

Bill No. CS for SB 1330

Amendment No. Barcode 822406

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Miller moved the following amendment:

Senate Amendment (with title amendment)

On page 8, between lines 18 and 19,

insert:

Section 3. Paragraph (e) of subsection (3) of section 240.209, Florida Statutes, is amended to read:

240.209 Board of Regents; powers and duties.--

(3) The board shall:

(e) Establish student fees.

1. By no later than December 1 of each year, the board shall raise the systemwide standard for resident undergraduate matriculation and financial aid fees for the subsequent fall term, up to but no more than 25 percent of the prior year's cost of undergraduate programs. In implementing this paragraph, fees charged for graduate, medical, veterinary, and dental programs may be increased by the Board of Regents in the same percentage as the increase in fees for resident undergraduates. However, in the absence of legislative action to the contrary in an appropriations act, the board may not

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1 approve annual fee increases for resident students in excess
2 of 10 percent. The sum of nonresident student matriculation
3 and tuition fees must be sufficient to defray the full cost of
4 undergraduate education. Graduate, medical, veterinary, and
5 dental fees charged to nonresidents may be increased by the
6 board in the same percentage as the increase in fees for
7 nonresident undergraduates. However, in implementing this
8 policy and in the absence of legislative action to the
9 contrary in an appropriations act, annual fee increases for
10 nonresident students may not exceed 25 percent. In the absence
11 of legislative action to the contrary in the General
12 Appropriations Act, the fees shall go into effect for the
13 following fall term.

14 2. When the appropriations act requires a new fee
15 schedule, the board shall establish a systemwide standard fee
16 schedule required to produce the total fee revenue established
17 in the appropriations act based on the product of the assigned
18 enrollment and the fee schedule. The board may approve the
19 expenditure of any fee revenues resulting from the product of
20 the fee schedule adopted pursuant to this section and the
21 assigned enrollment.

22 3. Upon provision of authority in a General
23 Appropriations Act to spend revenue raised pursuant to this
24 section, the board shall approve a university request to
25 implement a matriculation and out-of-state tuition fee
26 schedule which is calculated to generate revenue which varies
27 no more than 10 percent from the standard fee revenues
28 authorized through an appropriations act. In implementing an
29 alternative fee schedule, the increase in cost to a student
30 taking 15 hours in one term shall be limited to 5 percent.
31 Matriculation and out-of-state tuition fee revenues generated

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1 as a result of this provision are to be expended for
 2 implementing a plan for achieving accountability goals adopted
 3 pursuant to s. 240.214 and for implementing a Board of
 4 Regents-approved plan to contain student costs by reducing the
 5 time necessary for graduation without reducing the quality of
 6 instruction. The plans shall be recommended by a
 7 universitywide committee, at least one-half of whom are
 8 students appointed by the student body president. A
 9 chairperson, appointed jointly by the university president and
 10 the student body president, shall vote only in the case of a
 11 tie.

12 4. The board may implement individual university plans
 13 for a differential out-of-state tuition fee for universities
 14 that have a service area that borders another state.

15 5. The board is authorized to collect for financial
 16 aid purposes an amount not to exceed 5 percent of the student
 17 tuition and matriculation fee per credit hour. The revenues
 18 from fees are to remain at each campus and replace existing
 19 financial aid fees. Such funds shall be disbursed to students
 20 as quickly as possible. The board shall specify specific
 21 limits on the percent of the fees collected in a fiscal year
 22 which may be carried forward unexpended to the following
 23 fiscal year. A minimum of 75 ~~50~~ percent of funds from the
 24 student financial aid fee for new financial aid awards shall
 25 be used to provide financial aid based on absolute need. A
 26 student who has received an award prior to July 1, 1984, shall
 27 have his or her eligibility assessed on the same criteria that
 28 was used at the time of his or her original award. The Board
 29 of Regents shall develop criteria for making financial aid
 30 awards. Each university shall report annually to the
 31 Department of Education on the revenue collected pursuant to

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1 this subparagraph, the amount carried forward, the criteria
 2 used to make awards, the amount and number of awards for each
 3 criterion, and a delineation of the distribution of such
 4 awards. The report shall include an assessment by category of
 5 the financial need of every student who receives an award,
 6 regardless of the purpose for which the award is received.
 7 Awards which are based on financial need shall be distributed
 8 in accordance with a nationally recognized system of need
 9 analysis approved by the Board of Regents. An award for
 10 academic merit shall require a minimum overall grade point
 11 average of 3.0 on a 4.0 scale or the equivalent for both
 12 initial receipt of the award and renewal of the award.

13 6. The board may recommend to the Legislature an
 14 appropriate systemwide standard matriculation and tuition fee
 15 schedule.

16 7. The Education and General Student and Other Fees
 17 Trust Fund is hereby created, to be administered by the
 18 Department of Education. Funds shall be credited to the trust
 19 fund from student fee collections and other miscellaneous fees
 20 and receipts. The purpose of the trust fund is to support the
 21 instruction and research missions of the State University
 22 System. Notwithstanding the provisions of s. 216.301, and
 23 pursuant to s. 216.351, any balance in the trust fund at the
 24 end of any fiscal year shall remain in the trust fund and
 25 shall be available for carrying out the purposes of the trust
 26 fund.

27 8. The board is further authorized to establish the
 28 following fees:

29 a. A nonrefundable application fee in an amount not to
 30 exceed \$30.

31 b. An admissions deposit fee for the University of

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1 Florida College of Dentistry in an amount not to exceed \$200.

2 c. An orientation fee in an amount not to exceed \$35.

3 d. A fee for security, access, or identification
4 cards. The annual fee for such a card may not exceed \$10 per
5 card. The maximum amount charged for a replacement card may
6 not exceed \$15.

