



1 A bill to be entitled
2 An act relating to higher education finance policy;
3 amending s. 1009.21, F.S.; revising provisions relating to
4 determination of resident status for tuition purposes;
5 providing for reclassification; providing for
6 classification of certain graduate teaching assistants or
7 graduate research assistants; amending s. 1009.23, F.S.;
8 deleting provisions relating to fines assessed by
9 community colleges; amending s. 1009.24, F.S.; revising
10 provisions relating to undergraduate tuition and fees;
11 authorizing a nonrefundable admissions deposit; amending
12 s. 1009.25, F.S.; revising provisions relating to fee
13 exemptions; amending s. 1009.53, F.S., relating to the
14 Florida Bright Futures Scholarship Program; revising
15 provisions relating to payment to postsecondary education
16 institutions; providing for subsidies to institutions;
17 specifying minimum hours for which students must be
18 enrolled; amending s. 1009.531, F.S.; correcting a cross
19 reference; revising initial eligibility criteria;
20 providing eligibility period for students who enlist in
21 the United States Armed Forces; providing for additional
22 weighting for certain courses; amending s. 1009.532, F.S.;
23 revising eligibility criteria to renew a Florida Bright
24 Futures Scholarship; revising provisions relating to
25 number of credit hours for which a scholarship may be
26 received; amending s. 1009.534, F.S.; revising initial
27 eligibility criteria for a Florida Academic Scholarship;
28 revising provisions relating to the amount of a



29 scholarship; authorizing cash payments; revising renewal
30 criteria; providing exception to award amount for 2003-
31 2004 fiscal year; amending s. 1009.535, F.S.; revising
32 initial eligibility criteria for a Florida Medallion
33 Scholarship; revising provisions relating to the amount of
34 a scholarship; authorizing cash payments; revising renewal
35 criteria; providing exception to award amount for 2003-
36 2004 fiscal year; amending s. 1009.536, F.S.; revising the
37 types of programs for which a Florida Gold Seal Vocational
38 Scholarship may be used; requiring the State Board of
39 Education to identify such programs; revising provisions
40 relating to the amount of a scholarship; authorizing cash
41 payments; revising renewal criteria; revising provisions
42 relating to number of credits for which a scholarship may
43 be received; revising provisions relating to transfer to a
44 Florida Medallion Scholarship; providing exception to
45 award amount for 2003-2004 fiscal year; creating s.
46 1009.5365, F.S.; providing for subsidies to public
47 postsecondary education institutions; providing
48 requirements for establishing the amount of subsidies;
49 providing legislative intent regarding the Florida Prepaid
50 College Program; providing legislative findings; requiring
51 a report by the Revenue Estimating Conference; repealing
52 s. 1009.538, F.S., relating to calculation of awards for
53 Florida Bright Futures Scholarship recipients attending
54 nonpublic institutions; repealing s. 1009.539, F.S.,
55 relating to the Florida Bright Futures Scholarship Testing
56 Program; requiring the State Board of Education to submit



57 to the Legislature a plan regarding tuition and funding
58 for excess hours; amending s. 1002.41, F.S.; correcting a
59 cross reference; providing an effective date.

60

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

62

63 Section 1. Paragraphs (a) and (b) of subsection (2) of
64 section 1009.21, Florida Statutes, are amended, paragraph (d) is
65 added to said subsection, and paragraph (k) is added to
66 subsection (10) of said section, to read:

67 1009.21 Determination of resident status for tuition
68 purposes.--Students shall be classified as residents or
69 nonresidents for the purpose of assessing tuition in community
70 colleges and state universities.

71 (2)(a) To qualify as a resident for tuition purposes:

72 1. A person or, if that person is a dependent child, his
73 or her parent or parents must have established legal residence
74 in this state and must have maintained legal residence in this
75 state for at least 12 months immediately prior to his or her
76 initial enrollment at a Florida postsecondary education
77 institution. For purposes of this section, the term "initial
78 enrollment" is defined as the first day of class qualification.

79 2. Every applicant for admission to an institution of
80 higher education shall be required to make a statement as to his
81 or her length of residence in the state and, further, shall
82 establish that his or her presence or, if the applicant is a
83 dependent child, the presence of his or her parent or parents in
84 the state currently is, and during the requisite 12-month



85 | qualifying period was, for the purpose of maintaining a bona
86 | fide domicile, rather than for the purpose of maintaining a mere
87 | temporary residence or abode incident to enrollment in an
88 | institution of higher education.

89 | (b) However, with respect to a dependent child living with
90 | an adult relative other than the child's parent, such child may
91 | qualify as a resident for tuition purposes if the adult relative
92 | is a legal resident who has maintained legal residence in this
93 | state for at least 12 months immediately prior to the child's
94 | initial enrollment at a Florida postsecondary education
95 | institution ~~qualification~~, provided the child has resided
96 | continuously with such relative for the 5 years immediately
97 | prior to the child's initial enrollment ~~qualification~~, during
98 | which time the adult relative has exercised day-to-day care,
99 | supervision, and control of the child.

100 | (d) A person who is classified as a nonresident for
101 | tuition purposes may become eligible for reclassification as a
102 | resident for tuition purposes if that person or, if that person
103 | is a dependent child, his or her parent presents documentation
104 | that supports permanent residency in this state, such as
105 | documentation of permanent full-time employment for the previous
106 | 12 months or the purchase of a home in this state and residence
107 | therein for the prior 12 months.

108 | (10) The following persons shall be classified as
109 | residents for tuition purposes:

110 | (k) A graduate teaching assistant or graduate research
111 | assistant while employed by a state university, when such
112 | employment is at least one-half time in a teaching or research



113 assistant position that relates to the graduate assistant's
114 degree program.

