By Senator Grall

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29-01465B-23 2023266

A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; revising the mission of each state university; revising requirements for the Board of Governors' strategic plan relating to the goals and objectives of the State University System; requiring each state university to submit documentation of its efforts to promote specified educational topics and information relating to the removal of certain courses; requiring the Board of Governors to annually require each state university to include certain information in its economic security report; authorizing a post-tenure review of state university faculty at any time, with cause; amending s. 1001.7065, F.S.; requiring each state university to annually report certain research expenditures of a specified amount; creating s. 1001.725, F.S.; providing that each state university board of trustees is responsible for hiring faculty; authorizing the board to delegate hiring authority to the president; prohibiting a university from using specified methods in its hiring process; authorizing each state university board of trustees to review any faculty member's tenure status; requiring each state university board of trustees to confirm specified employee reappointments and contracts; requiring each state university president to annually present specified performance evaluations and salaries to the board of trustees; amending s. 1004.06, F.S.;

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29-01465B-23 2023266

prohibiting specified educational institutions from expending funds to promote specified concepts; providing construction; amending s. 1004.6496, F.S.; authorizing the Board of Trustees of the University of Florida to use funds to establish and fund the Hamilton College for Classical and Civic Education; revising the goals of the college; providing powers of the college; amending s. 1004.6499, F.S.; renaming the Florida Institute of Politics at the Florida State University as the Florida Institute for Governance and Civics; providing the goals of the institute; amending s. 1004.64991, F.S.; authorizing the Adam Smith Center for the Study of Economic Freedom to perform certain tasks in order to carry out its established purpose; amending s. 1007.25, F.S.; revising how general education core courses are established; requiring the Commissioner of Education and Chancellor of the State University System to consider approval of certain courses; requiring faculty committees to submit recommendations to the Articulation Coordinating Committee and the commissioner relating to certain courses by a specified date and every three years thereafter; prohibiting general education core courses from teaching certain topics or presenting information in specified ways; providing requirements for general education core courses; requiring specified educational institutions to offer certain courses; creating s. 1007.55, F.S.; providing legislative findings; requiring the Articulation Coordinating

Committee to submit an annual report to specified entities relating to courses that have been approved as meeting specified requirements to be used by public postsecondary educational institutions; providing requirements for general education courses; requiring public postsecondary educational institution boards of trustees and presidents to annually review and approve general education requirements; providing a penalty for failing to meet such review and approval requirements; requiring public postsecondary educational institutions to report certain courses to the department; amending s. 1008.47, F.S.; removing a prohibition against a public postsecondary institution from being accredited by the same accrediting body for multiple consecutive accreditation cycles; providing an effective date.

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Be It Enacted by the Legislature of the State of Florida:

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Section 1. Paragraphs (a) through (d) of subsection (5) and paragraph (b) of subsection (6) of section 1001.706, Florida Statutes, are amended to read:

1001.706 Powers and duties of the Board of Governors.-

- (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.-
- (a) The Legislature intends that the Board of Governors shall align the missions of each constituent university with the academic success of its students; the education for citizenship of the constitutional republic; the alignment of its programs to Florida's existing and emerging workforce needs; the national

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29-01465B-23 2023266

reputation of its faculty and its academic and research programs; the quantity of externally generated research, patents, and licenses; and the strategic and accountability plans required in paragraphs (b) and (c). The Board of Governors shall periodically review the mission of each constituent university and make updates or revisions as needed. Upon completion of a review of the mission, the board shall review existing academic programs to ensure alignment with the mission. The board shall include in its review direction to each constituent university to examine its programs for the inclusion of any specified major or minor in critical race theory, gender studies, or intersectionality or any derivative major of these belief systems, that is, any major that engenders beliefs in those concepts defined in s. 1000.05(4)(a). The mission alignment and strategic plan shall consider peer institutions at the constituent universities. The mission alignment and strategic plan shall acknowledge that universities that have a national and international impact have the greatest capacity to promote the state's economic development through: new discoveries, patents, licenses, and technologies that generate state businesses of global importance; research achievements through external grants and contracts that are comparable to nationally recognized and ranked universities; the creation of a resource rich academic environment that attracts high-technology business and venture capital to the state; and this generation's finest minds focusing on solving the state's economic, social, environmental, and legal problems in the areas of life sciences, water, sustainability, energy, and health care. A nationally recognized and ranked university that has a global perspective

29-01465B-23 2023266

and impact shall be afforded the opportunity to enable and protect the university's competitiveness on the global stage in fair competition with other institutions of other states in the highest Carnegie Classification.

