

## **CHAPTER 2007-217**

### Committee Substitute for Committee Substitute for Senate Bill No. 1270

An act relating to education; amending s. 20.055, F.S.; revising a definition; amending s. 20.15, F.S.; deleting the Division of Colleges and Universities in the Department of Education; requiring the department to provide certain support services to the Board of Governors of the State University System; creating s. 20.155, F.S., relating to the Board of Governors; providing for certain rights and privileges, the head of the board, personnel, certain powers and duties, and an Office of Inspector General; amending s. 23.21, F.S., relating to definitions for purposes of paperwork reduction; updating terminology; amending s. 110.131, F.S., relating to other-personal-services temporary employment; updating terminology; amending s. 110.181, F.S., relating to the Florida State Employees' Charitable Campaign; conforming a cross-reference; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting obsolete provisions; amending s. 112.19, F.S., relating to death benefits for certain officers; updating terminology; requiring the Board of Governors to adopt rules; amending s. 112.191, F.S., relating to death benefits for firefighters; updating terminology; requiring the Board of Governors to adopt rules; amending s. 112.313, F.S., relating to standards of conduct; revising definition of "employee" to include provosts; updating terminology; amending s. 112.3135, F.S., relating to restriction on employment of relatives; updating terminology; amending s. 112.3145, F.S., relating to disclosure of financial interests and clients represented before agencies; updating terminology; amending s. 120.52, F.S., relating to definitions for purposes of the Administrative Procedure Act; revising definition of "agency" to include the Board of Governors and state university boards of trustees under certain circumstances; revising definition of "educational unit"; amending s. 120.65, F.S.; including the Board of Governors in the list of entities that must reimburse the Division of Administrative Hearings for certain services and travel expenses; amending s. 121.021, F.S., relating to definitions for purposes of the Florida Retirement System; updating terminology; amending s. 121.35, F.S., relating to the optional retirement program for the State University System; transferring authority from the State Board of Education to the Board of Governors; updating terminology and provisions; amending s. 159.703, F.S., relating to creation of research and development authorities; updating terminology and an effective date; amending s. 159.704, F.S., relating to research and development authorities; updating terminology; amending s. 159.706, F.S.; including research and development authorities designated by the Board of Regents in a grandfather clause; amending s. 211.3103, F.S., relating to distribution of the tax

levy on severance of phosphate rock; updating terminology; amending s. 215.16, F.S., relating to appropriations from the General Revenue Fund; deleting unnecessary language; amending s. 215.32, F.S., relating to segregation of trust funds; including trust funds under the management of the Board of Governors; amending s. 215.559, F.S., relating to the Hurricane Loss Mitigation Program; updating terminology; deleting obsolete terminology; conforming cross-references; amending s. 215.82, F.S., relating to validation of bonds; conforming a cross-reference; amending s. 216.0152, F.S., relating to inventory of facilities; updating terminology; amending s. 216.251, F.S., relating to salary appropriations; deleting reference to the State Board of Education with respect to State University System positions; amending s. 220.15, F.S., relating to apportionment of adjusted federal income; updating terminology; amending s. 250.10, F.S.; providing duties of the Board of Governors in cooperation with the Adjutant General and the State Board of Education; amending s. 253.381, F.S., relating to the sale of unsurveyed marshlands; deleting reference to the State Board of Education; amending s. 255.02, F.S., relating to boards authorized to replace buildings destroyed by fire; deleting obsolete terminology; amending s. 255.043, F.S., relating to art in state buildings; deleting obsolete terminology; amending s. 255.102, F.S.; requiring the Board of Governors to collaborate in the adoption of rules for contractor compliance with minority business participation; amending s. 280.02, F.S.; revising definition of "public deposit" to include moneys of a state university; amending s. 286.001, F.S., relating to statutorily required reports; updating terminology; amending s. 287.064, F.S., relating to consolidated financing of deferred-payment purchases; conforming a cross-reference; amending s. 287.155, F.S., relating to purchase of motor vehicles; updating terminology; amending s. 288.15, F.S.; adding the Board of Governors to the list of entities authorized to cooperate with the Division of Bond Finance; amending s. 288.17, F.S., relating to revenue certificates; updating terminology; amending s. 288.705, F.S.; updating terminology; amending s. 288.7091, F.S.; requiring the Florida Black Business Investment Board to develop memoranda of understanding with the Board of Governors; amending s. 288.8175, F.S.; requiring a linkage institute to be governed by an agreement between the Board of Governors and the State Board of Education; amending s. 295.07, F.S., relating to preference in appointment and retention for veterans; including certain equivalent positions; amending s. 320.08058, F.S., relating to specialty license plates; updating terminology; amending s. 334.065, F.S.; updating terminology; amending s. 377.705, F.S.; updating terminology; amending s. 381.79, F.S., relating to the Brain and Spinal Cord Injury Program Trust Fund; updating terminology; amending s. 388.43, F.S.; updating terminology; amending s. 403.073, F.S., relating to pollution prevention; updating terminology; amending s. 403.074, F.S., relating to technical assistance by the Department