115 Section 2. Subsection (12) of section 1009.23, Florida
116 Statutes, is amended to read:

117 1009.23 Community college student fees.--

118 (12) In addition to tuition, out-of-state, financial aid,
119 capital improvement, student activity and service, and
120 technology fees authorized in this section, each community
121 college board of trustees is authorized to establish fee
122 schedules for the following user fees and fines: laboratory
123 fees; parking fees and fines; library fees and fines; fees and
124 fines relating to facilities and equipment use or damage; access
125 or identification card fees; duplicating, photocopying, binding,
126 or microfilming fees; standardized testing fees; diploma
127 replacement fees; transcript fees; application fees; graduation
128 fees; and late fees related to registration and payment. Such
129 user fees ~~and fines~~ shall not exceed the cost of the services
130 provided and shall only be charged to persons receiving the
131 service. A community college may not charge any fee except as
132 authorized by law or rules of the State Board of Education.
133 Parking fee revenues may be pledged by a community college board
134 of trustees as a dedicated revenue source for the repayment of
135 debt, including lease-purchase agreements and revenue bonds with
136 terms not exceeding 20 years and not exceeding the useful life
137 of the asset being financed. Community colleges shall use the
138 services of the Division of Bond Finance of the State Board of
139 Administration to issue any revenue bonds authorized by the
140 provisions of this subsection. Any such bonds issued by the



141 Division of Bond Finance shall be in compliance with the
142 provisions of the State Bond Act. Bonds issued pursuant to the
143 State Bond Act shall be validated in the manner established in
144 chapter 75. The complaint for such validation shall be filed in
145 the circuit court of the county where the seat of state
146 government is situated, the notice required to be published by
147 s. 75.06 shall be published only in the county where the
148 complaint is filed, and the complaint and order of the circuit
149 court shall be served only on the state attorney of the circuit
150 in which the action is pending.

151 Section 3. Subsections (3) and (13) of section 1009.24,
152 Florida Statutes, are amended to read:

153 1009.24 State university student fees.--

154 (3) Within proviso in the General Appropriations Act and
155 law, each board of trustees shall set university tuition and
156 fees. The sum of the activity and service, health, and athletic
157 fees a student is required to pay to register for a course shall
158 not exceed 40 percent of the tuition established in law or in
159 the General Appropriations Act. No university shall be required
160 to lower any fee in effect on the effective date of this act in
161 order to comply with this subsection. Within the 40 percent cap,
162 universities may not increase the aggregate sum of activity and
163 service, health, and athletic fees more than 5 percent per year
164 unless specifically authorized in law or in the General
165 Appropriations Act. This subsection does not prohibit a
166 university from increasing or assessing optional fees related to
167 specific activities if payment of such fees is not required as a
168 part of registration for courses. Except as otherwise provided



169 by law, the sum of nonresident tuition and out-of-state fees
170 charged to undergraduates shall be sufficient to defray the full
171 cost of undergraduate education.

172 (13) Each university board of trustees is authorized to
173 establish a nonrefundable admissions deposit for undergraduate,
174 graduate, and professional degree programs in an amount not to
175 exceed \$200. The admissions deposit shall be imposed at the time
176 of an applicant's acceptance to the university and shall be
177 applied toward tuition upon enrollment. In the event the
178 applicant does not enroll in the university, the admissions
179 deposit shall be deposited in an auxiliary account of the
180 university and used to expand financial assistance,
181 scholarships, and student academic and career counseling
182 services at the university. A university board of trustees that
183 establishes an admissions deposit pursuant to this subsection
184 must also adopt policies that provide for the waiver of such
185 deposit on the basis of financial hardship. The board of
186 trustees of the University of Florida is authorized to establish
187 an admissions deposit fee for the University of Florida College
188 of Dentistry in an amount not to exceed \$200.

189 Section 4. Paragraphs (b) and (e) of subsection (2) of
190 section 1009.25, Florida Statutes, are amended to read:

191 1009.25 Fee exemptions.--

192 (2) The following students are exempt from the payment of
193 tuition and fees, including lab fees, at a school district that
194 provides postsecondary career and technical programs, community
195 college, or state university:



196 (b) A student enrolled in an approved apprenticeship
 197 program, as defined in s. 446.021, but only with respect to such
 198 apprenticeship program.

199 (e) A student enrolled in a workforce development program
 200 who lacks a fixed, regular, and adequate nighttime residence or
 201 whose primary nighttime residence is a public or private shelter
 202 designed to provide temporary residence for individuals intended
 203 to be institutionalized, or a public or private place not
 204 designed for, or ordinarily used as, a regular sleeping
 205 accommodation for human beings.

206 Section 5. Section 1009.53, Florida Statutes, is amended
 207 to read:

208 1009.53 Florida Bright Futures Scholarship Program.--

209 (1) The Florida Bright Futures Scholarship Program is
 210 created to establish a lottery-funded scholarship program to
 211 reward any Florida high school graduate who merits recognition
 212 of high academic achievement and who enrolls in a degree
 213 program, certificate program, or applied technology program at
 214 an eligible Florida public or private postsecondary education
 215 institution within 3 years of graduation from high school.

216 (2) The Bright Futures Scholarship Program consists of
 217 three types of scholarships ~~awards~~: the Florida Academic
 218 Scholarship, the Florida Medallion Scholarship, and the Florida
 219 Gold Seal Vocational Scholarship.

