

Bill No. HB 319, 1st Eng.

Amendment No. ____ Barcode 841586

CHAMBER ACTION

Senate

House

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Senator Diaz de la Portilla moved the following amendment:

Senate Amendment (with title amendment)

Between lines 757 and 758,

insert:

Section 18. Present subsection (11) of section 1009.21, Florida Statutes, is renumbered as subsection (12) and a new subsection (11) is added to that section to read:

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

(11) A student, other than a nonimmigrant alien within the meaning of Title 8 U.S.C. s. 1101(a)(15), who meets all of the following requirements shall be exempt from paying nonresident tuition at community colleges and state universities:

(a) Has resided in Florida with a parent as defined in paragraph (1)(d) for at least 3 consecutive years immediately preceding the date the student received a high school diploma

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1 or its equivalent and has attended a Florida high school for
2 at least 3 consecutive school years during such time.

3 (b) Has provided to a community college or a state
4 university an affidavit stating that the student will file an
5 application to become a permanent resident of the United
6 States at the earliest opportunity he or she is eligible to do
7 so.

8 Section 19. For the purpose of incorporating the
9 amendment to section 1009.21, Florida Statutes, in a reference
10 thereto, paragraph (a) of subsection (1) of section 1009.40,
11 Florida Statutes, is reenacted to read:

12 1009.40 General requirements for student eligibility
13 for state financial aid.--

14 (1)(a) The general requirements for eligibility of
15 students for state financial aid awards consist of the
16 following:

17 1. Achievement of the academic requirements of and
18 acceptance at a state university or community college; a
19 nursing diploma school approved by the Florida Board of
20 Nursing; a Florida college, university, or community college
21 which is accredited by an accrediting agency recognized by the
22 State Board of Education; any Florida institution the credits
23 of which are acceptable for transfer to state universities;
24 any technical center; or any private technical institution
25 accredited by an accrediting agency recognized by the State
26 Board of Education.

27 2. Residency in this state for no less than 1 year
28 preceding the award of aid for a program established pursuant
29 to s. 1009.50, s. 1009.51, s. 1009.52, s. 1009.53, s. 1009.54,
30 s. 1009.56, s. 1009.57, s. 1009.60, s. 1009.62, s. 1009.63, s.
31 1009.68, s. 1009.72, s. 1009.73, s. 1009.76, s. 1009.77, or s.

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1 1009.89. Residency in this state must be for purposes other
 2 than to obtain an education. Resident status for purposes of
 3 receiving state financial aid awards shall be determined in
 4 the same manner as resident status for tuition purposes
 5 pursuant to s. 1009.21 and rules of the State Board of
 6 Education.

7 3. Submission of certification attesting to the
 8 accuracy, completeness, and correctness of information
 9 provided to demonstrate a student's eligibility to receive
 10 state financial aid awards. Falsification of such information
 11 shall result in the denial of any pending application and
 12 revocation of any award currently held to the extent that no
 13 further payments shall be made. Additionally, students who
 14 knowingly make false statements in order to receive state
 15 financial aid awards shall be guilty of a misdemeanor of the
 16 second degree subject to the provisions of s. 837.06 and shall
 17 be required to return all state financial aid awards
 18 wrongfully obtained.

19
 20 (Redesignate subsequent sections.)

21
 22
 23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 On line 58, after the semicolon,

26
 27 insert:

28 amending s. 1009.21, F.S.; providing an
 29 exemption from payment of nonresident tuition
 30 at community colleges and state universities
 31 for certain students meeting eligibility

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1 criteria; reenacting s. 1009.40(1)(a), F.S.,
2 relating to general requirements for
3 eligibility for state financial aid, to
4 incorporate the amendment to s. 1009.21, F.S.,
5 in a reference;

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