

1 A bill to be entitled
2 An act relating to postsecondary access and
3 affordability; amending s. 1001.7065, F.S.; specifying
4 that the costs of instructional materials are not
5 included in tuition for certain online degree
6 programs; creating s. 1004.084, F.S.; requiring the
7 Board of Governors of the State University System and
8 the State Board of Education to submit annual reports
9 to the Governor and Legislature relating to college
10 affordability; amending s. 1004.085, F.S.; revising
11 provisions relating to textbook affordability to
12 include instructional materials; defining the term
13 "instructional materials"; requiring Florida College
14 System institution and state university boards of
15 trustees to identify wide variances in the costs of,
16 and frequency of changes in the selection of,
17 textbooks and instructional materials for certain
18 courses; requiring the boards of trustees to send a
19 list of identified courses to the academic department
20 chairs for review; requiring Florida College System
21 institutions and state universities to post certain
22 information on their websites; requiring the State
23 Board of Education and Board of Governors to receive
24 input from specified individuals and entities before
25 adopting textbook and instructional materials
26 affordability policies; providing for legislative

27 review and repeal of specified provisions; requiring
28 postsecondary institutions to consult with certain
29 school districts to identify certain practices;
30 requiring cost-benefit analyses relating to textbooks
31 and instructional materials; providing reporting
32 requirements; amending s. 1009.23, F.S.; authorizing
33 Florida College System institution instructional
34 materials user fees; requiring Florida College System
35 institutions to provide a public notice relating to
36 increases in tuition and fees; amending s. 1009.24,
37 F.S.; revising provisions relating to state university
38 materials and supplies fees; revising provisions
39 relating to the assessment of a tuition differential
40 by a state university board of trustees; revising
41 requirements for the use of tuition differential
42 revenues; deleting a requirement that a certain
43 percentage of tuition differential revenues be used
44 for the purpose of improvements in the quality of
45 undergraduate education; requiring state universities
46 to provide a public notice relating to increases in
47 tuition and fees; providing an effective date.

48
49 Be It Enacted by the Legislature of the State of Florida:

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51 Section 1. Paragraph (k) of subsection (4) of section
52 1001.7065, Florida Statutes, is amended to read:

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53 1001.7065 Preeminent state research universities program.—

54 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR
55 ONLINE LEARNING.—A state research university that, as of July 1,
56 2013, meets all 12 of the academic and research excellence
57 standards identified in subsection (2), as verified by the Board
58 of Governors, shall establish an institute for online learning.
59 The institute shall establish a robust offering of high-quality,
60 fully online baccalaureate degree programs at an affordable cost
61 in accordance with this subsection.

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

65 1. For students classified as residents for tuition
66 purposes, tuition for an online baccalaureate degree program
67 shall be set at no more than 75 percent of the tuition rate as
68 specified in the General Appropriations Act pursuant to s.
69 1009.24(4) and 75 percent of the tuition differential pursuant
70 to s. 1009.24(16). No distance learning fee, fee for campus
71 facilities, or fee for on-campus services may be assessed,
72 except that online students shall pay the university's
73 technology fee, financial aid fee, and Capital Improvement Trust
74 Fund fee. The revenues generated from the Capital Improvement
75 Trust Fund fee shall be dedicated to the university's institute
76 for online learning.

77 2. For students classified as nonresidents for tuition
78 purposes, tuition may be set at market rates in accordance with

79 the business plan.

80 3. Tuition for an online degree program shall include all
81 costs associated with instruction, materials, and enrollment,
82 excluding costs associated with the provision of textbooks and
83 instructional materials pursuant to s. 1004.085 and physical
84 laboratory supplies.

85 4. Subject to the limitations in subparagraph 1., tuition
86 may be differentiated by degree program as appropriate to the
87 instructional and other costs of the program in accordance with
88 the business plan. Pricing must incorporate innovative
89 approaches that incentivize persistence and completion,
90 including, but not limited to, a fee for assessment, a bundled
91 or all-inclusive rate, and sliding scale features.

