

Memorandum

TO: Board of Trustees, St. Petersburg College
FROM: Suzanne L. Gardner, Acting General Counsel
DATE: June 18, 2013

RE: 2013 Legislative Session: Summary of Laws Impacting Florida College System and Governance by a College Board of Trustees

Please find attached a Summary of the 2013 Florida Legislative Session and new laws impacting the college, including those highlighted below:

Senate Bill 1720: Education [Conforming Bill for Higher Education Conference Report] (effective July 1, 2013; Chapter 2013-51)

- Revises s. 11.45, F.S., requiring the State Board of Education to intervene if a Florida College System institution does not respond to financial or operational corrective action.
- Revises s. 1004.015, F.S., revising committee membership for the Higher Education Coordinating Council and limiting member terms to 2 years.
- Revises s. 1007.01, F.S., requiring the Articulation Coordinating Committee to make recommendations related to statewide data access, quality and reporting.
- Revises s. 1007.25, F.S., returning general education requirements from 30 to 36 credit hours; allows the five-course maximum to be exceeded within each subject area; delays implementation of core courses for one year until 2015-16; and repeals the requirement for all colleges to offer the core courses.
- Adds s. 1008.02, F.S., to define developmental education and specify delivery strategies as modularized, contextualized, compressed and authorizes co-requisite instruction. Also defines "meta-major" and "gateway course." Colleges must provide admissions counseling to all students entering college credit programs, and counseling must provide developmental education options, rather than requirements.
- Substantially rewrites s. 1008.30, F.S., regarding common placement testing for public postsecondary education, and provides for deadlines related to required institutional action, submissions of a developmental education plan and accountability reports, as well as related state board rules.
- Amends s. 1009.23, F.S., to allow a Florida College System institution to establish a differential out-of-state fee for a student who is a non-resident and enrolled in distance learning.
- Amends s. 1009.25, F.S., to authorize colleges to exempt from the payment of tuition and fees up to 54 FTE or 1% of total FTE enrollment, whichever is greater, rather than 40 FTE as presently authorized.
- Amends s. 1009.531, F.S., to repeal the requirement for students to complete a Free Application for Federal Student Aid (FAFSA) in order to receive a Bright Futures Scholarship.
- Amends s. 1011.84, F.S., to require Florida College System institutions to report developmental education as a separate item in its cost accounting system.

Senate Bill 1514: Education [Conforming Bill for Higher Education Conference Report] (effective July 1, 2013; Chapter 2013-45)

Amends s. 1007.271, F.S., to require school districts to pay the standard tuition rate per credit hour to the college for dual enrollment instruction occurring on the college campus. The bill also provides for college cost reimbursement for dual enrollment instruction occurring on high school sites.

House Bill 7029: Digital Learning (effective July 1, 2013, if signed) [Governor has until July 2, 2013, to act upon this bill.]

Creates 1004.0961, F.S., requiring that by the 2015-16 school year, the State Board of Education and the Board of Governors adopt rules that enable students to earn academic credit for online courses, including massive open online courses (MOOCs). The bill further requires the Department of Education to contract for a review of, and recommendations for, online courses, including MOOCs, by August 30, 2013.

Senate Bill 50 - Public Meetings (effective October 1, 2013, if signed) [Governor has until June 29, 2013, to act upon this bill.]

Requires that any board or other public body permit citizens to be heard during the decision making process. The bill further provides that the opportunity to be heard does not have to occur at the hearing where the final decision is made, but must be prior to the final decision. Affected public bodies shall enact appropriate policies and procedures, and provides legal remedies for any violations.

Additional bills impacting the Florida College System:

- **Public-Private Partnerships**—HB 85 [*Governor has until July 2, 2013, to act upon this bill.*]
- **Emergency Medical Services**—SB 520 (Chapter 2013-128)
- **Educational Personnel: Teacher Preparation**—SB 166 (Chapter 2013-185)
- **Charter Schools**—HB 7009 [*Governor has until July 2, 2013, to act upon this bill.*]
- **Distribution of Materials Harmful to Minors (K-12, including charter schools)**—HB 113 (Chapter 2013-75)
- **Bullying in the Public School System (K-12, including charter schools)**—HB 609 (Chapter 2013-87)
- **Independent Living**—SB 1036 (Chapter 2013-178)
- **Transparency in State Contracting**—HB 5401 (Chapter 2013-54)
- **Economic Development**—HB 705 (Chapter 2 013-120)
- **Political Subdivisions/ Employee Benefits**—HB 655 (Chapter 2013-200)
- **Employment: Retirement System Contributions**—SB 1810 (Chapter 2013-53)
- **Animal Control Shelters and Animal Control Agencies**—SB 674 (Chapter 2013-32)
- **Florida College System Police Officers**—SB 454 (Chapter 2013-171)
- **Public Construction Projects**—HB 269 (Chapter 2013-193)
- **Procurement of Commodities and Contractual Services**—HB 1309 (Chapter 2013-154)
- **Design Professionals**—SB 286 (Chapter 2013-28)
- **Background Screening for Non-instructional Contractors on School Grounds**—HB 21 (Chapter 2013-73)

Bill Title	Citation/Link	Effective Date	Departments Impacted
1. Conforming Bill for Higher Education Conference Report	SB 1720 Chapter 2013-51	7/1/13	Student Services Academic Affairs Business Services Institutional Effectiveness
2. Conforming Bill for Higher Education Conference Report	SB 1514 Chapter 2013-45	7/1/13	Academic Affairs Dual Enrollment
3. Digital Learning <i>Enrolled pending Governor's signature</i>	HB 7029	7/1/13	Academic Affairs Institutional Effectiveness
4. Career and Professional Education	SB 1076 Chapter 2013-27	7/1/13	Student Services Academic Affairs Dual Enrollment Institutional Effectiveness
5. Public-Private Partnerships <i>Enrolled pending Governor's signature</i>	HB 85	7/1/13	Facilities Business Services
6. Emergency Medical Services	SB 520 Chapter 2013-128	7/1/13	Emergency Medical Services Academic Affairs
7. Educational Personnel: Teacher Preparation	SB 1664 Chapter 2013-185	7/1/13	Academic Affairs College of Education
8. Charter Schools <i>Enrolled pending Governor's signature</i>	HB 7009	7/1/13	Collegiate High School
9. Distribution of Materials Harmful to Minors	HB 113 Chapter 2013-75	10/1/13	Collegiate High School Early College Program
10. Bullying in the Public School System	HB 609 Chapter 2013-87	7/1/13	Collegiate High School Early College Program
11. Independent Living	SB 1036 Chapter 2013-178	7/1/13	Academic Affairs Student Services

Continued on the next page.

Bill Title	Citation/Link	Effective Date	Departments Impacted
12. Public Meetings <i>Enrolled pending Governor's signature</i>	SB 50	10/1/13	Board of Trustees Administration
13. Transparency in State Contracting	HB 5401 Chapter 2013-54	7/1/13	Facilities Business Services
14. Economic Development	HB 705 Chapter 2 013-120	7/1/13	Business Services
15. Political Subdivisions/ Employee Benefits	HB 655 Chapter 2013-200	7/1/13	HumanResources Business Services
16. Employment: Retirement System Contributions	SB 1810 Chapter 2013-53	7/1/13	HumanResources Business Services
17. Animal Control Shelters and Animal Control Agencies	SB 674 Chapter 2013-32	7/1/13	Facilities Veterinary Technology Academic Affairs
18. Florida College System Police Officers	SB 454 Chapter 2013-171	7/1/13	Facilities
19. Public Construction Projects	HB 269 Chapter 2013-193	7/1/13	Facilities
20. Procurement of Commodities and Contractual Services	HB 1309 Chapter 2013-154	7/1/13	Business Services Facilities
21. Design Professionals	SB 286 Chapter 2013-28	7/1/13	Facilities
22. Background Screening for Non-instructional Contractors on School Grounds	HB 21 Chapter 2013-73	7/1/13	Facilities Collegiate High School

New Law Summary

June 18, 2013

On May 3, 2013 the Florida Legislature adjourned for this Legislative Session. A total of 1,848 bills were introduced, although only 286 passed both chambers.

Several keys bills which impact the Florida College System were introduced and significant legislative changes were made. Perhaps the most significant legislative changes impacting higher education were in the area of developmental education and career focused education.

The term “college preparatory” was redefined as “developmental education.” More importantly, many students in Florida will be afforded options, rather than requirements, in developmental education. The methods for offering developmental education will change dramatically as well, with a broader range of delivery options and instruction to be offered in ways that move students quickly into college credit course of instruction using co-requisite instruction, modularized instruction, and tutoring, among other offerings. The college placement testing (CPT) will no longer be required for most Florida public high school graduates. Admissions counseling and enhanced methods of advising are mandated, and will be critical to student retention and overall success.

Also impacting postsecondary education are the changing requirements for high school graduation, including changes to the math requirements for a standard diploma and the required successful completion of “end of course” exams. In addition to the standard diploma, students will be able to earn a Merit Designation (industry certification) and a Scholar Designation (college preparatory).

Additional changes impacting dual enrollment were enacted, including provisions mandating that school districts pay state colleges for tuition and other costs depending on the location of the dual enrollment program and instruction.



This year the Legislature had significant additional General Revenue available to address

budget issues. Funding for the Florida College System and the Florida College System Program Fund was increased for 2013-14 from the 2012-13 level. As part of this year's appropriation, the Legislature implemented a funding source shift for the Florida College System as well. Funding from the Educational Enhancement Trust Fund (Lottery) is up substantially from \$180,808,060 to \$204,938,935, for an increase of \$24,130,875 or thirteen (13%) percent.

Operating costs for new facilities was fully funded at \$6.3 million, including \$2.4 million for the annualization of appropriations from 2012-13 and \$3.9 million for new facilities opening in 2013-14.

The Legislature adjusted funding in the Florida College System Program Fund (FCSPF) to reflect a change in Florida Retirement System employer contributions. [SB 1810, Retirement System Contributions, establishes this year's rates paid by employers participating in the Florida Retirement System (FRS)] An increase of \$27.7 million was provided to fund normal cost increases of the program and to cover the Unfunded Actuarial Liability. The increase reflects the employer's contribution rates to be paid by the colleges during the 2013-14 fiscal year. These changes are intended by the Legislature to have no net impact on the funds available for college operations.

In addition, the Legislature appropriated \$13.3 million in new operational funding through the Florida College System Program Fund (FCSPF) to be distributed among the 28 colleges using the Funding Allocation Model. The result was an overall increase in state funding for the Florida College System Program Fund of \$48.6 million or a net increase of 4.6 percent over 2012-13. While the Legislature authorized boards to increase tuition by up to 3 percent, this funding was vetoed by the Governor on May 20, 2013.

The Legislature appropriated, and the Governor approved, funding to strengthen Florida's educational system, including the Florida Families First budget which includes \$20 million in new funds for certain state colleges. Also appropriated was \$5 million for performance funding (pursuant to the General Appropriations Act, Chapter 2013-40, Laws of Florida, specific appropriation 119A), based on the number of associated industry certifications earned by a college's students. The budget also provides approximately \$41.7 million in PECO funding for deferred maintenance for Florida College System projects.

Based on recent legislative activity and current enrollment data, state operating funds are set to increase next year by a system-wide average of \$138 or 4.6 percent per FTE. If college enrollments are maintained at the current level, state provided operating funds will increase from \$2,983 in 2012-13 to \$3,121 in 2013-14.

I. GENERAL APPROPRIATIONS

Appropriations Proviso language, and Implementing and Conforming Bills

The Legislature has three methods to reflect decisions made in the General Appropriations Act (GAA) process. Proviso is language attached to a specific appropriation and directs or authorizes how the funds can be expended. An implementing bill may provide instructions to enact specific provisions in the GAA language or proviso by changing the law on a temporary basis for one year. While the GAA cannot contradict current law, there may be a need to temporarily suspend some provision of law. Finally, a conforming bill may also travel with the GAA. It is different from the implementing bill in that it may make permanent changes to law.

TABLE OF CONTENTS

- I. Conforming Bills 4
 - SB 1720- Conforming Bill for Higher Education Conference Report..... 4
 - SB 1514- Conforming Bill for Higher Education Conference Report..... 6
- II. Digital Learning 6
 - HB 7029- Digital Learning 6
- III. Career and Professional Education 7
 - SB 1076- Career and Professional Education 7
 - HB 85- Public-Private Partnerships 9
- IV. Academic Programs 9
 - SB 520- Emergency Medical Services..... 9
 - SB 1664- Educational Personnel: Teacher Preparation 9
- V. Charter Schools 10
 - HB 7009- Charter Schools 10
 - HB 113- Distribution of Materials Harmful to Minors..... 11
 - HB 609- Bullying in the Public School System..... 11
- VI. Student Affairs 11
 - SB 1036- Independent Living 11
- VII. Institutional Governance 12
 - SB 50- Public Meetings 12
- VIII. Business and Contracting 12
 - HB 5401-Transparency in State Contracting 12
 - HB 705- Economic Development 12
- IX. Employment 13
 - HB 655- Political Subdivisions/Employee Benefits 13
 - SB 1810- Employment: Retirement System Contributions 13
- X. Facilities 13
 - SB 674- Animal Shelters and Animal Control Agencies..... 13
 - SB 454- Florida College System Police Officers..... 14
 - HB 269- Public Construction Projects 14
 - HB 1309- Procurement of Commodities and Contractual Services 14
 - SB 286- Design Professionals..... 15
 - HB 21- Background Screening for Non-instructional Contractors on School Grounds..... 15

General Appropriations Act for 2013-2014 (GAA)

The General Appropriations Act provides funding for the Florida College System for the annual period of July 1, 2013 and ending June 30, 2014.