- (b) The Board of Governors shall develop a strategic plan specifying goals and objectives for the State University System and each constituent university, including each university's contribution to overall system goals and objectives. The strategic plan must:
- 1. Include performance metrics and standards common for all institutions and metrics and standards unique to institutions depending on institutional core missions, including, but not limited to, student admission requirements, the education for citizenship of the constitutional republic, retention, graduation, percentage of graduates who have attained employment, percentage of graduates enrolled in continued education, licensure passage, industry certification attainment, average wages of employed graduates, average cost per graduate, excess hours, student loan burden and default rates, faculty awards, total annual research expenditures, patents, licenses and royalties, intellectual property, startup companies, annual giving, endowments, and well-known, highly respected national rankings for institutional and program achievements.
- 2. Consider reports and recommendations of the Florida Talent Development Council under s. 1004.015 and the Articulation Coordinating Committee under s. 1007.01.
- 3. Include student enrollment and performance data delineated by method of instruction, including, but not limited to, traditional, online, and distance learning instruction.

29-01465B-23 2023266

4. Include criteria for designating baccalaureate degree and master's degree programs at specified universities as high-demand programs of emphasis. The programs of emphasis list adopted by the Board of Governors before July 1, 2021, shall be used for the 2021-2022 academic year. Beginning in the 2022-2023 academic year, the Board of Governors shall adopt the criteria to determine value for and prioritization of degree credentials and degree programs established by the Credentials Review Committee under s. 445.004 for designating high-demand programs of emphasis. The Board of Governors must review designated programs of emphasis, at a minimum, every 3 years to ensure alignment with the prioritization of degree credentials and degree programs identified by the Credentials Review Committee.

5. Include criteria for nondegree credential offerings.

(c) The Board of Governors shall develop an accountability plan for the State University System and each constituent university. The accountability plan must address institutional and system achievement of goals and objectives specified in the strategic plan adopted pursuant to paragraph (b) and must be submitted as part of its legislative budget request. Each university shall submit, as a component of the university's annual accountability plan, information on the effectiveness of its plan for improving 4-year graduation rates and the level of financial assistance provided to students pursuant to paragraph (h). In addition, each university must submit documentation of its efforts to promote the education for citizenship of the constitutional republic and the cultivation of the intellectual autonomy of its undergraduates. It must also submit, as a component of the university's annual accountability plan,

29-01465B-23 2023266

information on the university's process to remove from its course catalogues any specified major or minor in critical race theory, gender studies, or intersectionality or any derivative major of these belief systems, that is, any major that engenders beliefs in those concepts described in s. 1000.05(4)(a).

- (d) Beginning in the 2014-2015 academic year and annually thereafter, The Board of Governors shall annually require a state university prior to registration to provide each enrolled student electronic access to the economic security report of employment and earning outcomes prepared by the Department of Economic Opportunity pursuant to s. 445.07. In addition, the Board of Governors shall require a state university to provide each student electronic access to the following information each year prior to registration using the data described in s. 1008.39:
- 1. The top 25 percent of degrees reported by the university in terms of highest full-time job placement and highest average annualized earnings in the year after earning the degree.
- 2. The bottom 10 percent of degrees reported by the university in terms of lowest full-time job placement and lowest average annualized earnings in the year after earning the degree.
 - (6) POWERS AND DUTIES RELATING TO PERSONNEL.-
- (b) The Board of Governors may adopt a regulation requiring each tenured state university faculty member to undergo a comprehensive post-tenure review every 5 years. Each university may initiate a post-tenure review of a faculty member at any time, with cause. The board may include other considerations in the regulation, but the regulation must address:

29-01465B-23 2023266

- 1. Accomplishments and productivity;
- 2. Assigned duties in research, teaching, and service;
- 3. Performance metrics, evaluations, and ratings; and
- 4. Recognition and compensation considerations, as well as improvement plans and consequences for underperformance.
- Section 2. Paragraph (m) is added to subsection (2) of section 1001.7065, Florida Statutes, to read:
 - 1001.7065 Preeminent state research universities program.-
- (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The following academic and research excellence standards are established for the preeminent state research universities program and shall be reported annually in the Board of Governors Accountability Plan:
- (m) Total annual research expenditures of \$50 million or more benefiting STEM-related occupations, businesses, or industry partners located in this state and currently employing, or seeking to employ, residents of this state.
- Section 3. Section 1001.725, Florida Statutes, is created to read:
 - 1001.725 University boards of trustees; personnel.-
- (1) Each university board of trustees is responsible for hiring faculty. The president may provide hiring recommendations to the board. The president and the board are not bound by recommendations or opinions of faculty or other individuals or groups.
- (a) The board may delegate its hiring authority to the president; however, the president may not delegate hiring authority, and the board shall approve or deny any selection by the president.