92 5. The university must accept advance payment contracts
93 and student financial aid.

94 6. Fifty percent of the net revenues generated from the
95 online institute of the university shall be used to enhance and
96 enrich the online institute offerings, and 50 percent of the net
97 revenues generated from the online institute shall be used to
98 enhance and enrich the university's campus state-of-the-art
99 research programs and facilities.

100 7. The institute may charge additional local user fees
101 pursuant to s. 1009.24(14) upon the approval of the Board of
102 Governors.

103 8. The institute shall submit a proposal to the president
104 of the university authorizing additional user fees for the

105 provision of voluntary student participation in activities and
 106 additional student services.

107 Section 2. Section 1004.084, Florida Statutes, is created
 108 to read:

109 1004.084 College affordability.-

110 (1) The Board of Governors and the State Board of
 111 Education shall annually identify strategies to promote college
 112 affordability for all Floridians by evaluating, at a minimum,
 113 the impact of:

114 (a) Tuition and fees on undergraduate, graduate, and
 115 professional students at public colleges and universities and
 116 graduate assistants employed by public universities.

117 (b) Federal, state, and institutional financial aid
 118 policies on the actual cost of attendance for students and their
 119 families.

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

121 (2) By December 31 of each year, beginning in 2016, the
 122 Board of Governors and the State Board of Education shall submit
 123 a report on their respective college affordability initiatives
 124 to the Governor, the President of the Senate, and the Speaker of
 125 the House of Representatives.

126 Section 3. Section 1004.085, Florida Statutes, is amended
 127 to read:

128 1004.085 Textbook and instructional materials
 129 affordability.-

130 (1) As used in this section, the term "instructional

131 materials" means educational materials for use within a course
132 which may be available in printed or digital format.

133 (2)~~(1)~~ An ~~No~~ employee of a Florida College System
134 institution or state university may not demand or receive any
135 payment, loan, subscription, advance, deposit of money, service,
136 or anything of value, present or promised, in exchange for
137 requiring students to purchase a specific textbook or
138 instructional material for coursework or instruction.

139 (3)~~(2)~~ An employee may receive:

140 (a) Sample copies, instructor copies, or instructional
141 materials. These materials may not be sold for any type of
142 compensation if they are specifically marked as free samples not
143 for resale.

144 (b) Royalties or other compensation from sales of
145 textbooks or instructional materials that include the
146 instructor's own writing or work.

147 (c) Honoraria for academic peer review of course
148 materials.

149 (d) Fees associated with activities such as reviewing,
150 critiquing, or preparing support materials for textbooks or
151 instructional materials pursuant to guidelines adopted by the
152 State Board of Education or the Board of Governors.

153 (e) Training in the use of course materials and learning
154 technologies.

155 (4) Each Florida College System institution and state
156 university board of trustees shall, each semester, examine the

157 cost of textbooks and instructional materials by course and
158 course section for all general education courses offered at the
159 institution to identify any variance in the cost of textbooks
160 and instructional materials among different sections of the same
161 course and the percentage of textbooks and instructional
162 materials that remain in use for more than one term. Courses
163 that have a wide variance in costs among sections or that have
164 frequent changes in textbook and instructional materials
165 selections shall be identified and a list of such courses sent
166 to the appropriate academic department chair for review. This
167 subsection is repealed July 1, 2018, unless reviewed and saved
168 from repeal through reenactment by the Legislature.

169 (5)-(3) Each Florida College System institution
170 institutions and state university universities shall post
171 prominently in the course registration system and on its website
172 on their websites, as early as is feasible, but at least 45 not
173 less than 30 days before prior to the first day of class for
174 each term, a hyperlink to lists list of each textbook required
175 and recommended textbooks and instructional materials for at
176 least 95 percent of all courses and each course sections offered
177 at the institution during the upcoming term. The lists posted
178 list must include the International Standard Book Number (ISBN)
179 for each required and recommended textbook and instructional
180 material or other identifying information, which must include,
181 at a minimum, all of the following: the title, all authors
182 listed, publishers, edition number, copyright date, published

183 date, and other relevant information necessary to identify the
184 specific ~~textbook or textbooks~~ or instructional materials
185 required and recommended for each course. The State Board of
186 Education and the Board of Governors shall include in the
187 policies, procedures, and guidelines adopted under subsection
188 (6) ~~(4)~~ certain limited exceptions to this notification
189 requirement for classes added after the notification deadline.