The Governor withheld his approval of numerous line items in the 2013-2014 GAA impacting the Florida College System, particularly proviso language relating to Specific Appropriations 117 and 120, with the intent of maintaining college tuition and fees at current levels.

Effective July 1, 2013

Approved by the Governor with Appropriation Veto Chapter No. 2013-40, Laws of Florida

SB 1720 – Conforming Bill for Higher Education Conference Report

Developmental Education: Conforming Language

Throughout the statutes, “college preparatory” is changed to “developmental education.” Many sections of the bill do not make substantive changes, merely this “conforming” change.

Definitions (Sections 9 and 18)

Developmental education is defined as instruction through which a high school graduate who applies for any college credit program may attain the communication and computation skills necessary to successfully complete college credit instruction. “Gateway course” is defined as the first course that provides transferable, college-level credit allowing a student to progress in his or her program of study. “Meta-major” is defined as a collection of programs of study or academic discipline groupings that share common foundational skills.

Postsecondary Education Accountability (Section 3)

Provides rule-making authority regarding the implementation of procedures and penalties for not reporting child abuse at postsecondary institutions. Enacted last session, and effective October 1, 2012, the Vulnerable Persons Act provides for mandatory reporting to the Florida Abuse Hotline related to children who are the victims of child abuse, abandonment, or neglect, including sexual abuse. A one million dollar fine will be assessed for each Florida College System institution whose administrators knowingly and willfully, upon receiving information from faculty, staff, or other institution employees, fail to report known or suspected child abuse, abandonment, or neglect committed on campus or during a college sponsored event or function, or who knowingly and willfully prevent another person from doing so.

Developmental Education (Section 18)

Provides that developmental education may be delivered through a variety of accelerated and co-requisite strategies and includes any of the following:

- Modularized instruction that is customized and targeted to address specific skills gaps.
- Compressed course structures that accelerate student progression from developmental instruction to college-level coursework.
- Contextualized developmental instruction that is related to meta-majors.
- Co-requisite developmental instruction or tutoring that supplements credit instruction while a student is concurrently enrolled in a credit-bearing course.

Admissions, Counseling & Testing of Students (Sections 16 and 19)

Florida College System institutions are to provide developmental education that is more tailored to the specific communication and

computation skills a student needs to develop to be successful in performing college-level work.

The provisions of this bill do not repeal non-credit courses but require colleges to offer developmental education options a student may pursue while also enrolled in college-credit courses. Students whose test scores indicate the need for developmental education must be advised of options and may enroll in the developmental education options of their choice.

Florida state colleges must provide admissions counseling to all students entering college credit programs. Counseling provides developmental education options for students whose assessment indicates that they need to improve communication or computation skills that are essential to perform college-level work. The bill further requires local board policies to provide that students are notified of developmental education options including tutoring, extended time in gateway courses, free online courses, adult basic education, adult secondary, or private provider education. Students who are not required to be tested or to enroll in developmental education may request assessment and may enroll in developmental education if they wish.

The bill specifies two groups of students that are not required to take the common placement test or to enroll in developmental education:

- Students who entered 9th grade in a Florida public school in 2003-2004 or thereafter and who earned a standard Florida high school diploma; or
- Students who are serving as active duty members of the United States Armed Services.

Important dates:

- By October 31, 2013, the State Board of Education to establish by rule the test scores a student must achieve on the

common placement test in order to perform college level-work;

- By December 31, 2013, the State Board of Education to approve a series of meta-majors and academic pathways and identify the gateway courses to the meta-majors;
- By March 1, 2014, Florida College System institutions to submit developmental education plans to the Chancellor of the Florida College System for implementation beginning no later than Fall 2014; and
- Each Florida College System institution and the Florida College System Chancellor to submit annual accountability reports to the state beginning in 2015.

Revision of General Education Requirements (Sections 5 and 15)

Reinstates the general education credit hour requirement to 36 semester hours from the proposed 30 hours; extends implementation of the revised core course requirements for one year, from 2014-15 to 2015-16; and allows for the inclusion of an additional core course option.

Office of K-20 Articulation (Sections 2 and 8)

Creates a new Office of K-20 Articulation in the Department of Education to support the work of the Higher Education Coordinating Council and the Articulation Coordinating Committee. The bill also revises duties of the Articulation Coordinating Committee and revises membership and duties of the Higher Education Coordinating Council.

Access to Postsecondary Education (Sections 28, 29 and 33)

Raises the cap on the number of fee exemptions a Florida College System institution may grant from 40 to 54 full-time-equivalent students or one percent of the institution's total full-time equivalent enrollment, whichever is greater.

Repeals the Free Application for Federal Student Aid (FAFSA) requirement for Bright Futures Scholarships, Florida Resident Access Grant, and

Access to Better Learning and Education tuition assistance grants.

Authorizes a Florida College System institution to establish a differential out-of-state fee for non-resident distance learners.

*Effective July 1, 2013
Chapter No. 2013-51, Laws of Florida*

SB 1514 – Conforming Bill for Higher Education Conference Report

Dual Enrollment (Section 13)

Revises FTE reporting for the K-12 system.

Mandates that school districts pay the standard tuition to a College for students attending dual enrollment classes on a College campus. Requires school districts to cover state colleges' actual costs incurred when instruction is offered on the K-12 site. If taught by the college faculty, the school district will reimburse the college the costs associated with the proportion of salary and benefits, and other actual costs, to provide the instruction. If taught by the high school instructor, the school district will only be responsible for the college's actual costs. Such payments to be made from the FEFP allocation to the school district.

Removes authority for colleges to limit dual enrollment based on capacity issues. Requires school districts to permit a student to enter a dual enrollment course if the student is otherwise eligible.

Salary Caps (Sections 21 and 22)

Makes permanent a cap on remuneration of college presidents and administrative employees. Cap was previously set at \$200,000 from state appropriated funds and was renewed annually. This change makes that cap permanent.

*Effective July 1, 2013
Chapter No. 2013-45, Laws of Florida*

Other Key Legislation Impacting State Colleges

II. DIGITAL LEARNING

HB 7029 - Digital Learning

Online Catalog (Section 1)

Requires the Department of Education (DOE) to develop an online catalog of available digital learning courses from public and private providers. Each course must have a course description, completion and passage rates, as well as a method for students and teacher users to provide evaluative feedback.

Rules to Provide Postsecondary Credit for Online Courses (Section 6)

Requires, beginning in the 2015-16 school year, the State Board of Education (SBE) and Board of Governors (BOG) to adopt rules that enable students to earn academic credit for online courses, including MOOCs, prior to initial enrollment at a postsecondary institution.

Rules of SBE and BOG must include procedures for credential evaluation and the award of credit, including, but not limited to, recommendations for credit by ACE; equivalency and alignment of coursework with appropriate courses; course descriptions; type and amount of credit that may be awarded; and transfer of credit.

Allows courses to use a blended learning model and include differentiated instruction, flexible scheduling, differentiated teaching and self-paced learning. Also allows instruction to be provided using online videos, class forums and homework assignments and projects, coupled with one-one-one direct instructional support to students.

**Private Contractor to Review Courses
(Section 8)**

Requires, by August 30, 2013, the Department of Education (DOE) to contract with a qualified contractor to review and provide recommendations for online courses, including MOOCs and competency-based online courses for K-12 and postsecondary education. The recommendations must, at a minimum, include improving access to the online courses; approving the courses; funding the courses; holding providers accountable; and awarding credit for such courses.

Effective July 1, 2013

Enrolled, pending Governor's signature

III. CAREER AND PROFESSIONAL EDUCATION**SB 1076 – Career and Professional Education (CAPE)**

Aligns education with economic opportunity for graduates of Florida's public schools, colleges, and universities to better prepare students for their future work. The law revises educational programs and targets funding to foster students' development of technology skills in prekindergarten through college and increases opportunities for students to earn industry certifications in high school and college.

**Integration of Technology into the Classroom
(Section 7)**

The law establishes new requirements that integrate technology skills and knowledge into K-12 classrooms. By December 31, 2013, the law requires the Department of Education to contract with one or more technology companies or affiliated non-profit organizations that have industry certifications on the Industry Certification Funding List or the Postsecondary Industry Certification Funding List to develop

the new recognitions and certificate. The law requires the recognitions and the certificate to be available to all public school students in elementary schools and middle schools, respectively, at no cost to the school district or charter school.

**High School Graduation Requirements
(Sections 17, 18 and 21)**

- **Florida Standard High School Diploma**
Redefines one rigorous standard high school diploma for students entering 9th grade during the 2013-2014 school year.
- **High School Diploma Designations**
Establishes new Scholar and Merit diploma designations for current and future high school students earning a standard high school diploma:
 - Students may earn a Scholar designation if they satisfy course and testing requirements above-and-beyond those required for a standard diploma.
 - Students pursuing a Merit designation must attain one or more industry certifications. Rigorous industry certification courses that lead to college credit may satisfy up to two math credits and one science credit.
 - The law repeals the statute that established the 18-credit accelerated high school diploma, but retains the opportunity as an Academically Challenging Curriculum to Enhance Learning (ACCEL) option for students.

**Student Assessments Program
(Sections 5 and 33)**

In addition to high school graduation requirements, the law further revises high school assessments. The law also codifies the Next Generation Sunshine State Standards to reflect

subject area standards adopted by the State Board of Education. The Standards are for the subject areas of English language arts, science, mathematics, and social studies. Visual and performing arts, physical education, health, and foreign language standards must include distinct grade-level expectations for the knowledge and skills a student is expected to acquire.

Dual Enrollment Programs for Career Students (Section 32)

Limits career dual enrollment as curricular options to pursuing industry certifications, which count as credits toward the high school diploma industry certificate or associate degree. Defines career early admission as a form of dual enrollment when students enroll full-time in a career center of a FCS institution in programs leading to industry certifications. Allows participation if students have completed 4 semesters, formerly six, of full-time secondary enrollment including the 9th grade.

Postsecondary Industry Certification Funding (Section 37)

The law requires the State Board of Education to approve a Postsecondary Industry Certification Funding List at least annually. The list will be used to determine annual performance funding distributions to school district technical centers and Florida College System institutions that provide instruction leading to rigorous industry certifications.

Performance Funding (Section 59)

The law establishes performance funding provisions for public schools, school district workforce education programs, Florida College System institutions, and state universities to reward educational entities that align programs with economic demands.

Allocation of Performance Funds (Section 61)

By October 31, 2013, the law requires the State Board of Education and the Board of Governors to recommend to the Legislature a mechanism for allocating performance funding to Florida College

System institutions and state universities based on three employment outcomes: percentage of graduates employed or enrolled in further education; the average wages of employed graduates; and, the average cost per graduate.

College and Career Planning (Section 18)

Requires initiatives to help students focus on their future work while they are still in school and to target technical programs addressing industry needs.

Career Readiness Initiatives (Section 21)

Establishes a process for developing career education courses that enable students to simultaneously earn credit in career courses and core academic credit required for high school graduation.

Adult General Education (Section 50)

Requires students entering adult general education programs after July 1, 2013, to complete “Action Steps to Employment” activities prior to the completion of the first term. The action steps include identifying employment opportunities, creating a personalized employment goal, conducting an inventory of one’s skills and knowledge, and upgrading skills and knowledge, as necessary.

\$10,000 Bachelor’s Degree (Section 56)

The law provides for \$10,000 Bachelor Degrees at Florida College System institutions by authorizing the waiver of Florida College System tuition and fees for the purpose of offering baccalaureate degrees for state residents for which the cost for the degree program does not exceed \$10,000.

Bright Futures (Section 57)

Deletes requirement for Bright Futures recipients to complete a FAFSA.

Complete Florida (Section 51)

Makes permanent a previous pilot program to attract students to complete their degrees online. Priority will be given to adult learners who are

veterans or active duty military. Initial Partners included University of West Florida, St. Petersburg College and Florida State College at Jacksonville. Extends implementation deadline to the end of the 2013-2014 academic year, and must now identify changes to the statewide computer assisted student advising system. Requires a report from UWF and its partners on the program to the chairs of the Board of Governors, State Board of Education and the Legislature by September 1, 2013.

Effective July 1, 2013

Chapter 2013-27, Laws of Florida

HB 85 – Public-Private Partnerships

Creates an alternative procurement process and requirements for public-private partnerships to facilitate the construction of public-purpose projects, including educational facilities.

Creates a seven-member Public Facilities and Infrastructure Act Guidelines Task Force to recommend, by July 1, 2014, guidelines for the Legislature to consider for public-private partnerships to foster uniformity across the state. The responsibilities of the Task Force expire on December 31, 2014.

Specifies the requirements for partnerships, including provisions requiring public entities to notice unsolicited proposals, conduct independent analyses of proposed partnerships, notify other affected local jurisdictions, and enter into interim and comprehensive agreements for qualifying projects.

