

26 nonprofit advocacy organization for students of the
 27 State University System; authorizing the Chancellor of
 28 the Board of Governors, with approval from the Board
 29 of Governors, to designate another organization to
 30 serve such students under certain circumstances;
 31 providing membership for the board of directors of the
 32 association; providing requirements for such board of
 33 directors relating to the board's chair and the
 34 association's president; requiring the board of
 35 directors to adopt certain bylaws; providing an
 36 effective date.

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

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40 Section 1. Paragraph (b) of subsection (19) of section
 41 1001.03, Florida Statutes, is amended to read:

42 1001.03 Specific powers of State Board of Education.—

43 (19) INTELLECTUAL FREEDOM AND VIEWPOINT DIVERSITY
 44 ASSESSMENT.—

45 (b) The State Board of Education shall require each
 46 Florida College System institution to conduct an annual
 47 assessment of the intellectual freedom and viewpoint diversity
 48 at that institution. The State Board of Education shall select
 49 or create an objective, nonpartisan, and statistically valid
 50 survey to be used by each institution which considers the extent

51 to which competing ideas and perspectives are presented and
52 members of the college community, including students, faculty,
53 and staff, feel free to express their beliefs and viewpoints on
54 campus and in the classroom. The State Board of Education shall
55 annually compile and publish the assessments by December 31
56 ~~September 1~~ of each year, beginning on December 31, 2024
57 ~~September 1, 2022~~. The State Board of Education may adopt rules
58 to implement this paragraph.

59 Section 2. Paragraph (b) of subsection (13) of section
60 1001.706, Florida Statutes, is amended to read:

61 1001.706 Powers and duties of the Board of Governors.—

62 (13) INTELLECTUAL FREEDOM AND VIEWPOINT DIVERSITY
63 ASSESSMENT.—

64 (b) The Board of Governors shall require each state
65 university to conduct an annual assessment of the intellectual
66 freedom and viewpoint diversity at that institution. The Board
67 of Governors shall select or create an objective, nonpartisan,
68 and statistically valid survey to be used by each state
69 university which considers the extent to which competing ideas
70 and perspectives are presented and members of the university
71 community, including students, faculty, and staff, feel free to
72 express their beliefs and viewpoints on campus and in the
73 classroom. The Board of Governors shall annually compile and
74 publish the assessments by December 31 ~~September 1~~ of each year,
75 beginning on December 31, 2024 ~~September 1, 2022~~.

76 Section 3. Section 1001.93, Florida Statutes, is created
 77 to read:

78 1001.93 Offices of Public Policy Events within the State
 79 University System.—

80 (1) The Legislature finds that the advancement of
 81 knowledge is the fundamental purpose of the State University
 82 System and that such advancement is facilitated by the fearless
 83 sifting and winnowing of a wide diversity of views and that the
 84 open discussion and debate of contested public policy issues
 85 from diverse perspectives provides essential preparation for
 86 mature citizenship and an informed exercise of the right to
 87 vote.

88 (2) For purposes of this section, the term:

89 (a) "Debate" means an event at which two or more
 90 participants speak in favor of opposing approaches to the same
 91 public policy dispute, after which each participant is allotted
 92 time to address and rebut the position presented by the opposing
 93 speakers.

94 (b) "Group forum" means an event at which two or more
 95 speakers address a public policy dispute from divergent or
 96 opposing perspectives, after which each participant is allotted
 97 time to address questions from the audience and to comment on
 98 the other speakers' positions.

99 (3) The Board of Governors of the State University System
 100 shall establish a Committee on Public Policy Events. Each state

101 university within the State University System must have an
102 Office of Public Policy Events and must appoint a Director of
103 Public Policy Events who is responsible for the duties and
104 reporting responsibilities of the office. The office must, at a
105 minimum:

106 (a)1. Organize, publicize, and stage debates, group
107 forums, or individual lectures at the state university. These
108 events must address, from multiple, divergent, and opposing
109 perspectives, an extensive range of public policy issues widely
110 discussed and debated in society at large. The university shall
111 sponsor no less than four events each academic year. At least
112 two events must occur during the fall semester and at least two
113 events must occur during the spring semester.

114 2. Such debates, group forums, and individual lectures
115 must include speakers who represent widely held views on
116 opposing sides of the most widely discussed public policy issues
117 of the day and who hold a wide diversity of perspectives from
118 within and outside of the state university community.

119 3. If the office is unable to readily find an advocate
120 from within the state university community who is well-versed in
121 a perspective, the office shall invite a speaker who is able to
122 represent such perspective. The office shall, when necessary,
123 provide such speakers who are not from within the state
124 university community with per diem and a reimbursement for
125 travel expenses.

126 (b) Maintain a permanent, publicly accessible, searchable,
127 and up-to-date calendar in print, on the office's website, and
128 on the state university's website listing all of the events
129 sponsored by the office and all other debates, group forums, and
130 individual lectures open to the entire campus community at the
131 state university that address public policy issues. The calendar
132 must itemize the title of the event or lecture, the name and
133 institutional affiliation of the speaker or speakers, and the
134 office, institute, department, program, or organization that
135 sponsored the event, excluding those events sponsored by off-
136 campus groups in rented state university facilities. Such
137 calendars must be kept in the library system of each state
138 university.

139 (c) Beginning September 1, 2024, and annually each
140 September 1 thereafter, provide to the Board of Governors
141 Committee on Public Policy Events a report detailing the
142 following:

143 1. The number of debates, group forums, and individual
144 lectures.

