

1                   A bill to be entitled  
2           An act relating to postsecondary access and  
3           affordability; amending s. 446.021, F.S.; revising  
4           definitions relating to state apprenticeship and job-  
5           training programs; amending s. 446.032, F.S.;  
6           conforming provisions; amending s. 446.045, F.S.;  
7           revising criteria for certain appointments to the  
8           State Apprenticeship Advisory Council; amending s.  
9           446.081, F.S.; limiting applicability of state  
10          apprenticeship and job-training program requirements  
11          with respect to certain provisions for veterans,  
12          minority persons, and women; amending s. 446.091,  
13          F.S.; conforming provisions; amending s. 446.092,  
14          F.S.; revising criteria for apprenticeship  
15          occupations; amending s. 1001.7065, F.S.; specifying  
16          that the costs of instructional materials are not  
17          included in tuition for certain online degree  
18          programs; amending s. 1004.015, F.S.; revising the  
19          membership of the Higher Education Coordinating  
20          Council; creating s. 1004.084, F.S.; requiring the  
21          Board of Governors of the State University System and  
22          the State Board of Education to submit annual reports  
23          to the Governor and Legislature relating to college  
24          affordability; amending s. 1004.085, F.S.; revising  
25          provisions relating to textbook affordability to  
26          include instructional materials; defining the term

27 "instructional materials"; requiring Florida College  
28 System institution and state university boards of  
29 trustees to identify wide variances in the costs of,  
30 and in the frequency of changes in the selection of,  
31 textbooks and instructional materials for certain  
32 courses; requiring the boards of trustees to send  
33 identified courses to the academic department chairs  
34 for review; providing for legislative review and  
35 repeal of specified provisions; requiring  
36 postsecondary institutions to consult with certain  
37 school districts to identify certain practices;  
38 requiring cost-benefit analyses relating to textbooks  
39 and instructional materials; providing reporting  
40 requirements; amending s. 1004.92, F.S.; revising the  
41 program standards for career, adult, and community  
42 education programs; providing for rulemaking; amending  
43 s. 1009.23, F.S.; requiring Florida College System  
44 institutions to provide a public notice relating to  
45 increases in tuition and fees; amending s. 1009.24,  
46 F.S.; revising provisions relating to the assessment  
47 of a tuition differential by a state university board  
48 of trustees; revising requirements for the use of  
49 tuition differential revenues; deleting a requirement  
50 that a certain percentage of tuition differential  
51 revenues be used for the purpose of improvements in  
52 the quality of undergraduate education; requiring

53 state universities to provide a public notice relating  
 54 to increases in tuition and fees; creating s.  
 55 1011.802, F.S.; creating the Florida Apprenticeship  
 56 Grant Program within the Department of Education to  
 57 provide grants to specific centers and institutions  
 58 for the creation of new apprenticeship programs or the  
 59 expansion of existing apprenticeship programs;  
 60 providing requirements related to applications,  
 61 program priority, use of grant funds, and quarterly  
 62 reports; creating s. 1011.803, F.S.; creating the  
 63 Rapid Response Grant Program; providing for the  
 64 purpose, requirements, and administration of the  
 65 program; requiring certain career centers to provide  
 66 quarterly reports; requiring an annual analysis of the  
 67 program; providing appropriations; providing an  
 68 effective date.

69

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

71

72 Section 1. Subsections (2), (4), and (9) of section  
 73 446.021, Florida Statutes, are amended to read:

74 446.021 Definitions of terms used in ss. 446.011-446.092.—  
 75 As used in ss. 446.011-446.092, the term:

76 (2) "Apprentice" means a person at least 16 years of age  
 77 who is engaged in learning a recognized skilled trade through  
 78 actual work experience under the supervision of a journeyworker

79 ~~journeymen craftsmen~~, which training should be combined with  
80 properly coordinated studies of related technical and  
81 supplementary subjects, and who has entered into a written  
82 agreement, which may be cited as an apprentice agreement, with a  
83 registered apprenticeship sponsor who may be ~~either~~ an employer,  
84 an association of employers, or a local joint apprenticeship  
85 committee.

86 (4) "Journeyworker Journeyman" means a worker who has  
87 attained a level of skill and the abilities and competencies  
88 recognized within an industry as having mastered the skills and  
89 competencies required for the occupation. The term includes a  
90 mentor, technician, or specialist or other skilled worker who  
91 has documented sufficient skills and knowledge of an occupation,  
92 either through formal apprenticeship or through practical on-  
93 the-job experience and formal training ~~person working in an~~  
94 ~~apprenticeable occupation who has successfully completed a~~  
95 ~~registered apprenticeship program or who has worked the number~~  
96 ~~of years required by established industry practices for the~~  
97 ~~particular trade or occupation.~~

98 (9) "Related instruction" means an organized and  
99 systematic form of instruction designed to provide the  
100 apprentice with knowledge of the theoretical and technical  
101 subjects related to a specific trade or occupation. Such  
102 instruction may be given in a classroom, through occupational or  
103 industrial courses or correspondence courses of equivalent  
104 value, through electronic media, or through other forms of self-

105 study approved by the department.