of Environmental Protection; updating terminology; amending s. 409.908, F.S., relating to reimbursement of Medicaid providers; updating terminology; amending s. 413.051, F.S., relating to blind persons eligible to operate vending stands; updating terminology; amending s. 447.203, F.S.; designating the Board of Governors, or the board's designee, as the public employer and legislative body with respect to public employees of state universities; revising definition of "legislative body" to conform; amending s. 455.2125, F.S., relating to adoption of changes to training requirements; updating terminology; amending s. 456.028, F.S., relating to adoption of changes to training requirements; updating terminology; amending s. 464.0196, F.S., relating to nurse educator appointments; prescribing appointing authorities for the Florida Center for Nursing board; amending s. 489.103, F.S., relating to exemptions for purposes of construction contracting; updating terminology; amending s. 489.503, F.S., relating to exemptions for purposes of electrical and alarm system contracting; updating terminology; amending s. 553.71, F.S., relating to definitions for purposes of the Florida Building Code; conforming terminology relating to education boards; amending ss. 627.06281 and 627.06292, F.S., relating to hurricane loss data; updating terminology; amending s. 633.01, F.S., relating to the State Fire Marshal; conforming cross-references; amending s. 650.03, F.S., relating to federal-state agreement; updating terminology; amending s. 943.1755, F.S., relating to the Florida Criminal Justice Executive Institute; updating terminology; amending s. 1000.01, F.S.; providing for certain transfers; amending s. 1000.03, F.S., relating to the function, mission, and goals of the Florida K-20 education system; deleting duplicative provisions; limiting oversight authority over state university matters to the Board of Governors; amending s. 1000.05, F.S.; assigning responsibilities for implementation of equal opportunity policies to the Commissioner of Education and State Board of Education and to the Board of Governors; limiting the functions of the Office of Equal Educational Opportunity to those relating to school districts and community colleges; amending s. 1000.21, F.S.; defining "Board of Governors" as used in the education code; amending s. 1001.02, F.S.; revising powers and duties of the State Board of Education to include working in consultation with the Board of Governors on certain matters; providing for exceptions; prohibiting the State Board of Education from amending a specified budget request; prohibiting the State Board of Education from amending a list of specified fixed capital outlay requests; deleting certain responsibilities relating to state universities; revising reporting requirements relating to financial aid; conforming provisions; amending s. 1001.03, F.S.; providing exceptions regarding State Board of Education enforcement authority; requiring working in conjunction with the Board of Governors on certain matters; deleting State Board of Education review of state university academic programs; amending s. 1001.10, F.S.; providing duties of the Commissioner of Education relating to expenditures of the Board of Governors in the K-20 budget; revising reporting requirements; amending s. 1001.11, F.S.; requiring the Commissioner of Education to work with the Board of Governors for allocation of funds for qualified postsecondary projects; requiring annual reporting by the Commissioner of Education; conforming provisions; amending s. 1001.20, F.S.; transferring responsibilities regarding determination of need for investigations of state universities by the Office of Inspector General; amending s. 1001.28, F.S.; providing that

