exempt bonds, by the University of Florida University Athletic Association, in an amount not to exceed \$15 million for the purpose of financing the construction, renovation and equipping of certain athletic facilities, including the west concourse of Ben Hill Griffin Stadium, the O'Connell Center 1<sup>st</sup> Floor, the O'Connell Center Gymnastics Studio, covering the tennis courts, renovating the softball batting cages and locker rooms and equipping a new scoreboard control and production room for football/basketball/baseball/softball, all of which will be or are located on the University of Florida's main campus, as presented. He noted that Board staff and staff of the Division of Bond Finance had reviewed the resolution and all supporting documentation. Based on that review, it appeared that the proposed financing was in compliance with Florida Statutes governing the issuance of university debt and the Board's debt management guidelines. Mr. Hosseini seconded the motion, and members of the Board concurred.

5. Academic and Student Affairs Committee Report

Ms. Duncan reported that the Academic and Student Affairs Committee had met by conference call on June 9, 2011, to hear university presentations on two Ph.D. proposals and staff explanations of two proposed amended regulations. She said the

Committee wanted to bring one of these Ph.D. proposals forward for action at this meeting. She said the second proposal, the request to implement the Ph.D. in Security Studies at UCF would be presented to the Board for action in September. She said that a quorum had not been present, so votes were not taken at the conference call meeting.

A. Final Action, Board Regulation 6.012, Access to Certain Electronic Library Resources by Accelerated Secondary Students

Ms. Duncan said the Board in November 2010 had approved for notice Board Regulation 6.012, Access to Certain Electronic Library Resources by Accelerated Secondary Students. She said the regulation was developed in response to statutory language which required that accelerated high school students be given access to electronic materials licensed by the Florida Center for Library Automation and the College Center for Library Automation. She noted that a corresponding State Board of Education rule had been approved at its May 2011 meeting which required high schools to verify student eligibility and to enter required information into a database to be used by university and college libraries. She said the comment period had now expired.

Ms. Duncan moved that the Board approve Board Regulation 6.012, Access to Certain Electronic Library Resources by Accelerated Secondary Students, as presented. Mr. Perez seconded the motion, and members of the Board concurred.

B. Public Notice of Intent to Amend Board Regulation 6.010, Student Affairs Administration

Ms. Duncan said that an amendment was proposed to Board Regulation 6.010, Student Affairs Administration, to ensure alignment with a new federal regulation related to financial aid. She noted that effective July 1, 2011, institutions of higher education must provide students or prospective students with contact information for filing complaints with the university's accrediting agency and with this Board. She said this amendment ensured compliance with that requirement.

Ms. Duncan moved that the Board approve the Notice of Intent to Amend Board Regulation 6.010, Student Affairs Administration, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Edwards seconded the motion, and members of the Board concurred.

C. Public Notice of Intent to Amend Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree

Ms. Duncan said an amendment was proposed to Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree, to align with action taken by the 2011 Legislature which deleted the requirement that undergraduate students achieve certain minimum scores on a nationally standardized examination or a grade point average in specified postsecondary coursework prior to graduation. She noted that the elimination of this particular requirement did not remove the expectation that there would be certain college-level communication and mathematics skills associated with successful student performance through the baccalaureate level.

Ms. Duncan moved that the Board approve the Notice of Intent to Amend Board Regulation 6.017, Criteria for Awarding the Baccalaureate Degree, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Perez seconded the motion, and members of the Board concurred.

D. Approval, Ph.D., Materials Science and Engineering, FSU

Ms. Duncan said the Committee had heard FSU's presentations on the proposed Ph.D. in Materials Science and Engineering during the conference call. She said that FSU proposed to offer an interdisciplinary Doctor of Philosophy in Materials Science and Engineering. She said this field involved the study of relationships among the processing, structure, properties and performance of materials. She said the program would be administered by the Graduate School on behalf of nine departments and would require a minimum of 54 post-baccalaureate credits, including at least 27 credits of letter-graded courses and at least 24 credits of dissertation research.

Ms. Duncan said the faculty and departments that would contribute to this interdisciplinary program represented significant investments by the State over the past five years through the Centers of Excellence, commercialization access grants, and the New Florida Clustering Program. She noted that these had begun to pay off with the development of Bucky Paper and the relocation of Bing Industries to Tallahassee.

Ms. Duncan noted that FSU had students who were ready to start the program this Fall, so the Committee had voted to waive the two-

meeting rule and bring the program forward for final consideration at this meeting.

Ms. Duncan moved that the Board approve the request to implement the Doctor of Philosophy, Ph.D., in Materials Science and Engineering, at Florida State University, CIP Code 40.1001, as presented. Mr. Perez seconded the motion, and members of the Board concurred.

6. Strategic Planning Committee Report

Ms. Parker said the Committee had met to discuss approaches to the Board's Strategic Plan. She said they had discussed a shorter document with more direct statements as to the Board's goals. She said the Committee had discussed expansion of the System and the need for the Board to be mindful of meeting demands for access. She said the Committee had discussed the addition of new universities and how this might be addressed in Board regulations.

Mr. Tripp inquired whether this Board could make recommendations in advance of those coming from the Higher Education Coordinating Council. Chancellor Brogan said the Legislature would listen to this Board's recommendations. Ms. Parker noted that this Board was a governing board; the HECC was a coordinating body. She added that it was the Board's responsibility to make recommendations to fund the issues that should be funded.

Ms. Parker said she had also asked the universities making recommendations regarding dental education to submit these proposals for the Committee's September meeting. She said she wanted to have time at that meeting for a general discussion.

Ms. Parker said the Committee had engaged in an extensive discussion of Board Regulations 8.002, Continuing Education; 8.004, Academic Program Coordination; and 8.009, Educational Sites. She noted that several universities had expressed concerns about the proposed regulations. She said the Committee had voted to proceed with noticing the regulations, but that she had appointed a work group to address the concerns. She said the work group included Mr. Martin, Mr. Rood, Mr. Beard, President Saunders, Provost Glover, Provost Stokes and Provost Hughes-Harris.

A. Public Notice of Intent to Amend Board Regulation 8.002, Continuing Education

Ms. Parker moved that the Board approve the Notice of Intent to Amend Board Regulation 8.002, Continuing Education, as presented, for publication on the Board of Governors web site, pursuant to the Board's

regulation development procedure. Mr. Temple seconded the motion, and members of the Board concurred.

B. Public Notice of Intent to Promulgate Board Regulation 8.004, Academic Program Coordination

Ms. Parker moved that the Board approve the Notice of Intent to Promulgate Board Regulation 8.004, Academic Program Coordination, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Tripp seconded the motion, and members of the Board concurred.

C. Public Notice of Intent to Amend Board Regulation 8.009, Educational Sites

Ms. Parker moved that the Board approve the Notice of Intent to Amend Board Regulation 8.009, Educational Sites, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Tripp seconded the motion, and members of the Board concurred.

7. Trustee Nominating Committee Report

Mr. Hosseini said there were a number of new trustees at the meeting who had participated in the orientation session. He said he felt the orientation had been excellent, and meeting the new trustees had been invigorating. He welcomed the new trustees and thanked them for their time and interest. He said there would be a second orientation session at the September Board meeting.

A. Appointment of University Trustees, UCF

Mr. Hosseini moved that the Board accept the recommendation of the Committee and approve the appointments of Ms. Meg Crofton and Mr. Marcos Marchena, to serve as university trustees at the University of Central Florida for terms ending January 6, 2016, and the appointment of Mr. Robert A. Garvy, to serve as university trustee at UCF to complete the term of Mr. Daniel A. Webster, who had resigned, for a term ending January 6, 2015, as presented. Mr. Temple seconded the motion, and members of the Board concurred.

B. Appointment of University Trustees, UNF

Mr. Hosseini moved that the Board accept the recommendation of the Committee and approve the appointments of Ms. Joan W. Newton and Ms. Sharon L. Wamble-King to serve as university trustees at the University of North Florida for terms ending January 6, 2016, as presented. Mr. Perez seconded the motion, and members of the Board concurred.

C. Appointment of University Trustees, UWF

Mr. Hosseini moved that the Board accept the recommendation of the Committee and approve the appointments of Mr. David E. Cleveland and Mr. Randall W. Hanna to serve as university trustees at the University of West Florida for terms ending January 6, 2016, as presented. Mr. Perez seconded the motion, and members of the Board concurred.

D. Appointment of University Trustees, UF

Mr. Hosseini moved that the Board accept the recommendation of the Committee and approve the appointments of Ms. Susan M. Cameron and Mr. Charles B. Edwards to serve as university trustees at the University of Florida for terms ending January 6, 2016, as presented. Mr. Beard seconded the motion, and members of the Board concurred.

Mr. Stavros said that he had an Honorary Doctorate from FSU signed by Mr. Edwards when he had been Chair of the Board of Regents. He said that UF's gain was this Board's loss, and he wished Mr. Edwards the best.

Mr. Hosseini congratulated Mr. Edwards and thanked him for his excellent service to this Board. He reminded Mr. Edwards to submit his letter of resignation to the Governor.

Ms. Parker also thanked Mr. Edwards. She said President Machen was fortunate to gain his vast experience of the State University System.

8. Budget and Finance Committee Report

A. Final Action, Amended Board Regulation 10.001, Self-Insurance Programs

Mr. Perez said Regulation 10.001, Self-Insurance Programs,

had been approved for notice at the March meeting. The amendment provided for the establishment of the Florida Atlantic University College of Medicine Self-Insurance Program and the creation of the FAU College of Medicine Self-Insurance Program Council which would be responsible for administering the program. No comments had been submitted during the comment period.

Mr. Perez moved that the Board approve Board Regulation 10.001, Self-Insurance Programs, as presented. Mr. Hosseini seconded the motion, and members of the Board concurred.

B. Clarification, Student Life and Services Fee, UNF

Mr. Perez said that in March, the Board had approved UNF's Student Life and Services Fee which was to be implemented in the fall 2011 term. He said there had been some ambiguity as to whether the fee had been presented and approved as a \$4.78 per credit hour fee or a fee set at five percent of base tuition. He said that it had been UNF's intention, and approved by the UNF Board of Trustees, that the fee be no more than five percent of tuition.

Mr. Perez moved that the Board approve the clarification of the new fee approved by the Board in March that it would be no more than five percent of tuition, as presented. Mr. Hosseini seconded the motion, and members of the Board concurred.

C. 2011 Tuition Differential Fee Proposals, All Universities

Mr. Perez said that in accordance with Board Regulation 7.001 (13), university boards of trustees could submit tuition differential fee proposals for the consideration of the Board's Budget and Finance Committee. The aggregate sum of tuition and the tuition differential fee could not exceed 15 percent of the total charged for these fees in the preceding fiscal year. He said that the Legislature had approved an eight percent increase in base undergraduate tuition; university boards of trustees could only request a tuition differential fee increase up to seven percent.

Mr. Perez noted that all universities had requested a tuition differential fee increase of seven percent. He noted that the increased cost to the student would range from \$258 to \$300 for 30 credit hours. He said that with a 15 percent tuition and tuition differential increase, a student



taking 30 credit hours would pay an additional \$490 to \$530, depending on the university attended.

Mr. Perez said the Committee had recommended, and he moved Board approval of the following tuition differential requests, as presented:

Florida A&M University: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour;

Florida Atlantic University: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour;

Florida International University: a 7 percent tuition differential increase of \$10.00 per credit hour, for a total of \$32.00 per credit hour;

Florida State University: a 7 percent tuition differential increase of \$10.00 per credit hour, for a total of \$32.00 per credit hour;

New College of Florida: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour;

University of Central Florida: a 7 percent tuition differential increase of \$9.08 per credit hour, for a total of \$24.96 per credit hour;

University of Florida: a 7 percent tuition differential increase of \$10.00 per credit hour, for a total of \$32.00 per credit hour;

University of South Florida, Tampa Campus: a 7 percent tuition differential increase of \$10.00 per credit hour, for a total of \$32.00 per credit hour;

University of South Florida, St. Petersburg Campus: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour;

University of South Florida, Sarasota/Manatee Campus: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour;

University of South Florida, Polytechnic Campus: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour; and

University of West Florida: a 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour.

Mr. Beard seconded the motion for these tuition differential increases, and members of the Board concurred.

Mr. Perez said that Mr. Long had requested individual consideration of the tuition differential increases for FGCU and UNF, as these increases had been supported by the boards of trustees with negative votes cast by the student members of these boards.

Mr. Perez moved that the Board approve the 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour, at Florida Gulf Coast University, as presented. Mr. Beard seconded the motion, and members of the Board concurred, with Mr. Long voting no.

Mr. Perez moved that the Board approve the 7 percent tuition differential increase of \$8.62 per credit hour, for a total of \$21.42 per credit hour, at the University of North Florida, as presented. Mr. Beard seconded the motion, and members of the Board concurred, with Mr. Long voting no.

D. Public Notice of Intent to Amend Board Regulation 7.001, Tuition and Associated Fees

Mr. Perez said Regulation 7.001, Tuition and Associated Fees, had been amended to codify the actions taken by the 2011 Legislature to increase base undergraduate tuition from \$95.67 to \$103.32, an eight percent increase. In addition, pursuant to Senate Bill 2150, a modification had been made to the tuition differential component of the regulation that would allow excess revenue for need-based financial aid to be spent on other undergraduate education if all tuition and fee needs of resident Pell Grant students had been met.

Mr. Perez moved that the Board approve the Notice of Intent to Amend Board Regulation 7.001, Tuition and Associated Fees, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Beard seconded the motion, and members of the Board concurred.

E. Public Notice of Intent to Amend Board Regulation 7.003, Fees, Fines and Penalties

Mr. Perez said that Regulation 7.003, Fees, Fines and Penalties, had been amended to codify several actions taken by the Board in March and statutory changes made by the 2011 Legislature. He said that the Board had approved several new university fees and an increase to the orientation fee at UWF. These fees were added to the regulation. He said that the Budget and Finance Committee had recommended that additional criteria should be included to provide guidance to the universities in the development of new fees. These criteria had been added to the regulation.

He said that Senate Bill 2150 authorized a transient student fee not to exceed \$5 per distance learning course for accepting a transient student and processing the student's admissions application. This provision had been added to the regulation. He said that Senate Bill 2150 had modified the existing excess hour fee. The modifications had also been added to the regulation.

Mr. Perez moved that the Board approve the Notice of Intent to Amend Board Regulation 7.003, Fees, Fines and Penalties, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Hosseini seconded the motion, and members of the Board concurred.

F. Faculty Practice Plan, College of Medicine, FAU

Mr. Perez explained that a Faculty Practice Plan had been developed for the Florida Atlantic University College of Medicine pursuant to Board Regulation 9.017 and approved by the Florida Atlantic University Board of Trustees. He said that the Faculty Practice Plan established the policies for the administration of the Plan and authorized the formation and operation of a Florida not-for-profit corporation, FAU Clinical Practice Organization, Inc., to support the clinical activities of the College of Medicine, including the orderly collection and administration of income generated from clinical activities.