106 Section 2. Subsection (1) of section 446.032, Florida  
 107 Statutes, is amended to read:

108 446.032 General duties of the department for  
 109 apprenticeship training.—The department shall:

110 (1) Establish uniform minimum standards and policies  
 111 governing apprentice programs and agreements. The standards and  
 112 policies shall govern the terms and conditions of the  
 113 apprentice's employment and training, including the quality  
 114 training of the apprentice for, but not limited to, such matters  
 115 as ratios of apprentices to journeymen ~~journeymen~~, safety,  
 116 related instruction, and on-the-job training; but these  
 117 standards and policies may not include rules, standards, or  
 118 guidelines that require the use of apprentices and job trainees  
 119 on state, county, or municipal contracts. The department may  
 120 adopt rules necessary to administer the standards and policies.

121 Section 3. Paragraph (b) of subsection (2) of section  
 122 446.045, Florida Statutes, is amended to read:

123 446.045 State Apprenticeship Advisory Council.—

124 (2) (b) The Commissioner of Education or the commissioner's  
 125 designee shall serve ex officio as chair of the State  
 126 Apprenticeship Advisory Council, but may not vote. The state  
 127 director of the Office of Apprenticeship of the United States  
 128 Department of Labor shall serve ex officio as a nonvoting member  
 129 of the council. The Governor shall appoint to the council four  
 130 members representing employee organizations and four members

131 representing employer organizations. Each of these eight members  
 132 shall represent industries that have registered apprenticeship  
 133 programs. The Governor shall also appoint two public members who  
 134 are knowledgeable about registered apprenticeship and  
 135 apprenticeable occupations and who are independent of any joint  
 136 or nonjoint organization, ~~one of whom shall be recommended by~~  
 137 ~~joint organizations,~~ ~~and one of whom shall be recommended by~~  
 138 ~~nonjoint organizations.~~ Members shall be appointed for 4-year  
 139 staggered terms. A vacancy shall be filled for the remainder of  
 140 the unexpired term.

141 Section 4. Subsection (4) is added to section 446.081,  
 142 Florida Statutes, to read:

143 446.081 Limitation.—

144 (4) Nothing in ss. 446.011-446.092 or in any rules  
 145 adopted, or in any apprentice agreement approved, under those  
 146 sections shall operate to invalidate any special provision for  
 147 veterans, minority persons, or women in the standards,  
 148 apprentice qualifications, or operation of the program, which is  
 149 not otherwise prohibited by law, executive order, or authorized  
 150 regulation.

151 Section 5. Section 446.091, Florida Statutes, is amended  
 152 to read:

153 446.091 On-the-job training program.—All provisions of ss.  
 154 446.011-446.092 relating to apprenticeship and  
 155 preapprenticeship, including, but not limited to, programs,  
 156 agreements, standards, administration, procedures, definitions,

157 expenditures, local committees, powers and duties, limitations,  
 158 grievances, and ratios of apprentices and job trainees to  
 159 journeyworkers ~~journeymen~~ on state, county, and municipal  
 160 contracts, shall be appropriately adapted and made applicable to  
 161 a program of on-the-job training authorized under those  
 162 provisions for persons other than apprentices.

163 Section 6. Section 446.092, Florida Statutes, is amended  
 164 to read:

165 446.092 Criteria for apprenticeship occupations.—An  
 166 apprenticeable occupation is a skilled trade which possesses all  
 167 of the following characteristics:

168 (1) It is customarily learned in a practical way through a  
 169 structured, systematic program of on-the-job, supervised  
 170 training.

171 (2) It is clearly identified and commonly recognized  
 172 throughout an ~~the~~ industry ~~or recognized with a positive view~~  
 173 ~~towards changing technology.~~

174 (3) It involves manual, mechanical, or technical skills  
 175 and knowledge which, in accordance with the industry standards  
 176 for the occupation, would require a minimum of 2,000 hours of  
 177 on-the-job ~~work and~~ training, which hours are excluded from the  
 178 time spent at related instruction.

179 (4) It requires related instruction to supplement on-the-  
 180 job training. Such instruction may be given in a classroom,  
 181 through occupational or industrial courses or ~~through~~  
 182 correspondence courses of equivalent value, through electronic

183 media, or through other forms of self-study approved by the  
 184 department.

