

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Education Appropriations
 2 Subcommittee

3 Representative O'Toole offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove lines 1827-1949 and insert:

7 (d) ~~(e)~~ Effective July 1, 2012 ~~2011~~, for programs leading
 8 to a career certificate or an applied technology diploma, the
 9 standard tuition shall be \$2.33 ~~\$2.22~~ per contact hour for
 10 residents and nonresidents and the out-of-state fee shall be
 11 \$6.99 ~~\$6.66~~ per contact hour. For adult general education
 12 programs, a block tuition of \$45 per half year or \$30 per term
 13 shall be assessed for residents and nonresidents, and the out-
 14 of-state fee shall be \$135 per half year or \$90 per term. Each
 15 district school board and Florida College System institution
 16 board of trustees shall adopt policies and procedures for the
 17 collection of and accounting for the expenditure of the block
 18 tuition. All funds received from the block tuition shall be used
 19 only for adult general education programs. Students enrolled in

Amendment No.

20 adult general education programs may not be assessed the fees
21 authorized in subsection (5), subsection (6), or subsection (7).

22 ~~(e)-(d)~~ Beginning with the 2008-2009 fiscal year and each
23 year thereafter, the tuition and the out-of-state fee per
24 contact hour shall increase at the beginning of each fall
25 semester at a rate equal to inflation, unless otherwise provided
26 in the General Appropriations Act. The Office of Economic and
27 Demographic Research shall report the rate of inflation to the
28 President of the Senate, the Speaker of the House of
29 Representatives, the Governor, and the State Board of Education
30 each year before ~~prior to~~ March 1. For purposes of this
31 paragraph, the rate of inflation shall be defined as the rate of
32 the 12-month percentage change in the Consumer Price Index for
33 All Urban Consumers, U.S. City Average, All Items, or successor
34 reports as reported by the United States Department of Labor,
35 Bureau of Labor Statistics, or its successor for December of the
36 previous year. In the event the percentage change is negative,
37 the tuition and out-of-state fee shall remain at the same level
38 as the prior fiscal year.

39 ~~(f)-(e)~~ Each district school board and each Florida College
40 System institution board of trustees may adopt tuition and out-
41 of-state fees that may vary no more than 5 percent below and 5
42 percent above the combined total of the standard tuition and
43 out-of-state fees established in paragraph (d) (c).

44 ~~-(f)-~~ ~~The maximum increase in resident tuition for any~~
45 ~~school district or Florida College System institution during the~~
46 ~~2007-2008 fiscal year shall be 5 percent over the tuition~~
47 ~~charged during the 2006-2007 fiscal year.~~

Amendment No.

48 (g) The State Board of Education may adopt, by rule, the
49 definitions and procedures that district school boards and
50 Florida College System institution boards of trustees shall use
51 in the calculation of cost borne by students.

52 Section 32. Subsection (1), paragraph (b) of subsection
53 (2), paragraphs (a) and (b) of subsection (3), subsections (4),
54 (6) and (10) of section 1009.23, Florida Statutes, are amended
55 to read:

56 1009.23 Florida College System institution student fees.—

57 (1) Unless otherwise provided, this section applies only
58 to fees charged for college credit instruction leading to an
59 associate in arts degree, an associate in applied science
60 degree, an associate in science degree, or a baccalaureate
61 degree authorized pursuant to s. 1007.33, for noncollege credit
62 developmental education ~~college preparatory courses~~ defined in
63 s. 1004.02, and for educator preparation institute programs
64 defined in s. 1004.85.

65 (2)

66 (b) Tuition and out-of-state fees for upper-division
67 courses must reflect the fact that the Florida College System
68 institution has a less expensive cost structure than that of a
69 state university. Therefore, the board of trustees shall
70 establish tuition and out-of-state fees for upper-division
71 courses in baccalaureate degree programs approved pursuant to s.
72 1007.33 consistent with law and proviso language in the General
73 Appropriations Act. However, the board of trustees may ~~not~~ vary
74 tuition and out-of-state fees only as provided in subsection
75 (6) ~~(4)~~ and s. 1009.26(11).

Amendment No.

76 (3) (a) Effective July 1, 2012 ~~2011~~, for advanced and
77 professional, postsecondary vocational, developmental education
78 ~~college preparatory~~, and educator preparation institute
79 programs, the standard tuition shall be \$71.98 ~~\$68.56~~ per credit
80 hour for residents and nonresidents, and the out-of-state fee
81 shall be \$215.94 ~~\$205.82~~ per credit hour.

82 (3)

83 (b) Effective July 1, 2012 ~~2011~~, for baccalaureate degree
84 programs, the following tuition and fee rates shall apply:

85 1. The tuition shall be \$91.79 ~~\$87.42~~ per credit hour for
86 students who are residents for tuition purposes.