Department of Education distance learning duties do not alter duties of the Board of Governors; amending s. 1001.64, F.S., relating to powers and duties of community college boards of trustees; conforming a cross-reference; amending s. 1001.70, F.S.; providing authority of the Board of Governors; authorizing travel and per diem; creating s. 1001.706, F.S., relating to powers and duties of the Board of Governors; providing for rulemaking; providing powers and duties relating to organization and operation of state universities, finance, accountability, personnel, property, compliance with laws and rules, and cooperation with other education boards; prohibiting assessment of a fee on universities; amending s. 1001.71, F.S.; providing that the university boards of trustees are part of the executive branch of state government; deleting certain board member requirements; amending s. 1001.72, F.S., relating to university boards of trustees acting as corporations; amending s. 1001.73, F.S., relating to university boards acting as trustees; transferring responsibilities of the State Board of Education to the Board of Governors; subjecting agreements to requirements for the issuance of bonds and debt; amending s. 1001.74, F.S.; revising powers and duties of university boards of trustees relating to general provisions for responsibility, organization and operation of state universities, finance, accountability, personnel, property, and compliance with laws and rules; amending s. 1002.35, F.S.; requiring the State Board of Education to work in conjunction with the Board of Governors regarding assignment of a university partner to the New World School of the Arts; updating terminology; amending s. 1002.41, F.S., relating to home education programs; conforming provisions; amending s. 1004.03, F.S.; transferring responsibilities for approval of new programs at state universities from the State Board of Education to the Board of Governors; amending s. 1004.04, F.S., relating to accountability and approval for teacher preparation programs; including the Board of Governors as a report recipient; amending s. 1004.07, F.S., relating to student withdrawal from courses due to military service; providing for rules by the State Board of Education and Board of Governors; amending s. 1004.21, F.S.; removing legislative intent regarding state universities; providing that state universities are part of the executive branch of state government and administered by a board of trustees; amending s. 1004.22, F.S., relating to divisions of sponsored research at state universities; providing for guidelines of the Board of Governors; transferring responsibilities from the State Board of Education to the Board of Governors; amending s. 1004.24, F.S.; transferring responsibilities relating to securing liability insurance from the State Board of Education to the Board of Governors or the board's designee; amending s. 1004.28, F.S.; transferring responsibilities relating to duties of direct-support organizations from the State Board of Education to the Board of Governors; defining "property"; providing for rules; subjecting certain agreements to requirements for issuance of bonds and debt; amending s. 1004.29, F.S.; transferring responsibilities relating to university health services support organizations from the State Board of Education to the Board of Governors; providing for rules; amending s. 1004.35, F.S.; including the Board of Governors in consultations regarding coordination of course offerings; amending s. 1004.36, F.S.; transferring responsibilities relating to comprehensive master plans from the State Board of Education to the Board of Governors; amending s. 1004.39, F.S.; transferring responsibilities relating to the college of law at Florida International University from the State Board of Education to the Board of

Governors; deleting obsolete provisions; amending s. 1004.40, F.S.; transferring responsibilities relating to the college of law at Florida Agricultural and Mechanical University from the State Board of Education to the Board of Governors; deleting obsolete provisions; amending s. 1004.41, F.S., relating to the J. Hillis Miller Health Center at the University of Florida; authorizing the University of Florida Board of Trustees to utilize certain revenues; amending s. 1004.43, F.S.; transferring responsibilities relating to the H. Lee Moffitt Cancer Center and Research Institute from the State Board of Education to the Board of Governors; amending s. 1004.435, F.S.; transferring responsibilities relating to cancer control from the State Board of Education to the Board of Governors; revising membership of the Florida Cancer Control and Research Council; amending s. 1004.445, F.S.; transferring responsibilities relating to the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute from the State Board of Education to the Board of Governors; amending s. 1004.447, F.S.; requiring annual reporting to the Board of Governors; amending s. 1004.47, F.S.; updating terminology relating to solid and hazardous waste management research; amending s. 1004.58, F.S.; including the Board of Governors as a report recipient; providing for the Chancellor of the State University System to serve as a member of the board and to staff the board; amending s. 1005.03, F.S., relating to the designation "college" or "university"; deleting obsolete terminology; amending s. 1005.06, F.S., relating to institutions not under the jurisdiction of the Commission for Independent Education; deleting obsolete terminology; amending s. 1005.22, F.S.; removing an obsolete reference; amending s. 1006.53, F.S.; removing references to State Board of Education rules for religious observances; amending s. 1006.60, F.S.; including rules of the Board of Governors relating to codes of conduct; amending s. 1006.61, F.S.; including policies of the Board of Governors relating to disruptive student activities; amending s. 1006.62, F.S.; including rules of the Board of Governors relating to expulsion and discipline of students; amending s. 1006.65, F.S.; requiring the Board of Governors to adopt rules for state universities relating to safety issues; amending s. 1006.71, F.S., relating to gender equity in intercollegiate athletics; transferring responsibilities relating to state universities from the Commissioner of Education and State Board of Education to the Chancellor of the State University System and Board of Governors; adding the Legislature to the list of recipients of annual assessments; amending s. 1007.01, F.S.; requiring recommendations to the Legislature relating to articulation; amending s. 1007.22, F.S.; encouraging boards to establish programs to maximize articulation; amending s. 1007.23, F.S.; requiring the State Board of Education and the Board of Governors to enter into a statewide articulation agreement which addresses certain issues; revising provisions relating to admissions; amending s. 1007.24, F.S., relating to the statewide course numbering system; requiring the Commissioner of Education in conjunction with the chancellor, to perform certain duties; requiring the Department of Education in conjunction with the Board of Governors to perform certain duties; requiring the State Board of Education to approve course level with input from the Board of Governors; amending s. 1007.25, F.S., relating to general education courses, common prerequisites, and other degree requirements; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.2615, F.S., relating to acceptance of American Sign Language credits as foreign