185 ~~(5) It involves the development of skill sufficiently~~  
 186 ~~broad to be applicable in like occupations throughout an~~  
 187 ~~industry, rather than of restricted application to the products~~  
 188 ~~or services of any one company.~~

189 ~~(6) It does not fall into any of the following categories:~~

190 ~~(a) Selling, retailing, or similar occupations in the~~  
 191 ~~distributive field.~~

192 ~~(b) Managerial occupations.~~

193 ~~(c) Professional and scientific vocations for which~~  
 194 ~~entrance requirements customarily require an academic degree.~~

195 Section 7. Paragraph (k) of subsection (4) of section  
 196 1001.7065, Florida Statutes, is amended to read:

197 1001.7065 Preeminent state research universities program.—

198 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR  
 199 ONLINE LEARNING.—A state research university that, as of July 1,  
 200 2013, meets all 12 of the academic and research excellence  
 201 standards identified in subsection (2), as verified by the Board  
 202 of Governors, shall establish an institute for online learning.  
 203 The institute shall establish a robust offering of high-quality,  
 204 fully online baccalaureate degree programs at an affordable cost  
 205 in accordance with this subsection.

206 (k) The university shall establish a tuition structure for  
 207 its online institute in accordance with this paragraph,  
 208 notwithstanding any other provision of law.



209           1. For students classified as residents for tuition  
210 purposes, tuition for an online baccalaureate degree program  
211 shall be set at no more than 75 percent of the tuition rate as  
212 specified in the General Appropriations Act pursuant to s.  
213 1009.24(4) and 75 percent of the tuition differential pursuant  
214 to s. 1009.24(16). No distance learning fee, fee for campus  
215 facilities, or fee for on-campus services may be assessed,  
216 except that online students shall pay the university's  
217 technology fee, financial aid fee, and Capital Improvement Trust  
218 Fund fee. The revenues generated from the Capital Improvement  
219 Trust Fund fee shall be dedicated to the university's institute  
220 for online learning.

221           2. For students classified as nonresidents for tuition  
222 purposes, tuition may be set at market rates in accordance with  
223 the business plan.

224           3. Tuition for an online degree program shall include all  
225 costs associated with instruction, materials, and enrollment,  
226 excluding costs associated with the provision of textbooks and  
227 instructional materials pursuant to s. 1004.085 and physical  
228 laboratory supplies.

229           4. Subject to the limitations in subparagraph 1., tuition  
230 may be differentiated by degree program as appropriate to the  
231 instructional and other costs of the program in accordance with  
232 the business plan. Pricing must incorporate innovative  
233 approaches that incentivize persistence and completion,  
234 including, but not limited to, a fee for assessment, a bundled

235 or all-inclusive rate, and sliding scale features.

236 5. The university must accept advance payment contracts  
237 and student financial aid.

238 6. Fifty percent of the net revenues generated from the  
239 online institute of the university shall be used to enhance and  
240 enrich the online institute offerings, and 50 percent of the net  
241 revenues generated from the online institute shall be used to  
242 enhance and enrich the university's campus state-of-the-art  
243 research programs and facilities.

244 7. The institute may charge additional local user fees  
245 pursuant to s. 1009.24(14) upon the approval of the Board of  
246 Governors.

247 8. The institute shall submit a proposal to the president  
248 of the university authorizing additional user fees for the  
249 provision of voluntary student participation in activities and  
250 additional student services.

251 Section 8. Subsection (2) of section 1004.015, Florida  
252 Statutes, is amended to read:

253 1004.015 Higher Education Coordinating Council.—

254 (2) Members of the council shall include:

255 (a) One member of the Board of Governors, appointed by the  
256 chair of the Board of Governors.

257 (b) The Chancellor of the State University System.

258 (c) The Chancellor of the Florida College System.

259 (d) The Chancellor of Career and Adult Education.

260 (e) ~~(d)~~ One member of the State Board of Education,

261 appointed by the chair of the State Board of Education.

262 (f)~~(e)~~ The Executive Director of the Florida Association  
 263 of Postsecondary Schools and Colleges.

264 (g)~~(f)~~ The president of the Independent Colleges and  
 265 Universities of Florida.

266 (h)~~(g)~~ The president of Workforce Florida, Inc., or his or  
 267 her designee.

268 (i)~~(h)~~ The president of Enterprise Florida, Inc., or a  
 269 designated member of the Stakeholders Council appointed by the  
 270 president.

271 (j)~~(i)~~ Three representatives of the business community,  
 272 one appointed by the President of the Senate, one appointed by  
 273 the Speaker of the House of Representatives, and one appointed  
 274 by the Governor, who are committed to developing and enhancing  
 275 world class workforce infrastructure necessary for Florida's  
 276 citizens to compete and prosper in the ever-changing economy of  
 277 the 21st century.