190 (6) ~~(4)~~ After receiving input from students, faculty,
191 bookstores, and publishers, the State Board of Education and the
192 Board of Governors each shall adopt textbook and instructional
193 materials affordability policies, procedures, and guidelines for
194 implementation by Florida College System institutions and state
195 universities, respectively, that further efforts to minimize the
196 cost of textbooks and instructional materials for students
197 attending such institutions while maintaining the quality of
198 education and academic freedom. The policies, procedures, and
199 guidelines shall address ~~provide for the following:~~

200 (a) The establishment of deadlines for an instructor or
201 department to notify the bookstore of required and recommended
202 textbooks and instructional materials so that the bookstore may
203 verify availability, source lower cost options when practicable,
204 explore alternatives with faculty when academically appropriate,
205 and maximize the availability of used textbooks and
206 instructional materials ~~That textbook adoptions are made with~~
207 ~~sufficient lead time to bookstores so as to confirm availability~~
208 ~~of the requested materials and, where possible, ensure maximum~~

209 ~~availability of used books.~~

210 (b) Confirmation by the course instructor or academic
 211 department offering the course, before the textbook or
 212 instructional materials adoption is finalized ~~That, in the~~
 213 ~~textbook adoption process,~~ of the intent to use all items
 214 ordered, particularly each individual item sold as part of a
 215 bundled package, ~~is confirmed by the course instructor or the~~
 216 ~~academic department offering the course before the adoption is~~
 217 ~~finalized.~~

218 (c) Determination by ~~That~~ a course instructor or the
 219 academic department offering the course ~~determines,~~ before a
 220 textbook or instructional material is adopted, of the extent to
 221 which a new edition differs significantly and substantively from
 222 earlier versions and the value to the student of changing to a
 223 new edition or the extent to which an open-access textbook or
 224 instructional material is available ~~may exist and be used.~~

225 (d) ~~That the establishment of policies shall address~~ The
 226 availability of required and recommended textbooks and
 227 instructional materials to students otherwise unable to afford
 228 the cost, including consideration of the extent to which an
 229 open-access textbook or instructional material may be used.

230 (e) Participation by ~~That~~ course instructors and academic
 231 departments ~~are encouraged to participate~~ in the development,
 232 adaptation, and review of open-access textbooks and
 233 instructional materials and, in particular, open-access
 234 textbooks and instructional materials for high-demand general

235 education courses.

236 (f) Consultation with school districts to identify
237 practices that impact the cost of dual enrollment textbooks and
238 instructional materials to school districts, including, but not
239 limited to, the length of time that textbooks and instructional
240 materials remain in use.

241 (g) Selection of textbooks and instructional materials
242 through cost-benefit analyses that enable students to obtain the
243 highest-quality product at the lowest available price, by
244 considering:

245 1. Purchasing digital textbooks in bulk.

246 2. Expanding the use of open-access textbooks and
247 instructional materials.

248 3. Providing rental options for textbooks and
249 instructional materials.

250 4. Increasing the availability and use of affordable
251 digital textbooks and learning objects.

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

254 6. The length of time that textbooks and instructional
255 materials remain in use.

256 (7) The board of trustees of each Florida College System
257 institution and state university shall report, by September 30
258 of each year, beginning in 2016, to the Chancellor of the
259 Florida College System or the Chancellor of the State University
260 System, as applicable, the textbook and instructional materials

261 selection process for general education courses with a wide cost
262 variance identified pursuant to subsection (4) and high-
263 enrollment courses; specific initiatives of the institution
264 designed to reduce the costs of textbooks and instructional
265 materials; policies implemented in accordance with subsection
266 (6); the number of courses and course sections that were not
267 able to meet the textbook and instructional materials posting
268 deadline for the previous academic year; and any additional
269 information determined by the chancellors. By November 1 of each
270 year, beginning in 2016, each chancellor shall provide a summary
271 of the information provided by institutions to the State Board
272 of Education and the Board of Governors, as applicable.