Authorizes responsible public entities to approve a qualifying project if there is a need for or benefit derived from the project, the estimated cost is reasonable, and the private entity's plans will result in the timely acquisition, design, construction, improvement renovation, expansion, equipping, maintenance, or operation of the qualifying project.

Effective July 1, 2013

Enrolled, pending Governor's signature

IV. ACADEMIC PROGRAMS

SB - 520 Emergency Medical Services

Deletes the requirement for emergency medical technicians and paramedics to obtain human immunodeficiency virus (HIV) and acquired immune deficiency syndrome (AIDS) training and continuing education instruction.

Links the definitions of advanced life support and basic life support to the EMT-Paramedic National Standard and the EMT-Basic National Standard, respectively, as well as the National EMS Education Standards of the United States Department of Transportation (USDOT).

Adds those National EMS Education Standards approved by the Department of Health (DOH) to the allowed standards on which EMS trainers may base their curricula.

Increases the period of time within which an EMT or a paramedic must pass their required certification exam after completing their training program from one year to two years.

Effective July 1, 2013

Chapter 2013-128, Laws of Florida

SB 1664 – Educational Personnel: Teacher Preparation

Provides a new accountability framework for the approval of teacher preparation programs that is based on performance outcome metrics. The bill requires the Commissioner of Education to determine continued approval of each program based on specific metrics including placement rate data, retention rate data, student performance by subgroups, and critical teacher shortage.

Requires each state-approved teacher preparation program to include in its uniform core curricula: Florida Educator Accomplished Practices, state-adopted student content standards, reading instruction, content literacy and mathematical practices, strategies for the instruction of English language learners and students with disabilities, and school safety. Institutions must annually report to the Department of Education (DOE) the status of each candidate who is admitted into the program under a waiver of admission requirements.

- **The bill requires each candidate to:**
 - Be instructed and assessed on the uniform core curriculum in his or her program concentration.
 - Demonstrate his or her ability to positively impact student learning growth during a field experience prior to program completion.
 - Demonstrate sufficient mastery of general knowledge as a prerequisite for admission into the undergraduate program, and a baccalaureate degree from an accredited institution for admission into graduate level programs.
 - Pass all portions of the Florida Teacher Certification examination prior to program completion.
- **For clinical instructors and sites:**
 - Specifies the qualifications for instructors in postsecondary teacher preparation programs who instruct or supervise field experience courses or internships in which candidates demonstrate an impact on student learning growth.
 - Specifies the qualifications for district and instructional personnel who supervise or direct teacher preparation students during field experience courses or internships.
 - Requires that the candidate's pre-service field experiences include a diverse

population of students in a variety of settings.

- Requires the selection of school sites for pre-service field experiences to be based on the qualifications of supervisory personnel and the needs of candidates.
- **For teacher preparation programs:**
 - Requires each institutional program evaluation plan to include how the institution addresses continuous program improvement.
 - Revises the current requirement that each teacher preparation program provide additional training to a graduate who is employed in a Florida public school. For a graduate who receives a rating of “developing” or “unsatisfactory” on his or her performance evaluation two years immediately following completion of the program or initial certification, his or her teacher preparation program would be required to provide additional training by the program at no expense to the educator or employer.
 - Requires that the continued approval of a program is contingent upon specific performance measures for programs and program completers.
 - Requires institutions and their programs to provide evidence of their capacity to meet requirements for continued approval.

Effective July 1, 2013

Enrolled, pending Governor's signature

V. CHARTER SCHOOLS

HB 7009 - Charter Schools

Provides clarification language to charter sponsors regarding the application and appeal processes.

Impacts FCS charter schools as it relates to monitoring by the school district, requiring annual report on student success and financials, and limiting approved teacher preparation programs. Limits employee contracts beyond the length of the charter contract and requires monthly financial reports.

Effective July 1, 2013

Enrolled, pending Governor's signature

HB 113 – Distribution of Materials Harmful to Minors (Applicable to Charter Schools)

The bill creates a new offense making it a third-degree felony for an adult to knowingly distribute material harmful to a minor or to post materials harmful to a minor on public and private school property.

The bill defines school property as the grounds or facility of any public or private kindergarten, elementary school, middle school, junior high school, or secondary school.

The bill defines such material as that “harmful to minors,” and as defined in the Fla. Statutes, §847.001, however exempts materials used in the instruction of a subject by personnel defined in statute.

Effective October 1, 2013

Chapter 2013-75, Laws of Florida

HB 609 - Bullying in the Public School System (Applicable to Charter Schools)

Prohibits the bullying or harassment of any public K-12 student or employee during a public K-12 education program or activity, including charter schools during a school-related or school-sponsored program or activity; on a public K-12 school bus; or through a computer, computer

system, or computer network that is within the scope of a public K-12 educational institution.

Defines “bullying” as systematically and chronically inflicting physical hurt or psychological distress on one or more students, which may involve teasing; social exclusion; threat; intimidation; stalking; physical violence; theft; sexual, religious, or racial harassment; public humiliation; or destruction of property.

Expands the scope of school district bullying policies to include computer-related bullying occurring outside the scope of a public K-12 educational institution and bullying using technology or electronic devices not owned, leased, or used by a public school or school district. Such conduct is actionable if it substantially interferes with or limits the victim’s ability to participate or benefit from the services, activities, or opportunities offered by a school or substantially disrupts the education process or orderly operation of a school.

Effective July 1, 2013

Chapter 2013-87, Laws of Florida

VI. STUDENT AFFAIRS

SB 1036 - Independent Living

Provides young adults the option to remain in foster care until the age of 21, instead of 18. Doing so is designed to encourage completion of high school or GED, enrollment in post-secondary education, or the beginning a career.

Restructures the Road-to-Independence Program to allow for enrollment as a full-time student or equivalent in eligible post-secondary education, or part-time in some circumstances, or with approval from academic advisor.

Requires DCF to work with the Board of Governors, Florida College System and

Department of Education to address the need for a comprehensive support structure in the academic arena and to provide postsecondary educational campus coaching positions integrated into the institution. DCF has the discretion to determine which college or university will offer a campus coaching position based on demographic data indicating the greatest need. Campus coaches are to be employees of the educational institution.

Effective July 1, 2013

Enrolled, pending Governor's signature

VII. INSTITUTIONAL GOVERNANCE

SB 50 - Public Meetings

Requires that any Board or other public body permit citizens to be heard during the decision making process. Provides that the opportunity to be heard does not have to occur at the hearing where the final decision is made, but must be prior to the final decision. Requires affected public bodies to enact appropriate policies and procedures, and provides legal remedies for any violations.

Effective October 1, 2013

Enrolled, pending Governor's signature

VIII. BUSINESS AND CONTRACTING

HB 5401- Transparency in State Contracting

Requires the Governor's Office to establish and maintain a single website that provides access to all other websites providing information on the approved operating budget for each branch of State government and state agency, and

providing information on fiscal planning for the State, all with specified data and features.

Requires the Department of Management Services to establish and maintain a website that contains certain information regarding employees of State agencies, state universities, and the State Board of Administration, however, does not include employees of state colleges.

The Legislative Auditing committee must, by November 1, 2013, recommend to the Senate President and the House Speaker additional information to be added to a website, such as whether to expand the scope of information to include state universities, Florida College System institutions, school districts, charter schools, charter technical career centers, local government units, and other governmental entities, and a format for collecting and displaying such additional information.

Requires the Chief Financial Officer to establish and maintain a contract tracking system for the contracts and contract amendments of "state entities," a term which is defined and does not appear to include Florida College System institutions.

Effective July 1, 2013

Chapter 2013-54, Laws of Florida

HB 705 - Economic Development

Expands the list of entities eligible to receive assistance from the Florida Institute for the Commercialization of Public Research to include "innovation businesses." It also allows the Institute to create corporate subsidiaries; to acquire ownership (and related) rights with respect to the products of financed companies; and, under some circumstances, to charge for services provided to private companies and/or organizations whose products are developed by

the R&D activities of a publicly supported college, university or research institute.

Creates the Florida Technology Seed Capital Fund as a subsidiary of the Institute, for purposes of stimulating greater private-sector investment and providing advice and other value-added services to start-up companies within targeted industry sectors.

Effective July 1, 2013

Chapter 2013-120, Laws of Florida

IX. EMPLOYMENT

HB 655 - Political Subdivisions/ Employee Benefits

Defines “political subdivision” as a county, municipality, department, commission, district, board, or other public body, whether corporate or otherwise, created by or under State law (to include state colleges). Prohibits a political subdivision from requiring a minimum wage or employment benefit for employees of contractors or subcontractors, or awarding contract preferences based upon the wages or benefits provided to employees.

Adds a definition of “employment benefits” as anything of value that an employee may receive from an employer in addition to wages and salary. The term “State minimum wage” is also added and means a minimum wage required under the State Constitution or state law.

The bill creates the Employer-Sponsored Benefits Study Task Force which is to be organized by September 31, 2013, and shall analyze employment benefits and the impact of State preemption of the regulation of such benefits. Task Force findings and recommendations for legislative action regarding the regulation of employment benefits are due by January 15, 2014.

Effective July 1, 2013

Enrolled, pending Governor’s signature

SB 1810 – Employment: Retirement System Contributions

Contributions paid by employers participating in the retiree health insurance subsidy program were increased, however the Legislature adjusted funding in the Program Fund to reflect the change. Increased funds are provided to cover normal cost increases of the program and to cover the Unfunded Actuarial Liability. These changes are intended to have no net impact on the funds available for college operations.

Effective July 1, 2013

Chapter 2013-53, Laws of Florida

X. FACILITIES

SB 674 - Animal Shelters and Animal Control Agencies

Requires that each public or private animal shelter, humane organization, or animal control agency operated by a humane society or by a county, municipality, or other incorporated political subdivision compile and maintain records concerning dogs and cats a facility takes in and the disposition of those animals. Each facility must maintain and make available the following data for the preceding three years, on a monthly basis commencing July 31, 2013:

- The total number of dogs and cats accepted by a facility, categorized by how the animal was admitted to the facility as well as by species;
- The total number of species other than domestic cats and dogs recorded as “other” for tracking;
- The condition under which the animals left the facility or were euthanized;

- A written statement of the facility's policy on euthanizing dogs due to breed or size, as applicable. The number of dogs euthanized due to breed, temperament, or size must be recorded and included in the facility's calculations for determining its percentage of animals euthanized.

Effective July 1, 2013

Chapter 2013-32, Laws of Florida

SB 454 - Florida College System Police Officers

Aligns Florida College System (FCS) statutes with K-12 and state university statutes related to mutual aid agreements, giving FCS officers the same authority as other public education sector law enforcement.

For colleges that have a police force (five FCS institutions, not including St. Petersburg College), provides law enforcement officers with express authority to enter into mutual aid agreements with local law enforcement agencies, and authority to patrol within 1000 feet of college owned or leased property or within an agreed upon jurisdictional area.

Effective July 1, 2013

Enrolled, pending Governor's signature

HB 269 - Public Construction Projects

Requires governmental bodies to identify materials to be utilized on public construction projects. If wood is utilized, requires acquisition within the State of Florida, if available. Common materials such as plywood for forms are exempt.

Requires building permitting agencies to review and approve a structural inspection plan for threshold buildings prior to issuing a building permit and to approve the inspection schedules

prepared by the architect and engineer of record. Colleges will need to comply with the threshold building permit process specified. **(Section 16)**

Directs DBPR to prepare a new energy efficiency code that will apply to the design and operation of all buildings. FCS college buildings are expected to be in compliance with this Energy Conservation code. **(Section 18)**

Clarifies applicability of thermal efficiency standards for all buildings, including college buildings. **(Section 20)**

Outlines specific building features that must be taken into account when designing, operating and renovating non-residential buildings. Includes elements such as HVAC, external envelope components, lighting and all systems consuming energy. **(Sections 21 and 23)**

Effective July 1, 2013

Enrolled, pending Governor's signature

HB 1309 - Procurement of Commodities and Contractual Services

Creates new subsection in the public records statute pertaining to contracts of "public agencies," defined in a manner that includes colleges. All contracts for services will be required to include provisions that the contractor comply with public records laws.

Permits Department of Management Services to lead or enter into joint agreements with governmental entities for the purchase of commodities or contractual services that can be used by multiple agencies. Services or commodities provided to State agencies by governmental entities are now *not* subject to the competitive solicitation requirements otherwise required by law.

Effective July 1, 2013
Chapter 2013-154, Laws of Florida

SB 286- Design Professionals

Provides tort liability immunity to design professionals (individuals licensed in Florida as an architect, interior designer, landscape architect, engineer, or surveyor) employed by a business or an agent of a business. The individual design professional immunity takes effect if:

- The contract is made between the business entity and the claimant (or another entity on claimant's behalf).
- The contract does not name an individual employee or agent as a party.
- The contract prominently states that an individual may not be held liable for negligence.
- The business entity maintains professional liability insurance as required under contract.
- And all damages are solely economic in nature and do not extend to persons, nor property, not subject to the contract.