Mr. Perez moved that the Board approve the Faculty Practice Plan for the Florida Atlantic University College of Medicine, as presented. Ms. Duncan seconded the motion, and members of the Board concurred.

G. Public Notice of Intent to Amend Board Regulation 9.017,  
Faculty Practice Plans

Mr. Perez said that Regulation 9.017, Faculty Practice Plans, established the basic policy and criteria for the establishment and operation of Faculty Practice Plans. He said the regulation was amended to provide for the establishment and operation of the Faculty Practice Plan for the Florida Atlantic University College of Medicine.

Mr. Perez moved that the Board approve the Notice of Intent to Amend Board Regulation 9.017, Faculty Practice Plans, as presented, for publication on the Board of Governors web site, pursuant to the Board's regulation development procedure. Mr. Tripp seconded the motion, and members of the Board concurred.

H. Collegiate License Plate Revenue Expenditure Plans,  
FGCU, NCF, and FAMU

Mr. Perez said that Section 320.08058(3)(b), Florida Statutes, stated that the Board of Governors should require each state university to submit a plan for approval of the expenditure of all revenues collected from the sale of collegiate license plates. He said the funds could only be used for academic enhancement, including scholarships and private fundraising activities. Mr. Perez noted that on March 15, 1996, the Board of Regents had approved expenditure plans for nine universities. These expenditure plans had indicated the percentage of funds that would be expended for scholarships, fundraising and academic enhancements.

Mr. Perez noted that a review of the records indicated that Florida Gulf Coast University and New College of Florida expenditure plans had not been officially approved. In addition, on February 10, 2011, the Florida A & M University Board of Trustees had approved a modification to their expenditure plan.

Mr. Perez moved that the Board approve the expenditure plans for funds received from the sale of collegiate license plates for Florida Gulf Coast University and New College of Florida, and the revised plan for Florida A & M University, as presented. Mr. Temple seconded the motion, and members of the Board concurred.

I. Self-Insurance Program Investment Policy, FIU

Mr. Perez said that pursuant to Board Regulation 10.001, the Florida International University Board of Trustees had adopted an Investment Policy to define the management process for capturing investment opportunities and to establish parameters by which the FIU Self-Insurance Program Council would exercise its fiduciary responsibility and oversight for the prudent investment of funds held by the FIU Self-Insurance Program in an investment custody account.

Mr. Perez moved that the Board approve the Florida International University Self-Insurance Program Investment Policy, as presented. Mr. Hosseini seconded the motion, and members of the Board concurred.

9. Audit and Compliance Committee Report

Ms. Parker asked Mr. Tripp about the status of the Audit Committee's review of a Board Self-Evaluation process to assess how the Board was performing its duties. Mr. Tripp said he was working with staff and would keep Board members advised.

10. Legislative Affairs Committee Report

Mr. Colson reported that the Legislative Session would be starting earlier this year because of re-districting. He said he anticipated that committee meetings would begin in September. He said that he would begin work in preparation for the Session with staff this summer.

11. Adjournment

Having no further business, the Chair adjourned the meeting of the Board of Governors, State University System of Florida, at 3:15 p.m., June 23, 2011.

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Ava L. Parker,  
Chair

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Mary-Anne Bestebreurtje,  
Corporate Secretary

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INDEX OF MINUTES  
FLORIDA BOARD OF GOVERNORS FOUNDATION, INC.  
STATE UNIVERSITY SYSTEM OF FLORIDA  
UNIVERSITY OF SOUTH FLORIDA  
TRADITIONS HALL, GIBBONS ALUMNI CENTER  
TAMPA, FLORIDA  
JUNE 22, 2011

<u>ITEM</u>	<u>PAGE</u>
1. Consideration of a Modification to the 2011 Budget.....	1
2. Adjournment.....	2

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MINUTES  
FLORIDA BOARD OF GOVERNORS FOUNDATION, INC.  
STATE UNIVERSITY SYSTEM OF FLORIDA  
UNIVERSITY OF SOUTH FLORIDA  
TRADITIONS HALL, GIBBONS ALUMNI CENTER  
TAMPA, FLORIDA  
JUNE 22, 2011

Ava L. Parker, Chair of the Florida Board of Governors Foundation, Inc., convened the meeting of the Foundation, in Traditions Hall, Gibbons Alumni Center, University of South Florida, Tampa, Florida, June 22, 2011, at 5:00 p.m., with the following members present: Dean Colson, Dick Beard, Ann Duncan, Charlie Edwards, Pat Frost, Mori Hosseini, Michael Long, Dr. Stanley Marshall, Tico Perez, Gus Stavros, John Temple, Norman Tripp, and Dr. Rick Yost.

1. Consideration of a Modification to the 2011 Budget

Ms. Parker said the Foundation had adopted an operating budget in November, 2010 for the 2011 calendar year. She explained that the adopted budget supported the Helios student scholarship program, the Theodore and Vivian Johnson student scholarship program, and activities of the Chancellor.

Ms. Parker said that proviso in the 2011 General Appropriations Act prohibited any Board employee from receiving more than \$200,000 in state supported salary. She said that to maintain level compensation for the Chancellor, the Foundation would need to provide \$25,000 during the next fiscal year. As the Foundation operated on a calendar year, \$12,500 would cover the period from July 1 through December 31, 2011. She noted that when the Foundation adopted its 2012 operating budget, the additional compensation to cover the period January 1, 2012 through June 30, 2012 would be included.

Mr. Colson moved that the members of the Board Foundation approve the modification of the 2011 operating budget for the Board Foundation by budgeting an additional \$12,500 to cover a portion of the Chancellor's salary that could not be supported by state resources, as presented. Mr. Beard seconded the motion, and members of the Foundation concurred unanimously.

2. Adjournment

Having no further business, Ms. Parker adjourned the meeting of the Florida Board of Governors Foundation, Inc., at 5:10 p.m., June 22, 2011.

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Ava L. Parker, Chair

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Mary-Anne Bestebreurtje,  
Secretary

STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011

**SUBJECT:** Chancellor's Report to the Board of Governors

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**PROPOSED BOARD ACTION**

For Information Only

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Not Applicable

**BACKGROUND INFORMATION**

Chancellor Frank Brogan will report on activities affecting the Board staff and the Board of Governors since the last meeting of the Board.

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**Supporting Documentation Included:** None

**Facilitators/Presenters:** Chancellor Frank T. Brogan

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS**  
September 15, 2011

**SUBJECT:** Presentations: Institute for Human and Machine Cognition;  
H. Lee Moffitt Cancer Center and Research Institute

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**PROPOSED BOARD ACTION**

For information

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Not applicable

**BACKGROUND INFORMATION**

Dr. Ken Ford, Founder and Chief Executive Office, will make a presentation to the Board regarding the Institute for Human and Machine Cognition.

Dr. William S. Dalton, President and Chief Executive Officer, will make a presentation to the Board regarding the H. Lee Moffitt Cancer Center and Research Institute.

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<b>Documentation Included:</b>	Summary, IHMC and Moffitt
<b>Facilitators/Presenters:</b>	Governor Frank Martin Dr. Ken Ford Dr. William S. Dalton

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## Institute for Human and Machine Cognition

The Institute for Human and Machine Cognition is a not-for-profit research institute of the State University System of Florida and is affiliated with several Florida universities. Researchers at the Institute pioneer technologies aimed at leveraging and extending human capabilities. The Institute's human-centered approach often results in systems that can be regarded as cognitive or perceptual prostheses, much as eyeglasses are a sort of ocular prosthesis. These systems fit the human and machine components together in ways that exploit their respective strengths and mitigate their respective weaknesses. The design and fit of computational prostheses require a broader interdisciplinary range than is typically found in one organization; thus the Institute's staff includes computer scientists, cognitive psychologists, neuroscientists, physicians, philosophers, engineers, and social scientists. The Institute has a physical presence in Pensacola and in Ocala.

Current active research areas include knowledge modeling and sharing, adjustable autonomy, robotics, advanced interfaces and displays, communication and collaboration, computer-mediated learning systems, intelligent data understanding, software agents, expertise studies, work practice simulation, knowledge representation, and other related areas.

Institute faculty and staff collaborate extensively with industry and government to develop science and technology that can be enabling with respect to society's broader goals. Institute researchers receive funding (current funding exceeds \$25,000,000) from a wide range of government and private sources. Institute research partners have included the National Science Foundation; the National Aeronautics and Space Administration; the Army, Navy, and Air Force; the National Institutes of Health; the Department of Transportation; and companies such as Nokia, Sun Microsystems, Microsoft, Boeing, and Lockheed.

**Dr. Ken Ford**, the Institute's founder and CEO, is the author or coauthor of hundreds of scientific papers and six books. He received a Ph.D. in Computer Science from Tulane University. He is Emeritus Editor-in-Chief of AAI/MIT Press and has been involved in the editing of several journals. Dr. Ford is a Fellow of the Association for the Advancement of Artificial Intelligence (AAAI), a member of the American Association for the Advancement of Science, a member of the Association for Computing Machinery (ACM), a member of the IEEE Computer Society, and a member of the National Association of Scholars. Dr. Ford has received many awards and honors including the Doctor Honoris Causas from the University of Bordeaux in 2005 and the 2008 Robert S. Englemore Memorial Award for his work in artificial intelligence.

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## Moffitt Cancer Center and Research Institute

Moffitt Cancer Center is an NCI Comprehensive Cancer Center - a designation that recognizes Moffitt's excellence in research and contributions to clinical trials, prevention and cancer control. Located at the Tampa campus of University of South Florida, Moffitt currently has 14 affiliates in Florida, one in Georgia, one in Pennsylvania and two in Puerto Rico. Additionally, Moffitt is a member of the National Comprehensive Cancer Network, a prestigious alliance of the country's leading cancer centers, and is listed in U.S. News & World Report as one of "America's Best Hospitals" for cancer. Moffitt's sole mission is to contribute to the prevention and cure of cancer.

With more than 4,200 total employees, Moffitt is licensed for 206 beds. Other clinical facilities include a 36-bed blood and marrow transplant unit; 12 operating rooms; a diagnostic radiology department with MRI, PET/CT, digital mammography and all other imaging capabilities; and a radiation therapy department with seven linear accelerators.

Admissions to Moffitt increased 11% last year to 8,616 with outpatient visits growing at the same rate to 320,558. Critical to the success of cancer research is project funding, particularly in the form of grants.

As of October 2010, grant funding at Moffitt increased to \$83.8 million, of which \$75.4 million were funds from peer-reviewed grants.

Over 1,000 students train at Moffitt every year, including medical residents, fellows, nurses, physician assistants, and pharmacy students. Moffitt trains more oncologists than all Florida institutions combined.

**Dr. William S. Dalton** is Moffitt's President/Chief Executive Officer and Center Director and author of more than 200 publications. He earned a Ph.D. in Toxicology and Medical Life Sciences and an M.D. from Indiana University and was the Founding Director of the Bone Marrow Transplant Program at the University of Arizona. Dr. Dalton joined Moffitt in

1997 as the Associate Center Director for Clinical Investigations and was appointed Deputy Director in 1999. Additionally, in 1999 he was the Professor and Founding Chairman of the Department of Interdisciplinary Oncology (now known as the

Department of Oncologic Sciences) at the University of South Florida. He served as Dean of the College of Medicine at the University of Arizona in Tucson from 2001-2002. Dr. Dalton returned to H. Lee Moffitt Cancer Center & Research Institute in August 2002 to serve as its Chief Executive Officer and Center Director.

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT: 2011-2012 State University System Operating Budget**

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**PROPOSED BOARD ACTION**

Approve the 2011-2012 State University System Operating Budget.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution. Board of Governors' Master Powers and Duties, Section II(2).

**BACKGROUND INFORMATION**

Each state university is required to submit a detailed operating plan for each budget entity for the 2011-2012 fiscal year. The State University System (SUS) operating budget consists of five different budget entities; 1) Education and General, 2) Contracts and Grants, 3) Auxiliary Enterprises, 4) Local Funds, and 5) Faculty Practice Plans.

The modest growth in estimated expenditures reported by the universities is primarily due to increased contract & grants, auxiliary enterprises, and student activity expenditures, increased student financial aid distributions, utilization of revenues generated from the technology fee and newly-established Board-approved local fees, and additional costs associated with other service related operations. Universities are also planning to utilize prior period carryforward funds to support continuing operations in light of state budget reductions absorbed during the previous three fiscal years.

1. The Education and General Budget Entity (E&G) includes the allocation of funds appropriated by the 2011 Legislature, student tuition, and other previously appropriated funds. The E&G budget entity contains resources that provide educational opportunities to citizens through instructional programs; research directed toward solving technical, social and economic problems facing the state and nation; and public service programs. Universities have flexibility in the development of the E&G operating budget but must report in the traditional SUS categories.

- 2) The Contracts and Grants budget entity supports research and public service through awards from federal, state, and local sources.
- 3) Auxiliary Enterprises is comprised of ancillary support units such as student housing, food service, bookstores, parking services, and computer support.
- 4) The Local Funds entity consists of operating resources for student activities, athletics, concessions, student financial aid, technology fee, Board approved local fees, and self-insurance programs.
- 5) Finally, the Faculty Practice Plans provide for clinical activities associated with the University of Florida and University of South Florida Health Centers, and the Florida State University, University of Central Florida, and Florida International University Medical Schools.

Each University Board of Trustees has approved an operating budget. The universities have developed their budgets in accordance with Board Regulation 9.007 – State University System Operating Budgets. The regulation requires each university to maintain an unencumbered balance in the E&G fund equal to or greater than 5% of the University Board of Trustees approved operating budget. If the unencumbered balance falls below 5%, the University President must provide written notification and explanation.

The attached information summarizes the budgetary resources and obligations, including beginning and ending fund balances, recurring and nonrecurring revenues, and operating and non-operating expenditures. Additional detail is available and will be posted to the Board’s website.

Staff has reviewed and approved the submissions and recommends approval of the proposed budgets as submitted by the universities and approved by their Board of Trustees.

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**Supporting Documentation Included:** Materials located behind the Budget & Finance Committee tab

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** 2012-13 State University System and Board General Office Legislative Budget Request

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**PROPOSED BOARD ACTION**

Approve a 2012-13 operating Legislative Budget Request for the State University System and the Board General Office and allow the Chancellor to make technical changes as necessary.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Annually, the Board of Governors must prepare and submit a State University System and a Board General Office Legislative Budget Request (LBR) for state appropriated operating funds. Both budgets must be reviewed and recommendations made on the issues to be included in the 2012-13 LBR.

**State University System (SUS):**

For the SUS, totaling funding of \$3.98 billion is requested. This represents a 14.5% increase over the current year appropriation. Two major components drive this increase; New Florida funding of approximately \$150 million and the major gift matching program of \$271 million. The New Florida initiative has 2 major strands; STEM / Research and Access / Improving Graduation rates. Significant effort will be placed on improving STEM fields, enhance research efforts, providing student access for institutional growth and improving graduation / retention rates.

The SUS budget can be divided into 2 primary areas; the Education and General (E&G) core budget and the special units/initiatives budget.