220 (3) The Department of Education shall administer the
 221 Bright Futures Scholarship Program according to rules and
 222 procedures established by the State Board of Education. A single
 223 application must be sufficient for a student to apply for any of



224 the three types of scholarships ~~awards~~. The department must
225 advertise the availability of the scholarship program and must
226 notify students, teachers, parents, guidance counselors, and
227 principals or other relevant school administrators of the
228 criteria and application procedures. The department must begin
229 this process of notification no later than January 1 of each
230 year.

231 (4) Funding for the Bright Futures Scholarship Program
232 must be allocated from the Education Enhancement Trust Fund and
233 must be provided before allocations from that fund are
234 calculated for disbursement to other educational entities.

235 (a) If funds appropriated are not adequate to provide the
236 maximum allowable subsidy for each scholarship recipient,
237 subsidies for ~~award to each eligible applicant, awards in all~~
238 ~~three scholarships components of the program~~ must be prorated
239 using the same percentage reduction.

240 (b) Notwithstanding s. 216.301, if all funds allocated to
241 the Bright Futures Scholarship Program are not used in any
242 fiscal year, up to 10 percent of the total allocation may be
243 carried forward and used for the program ~~awards~~ in the following
244 year.

245 (5) The department shall issue subsidies ~~awards~~ from the
246 scholarship program annually. ~~Annual awards may be for up to 45~~
247 ~~semester credit hours or the equivalent. Before the registration~~
248 ~~period each semester,~~ The department shall transmit payment for
249 each subsidy ~~award~~ to the president or director of the
250 postsecondary education institution, or his or her
251 representative pursuant to the provisions of this section and s.



252 | 1009.5365, except that the department may withhold payment if
253 | the receiving institution fails to report or to make refunds to
254 | the department as required in this section.

255 | (a) Within 30 days after the end of regular registration
256 | each semester, the educational institution shall certify to the
257 | department the eligibility status of each student who receives a
258 | scholarship ~~an award~~. After the end of the drop and add period,
259 | an institution is not required to reevaluate or revise a
260 | student's eligibility status, but must make a refund to the
261 | department if the institution receives a subsidy for a student
262 | who receives a scholarship and ~~an award disbursement~~ terminates
263 | enrollment for any reason during an academic term and a refund
264 | is permitted by the institution's refund policy.

265 | (b) An institution that receives funds from the program
266 | shall certify to the department the amount of funds disbursed to
267 | each student and shall remit to the department any undisbursed
268 | advances within 60 days after the end of regular registration.

269 | (c) Each institution that receives moneys through this
270 | program shall prepare an annual report that includes an annual
271 | financial audit, conducted by an independent certified public
272 | accountant or the Auditor General. The report shall include an
273 | audit of the institution's administration of the program and a
274 | complete accounting of the moneys for the program. This report
275 | must be submitted to the department annually by April ~~March~~ 1.
276 | The department may conduct its own annual audit of an
277 | institution's administration of the program. The department may
278 | request a refund of any moneys overpaid to the institution for
279 | the program. The department may suspend or revoke an



280 institution's eligibility to receive future moneys for the
281 program if the department finds that an institution has not
282 complied with this section. The institution must remit within 60
283 days any refund requested in accordance with this subsection.

284 (6) A student must be enrolled for at least 6 semester
285 credit hours or the equivalent in quarter hours or clock hours
286 per term to receive a Florida Bright Futures Scholarship
287 ~~enrolled in 6 to 8 semester credit hours may receive up to one-~~
288 ~~half of the maximum award; a student enrolled in 9 to 11 credit~~
289 ~~hours may receive up to three-fourths of the maximum award; and~~
290 ~~a student enrolled in 12 or more credit hours may receive up to~~
291 ~~the full award.~~

292 (7) A student may receive only one type of ~~award from the~~
293 Florida Bright Futures Scholarship ~~Program~~ at a time, but may
294 transfer from one type of scholarship ~~award~~ to another through
295 the renewal application process, if the student's eligibility
296 status changes. However, a student is not eligible to transfer
297 from a Florida Medallion Scholarship or a Florida Gold Seal
298 Vocational Scholarship to a Florida Academic Scholarship. A
299 student who receives a scholarship ~~an award~~ from the program may
300 also receive a federal family education loan or a federal direct
301 loan, and the value of the scholarship ~~award~~ must be considered
302 in the certification or calculation of the student's loan
303 eligibility.

304 (8) If a recipient transfers from one eligible institution
305 to another and continues to meet eligibility requirements, the
306 scholarship ~~award~~ must be transferred with the student.



307 (9) A student may use a scholarship ~~an award~~ for summer
 308 term enrollment if funds are available.

309 (10) Funds from any scholarship within the Florida Bright
 310 Futures Scholarship Program may not be used to pay for remedial
 311 or college-preparatory coursework.

312 Section 6. Section 1009.531, Florida Statutes, is amended
 313 to read:

314 1009.531 Florida Bright Futures Scholarship Program;
 315 student initial eligibility requirements ~~for initial awards~~.--

316 (1) To be eligible for an initial scholarship ~~award~~ from
 317 any of the three types of scholarships under the Florida Bright
 318 Futures Scholarship Program, a student must:

319 (a) Be a Florida resident as defined in s. 1009.40 and
 320 rules of the State Board of Education.

321 (b) Earn a standard Florida high school diploma or its
 322 equivalent as described in s. 1003.43 or s. 1003.435 ~~1003.45~~
 323 unless:

324 1. The student is enrolled full time in the early
 325 admission program of an eligible postsecondary education
 326 institution or completes a home education program according to
 327 s. 1002.41; or

328 2. The student earns a high school diploma from a non-
 329 Florida school while living with a parent or guardian who is on
 330 military or public service assignment away from Florida.

331 (c) Be accepted by and enroll in an eligible Florida
 332 public or independent postsecondary education institution.