language credits; conforming provisions; amending s. 1007.262, F.S., relating to foreign language competence and equivalence determinations; conforming provisions; providing an exemption; amending s. 1007.264, F.S., relating to admission of impaired and learning disabled persons to postsecondary educational institutions; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.265, F.S., relating to graduation, study program admission, and upper-division entry for impaired and learning disabled persons; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.27, F.S., relating to articulated acceleration mechanisms and the statewide articulation agreement; conforming provisions; deleting obsolete provisions; amending s. 1007.28, F.S.; transferring requirement for establishment and maintenance of a computer-assisted student advising system from the State Board of Education to the Department of Education in conjunction with the Board of Governors; requiring the State Board of Education and the Board of Governors to specify roles and responsibilities relating to the system; amending s. 1007.33, F.S., relating to site-determined baccalaureate degree access; conforming provisions; amending s. 1008.29, F.S., relating to the college-level communication and mathematics skills examination (CLAST); requiring the State Board of Education in conjunction with the Board of Governors to establish minimum passing scores and identify coursework to satisfy testing requirements; authorizing the Board of Governors to set certain examination fees; amending s. 1008.30, F.S., relating to common placement testing; requiring public postsecondary educational institutions to provide certain modifications for students with disabilities; requiring the State Board of Education in conjunction with the Board of Governors to specify certain college-preparatory requirements; amending s. 1008.32, F.S.; limiting State Board of Education oversight enforcement authority to school districts and community colleges and their respective boards; amending s. 1008.345, F.S.; conforming provisions relating to implementation of the state system of school improvement and education accountability; requiring State Board of Education and Board of Governors approval of CLAST skills and certain assessments; including the Board of Governors as a recipient of certain information; amending s. 1008.37, F.S., relating to postsecondary feedback of information to high schools; removing State Board of Education rulemaking; requiring the Commissioner of Education to report to the Board of Governors; amending s. 1008.38, F.S., relating to the articulation accountability process; requiring the State Board of Education in conjunction with the Board of Governors to establish an articulation accountability process; amending s. 1008.45, F.S., relating to the community college accountability process; conforming provisions; amending s. 1008.46, F.S.; transferring responsibilities relating to the state university accountability process from the State Board of Education to the Board of Governors; amending s. 1009.01, F.S.; revising definition of “out-of-state fee”; amending s. 1009.21, F.S., relating to determination of resident status for tuition purposes; modifying State Board of Education rulemaking; authorizing rulemaking by the Board of Governors; amending s. 1009.24, F.S.; revising provisions relating to state university tuition and fees; providing guidelines and requirements for the establishment of fees and fines; updating terminology; providing that a state university may not charge any fee except as specifically authorized by law; amending s.