87 2. The sum of the tuition and the out-of-state fee per
88 credit hour for students who are nonresidents for tuition
89 purposes shall be no more than 85 percent of the sum of the
90 tuition and the out-of-state fee at the state university nearest
91 the Florida College System institution.

92 (4) (a) Each Florida College System institution board of
93 trustees shall establish tuition and out-of-state fees, which
94 may vary no more than 10 percent below and 15 percent above the
95 combined total of the standard tuition and fees established in
96 subsection (3).

97 (6) (a) A Florida College System institution board of
98 trustees that has a service area that borders another state may
99 implement a plan for a differential out-of-state fee.

100 (b) A Florida College System institution board of trustees
101 may establish a differential out-of-state fee for a student who
102 has been determined to be a nonresident for tuition purposes
103 pursuant to s. 1009.21 and is enrolled in a distance learning

Amendment No.

104 course offered by the institution. A differential out-of-state
105 fee established pursuant to this paragraph shall only be
106 applicable to distance learning courses and must be established
107 such that the sum of tuition and the differential out-of-state
108 fee is sufficient to defray the full cost of instruction.

109 (10) Each Florida College System institution board of
110 trustees is authorized to establish a separate fee for
111 technology, which may not exceed 5 percent of tuition per credit
112 hour or credit-hour equivalent for resident students and may not
113 exceed 5 percent of tuition and the out-of-state fee per credit
114 hour or credit-hour equivalent for nonresident students.
115 Revenues generated from the technology fee shall be used to
116 enhance instructional technology resources for students and
117 faculty. The technology fee may apply to both college credit and
118 developmental education ~~college preparatory instruction~~ and
119 shall not be included in any award under the Florida Bright
120 Futures Scholarship Program. Fifty percent of technology fee
121 revenues may be pledged by a Florida College System institution
122 board of trustees as a dedicated revenue source for the
123 repayment of debt, including lease-purchase agreements, not to
124 exceed the useful life of the asset being financed. Revenues
125 generated from the technology fee may not be bonded.

126 Section 33. Paragraphs (c) and (d) of subsection (1), and
127 subsection (2) of section 1009.25, Florida Statutes, are amended
128 to read:

129 1009.25 Fee exemptions.—

130 (1) The following students are exempt from the payment of
131 tuition and fees, including lab fees, at a school district that

Amendment No.

132 provides workforce education programs, Florida College System
133 institution, or state university:

134 (c) A student who is or was at the time he or she reached
135 18 years of age in the custody of the Department of Children and
136 Family Services or who, after spending at least 6 months in the
137 custody of the department after reaching 16 years of age, was
138 placed in a guardianship by the court. Such exemption includes
139 fees associated with enrollment in applied academics for adult
140 education ~~career-preparatory~~ instruction. The exemption remains
141 valid until the student reaches 28 years of age.

142 (d) A student who is or was at the time he or she reached
143 18 years of age in the custody of a relative under s. 39.5085 or
144 who was adopted from the Department of Children and Family
145 Services after May 5, 1997. Such exemption includes fees
146 associated with enrollment in applied academics for adult
147 education ~~career-preparatory~~ instruction. The exemption remains
148 valid until the student reaches 28 years of age.

149 (2) Each Florida College System institution is authorized
150 to grant student fee exemptions from all fees adopted by the
151 State Board of Education and the Florida College System
152 institution board of trustees for up to 54 ~~40~~ full-time
153 equivalent students or 1 percent of the institution's total
154 full-time-equivalent enrollment, whichever is greater, at each
155 institution.

156 Section 34. Subsection (11) is added to section 1009.26,
157 Florida Statutes, to read:

158 1009.26 Fee waivers.—

Amendment No.

159 (11) A Florida College System institution may waive any
160 portion of the tuition, the activity and service fee, the
161 financial aid fee, the technology fee, and the capital
162 improvement fee for the purpose of offering a baccalaureate
163 degree for state residents for which the cost of tuition and the
164 fees specified in this subsection does not exceed \$10,000 for
165 the entire degree program. Waivers provided pursuant to this
166 subsection shall be applicable for upper level courses not to
167 exceed 100% of the number of required credit hours of the
168 baccalaureate degree program for which the student is determined
169 eligible.

170

171

172

173

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

175

Remove lines 101-106 and insert:

176

amending s. 1009.22, F.S.; revising provisions relating to

177

residency determinations and fees for students in adult

178

education programs; amending s. 1009.23, F.S.; revising

179

provisions relating to tuition and fees for Florida College

180

System institution programs; amending s. 1009.25, conforming

181

provisions; amending s. 1009.26, F.S., revising provisions

182

relating to fee waivers for certain baccalaureate programs;

183

amending ss. 1009.28, 1009.40, and

184