333 ~~(d) Be enrolled for at least 6 semester credit hours or~~
 334 ~~the equivalent in quarter hours or clock hours.~~



335 ~~(d)(e)~~ Not have been found guilty of, or plead nolo
336 contendere to, a felony charge, unless the student has been
337 granted clemency by the Governor and Cabinet sitting as the
338 Executive Office of Clemency.

339 ~~(e)(f)~~ Apply for a scholarship from the program by high
340 school graduation.

341 (f) Beginning with initial scholarships to be issued for
342 the 2004-2005 academic year, submit to the United States
343 Department of Education a completed Free Application for Federal
344 Student Aid.

345 (2) A student is eligible to accept an initial scholarship
346 award for 3 years following high school graduation and to accept
347 a renewal of the scholarship award for 7 years following high
348 school graduation. A student who applies for a Florida Bright
349 Futures Scholarship an award by high school graduation and who
350 meets all other eligibility requirements, but who does not
351 accept his or her scholarship award, may reinstate reapply
352 during subsequent application periods up to 3 years after high
353 school graduation. For a student who enlists in the United
354 States Armed Forces directly out of high school, the 3-year
355 eligibility period for initial use of the scholarship and the 7-
356 year renewal period shall begin upon the date of the student's
357 separation from active duty. For a student who is receiving a
358 Florida Bright Futures Scholarship and who discontinues his or
359 her education to enlist in the United States Armed Forces, the
360 remainder of the student's 7-year renewal period shall commence
361 upon the date of the student's separation from active duty. To
362 be eligible for the extension of periods for initial use and



363 renewal of a Florida Bright Futures Scholarship pursuant to this
364 subsection, a student must have been discharged or released from
365 active duty under conditions other than dishonorable.

366 (3) For purposes of calculating the grade point average to
367 be used in determining initial eligibility for a Florida Bright
368 Futures Scholarship, the department shall assign additional
369 weights to grades earned in the following courses:

370 (a) Courses identified in the course code directory as
371 Advanced Placement, pre-International Baccalaureate, ~~or~~
372 International Baccalaureate, International General Certificate
373 of Secondary Education, or Advanced International Certificate of
374 Education.

375 (b) Courses designated as academic dual enrollment courses
376 in the statewide course numbering system.

377
378 The department may assign additional weights to courses, other
379 than those described in paragraphs (a) and (b), that are
380 identified by the Department of Education as containing rigorous
381 academic curriculum and performance standards. The additional
382 weight assigned to a course pursuant to this subsection shall
383 not exceed 0.5 per course. The weighted system shall be
384 developed and distributed to all high schools in the state prior
385 to January 1, 1998. The department may determine a student's
386 eligibility status during the senior year before graduation and
387 may inform the student of the scholarship award ~~award~~ at that time.

388 (4) Each school district shall annually provide to each
389 high school student a complete and accurate Florida Bright
390 Futures Scholarship Evaluation Report and Key. The report shall



391 be disseminated at the beginning of each school year. The report
392 must include all high school coursework attempted, the number of
393 credits earned toward each type of scholarship ~~award~~, and the
394 calculation of the grade point average for each scholarship
395 ~~award~~. The report must also identify all requirements not met
396 per scholarship ~~award~~, including the grade point average
397 requirement, as well as identify the scholarships ~~awards~~ for
398 which the student has met the academic requirements. The student
399 report cards must contain a disclosure that the grade point
400 average calculated for purposes of the Florida Bright Futures
401 Scholarship Program may differ from the grade point average on
402 the report card.

403 (5) A student who wishes to qualify for a particular
404 scholarship ~~award~~ within the Florida Bright Futures Scholarship
405 Program, but who does not meet all of the requirements for that
406 level of scholarship ~~award~~, may, nevertheless, receive the
407 scholarship ~~award~~ if the principal of the student's school or
408 the district superintendent verifies that the deficiency is
409 caused by the fact that school district personnel provided
410 inaccurate or incomplete information to the student. The school
411 district must provide a means for the student to correct the
412 deficiencies and the student must correct them, either by
413 completing comparable work at the postsecondary institution or
414 by completing a directed individualized study program developed
415 and administered by the school district. If the student does not
416 complete the requirements by December 31 immediately following
417 high school graduation, the student is ineligible to participate
418 in the program.



419 Section 7. Section 1009.532, Florida Statutes, is amended
 420 to read:

421 1009.532 Florida Bright Futures Scholarship Program;
 422 student eligibility requirements for renewal of a scholarship
 423 ~~awards~~.--

424 (1) To be eligible to renew a scholarship from any of the
 425 three types of scholarships under the Florida Bright Futures
 426 Scholarship Program, a student must:

427 (a) Complete at least 12 semester credit hours or the
 428 equivalent for each term in the last academic year in which the
 429 student earned a scholarship or a prorated number of hours if
 430 the student received a scholarship for less than full-time
 431 enrollment.

432 (b) Maintain the cumulative grade point average required
 433 by the scholarship program, except that:

434 1. If a recipient's grades fall beneath the average
 435 required to renew a Florida Academic Scholarship, but are
 436 sufficient to renew a Florida Medallion Scholarship ~~or a Florida~~
 437 ~~Gold Seal Vocational Scholarship~~, the Department of Education
 438 may grant a renewal as a Florida Medallion Scholarship ~~from one~~
 439 ~~of those other scholarship programs~~, if the student meets the
 440 renewal eligibility requirements; or

441 2. If, at any time during the eligibility period, a
 442 student's grades are insufficient to renew the scholarship, the
 443 student may restore eligibility by improving the grade point
 444 average to the required level. A student is eligible for such a
 445 restoration ~~reinstatement~~ only once. The Legislature encourages
 446 education institutions to assist students to calculate whether



447 or not it is possible to raise the grade point average during
448 the summer term. If the institution determines that it is
449 possible, the education institution may so inform the
450 department, which may reserve the student's scholarship ~~award~~ if
451 funds are available. The renewal of the scholarship, however,
452 must not be granted until the student achieves the required
453 cumulative grade point average. If the summer term is not
454 sufficient to raise the grade point average to the required
455 renewal level, the student's next opportunity for restoration of
456 the scholarship ~~renewal~~ is the fall semester of the following
457 academic year.