1009.26, F.S.; transferring responsibilities relating to state university fee waivers from the State Board of Education to the Board of Governors; authorizing university boards of trustees to waive tuition and out-of-state fees under certain conditions; amending s. 1009.27, F.S., relating to deferral of fees; removing State Board of Education rulemaking; amending s. 1009.285, F.S., relating to fees for repeated enrollment in college-credit courses; deleting reference to definitions and fee levels established by the State Board of Education; amending s. 1009.29, F.S., relating to increased fees for funding financial aid programs; correcting a reference; amending s. 1009.40, F.S., relating to general requirements for student eligibility for state financial aid; conforming provisions relating to tuition assistance grants; amending s. 1009.90, F.S.; including the Board of Governors with respect to Department of Education duties relating to student financial aid; amending s. 1009.91, F.S.; requiring state university student loan information to be reported annually to the Board of Governors; amending s. 1009.971, F.S., relating to the Florida Prepaid College Board; updating terminology; amending s. 1010.01, F.S., relating to uniform records and accounts; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; requiring a uniform classification of accounts; requiring state universities to file financial statements; amending s. 1010.011, F.S.; revising a definition for purposes of financial matters; amending s. 1010.02, F.S., relating to financial accounting and expenditure; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.04, F.S., relating to purchasing; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.07, F.S., relating to bonds and insurance; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.09, F.S., relating to direct-support organizations; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.30, F.S., relating to audits; transferring supervision of state universities from the State Board of Education to the Board of Governors; amending s. 1011.01, F.S.; transferring budget responsibilities relating to state universities from the State Board of Education to the Board of Governors; requiring coordination; amending s. 1011.011, F.S.; requiring the State Board of Education in conjunction with the Board of Governors to submit legislative capital outlay budget requests for state universities; amending s. 1011.40, F.S.; transferring state university budget responsibilities from the State Board of Education to the Board of Governors; amending s. 1011.41, F.S.; requiring compliance with certain tuition and fee policies for receipt of state university appropriations; amending s. 1011.4106, F.S.; providing requirements for the expenditure of tuition and fee revenues from local accounts; providing for deposit into the State Treasury under certain conditions; amending s. 1011.411, F.S., relating to budgets for sponsored research at universities; conforming a cross-reference; amending s. 1011.42, F.S., relating to university depositories; authorizing certain fund transfers; amending s. 1011.48, F.S.; transferring responsibilities for educational research centers for child development from the State Board of Education to the Board of Governors; amending s. 1011.82, F.S., relating to requirements for participation in the Community College Program Fund; conforming a cross-reference; amending s. 1011.90, F.S.; transferring state university

funding responsibilities from the State Board of Education to the Board of Governors; amending s. 1011.91, F.S.; transferring certain responsibilities relating to additional appropriations; amending s. 1011.94, F.S.; redesignating the Trust Fund for University Major Gifts as the “University Major Gifts Program”; removing provisions relating to the trust fund; transferring responsibilities relating to the University Major Gifts Program from the State Board of Education to the Board of Governors; removing references to New College and the New College Foundation; amending s. 1012.01, F.S.; limiting definitions for purposes of personnel; amending s. 1012.80, F.S.; transferring responsibilities relating to employee disruptive activities at state universities from the State Board of Education to the Board of Governors; amending s. 1012.801, F.S., relating to State University System employees; updating terminology; amending s. 1012.93, F.S.; authorizing evaluation of faculty proficiency in English through a test approved by the Board of Governors; amending s. 1012.98, F.S.; deleting obsolete provisions relating to professional development programs; amending s. 1013.01, F.S.; excluding the Board of Governors from the definition of “board” for purposes of educational facilities; amending s. 1013.02, F.S.; transferring rulemaking authority relating to state university educational facilities from the State Board of Education to the Board of Governors; amending s. 1013.03, F.S.; providing functions of the Board of Governors relating to state university educational facilities; revising provisions relating to submission of data; deleting obsolete provisions; amending s. 1013.11, F.S.; providing for the Chancellor of the State University System to receive reports; amending s. 1013.12, F.S.; requiring state university firesafety inspections to comply with rules of the Board of Governors; revising recipients of an annual report; amending s. 1013.15, F.S.; subjecting lease or lease-purchase agreements to requirements for issuance of bonds and debt; amending s. 1013.16, F.S.; subjecting leases executed by a university board of trustees to requirements for issuance of bonds and debt; amending s. 1013.17, F.S.; transferring responsibilities relating to university leasing in affiliated research and development parks from the State Board of Education to the Board of Governors; subjecting leases to requirements for issuance of bonds and debt; amending s. 1013.171, F.S.; authorizing each university board of trustees to enter into certain lease agreements; transferring systemwide strategic plan adoption responsibilities from the State Board of Education to the Board of Governors; subjecting agreements to requirements for issuance of bonds and debt; amending s. 1013.19, F.S.; subjecting certain contracts executed by a university board of trustees to requirements for the issuance of bonds and debt; amending s. 1013.25, F.S.; requiring approval of the Administration Commission to exercise the power of eminent domain; amending s. 1013.28, F.S.; requiring state university disposal of property according to rules of the Board of Governors or the Board of Trustees for the Florida School for the Deaf and the Blind; amending s. 1013.31, F.S.; providing Department of Education duties relating to educational plant surveys and PECO funding; removing State Board of Education rulemaking; updating terminology and making technical changes; requiring approval of state university educational plant surveys by the Board of Governors; amending s. 1013.46, F.S.; deleting State Board of Education rulemaking for prequalification of bidders; amending s. 1013.47, F.S.; including rules of the Board of Governors with respect to contracts for construction of educational facilities; amending s. 1013.52, F.S.; requiring the Board of