29-01465B-23 2023266

(b) A university is prohibited from using diversity, equity, and inclusion statements, critical race theory, or other forms of political identity filters as part of the hiring process, including as part of employment applications, including applications for promotion and tenure, conditions of employment, or reviewing job qualifications. This prohibition applies to all hiring at the institution, including the president.

- (2) Each university board of trustees may, at the request of its chair, initiate a process to review any faculty member's tenure status.
- (3) Each university board of trustees shall confirm its president's selection and reappointment of the university's executive management team members and their respective contracts and annual salaries, in accordance with the university's personnel program established by the Board of Governors.

 Contracts and responsibilities of the president and executive team members, including, but not limited to, provost positions, must explicitly delineate that the duties of positions, other than the president, are limited to administrative oversight and operational supervision of curricular, instructional, and research affairs, as applicable to the position.
- (4) Each university president shall annually present to his or her board of trustees for review the results of performance evaluations and associated salaries of all evaluated personnel earning an annual compensation of \$200,000 or more, regardless of fund source.

Section 4. Section 1004.06, Florida Statutes, is amended to read:

1004.06 Prohibited expenditures.-

29-01465B-23 2023266___

(1) No Florida College System institution, state university, Florida College System institution direct-support organization, or state university direct-support organization shall expend any funds, regardless of source, to purchase membership in, or goods and services from, any organization that discriminates on the basis of race, national origin, gender, or religion.

- (2) (a) No Florida College System institution, state university, Florida College System institution direct-support organization, or state university direct-support organization may expend any funds, regardless of source, to promote, support, or maintain any programs or campus activities that violate s.

 1000.05(4)(a) or that espouse diversity, equity, and inclusion or critical race theory rhetoric.
- (b) Programs required for compliance with federal regulations, or access programs for military veterans, Pell Grant recipients, first generation college students, nontraditional students, "2+2" transfer students from the Florida College System, students from low-income families, or students with unique abilities, are not prohibited by this subsection.

Section 5. Section 1004.6496, Florida Statutes, is amended to read:

1004.6496 Hamilton $\underline{\text{College}}$ $\underline{\text{Center}}$ for Classical and Civic Education.—

(1) By July 1, 2024, the Board of Trustees of the University of Florida may use funds as provided in the General Appropriations Act and charitable donations to establish and fund the Hamilton College Center for Classical and Civic

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29-01465B-23 2023266

Education as an academic unit within the University of Florida. The purpose of the <u>college</u> center is to support teaching and research concerning the ideas, traditions, and texts that form the foundations of Western and American civilization.

- (2) The goals of the college center are to:
- (a) Educate university students in core texts and great debates of Western civilization and the Great Books.
- (b) Educate university students in the principles, ideals, and institutions of the American political order.
- (c) Educate university students in the foundations of responsible leadership and informed citizenship.
- (d) Provide programming and training related to civic education and the values of open inquiry and civil discourse to support the K-20 system.
- (e) Coordinate with the Florida Institute <u>for Governance</u> <u>and Civics</u> of <u>Politics</u> created pursuant to s. 1004.6499 and the Adam Smith Center for the Study of Economic Freedom created pursuant to s. 1004.64991 and assist in the curation and implementation of Portraits in Patriotism created pursuant to s. 1003.44.
- (3) In order to carry out the purposes set forth in subsection (2), the college is authorized to:
 - (a) Hire necessary faculty and staff;
 - (b) Enroll students;
- (c) Develop curriculum and offer new courses, including honors courses, certificates, and major and minor programs;
 - (d) Award degrees;
 - (e) Hold events, including fundraisers;
 - (f) Fulfill other actions approved by the president of the

university; and

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(g) Generate resources based on student credit hour enrollment, in the same manner as any other college within the institution.

- (4) The president of the university may hire a dean for the college, subject to the approval of the board of trustees.
- (a) If at any time the position of dean becomes vacant, the president of the university may appoint a faculty member of the college to serve as the acting dean. The president of the university may remove the dean in accordance with the policies and procedures established at the university.
- (b) The dean of the college must report directly to the president of the university.
- (c) The dean of the college has the same delegated authority, in the same manner, as any other dean at the university.
- (5) Faculty of the college may be awarded tenure subject to the tenure policies of the university.
- (6) Funds appropriated specifically to the college may not be used for any other purpose at the university; however, the university can provide additional funding as available to the college.
- Section 6. Section 1004.6499, Florida Statutes, is amended to read:
- 1004.6499 Florida Institute <u>for Governance and Civics</u> of Politics.—
- (1) The Florida Institute <u>for Governance and Civics</u> of Politics is established at the Florida State University within the College of Social Sciences and Public Policy. The purpose of

29-01465B-23 2023266

the institute is to provide the southeastern region of the United States with a world class, bipartisan, nationally renowned institute of politics.

