

UNF Board of Trustees

December 19, 2002

Issue: Direct Service Organizations

Proposed action: Approval

Background information:

Attached is a revised rule to establish authority for certification of UNF's Direct Service Organizations under the Board of Trustees and will replace the rule in the current Florida Administrative Code. This rule has been reviewed by legal counsel and the Finance and Audit Committee. The rule was vetted in an open campus hearing. Upon approval by the Board of Trustees, the rule will be sent to the Joint Administrative Procedures Committee (JAPC) in Tallahassee for a final review prior to University publication. This process can take from 90 to 120 days.

Attachments: Proposed rule

NOTICE OF PROPOSED RULE DEVELOPMENT

DEPARTMENT OF EDUCATION

Division of Colleges and Universities
University of North Florida

CHAPTER TITLE:
Administrative Affairs

CHAPTER NUMBER
6C 9-6

RULE TITLE:
Direct Support Organizations

RULE NUMBER
6C 9-6.

PURPOSE AND AFFECT: The purpose and effect of the proposed rule is to exercise the authority of the University of North Florida's Board of Trustees pursuant to §1001.74 (37) and 1004.28, F.S., to certify and oversee university direct support organizations.

SUBJECT AREA TO THE ADDRESSED: Rule related to the conditions with which a university direct-support organization must comply in order to use property, facilities, or personal services at any state university; providing for budget and audit review and oversight by the University Board of Trustees.

SPECIFIC AUTHORITY: 1001.74(4); 1004.28, Florida Statutes.

LAW IMPLEMENTED: 1001.74(27); 1004.28(2)(b), Florida Statutes.

IF REQUESTED IN WRITING AT LEAST SEVEN (7) DAYS IN ADVANCE OF THE SCHEDULED WORKSHOP AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:00 PM – 3:00 PM, November 15, 2002

PLACE: University of North Florida, Building 39, College of Health, Room 1009

Individuals who require a reasonable accommodation in order to participate must notify Sandy Bernreuter at (904) 620-2828 at least five (5) working days prior to the event.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND TO OBTAIN A PRELIMINARY COPY OF THE PROPOSED RULE IS: Janet D. Owen, Associate General Counsel at (904) 620-2828.

6C9-6. University of North Florida; Direct Support Organizations

(1) The University president may recommend to the University of North Florida Board of Trustees that an organization meeting the requirements of Section 1004.28(1)(a), F.S., become a direct support organization. Upon approval by the board, a direct support organization shall be considered to be certified and authorized to use the property, facilities and personal services of the University to the extent to be set forth in an agreement between the board and the organization.

(2) Operating budgets of direct support organizations shall be prepared at least annually, approved by the organization's governing board of directors and recommended by the University president to the University board for review.

(3) Proposed changes to the approved budget which would require a commitment of University resources shall be reviewed and approved quarterly by the president or designee, who shall be a vice president of the university or other senior officer of the University reporting directly to the president.

(4) Direct support organizations shall provide for an annual audit and management letter, as prescribed by applicable law and rules, which shall be forwarded to the University board for review and oversight.

(5) The University president may request that the board decertify a direct support organization if the president determines that the organization is no longer serving the best interest of the university. The request for desertification shall include a plan for disposition of the direct support organization's assets and liabilities.

Specific Authority: 1001.74(4), 1004.28, FS

Law Implemented 1004.28(2)(b), 1001.74(37) FS.