- a. The E&G core budget increase focuses on four main areas; The New Florida initiative, plant operations and maintenance funding for new and existing facilities, Florida Institute of Oceanography and the replacement of non-

recurring general revenue funds. The net increase to the E&G core budget is \$237 million or a 7.1% increase over the current year. With the adoption of the proposed LBR, the SUS core E&G appropriation per full-time equivalent student will increase by \$577 to \$11,185 for 2012-13.

b. The special units/state initiatives portion of the budget requests an increase of \$294 million and focuses on continued support of the new medical schools and matching funds for private donations.

Board General Office:

The Board General Office budget requests totals \$5.7 million, an increase of 3.3%. This request would provide funding for 52 positions and associated support costs. This includes funding to enhance one currently vacant position that would be responsible for STEM and Health initiatives. This position will be closely linked to the overall SUS request of funding for STEM and research initiatives. This position will coordinate STEM and Health activities for the university system, focusing on STEM and Health degree production. This position will work with Universities to find ways to efficiently and effectively develop STEM programs, increase STEM and medical degree production, and increase research activities.

The Chancellor recommends approval of the SUS and Board General Office LBRs.

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**Supporting Documentation Included:** Materials located behind the Budget & Finance Committee tab

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** Regulation 7.001 – Tuition and Associated Fees

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**PROPOSED BOARD ACTION**

Approve amended Regulation 7.001 – Tuition and Associated Fees.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution and Board Regulation Development Procedure.

**BACKGROUND INFORMATION**

This regulation was amended at the June 23, 2011 meeting to codify the actions taken by the Legislature during the 2011 session to increase base undergraduate tuition from \$95.67 to \$103.32, an eight percent increase. In addition, pursuant to Senate Bill 2150, a modification was made to the tuition differential component of the regulation that will allow excess revenue for need-based financial aid to be spent on other undergraduate education if all tuition and fee needs of resident Pell Grant students have been met.

Pursuant to the Board of Governors Regulation Development Procedure, Regulation 7.001 was posted on the Board’s Web site for public comment after consideration of the proposed regulation by the Board at its meeting on June 23, 2011. The comment period has expired with no public comments submitted.

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**Supporting Documentation Included:** Regulation 7.001, Tuition and Associated Fees

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## 7.001 Tuition and Associated Fees

(1) All students shall pay tuition and associated fees, unless waived pursuant to Regulation 7.008, as authorized by the Board of Governors or its designee.

(2) Tuition shall be defined as the basic fee assessed to students for enrollment in credit courses at any of the state universities. Non-resident tuition shall be defined as the basic fee and out-of-state fee assessed to non-resident students for enrollment in credit courses at any of the state universities. The out-of-state fee is the additional fee charged to a non-resident student. The non-resident tuition must be sufficient to offset the full instructional cost of serving the non-resident student. Calculations of the full cost of instruction shall be based on the university average of the prior year's cost of programs using the expenditure analysis.

(3) Effective with the Fall 201~~10~~<sup>19</sup> term, undergraduate tuition shall be \$~~103.32~~<sup>95.67</sup> per credit hour.

(4) Each university board of trustees may set tuition for graduate, including professional, programs.

(5) Each university board of trustees may set out-of-state fees for undergraduate and graduate, including professional, programs.

(6) Associated fees shall include the following fees and other fees as authorized by the Board of Governors:

- (a) Student Financial Aid Fee;
- (b) Capital Improvement Fee;
- (c) Building Fee;
- (d) Health Fee;
- (e) Athletic Fee;
- (f) Activity and Service Fee;
- (g) Non-Resident Student Financial Aid Fee, if applicable;
- (h) Technology Fee; and
- (i) Tuition Differential.

(7) Students shall pay tuition and associated fees or make other appropriate arrangements for the payment of tuition and associated fees (installment payment, deferment, or third party billing) by the deadline established by the university for the courses in which the student is enrolled, which shall be no later than the end of the second week of class.

(8) Registration shall be defined as the formal selection of one or more credit courses approved and scheduled by the university and tuition payment, partial or otherwise, or other appropriate arrangements for tuition payment (installment payment, deferment, or third party billing) for the courses in which the student is enrolled as of the end of the drop/add period.

(9) Tuition and associated fees liability shall be defined as the liability for the payment of tuition and associated fees incurred at the point at which the student has completed registration, as defined above.

(10) Tuition and associated fees shall be levied and collected for each student registered in a credit course, unless provided otherwise in Board regulations.

(11) Each student enrolled in the same undergraduate college-credit course more than twice shall pay tuition at 100 percent of the full cost of instruction and shall not be included in calculations of full-time equivalent enrollments for state funding purposes. Students who withdraw or fail a class due to extenuating circumstances may be granted an exception only once for each class pursuant to established university regulations. The university may review and reduce these fees paid by students due to continued enrollment in a college-credit class on an individual basis contingent upon the student's financial hardship. For purposes of this paragraph, first-time enrollment in a class shall mean enrollment in a class fall semester 1997 or thereafter. Calculations of the full cost of instruction shall be based on the system-wide average of the prior year's cost of undergraduate programs in the state university system using the expenditure analysis.

(12) Each FAMU student enrolled in the same college-preparatory class more than twice shall pay 100 percent of the full cost of instruction to support continuous enrollment of that student in the same class, and shall not be included in calculations of full-time equivalent enrollments for state funding purposes. Students who withdraw or fail a class due to extenuating circumstances may be granted an exception only once for each class pursuant to established university regulations. Calculations of the full cost of instruction shall be based on FAMU's average of the prior year's cost of remedial undergraduate programs using the expenditure analysis and adjusted by the percentage budget increase in the current year appropriation.

(13) A university board of trustees may submit a proposal for a block tuition policy to the budget committee for consideration by the committee during a November meeting. The proposed block tuition policy for resident undergraduate or graduate students shall be based on the per-credit hour tuition amount. The proposed block tuition policy for nonresident undergraduate or graduate students shall be based on the per-credit-hour tuition and out-of-state

fee amount. The block tuition policy can only be implemented beginning with the fall term.

(a) The proposal shall be submitted in a format designated by the Chancellor and include at a minimum:

1. An explanation of the process used to determine the block tuition ranges.
2. An explanation of how the university will ensure that sufficient courses are available to meet student demand.
3. A description of how the policy is aligned with the mission of the university.
4. A declaratory statement that the policy does not increase the state's fiscal liability or obligation.
5. An explanation of any proposed restrictions, limitations, or conditions to be placed on the policy.
6. A clear statement that any student that is a beneficiary of a prepaid tuition contract, purchased prior to the first fall term in which the block tuition is implemented, will not be included in any block tuition policy and will be billed on a per-credit-hour basis. The university shall work with the Florida Prepaid Board to determine how block tuition will be paid for beneficiaries of prepaid tuition contracts after implementation of block tuition. The university shall report the final resolution to the budget committee.
7. An estimation of the economic impact that implementation of the policy will have on the university and the student by identifying the incremental revenue the university anticipates collecting if this policy is implemented and the financial impact on the typical student subject to the policy.
8. A description of any outcome measures that will be used to determine the success of the policy, including but not limited to, time to degree, course load impact, and graduation rates.

(b) The Board of Governors will act upon the budget committee recommendation at the next scheduled meeting. If a university board of trustees' proposal is denied, within five days, the university board of trustees may request reconsideration by the Board's Tuition Appeals Committee, which shall consist of the Chair of the Board and the Chair of each Board committee. The Tuition Appeals Committee will meet within ten days after the Board of Governors' denial to consider a university board of trustees request for reconsideration.

(c) Every five years, the university board of trustees shall review the policy to determine if it has met its intended outcomes and whether the policy should

be continued or modified. The university board of trustees shall submit its findings to the Board.

(14) As a component of the annual university Work Plan, a board of trustees may submit a proposal to the budget committee of the Board of Governors by May 31 of each year to establish an increase in the undergraduate tuition differential to be implemented with the fall academic term. The tuition differential shall promote improvements to undergraduate education and provide financial aid to undergraduate students who have financial need. University boards of trustees shall have flexibility in distributing need-based financial aid awards according to university policies and Board of Governors' regulations.

(a) The aggregate sum of tuition and tuition differential can not be increased by more than 15 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year.

1. The tuition differential may be assessed on one or more undergraduate courses or all undergraduate courses and may vary by campus or center location.
2. The sum of undergraduate tuition and associated fees per credit hour may not exceed the national average undergraduate tuition and fees at four-year degree granting public postsecondary educational institutions.
3. Students having prepaid contracts in effect on July 1, 2007, and which remain in effect, are exempt from paying the tuition differential.
4. Students who were in attendance at the university before July 1, 2007, and maintain continuous enrollment may not be charged the tuition differential.

(b) The university board of trustees' proposal shall be submitted in a format designated by the Chancellor, and include at a minimum:

1. The course or courses for which the tuition differential will be assessed.
2. The amount that will be assessed for each tuition differential proposed.
3. The purpose of the tuition differential.
4. Identification of how the revenues from the tuition differential will be used to promote improvements in the quality of undergraduate education and to provide financial aid to undergraduate students who have financial need.
  - a. For the purposes of the following subsection,
    - i. "Financial aid fee revenue" means financial aid fee funds collected in the prior year.
    - ii. "Private sources" means prior-year revenue from sources other than the financial aid fee or the direct appropriation

for financial assistance provided to state universities in the General Appropriations Act.

b. At least thirty percent of the revenue shall be expended to provide need-based financial aid to undergraduate students to meet the cost of university attendance. If the entire tuition and fee costs of resident students who have applied for and received Pell Grant funds have been met and the university has excess funds remaining, the university may expend the excess portion on undergraduate education.

i. Universities shall increase undergraduate need-based aid over the prior year by at least thirty percent of the tuition differential.

ii. This expenditure shall not supplant the amount of need-based aid provided to undergraduate students in the preceding fiscal year from financial aid fee revenues, the direct appropriation for financial assistance provided to state universities in the general appropriations act, or from private sources.

iii. If a university's total undergraduate need-based awards does not meet or exceed the sum of the prior year's undergraduate need-based awards plus thirty percent of new tuition differential funds, the university may still be considered in compliance. However, the university shall provide detailed documentation demonstrating that the difference is attributed to a decrease in financial aid fee collections (Regulation 7.003(187)), tuition differential collections, the direct appropriation for student financial assistance in the General Appropriations Act, and/or a decrease in foundation endowments that support undergraduate need-based aid awards.

c. The remaining revenue shall be expended on undergraduate education.

5. Indicate how the university will monitor the success of the tuition differential in achieving the purpose for which the tuition differential is being assessed.

(c) The budget committee will examine data gathered as part of the University Annual Reports instituted pursuant to Regulation 2.002 to inform members' deliberations regarding institutional proposals for tuition differential increases. At a minimum, the committee will review:

1. Undergraduate retention and graduation rates.
2. Percentage of students graduating with more than 110 percent of the hours required for graduation.

3. Licensure pass rates for completers of appropriate undergraduate programs.
4. Number of undergraduate course offerings.
5. Percentage of undergraduate students who are taught by each instructor type.
6. Average salaries of faculty who teach undergraduate courses.
7. Undergraduate student-faculty ratio.
8. Other university specific measures identified by the boards of trustees pursuant to subparagraph (14)(b)5.
9. Number of need-based financial aid awards provided, average award, and median award.

(d) The budget committee shall review each proposal and advise the university board of trustees of the need for any additional information or revision to the proposal. The budget committee will make a recommendation to the Board of Governors at the next scheduled meeting.

(e) The Board of Governors will act upon the budget committee recommendation at the next scheduled meeting. If a university board of trustees' proposal is denied, within five days the university board of trustees may request reconsideration by the Board's Tuition Appeals Committee, which shall consist of the Chair of the Board and the Chair of each Board committee. The Tuition Appeals Committee will meet within ten days after the Board of Governors denial to consider a university board of trustees request for reconsideration.

(f) Each university board of trustees that has been approved to assess a tuition differential shall submit the following information to the Board of Governors General Office in a format and at a time designated by the Chancellor, so that such information can be incorporated into a system report that will be submitted to the Governor and Legislature by January 1.

1. The amount of tuition differential assessed.
2. The course or courses for which the tuition differential was assessed.
3. Total revenues generated.
4. Number of students eligible for a waiver as outlined in Regulation 7.008(20), number of these students receiving a waiver, and the value of these waivers.
5. Detailed expenditures (submitted as a part of the August operating budget).
6. Detailed reporting of financial aid sources and disbursements sufficient to meet the requirements in subparagraph (14)(b)4.
7. Data on indicators outlined in subparagraph (14)(c).

(g) Universities must maintain the need-based financial aid revenue generated from the tuition differential in a separate Education and General account, with the revenue budget in the Student and Other Fee Trust Fund.

(h) If, after approval by the Board of Governors, a university determines that modifications need to be made to the monitoring and implementation of the proposed undergraduate improvement programs, the university shall notify the Chancellor.

(15) A university board of trustees may submit a proposal for market tuition rates for graduate-level courses offered online or through the university's continuing education unit when such courses constitute an approved degree program or college credit certificate program. Proposals shall be submitted to the budget committee for consideration by the committee during a November meeting.

(a) Proposals to charge market tuition rates for degree programs and college credit certificate programs shall be considered by the Board only if documentation is provided that demonstrates:

1. The programs have been approved in accordance with Regulation 8.011 and have established one or more separate market tuition rate student cohorts, each of which can be tracked for administrative and reporting purposes.

2. The programs do not lead to initial licensing or certification for occupational areas identified as state critical workforce need in the State University System of Florida Strategic Plan, 2005-2013, Areas of Programmatic Strategic Emphasis, as amended in 2009. A university may request establishment of market tuition rates for such programs for non-residents if such programs do not adversely impact development of other programs for Florida residents. A university, upon a written request for a special exception from the Chancellor, may submit a proposal for market tuition rate for a program leading to initial licensing or certification in a state critical workforce need area if it can be demonstrated to increase the number of graduates in the state.

3. The program admission and graduation requirements shall be the same as similar programs funded by state appropriations.

(b) If approved by the Board, the university shall operate these programs for a pilot period in order to collect sufficient information to determine the merit and success of market tuition rate courses. During the pilot period, the Board shall approve no more than five new graduate-level degree programs or college credit certificate program proposals per academic year. After three years, the university shall present its findings to the Board budget committee.

The university findings shall include, but not be limited to, program enrollments, degrees produced, and enrollments in similar state funded programs. The budget committee will then make any appropriate recommendations to the Board for changes of market tuition rates programs.