458 (2)(a) A student who received his or her initial Florida
459 Bright Futures Scholarship prior to the 2003-2004 academic year
460 and is enrolled in a program that terminates in an associate
461 degree or a baccalaureate degree may receive a scholarship ~~an~~
462 ~~award~~ for a maximum of 110 percent of the number of credit hours
463 required to complete the program. A student who received his or
464 her initial Florida Bright Futures Scholarship prior to the
465 2003-2004 academic year and is enrolled in a program that
466 terminates in a technical certificate may receive a scholarship
467 ~~an award~~ for a maximum of 110 percent of the credit hours or
468 clock hours required to complete the program up to 90 credit
469 hours. A student who transfers from one of these program levels
470 to another becomes eligible for the higher of the two credit
471 hour limits.

472 (b) Beginning with students who receive an initial Florida
473 Bright Futures Scholarship in the 2003-2004 academic year and
474 thereafter, a student who is enrolled in a program that



475 terminates in an associate degree or a baccalaureate degree may
476 receive a scholarship for the number of credit hours required to
477 complete the program and a student who is enrolled in a program
478 that terminates in a technical certificate may receive a
479 scholarship for the number of credit hours or clock hours
480 required to complete the program up to 90 credit hours. A
481 student who transfers from one of these program levels to
482 another becomes eligible for the higher of the two credit hour
483 limits.

484 Section 8. Section 1009.534, Florida Statutes, is amended
485 to read:

486 1009.534 Florida Academic Scholarship ~~Scholars award~~.--

487 (1) A student is eligible for a Florida Academic
488 Scholarship ~~Scholars award~~ if the student meets the general
489 eligibility requirements for the Florida Bright Futures
490 Scholarship Program and the student:

491 (a) Has achieved a 3.5 weighted grade point average as
492 calculated pursuant to s. 1009.531, or its equivalent, in high
493 school courses that are designated by the State Board of
494 Education as college-preparatory academic courses; and has
495 attained at least a score of 1270 ~~the score identified by rules~~
496 ~~of the State Board of Education~~ on the combined verbal and
497 quantitative parts of the ~~Scholastic Aptitude Test, the~~
498 ~~Scholastic Assessment Test, or the recentered~~ Scholastic
499 Assessment Test of the College Entrance Examination, or an
500 equivalent score on the ACT Assessment Program or an equivalent
501 examination as determined by the State Board of Education; or



502 (b) Has attended a home education program pursuant
503 ~~according~~ to s. 1002.41 during grades 11 and 12 or has completed
504 the International Baccalaureate curriculum but failed to earn
505 the International Baccalaureate Diploma or has completed the
506 Advanced International Certificate of Education curriculum but
507 failed to earn the Advanced International Certificate of
508 Education Diploma, and has attained at least the score
509 identified by rules of the State Board ~~Department~~ of Education
510 on the combined verbal and quantitative parts of the ~~Scholastic~~
511 ~~Aptitude Test, the Scholastic Assessment Test, or the recentered~~
512 Scholastic Assessment Test of the College Entrance Examination,
513 or an equivalent score on the ACT Assessment Program or an
514 equivalent examination; or

515 (c) Has been awarded an International Baccalaureate
516 Diploma from the International Baccalaureate Office; or

517 (d) Has been recognized by the merit or achievement
518 programs of the National Merit Scholarship Corporation as a
519 scholar or finalist; or

520 (e) Has been recognized by the National Hispanic
521 Recognition Program as a scholar recipient; or

522 (f) Has been awarded an Advanced International Certificate
523 of Education Diploma from the University of Cambridge
524 International Examinations Office.

525
526 A student must complete a program of community service work, as
527 approved by the district school board or the administrators of a
528 nonpublic school, which shall include a minimum of 75 hours of
529 service work and require the student to identify a social



530 problem that interests him or her, develop a plan for his or her
531 personal involvement in addressing the problem, and, through
532 papers or other presentations, evaluate and reflect upon his or
533 her experience.

534 (2) A Florida Academic Scholar who is enrolled in a public
535 postsecondary education institution is eligible for a
536 scholarship that covers 100 percent of tuition and fees plus an
537 award equal to the amount required to pay tuition, fees, and
538 \$600 for college-related expenses annually. For purposes of this
539 scholarship, the term "fees" includes the following fees:
540 financial aid fee; capital improvement fee; building fee;
541 Capital Improvement Trust Fund fee; activity and service fee;
542 health fee; athletic fee; and lab fees not to exceed \$300 per
543 term. A student who is enrolled in a nonpublic postsecondary
544 education institution is eligible for a scholarship an award
545 equal to the amount that the state provides as a Florida
546 Academic Scholars Bright Futures subsidy to would be required to
547 pay for the average tuition and fees of a public postsecondary
548 education institution at the comparable level, plus the annual
549 \$600. A student who is enrolled in a public postsecondary
550 education institution and chooses to receive the Florida Bright
551 Futures Scholarship as a cash payment for expenses associated
552 with postsecondary education is eligible for the amount of the
553 Florida Bright Futures subsidy the state provides the public
554 postsecondary education institution that the student attends.