273 Section 4. Paragraph (a) of subsection (12) of section
274 1009.23, Florida Statutes, is amended, and subsection (20) is
275 added to that section, to read:

276 1009.23 Florida College System institution student fees.—
277 (12) (a) In addition to tuition, out-of-state, financial
278 aid, capital improvement, student activity and service, and
279 technology fees authorized in this section, each Florida College
280 System institution board of trustees is authorized to establish
281 fee schedules for the following user fees and fines: laboratory
282 fees, which do not apply to a distance learning course; parking
283 fees and fines; library fees and fines; instructional materials
284 fees, including, but not limited to, fees for integrated course
285 materials and texts delivered digitally or through other
286 technologies that are, or the licenses of which are, required

287 | for and used in a specific course; fees and fines relating to
288 | facilities and equipment use or damage; access or identification
289 | card fees; duplicating, photocopying, binding, or microfilming
290 | fees; standardized testing fees; diploma replacement fees;
291 | transcript fees; application fees; graduation fees; and late
292 | fees related to registration and payment. Such user fees and
293 | fines shall not exceed the cost of the services provided and
294 | shall only be charged to persons receiving the service. A
295 | Florida College System institution may not charge any fee except
296 | as authorized by law. Parking fee revenues may be pledged by a
297 | Florida College System institution board of trustees as a
298 | dedicated revenue source for the repayment of debt, including
299 | lease-purchase agreements, with an overall term of not more than
300 | 7 years, including renewals, extensions, and refundings, and
301 | revenue bonds with a term not exceeding 20 years and not
302 | exceeding the useful life of the asset being financed. Florida
303 | College System institutions shall use the services of the
304 | Division of Bond Finance of the State Board of Administration to
305 | issue any revenue bonds authorized by this subsection. Any such
306 | bonds issued by the Division of Bond Finance shall be in
307 | compliance with the provisions of the State Bond Act. Bonds
308 | issued pursuant to the State Bond Act may be validated in the
309 | manner established in chapter 75. The complaint for such
310 | validation shall be filed in the circuit court of the county
311 | where the seat of state government is situated, the notice
312 | required to be published by s. 75.06 shall be published only in

313 the county where the complaint is filed, and the complaint and
 314 order of the circuit court shall be served only on the state
 315 attorney of the circuit in which the action is pending.

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

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

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

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

327 Section 5. Paragraph (b) of subsection (4), paragraph (i)
 328 of subsection (14), and subsection (16) of section 1009.24,
 329 Florida Statutes, are amended, and subsection (20) is added to
 330 that section, to read:

331 1009.24 State university student fees.—

332 (4)

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

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339 adjustments to out-of-state fees or tuition for graduate
340 programs and professional programs may not exceed 15 percent in
341 any year.

342 (14) Except as otherwise provided in subsection (15), each
343 university board of trustees is authorized to establish the
344 following fees:

345 (i) Materials and supplies fees to offset the cost of
346 materials or supplies, including, but not limited to, integrated
347 course materials and texts delivered digitally or through other
348 technologies that are, or the licenses of which are, required
349 for and used ~~consumed~~ in the course of the student's
350 instructional activities, excluding the cost of equipment
351 replacement, repairs, and maintenance.

352
353 With the exception of housing rental rates and except as
354 otherwise provided, fees assessed pursuant to paragraphs (h)-(s)
355 shall be based on reasonable costs of services. The Board of
356 Governors shall adopt regulations and timetables necessary to
357 implement the fees and fines authorized under this subsection.
358 The fees assessed under this subsection may be used for debt
359 only as authorized under s. 1010.62.