7 e. Registration fees for audit and zero-hours
8 registration; a service charge, which may not exceed \$15, for
9 the payment of tuition in installments; and a
10 late-registration fee in an amount not less than \$50 nor more
11 than \$100 to be imposed on students who fail to initiate
12 registration during the regular registration period.

13 f. A late-payment fee in an amount not less than \$50
14 nor more than \$100 to be imposed on students who fail to pay
15 or fail to make appropriate arrangements to pay (by means of
16 installment payment, deferment, or third-party billing)
17 tuition by the deadline set by each university. Each
18 university may adopt specific procedures or policies for
19 waiving the late-payment fee for minor underpayments.

20 g. A fee for miscellaneous health-related charges for
21 services provided at cost by the university health center
22 which are not covered by the health fee set under s.
23 240.235(1).

24 h. Materials and supplies fees to offset the cost of
25 materials or supplies that are consumed in the course of the
26 student's instructional activities, excluding the cost of
27 equipment replacement, repairs, and maintenance.

28 i. Housing rental rates and miscellaneous housing
29 charges for services provided by the university at the request
30 of the student.

31 j. A charge representing the reasonable cost of

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1 efforts to collect payment of overdue accounts.

2 k. A service charge on university loans in lieu of
3 interest and administrative handling charges.

4 l. A fee for off-campus course offerings when the
5 location results in specific, identifiable increased costs to
6 the university.

7 m. Library fees and fines, including charges for
8 damaged and lost library materials, overdue reserve library
9 books, interlibrary loans, and literature searches.

10 n. Fees relating to duplicating, photocopying,
11 binding, and microfilming; copyright services; and
12 standardized testing. These fees may be charged only to those
13 who receive the services.

14 o. Fees and fines relating to the use, late return,
15 and loss and damage of facilities and equipment.

16 p. A returned-check fee as authorized by s. 832.07(1)
17 for unpaid checks returned to the university.

18 q. Traffic and parking fines, charges for parking
19 decals, and transportation access fees.

20 r. An Educational Research Center for Child
21 Development fee for child care and services offered by the
22 center.

23 s. Fees for transcripts and diploma replacement, not
24 to exceed \$10 per item.

25 Section 4. Effective July 1, 2002, subsection (11) of
26 section 240.35, Florida Statutes, is amended to read:

27 240.35 Student fees.--Unless otherwise provided, the
28 provisions of this section apply only to fees charged for
29 college credit instruction leading to an associate in arts
30 degree, an associate in applied science degree, or an
31 associate in science degree and noncollege credit

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1 college-preparatory courses defined in s. 239.105.

2 (11)(a) Each community college is authorized to
3 establish a separate fee for financial aid purposes in an
4 additional amount up to, but not to exceed, 5 percent of the
5 total student tuition or matriculation fees collected. Each
6 community college may collect up to an additional 2 percent if
7 the amount generated by the total financial aid fee is less
8 than \$250,000. If the amount generated is less than \$250,000,
9 a community college that charges tuition and matriculation
10 fees at least equal to the average fees established by rule
11 may transfer from the general current fund to the scholarship
12 fund an amount equal to the difference between \$250,000 and
13 the amount generated by the total financial aid fee
14 assessment. No other transfer from the general current fund to
15 the loan, endowment, or scholarship fund, by whatever name
16 known, is authorized.

17 (b) All funds collected under this program shall be
18 placed in the loan and endowment fund or scholarship fund of
19 the college, by whatever name known. Such funds shall be
20 disbursed to students as quickly as possible. An amount not
21 greater than 40 percent of the fees collected in a fiscal year
22 may be carried forward unexpended to the following fiscal
23 year. However, funds collected prior to July 1, 1989, and
24 placed in an endowment fund may not be considered part of the
25 balance of funds carried forward unexpended to the following
26 fiscal year.

27 (c) Up to 25 percent or \$300,000, whichever is
28 greater, of the financial aid fees collected may be used to
29 assist students who demonstrate academic merit; who
30 participate in athletics, public service, cultural arts, and
31 other extracurricular programs as determined by the

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1 institution; or who are identified as members of a targeted
2 gender or ethnic minority population. The financial aid fee
3 revenues allocated for athletic scholarships and fee
4 exemptions provided pursuant to subsection (17) for athletes
5 shall be distributed equitably as required by s.
6 228.2001(3)(d). A minimum of 75 ~~50~~ percent of the balance of
7 these funds for new awards shall be used to provide financial
8 aid based on absolute need, and the remainder of the funds
9 shall be used for academic merit purposes and other purposes
10 approved by the district boards of trustees. Such other
11 purposes shall include the payment of child care fees for
12 students with financial need. The State Board of Community
13 Colleges shall develop criteria for making financial aid
14 awards. Each college shall report annually to the Department
15 of Education on the revenue collected pursuant to this
16 paragraph, the amount carried forward, the criteria used to
17 make awards, the amount and number of awards for each
18 criterion, and a delineation of the distribution of such
19 awards. The report shall include an assessment by category of
20 the financial need of every student who receives an award,
21 regardless of the purpose for which the award is received.
22 Awards which are based on financial need shall be distributed
23 in accordance with a nationally recognized system of need
24 analysis approved by the State Board of Community Colleges. An
25 award for academic merit shall require a minimum overall grade
26 point average of 3.0 on a 4.0 scale or the equivalent for both
27 initial receipt of the award and renewal of the award.

28 (d) These funds may not be used for direct or indirect
29 administrative purposes or salaries.

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31 (Redesignate subsequent sections.)

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, line 16, after the semicolon,

4

5 insert:

6 amending ss. 240.209, 240.35, F.S.; increasing
7 the percentage of funds from the financial aid
8 fee to be used for need-based financial aid for
9 students at state universities and community
10 colleges; requiring a report;

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