278 Section 9. Section 1004.084, Florida Statutes, is created  
 279 to read:

280 1004.084 College affordability.-

281 (1) The Board of Governors and the State Board of  
 282 Education shall annually identify strategies to promote college  
 283 affordability for all Floridians by evaluating, at a minimum,  
 284 the impact of:

285 (a) Tuition and fees on undergraduate, graduate, and  
 286 professional students at public colleges and universities.

287 (b) Federal, state, and institutional financial aid  
 288 policies on the actual cost of attendance for students and their  
 289 families.

290 (c) The costs of textbooks and instructional materials.

291 (2) By December 31 of each year, beginning in 2015, the  
 292 Board of Governors and the State Board of Education shall submit  
 293 a report on their respective college affordability initiatives  
 294 to the Governor, the President of the Senate, and the Speaker of  
 295 the House of Representatives.

296 Section 10. Section 1004.085, Florida Statutes, is amended  
 297 to read:

298 1004.085 Textbook and instructional materials  
 299 affordability.—

300 (1) As used in this section, the term "instructional  
 301 materials" means educational materials for use within a course  
 302 which may be available in printed or digital format.

303 (2)-(1) An ~~Ne~~ employee of a Florida College System  
 304 institution or state university may not demand or receive any  
 305 payment, loan, subscription, advance, deposit of money, service,  
 306 or anything of value, present or promised, in exchange for  
 307 requiring students to purchase a specific textbook or  
 308 instructional material for coursework or instruction.

309 (3)-(2) An employee may receive:

310 (a) Sample copies, instructor copies, or instructional  
 311 materials. These materials may not be sold for any type of  
 312 compensation if they are specifically marked as free samples not

313 for resale.

314 (b) Royalties or other compensation from sales of  
315 textbooks or instructional materials that include the  
316 instructor's own writing or work.

317 (c) Honoraria for academic peer review of course  
318 materials.

319 (d) Fees associated with activities such as reviewing,  
320 critiquing, or preparing support materials for textbooks or  
321 instructional materials pursuant to guidelines adopted by the  
322 State Board of Education or the Board of Governors.

323 (e) Training in the use of course materials and learning  
324 technologies.

325 (4) Each Florida College System institution and state  
326 university board of trustees shall, each semester, examine the  
327 cost of textbooks and instructional materials by course and  
328 course section for all general education courses offered at the  
329 institution to identify any variance in the cost of textbooks  
330 and instructional materials among different sections of the same  
331 course and the percentage of textbooks and instructional  
332 materials that remain in use for more than one term. Courses  
333 that have a wide variance in costs among sections or that have  
334 frequent changes in textbook and instructional material  
335 selections shall be identified and sent to the appropriate  
336 academic department chair for review. This subsection is  
337 repealed July 1, 2017, unless reviewed and saved from repeal  
338 through reenactment by the Legislature.

339        (5)~~(3)~~ Each Florida College System institution  
340 ~~institutions~~ and state university ~~universities~~ shall post  
341 prominently in the course registration system and on its website  
342 ~~on their websites~~, as early as is feasible, but at least ~~not~~  
343 ~~less than~~ 30 days before ~~prior to~~ the first day of class for  
344 each term, a hyperlink to lists ~~list~~ of ~~each textbook~~ required  
345 and recommended textbooks and instructional materials for each  
346 course offered at the institution during the upcoming term. The  
347 lists ~~posted list~~ must include the International Standard Book  
348 Number (ISBN) for each required and recommended textbook and  
349 instructional material or other identifying information, which  
350 must include, at a minimum, all of the following: the title, all  
351 authors listed, publishers, edition number, copyright date,  
352 published date, and other relevant information necessary to  
353 identify the specific ~~textbook or~~ textbooks or instructional  
354 materials required and recommended for each course. The State  
355 Board of Education and the Board of Governors shall include in  
356 the policies, procedures, and guidelines adopted under  
357 subsection (6) ~~(4)~~ certain limited exceptions to this  
358 notification requirement for classes added after the  
359 notification deadline.

360        (6)~~(4)~~ The State Board of Education and the Board of  
361 Governors each shall adopt textbook and instructional material  
362 affordability policies, procedures, and guidelines for  
363 implementation by Florida College System institutions and state  
364 universities, respectively, that further efforts to minimize the

365 cost of textbooks and instructional materials for students  
366 attending such institutions while maintaining the quality of  
367 education and academic freedom. The policies, procedures, and  
368 guidelines shall address ~~provide for the following:~~

369 (a) The adoption of textbooks ~~that textbook and~~  
370 instructional materials ~~adoptions are made~~ with sufficient lead  
371 time so that ~~to~~ bookstores may ~~so as to~~ confirm availability of  
372 the requested materials and, where possible, maximize ~~ensure~~  
373 ~~maximum~~ availability of used textbooks or instructional  
374 materials ~~books~~.