Effective July 1, 2013
Chapter 2013-28, Laws of Florida

HB 21 - Background Screening for Non-instructional Contractors on School Grounds

Requires the Department of Education (DOE) to create a uniform, statewide identification badge signifying that a non-instructional contractor has satisfied the specified background screening requirements. School districts are responsible for issuing the badges, which must include a photograph of the contractor. A contractor must be issued a badge if he or she is a U.S. resident and citizen or permanent resident alien, 18 years of age or older, and meets the specified background screening requirements.

The badge must be recognized by each Florida school district, visibly worn by the non-instructional contractor when on school grounds (including charter schools), and is valid for five years. DOE must determine a uniform cost that school districts may charge a contractor for a badge. Contractors who are exempt from background screening requirements are not required to obtain a badge.

Effective July 1, 2013
Chapter 2013-73, Laws of Florida



Prepared by the Office of the General Counsel, St. Petersburg College, with excerpts taken from the 2013 Legislation Session Report, Florida College System Institutional Lobbyists and Florida Department of Education.



Within Reach

St. Petersburg College

SPC

The Board of Trustees of St. Petersburg College affirms its equal opportunity policy in accordance with the provisions of the Florida Educational Equity Act and all other relevant state and federal laws, rules and regulations. The college will not discriminate on the basis of race, color, ethnicity, religion, sex, age, national origin, marital status, sexual orientation, gender identity, genetic information, or against any qualified individual with disabilities in its employment practices or in the admission and treatment of students. Recognizing that sexual harassment constitutes discrimination on the basis of sex and violates this Rule, the college will not tolerate such conduct. Should you experience such behavior, please contact Pamela Smith, the director of EA/EO/Title IX Coordinator at 727-341-3261; by mail at P.O. Box 13489, St. Petersburg, FL 33733-3489; or by email eaao_director@spcollege.edu.

13-0483-06

New Initiatives in the Sciences

Curriculum renewal

Anatomy and Physiology

Chemistry

General Education

Expansion of Workforce Preparation

Environmental Science Technology

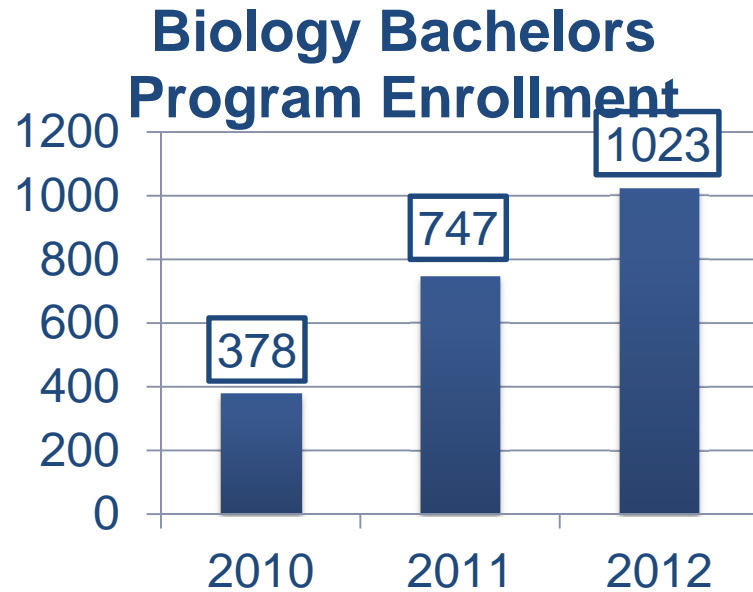
Biotechnology

Chemistry and Microbiology to Seminole



New Initiatives in the Sciences

Expansion of Baccalaureate Program



Development of New Tracks
Merging Into One Department
Expansion of Undergraduate Research
Future Development

Luma **STREAM**[®]
Low-Voltage Intelligent LED Lighting Systems[™]

St. Petersburg College

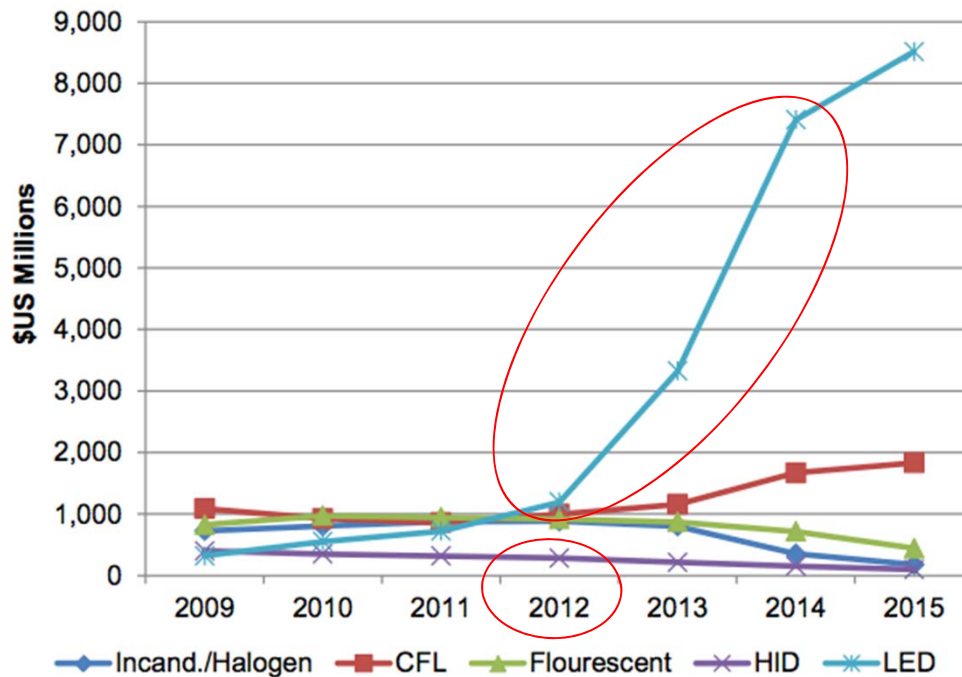
SPC

Presentation Contents

- Who is LumaStream?
- Why Does a Partnership Make Sense?
- Our Agreement
- The New Facility
- Demonstration of Lighting

Startling LED Adoption

“We predict that half the world’s demand for lighting will be for LEDs by 2018.”
US Department of Energy, 2009



IMSresearch
excellence in market intelligence

Going . . . Going . . . Gone!

Incandescent bulbs are being phased out!



**100 watt lamp in 2012
75 watt lamp in 2013
60 watt lamp in 2014**



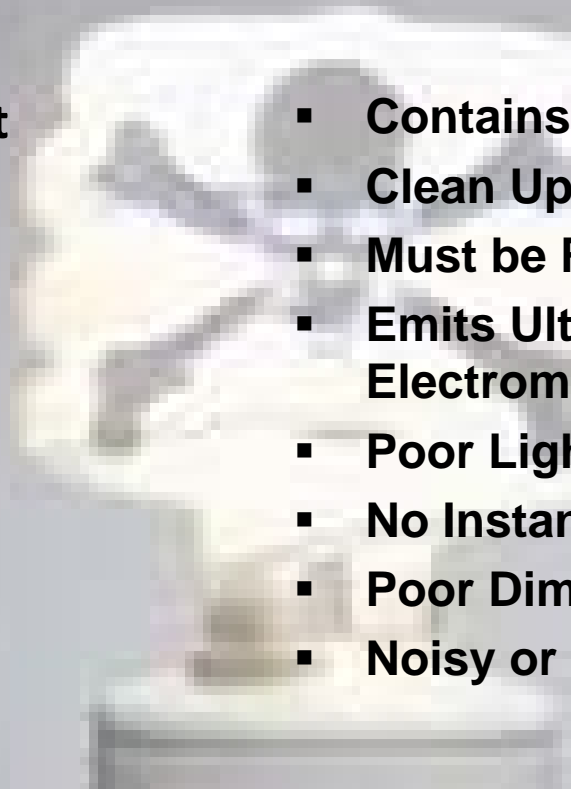
Why?

Incandescent 90% Heat, 10% Light, Avg. Life = 1,100 Hrs.

Fluorescent vs. Incandescent

Pros:

- More Energy Efficient
- Longer Lifespan



Cons:

- Contains Toxic Mercury
- Clean Up is Hazardous
- Must be Recycled
- Emits Ultraviolet & Electromagnetic Radiation
- Poor Light Quality
- No Instant-On
- Poor Dimming
- Noisy or Humming Ballasts

LEDs ARE the future of lighting

The benefits are undeniable:

- **Highly Energy Efficient**
- **Long Lifespan**
- **Extremely Durable**
- **Low Heat Output**
 - **Reduced A/C Loads**
- **Negligible UV Output**

LumaStream's Intelligent Lighting System

Simple, Elegant, and Powerful



LumaStream Eliminates Sources of Failure at the Fixture

LED replacement bulb



Complex

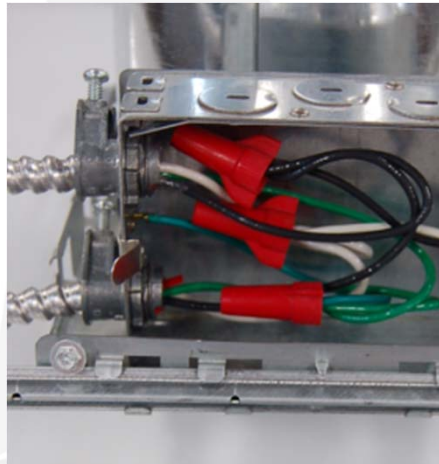
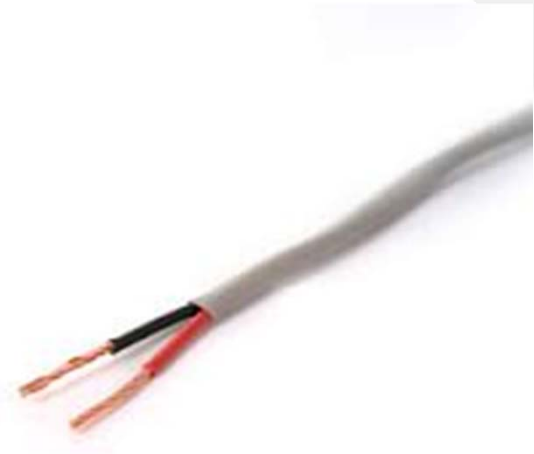


Simple

LumaStream's Low-Voltage Material Savings



Versus



LumaStream's Highly Simplified Lighting Control



Versus

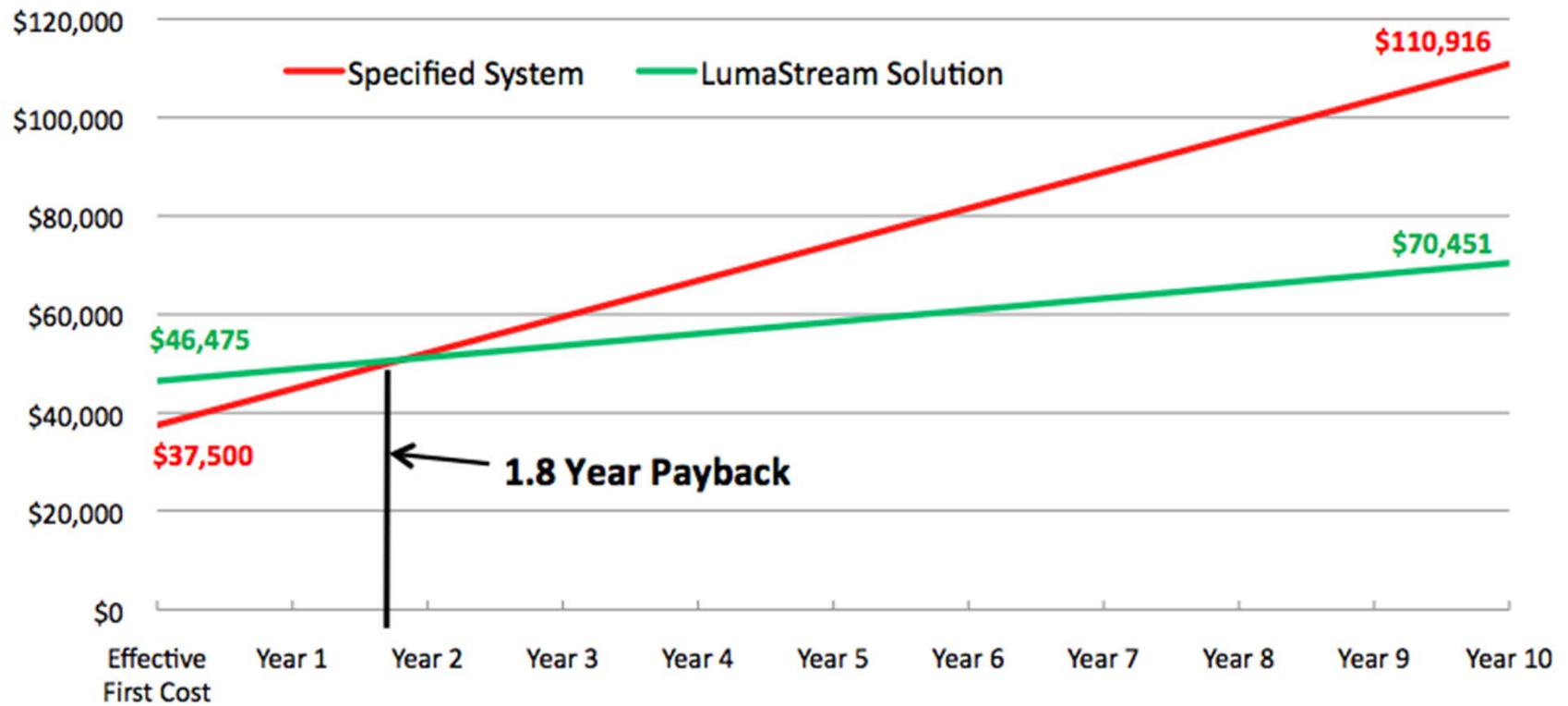


LumaStream's Superior Solution

- **Highest Return on Investment**
- **Highest Energy Efficiencies**
- **Lowest Operating Costs**
- **Simple**
- **Superior Lighting Quality and Dimming**

Exceptional Payback

Comparative Cash Flow



Why Does a Partnership Make Sense?