555 (3) Notwithstanding the provisions of subsection (2) and
556 effective with scholarships for the 2007-2008 academic year and
557 thereafter, the Legislature shall establish in the General



558 Appropriations Act the amount a student shall receive for a
559 Florida Academic Scholarship.

560 (4)(3) To be eligible to renew ~~for a renewal award as a~~
561 Florida Academic Scholarship Scholar, a student must maintain
562 the equivalent of a cumulative grade point average of 3.0 on a
563 4.0 scale for all postsecondary education coursework attempted
564 with an opportunity for one restoration reinstatement as
565 provided in this chapter.

566 (5)(4) In each school district, the Florida Academic
567 Scholar with the highest academic ranking as determined by the
568 department shall receive an additional ~~award of~~ \$1,500 for
569 college-related expenses, ~~-. This award must be funded from the~~
570 Florida Bright Futures Scholarship Program.

571 (6) Notwithstanding the provisions of subsection (2)
572 regarding award amount and for the 2003-2004 fiscal year only,
573 recipients of Florida Bright Futures Scholarships shall pay the
574 difference between the subsidy specified in Specific
575 Appropriation 2 of the 2003 General Appropriations Act, or
576 similar legislation, and the tuition established under the
577 authority of the state university and community college boards
578 of trustees. Florida Bright Futures Scholarship recipients
579 choosing to attend eligible private institutions shall receive
580 an amount equivalent to the subsidy paid to public institutions.
581 This subsection expires June 30, 2004.

582 Section 9. Section 1009.535, Florida Statutes, is amended
583 to read:

584 1009.535 Florida Medallion Scholarship ~~Scholars award~~.--



585 (1) Except as otherwise provided in this section, a
586 student is eligible for a Florida Medallion Scholarship ~~Scholars~~
587 ~~award~~ if the student meets the general eligibility requirements
588 for the Florida Bright Futures Scholarship Program and the
589 student:

590 (a) Has achieved a weighted grade point average of 3.0 as
591 calculated pursuant to s. 1009.531, or the equivalent, in high
592 school courses that are designated by the State Board of
593 Education as college-preparatory academic courses; and has
594 attained at least the score identified by rules of the State
595 Board of Education on the combined verbal and quantitative parts
596 of the Scholastic Aptitude Test, the Scholastic Assessment Test,
597 or the recentered Scholastic Assessment Test of the College
598 Entrance Examination, or an equivalent score on the ACT
599 Assessment Program; or

600 (b) Has attended a home education program pursuant
601 ~~according~~ to s. 1002.41 during grades 11 and 12 or has completed
602 the International Baccalaureate curriculum but failed to earn
603 the International Baccalaureate Diploma or has completed the
604 Advanced International Certificate of Education curriculum but
605 failed to earn the Advanced International Certificate of
606 Education Diploma, and has attained at least the score
607 identified by rules of the State Board ~~Department~~ of Education
608 on the combined verbal and quantitative parts of the Scholastic
609 Aptitude Test, the Scholastic Assessment Test, or the recentered
610 Scholastic Assessment Test of the College Entrance Examination,
611 or an equivalent score on the ACT Assessment Program; or



612 (c) Has been recognized by the merit or achievement
613 program of the National Merit Scholarship Corporation as a
614 scholar or finalist but has not completed a program of community
615 service as provided in s. 1009.534; or

616 (d) Has been recognized by the National Hispanic
617 Recognition Program as a scholar, but has not completed a
618 program of community service as provided in s. 1009.534.

619 (2) A Florida Medallion Scholar is eligible for a
620 scholarship that covers an award equal to the amount required to
621 pay 75 percent of tuition and fees, if the student is enrolled
622 in a public postsecondary education institution. For purposes of
623 this scholarship, the term "fees" includes the following fees:
624 financial aid fee; capital improvement fee; building fee;
625 Capital Improvement Trust Fund fee; activity and service fee;
626 health fee; athletic fee; and lab fees not to exceed \$300 per
627 term. A student who is enrolled in a nonpublic postsecondary
628 education institution is eligible for a scholarship an award
629 equal to the amount that the state provides as a Florida
630 Medallion Scholars Bright Futures subsidy to would be required
631 to pay 75 percent of the tuition and fees of a public
632 postsecondary education institution at the comparable level. A
633 student who is enrolled in a public postsecondary education
634 institution and chooses to receive the Florida Bright Futures
635 Scholarship as a cash payment for expenses associated with
636 postsecondary education is eligible for the amount of the
637 Florida Bright Futures subsidy the state provides the public
638 postsecondary education institution that the student attends.



639 (3) Notwithstanding the provisions of subsection (2) and
640 effective with scholarships for the 2007-2008 academic year and
641 thereafter, the Legislature shall establish in the General
642 Appropriations Act the amount a student shall receive for a
643 Florida Medallion Scholarship.

644 (4)~~(3)~~ To be eligible to renew ~~for a renewal award as a~~
645 Florida Medallion Scholarship Scholar, a student must maintain
646 the equivalent of a cumulative grade point average of 2.75 on a
647 4.0 scale for all postsecondary education coursework attempted
648 with an opportunity for restoration reinstatement one time as
649 provided in this chapter.

650 (5) Notwithstanding the provisions relating to test scores
651 in paragraphs (1)(a) and (b), beginning with initial Florida
652 Medallion Scholarships for the 2007-2008 academic year and
653 thereafter, a student who has completed a college-preparatory
654 curriculum must score a minimum of 1050 on the combined verbal
655 and quantitative parts of the Scholastic Assessment Test of the
656 College Entrance Examination, or an equivalent score on the ACT
657 Assessment Program or an equivalent examination as determined by
658 the State Board of Education, to satisfy the test score
659 requirement for a scholarship pursuant to this section. A
660 student who is unable to document completion of a college-
661 preparatory curriculum must score a minimum of 1150 on the
662 combined verbal and quantitative parts of the Scholastic
663 Assessment Test of the College Entrance Examination, or an
664 equivalent score on the ACT Assessment Program or an equivalent
665 examination as determined by the State Board of Education, to



666 satisfy the test score requirement for a scholarship pursuant to
667 this section.