375 (b) Confirmation by the course instructor or academic  
376 department offering the course, before the textbook or  
377 instructional material adoption is finalized ~~That, in the~~  
378 ~~textbook adoption process, of~~ the intent to use all items  
379 ordered, particularly each individual item sold as part of a  
380 bundled package, ~~is confirmed by the course instructor or the~~  
381 ~~academic department offering the course before the adoption is~~  
382 ~~finalized~~.

383 (c) Determination by ~~That~~ a course instructor or the  
384 academic department offering the course ~~determines~~, before a  
385 textbook or instructional material is adopted, of the extent to  
386 which a new edition differs significantly and substantively from  
387 earlier versions and the value to the student of changing to a  
388 new edition or the extent to which an open-access textbook or  
389 instructional material is available ~~may exist and be used~~.

390 (d) ~~That the establishment of policies shall address~~ The

391 availability of required and recommended textbooks and  
392 instructional materials to students otherwise unable to afford  
393 the cost, including consideration of the extent to which an  
394 open-access textbook or instructional material may be used.

395 (e) Participation by ~~That~~ course instructors and academic  
396 departments ~~are encouraged to participate~~ in the development,  
397 adaptation, and review of open-access textbooks and  
398 instructional materials and, in particular, open-access  
399 textbooks and instructional materials for high-demand general  
400 education courses.

401 (f) Consultation with school districts to identify  
402 practices that impact the cost of dual enrollment textbooks and  
403 instructional materials to school districts, including but not  
404 limited to, the length of time that textbooks or instructional  
405 materials remain in use.

406 (g) Selection of textbooks and instructional materials  
407 through cost-benefit analyses that enable students to obtain the  
408 highest-quality product at the lowest available price, by  
409 considering:

410 1. Purchasing digital textbooks in bulk.

411 2. Expanding the use of open-access textbooks and  
412 instructional materials.

413 3. Providing rental options for textbooks and  
414 instructional materials.

415 4. Increasing the availability and use of affordable  
416 digital textbooks and learning objects.



417 5. Developing mechanisms to assist in buying, renting,  
418 selling, and sharing textbooks and instructional materials.

419 6. The length of time that textbooks and instructional  
420 materials remain in use.

421 (7) The board of trustees of each Florida College System  
422 institution and state university shall report, by September 30  
423 of each year, beginning in 2015, to the Chancellor of the  
424 Florida College System or the Chancellor of the State University  
425 System, as applicable, the textbook and instructional material  
426 selection process for general education courses with a wide cost  
427 variance identified pursuant to subsection (4) and high-  
428 enrollment courses; specific initiatives of the institution  
429 designed to reduce the costs of textbooks and instructional  
430 materials; policies implemented in accordance with subsection  
431 (6); the number of courses and course sections that were not  
432 able to meet the textbook and instructional materials posting  
433 deadline for the previous academic year; and any additional  
434 information determined by the chancellors. By November 1 of each  
435 year, beginning in 2015, each chancellor shall provide a summary  
436 of the information provided by institutions to the State Board  
437 of Education and the Board of Governors, as applicable.

438 Section 11. Paragraph (b) of subsection (2) of section  
439 1004.92, Florida Statutes, is amended, and subsection (4) is  
440 added to that section, to read:

441 1004.92 Purpose and responsibilities for career  
442 education.—

443 (2)

444 (b) Department of Education accountability for career  
 445 education includes, but is not limited to:

446 1. The provision of timely, accurate technical assistance  
 447 to school districts and Florida College System institutions.

448 2. The provision of timely, accurate information to the  
 449 State Board of Education, the Legislature, and the public.

450 3. The development of policies, rules, and procedures that  
 451 facilitate institutional attainment of the accountability  
 452 standards and coordinate the efforts of all divisions within the  
 453 department.

454 4. The development of program standards and industry-  
 455 driven benchmarks for career, adult, and community education  
 456 programs, which must be updated every 3 years. The standards  
 457 must reflect the quality components of a career and technical  
 458 education program and include career, academic, and workplace  
 459 skills; viability of distance learning for instruction; and  
 460 work/learn cycles that are responsive to business and industry.

461 5. Overseeing school district and Florida College System  
 462 institution compliance with the provisions of this chapter.

463 6. Ensuring that the educational outcomes for the  
 464 technical component of career programs are uniform and designed  
 465 to provide a graduate who is capable of entering the workforce  
 466 on an equally competitive basis regardless of the institution of  
 467 choice.