Governors' or the Chancellor of the State University System's review and approval for state university joint-use facilities proposals; amending s. 1013.60, F.S.; requiring that state university capital outlay budget request information approved by the Board of Governors be submitted to the Commissioner of Education; amending s. 1013.64, F.S.; requiring the Board of Governors to submit a 3-year priority list for capital outlay projects for the universities; transferring responsibilities for state university funds for comprehensive educational plant needs from the State Board of Education to the Board of Governors; amending s. 1013.65, F.S.; requiring copies of capital outlay allocations to be provided to the Board of Governors; amending s. 1013.74, F.S.; deleting a cross-reference; transferring responsibilities relating to state university fixed capital outlay projects from the State Board of Education to the Board of Governors; subjecting projects to requirements for issuance of bonds and debt; amending s. 1013.78, F.S.; providing an exception relating to legislative approval for university-related facility acquisitions; authorizing the Board of Governors of the State University System to repeal certain rules; providing a requirement for the repeal of any such rules; repealing s. 186.805, F.S., relating to the Data Bank on Older Floridians; repealing s. 1004.54, F.S., relating to the Learning Development and Evaluation Center; repealing s. 741.03055, F.S., relating to review of premarital preparation courses, pilot programs, and questionnaire and curriculum; repealing s. 741.03056, F.S., relating to an informational questionnaire; repealing s. 1001.75, F.S., relating to powers and duties of state university presidents; repealing s. 1007.261, F.S., relating to state university admission of students; repealing s. 1007.31, F.S., relating to limited access programs; repealing s. 1007.32, F.S., relating to transfer students; repealing s. 1008.51, F.S., relating to the Council for Education Policy Research and Improvement; repealing s. 1011.4105, F.S., relating to transition from the state accounting system (FLAIR) to the university accounting system; repealing s. 1012.92, F.S., relating to personnel codes of conduct, disciplinary measures, and rulemaking authority; repealing s. 1012.94, F.S., relating to evaluations of faculty members; repealing s. 1012.95, F.S., relating to university employment equity accountability programs; requiring the Board of Governors and the university boards of trustees to repeal certain rules; providing an effective date.

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

Section 13. Paragraph (b) of subsection (1) and subsection (6) of section 120.52, Florida Statutes, are amended to read:

120.52 Definitions.—As used in this act:

(1) "Agency" means:

(b) Each:

1. State officer and state department, and each departmental unit described in s. 20.04.
2. Authority, including a regional water supply authority.
3. Board, including the Board of Governors of the State University System and a state university board of trustees when acting pursuant to statutory

authority derived from the Legislature.

4. Commission, including the Commission on Ethics and the Fish and Wildlife Conservation Commission when acting pursuant to statutory authority derived from the Legislature.

5. Regional planning agency.

6. Multicounty special district with a majority of its governing board comprised of nonelected persons.

7. Educational units.

8. Entity described in chapters 163, 373, 380, and 582 and s. 186.504.

This definition does not include any legal entity or agency created in whole or in part pursuant to chapter 361, part II, any metropolitan planning organization created pursuant to s. 339.175, any separate legal or administrative entity created pursuant to s. 339.175 of which a metropolitan planning organization is a member, an expressway authority pursuant to chapter 348, any legal or administrative entity created by an interlocal agreement pursuant to s. 163.01(7), unless any party to such agreement is otherwise an agency as defined in this subsection, or any multicounty special district with a majority of its governing board comprised of elected persons; however, this definition shall include a regional water supply authority.

(6) “Educational unit” means a local school district, a community college district, the Florida School for the Deaf and the Blind, or a state university when the university is acting pursuant to statutory authority derived from the Legislature.

Section 14. Subsection (11) of section 120.65, Florida Statutes, is amended to read:

120.65 Administrative law judges.—

(11) The division shall be reimbursed for administrative law judge services and travel expenses by the following entities: water management districts, regional planning councils, school districts, community colleges, the Division of Community Colleges, state universities, the Board of Governors of the State University System, the State Board of Education, the Florida School for the Deaf and the Blind, and the Commission for Independent Education. These entities shall contract with the division to establish a contract rate for services and provisions for reimbursement of administrative law judge travel expenses and video teleconferencing expenses attributable to hearings conducted on behalf of these entities. The contract rate must be based on a total-cost-recovery methodology.

Approved by the Governor June 26, 2007.

Filed in Office Secretary of State June 26, 2007.