- (2) The goals of the institute are to:
- (a) Provide students with access to an interdisciplinary hub that will develop academically rigorous scholarship and coursework on the origins of the American system of government, its foundational documents, its subsequent political traditions and evolutions, and its impact on comparative political systems Motivate students throughout the Florida State University to become aware of the significance of government and civic engagement at all levels and politics in general.
- (b) Encourage civic literacy in this state through the development of educational tools and resources for K-12 and postsecondary students which foster an understanding of how individual rights, constitutionalism, separation of powers, and federalism function within the American system Provide students with an opportunity to be politically active and civically engaged.
- (c) Model civic discourse that recognizes the importance of viewpoint diversity, intellectual rigor, and an evidence-based approach to history Nurture a greater awareness of and passion for public service and politics.
- (d) Plan and host forums to allow students and guests to hear from exceptional individuals who have excelled in a wide range of sectors of American life, to highlight the possibilities created by individual achievement and entrepreneurial vision and interact with experts from government, politics, policy, and journalism on a frequent

basis.

(e) Become a national and state resource on <u>using</u> polling <u>instruments</u> and other assessments to measure civic literacy and <u>make recommendations for improving civic education</u> information and survey methodology.

- (f) Provide fellowships and internship opportunities to students in government, nonprofit organizations, and community organizations.
- (g) Create through scholarship, original research, publications, symposia, testimonials, and other means a body of resources that can be accessed by students, scholars, and government officials to understand the innovations in public policy in this state over a rolling 30-year time period Provide training sessions for newly elected state and local public officials.
- (h) Organize and sponsor conferences, symposia, and workshops throughout this state to educate and inform citizens, elected officials, and appointed policymakers regarding effective policymaking techniques and processes.
- (i) Create and promote research and awareness regarding politics, citizen involvement, and public service.
- (j) Collaborate with related policy institutes and research activities at the Florida State University and other institutions of higher education to motivate, increase, and sustain citizen involvement in public affairs.
- Section 7. Subsection (3) is added to section 1004.64991, Florida Statutes, to read:
- 1004.64991 The Adam Smith Center for the Study of Economic Freedom.—

29-01465B-23 2023266 407 (3) In order to carry out the purpose set forth in this 408 section, the institute is authorized to: 409 (a) Hire necessary faculty and staff; 410 (b) Enroll students; 411 (c) Develop curriculum and offer new courses, including 412 honors courses, certificates, and major and minor programs; 413 (d) Award degrees; (e) Hold events, including fundraisers; 414 415 (f) Fulfill other actions approved by the president of the 416 university; and (g) Generate resources based on student credit hour 417 418 enrollment, in the same manner as any other college within the 419 institution. Section 8. Subsection (3) of section 1007.25, Florida 420 421 Statutes, is amended to read: 422 1007.25 General education courses; common prerequisites; 423 other degree requirements.-424 (3) The chair of the State Board of Education and the chair 425 of the Board of Governors, or their designees, shall jointly 426 appoint faculty committees to review and recommend to the 427 Articulation Coordinating Committee for approval by the 428 Commissioner of Education and Chancellor of the State University 429 System identify statewide general education core course options 430 for inclusion in the statewide course numbering system 431 established under s. 1007.24. Faculty committees shall, by 432 December 1, 2023, and by December 1 every 3 years thereafter, 433 review and submit recommendations to the Articulation 434 Coordinating Committee and the commissioner for the removal,

alignment, realignment, or addition of general education core

29-01465B-23 2023266

courses that satisfy the requirements of this subsection.

- (a) General education core course options shall consist of a maximum of five courses within each of the subject areas of communication, mathematics, social sciences, humanities, and natural sciences. The core courses may be revised, or the five-course maximum within each subject area may be exceeded, if approved by the State Board of Education and the Board of Governors, as recommended by the subject area faculty committee and approved by the Articulation Coordinating Committee as necessary for a subject area.
- (b) Each general education core course option must contain high-level academic and critical thinking skills and common competencies that students must demonstrate to successfully complete the course.
- (c) General education core courses may not suppress or distort significant historical events or include a curriculum that teaches identity politics, such as critical race theory, or defines American history as contrary to the creation of a new nation based on universal principles stated in the Declaration of Independence.
- (d) General education core courses must meet the following standards:
- 1. Communication courses must afford students the ability to communicate effectively, including the ability to write clearly and engage in public speaking, through engagement with the Western literary tradition.
- 2. Humanities courses must afford students the ability to think critically through the mastering of subjects concerned with human culture, especially literature, history, art, music,

and philosophy.