468 (4) The State Board of Education shall adopt rules to

469 administer this section.

470 Section 12. Subsection (20) is added to section 1009.23,  
471 Florida Statutes, to read:

472 1009.23 Florida College System institution student fees.—

473 (20) Each Florida College System institution shall  
474 publicly notice and notify all enrolled students of any proposal  
475 to increase tuition or fees at least 28 days before its  
476 consideration at a board of trustees meeting. The notice must:

477 (a) Include the date and time of the meeting at which the  
478 proposal will be considered.

479 (b) Specifically outline the details of existing tuition  
480 and fees, the rationale for the proposed increase, and how the  
481 funds from the proposed increase will be used.

482 (c) Be posted on the institution's website and issued in a  
483 press release.

484 Section 13. Paragraph (b) of subsection (4) and subsection  
485 (16) of section 1009.24, Florida Statutes, are amended, and  
486 subsection (20) is added to that section, to read:

487 1009.24 State university student fees.—

488 (4)

489 (b) The Board of Governors, ~~or the board's designee,~~ may  
490 establish tuition for graduate and professional programs, and  
491 out-of-state fees for all programs. Except as otherwise provided  
492 in this section, the sum of tuition and out-of-state fees  
493 assessed to nonresident students must be sufficient to offset  
494 the full instructional cost of serving such students. However,

495 adjustments to out-of-state fees or tuition for graduate  
496 programs and professional programs may not exceed 15 percent in  
497 any year.

498 (16) Each university board of trustees may assess  
499 ~~establish~~ a tuition differential for undergraduate courses if  
500 such fee was approved by the Board of Governors before July 1,  
501 2014 upon receipt of approval from the Board of Governors.  
502 ~~However, beginning July 1, 2014, the Board of Governors may only~~  
503 ~~approve the establishment of or an increase in tuition~~  
504 ~~differential for a state research university designated as a~~  
505 ~~preeminent state research university pursuant to s.~~  
506 ~~1001.7065(3).~~ The tuition differential shall promote  
507 improvements in the quality of ~~undergraduate~~ education and shall  
508 provide financial aid to undergraduate students who exhibit  
509 financial need.

510 (a) ~~Thirty Seventy percent of the revenues from the~~  
511 ~~tuition differential shall be expended for purposes of~~  
512 ~~undergraduate education. Such expenditures may include, but are~~  
513 ~~not limited to, increasing course offerings, improving~~  
514 ~~graduation rates, increasing the percentage of undergraduate~~  
515 ~~students who are taught by faculty, decreasing student faculty~~  
516 ~~ratios, providing salary increases for faculty who have a~~  
517 ~~history of excellent teaching in undergraduate courses,~~  
518 ~~improving the efficiency of the delivery of undergraduate~~  
519 ~~education through academic advisement and counseling, and~~  
520 ~~reducing the percentage of students who graduate with excess~~

521 ~~hours. This expenditure for undergraduate education may not be~~  
522 ~~used to pay the salaries of graduate teaching assistants. Except~~  
523 ~~as otherwise provided in this subsection, the remaining 30~~  
524 percent of the revenues from the tuition differential, or the  
525 equivalent amount of revenue from private sources, shall be  
526 expended to provide financial aid to undergraduate students who  
527 exhibit financial need, including students who are scholarship  
528 recipients under s. 1009.984, to meet the cost of university  
529 attendance. This expenditure for need-based financial aid shall  
530 not supplant the amount of need-based aid provided to  
531 undergraduate students in the preceding fiscal year from  
532 financial aid fee revenues, the direct appropriation for  
533 financial assistance provided to state universities in the  
534 General Appropriations Act, or from private sources. The total  
535 amount of tuition differential waived under subparagraph (b)7.  
536 ~~(b)8.~~ may be included in calculating the expenditures for need-  
537 based financial aid to undergraduate students required by this  
538 subsection. This expenditure for need-based financial aid is not  
539 required if the entire tuition and fee costs of resident  
540 students who have applied for and received Pell Grant funds have  
541 been met and the university has excess funds remaining from the  
542 30 percent of the revenues from the tuition differential  
543 required to be used to assist students who exhibit financial  
544 need, ~~the university may expend the excess portion in the same~~  
545 ~~manner as required for the other 70 percent of the tuition~~  
546 ~~differential revenues.~~

547 (b) Each tuition differential is subject to the following  
548 conditions:

549 1. The tuition differential may be assessed on one or more  
550 undergraduate courses or on all undergraduate courses at a state  
551 university.