668 (6) Notwithstanding the provisions of subsection (2)
669 regarding award amount and for the 2003-2004 fiscal year only,
670 recipients of Florida Bright Futures Scholarships shall pay the
671 difference between the subsidy specified in Specific
672 Appropriation 2 of the 2003 General Appropriations Act, or
673 similar legislation, and the tuition established under the
674 authority of the state university and community college boards
675 of trustees. Florida Bright Futures Scholarship recipients
676 choosing to attend eligible private institutions shall receive
677 an amount equivalent to the subsidy paid to public institutions.
678 This subsection expires June 30, 2004.

679 Section 10. Section 1009.536, Florida Statutes, is amended
680 to read:

681 1009.536 Florida Gold Seal Vocational Scholarship ~~Scholars~~
682 ~~award~~.--The Florida Gold Seal Vocational Scholarship ~~Scholars~~
683 ~~award~~ is created within the Florida Bright Futures Scholarship
684 Program to recognize and reward academic achievement and career
685 and technical preparation by high school students who wish to
686 continue their education. Beginning with the fall term of the
687 2007-2008 academic year, a Florida Gold Seal Vocational
688 Scholarship may not be used at a baccalaureate degree granting
689 institution, other than a community college as defined in s.
690 1000.21 that has been authorized to offer baccalaureate degrees
691 pursuant to s. 1004.73 or s. 1007.33, unless the scholarship is
692 a renewal of a scholarship issued prior to that term or the
693 student is enrolled in a program that has been identified by the



694 State Board of Education as a program that serves as a
695 continuation of a specific secondary or postsecondary career and
696 technical program or a job-preparatory career education program
697 as described in paragraph (1)(a). The State Board of Education
698 shall publish a list of such programs no later than December 31,
699 2004.

700 (1) A student is eligible for a Florida Gold Seal
701 Vocational Scholarship ~~Scholars award~~ if the student meets the
702 general eligibility requirements for the Florida Bright Futures
703 Scholarship Program and the student:

704 (a) Completes the secondary school portion of a sequential
705 program of studies that requires at least three secondary school
706 career and technical credits taken over at least 2 academic
707 years, and is continued in a planned, related postsecondary
708 education program. If the student's school does not offer such a
709 two-plus-two or tech-prep program, the student must complete a
710 job-preparatory career education program selected by the
711 Workforce Estimating Conference or Workforce Florida, Inc., for
712 its ability to provide high-wage employment in an occupation
713 with high potential for employment opportunities. On-the-job
714 training may not be substituted for any of the three required
715 career and technical credits.

716 (b) Demonstrates readiness for postsecondary education by
717 earning a passing score on the Florida College Entry Level
718 Placement Test or its equivalent as identified by the Department
719 of Education.

720 (c) Earns a minimum cumulative weighted grade point
721 average of 3.0, as calculated pursuant to s. 1009.531, on all



722 subjects required for a standard high school diploma, excluding
723 elective courses.

724 (d) Earns a minimum unweighted grade point average of 3.5
725 on a 4.0 scale for secondary career and technical courses
726 comprising the career and technical program.

727 (2) A Florida Gold Seal Vocational Scholar is eligible for
728 a scholarship that covers an award equal to the amount required
729 to pay 75 percent of tuition and fees, if the student is
730 enrolled in a public postsecondary education institution. For
731 purposes of this scholarship, the term "fees" includes the
732 following fees: financial aid fee; capital improvement fee;
733 building fee; Capital Improvement Trust Fund fee; activity and
734 service fee; health fee; athletic fee; and lab fees not to
735 exceed \$300 per term. A student who is enrolled in a nonpublic
736 postsecondary education institution is eligible for a
737 scholarship an award equal to the amount that the state provides
738 as a Florida Gold Seal Vocational Scholars Bright Futures
739 subsidy to would be required to pay 75 percent of the tuition
740 and mandatory fees of a public postsecondary education
741 institution at the comparable level. A student who is enrolled
742 in a public postsecondary education institution and chooses to
743 receive the Florida Bright Futures Scholarship as a cash payment
744 for expenses associated with postsecondary education is eligible
745 for the amount of the Florida Bright Futures subsidy the state
746 provides the public postsecondary education institution that the
747 student attends.

748 (3) Notwithstanding the provisions of subsection (2) and
749 effective with scholarships for the 2007-2008 academic year and



750 thereafter, the Legislature shall establish in the General
751 Appropriations Act the amount a student shall receive for a
752 Florida Gold Seal Vocational Scholarship.

753 ~~(4)(3)~~ To renew ~~be eligible for a renewal award as a~~
754 Florida Gold Seal Vocational Scholarship Scholar, a student must
755 maintain the equivalent of a cumulative grade point average of
756 2.75 on a 4.0 scale for all postsecondary education coursework
757 attempted with an opportunity for restoration ~~reinstatement~~ one
758 time as provided in this chapter.