(c) The proposal for market tuition rate programs shall be submitted in a format designated by the Chancellor and include at a minimum:

1. A description of the program and its compliance with the requirements outlined in (15)(a).
2. An explanation of the process used to determine the market tuition rate and the tuition at similar programs from at least five other institutions, including both private and public.
3. A description of similar programs offered by other state university system institutions.
4. An estimate of the market tuition rate to be charged over the next three years. Any annual increase shall be no more than 15 percent over the preceding year.
5. A description of how offering the proposed program at market tuition rate is aligned with the mission of the university.
6. An explanation and declaratory statement that offering the proposed program at market tuition rate does not increase the state's fiscal liability or obligation.
7. An explanation of any differentiation in rate between resident and non-resident students paying market tuition rate.
8. An explanation of any proposed restrictions, limitations, or conditions to be placed on the program.
9. A description of any outcome measures that will be used to determine the success of the proposal.
10. In addition, the following information will be included with the proposal:
  - a. An explanation of how the university will ensure that sufficient courses are available to meet student demand and facilitate completion of each program submitted for consideration.
  - b. A baseline of current enrollments, including a breakout of resident and nonresident enrollment, in similar state-funded courses.
  - c. An estimation of the economic impact that implementation of the proposal will have on the university and the student by identifying the incremental revenue the university anticipates collecting if the proposal is approved.
  - d. A description of how revenues will be spent, including whether any private vendors will be utilized, and which budget entity the funds will be budgeted.



(d) The Board of Governors will act upon the budget committee recommendation at the next scheduled meeting. If a university board of trustees' proposal is denied, within five days, the university board of trustees may request reconsideration by the Board's Tuition Appeals Committee, which shall consist of the Chair of the Board and the Chair of each Board committee. The Tuition Appeals Committee will meet within ten days after the Board of Governors' denial to consider a university board of trustees request for reconsideration.

(e) If a university charges a market tuition rate for a course within an approved program, preference shall be given to Florida residents in the admission process for similar state funded programs.

(f) Enrollments and degrees granted in market tuition rate program cohorts shall be reported in a manner to be determined by the Chancellor.

(g) Credit hours generated by courses in market tuition rate program cohorts shall not be reported as fundable credit hours and all costs shall be recouped within the market tuition rate.

(h) Programs and associated courses approved for market tuition rate shall not supplant existing university offerings funded by state appropriations.

(i) Each university approved to offer market tuition rates shall provide an annual status report in a format designated by the Chancellor.

Authority: Section 7(d), Art. IX, Fla. Const.; History—Formerly BOR Rule 6C-7.001, Adopted 4-8-79, Renumbered 12-16-74, Amended 6-28-76, 7-4-78, 8-6-79, 9-28-81, 12-14-83, 7-25-84, 10-2-84, 10-7-85, Formerly 6C-7.01, Amended 12-25-86, 11-16-87, 10-19-88, 10-17-89, 10-15-90, 9-15-91, 1-8-92, 11-9-92, 7-22-93, 8-1-94, 11-29-94, 4-16-96, 8-12-96, 9-30-97, 12-15-97, 8-11-98, 9-30-98, 8-12-99, 8-3-00, 8-28-00, 8-12-01, Amended and Renumbered as 7.001 09-25-08, Amended 12-10-09, 11-04-10, 01-20-11, [\\_\\_\\_\\_\\_](#).

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS**  
June 23, 2011

**SUBJECT:** Regulation 7.003 – Fees, Fines & Penalties

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**PROPOSED BOARD ACTION**

Approve amended Regulation 7.003.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution and Board Regulation Development Procedure.

**BACKGROUND INFORMATION**

This regulation was amended to codify several actions taken by the Board during the March meeting and statutory changes made by the 2011 Legislature.

1. In March the Board approved the creation of several new university fees and an increase to the orientation fee at the University of West Florida. These actions have been added to the regulation.
2. During the Budget and Finance Committee deliberations in February and the full Board discussion in March, members expressed that additional criteria be included in the fee regulation that would guide the universities in the development of new fees that are submitted for Board consideration. To that end, the following criteria has been included:
  - a. The fee cannot be an extension of, or cover the same services, as an existing statutory fee;
  - b. The fee cannot be utilized to create additional bonding capacity in an existing fee;
  - c. The fee cannot be used to support services or activities that have been paid for with education and general funds; and
  - d. The fee should support a service or activity in which a majority of students is able to participate or from which derive a benefit.
3. Senate Bill 2150 authorized a transient student fee not to exceed \$5.00 per distance learning course for accepting a transient student and processing the student's admissions application.

4. Senate Bill 2150 modified the existing excess hour fee. All undergraduate students entering for the first time in fall 2011 shall pay an excess hour fee equal to 100 percent (was 50 percent) of the undergraduate tuition in excess of 115 percent (was 120 percent) of the number of credit hours required to complete the baccalaureate degree.

Pursuant to the Board of Governors Regulation Development Procedure, Regulation 7.003 was posted on the Board's Web site for public comment after consideration of the proposed regulation by the Board at its meeting on June 23, 2011. The comment period has expired with no public comments submitted.

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**Supporting Documentation Included:** Regulation 7.003, Fees, Fines & Penalties

### 7.003 Fees, Fines and Penalties.

(1) The Board of Governors must authorize all fees assessed to students. Accordingly, the specific fees listed in this section, and the tuition and associated fees defined in Regulation 7.001, are the only fees that may be charged for state fundable credit hours without the specific approval of the Board, except as authorized in Regulation 8.002. For purposes of clarification, the term "at cost" or "cost" as used in this regulation includes those increased costs that are directly related to the delivery of the goods, services, or programs.

(2) Each university board of trustees is authorized to assess the following fees at the statutory amounts listed:

- (a) Security / Access / Identification Card, Duplicate Security / Access / Identification Card, Fee Card, or Passbook:
  - 1. Annual - cost up to \$10.00.
  - 2. All duplicates - cost up to \$15.00
- (b) Orientation Fee - up to \$35.00.
  - [1. Effective fall 2011, the board of trustees of the University of West Florida may assess a \\$50 Orientation Fee.](#)
- (c) Admissions Deposit - Up to \$200. The admissions deposit shall be imposed at the time of an applicant's acceptance to the university and shall be applied toward tuition upon registration and budgeted in the Student and Other Fee Trust Fund. In the event the applicant does not enroll in the university, the admissions deposit shall be budgeted in an auxiliary account of the university and used to expand financial assistance, scholarships, student academic and career counseling services, and admission services at the university.
- (d) Transcript Fee - per item; up to \$10.00.
- (e) Diploma Replacement Fee - per item; up to \$10.00.
- (f) Service Charge - up to \$15.00 for the payment of tuition and fees in installments.
- (g) Audit Registration Fees -- Audit registration assures a course space for the student; however, no grade is awarded. This fee is the same as the tuition and associated fees provided in Regulation 7.001. Budgeting of fee proceeds shall be in the Student and Other Fee Trust Fund.
- (h) Registration of Zero Hours -- Such registration provides for examinations, graduations, use of facilities, etc., when deemed appropriate by the institution. The student is assessed tuition and associated fees for one credit hour. The Zero Credit Fee shall be budgeted in the Student and Other Fee Trust Fund.
- (i) Application Fee -- Individuals who make application for admission to universities within the State University System shall pay a non-refundable Application Fee of not more than \$30.00. The fee shall be budgeted in the

- Student and Other Fee Trust Fund. Provisions may be made to waive the application fee as specified by the university.
- (j) Late Registration Fee -- Universities shall assess a Late Registration Fee to students who fail to register before the end of the regular registration period. This fee may also be assessed to students reinstated after their course schedules were cancelled due to non-payment of fees. The fee shall be not less than \$50 nor more than \$100 with a minimum of 50 percent budgeted to the Student and Other Fee Trust Funds and the balance budgeted in an Auxiliary Trust Fund. Provisions may be made to waive the Late Registration Fee as specified by the university.
  - (k) Late Payment Fee -- Universities may assess a Late Payment Fee to students who fail to pay, or make appropriate arrangements for payment (installment payment, deferment, or third-party billing), of tuition and associated fees by the deadline set by each university. The fee shall be not less than \$50 nor more than \$100 with a minimum of 50 percent budgeted to the Student and Other Fee Trust Fund and the balance budgeted in an Auxiliary Trust Fund. Provisions may be made to waive the Late Payment Fee as specified by the university.

(3) Before the Board's last meeting of each calendar year, the university board of trustees shall notify the Board of any potential increases in fees outlined in subparagraph (2). A university board of trustees may then submit a proposal for an increase in that fee to the Board of Governors' budget committee by January 15 for consideration by the committee during a February meeting.

- (a) The proposal shall be submitted in a format designated by the Chancellor and include at a minimum:
  1. The current and proposed increase to the fee and a description of the process used to determine the need for the increase, including any student involvement.
  2. The service or operation currently being funded by the fee.
  3. An analysis of whether the service or operation can be performed more efficiently to alleviate the need for any increase.
  4. The additional or enhanced service or operation to be implemented.
  5. Identification of other resources that could be used to meet this need.
  6. The financial impact on students, including those with financial need.
  7. The current revenue collected and expenditures from the current fee.
  8. The estimated revenue to be collected and expenditures for the fee increase.
- (b) The Board will act upon the budget committee recommendation at the next scheduled meeting.
- (c) An increase in these fees can only be implemented with the fall term.
- (d) Every five years the university board of trustees shall review the fee increase to determine if the fee has met its intended outcomes and whether the fee should be increased, decreased or discontinued. The

university board of trustees shall submit its findings to the Board. Any subsequent decreases or continuation in these fees are delegated to the university board of trustees, with notification to the Chancellor.

- (4) Each university board of trustees is authorized to establish separate activity and service, health, and athletic fees on the main campus, branch campus, or center.
- (a) The fees shall be retained by the university and paid into the separate activity and service, health, and athletic funds. A university may transfer revenues derived from the fees authorized pursuant to this section to a university direct-support organization of the university pursuant to a written agreement approved by the Board of Governors.
  - (b) The sum of the activity and service, health, and athletic fees a student is required to pay to register for a course shall not exceed 40 percent of the tuition. Within the 40 percent cap, universities may not increase the aggregate sum of activity and service, health, and athletic fees more than 5 percent per year or the same percentage increase in tuition, whichever is higher..
  - (c) A university may increase its athletic fee to defray the costs associated with changing National Collegiate Athletic Association divisions. Any such increase in the athletic fee may exceed both the 40 percent cap and the 5 percent cap imposed by this subsection. Any such increase must be approved by the athletic fee committee in the process outlined in subparagraph (4)(d) and cannot exceed \$2 per credit hour.
  - (d) Increases in the health, athletic, and activity and service fee must be recommended by a fee committee, at least one-half of whom are students appointed by the student body president. The remainder of the committee shall be appointed by the university president. A chairperson, appointed jointly by the university president and the student body president, shall vote only in the case of a tie. The recommendations of the committee shall take effect only after approval by the university president, after consultation with the student body president, and approval by the university board of trustees. An increase in these fees may occur only once each fiscal year and must be implemented beginning with the fall term.
  - (e) The student activity and service fee shall be expended for lawful purposes to benefit the student body in general. This shall include, but shall not be limited to, student publications and grants to duly recognized student organizations, the membership of which is open to all students at the university without regard to race, sex, or religion. The fee may not benefit activities for which an admission fee is charged to students, except for student-government-association-sponsored concerts. The allocation and expenditure of the fees shall be determined by the student government association of the university, except that the president of the university may veto any line item or portion thereof within the budget when

submitted by the student government association legislative body. The university president shall have 15 school days from the date of presentation of the budget to act on the allocation and expenditure recommendations, which shall be deemed approved if no action is taken within the 15 school days. If any line item or portion thereof within the budget is vetoed, the student government association legislative body shall within 15 school days make new budget recommendations for expenditure of the vetoed portion of the fees. If the university president vetoes any line item or portion thereof within the new budget revisions, the university president may reallocate by line item that vetoed portion to bond obligations guaranteed by activity and service fees.

- (f) Unexpended fees and undisbursed fees remaining at the end of a fiscal year shall be carried over and remain in the student activity and service fund and be available for allocation and expenditure during the next fiscal year.

(5) Technology Fee – Each university board of trustees may establish a technology fee to be paid by all students. The fee may be up to 5 percent of the tuition charged per credit hour. The revenue from this fee shall be used to enhance instructional technology resources for students and faculty. The revenue and expenditures shall be budgeted in the Local Fund budget entity.

(6) Off-Campus Educational Activities - As used herein, "off-campus" refers to locations other than state-funded main campuses, branch campuses, or centers. Each university board of trustees is authorized to establish fees for state fundable off-campus course offerings when the location results in specific, identifiable increased costs to the university. These fees will be in addition to the tuition and associated fees charged to students enrolling in these courses on-campus. The additional fees charged are for the purpose of recovering the increased costs resulting from off-campus vis-à-vis on-campus offerings. The university shall budget the fees collected for these courses to the Student and Other Fee Trust Funds. Each university shall use the additional fees collected to cover the increased cost of these courses and reimburse the appropriate Educational and General fund, or other appropriate fund if the costs are incurred in other than Educational and General funds.

(7) Material and Supply Fees - Each university board of trustees is authorized to assess Material and Supply Fees not to exceed the amount necessary to offset the cost of materials or supply items which are consumed in the course of the student's instructional activities, excluding the cost of equipment and equipment repairs and maintenance. Revenues from such fees shall be budgeted in the Auxiliary Trust Fund.



(8) Housing Rental Rates – Basic rates for housing rental shall be set by each university board of trustees. In addition, the university board of trustees is authorized to establish miscellaneous housing charges for services provided by the university at the request of the students.

(9) Parking Fines, Permits and Decals -- Each university board of trustees shall establish charges for parking decals, permits and parking fines.

(10) Transportation Access Fee - Each university board of trustees is authorized to establish a transportation access fee, with appropriate input from students, to support the university's transportation infrastructure and to increase student access to transportation services.

(11) Returned Check Fee -- Each university board of trustees shall assess a service charge for unpaid checks returned to the university.

(12) Collection costs -- Each university board of trustees is authorized to assess a charge representing reasonable cost of collection efforts to effect payment for overdue accounts. Amounts received for collection costs shall be retained by the university.

(13) Service Charge -- Each university board of trustees is authorized to assess a service charge on university loans in lieu of interest and administrative handling.

(14) Educational Research Center for Child Development Fee -- Each university board of trustees is authorized to assess child care and service fees.

(15) Transient Student Fee – Each university board of trustees is authorized to assess a fee not to exceed \$5.00 per distance learning course for accepting a transient student and processing the student's admissions application pursuant to Section 1004.091.

(165) Building Fee – Each university board of trustees shall assess \$2.32 per credit hour per semester. No project proposed by a university which is to be funded by this fee shall be submitted to the Board of Governors for approval without prior consultation with the student government association of that university.

(176) Capital Improvement Fee – Each university board of trustees shall assess \$2.44 per credit hour per semester. No project proposed by a university which is to be funded by this fee shall be submitted to the Board of Governors for approval without prior consultation with the student government association of that university.

(187) Student Financial Aid Fee – Each university board of trustees is authorized to collect for financial aid purposes an amount not to exceed 5 percent of the tuition and out-of-state fee. The revenues from fees are to remain at each university. A minimum of 75 percent of funds from the student financial aid fee shall be used to provide financial aid based on demonstrated financial need. Each university shall report annually to the Board of Governors on the revenue collected pursuant to this subsection, the amount carried forward, the criteria used to make awards, the amount and number of awards for each criterion, and a delineation of the distribution of such awards. The report shall include an assessment by category of the financial need of every student who receives an award, regardless of the purpose for which the award is received. Awards which are based on financial need shall be distributed in accordance with the federal methodology for determining need. An award for academic merit shall require a minimum overall grade point average of 3.0 on a 4.0 scale or the equivalent for both initial receipt of the award and renewal of the award.

