

6A-14.0718 Prohibited Expenditures for Florida College System (FCS) Institutions.

(1) Purpose. The purpose of this rule is to implement the expenditure prohibitions found in sections ~~s~~ 1004.06, and 377.816, F.S.

(2) Definitions. For the purposes of this rule, the following terms mean:

(a) No change.

(b) “Domestic terrorist organization” means an organization whose designation as such has been published in the Florida Administrative Register in accordance with s. 943.03102, F.S.

~~(c)~~(b) No change.

(d) “Foreign terrorist organization” means an organization whose designation as such has been published in the Florida Administrative Register in accordance with s. 943.03102, F.S.

(e) “Governmental entity” has the same meaning as in s. 215.985, F.S., and includes Florida College System institutions.

(f) “Net zero policy” means any policy, program, or initiative designed to achieve a balance between total amount of greenhouse gas emitted into the atmosphere with an equal amount removed from the atmosphere.

(c) through (e) renumbered (g) through (i) No change.

(j) “Promote” a foreign terrorist organization or a domestic terrorist organization, or a person or entity providing material support to such organizations means making a statement or taking an action that supports, approves, or encourages a terrorist organization’s extralegal violence and which in context:

1. Is reasonably interpreted as a true threat of unlawful violence;

2. Materially disrupts the orderly learning environment;

3. Involves substantial disorder or the invitation of the rights of others; or

4. Constitutes the provision of material support for or the recruitment of members for such an organization.

(k) “Public funds” means all moneys under the jurisdiction or control of a governmental entity.

(f) through (h) renumbered (l) through (n) No change.

(3) An FCS institution or FCS institution direct-support organization may not expend any state or federal funds to promote, support, or maintain any programs or campus activities that:

(a) through (b) No change.

(c) Promote or engage in political or social activism as defined in this rule; or -

(d) Promote a domestic or foreign terrorist organization as defined in this rule.

The State Board of Education may withhold performance-based funding of a Florida College System (FCS) institution that promotes a terrorist organization.

(4) No change.

(5) As a government entity, an FCS institution or FCS institution direct-support organization may not use, pay, or distribute public funds in any manner that supports, implements, or advances a net zero policy by doing any of the following:

(a) Providing procurement or purchasing preferences for a product or vendor on the basis that the procurement or purchase of such product or from such vendor will advance or support a net zero policy.

(b) Providing procurement or purchasing preferences for any goods, including but not limited to, vehicles, equipment, appliances, or other products, based solely on the types or sources of fuel used by, or used in the production of, such goods.

(c) Using public funds to pay dues, membership fees, subscription fees, or charitable contributions to any nongovernmental agency or other private organization, including any trade association or organization, that:

1. Adopts a net zero policy;

2. Requires adoption of, or any commitment to support, a net zero policy as a condition of membership or of receiving any benefit of membership; or

3. Uses such funds to advocate for a net zero policy.

(5) through (8) renumbered (6) through (9) No change.

(10) As a government entity, an FCS institution shall annually submit to the Department of Revenue an affidavit, signed under penalty of perjury by an authorized official attesting they are not imposing any change, including a tax, fee, penalty, or assessment, to advance a net zero policy.

Rulemaking Authority 1004.06(4) FS. Law Implemented 1004.06 FS. History—New 2-20-24, Amended