- LumaStream anticipates substantial and rapid growth and wants it to be in St Petersburg;
- The Dome Industrial Park and Warehouse Arts District are in proximity to what makes sense for us;
- A qualified workforce is essential;
- Our partnership, the Advanced Manufacturing Training Center, will expand educational opportunities and training in new technologies resulting in job and career development opportunities for the Midtown area.

LumaStream will:

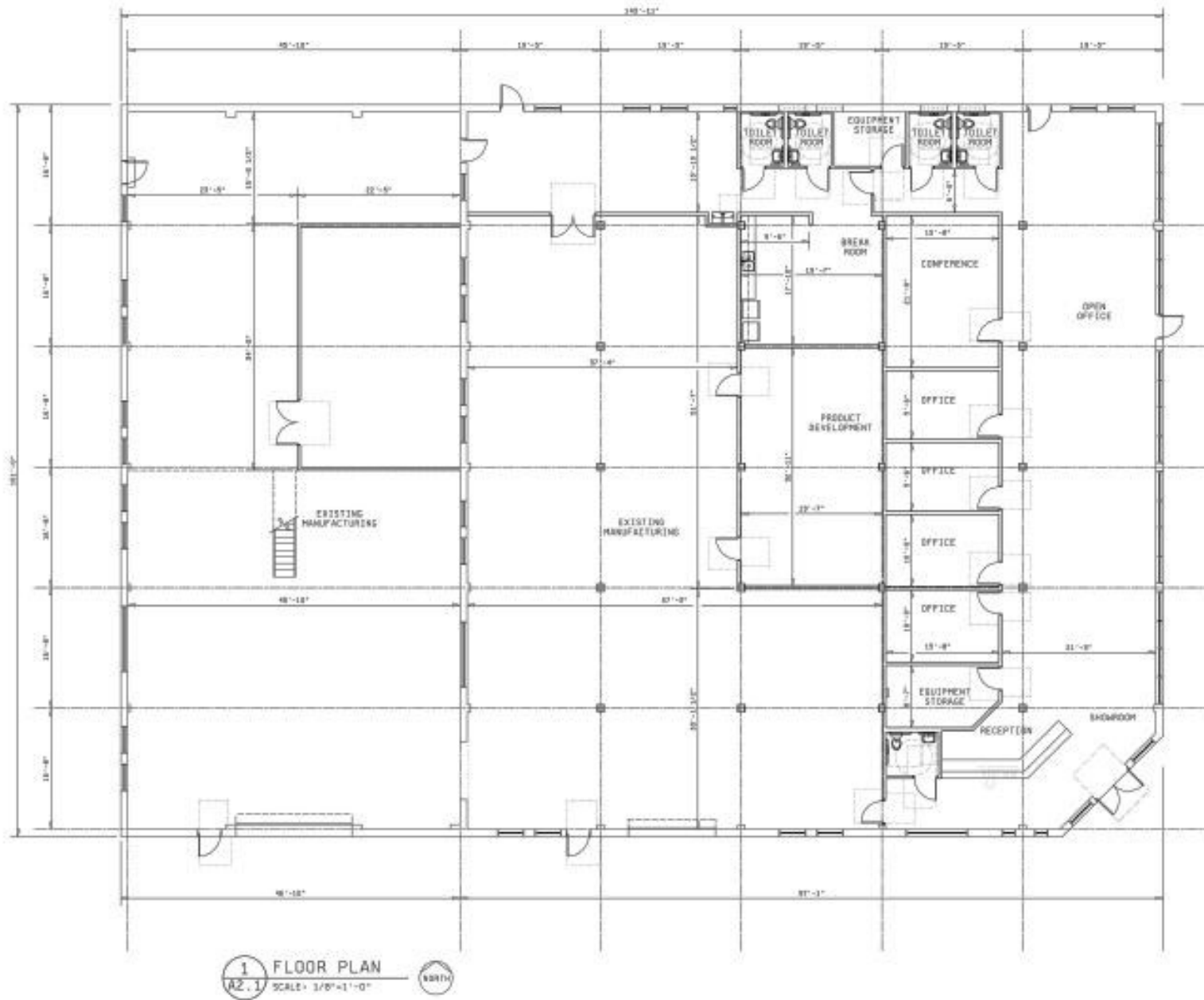
- Work with SPC leadership to create a viable intern program (that will be a model for others to follow);
- Provide skilled supervision to students exposing them to all facets of a manufacturing operation;
- Provide preference to students and graduates for jobs;
- Promote the College as a leader in real life education and critical skills job training.

SPC will:

- Recruit students;
- Provide and install CNC machine tools and electronic equipment to enable students to learn in a real-world manufacturing environment and support real-time production;
- Provide programming, curriculum, instruction.

New Facility Design



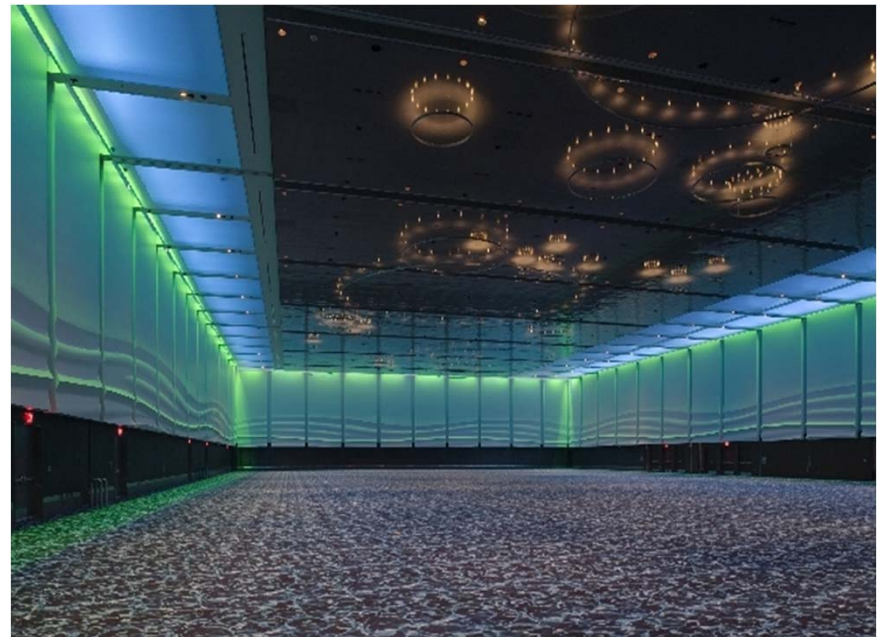




Fanfare Eatery Sports Restaurant, Fairfax VA



Fanfare Eatery Sports Restaurant, Fairfax VA



Bartle Hall, Kansas City



Museum of Fine Arts, Saint Petersburg, FL



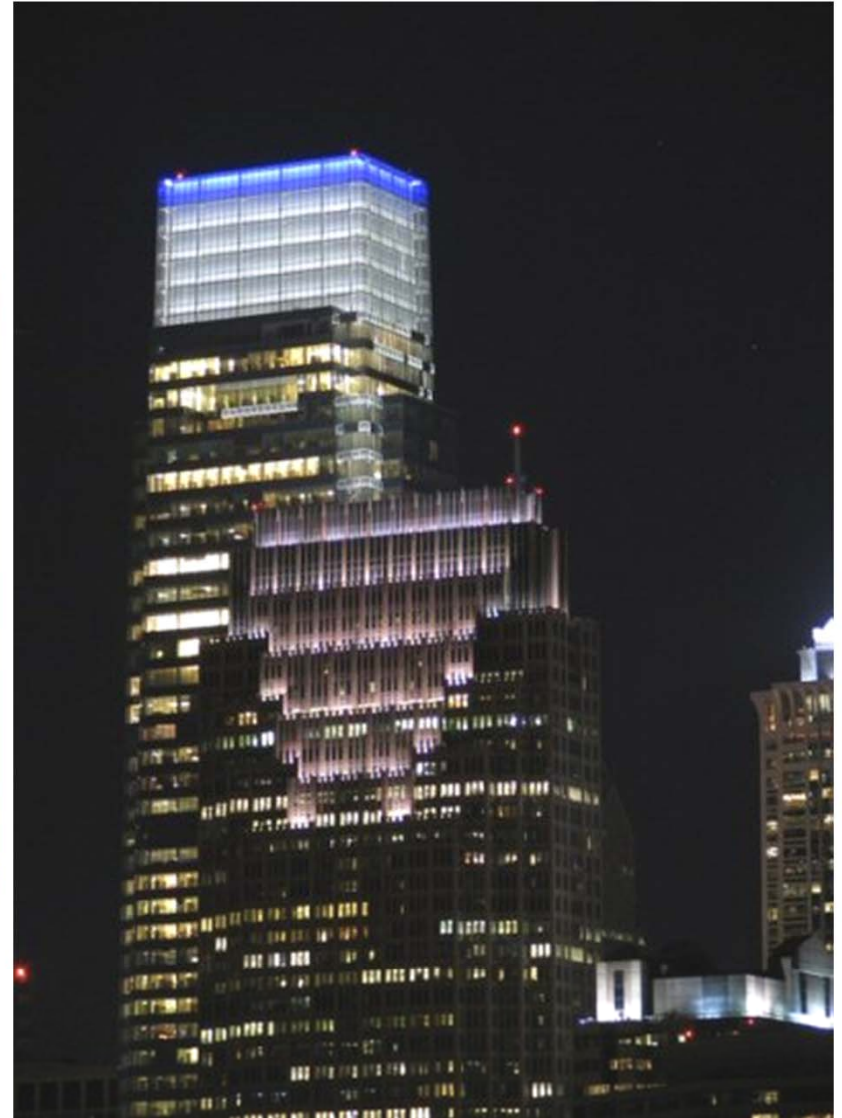
Tropicana Stadium, Saint Petersburg, FL



Florida Cancer Specialists, Tampa FL



Tech Data Cisco Training Center, Tampa FL



Comcast Tower, Philadelphia, PA



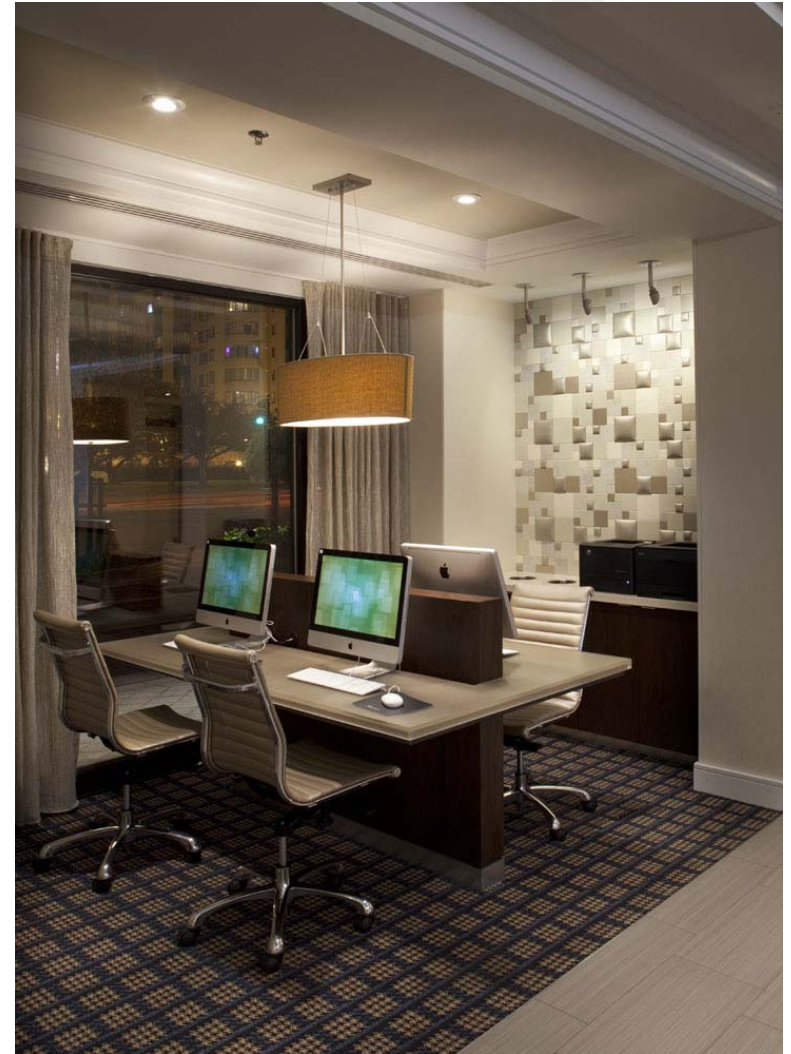
C1 Bank Headquarters, Saint Petersburg, FL



C1 Bank Headquarters, Saint Petersburg, FL



Blue Bar, St. Lucia



Courtyard by Marriott, Washington, D.C



Glory Days Grill, Eldersburg MD



Yogurtology, Tampa, FL

LumaStream

**The world's most controllable,
100% Low Voltage LED Lighting System.**

MEMORANDUM OF UNDERSTANDING

BETWEEN

LUMASTREAM, INC.