(198) Each university board of trustees is authorized to assess the following fees which will have varied amounts:

- (a) Development Research School Fees – activity fees which shall be discretionary with each university.
- (b) Library Fines – per book or unit, per day; the funds shall be budgeted to the Student and Other Fee Trust Fund.
- (c) Overdue Reserve Library books – per book, per library hour; the funds shall be budgeted to the Student and Other Fee Trust Fund.
- (d) Late Equipment Fee, Physical Education – per item, per day.
- (e) Fees and fines relating to the use, late return, and loss and damage of facilities and equipment.
- (f) Distance Learning Fee.

(2019) Each university board of trustees is authorized to assess reasonable fees for incidental non-academic services provided directly to individuals. This could include, but not be limited to, fees for duplicating, lost keys, copyright material, breakage, standardized tests, library loans.

(210) Each university board of trustees is authorized to assess an international student service fee to cover the university costs associated with reporting requirements of the Student and Exchange Visitor Information System administered by the Department of Homeland Security for F-Visa and J-Visa degree seeking students.

(224) Excess Hour Fee – ~~An undergraduate student shall pay an excess hour fee equal to 50 percent of the undergraduate tuition identified in Regulation 7.001(3) for each credit hour in excess of 120 percent of the number of credit hours~~

~~required to complete the baccalaureate degree program in which the student is enrolled.~~ This fee shall be budgeted in the Student and Other Fee Trust Fund.

- (a) ~~This provision is effective for~~ All state university undergraduate students who entered a postsecondary undergraduate program at any Florida public institution of higher education for the first time in fall 2009 or thereafter and prior to fall 2011 shall pay an excess hour fee equal to 50 percent of the undergraduate tuition identified in Regulation 7.001(3) for each credit hour in excess of 120 percent of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled~~or thereafter.~~
- (b) All state university undergraduate students who entered a postsecondary undergraduate program at any Florida public institution of higher education for the first time in fall 2011 or thereafter shall pay an excess hour fee equal to 100 percent of the undergraduate tuition identified in Regulation 7.001(3) for each credit hour in excess of 115 percent of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled.
- (c) Each university shall implement a process for notifying students of this fee upon a student's initial enrollment. A second notice must be provided to the student when the student has attempted the number of credit hours needed to complete the baccalaureate degree program in which the student is enrolled. The second notice must include a recommendation that each student who intends to earn credit hours at the university in excess of the credit hours required for the baccalaureate degree program in which the student is enrolled meet with the student's academic advisor.
- (d) All credit hours for courses taken at the university from which the student is seeking a baccalaureate degree shall be included when calculating the number of hours taken by a student, including:
1. Failed courses.
  2. Courses dropped or withdrawn from after the university's advertised last day of the drop and add period, except as provided for in subparagraph (221)(e).
  3. Repeated courses, except repeated courses for which the student has paid the full cost of instruction as provided in Regulation 7.001(11).
  4. All credit hours earned at another institution and accepted for transfer by the university and applied toward the student's baccalaureate degree program.
- (e) All credit hours earned under the following circumstances shall not be calculated as hours required to earn a baccalaureate degree:
1. College credits earned through an articulated accelerated mechanism.

2. Credit hours earned through internship programs.
3. Credit hours required for certification, recertification, or certificate programs.
4. Credit hours in courses from which a student must withdraw due to reasons of medical or personal hardship.
5. Credit hours taken by active-duty military personnel.
6. Credit hours required to achieve a dual major taken while pursuing a baccalaureate degree.
7. Remedial and English as a Second Language credit hours.
8. Credit hours earned in military science courses that are part of the Reserve Officers' Training Corps program.

| (232) Convenience fee – Each university board of trustees may establish a convenience fee when accepting payments by credit cards, charge cards, and debit cards. The fee shall not be greater than the cost of providing the service. The fee is not refundable to the payor.

| (243) Before the Board's last meeting of each calendar year, the university board of trustees shall notify the Board of any potential new fees that are being considered by the university. A university board of trustees may then submit a proposal for a new fee not currently authorized in Board regulation or statute to the Board of Governors' budget committee by January 15 for consideration by the committee during a February meeting.

(a) The proposal shall be submitted in a format designated by the Chancellor, and include at a minimum:

1. The purpose to be served or accomplished with the fee.
2. The demonstrable student-based need for the fee that is currently not being met through existing university services, operations or another fee.
3. The process used to assure substantial student input or involvement.
4. Any proposed restrictions, limitations, or conditions to be placed on the fee.
5. The financial impact of the fee on students, including those with financial need.
6. The estimated revenue to be collected and proposed expenditures for the new fee.
7. The outcome measures that will be implemented to determine when the purpose of the fee will be accomplished.

(b) The aggregate sum of any fees approved by the Board that a student is required to pay to register for a course shall not exceed 10 percent of tuition. All other fees shall be based on cost.

(c) The fee can only be implemented in the fall term.

(d) The revenue generated by this fee may not be transferred to an auxiliary enterprise or a direct-support organization and may not be used to pay or secure debt.

(e) The university shall account for the revenue and detailed expenditures of this fee in the Annual Report.

(f) The fee cannot be an extension of, or cover the same services, as an existing statutory fee.

(g) The fee cannot be utilized to create additional bonding capacity in an existing fee.

(h) The fee cannot be used to support services or activities that have been paid for with education and general funds.

(i) The fee should support a service or activity in which a majority of students is able to participate or from which derive a benefit.

(j) Once the Board approves a fee under this section, a university fee committee shall be established similar to other existing fee committees.

(k) The Board will act upon the budget committee recommendation at the next scheduled meeting.

(l) Every five years the university board of trustees shall review the fee to determine if the fee has met its intended outcomes and whether the fee should be increased, decreased or discontinued. The university board of trustees shall submit its findings to the Board. Any subsequent decreases or continuation in these fees are delegated to the university board of trustees, with notification to the Chancellor.

(m) If a university board of trustees' proposal is denied, within five days the university board of trustees may request reconsideration by the Board's Tuition Appeals Committee, which shall consist of the Chair of the Board and the Chair of each Board committee. The Tuition Appeals Committee will meet within ten days after the Board of Governors denial to consider a university board of trustees request for reconsideration.

(25) Pursuant to subparagraph (24), the university boards of trustees designated below are authorized to assess the following fees:

(a) Green Fee - This fee may be assessed to establish or improve the use of renewable energy technologies or energy efficiencies that lower the university's greenhouse emissions.

1. University of South Florida: up to \$1.00 per credit hour

2. New College of Florida: up to \$1.00 per credit hour

(b) Test Preparation Fee - at cost. This fee may be assessed to increase accessibility to test preparation courses in programs where students are expected to obtain specific preparation for a practice-based examination.

1. Florida International University

(c) Student Life and Services Fee - This fee may be assessed to expand student participation in transformational learning opportunities that build

new and enhances ongoing activities which connect students to the institution.

1. University of North Florida: not to exceed 5 percent of tuition.

Authority: Section 7(d), Art. IX, Fla. Const.; History—Formerly BOR Rule 6C-7.003. Derived from 6C-2.74 and 6C-2.76, Amended and Renumbered 12-17-74, Amended 2-22-76, 6-22-76, 6-28-76, 11-1-76, 9-8-77, 2-14-79, 9-28-81, 12-7-82, 12-13-83, 10-2-84, Formerly 6C-7.03, Amended 1-8-86, 8-11-86, 12-25-86, 6-2-87, 10-17-89, 4-10-90, 1-7-91, 7-2-91, 9-15-91, 8-4-92, 11-9-92, 4-12-93, 5-30-93, 9-23-93, 8-1-94, 1-24-96, 4-16-96, 12-15-97, 8-28-00, 8-12-01, Amended and Renumbered as 7.003 9-25-08, Amended 12-10-09, 11-04-10, \_\_\_\_\_.

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** Amendment of Regulation 9.017 relating to Faculty Practice Plans

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**PROPOSED BOARD ACTION**

Approve an amendment to Regulation 9.017 relating to Faculty Practice Plans.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Amendment of Board Regulation 9.017 was approved for public notice at the June 15, 2011, meeting. Regulation 9.017 establishes the basic policy and criteria for the establishment and operation of Faculty Practice Plans and needs to be amended to provide for the establishment and operation of the Faculty Practice Plan for the Florida Atlantic University College of Medicine.

Pursuant to the Regulation Development Procedure adopted by the Board at its March 23, 2006, meeting, the amendment to Regulation 9.017 was posted on the Board's website for public comment after initial consideration by the Board. The comment period has since expired and the amendment to Regulation 9.017 is submitted to the Board for approval.

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**Supporting Documentation Included:** Regulation 9.017

**Facilitators/Presenters:** Vikki Shirley

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## 9.017 Faculty Practice Plans

- 1) *Basic Policy.* The J. Hillis Miller Health Center at the University of Florida, the Health Sciences Center at the University of South Florida, the Florida State University College of Medicine, the Florida International University College of Medicine, ~~and the University of Central Florida College of Medicine,~~ and the Florida Atlantic University College of Medicine, respectively, provide educationally oriented clinical practice settings and opportunities, through which faculty members provide health, medical and dental care and treatment to patients, including patients at independent hospitals, other institutions, and various clinical sites as an integral part of their academic activities and their employment as faculty. Such faculty practice activities are designed to assure clinical practice opportunities and experiences that are essential in the training of students and postgraduate health professionals and that will enhance skills and knowledge of faculty members who must teach and train medical and other health professional students. Participation in such faculty practice activities by members of the faculty of this State's colleges of medicine, dentistry, health professions, and veterinary medicine is vital to the educational mission, the maintenance of skills in the treatment and diagnosis of disease, and the maintenance of patient management skills, clinical expertise, and medical judgment, and is a necessary and essential part of their employment as faculty. Because these faculty practice activities generate income from a cross section of patients served by faculty members, these colleges are authorized to regulate fees generated from faculty practice, and to develop and maintain Faculty Practice Plans for the orderly collection and distribution of such fees. Colleges are authorized to form corporate entities to achieve the objectives of the Faculty Practice Plans. The Faculty Practice Plan, when developed, and subsequent changes therein, must be approved by the dean of the college, the vice president of the health center, as applicable, ~~and the president of the university,~~ and the university board of trustees prior to filing for approval of the Board of Governors~~Chancellor~~. Faculty Practice Plans must be consistent with, and supportive of, the objectives of the college, the health center, as applicable, and the university.
- 2) Each Faculty Practice Plan shall include and/or provide for:
  - (a) A written document which describes the university's policies and procedures pertaining to faculty practices activities and the resulting professional fees.
  - (b) Articles of Incorporation and Bylaws.
  - (c) A separate bank account into which all faculty practice fees are to be deposited, which shall be held and administered by the respective university or faculty practice organization.
  - (d) An operating budget, prepared at least annually and recommended by the dean of the college, vice president of the health center, as applicable, and university president to the Board of Governors for review and oversight.
  - (e) An annual audit and management letter, which shall be forwarded to the Board of Governors for review and oversight.

Authority: Section 7(d), Art. IX, Fla. Const.; History--Former BOR Rule 6C-9.017, 6-12-75, Amended 6-2-87, 10-17-89, 6-6-90, 12-9-91, 10-2-94, 4-16-96, 6-22-06, 1-24-08, 5-8-08.

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STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 14, 2011

**SUBJECT:** 2012-13 State University System Fixed Capital Outlay Legislative Budget Request

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**PROPOSED BOARD ACTION**

Review and approve the 2012-2013 SUS Fixed Capital Outlay Legislative Budget Request.

Authorize the Chancellor, State University System of Florida, to make revisions to the 2012-2013 SUS Fixed Capital Outlay Legislative Budget Request.

Approval is recommended by the Chancellor.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

The requested budget provides the State University System of Florida continued capital outlay support and has been prepared in accordance with statutory requirements and guidelines adopted by the Board of Governors on March 24, 2011. All university fixed capital outlay budget requests have been approved by the institutional boards of trustees.

**Specific Fixed Capital Outlay Appropriation Requests**

- ◆ **The 2012/2013-2014/2015 SUS Three-Year Public Education Capital Outlay (PECO) Request** provides funding to meet identified academic and academic support facility needs based upon statutory revenue allocation constraints. (**Attachment I**)
- ◆ **The 2012/2013 SUS Fully Funded Public Education Capital Outlay (PECO) Project Priority List** represents a prioritized statement of academic and academic support facilities needs. (**Attachment II**)

- ◆ **Board Request for PECO Remodeling/Renovation/Repair/Maintenance Formula Funds Appropriation** represents a system-wide request for funds used to expand or upgrade educational facilities to prolong the useful life of the plant, pursuant to statute. **(Attachment III)**
- ◆ **The 2012/2013 Alec P. Courtelis Facility Enhancement Challenge Grant Program** requires funding to match private donations which have been received by June 30, 2011. The projects support high priority instruction and research facilities. **(Attachment IV)**
- ◆ **A Request for Capital Improvement Trust Fund Debt Service Appropriation** provides the spending authority necessary to satisfy the debt service requirements of previously issued long term debt. **(Attachment V)**
- ◆ **A Request for Legislative Authorization for State University System Fixed Capital Outlay projects requiring General Revenue funds to Operate and Maintain (Attachment VI)** provides the spending authority for plant and maintenance operations.
- ◆ **Fixed Capital Outlay Projects Requiring Legislative Authorization (Attachment VII)**

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**Supporting Documentation Included:** Located behind Facilities Committee Tab

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT: Organizing the System for Success: Approve Regulation 8.002 -  
Continuing Education**

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**PROPOSED BOARD ACTION**

Approve Regulation 8.002 - Continuing Education

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Board of Governors Regulation 8.002 - Continuing Education was promulgated in parts from 1970 through 1993 under the governance of the Board of Regents (BOR). As the nature of continuing education continued to change after 1993, and as the governance structure of the State University System changed in subsequent years, the BOR rule was not updated and some of its provisions have become obsolete. This situation has caused some confusion with regard to authority for administering continuing education.

The proposed amendment eliminates the obsolete provisions and puts into place clear expectations for administering and reporting continuing education activity within the State University System.

In drafting this regulation, Board staff solicited input from the university general counsels, members of the Council of Academic Vice Presidents, academic contacts, and other state university staff. The proposed regulation was noticed at the June 2011 Board meeting, along with the proposed Academic Program Coordination regulation and the Educational Sites regulation, to begin the process of obtaining public input. To address questions and concerns expressed by some university representatives regarding the proposed regulations during the Strategic Planning Committee meeting in June, Chair Parker created a workgroup consisting of three Board members and four university representatives. The charge to Governor Martin was to bring back to the Committee recommendations for addressing the issues discussed by the Workgroup.

The Workgroup discussed the issues in Tallahassee on Monday, August 22, and Governor Martin's recommendations were presented to the Strategic Planning Committee at its August 26, 2011, meeting. The Committee accepted the one technical edit to the noticed Continuing Education regulation and recommended that the Board approve the proposed regulation at its September meeting.