552 2. The tuition differential may vary by course or courses,  
553 by campus or center location, and by institution. Each  
554 university board of trustees shall strive to maintain and  
555 increase enrollment in degree programs related to math, science,  
556 high technology, and other state or regional high-need fields  
557 when establishing tuition differentials by course.

558 ~~3. For each state university that is designated as a~~  
559 ~~preeminent state research university by the Board of Governors,~~  
560 ~~pursuant to s. 1001.7065, the aggregate sum of tuition and the~~  
561 ~~tuition differential may be increased by no more than 6 percent~~  
562 ~~of the total charged for the aggregate sum of these fees in the~~  
563 ~~preceding fiscal year. The tuition differential may be increased~~  
564 ~~if the university meets or exceeds performance standard targets~~  
565 ~~for that university established annually by the Board of~~  
566 ~~Governors for the following performance standards, amounting to~~  
567 ~~no more than a 2 percent increase in the tuition differential~~  
568 ~~for each performance standard:~~

569 ~~a. An increase in the 6 year graduation rate for full-~~  
570 ~~time, first-time-in-college students, as reported annually to~~  
571 ~~the Integrated Postsecondary Education Data System.~~

572 ~~b. An increase in the total annual research expenditures.~~

573 ~~e. An increase in the total patents awarded by the United~~  
574 ~~States Patent and Trademark Office for the most recent years.~~

575 3.4. The aggregate sum of undergraduate tuition and fees  
576 per credit hour, including the tuition differential, may not  
577 exceed the national average of undergraduate tuition and fees at  
578 4-year degree-granting public postsecondary educational  
579 institutions.

580 4.5. The tuition differential shall not be included in any  
581 award under the Florida Bright Futures Scholarship Program  
582 established pursuant to ss. 1009.53-1009.538.

583 5.6. Beneficiaries having prepaid tuition contracts  
584 pursuant to s. 1009.98(2)(b) which were in effect on July 1,  
585 2007, and which remain in effect, are exempt from the payment of  
586 the tuition differential.

587 6.7. The tuition differential may not be charged to any  
588 student who was in attendance at the university before July 1,  
589 2007, and who maintains continuous enrollment.

590 7.8. The tuition differential may be waived by the  
591 university for students who meet the eligibility requirements  
592 for the Florida public student assistance grant established in  
593 s. 1009.50.

594 ~~9. Subject to approval by the Board of Governors, the~~  
595 ~~tuition differential authorized pursuant to this subsection may~~  
596 ~~take effect with the 2009 fall term.~~

597 (c) Each state university that is designated as a  
598 preeminent state research university by the Board of Governors

599 pursuant to s. 1001.7065 may increase the tuition differential  
 600 annually in accordance with this subsection. However, the  
 601 aggregate sum of tuition and the tuition differential may be  
 602 increased by no more than 6 percent of the total charged for the  
 603 aggregate sum of these fees in the preceding fiscal year. The  
 604 tuition differential may be increased only if the university  
 605 meets or exceeds performance standard targets for that  
 606 university established annually by the Board of Governors for  
 607 the following performance standards, amounting to no more than a  
 608 2-percent increase in the tuition differential for each  
 609 performance standard:

610 1. An increase in the 6-year graduation rate for full-  
 611 time, first-time-in-college students, as reported annually to  
 612 the Integrated Postsecondary Education Data System.

613 2. An increase in total annual research expenditures.

614 3. An increase in total patents awarded by the United  
 615 States Patent and Trademark Office for the most recent years.

616 ~~(c) A university board of trustees may submit a proposal~~  
 617 ~~to the Board of Governors to implement a tuition differential~~  
 618 ~~for one or more undergraduate courses. At a minimum, the~~  
 619 ~~proposal shall:~~

620 ~~1. Identify the course or courses for which the tuition~~  
 621 ~~differential will be assessed.~~

622 ~~2. Indicate the amount that will be assessed for each~~  
 623 ~~tuition differential proposed.~~

624 ~~3. Indicate the purpose of the tuition differential.~~



625           4. ~~Indicate how the revenues from the tuition differential~~  
626 ~~will be used.~~

627           5. ~~Indicate how the university will monitor the success of~~  
628 ~~the tuition differential in achieving the purpose for which the~~  
629 ~~tuition differential is being assessed.~~

630           ~~(d) The Board of Governors shall review each proposal and~~  
631 ~~advise the university board of trustees of approval of the~~  
632 ~~proposal, the need for additional information or revision to the~~  
633 ~~proposal, or denial of the proposal. The Board of Governors~~  
634 ~~shall establish a process for any university to revise a~~  
635 ~~proposal or appeal a decision of the board.~~

636           (d)(e) The Board of Governors shall submit a report to the  
637 President of the Senate, the Speaker of the House of  
638 Representatives, and the Governor describing the implementation  
639 of the provisions of this subsection no later than February 1 of  
640 each year. The report shall ~~summarize proposals received by the~~  
641 ~~board during the preceding fiscal year and actions taken by the~~  
642 ~~board in response to such proposals. In addition, the report~~  
643 ~~shall provide the following information for each university that~~  
644 ~~assesses has been approved by the board to assess a tuition~~  
645 ~~differential:~~

646           1. The course or courses for which the tuition  
647 differential was assessed and the amount assessed.