145 2. In chronological order, the calendars itemizing the
146 title of each event or lecture, the name and institutional
147 affiliation of the speaker or speakers, and the office,
148 institute, department, program, or organization that sponsored
149 the event.

150 3. The number of enrolled students attending each event.

151 4. Expenditure information relating to any per diem or
152 reimbursement for travel expenses.

153
154 The report must reflect prior academic year statistics.

155 (d) Make publicly available, in an online format, a
156 complete video record of every debate, group forum, and
157 individual lecture organized by the office. The video recording
158 for an event organized by the office must be posted on the
159 office's website within 10 business days after the event. Such
160 video must remain publicly accessible on the office's website
161 for at least 5 years after the date of the event. Such videos
162 must also be permanently preserved within, and made available to
163 the public through, the library of the state university that
164 hosted the event.

165 (4) Upon approval of the board of trustees of the state
166 university and the Board of Governors, a state university may
167 assign the duties of the office to an existing administrative
168 office within the state university rather than establish a
169 separate office.

170 (5) Each office shall report directly to either the state
171 university's office that is responsible for compiling and
172 reporting the Integrated Postsecondary Education Data System's
173 graduation rate survey or Office of General Counsel.

174 (6) Each debate, group forum, and individual lecture
175 organized by the office must be open to all students, faculty,

176 and staff of the state university and, unless restricting
177 attendance to such event is necessary to achieve a compelling
178 governmental interest, to the general public.

179 Section 4. Subsection (4) of section 1004.097, Florida
180 Statutes, is renumbered as subsection (5), and a new subsection
181 (4) is added to that section, to read:

182 1004.097 Free expression on campus.—

183 (4) (a) A public institution of higher education may not:

184 1. Require or solicit a person to complete a political
185 loyalty test as a condition of employment or admission into, or
186 promotion within, such institution.

187 2. Give preferential consideration to a person for
188 employment by, admission into, or promotion within the
189 institution for an opinion or actions in support of:

190 a. A partisan, a political, or an ideological set of
191 beliefs; or

192 b. Another person or group of persons based on the
193 person's or group's race or ethnicity or support of an ideology
194 or movement identified under sub-subparagraph (b)1.a.

195 (b)1. A political loyalty test includes compelling,
196 requiring, or soliciting a person to identify commitment to or
197 to make a statement of personal belief in support of:

198 a. Any ideology or movement that promotes the differential
199 treatment of a person or a group of persons based on race or
200 ethnicity, including an initiative or a formulation of

201 diversity, equity, and inclusion beyond upholding the equal
202 protection of the laws guaranteed by the Fourteenth Amendment to
203 the United States Constitution or a theory or practice that
204 holds that systems or institutions upholding the equal
205 protection of the laws guaranteed by the Fourteenth Amendment of
206 the United States Constitution are racist, oppressive, or
207 otherwise unjust; or

208 b. A specific partisan, political, or ideological set of
209 beliefs.

210 2. A political loyalty test does not include fidelity to,
211 or an oath or effort taken to uphold, the United States
212 Constitution or the State Constitution.

213 (c) The State Board of Education and the Board of
214 Governors may adopt rules and regulations, respectively, to
215 implement this subsection and establish penalties for a willful
216 violation of this section.

217 (d) If any provision of this subsection or its application
218 to any person or circumstance is held invalid, the invalidity
219 does not affect other provisions or applications of this
220 subsection or chapter which can be given effect without the
221 invalid provision or application, and to this end the provisions
222 of this subsection are severable.

223 Section 5. Subsection (5) of section 1004.26, Florida
224 Statutes, is renumbered as subsection (6), and a new subsection
225 (5) is added to that section, to read:

226 1004.26 University student governments; the Florida
 227 Student Association.—

228 (5) (a) The Florida Student Association is designated as
 229 the nonprofit advocacy organization serving the needs of the
 230 students of the State University System. If the Florida Student
 231 Association fails to meet the requirements of this section, the
 232 Chancellor of the Board of Governors shall designate an
 233 equivalent nonprofit advocacy organization to serve the needs of
 234 the students of the State University System with the approval of
 235 the Board of Governors.

236 (b) The Florida Student Association shall be governed by a
 237 board of directors. The membership of the board of directors
 238 shall be comprised of the 12 student body presidents of the
 239 state universities. The board of directors shall annually elect
 240 a chair from among the board's members. The chair shall also
 241 serve as president of the association.

242 (c) The Florida Student Association shall adopt bylaws to
 243 establish:

244 1. A due process for the removal or impeachment of the
 245 president of the association. Such due process must provide that
 246 the president of the association may be removed by the majority
 247 vote of members of the board of directors. The grounds for
 248 removal of the president of the association are limited to
 249 malfeasance, misfeasance, neglect of duty, incompetence,
 250 permanent inability to perform official duties, or conviction of

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251 a felony.

252 2. Procedures for the suspension and removal of the
253 president of the association following the conviction of a
254 felony.

255 3. Procedures for a president of the association who has
256 been disciplined, suspended, or removed from his or her position
257 to directly appeal such decision to the Vice Chancellor for
258 Academic and Student Affairs for the Board of Governors. The
259 bylaws may not place any condition precedent on the exercise of
260 such right granted by this paragraph and the association may not
261 elect a new president until the exhaustion of the appeals
262 process or any other due process rights afforded by this
263 section.

264 Section 6. This act shall take effect July 1, 2023.