

STORAGE NAME: h1537.cu

DATE: March 9, 1999

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
Colleges & Universities
ANALYSIS**

BILL #: HB 1537 (PCB CU 99-01)

RELATING TO: Postsecondary Education Fee Terminology

SPONSOR(S): Committee on Colleges & Universities, Rep. Casey and Others

COMPANION BILL(S): None

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:

(1) COLLEGES & UNIVERSITIES YEAS 6 NAYS 0

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I. SUMMARY:

This bill revises postsecondary education fee terminology. The term "TUITION" replaces the term "MATRICULATION FEE". The term "NON-RESIDENT FEE" replaces the term "TUITION".

The bill directs the Division of Statutory Revision to revise the terminology as appropriate throughout the statutes.

The fiscal impact of revising fee terminology should be minimal.

II. SUBSTANTIVE ANALYSIS:

A. PRESENT SITUATION:

Subsection (32) of s. 228.041, F.S., defines the term "MATRICULATION FEE" to mean the basic fee charged to a student for instruction provided by a public postsecondary educational institution in this state and prohibits including a charge for any other purpose within the fee. Subsection (33) of s. 228.041, F.S., defines the term "TUITION" to mean the additional fee for instruction provided by a public postsecondary educational institution in this state which is charged to a non-Florida student and prohibits including a charge for any other purpose within the fee. In common, daily usage, the term "tuition" is often used to mean what is statutorily defined as "matriculation."

B. EFFECT OF PROPOSED CHANGES:

The term "TUITION" replaces the term "MATRICULATION FEE." The term "NON-RESIDENT FEE" replaces the term "TUITION." The effective date of the bill is July 1, 2000.

The Division of Statutory Revision is directed to make the terminology changes as appropriate throughout the statutes.

C. APPLICATION OF PRINCIPLES:

1. Less Government:

a. Does the bill create, increase or reduce, either directly or indirectly:

(1) any authority to make rules or adjudicate disputes?

No.

(2) any new responsibilities, obligations or work for other governmental or private organizations or individuals?

No.

(3) any entitlement to a government service or benefit?

No.

b. If an agency or program is eliminated or reduced:

(1) what responsibilities, costs and powers are passed on to another program, agency, level of government, or private entity?

N/A

(2) what is the cost of such responsibility at the new level/agency?

N/A

(3) how is the new agency accountable to the people governed?

N/A

2. Lower Taxes:

- a. Does the bill increase anyone's taxes?
No.
- b. Does the bill require or authorize an increase in any fees?
No.
- c. Does the bill reduce total taxes, both rates and revenues?
No.
- d. Does the bill reduce total fees, both rates and revenues?
No.
- e. Does the bill authorize any fee or tax increase by any local government?
No.

3. Personal Responsibility:

- a. Does the bill reduce or eliminate an entitlement to government services or subsidy?
No.
- b. Do the beneficiaries of the legislation directly pay any portion of the cost of implementation and operation?
No.

4. Individual Freedom:

- a. Does the bill increase the allowable options of individuals or private organizations/associations to conduct their own affairs?
No.
- b. Does the bill prohibit, or create new government interference with, any presently lawful activity?
No.

5. Family Empowerment:

- a. If the bill purports to provide services to families or children:

(1) Who evaluates the family's needs?

N/A

(2) Who makes the decisions?

N/A

(3) Are private alternatives permitted?

N/A

(4) Are families required to participate in a program?

N/A

(5) Are families penalized for not participating in a program?

N/A

b. Does the bill directly affect the legal rights and obligations between family members?

N/A

c. If the bill creates or changes a program providing services to families or children, in which of the following does the bill vest control of the program, either through direct participation or appointment authority:

(1) parents and guardians?

N/A

(2) service providers?

N/A

(3) government employees/agencies?

N/A

D. STATUTE(S) AFFECTED:

Amends s. 228.041, F.S.

E. SECTION-BY-SECTION ANALYSIS:

This section need be completed only in the discretion of the Committee.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring Effects:

N/A

2. Recurring Effects:

N/A

3. Long Run Effects Other Than Normal Growth:

N/A

4. Total Revenues and Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring Effects:

N/A

2. Recurring Effects:

N/A

3. Long Run Effects Other Than Normal Growth:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

N/A

2. Direct Private Sector Benefits:

N/A

3. Effects on Competition, Private Enterprise and Employment Markets:

N/A

D. FISCAL COMMENTS:

The fiscal impact of the proposed revisions to postsecondary student fee terminology should be minimal.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend funds or to take an action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the authority that municipalities or counties have to raise revenues in the aggregate.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not reduce the percentage of a state tax shared with counties or municipalities.

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V. COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

VII. SIGNATURES:

COMMITTEE ON Colleges & Universities:

Prepared by:

Staff Director:

Betty H. Tilton, Ph.D.

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