

By the Committee on Education; and Senator Jones

304-2136-04

1 A bill to be entitled
2 An act relating to community college student
3 fees; amending s. 1009.23, F.S.; revising the
4 amount of the fee for capital improvements,
5 technology enhancements, or equipping student
6 buildings; revising the allocation for certain
7 child care centers; providing an effective
8 date.

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

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12 Section 1. Subsection (11) of section 1009.23, Florida
13 Statutes, is amended to read:

14 1009.23 Community college student fees.--

15 (11) Each community college board of trustees may
16 establish a separate fee for capital improvements, technology
17 enhancements, or equipping student buildings which may not
18 exceed 10 percent of tuition for resident students or 10
19 percent of the sum of tuition and out-of-state fees for
20 nonresident students. The fee for resident students shall be
21 limited to an increase of \$2 per credit hour over the prior
22 year\$1 per credit hour or credit-hour equivalent for
23 ~~residents and which equals or exceeds \$3 per credit hour for~~
24 ~~nonresidents.~~ Funds collected by community colleges through
25 these fees may be bonded only for the purpose of financing or
26 refinancing new construction and equipment, renovation, or
27 remodeling of educational facilities. The fee shall be
28 collected as a component part of the tuition and fees, paid
29 into a separate account, and expended only to construct and
30 equip, maintain, improve, or enhance the educational
31 facilities of the community college. Projects funded through

1 the use of the capital improvement fee shall meet the survey
2 and construction requirements of chapter 1013. Pursuant to s.
3 216.0158, each community college shall identify each project,
4 including maintenance projects, proposed to be funded in whole
5 or in part by such fee. Capital improvement fee revenues may
6 be pledged by a board of trustees as a dedicated revenue
7 source to the repayment of debt, including lease-purchase
8 agreements and revenue bonds, with a term not to exceed 20
9 years, and not to exceed the useful life of the asset being
10 financed, only for the new construction and equipment,
11 renovation, or remodeling of educational facilities. Community
12 colleges shall ~~may~~ use the services of the Division of Bond
13 Finance of the State Board of Administration to issue any
14 bonds authorized through the provisions of this subsection.
15 Any such bonds issued by the Division of Bond Finance shall be
16 in compliance with the provisions of the State Bond Act. Bonds
17 issued pursuant to the State Bond Act shall be validated in
18 the manner provided by chapter 75. The complaint for such
19 validation shall be filed in the circuit court of the county
20 where the seat of state government is situated, the notice
21 required to be published by s. 75.06 shall be published only
22 in the county where the complaint is filed, and the complaint
23 and order of the circuit court shall be served only on the
24 state attorney of the circuit in which the action is pending.
25 A maximum of 15 percent ~~cents per credit hour~~ may be allocated
26 from the capital improvement fee for child care centers
27 conducted by the community college.

28 Section 2. This act shall take effect upon becoming a
29 law.
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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 2212

The Committee Substitute requires all community colleges to use the Division of Bond Finance of the State Board of Administration to issue any bonds authorized to be financed from the community college capital improvements, technology enhancements, or equipping student buildings fee.