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LEGISLATIVE ACTION

Senate

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House

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Floor: 1a/RE/2R

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04/30/2014 04:14 PM

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Senator Latvala moved the following:

1           **Senate Amendment to Amendment (319896) (with directory and**  
2 **title amendments)**

3  
4           Delete lines 262 - 324

5 and insert:

6 approval from the Board of Governors. However, beginning July 1,  
7 2014, the Board of Governors may only approve the establishment  
8 of or an increase in tuition differential for a state research  
9 university designated as a preeminent state research university  
10 pursuant to s. 1001.7065(3). The tuition differential shall  
11 promote improvements in the quality of undergraduate education



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12 and shall provide financial aid to undergraduate students who  
13 exhibit financial need.

14 (a) Seventy percent of the revenues from the tuition  
15 differential shall be expended for purposes of undergraduate  
16 education. Such expenditures may include, but are not limited  
17 to, increasing course offerings, improving graduation rates,  
18 increasing the percentage of undergraduate students who are  
19 taught by faculty, decreasing student-faculty ratios, providing  
20 salary increases for faculty who have a history of excellent  
21 teaching in undergraduate courses, improving the efficiency of  
22 the delivery of undergraduate education through academic  
23 advisement and counseling, and reducing the percentage of  
24 students who graduate with excess hours. This expenditure for  
25 undergraduate education may not be used to pay the salaries of  
26 graduate teaching assistants. Except as otherwise provided in  
27 this subsection, the remaining 30 percent of the revenues from  
28 the tuition differential, or the equivalent amount of revenue  
29 from private sources, shall be expended to provide financial aid  
30 to undergraduate students who exhibit financial need, including  
31 students who are scholarship recipients under s. 1009.984, to  
32 meet the cost of university attendance. This expenditure for  
33 need-based financial aid shall not supplant the amount of need-  
34 based aid provided to undergraduate students in the preceding  
35 fiscal year from financial aid fee revenues, the direct  
36 appropriation for financial assistance provided to state  
37 universities in the General Appropriations Act, or from private  
38 sources. The total amount of tuition differential waived under  
39 subparagraph (b)8. may be included in calculating the  
40 expenditures for need-based financial aid to undergraduate



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41 students required by this subsection. If the entire tuition and  
42 fee costs of resident students who have applied for and received  
43 Pell Grant funds have been met and the university has excess  
44 funds remaining from the 30 percent of the revenues from the  
45 tuition differential required to be used to assist students who  
46 exhibit financial need, the university may expend the excess  
47 portion in the same manner as required for the other 70 percent  
48 of the tuition differential revenues.

49 (b) Each tuition differential is subject to the following  
50 conditions:

51 1. The tuition differential may be assessed on one or more  
52 undergraduate courses or on all undergraduate courses at a state  
53 university.

54 2. The tuition differential may vary by course or courses,  
55 by campus or center location, and by institution. Each  
56 university board of trustees shall strive to maintain and  
57 increase enrollment in degree programs related to math, science,  
58 high technology, and other state or regional high-need fields  
59 when establishing tuition differentials by course.

60 3. For each state university that is designated as a  
61 preeminent state research university by the Board of Governors,  
62 pursuant to s. 1001.7065 ~~has total research and development~~  
63 ~~expenditures for all fields of at least \$100 million per year as~~  
64 ~~reported annually to the National Science Foundation,~~ the  
65 aggregate sum of tuition and the tuition differential may ~~not~~ be  
66 increased by no more than 6 ~~15~~ percent of the total charged for  
67 the aggregate sum of these fees in the preceding fiscal year.  
68 The tuition differential may be increased if the university  
69 meets or exceeds performance standard targets for that



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70 university established annually by the Board of Governors for  
71 the following performance standards, amounting to no more than a  
72 2-percent increase in the tuition differential for each  
73 performance standard:

74 a. An increase in the 6-year graduation rate for full-time,  
75 first-time-in-college students, as reported annually to the  
76 Integrated Postsecondary Education Data System.

77 b. An increase in the total annual research expenditures.

78 c. An increase in the total patents awarded by the United  
79 States Patent and Trademark Office for the most recent years.