759 ~~(5)(a)(4)~~ A student who received his or her initial
760 Florida Gold Seal Vocational Scholarship prior to the 2003-2004
761 academic year may earn a Florida Gold Seal Vocational
762 Scholarship for 110 percent of the number of credit hours
763 required to complete the program, up to 90 credit hours or the
764 equivalent. ~~A Florida Gold Seal Scholar who has a cumulative~~
765 ~~grade point average of 2.75 in all postsecondary education work~~
766 ~~attempted may apply for a Florida Medallion Scholars award at~~
767 ~~any renewal period. All other provisions of that program apply,~~
768 ~~and the credit-hour limitation must be calculated by subtracting~~
769 ~~from the student's total eligibility the number of credit hours~~
770 ~~the student attempted while earning the Gold Seal Vocational~~
771 ~~Scholarship.~~

772 (b) Beginning with students who receive an initial Florida
773 Gold Seal Vocational Scholarship in the 2003-2004 academic year
774 and thereafter, a student may receive a Florida Gold Seal
775 Vocational Scholarship for the number of credit hours or clock
776 hours required to complete the program up to 90 credit hours.



777 (6) Upon successful completion of an associate degree
778 program or admission to the upper division of a state
779 university, or the equivalent as determined by the State Board
780 of Education, a Florida Gold Seal Vocational Scholar who meets
781 the scholarship renewal criteria in subsection (4) and enrolls
782 in a baccalaureate degree program at an eligible postsecondary
783 education institution is eligible to transfer to the Florida
784 Medallion Scholarship component of the Florida Bright Futures
785 Scholarship Program. Other than initial eligibility criteria,
786 all other provisions of that component apply.

787 (7) Notwithstanding the provisions of subsection (2)
788 regarding award amount and for the 2003-2004 fiscal year only,
789 recipients of Florida Bright Futures Scholarships shall pay the
790 difference between the subsidy specified in Specific
791 Appropriation 2 of the 2003 General Appropriations Act, or
792 similar legislation, and the tuition established under the
793 authority of the state university and community college boards
794 of trustees. Florida Bright Futures Scholarship recipients
795 choosing to attend eligible private institutions shall receive
796 an amount equivalent to the subsidy paid to public institutions.
797 This subsection expires June 30, 2004.

798 Section 11. Section 1009.5365, Florida Statutes, is
799 created to read:

800 1009.5365 Florida Bright Futures Scholarship subsidy to
801 public postsecondary education institutions.--

802 (1) Beginning with the 2003-2004 fiscal year, the state
803 shall provide a Florida Bright Futures subsidy from the
804 Educational Enhancement Trust Fund to public postsecondary



805 education institutions for each Florida Bright Futures
806 Scholarship recipient attending the institution.

807 (2) The amount of the subsidy per term for full-time
808 enrollment shall be established in the General Appropriations
809 Act. The subsidy shall be prorated for students who attend less
810 than full time. The subsidy for a student who enrolls for 9 to
811 11 semester credit hours per term, or the equivalent in quarter
812 or contact hours, shall be three-quarters of the amount
813 specified in the General Appropriations Act. The subsidy for a
814 student who enrolls for 6 to 8 semester credit hours per term,
815 or the equivalent in quarter or contact hours, shall be one-half
816 of the amount specified in the General Appropriations Act.

817 (3) To assist public postsecondary education institutions
818 in planning and budgeting, the amount of each Florida Bright
819 Futures subsidy set in the General Appropriations Act shall be
820 no less than the amount set in the General Appropriations Act
821 the prior year.

822 (4) The Department of Education shall distribute the
823 Florida Bright Futures subsidy to each public postsecondary
824 education institution upon certification from the institution of
825 the Florida Bright Futures Scholarship recipients enrolled and
826 in attendance at the institution. The certification must include
827 sufficient information to permit the department to prorate the
828 subsidies for students who attend less than full time.

829 (5) The State Board of Education may adopt rules pursuant
830 to ss. 120.536(1) and 120.54 to implement provisions of this
831 section.



832 Section 12. (1) It is the intent of the Legislature to
833 preserve full access to the Florida Prepaid College Program for
834 all of Florida's citizens while balancing the need to adequately
835 fund Florida's system of higher education. The Legislature finds
836 that the Florida Prepaid College Program is the largest such
837 program in the nation and that the fiscal integrity of the
838 program must be maintained to ensure that all of Florida's
839 citizens have access to Florida's system of higher education.
840 The Legislature further finds that an accurate estimate of the
841 Florida Prepaid College Trust Fund revenues is needed for the
842 state planning and budgeting system.

843 (2) No later than October 30, 2003, the Revenue Estimating
844 Conference shall make a report to the Governor, the President of
845 the Senate, and the Speaker of the House of Representatives
846 concerning the economic and demographic assumptions upon which
847 the annual comprehensive actuarial adequacy report for the
848 Florida Prepaid College Program is based. The report shall also
849 examine the assumptions used to determine the price of program
850 contracts. The report shall include recommendations to ensure
851 the long-term viability of the program, which may include
852 recommendations to modify the assumptions upon which the
853 program's fiscal soundness and contract prices are based.

854 Section 13. Sections 1009.538 and 1009.539, Florida
855 Statutes, are repealed.

856 Section 14. The State Board of Education shall recommend
857 to the Legislature by December 31, 2003, a plan that provides
858 for increased tuition and reduced funding for credit hours taken
859 by a student when such credit hours exceed the number of credit



860 hours required for completion of the diploma, certificate, or
861 degree program in which the student is enrolled. The degree
862 programs addressed in the plan must include the associate,
863 baccalaureate, graduate, and professional levels.

864 Section 15. Subsection (5) of section 1002.41, Florida
865 Statutes, is amended to read:

866 1002.41 Home education programs.--

867 (5) Home education students may participate in the Bright
868 Futures Scholarship Program in accordance with the provisions of
869 chapter 1009 ~~ss. 1009.53-1009.539~~.

870 Section 16. This act shall take effect July 1, 2003.

871