- 3. Social science courses must afford students an understanding of the basic social and behavioral science concepts and principles used in the analysis of behavior and past and present social, political, and economic issues.
- 4. Natural science courses must afford students the ability to critically examine and evaluate the principles of the scientific method, model construction, and use the scientific method to explain natural experiences and phenomena.
- 5. Mathematics courses must afford students a mastery of foundational mathematical and computation models and methods by applying such models and methods in problem solving.
- (e) Beginning with students initially entering a Florida College System institution or state university in 2015-2016 and thereafter, each student must complete at least one identified core course in each subject area as part of the general education course requirements. Beginning in the 2022-2023 academic year and thereafter, students entering a technical degree education program as defined in s. 1004.02(13) must complete at least one identified core course in each subject area as part of the general education course requirements before a degree is awarded.
- (f) All public postsecondary educational institutions shall offer at least one general education core course in each of the identified subject areas and accept these courses as meeting general education core course requirements upon transfer, regardless of whether the receiving institution offers the identical general education core courses. The remaining general education course requirements shall be identified by each

29-01465B-23 2023266

institution as approved in accordance with this section and listed in the statewide course numbering system and reported to the department by their statewide course number.

(g) The general education core course options shall be adopted in rule by the State Board of Education and in regulation by the Board of Governors.

Section 9. Section 1007.55, Florida Statutes, is created to read:

1007.55 General education course principles, standards, and content.—

- (1) The Legislature finds it necessary to ensure that every undergraduate student of a Florida public postsecondary educational institution graduates as an informed citizen through participation in rigorous general education courses that promote values necessary to preserve the constitutional republic through traditional, historically accurate, and high-quality coursework. Courses with a curriculum based on unproven, theoretical, or exploratory content are best suited as elective or specific program prerequisite credit, not general education credit.
- (2) In performing its duties under ss. 1007.24 and 1007.25, by July 1, 2023, and each July 1 thereafter, the Articulation Coordinating Committee shall submit to the State Board of Education and Board of Governors courses that have been approved to be used by public postsecondary educational institutions as meeting the additional general education requirements.
- (3) General education courses must meet the following criteria:
- (a) Be in the general education core subject areas and meet the course standards as provided in s. 1007.25;

29-01465B-23 2023266

(b) Be offered by at least half of all public postsecondary educational institutions;

- (c) Be identified as lower level in the statewide course numbering system; and
- (d) Whenever applicable, promote the philosophical underpinnings of Western civilization and include studies of this nation's historical documents, such as the United States Constitution, the Bill of Rights and subsequent amendments, and the Federalist Papers.
- (4) If a course is approved as a general education course, that course must be accepted as a general education course, in the same subject area and regardless of whether it is offered by the institution, by all public postsecondary educational institutions.
- (5) Public postsecondary educational institution boards of trustees and presidents are responsible for annually reviewing and approving, at a public meeting, general education course requirements, as authorized and approved in accordance with ss. 1007.24 and 1007.25 and this section, at their respective institutions. Public postsecondary educational institutions that fail to comply with the requirements of this section are not eligible to receive performance-based funding pursuant to ss. 1001.66 and 1001.92.
- (6) Public postsecondary educational institutions must report courses meeting institutional general education subject requirements to the department by their statewide course number.
- Section 10. Paragraph (a) of subsection (2) of section 1008.47, Florida Statutes, is amended to read:
 - 1008.47 Postsecondary education institution accreditation.-

(2) ACCREDITATION. -

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(a) By September 1, 2022, the Board of Governors or the State Board of Education, as applicable, shall identify and determine the accrediting agencies or associations best suited to serve as an accreditor for public postsecondary institutions. Such accrediting agencies or associations must be recognized by the database created and maintained by the United States Department of Education. A public postsecondary institution may not be accredited by the same accrediting agency or association for consecutive accreditation cycles. In the year following reaffirmation or fifth-year review by its accrediting agencies or associations, each public postsecondary institution must seek and obtain accreditation from an accrediting agency or association identified by the Board of Governors or State Board of Education, respectively, before its next reaffirmation or fifth-year review date. The requirements in this section are limited to a one-time change in accreditation. The requirements of this subsection are not applicable to those professional, graduate, departmental, or certificate programs at public postsecondary institutions that have specific accreditation requirements or best practices, including, but not limited to, law, pharmacy, engineering, or other similarly situated educational programs.

Section 11. This act shall take effect July 1, 2023.