AND

ST. PETERSBURG COLLEGE

This Memorandum dated September 1, 2013, (“Effective Date”) by and between LUMASTREAM, INC., a commercial entity incorporated in the State of Delaware, with its principal offices at 2887 22nd Ave. N., #D, St. Petersburg, Florida 33713, hereinafter referred to as “LumaStream” and the BOARD OF TRUSTEES, ST. PETERSBURG COLLEGE, PO Box 13489, St. Petersburg, Florida 33733, (the “College”) a political subdivision of the State of Florida.

WHEREAS, LumaStream is a St. Petersburg based corporation providing local clients with enhanced digital technologies and innovative concepts in the design, fabrication, manufacturing and installation of low voltage LED lighting systems and power supplies, and

WHEREAS, the College is an open access multi-campus institution of the Florida College System dedicated and committed to promoting academic excellence through interactive and innovative teaching and learning, particularly desirous of enhancing its offerings related to workforce education, internships, and career placements, and

WHEREAS, LumaStream and the College believe the two entities share similar goals and a desire to enter into a partnership that will facilitate educational opportunities and training in new technologies resulting in opportunities for work and career development, and

WHEREAS, LumaStream and the College intend that this partnership be a synergistic one benefiting both parties and the community as a joint effort to offer credit and non-credit courses in manufacturing at a portion of LumaStream’s facility that will be leased by the College for such purposes, and referred to as the *Advanced Manufacturing Training Center of St. Petersburg College*, a partnership between St. Petersburg College and LumaStream corporation.

NOW, THEREFORE, it is hereby agreed by and between the partners as follows:

Section 1. SCOPE OF REPSONSIBILITIES

Other than as outlined herein, the parties acknowledge and agree to the following:

LUMASTREAM shall:

- a. Provide the College with access to production machinery and processes for the purpose of training students on a mutually agreed upon schedule;
- b. Provide skilled machinery operators, process leaders, and training supervisors to assist students in the manufacture of production parts, circuit boards and assemblies including packaging and shipping, as well as training supervision of equipment to ensure safety protocols and facilitate proper training and utilization;
- c. Maintain general property and liability insurance on the LumaStream portion of any co-located premises;
- d. Work with College leadership to create a viable intern program that will be a model for others to follow;
- e. Provide preference to students and graduates for jobs with LumaStream as the company expands;
- f. Promote the College as a leader in workforce education and critical job skills training, positioning St. Petersburg College as a first mover and national leader in next generation education, and
- g. Provide internships for College students.

ST. PETERSBURG COLLEGE shall:

- a. Provide manufacturing and fabrication machinery in the LumaStream facility, the specifications of such as outlined on Exhibit A, on which to train students;
- b. Provide programming, curriculum and instruction as provided for herein;
- c. Recruit students to enroll in the curriculum;
- d. Maintain professional liability insurance to cover all students and interns while they are in/on the LumaStream premises; and
- e. Enter into a Sublease Agreement, as provided for herein, to lease space in an interim production facility in the Mid-town area of St. Petersburg, more specifically located at 2201 First Avenue S., St. Petersburg.

Section 2. EDUCATIONAL PROGRAMMING AND CURRICULUM

LumaStream and the College will enter into discussions to develop and enhance the intended educational programming and course schedule of classes and training to be offered at the LumaStream site. The College shall work in conjunction with LumaStream to develop and select curriculum relevant to LumaStream's manufacturing process and to meet the College goals of offering industry recognized workforce certifications, courses in engineering technologies, and related college credit courses. The College shall provide staffing for advising, counseling, educational programming and training, including course instructors to be employed by the College. It is intended that the course offerings will begin during the Fall Semester, 2013.

Section 3. INITIAL PLANNING COSTS

LumaStream and the College agree to provide, respectively, any initial planning dollars to support the development of educational programming, curriculum, and training programs, as well as programs in workforce education, on-the-job training, internships, career advising and job placement at the LumaStream site. The costs of any facility renovations and site build out, permanent fixtures, other facility enhancements or equipment modifications needed for courses or training shall be the responsibility of LumaStream, except as provided for in Section 1. of this Memorandum of Understanding. The College shall be responsible to furnish classroom furniture, chairs, tables, work spaces and other needs in the approximately 1,200 square feet of dedicated instructional space.

Section 4. LEASE (SUBLEASE) AGREEMENT

In consideration of space provided to the College by LumaStream, to be dedicated as classroom and training facilities, the parties will execute a Lease (Sublease) Agreement within 45 days of the execution of this Memorandum of Understanding, outlining the square footage of leased space, and specifying classroom and work space, as well as license to use the design and manufacturing equipment and technology necessary to effectuate the course outcomes and anticipated training as delineated on the College's Course Schedule and internship programs. The Lease Agreement shall initially be in effect for a term of two years (24 months) and run concurrent with this Agreement, with the option for renewal on an annual basis.

It is anticipated that the Lease Agreement shall include both shared and dedicated space, and include approximately 1,200 square feet of dedicated classroom space, as well as approximately 400 square feet of machining work space and 400 square feet of electronic bench work space, and access to common areas to include, but not limited to, restroom facilities, kitchen and parking space. The intended Lease Agreement shall delineate the rental payment of leased space calculated on a cost basis, including, but not limited to, the cost of build-out, renovation, retrofitting of the facility, utilities and maintenance, and staffing as delineated herein. The lease payment is estimated to be approximately \$5,000 per month during the term of the Lease. Such Lease Agreement shall include provisions related to dedicated and shared space and parking, insurance, hours of operation, signage, staffing and technology needs, as well as any costs related to utilities and maintenance.

Section 5. TERM AND TERMINATION

Responsibilities under this Memorandum of Understanding will begin on September 1, 2013, and remain in place for a term of two years (24 months), with an option for renewal on an annual basis thereafter, to run concurrently with the attending Lease Agreement. The parties hereto agree to cooperate in good faith to pursue and fulfill the intent of this Memorandum of Understanding. However, if a Lease Agreement is not executed by the parties within 45 days of the signing of this Memorandum of Understanding, this Memorandum of Understanding may be terminated by either party. Once a Lease Agreement is executed by the parties, either party may terminate this Memorandum of Understanding and such Lease Agreement with 120 days prior written notice of the intent to terminate. In the case of termination, any student enrolled in a

program at the LumaStream site at the notice of termination shall have the opportunity to complete such educational program or training.

Notwithstanding, the College reserves the right to terminate this Memorandum of Understanding should funding, appropriations, and budget conditions in any way require the College to do so.

Section 6. GOVERNING LAW AND VENUE

This Agreement and all transactions governed by this Memorandum of Understanding shall be governed by and construed and enforced in accordance with the laws of the State of Florida without regard to principles of conflicts of laws. Both parties shall comply with all federal, state, county, and local laws, regulations, and ordinances at all times.

Section 7. NONDISCRIMINATION POLICY

LumaStream and the College agree that neither will discriminate on the basis of race, color, ethnicity, religion, sex, age, national origin or marital status, sexual orientation, gender identity, or genetic information, or against any qualified person with a disability in its treatment of employees or students, and agree and recognize that sexual harassment constitutes discrimination on the basis of sex.

Section 8. PUBLIC RECORDS

This Memorandum of Understanding and all attending and related documents and agreements are subject to the Public Records Law of the State of Florida, Chapter 119, Florida Statutes. In the event that LumaStream refuses to allow public access to all documents, papers, letters and other materials made and received by LumaStream in conjunction with this Memorandum of Understanding, the College may unilaterally terminate without further liability.

Section 9. STUDENTS

LumaStream agrees that students, trainees and interns shall remain students of St. Petersburg College to the extent that they remain enrolled in College courses and certificate programs. Further, St. Petersburg College shall have dedicated use of the leased classroom space and training facilities for educational purposes and exclusively for students of St. Petersburg College, unless otherwise agreed upon by the parties. LumaStream agrees that all students shall be subject to the College's Board of Trustees Rules and Procedures, and that LumaStream will abide by the provisions of the Family Education Rights and Privacy Act (FERPA) (20 USC §1232g) in regard to the protection of student educational records.

Section 10. NOTICE TO THE PARTIES

Notice to the parties shall be made as follows:

(a) If to the College, address to the Office of the General Counsel, St. Petersburg College, PO Box 13489, St. Petersburg, Florida 33733 or at such other address as the College may designate by written notice to LumaStream; and

(b) If to LumaStream, 2887 22nd Ave. N., #D, St. Petersburg, Florida 33713, ATTN: Chief Executive Officer, or at such other address as LumaStream may designate by written notice to the College.

All time limits provided hereunder shall run from the date of receipt of all such notices, demands, requests, and other instruments.

MISCELLANEOUS PROVISIONS

Section 11. Should any section or part of any section of this Memorandum of Understanding be rendered void, invalid, or unenforceable by any court of law, for any reason, such a determination shall not render void, invalid, or unenforceable any other section or any part of any section of this agreement. However, if this Memorandum of Understanding shall be rendered void, the attending Lease Agreement shall be rendered void and thereafter terminate.

Section 12. This Memorandum of Understanding, with its exhibits and attachments, constitutes the entire agreement between the parties, and no change will be valid unless made by supplemental written agreement executed by both parties.

Section 13. Nothing contained herein shall be deemed or construed by the parties hereto, nor by any third party, as creating the relationship of principal and agent or a partnership beyond what is contemplated by this Agreement between the parties hereto.

Section 14. This Agreement may not be modified or amended, except by a further written instrument executed by the parties hereto. Any failure by either party hereto to exercise any of its rights hereunder shall not be construed as a waiver of such rights, nor shall any such failure preclude exercise of such rights at a later date.

IN WITNESS WHEREOF, the undersigned parties have hereunto affixed their hands and seals the day and year first above written.

LUMASTREAM, INC.

By: _____

Its: _____

Date _____

ST. PETERSBURG COLLEGE

William D. Law, Jr., President and
Secretary to the Board of Trustees

Date _____

EXHIBIT A

College owned and supplied machinery utilized at the Center for purposes of educational instruction and training.

1. Computer numerical controlled (CNC) Milling Machine
2. Computer numerical controlled (CNC) Lathe

We have listed our top five priorities for this fiscal year based upon keeping existing/new projects moving forward with maximum flexibility:

1. General Renovation/Remodeling of Roofs, HVAC, ADA, Utilities, Site Improvements – Collegewide \$6,103,692
2. Construct Student Support Services Building – St. Petersburg/Gibbs Campus - \$1,628,092 (Planning Funds)
3. Construct Library/Student Support Services Building, Site Improvements – Clearwater Campus - \$6,236,596
4. Rem/Ren the Health Education Center Annex (Phase I) – Health Education Center - \$2,800,000
5. Construct Marine Science Labs/Classrooms and Site Improvements, Utilities – Bay Pines - \$3,549,031

**Strategic engagement
through social media**
Enhancing student success

Office of Marketing & Public Information

Presented to the St. Petersburg College Board of Trustees

June 18, 2013



Social media marketing: a team effort



- **Strategic, cross-college approach**
 - Marketing & Public Information
 - Senior leaders, faculty and staff
 - Students (and potential students)
- **Enhanced by integrated digital marketing plan**
 - developed in collaboration with consultant
 - part of the overall marketing plan

What's new

Facebook promoted posts

St. Petersburg College
Monday

First time in college? Need to finish your degree? Transferring from another college? Find everything you need at SPC. <http://bit.ly/17g5xrB>

where are YOU going?

Like · Comment · Share

217 people like this.

16

Campaign promoted post

- 102,496 views
- 217 likes on post
- 16 shares

St. Petersburg College
May 31

SPC student Allison Curtis has been selected as a Chancellor Student of the Month by the Florida Dept. of Education's Division of Florida Colleges! <http://bit.ly/12mwjOk>

Like · Comment · Share

35 people like this.

Christopher Walton Way to represent SPC, Allison!

Standard post/no paid promotion

- 2,848 views
- 35 likes on post
- 0 shares

What's new

Photo/video contest

The image shows a screenshot of a Facebook post from St. Petersburg College. The post features a large blue graphic with the text "where are YOU going?" and the hashtag "#spcollege". The post text reads: "Register in and share #SPCollege's summer contest! Tell us your story and where you want your education to take you! Submit a photo or video for a chance to win great prizes (like an iPad mini). <http://bit.ly/11CDhI>". The post has 16 likes and 2 comments. A comment from St. Petersburg College says: "Get your submissions in early to take part in weekly drawings for a \$25 gift card! Starts June 17!". The post is viewed by 1,294 people. The right sidebar shows a year selector with "Now" selected, and an advertisement for St. Petersburg College.

facebook Search for people, places and things SPC St. Petersburg College Home

SPC St. Petersburg College Timeline Now Status Photo / Video Event, Milestone + Get More Likes

Register in and share #SPCollege's summer contest! Tell us your story and where you want your education to take you! Submit a photo or video for a chance to win great prizes (like an iPad mini). <http://bit.ly/11CDhI>

where are YOU going? #spcollege

Like · Comment · Share 2

Dani Kelly, Steven Soler, Kathy Guajardo and 16 others like this.