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**Supporting Documentation Included:** Proposed Regulation: 8.002 – Continuing Education

### **8.002 Continuing Education**

(1) Continuing education is defined as non-fundable, self-supporting college credit courses or programs, non-credit professional development courses or programs designed to upgrade existing technical or professional skills, and courses that are provided primarily for personal enrichment. Continuing education courses and programs are funded in the Auxiliary budget entity, except that funds collected from sponsoring entities for sponsored credit institutes may be remitted to the university's contract and grants trust fund, pursuant to Regulation 7.008(2)(b).

(2) The administrative unit(s) under which the continuing education program is managed shall be determined by the university.

(3) Continuing education college credit courses shall not ~~supplant existing university offerings funded by state appropriations~~~~be in competition with, or replace, credit courses funded through the university's Educational and General (E&G) budget entity.~~

(4) Admissions and graduation criteria, as well as academic standards, for degree programs offered through continuing education must align with those criteria and standards in equivalent programs funded through the E&G budget entity and must go through the same curriculum-approval processes as those E&G-funded programs.

(5) Student full-time equivalent (FTE) enrollments calculated from college credit hours earned through continuing education shall be reported to the Board of Governors separately from student FTE funded through the E&G budget entity.

(6) Degrees awarded for continuing education programs shall be reported to the Board of Governors separately from degrees awarded for programs funded through the E&G budget entity.

(7) For the purpose of planning, offering, and recovering all direct costs of continuing education courses and programs, continuing education activity shall be reflected in the Auxiliary budget entity, except that activity related to sponsored credit institutes may be reflected in the contracts and grants trust fund, pursuant to Regulation 7.008(2)(b).

a. Costs associated with continuing education activity may not be recovered from funds appropriated in the E&G budget entity.

b. Universities may collect and expend revenues collected above the level needed for cost-recovery of continuing education courses in a program approved pursuant to the process for Market Rate Tuition established in Regulation 7.001.

(8) Each board of trustees shall include the following continuing education information in its annual report submitted to the Board of Governors pursuant to Regulation 2.002, beginning with the 2012-2013 annual report:

a. For college credit courses:

- i. Revenues;
- ii. Expenditures for continuing education activities;
- iii. FTE enrollment by level;
- iv. Degrees earned;
- v. Certificates earned; and
- vi. Out-of-state locations in which face-to-face instruction was offered.

b. For non-credit courses:

- i. Revenues;
- ii. Expenditures for continuing education activities;
- iii. Headcount for enrollees in K-12 programs, professional and executive programs, and lifelong learning programs;
- iv. Certificates earned; and
- v. Out-of-state locations in which face-to-face instruction was offered.

### **8.002 Continuing Education.**

~~(1) The Chancellor shall coordinate credit and non-credit continuing education courses in all fields which the Board shall consider necessary to improve and maintain the educational standards of the State of Florida.~~

~~(2) Administration and Coordination.~~

~~(a) The Chancellor shall be responsible for coordinating, on a statewide basis, the continuing education programs of the universities. These responsibilities are:~~

~~1. Studies of the systemwide operation, long range planning and projections, periodic evaluations of existing programs, and research relating to continuing education and adult learning;~~

~~2. The approval of any credit course offerings outside of designated geographic areas and those courses which have not been approved as on-campus offerings for a particular institution.~~



(b) Specific responsibilities of the presidents are:

1. To develop rules and procedures for conducting all credit offerings in a defined geographic area and non-credit continuing education offerings.
2. To establish a Continuing Education Activity as part of the Auxiliary Budget Entity for the purpose of planning, offering, and recovering all costs of non-credit courses. The costs of these courses may be recovered from non-E&G sources such as grants, contracts, directly from participants, and combinations of these sources. The Continuing Education Activity within the Auxiliary Budget Entity may also be used for the purpose of planning, offering, and recovering all costs of sponsored credit institutes and programs as provided by Rule 6C-7.008(1)(a). Likewise, the Auxiliary Budget Entity may be used for the recovery of any additional fees established by the president for off-campus credit courses as provided by Rule 6C-7.003(30), or for continuing education credit courses as provided by Rule 6C-8.002(2)(b)4.
3. To approve the use of auxiliary funds from the Continuing Education Activity for instructional compensation of regularly appointed faculty, or of adjunct faculty, who teach non-credit Continuing Education courses and for the recovery of Educational and General costs for providing services to Continuing Education students.
4. To approve continuing education credit courses and to establish the fees for these activities when there is a demonstrated and justified need. Such courses shall not in any way be in competition with, or replace, the regular on-campus program of Educational and General credit courses taken by degree-seeking and special students. Accordingly, continuing education credit courses shall be scheduled and offered in such a way as to prevent any negative effect on any university's achievement of its legislatively funded enrollment plan. Any fees charged students for continuing education credit activities, which are higher than the normal Board-approved fees for similar credit activities offered in the regular on-campus program, shall be established solely for the purpose of recovering all increased costs which result from offering these courses as continuing education activities.
5. To file with the Chancellor an annual report of all credit and non-credit activity.

(c) Enrollments in non-credit courses and in sponsored credit institutes and programs will not be funded from Educational and General (E&G) resources and will not count as part of the university's E&G enrollment plan; i.e., they do not generate E&G-funded FTE. Only students whose costs for participating in these courses have been paid will be enrolled in non-credit courses or sponsored credit institutes and programs.

(3) Other Requirements Regarding Credit Activities.

~~(a) Courses for credit offered through the Continuing Education Activity, away from the university campuses, or through sponsored credit institutes and programs shall be accorded the same status as their counterpart courses offered on the main campus. Normally, only courses in the existing university approved curriculum shall be offered as continuing education credit courses. Modifications to this requirement shall be approved by the Chancellor, as prescribed by the Chancellor's Memorandum. The university offering such courses shall be responsible for ensuring that the faculty, support services, and physical facilities shall be of such quality to assure full comparability of the course offered to its regular on-campus counterpart. Courses for which degree credit is offered shall meet the same standards as other regular credit courses.~~

~~(b) Each university will be responsible for serving a designated geographic area of the State. Institutional responsibilities for ensuring that services are provided shall be in accordance with the following assignments.~~

~~1. Regional Responsibilities. a. Florida A&M University – Baker County, Calhoun County, Columbia County, Dixie County, Franklin County, Gadsden County, Hamilton County, Jackson County, Jefferson County, Lafayette County, Leon County, Liberty County, Madison County, Suwannee County, Taylor County, Union County, Wakulla County.~~

~~b. University of South Florida – Charlotte County, Collier County, DeSoto County, Glades County, Hardee County, Hendry County, Hernando County, Highlands County, Hillsborough County, Lee County, Manatee County, Pasco County, Pinellas County, Polk County, Sarasota County.~~

~~c. Florida Atlantic University – Broward County, Indian River County, Martin County, Okeechobee County, Palm Beach County, St. Lucie County.~~

~~d. University of West Florida – Bay County, Escambia County, Gulf County, Holmes County, Okaloosa County, Santa Rosa County, Walton County, Washington County.~~

~~e. University of Central Florida – Brevard County, Citrus County, Flagler County, Lake County, Levy County, Marion County, Orange County, Osceola County, Seminole County, Sumter County, Volusia County.~~

~~f. Florida International University – Dade County, Monroe County.~~

~~g. University of North Florida – Alachua County, Bradford County, Clay County, Duval County, Nassau County, Putnam County, St. Johns County.~~

~~2. Statewide Responsibilities.~~

~~a. The University of Florida, Florida State University, and Florida A&M University (with reference to its historic mission) shall be responsible for providing such programs and services on their respective campuses and in their local communities. Further, they shall be responsible for providing, on a statewide basis, such programs and services which cannot be provided by the other universities. The activities of the cooperative extension service will~~

continue to be the responsibility of the Institute of the Food and Agricultural Sciences of the University of Florida without regard to the geographical area in which those activities occur.

b. Each university with regional responsibilities may offer off campus within its region and without prior approval any credit course which has been authorized by appropriate curriculum committees to be offered on campus.

c. Each university may offer credit courses outside of its geographic boundaries upon appropriate approval by the Chancellor. Courses in this category will be approved only where demonstrated need warrants institutional geographic overlap.

d. A university which has capabilities in specific disciplines not available in any other university may offer instruction in these disciplines in any part of the State without prior approval.

(4) Correspondence Study Policies.

(a) The University of Florida shall administer the Department of Correspondence Study Program for the State University System.

(b) The Department of Correspondence Study at the University of Florida shall submit an annual report listing all activities and a fiscal statement representing the income and expenditures of the Department for the fiscal year to the Chancellor.

(5) Off-Campus Center—Each center in which off-campus credit courses are offered shall be organized and administered by one of the universities, as approved by the Board. All courses offered in a center shall carry residence credit.

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT: Organizing the System for Success: Intent to Notice Regulation 8.004 – Academic Program Coordination**

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**PROPOSED BOARD ACTION**

Approve to Notice Regulation 8.004 – Academic Program Coordination

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Over the past several months, the Board and its Committees have had discussions focusing on better organizing and coordinating efforts within the System. In order to facilitate collaboration, articulation, and coordination of program delivery across the System, this proposed regulation:

- Requires a cyclical review of current academic programs at all levels, as well as those planned for addition or termination; and
- Establishes a process for all universities to use when they wish to offer academic programs, or substantial parts of programs, away from their main or additional campuses.

The regulation addresses college-credit degree or certification programs, not research or non-college credit courses or programs.

In drafting this regulation, Board staff solicited input from the university general counsels, members of the Council of Academic Vice Presidents, and university academic contacts. The proposed regulation was noticed at the June 2011 Board meeting to begin the process of obtaining public input. To address questions and concerns expressed by some university representatives during the Strategic Planning Committee meeting in June, Chair Parker created a workgroup consisting of three Board members and four university representatives. The charge to Governor Martin was to bring back to the Committee recommendations for addressing the issues discussed by the

Workgroup.

The Workgroup discussed the issues in Tallahassee on Monday, August 22, and Governor Martin's recommendations were presented to the Strategic Planning Committee at its August 26, 2011, meeting. The Committee accepted the edits and recommended that the Board re-notice the proposed regulation at its September meeting.

Pursuant to the regulation procedure adopted by the Board at its meeting on March 23, 2006, the Board is required to provide public notice by publication on its Internet Web site at least 30 days before adoption of the proposed regulation. If approved for re-noticing in September, the proposed regulation would be on the Board's agenda for approval at its November meeting.

When the final regulation is approved, Board staff will coordinate the development of an inventory of programs offered at locations other than main and additional campuses, as well as the development of a list of agriculture and agriculture-related programs that will be used to expedite the Chancellor's approval process.

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**Supporting Documentation Included:** Proposed Regulation: 8.004 – Academic Program Coordination

8.004 Academic Program Coordination

- (1) To facilitate collaboration, articulation, and coordination of academic program delivery across the State University System, the Office of the Board of Governors shall coordinate with the Council of Academic Vice Presidents to conduct an annual review of all current academic degree program offerings, as well as university plans regarding the addition or termination of any degree programs. The review shall be designed to inform both institutional and System-level strategic planning and shall assess:
- (a) Whether appropriate levels of postsecondary access are provided for students across the State of Florida to enable citizens to pursue degrees in selected fields;
  - (b) Opportunities for the collaborative design and delivery of degree programs utilizing shared resources across multiple State University System institutions;
  - (c) Whether academic program duplications are warranted; and
  - (d) Potential impacts of any proposed academic program closure.
- ~~(2) To further facilitate articulation, collaboration, and coordination of academic program delivery across the System and the State, and to encourage further engagement with local communities, a university or team of universities will take lead responsibility for designated economic development regions. Designating one or more universities as lead does not preclude other universities from providing academic programs in the region in accordance with paragraph (3). Lead universities shall work with their community partners to identify specific unmet higher education needs and student demand in their regions, and shall coordinate any viable options to offer the needed academic programming in a cost-effective manner. Such options may include, but are not limited to, programs offered in partnership with other universities or institutions in the Florida College System. Any planned new programming shall be in alignment with Board of Governors and university strategic plans. The activities of the Florida Cooperative Extension Service that do not include academic degree programs will continue to be the responsibility of the Institute of the Food and Agricultural Sciences of the University of Florida and the College of Engineering Sciences, Technology and Agriculture of Florida Agriculture and Mechanical University without regard to the economic development region in which those activities occur. For the purpose of ensuring that the higher educational needs of~~

~~Florida's citizens are adequately addressed in a coordinated manner, the following regions are designated:~~

- ~~(a) Northwest Region – University of West Florida, Florida State University, and Florida A&M University (Counties: Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Gadsden, Liberty, Franklin, Leon, Wakulla, Jefferson);~~
  - ~~(b) North Central Region – University of Florida (Counties: Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Columbia, Gilchrist, Levy, Union, Bradford, Alachua, Marion);~~
  - ~~(c) Northeast Region – University of North Florida (Counties: Baker, Nassau, Duval, Clay, St. Johns, Putnam, Flagler);~~
  - ~~(d) East Central Region – University of Central Florida (Counties: Sumter, Lake, Volusia, Seminole, Orange, Osceola, Brevard);~~
  - ~~(e) Southeast Region – Florida Atlantic University and Florida International University (Counties: Indian River, St. Lucie, Martin, Palm Beach, Broward, Dade, Monroe);~~
  - ~~(f) Southwest Region – Florida Gulf Coast University (Counties: Collier, Lee, Charlotte);~~
  - ~~(g) South Central Region – Florida Atlantic University, Florida Gulf Coast University, and University of South Florida (Counties: Hendry, Glades, Desoto, Hardee, Highlands, Okeechobee);~~
  - ~~(h) Tampa Bay Region – University of South Florida and New College of Florida (Counties: Citrus, Pasco, Hernando, Hillsborough, Pinellas, Polk, Manatee, Sarasota)~~
- ~~(a)(2) When a state university desires to offer a college-credit degree or certificate program, or substantial parts of a program, that requires a substantial physical presence in another university's region, prior to taking any action to establish such presence, at a location other than an existing Main Campus, Type I Campus, Type II Campus, or Type III Campus, the university shall provide to the Chancellor and the Chair of the Board of Governors a letter of intent to expand program offerings as soon as practicable. Prior to providing a letter of intent, the university may engage in planning activities designed to assess whether the proposed program furthers an educational or workforce need; whether sufficient student demand exists for the proposed program; and whether~~



~~the proposed program can be implemented within existing university resources or, if not, an assessment of the anticipated cost of the new program and its impact on the university's existing resources. 7 presidents shall collaborate in order to avoid unnecessary duplication of academic programs. Presidents of lead universities within the same region shall also collaborate with each other prior to expanding program offerings within their region.~~

~~(a) The Chancellor, in consultation with the Chair and affected institutions within the System, will have twenty business days to consider a university's letter of intent to determine whether the proposed program is market-driven, mission-justified, and would not constitute an unnecessary duplication of academic programs or a waste of state resources. If the Chancellor determines that the proposed program meets these criteria, then the program may be implemented. The university president shall notify the Chancellor and initiate a discussion with the president of each state university assigned lead responsibility for the region in which the university desires to expand its program offerings.~~

~~(b) If the Chancellor, in consultation with the Chair and affected institutions, determines that the proposed program does not meet the criteria specified in subparagraph (2)(a), the Chancellor shall notify the university and, within five business days from such notification, the university may request reconsideration of its program proposal by the Board's Appeals Committee, which shall consist of the Chair and the Chair of each Board committee. The Board of Governors Appeals Committee will review a university's request for reconsideration and issue a decision within twenty business days. If the presidents are unable to arrive at a mutual agreement, the issue will be referred to the Chancellor to mediate and/or request a final resolution from the Board.~~

~~(c) For the purpose of this regulation, substantial physical presence means maintaining continuously beyond the length of a single course, for any purpose related to offering a degree or certificate program, a physical location away from the main or additional campuses, in the proposed region, to include classrooms, teaching laboratories, or other facilities for student instruction~~

**Yellow highlight** – edit subsequent to Committee Meeting

administrative services, or student support services. The convening of students for orientation, testing, practica, and group seminars or projects does not constitute a physical presence if no more than twenty percent of the course in which they are enrolled is delivered face-to-face at that location. Externships, internships, residencies, and other similar educational experiences hosted by a third party do not constitute a substantial physical presence, nor does student fieldwork.