80 ~~For each state university that has total research and~~  
81 ~~development expenditures for all fields of less than \$100~~  
82 ~~million per year as reported annually to the National Science~~  
83 ~~Foundation, the aggregate sum of tuition and the tuition~~  
84 ~~differential may not be increased by more than 15 percent of the~~  
85 ~~total charged for the aggregate sum of these fees in the~~  
86 ~~preceding fiscal year.~~

87 4. The aggregate sum of undergraduate tuition and fees per  
88 credit hour, including the tuition differential, may not exceed  
89 the national average of undergraduate tuition and fees at 4-year  
90 degree-granting public postsecondary educational institutions.

91 5. The tuition differential shall not be included in any  
92 award under the Florida Bright Futures Scholarship Program  
93 established pursuant to ss. 1009.53-1009.538.

94 6. Beneficiaries having prepaid tuition contracts pursuant  
95 to s. 1009.98(2)(b) which were in effect on July 1, 2007, and  
96 which remain in effect, are exempt from the payment of the  
97 tuition differential.

98 7. The tuition differential may not be charged to any



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99 student who was in attendance at the university before July 1,  
100 2007, and who maintains continuous enrollment.

101 8. The tuition differential may be waived by the university  
102 for students who meet the eligibility requirements for the  
103 Florida public student assistance grant established in s.  
104 1009.50.

105 9. Subject to approval by the Board of Governors, the  
106 tuition differential authorized pursuant to this subsection may  
107 take effect with the 2009 fall term.

108 (c) A university board of trustees may submit a proposal to  
109 the Board of Governors to implement a tuition differential for  
110 one or more undergraduate courses. At a minimum, the proposal  
111 shall:

112 1. Identify the course or courses for which the tuition  
113 differential will be assessed.

114 2. Indicate the amount that will be assessed for each  
115 tuition differential proposed.

116 3. Indicate the purpose of the tuition differential.

117 4. Indicate how the revenues from the tuition differential  
118 will be used.

119 5. Indicate how the university will monitor the success of  
120 the tuition differential in achieving the purpose for which the  
121 tuition differential is being assessed.

122 (d) The Board of Governors shall review each proposal and  
123 advise the university board of trustees of approval of the  
124 proposal, the need for additional information or revision to the  
125 proposal, or denial of the proposal. The Board of Governors  
126 shall establish a process for any university to revise a  
127 proposal or appeal a decision of the board.



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128           (e) The Board of Governors shall submit a report to the  
129 President of the Senate, the Speaker of the House of  
130 Representatives, and the Governor describing the implementation  
131 of the provisions of this subsection no later than February 1 of  
132 each year. The report shall summarize proposals received by the  
133 board during the preceding fiscal year and actions taken by the  
134 board in response to such proposals. In addition, the report  
135 shall provide the following information for each university that  
136 has been approved by the board to assess a tuition differential:

137           1. The course or courses for which the tuition differential  
138 was assessed and the amount assessed.

139           2. The total revenues generated by the tuition  
140 differential.

141           3. With respect to waivers authorized under subparagraph  
142 (b)8., the number of students eligible for a waiver, the number  
143 of students receiving a waiver, and the value of waivers  
144 provided.

145           4. Detailed expenditures of the revenues generated by the  
146 tuition differential.

147           5. Changes in retention rates, graduation rates, the  
148 percentage of students graduating with more than 110 percent of  
149 the hours required for graduation, pass rates on licensure  
150 examinations, the number of undergraduate course offerings, the  
151 percentage of undergraduate students who are taught by faculty,  
152 student-faculty ratios, and the average salaries of faculty who  
153 teach undergraduate courses.

154           (f) No state university shall be required to lower any  
155 tuition differential that was approved by the Board of Governors  
156 and in effect prior to January 1, 2009, in order to comply with



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157 the provisions of this subsection.

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159 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

160 And the directory clause is amended as follows:

161 Delete lines 176 - 177

162 and insert:

163 Section 4. Subsections (4) and (16) of section 1009.24,

164 Florida Statutes, are amended to read:

165

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

167 And the title is amended as follows:

168 Delete line 479

169 and insert:

170 rate equal to inflation; authorizing the Board of

171 Governors to approve the establishment of or an

172 increase in tuition differential for a state research

173 university designated as a preeminent state research

174 university; revising the annual