648           2. The total revenues generated by the tuition  
649 differential.

650           3. With respect to waivers authorized under subparagraph

651 (b) 7. ~~(b) 8.~~, the number of students eligible for a waiver, the  
652 number of students receiving a waiver, and the value of waivers  
653 provided.

654 4. Detailed expenditures of the revenues generated by the  
655 tuition differential.

656 5. Changes in retention rates, graduation rates, the  
657 percentage of students graduating with more than 110 percent of  
658 the hours required for graduation, pass rates on licensure  
659 examinations, the number of undergraduate course offerings, the  
660 percentage of undergraduate students who are taught by faculty,  
661 student-faculty ratios, and the average salaries of faculty who  
662 teach undergraduate courses.

663 (e) ~~(f)~~ A ~~No~~ state university is not ~~shall be~~ required to  
664 lower a ~~any~~ tuition differential that was approved by the Board  
665 of Governors and in effect before July 1, 2014 ~~prior to January~~  
666 1, 2009, in order to comply with ~~the provisions of this~~  
667 subsection.

668 (20) Each state university shall publicly notice and  
669 notify all enrolled students of any proposal to increase tuition  
670 or fees at least 28 days before its consideration at a board of  
671 trustees meeting. The notice must:

672 (a) Include the date and time of the meeting at which the  
673 proposal will be considered.

674 (b) Specifically outline the details of existing tuition  
675 and fees, the rationale for the proposed increase, and how the  
676 funds from the proposed increase will be used.

677 (c) Be posted on the university's website and issued in a  
678 press release.

679 Section 14. Section 1011.802, Florida Statutes, is created  
680 to read:

681 1011.802 Florida Apprenticeship Grant (FLAG) Program.—

682 (1) The Florida Apprenticeship Grant Program is created to  
683 provide grants to career centers, charter technical career  
684 centers, and Florida College System institutions on a  
685 competitive basis to establish new apprenticeship programs and  
686 expand existing apprenticeship programs. The Division of Career  
687 and Adult Education within the Department of Education shall  
688 administer the grant program.

689 (2) Applications from career centers, charter technical  
690 career centers, and Florida College System institutions must  
691 contain projected enrollment and projected costs for the new or  
692 expanded apprenticeship program.

693 (3) The department shall give priority to apprenticeship  
694 programs in the areas of information technology, health, and  
695 machining and manufacturing. Grant funds may be used for  
696 instructional equipment, supplies, personnel, student services,  
697 and other expenses associated with the creation or expansion of  
698 an apprenticeship program. Grant funds may not be used for  
699 recurring instructional costs or for a center's or an  
700 institution's indirect costs. Grant recipients must submit  
701 quarterly reports in a format prescribed by the department.

702 Section 15. Section 1011.803, Florida Statutes, is created

703 to read:

704 1011.803 Rapid Response Grant Program.—

705 (1) The Rapid Response Grant Program is established to  
706 provide a competitive grant process for the expansion or  
707 implementation of high-demand postsecondary programs at career  
708 centers, as defined in ss. 1001.44 and 1002.34.

709 (2) Each career center applying for a grant shall submit  
710 an application to the Department of Education in the format  
711 prescribed by the department. The application must include, but  
712 is not limited to, program expansion or development details,  
713 projected enrollment, and projected costs.

714 (3) Each career center that is awarded a grant under this  
715 section shall submit quarterly reports to the department in the  
716 format prescribed by the department. Grant funds may not be used  
717 to supplant current funds and must be used to expand enrollment  
718 in existing postsecondary programs or develop new postsecondary  
719 programs.

720 (4) The Department of Education shall administer the  
721 program and shall conduct an annual analysis and assessment of  
722 the effectiveness of the postsecondary programs funded under  
723 this section in meeting labor market demand.

724 Section 16. For the 2015-2016 fiscal year:

725 (1) The sum of \$3 million in recurring funds is  
726 appropriated from the General Revenue Fund to the Department of  
727 Education to implement the Florida Apprenticeship Grant Program.

728 (2) The sum of \$10 million in recurring funds is

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729 | appropriated from the General Revenue Fund to the Department of  
730 | Education to implement the Rapid Response Grant Program.

731 |       Section 17. This act shall take effect July 1, 2015.