(d) The activities of Florida cooperative extension services that do not include college credit degree or certificate programs will continue to be the responsibility of the Institute of the Food and Agricultural Sciences of the University of Florida and the College of Engineering Sciences, Technology and Agriculture of Florida Agriculture and Mechanical University and are not subject to the requirements of this regulation. Also not subject to the requirements of this regulation is any graduate degree program that directly supports research being conducted at an approved research and education center in which the program is proposed to be offered.

**STATE UNIVERSITY SYSTEM OF FLORIDA**  
**BOARD OF GOVERNORS**  
September 15, 2011

**SUBJECT: Organizing the System for Success: Intent to Notice Regulation 8.009**

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**PROPOSED BOARD ACTION**

Approve Notice to Amend Regulation 8.009 - Educational Sites.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

The Board's current policies regarding educational sites are assumed to be reflected in Board Regulation 8.009 - Definition and Process for Establishing Educational Sites. However, this regulation was initially a rule of the former Board of Regents and, as such, does not reflect the new governance structure of the State University System and does not delineate the planning and approval processes the Board expects of itself and the individual university boards of trustees.

Changes were drafted to the regulation after Board staff solicited input from the university general counsels, members of the Council of Academic Vice Presidents, academic contacts, and other state university staff. The proposed regulation was noticed at the June 2011 Board meeting to begin the process of obtaining public input.

To address questions and concerns expressed by some university representatives during the June 2011 Strategic Planning Committee meeting, Chair Parker created a workgroup consisting of three Board members and four university representatives. The charge to Governor Martin was to bring back to the Committee recommendations for addressing the issues discussed by the Workgroup.

The Workgroup discussed the issues in Tallahassee on Monday, August 22, and Governor Martin's recommendations were presented to the Strategic Planning Committee at its August 26, 2011, meeting. The Committee accepted the edits and recommended that the Board re-notice the proposed regulation at its September meeting.

Pursuant to the regulation procedure adopted by the Board at its meeting on March 23, 2006, the Board is required to provide public notice by publication on its Internet Web site at least 30 days before adoption of the proposed regulation. If approved for re-noticing in September, the proposed regulation would be on the Board's agenda for approval at its November meeting.

The proposed updates to the regulation address identified gaps in the current regulation by:

- Establishing an updated typology for system structure planning and data reporting;
- Providing a role for the boards of trustees;
- Clarifying approval processes;
- Requiring Board approval prior to additional campuses seeking separate accreditation;
- Providing flexibility for universities to offer lower-level courses on educational sites, while ensuring presidents collaborate with institutions in the Florida College System.

If the final regulation is approved in November, Board staff will coordinate the development of an updated inventory to ensure current sites will be correctly classified.

## 8.009 Educational Sites

(1) The following definitions of educational sites shall be used for classification purposes in data submissions to the Board of Governors:

- (a) Main campus is defined as the primary site of university educational, research, and administrative activities.
- (b) ~~Branch-Additional~~ campus, including one that has received separate regional accreditation, is defined as an instructional and administrative unit of a university, apart from the main campus, that primarily offers students upper-division undergraduate and graduate programs, as well as a wide range of administrative and student support services appropriate for the number of student FTE served, and reflects a relatively permanent commitment by a university for the foreseeable future, not an occasional or transitory activity, in facilities which are university-owned, university-leased, or jointly used with another public institution.
  1. Type I ~~Branch~~-Campus is defined as a university operation that has obtained and continues to maintain an enrollment level of more than 2,000 university student FTE in courses which lead to a college degree. A Type I ~~Branch~~-Campus typically provides a broad range of instruction for numerous full and partial degree programs, research activity, and an extensive complement of student services.
  2. Type II ~~Branch~~-Campus is defined as a university operation that has obtained and continues to maintain an enrollment level of 1,000 to 2,000 university student FTE in courses which lead to a college degree. A Type II ~~Branch~~-Campus typically provides a moderate range of instruction for full and partial degree programs, limited research activity, and a moderate complement of student services.
  3. Type III ~~Branch~~-Campus is defined as a university operation that has obtained and continues to maintain an enrollment level of at least 300 but less than 1,000 university student FTE. The Board may, within its discretion, require an operation with less than 300 FTE to be presented to the Board for approval if the operation otherwise meets the remaining criteria in this sub-paragraph. A Type III ~~Branch~~-Campus typically provides a limited range of instruction for full and partial degree programs or courses, limited research activity, and a limited complement of student services.
- (c) Special purpose center is defined as a unit of a university, apart from the main campus, that provides certain special, clearly defined programs or services, such as research, ~~cooperative extension,~~ or public service, and

- reflects a relatively permanent commitment by a university for the foreseeable future, not an occasional or transitory activity, in facilities which are university-owned, university-leased, or jointly used with another public institution. Instructional programs or courses leading to a college degree are typically not offered at special purpose centers.
- (d) Instructional site is defined as a temporary instructional unit of a university, apart from the main campus, that provides a limited range of instructional programs or courses leading to a college degree, in facilities not owned by the institution.
- (e) Special purpose site is defined as a unit of a university, apart from the main campus, that provides services of an educational or community outreach nature which are other than instruction leading to a college degree, in facilities not owned by the institution. Instructional programs or courses leading to a college degree are typically not offered at special purpose sites.

(2) Within the State of Florida, on-site lower-level (1000- and 2000-level) courses shall be offered only on the main campus of a university unless approved under the following conditions:

- (a) When aA university desires to may offer a limited number of lower-level courses that address specified degree program needs at educational sites other than the main campus, prior to taking any action to establish such courses, the president shall collaborate with the president of the if an agreement is reached with the local Florida College System (FCS) institution in whose district the educational site is located to ensure that such course offerings will not unnecessarily duplicate course offerings at the FCS institution. If an agreement is not reached with the FCS institution within sixty days, After such collaboration, the university board of trustees or its designee may approve the offering of a limited number of lower-level courses that address specific degree program needs. The university shall seek approval of a proposal submitted to its board of trustees, and, subsequently, the Board of Governors to enroll lower-level university FTE that will exceed 25% of the total university FTE at an additional branch campus or special purpose center. The proposal shall be in the format developed in (2)(b).
- (b) When aA university desires to may offer a full range of general education and other lower-level courses at an educational site, prior to taking any action to establish such courses, the president shall collaborate with the president of the local Florida College System institution to determine the effect on local articulation agreements.

After such collaboration, the university may offer a full range of courses, ~~branch campus~~ if approved by the university board of trustees and, subsequently, by the Board of Governors. The proposal to offer a full range of lower-level courses shall use the format(s) developed by the Office of the Board of Governors, in conjunction with university academic affairs officers. Such format(s) shall include, at a minimum, the following elements: relationship to the university's mission; assessment of student demand; availability of necessary facilities, equipment, and faculty; effect on local articulation agreements; and projections of lower-level FTE, operating budget, and staffing.

(3) The following approval processes for establishing, reclassifying, relocating, and closing educational sites apart from the main campus apply to the State University System:

- (a) Each board of trustees shall adopt regulations consistent with this paragraph for the establishment, reclassification, relocation, and closing of educational sites apart from the main campus, including ~~international educational sites and educational sites located in other states, and for~~ the acquisition of real property on which such educational sites will be located ~~and including international educational sites and educational sites located in other states.~~
- (b) As an initial part of the process that may lead to the acquisition, establishment, reclassification, relocation, or closing of ~~additional branch~~ campuses or special purpose centers, the president of each university shall consult with the Chancellor to inform system-wide strategic planning.
- (c) Instructional sites and special purpose sites may be established and closed by universities consistent with regulations established by their respective boards of trustees. If an instructional or special purpose site scheduled for closing has been funded by the Legislature or established pursuant to law, the university shall provide documentation to the Board of Governors justifying the closure, and shall initiate a dialogue with legislative leadership regarding the closure.
- (d) Establishing, reclassifying, relocating, or closing an ~~additional branch~~ campus or special purpose center, including acquiring real property for such educational sites, shall be approved by the university board of trustees and, subsequently, the Board of Governors. No capital outlay funds shall be requested of the Legislature or expended, except for planning, prior to such approvals being obtained.

- (e) Proposals for the establishment, relocation, and reclassification of ~~additional branch~~ campuses and special purpose centers shall be submitted to the university's board of trustees and, subsequently, to the Board of Governors, using the format(s) developed by the Office of the Board of Governors, in conjunction with university academic affairs officers. Such format(s) shall include, at a minimum, the following elements: Accountability, Needs Assessment, Academic Programs, Administration, Budget and Facilities, Student Services, and Monitoring of Implementation.
- (f) In addition to addressing the elements specified in (3)(e), proposals for the establishment of international ~~branch~~ campuses and special purpose centers shall include the following elements:
1. The relationship of the international program to the institution's mission and strategic plan;
  2. Any ~~known~~ legal requirements of the host country that must be met to establish and operate a ~~branch~~ campus or special purpose center in that country and the legal jurisdiction that will be applicable to the university's operations;
  3. A risk assessment of the university's responsibility for the safety of students, faculty, and staff;
  4. How the university will exercise control over the academic program, faculty, and staff, if the programs are not operated exclusively by the university.; ~~and~~
  - ~~5. An assurance that the branch is being operated in accordance with the legal requirements of the host country and any applicable political subdivision.~~
- (g) Proposals for closing ~~branch~~ additional campuses and special purpose centers shall be submitted to the university's board of trustees and, subsequently, to the Board of Governors, using the format(s) developed by the Office of the Board of Governors, in ~~collaboration conjunction~~ with university academic affairs officers. The proposal shall include a request for the Board of Governors to initiate a dialogue with university and legislative leadership regarding the appropriateness of seeking statutory changes, if the educational site has been established pursuant to law.

(4) A university shall receive approval from its board of trustees and the Board of Governors prior to seeking separate accreditation from the Southern Association of Colleges and Schools for an ~~additional branch~~ campus.

(5) Each university shall annually monitor enrollment at its ~~branch~~ additional campuses. If enrollments fall below the minimum designated for the site as



defined in (1) for three consecutive years, the university shall develop and implement a plan for increasing enrollment, reclassifying the site, or closing the site. An exception shall be made for a Type III Branch Campus that was approved by the Board of Governors for establishment at an enrollment level below the minimum designated in (1). In that case, if enrollments fall below the Board of Governors-approved minimum for that site for three consecutive years, the university shall develop and implement a plan for increasing enrollment, reclassifying the site, or closing the site.

Authority: Section 7(d), Art. IX, Fla. Const.; History – New 4-9-87, 6-8-92, 2-15-94, 12-2-99, Amended X-XX-2011.

### **8.009 Definition and Process for Establishing Education Sites**

(1) ~~The following definitions and processes for establishment shall apply to education locations of public universities within the state:~~

- ~~(a) Main campus is defined as the focal point of university educational and administrative activities, authorized by Section 240.2011, F.S. Lower division courses are offered only on the main campus of each university unless the university receives specific Board of Governors approval to offer lower division courses at a branch campus, center or site. Approval will be based on a consideration of the following: the universities mission; an assessment of student demand; availability of necessary facilities, equipment and faculty; discussion with the educational institutions impacted by the proposed course offerings; and the Postsecondary Education Planning Commission's review of those course offerings. The Board of Governors approval is subject to review and action by a member of the State Board of Education, then the Board of Governors determination shall automatically become effective 30 days from the date of the Board of Governors decision to approve.~~
- ~~(b) Branch campus is defined as an instructional and administrative unit of a university that offers students upper division and graduate programs as well as a wide range of support services. Distance learning techniques may be used to complement on-site instruction at all types of campuses. Branch campuses may be of various types to meet the particular needs of a region:~~

1. Type I Branch Campus is defined as a major university operation which provides a broad range of instruction, numerous full and partial-degree programs, research, and a full complement of student services in university administered facilities, which are mostly university owned or shared with a public community college. For efficiency of operation and provision of an adequate range of programs these campuses should obtain a funded enrollment level of 2,000 FTE.
  2. Type II Branch Campus is a large university operation, providing a range of instructional programs, many of which lead to a degree at the branch campus, some research, and full support services in university controlled facilities. Funded enrollment is between 1,000 and 2,000 FTE.
  3. Type III Branch Campus provides instruction in high demand disciplines, as well as necessary support services. Instructional and administrative functions are provided in facilities which may or may not be controlled by the university. Distance learning techniques may be used to provide a significant portion of the instructional program. Funded enrollment is between 300 and 1,000 FTE.
- (c) Establishment of a new branch campus requires approval by the Board of Governors. In its request for authority to establish a new branch campus, a university shall submit a report regarding the long term requirements for programs and facilities relating to its mission statement and course offerings, including a three-year PECO project priority list and a plan for long term facilities needs. In addition, the Postsecondary Education Planning Commission must recommend establishment of the campus to the State Board of Education under the provisions of Subsection 240.147(7), F.S., and the Legislature must appropriate funds for its establishment.
- (d) Center is defined as an instructional unit of a university or universities that offers a limited range of instructional programs or courses. Funded enrollment at a center will be fewer than 300 FTE.
- (e) Special purpose center is defined as a unit of a university that provides certain special, clearly defined programs or services, such as research, cooperative extension, or public service apart from the main campus, branch campus, or center.
- (f) Establishment of new centers and special purpose centers which entail the expenditure of state funds for facilities requires an assessment of long term needs for facilities and approval by the Board of the three-year PECO project priority list. In submitting its request for authority

to establish a Center, a university shall submit a report regarding the long-term requirements for programs and facilities relating to the mission statement and course offerings.

(g) Instructional site is defined as an instructional unit of a university that offers a very limited range of instructional programs or courses, generally of short duration, in facilities not owned by the institution. Universities shall retain the ability to establish instructional sites to meet demonstrated needs without the necessity for approval of the Board.

(h) Special purpose sites is defined as a unit of a state university that provides services of an education nature that are other than instruction, research or administration. Universities shall retain the ability to establish special purpose sites to meet demonstrated needs without the necessity of the approval of the Board.