SPC St. Petersburg College Get your submissions in early to take part in weekly drawings for a \$25 gift card! Starts June 17! Like · Reply · 11 hours ago

SPC Write a comment...

1,294 people saw this post Boost Post Promote This Story

See Your Ad Here St. Petersburg College SPC St. Petersburg College (SPC) puts your dreams within reach and offers a foundation for achievement a... Like · St. Petersburg College likes this.

What's coming

- **Student communication plan**
 - Coordinated across digital platforms
- **Network of faculty/staff “super users”**
 - Liking, sharing, re-tweeting, commenting, blogging
- **Online listening posts / “SPC Face-to-Face”**
 - Mirrors in-person listening posts
 - Scheduled, real-time interaction via Facebook or blog
- **Student contributors**
 - Minimal filtering
 - Candor encouraged



Expansion builds on solid foundation

Athletic coaches

Campuses

Departments

Recruiters

Student groups

**Various
faculty/staff**

These faculty, staff and students routinely maintain or create some content for the following accounts:



Facebook



Twitter



LinkedIn



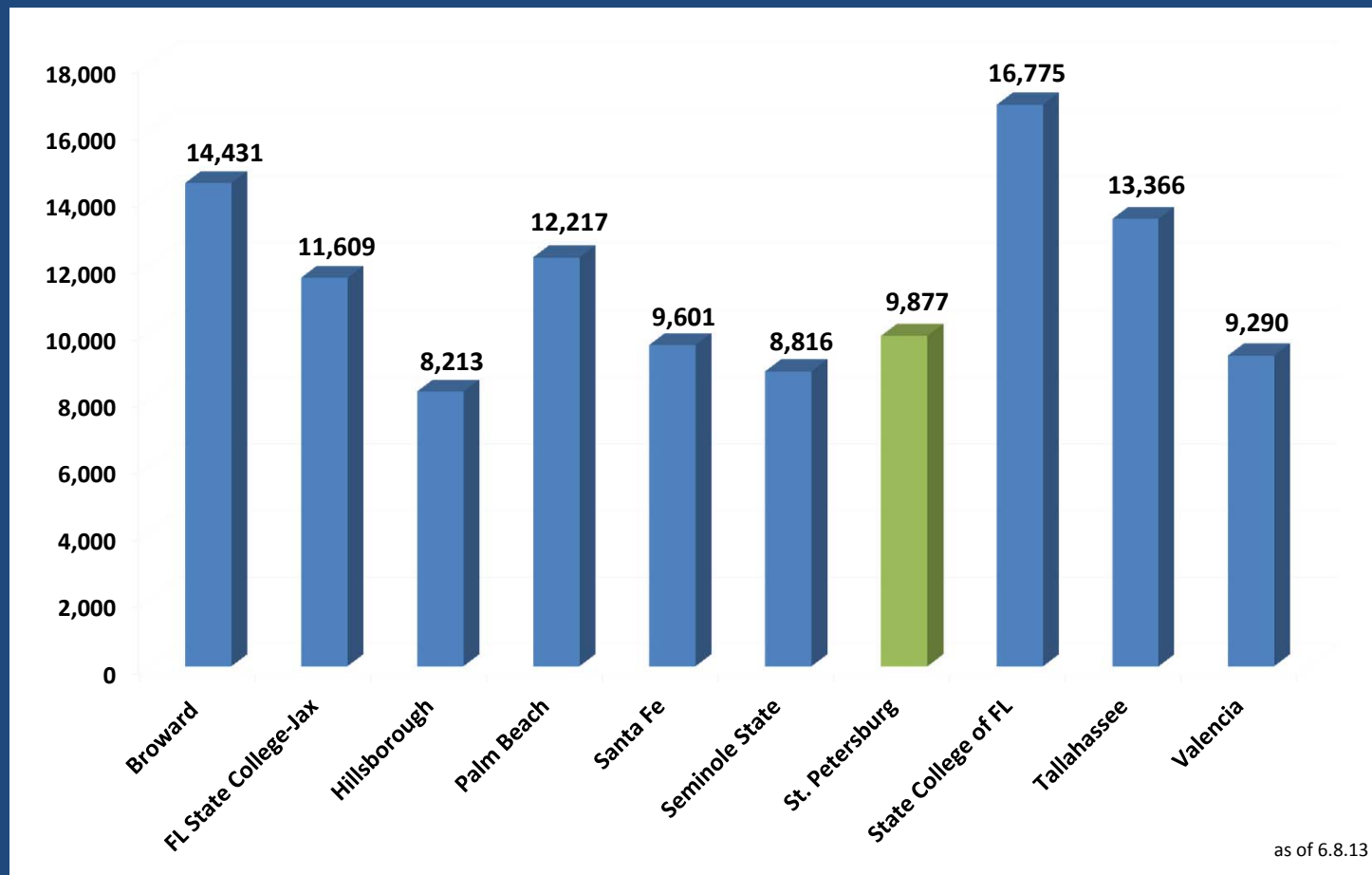
WordPress



YouTube

The Facebook comparison

State/community colleges in Florida's Top 10 for most "liked" pages

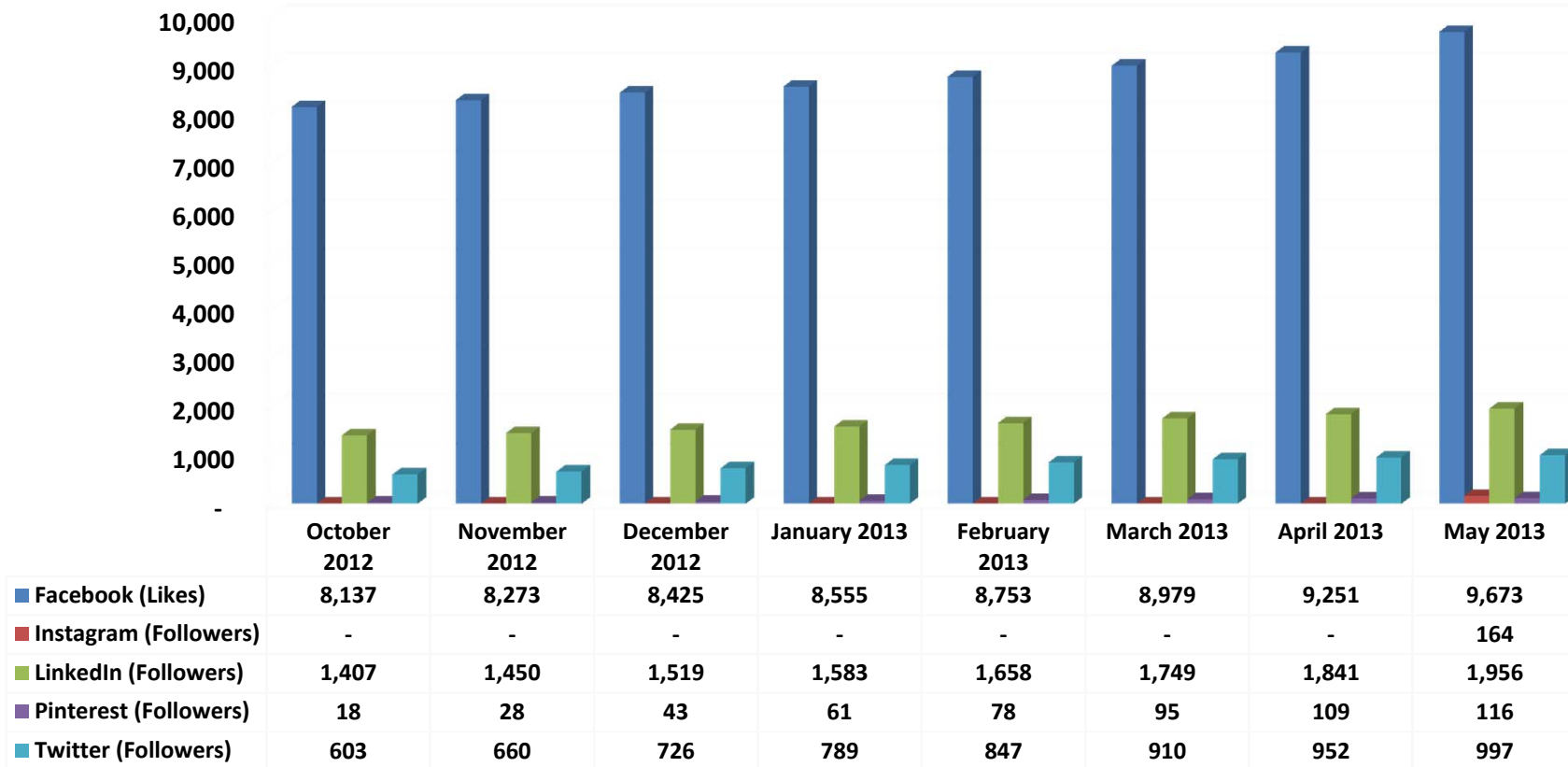


as of 6.8.13

Steady growth

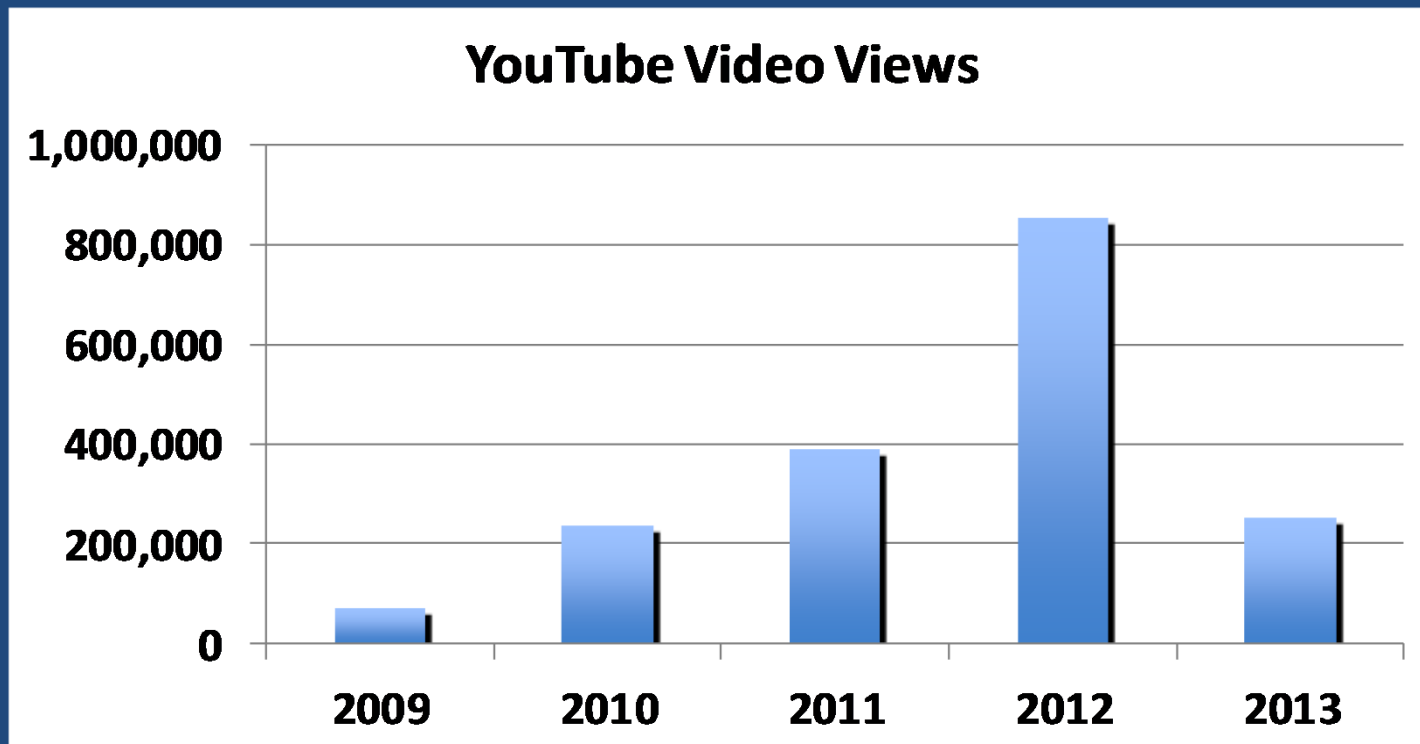
Emphasis on Facebook, Linked In and Twitter