(2) All new campuses, centers, and special purpose centers approved by the Board shall be submitted, along with the required review by the Postsecondary Education Planning Commission, to the State Board of Education for approval.

(3) The Board will review these definitions and processes periodically to determine whether changes are necessary.

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS**  
September 15, 2011

**SUBJECT:** University of Central Florida Proposal to off a Doctor of Philosophy in Security Studies (CIP 45.0902)

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**PROPOSED COMMITTEE ACTION**

Consider approval of the Doctor of Philosophy (Ph.D.) in Security Studies at the University of Central Florida, CIP Code 45.0902.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution  
Board of Governors Regulation 8.011

**BACKGROUND INFORMATION**

The University of Central Florida (UCF) is proposing to offer a Ph.D. degree program in Security Studies. Serving the state's need for analysts and security specialists for international corporations, military, and ports, it will "produce specialists capable of analyzing and communicating security issues to policy makers, the general public and the government." The program's advisory board is comprised of representatives from Siemens Energy, Inc., Georgetown University, the National Defense University, George Washington University, and the U.S. Naval War College. Documentation confirms that external consultants and security industry leaders are supportive of the program. The proposed program will require 62 hours of course work beyond the master's, including dissertation. Estimated enrollment will stabilize at 20 students, primarily full-time. Communication with FIU, FSU, UF, USF, University of Miami, and Nova Southeastern has confirmed the lack of overlap with their Political Science programs.

The proposal was reviewed by Academic and Student Affairs Committee on June 23, 2011 and approved for consideration by the full Board of Governors. If the proposal is approved by the Board of Governors, UCF will implement the program in Fall 2013.

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**Supporting Documentation Included:** Proposal available online in June 22-23, 2011 Academic and Students Affairs Committee materials at <http://www.flbog.edu>

**Facilitators/Presenters:** Governor Ann Duncan

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STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011

**SUBJECT:** Board of Governors Regulation 6.010 Student Affairs Administration

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**PROPOSED BOARD ACTION**

Approve Board of Governors Regulation 6.010, relating to Student Affairs Administration.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

The proposed amendment to Board of Governors Regulation 6.010, Student Affairs Administration, ensures compliance with a new federal regulation in **§668.43 Institutional Information**. Effective July 1, 2011, institutions of higher education must provide students or prospective students with contact information for filing complaints with the university's accrediting agency and with the Board of Governors. This proposed amendment ensures compliance with this stipulation.

The proposed language was developed in conjunction with university staff. The regulation was approved for notice purposes by the Board on June 23, 2011. No comments were received during the notice period. No adverse impact has been identified by adoption of this amendment.

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**Supporting Documentation Included:** Proposed Regulation 6.010

**Facilitators/Presenters:** Governor Ann Duncan

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### 6.010 Student Affairs Administration.

(1) The university board of trustees shall establish regulations governing student affairs.

(2) Each university shall compile and update annually a student handbook consistent with the mission of the university and the regulations and policies of the Board of Governors and the university board of trustees. At minimum, the handbook must include the following or a URL (weblink) to the following: a comprehensive academic calendar that emphasizes important dates and deadlines; student rights, responsibilities, and sanctions for misconduct; academic and student conduct appeal processes; the statewide articulation agreement and other individual articulation agreements involving transition of Florida public postsecondary students; information related to acquired immune deficiency syndrome (AIDS) education; ~~and~~ contact information for the university student ombudsman; and contact information for filing complaints with the institution's accrediting agency and the Board of Governors. The handbook must be available, at minimum, on the university web site.

Authority: Section 7(d), Art. IX, Fla. Const., History--Formerly 6C-2.47, 11-18-70, Amended 7-25-73, Amended and Renumbered 12-17-74, Amended 1-10-78, 2-18-80, 8-11-85, Formerly 6C-6.10, 4-9-87, 11-27-95, Amended and Renumbered 1-29-09.

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** Board of Governors Regulation 6.017, Criteria for Awarding the Baccalaureate Degree

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**PROPOSED BOARD ACTION**

Approve Board of Governors Regulation 6.017, relating to Criteria for Awarding the Baccalaureate Degree.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

The proposed amendment to the Board of Governors Regulation 6.017 will align with action taken by the 2011 Florida Legislature in Section 8 of CS/HB 7151. This legislative action deleted the requirement that undergraduate students achieve certain minimum scores on a nationally standardized examination or a grade point average in specified postsecondary coursework prior to graduation.

The elimination of this particular requirement does not remove the statutory expectation that there will be certain “college-level communication and mathematics skills associated with successful student performance through the baccalaureate level” (Section 15 of CS/HB 7151). Additionally, Section 16 requires the State Board of Education, in conjunction with the Board of Governors, to establish an articulation accountability process that will address the “relationship between student attainment of college-level academic skills and articulation to the upper division in public postsecondary institutions.” Recommendations regarding these requirements will be provided to the Board at a future meeting.

The proposed amendment was developed in conjunction with university staff. The regulation was approved for notice purposes by the Board on June 23, 2011. No comments were received during the notice period. No adverse impact has been identified by adoption of this regulation amendment.

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**Supporting Documentation Included:** Proposed Regulation 6.017

**Facilitators/Presenters:** Governor Ann Duncan

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## 6.017 Criteria for Awarding the Baccalaureate Degree

(1) Except as approved by the Board of Governors, all students receiving a baccalaureate degree within the State University System must meet the following graduation requirements:

- (a) Completion of thirty-six (36) semester hours of general education courses in the subject areas of communication, mathematics, social sciences, humanities, and natural sciences, including:
  1. Six (6) semester hours of English coursework and six semester hours of additional coursework in which the student is required to demonstrate college-level writing skills through multiple assignments. Each institution shall designate the courses that fulfill the writing requirements of this section. Students awarded college credit in English based on their demonstration of writing skills through dual enrollment, advanced placement, or international baccalaureate instruction shall be considered to have satisfied this requirement to the extent of the college credit awarded.
  2. Six (6) semester hours of mathematics coursework at the level of college algebra or higher. Applied logic, statistics and other computation-based coursework that may not be offered by a mathematics department may be used to fulfill three (3) of the six (6) hours required by this section. Students awarded college credit based on their demonstration of mathematics skills at the level of college algebra or higher through dual enrollment, advanced placement, or international baccalaureate instruction shall be considered to have satisfied this requirement to the extent of the college credit awarded.
- (b) Completion of a minimum of one hundred twenty (120) credit hours through university coursework, acceleration mechanisms, and/or transfer credit.
- ~~(c) Beginning July 1, 2009, demonstrate college-level proficiency in English Language Skills, Reading, and Essay and computation skills previously tested by the College Level Academic Skills Test (CLAST) four part subtests. These proficiencies may be demonstrated as follows:
  1. A student may meet the skills requirement by earning a 2.5 grade point average in two (2) courses as in Table 1. Courses numbered 0XXX or X990 (i.e., remedial, independent study, or special topic) may not be considered.~~

**TABLE 1**

Skill Area	Required Combination of courses
Reading, English Language, Essay	A combination of at least one (1) course with the ENC prefix and any other course that is designated as Gordon Rule (i.e., class that meets the (1)(a)1. requirement above) writing course, excluding courses with the SPC prefix.
Computation	<p>Any combination of two (2) courses from the list below:</p> <ul style="list-style-type: none"> <li>• Any MAC course with the last three (3) digits of 102 or higher</li> <li>• MGFX106 Liberal Arts Mathematics I</li> <li>• MGFX107 Liberal Arts Mathematics II</li> <li>• MGFX113 Topics in College Mathematics I</li> <li>• MGFX114 Topics in College Mathematics II</li> <li>• MGFX118 Mathematics for CLAST Review</li> <li>• Any MGF course with last three (3) digits of 202 or higher</li> <li>• Any Gordon Rule statistics course</li> <li>• Any mathematics course that has College Algebra (MACX105) as a prerequisite</li> </ul>

Credits granted in accordance with the *Articulation Coordinating Committee Credit By Examination Equivalencies* may be substituted for the courses specified above. If a student earns credit for two courses meeting the above, the requirement will be considered to be met. If a student earns credit for one (1) course within the list above, no grade will be assigned for that course. The 2.5 grade point calculation will be based only on the grade earned in the second course taken in order to meet the requirement (i.e., the grade in this course must equate to a 2.5 or higher).

2. A student may also meet one or more skill area requirements by meeting or exceeding a corresponding examination score found in Table 2.

Table 2

Skill Area	Required Score on Examination
Reading	<ul style="list-style-type: none"> <li>• <del>500 or above on the SAT Reasoning Test Critical Reading portion taken after February 2005</del></li> <li>• <del>500 (recentered score) or 421 (non-recentered score) or above on the Verbal section of the SAT I taken prior to March 2005</del></li> <li>• <del>22 or above on the ACT program in Reading</del></li> <li>• <del>20 or above on the Composite of the ACT taken prior to October 1989</del></li> <li>• <del>93 or above on the ACCUPLACER Reading Comprehension Examination</del></li> </ul>
English Language and Essay	<ul style="list-style-type: none"> <li>• <del>500 or above on the SAT Reasoning Test Writing portion taken after February 2005</del></li> <li>• <del>500 (recentered score) or 421 (non-recentered score) or above on the Verbal section of the SAT I taken prior to March 2005</del></li> <li>• <del>21 or above on the ACT program in English</del></li> <li>• <del>21 or above on the ACT program in English/Writing (English with Essay Component)</del></li> <li>• <del>20 or above on the Composite of the ACT taken prior to October 1989</del></li> <li>• <del>105 or above on the ACCUPLACER Sentence Skills Examination</del></li> </ul>
Computation	<ul style="list-style-type: none"> <li>• <del>500 or above on the SAT Reasoning Test Mathematics portion taken after February 2005</del></li> <li>• <del>500 (recentered score) or 473 (non-recentered score) or above on the Mathematics section of the SAT I taken prior to March 2005</del></li> <li>• <del>21 or above on the Enhanced ACT program in mathematics</del></li> <li>• <del>21 or above on the ACT taken prior to October 1989</del></li> <li>• <del>91 or above on the ACCUPLACER</del></li> </ul>

- ~~3. A student who is unable to meet the requirements in subsections(s) 1. and/or 2. may apply for and receive a waiver. The committee reviewing the request shall review the student's academic records and such other information as appropriate. If a waiver is approved, the student's transcript shall include a statement that the student did not meet the requirements of this subsection and that a college academic skills waiver was granted. The student must have achieved a 2.0 grade point average in the coursework and demonstrated the specific skills in the subject area(s) for which the waiver is sought.~~

~~If the student has completed instructional programs for English as a second language or English as a foreign language with a minimum grade point average of 2.0 in all college credit courses in the skill area for which a waiver is being considered, and has met the requirements of Board of Governors Resolution adopting 6A-10.030 (Gordon Rule) for that area, then a waiver may be considered.~~

- ~~a. Any student with a documented specific learning disability (SLD) by the student disability office may apply for a waiver through the appropriate dean to a committee appointed by the president or chief academic officer for special consideration. The student shall have the right to appeal the findings of the committee directly to the president of the university or his or her designee.~~
- ~~b. Any other student, including those students with other documented disabilities, may apply for a waiver through a process determined by the university. The committee hearing these requests shall be chaired by the Provost or his or her designee and include four president-appointed members including a university test administrator and three faculty members (one from an English Department, one from a Mathematics Department, and the third from a department other than English or Mathematics). Students with disabilities other than SLD should seek appropriate test and classroom accommodations prior to requesting waiver consideration. If the committee described above recommends by majority vote that a waiver be given for a specified skill area, such recommendation shall be accompanied by documentation that the student has acquired the skills to the level required and statements of explanation or justification to be considered by the president or his or her designee who then may approve or disapprove the recommendation.~~
- ~~4. A student who is exempt from any of the CLAST subtests, has passed any of the CLAST subtests, or has had one or more of the CLAST subtests waived prior to July 1, 2009, will be deemed to have met the requirements of this subsection in those designated areas. A~~



~~student transferring to a university whose transcripts reflect that he/she has met, or have received a waiver of, any of the requirements in this subsection will be deemed to have satisfied the requirements in those designated areas.~~

(2) In addition to meeting system-wide graduation requirements, students must meet university and programmatic graduation requirements.

(3) At New College of Florida contracts and independent study projects take the place of credit hours and grades. Working with professors, students design a course of study that parallels their interests and establish contracts each semester that specify academic activities and how student achievement will be evaluated. Students also complete three month-long independent study projects and a senior thesis or senior project. The requirements for earning a Bachelor's degree at New College of Florida are satisfactory completion of the following: seven contracts, three independent study projects, the liberal arts curriculum requirements, a senior thesis or project, and a baccalaureate exam.

Authority: Section 7(d), Art. IX, Fla. Const., History -- Formerly 6C-6.17, 8-9-83, 8-11-85, 9-28-86, 10-19-88, 11-27-95, Amended and Renumbered 1-29-09, Amended 8-6-09, Amended 12-10-09

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**STATE UNIVERSITY SYSTEM OF FLORIDA**  
**BOARD OF GOVERNORS**  
September 15, 2011

**SUBJECT:** Public Notice of Intent to Amend Board of Governors Regulation 6.018 Substitution or Modification of Requirements for Program Admission, Undergraduate Transfer, and for Graduation by Students with Disabilities

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**PROPOSED COMMITTEE ACTION**

Consider approval of the public notice of intent to amend Board of Governors Regulation 6.018 Substitution or Modification of Requirements for Program Admission, Undergraduate Transfer, and for Graduation by Students with Disabilities.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution

**BACKGROUND INFORMATION**

Sections 1007.264 and 1007.265, *Florida Statutes*, were amended by the 2011 Florida Legislature. Due to these changes in statute going into effect July 1, 2011, Regulation 6.018 requires amendment. The statement exempting documented intellectual disabilities from the definition of "other health disabilities" has been proposed elimination. Intellectual disabilities and Attention Deficit Disorder/ Attention Deficit Hyperactivity Disorder were added with individual definitions. Additionally, the name of the regulation has been slightly modified in order to capture the possibility of substitutions being made for university admission decisions.

This regulation has been reviewed by the university general counsels, members of the Council of Academic Vice Presidents, members of the Council of Student Affairs, state university student disability services directors, and other state university staff. Pursuant to the regulation procedure adopted by the Board at its meeting on March 23, 2006, the Board is required to provide public notice by publication on its Internet Web site at least 30 days before adoption of the proposed regulation.

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**Supporting Documentation Included:** Proposed Regulation 6.018 available in Academic and Student Affairs Committee materials

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**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
September 15, 2011**

**SUBJECT:** Appointment of University Trustees, FIU, UNF

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**PROPOSED COMMITTEE ACTION**

Appointment of University Trustees.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution; Board of Governors Trustee Selection and Reappointment Process.

**BACKGROUND INFORMATION**

The Trustee Nominating Committee will review applications of candidates being considered for appointment to the Boards of Trustees at FIU and at UNF. There is one vacancy on each Board. The Committee members screened applications and will recommend candidates for review and consideration of the full Committee.

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**Supporting Documentation Included:** None