Social Media Channels

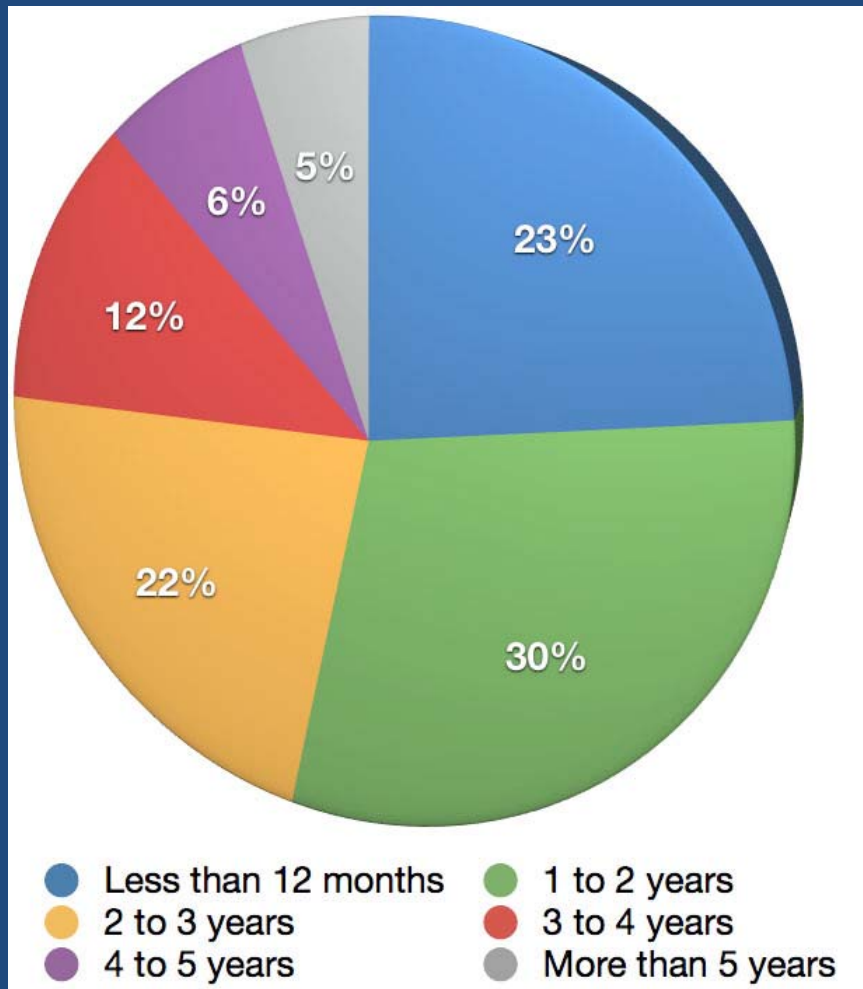


Steady growth

Since 2009, YouTube total views = 1.8-million



Social media marketing: SPC is growing with the field



About 3,000 marketing professionals were asked. . .

Years organization using social media marketing?

Most: < 2 years

Source: 2013 Social Media Marketing Industry Report (May 2013)

Engagement through social media

Enhancing student success

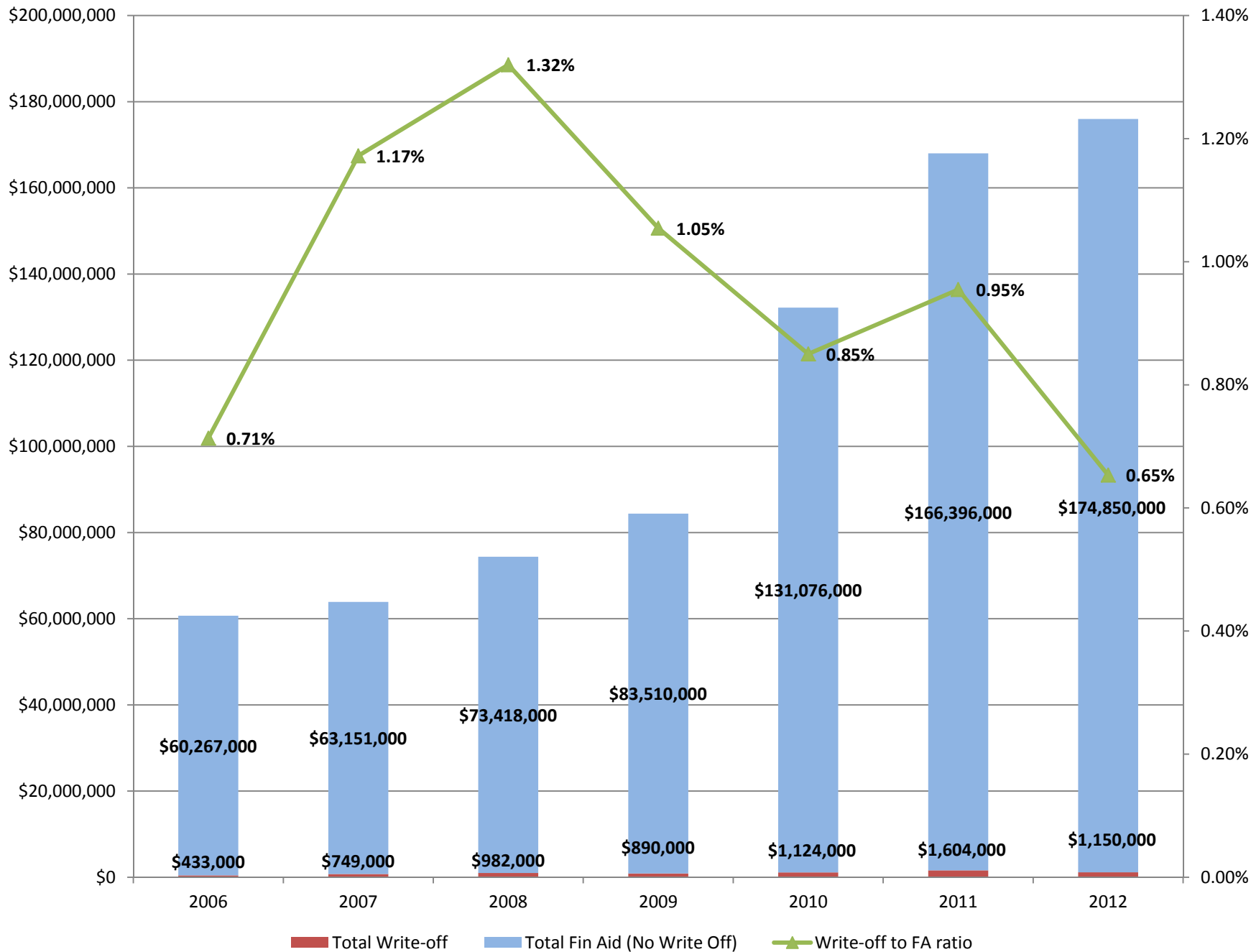
Questions?

Office of Marketing & Public Information

Presented to the St. Petersburg College Board of Trustees

June 18, 2013





**St. Petersburg College
Board Evaluation of the President
2012-2013**

For each of the following questions, indicate your level of satisfaction with the President’s performance in the following areas by providing a score between one and five. Additionally, please provide any additional feedback or comments as appropriate. If insufficient information or not applicable, the board member may indicate by placing N/A or by not placing a score and explaining in the comments.

Factor Category	BOT Ratings						Comments
	Trustee 1 (DG)	Trustee 2 (RF)	Trustee 3 (TB)	Trustee 4 (DO)	Trustee 5 (N/A)	Avg.	
<u>LEADERSHIP:</u>							
1. Understands and supports comprehensive community college mission.	3	4	5	4		4	Has helped to refine and refocus on college mission. Bill balances the needs of the community with that of the college.
2. Has ethical, fair, honest leadership style.	3	4	5	5		4.25	Says what he means and means what he says – great.
3. Is an effective communicator.	4	4	5	5		4.5	Would like to have the “other” side of decisions presented. Very effective in various forums.
4. Has an effective management style, inspiring others and engendering confidence.	4	4	5	4		4.25	
5. Recruits and utilizes effective employees.	4	4	5	4		4.25	Continues to promote and recruit the most talented.
6. Displays resourcefulness in identifying, analyzing, and solving problems.	3	4	5	3		3.75	Can be very creative, especially in challenging budget times. Midtown project issues.
7. Provides decisive and diplomatic leadership style.	3	4	5	4		4	

Factor Category	BOT Ratings						Comments
	Trustee 1 (DG)	Trustee 2 (RF)	Trustee 3 (TB)	Trustee 4 (DO)	Trustee 5 (N/A)	Avg.	
<u>DIVERSITY INITIATIVES</u>							
1. Provides appropriate institutional leadership on board priority of increasing diversity in employment among administrators, faculty and staff.	3	4	5	4		4	This is evident in the quality of staff and diversity of many factors: race/experience/gender/background.
2. Plans and implements initiatives to increase penetration into diverse communities and student enrollment of the diverse communities in Pinellas County.	4	5	4	4		4.25	Our efforts in Midtown clearly demonstrate this strength, but we should always strive to reach further. Focus on efforts is evident.
3. Reaches out to the diverse populations of Pinellas County by meeting with leaders and participating in activities and events in the community.	3	5	5	4		4.25	
4. Follows through on the college's priority for minority businesses to participate in opportunities to partner and do business with the college.	3	4	4	3		3.5	Need more information. We need to do a better job. This is an ongoing challenge that all community colleges face, not necessarily a shortcoming of the President. Would like to see more opportunity for local and minority business to be involved in projects.
<u>PLANNING AND BUDGETING:</u>							
1. Supports and provides leadership on the college's educational master plan.	4	5	5	4		4.5	Very effective in this area.
2. Sets appropriate priorities and focus for the college within the overall master plan.	5	4	5	4		4.5	
3. Provides leadership in the area of improving student success.	5	5	5	4		4.75	This focus from the beginning of his tenure has been the most rewarding.
4. Provides leadership in increasing student access and penetration into the community.	5	5	4	5		4.75	

Factor Category	BOT Ratings						Comments
	Trustee 1 (DG)	Trustee 2 (RF)	Trustee 3 (TB)	Trustee 4 (DO)	Trustee 5 (N/A)	Avg.	
5. Leads the college's efforts to identify sources of funding.	5	4	4	4		4.25	Excellent with Public Funding! As a college, we could improve in private funding!
6. Provides understanding and appropriate allocation of resources to priorities of college.	5	5	5	4		4.75	Our emphasis on the College Experience and the resources devoted to this effort demonstrate this.
7. Understands and supports fundraising from private and foundation supporters to strengthen college.	5	4	5	4		4.5	As an institution we could improve in this area greatly!
8. Is responsive to solving financial and management issues identified by audits or resulting from funding fluctuations.	5	5	5	5		5	
BOARD RELATIONS:							
1. Provides adequate information and makes sound recommendations to the Board.	3	4	5	2		3.5	Needs more info on things ahead of time. Midtown project decision. Would like to get the "other side" of decisions presented.
2. Carries out the actions and priorities of the Board	2	4	5	3		3.5	Staff seems to carry out things the way they want to – not as the Board has voted. To a fault. Midtown project decision.
3. Maintains a proper balance between bringing policy matters to the board for discussion and action and acting on managerial and administrative matters.	3	4	5	4		4	Bill strikes a balance in this area. I consider myself well informed on most matters.
4. Maintains a positive and open relationship with board members.	3	4	5	4		4	Needs to control temper and listen to feedback more. Great job in this area.
5. Seeks opportunities to communicate the vision and goals of the college in the Pinellas County community.	2	4	5	3		3.5	We need more focus on this.

Factor Category	BOT Ratings						Comments
	Trustee 1 (DG)	Trustee 2 (RF)	Trustee 3 (TB)	Trustee 4 (DO)	Trustee 5 (N/A)	Avg.	
<u>EXTERNAL RELATIONS:</u>							
1. Provides effective, positive representation of the college in the community.	4	5	5	4		4.5	Bill is involved and active.
2. Develops positive relationships with government, business, and industry leaders and organizations.	4	5	5	4		4.5	Continue.
3. Maintains appropriate relationships with state officials and demonstrates support for Florida College System goals and activities.	4	5	5	4		4.5	Bill appears to be plugged in to this group.
4. Maintains appropriate relationships with state and federal organizations and government offices.	4	5	5	5		4.75	Well connected.
5. Represents and presents the college's image of success with appropriate regional and national education organizations.	3	5	5	4		4.25	
6. Skilled in meeting the social obligations of the presidency.	4	5	5	5		4.75	Have seen the President in this role as highly effective.
7. Seeks opportunities to communicate the vision and goals of the college in the Pinellas community.	4	4	5	3		4	Need to continue to work on this.
<u>ADDITIONAL ITEM:</u>							
1. The president provides leadership to assure that the college addresses equity issues required by the state and in bringing forth a report to the board with goals and performance in this area.	3	4	5	4		4	

Additional comments and feedback for the president:

Dr. Law has done some exceptional things related to SPC, especially as it relates to our core mission which is focusing on the student and their success. As a board member, I would like him to work on the board relations and keeping us more informed of the things that are going on. Finally, I would also like for the president and staff to more closely follow and carry out the policies of the board the way the board has voted on them .

Overall, St. Petersburg College has continued to grow under the leadership of Dr. Bill Law. He continues to put students and their success at the “front of the line” in terms of priorities and initiatives. Areas of growth: Private Funding, Marketing & Communication and presenting the “cons” on some top level decision making to the Board.

We need to make sure that we bring the Midtown Project in successfully, with no deviation from the plan.



Board Chair's Signature

6/5/13

Date



President's Signature

6/5/13

Date