360 (16) Each university board of trustees may assess
361 ~~establish~~ a tuition differential for undergraduate courses if
362 such fee was approved by the Board of Governors before July 1,
363 2015 ~~upon receipt of approval from the Board of Governors.~~
364 ~~However, beginning July 1, 2014, the Board of Governors may only~~

365 ~~approve the establishment of or an increase in tuition~~
366 ~~differential for a state research university designated as a~~
367 ~~preeminent state research university pursuant to s.~~
368 ~~1001.7065(3).~~ The tuition differential shall promote
369 improvements in the quality of ~~undergraduate~~ education and shall
370 provide financial aid to undergraduate students who exhibit
371 financial need.

372 (a) Thirty ~~Seventy~~ percent of the revenues from the
373 ~~tuition differential shall be expended for purposes of~~
374 ~~undergraduate education. Such expenditures may include, but are~~
375 ~~not limited to, increasing course offerings, improving~~
376 ~~graduation rates, increasing the percentage of undergraduate~~
377 ~~students who are taught by faculty, decreasing student faculty~~
378 ~~ratios, providing salary increases for faculty who have a~~
379 ~~history of excellent teaching in undergraduate courses,~~
380 ~~improving the efficiency of the delivery of undergraduate~~
381 ~~education through academic advisement and counseling, and~~
382 ~~reducing the percentage of students who graduate with excess~~
383 ~~hours. This expenditure for undergraduate education may not be~~
384 ~~used to pay the salaries of graduate teaching assistants. Except~~
385 ~~as otherwise provided in this subsection, the remaining 30~~
386 percent of the revenues from the tuition differential, or the
387 equivalent amount of revenue from private sources, shall be
388 expended to provide financial aid to undergraduate students who
389 exhibit financial need, including students who are scholarship
390 recipients under s. 1009.984, to meet the cost of university

391 attendance. This expenditure for need-based financial aid shall
392 not supplant the amount of need-based aid provided to
393 undergraduate students in the preceding fiscal year from
394 financial aid fee revenues, the direct appropriation for
395 financial assistance provided to state universities in the
396 General Appropriations Act, or from private sources. The total
397 amount of tuition differential waived under subparagraph (b) 7.
398 ~~(b) 8.~~ may be included in calculating the expenditures for need-
399 based financial aid to undergraduate students required by this
400 subsection. This expenditure for need-based financial aid is not
401 required if the entire tuition and fee costs of resident
402 students who have applied for and received Pell Grant funds have
403 been met and the university has excess funds remaining from the
404 30 percent of the revenues from the tuition differential
405 required to be used to assist students who exhibit financial
406 need, ~~the university may expend the excess portion in the same~~
407 ~~manner as required for the other 70 percent of the tuition~~
408 ~~differential revenues.~~

409 (b) Each tuition differential is subject to the following
410 conditions:

411 1. The tuition differential may be assessed on one or more
412 undergraduate courses or on all undergraduate courses at a state
413 university.

414 2. The tuition differential may vary by course or courses,
415 by campus or center location, and by institution. Each
416 university board of trustees shall strive to maintain and

417 increase enrollment in degree programs related to math, science,
418 high technology, and other state or regional high-need fields
419 when establishing tuition differentials by course.

420 ~~3. For each state university that is designated as a~~
421 ~~preeminent state research university by the Board of Governors,~~
422 ~~pursuant to s. 1001.7065, the aggregate sum of tuition and the~~
423 ~~tuition differential may be increased by no more than 6 percent~~
424 ~~of the total charged for the aggregate sum of these fees in the~~
425 ~~preceding fiscal year. The tuition differential may be increased~~
426 ~~if the university meets or exceeds performance standard targets~~
427 ~~for that university established annually by the Board of~~
428 ~~Governors for the following performance standards, amounting to~~
429 ~~no more than a 2 percent increase in the tuition differential~~
430 ~~for each performance standard:~~

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

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

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

437 3.4. The aggregate sum of undergraduate tuition and fees
438 per credit hour, including the tuition differential, may not
439 exceed the national average of undergraduate tuition and fees at
440 4-year degree-granting public postsecondary educational
441 institutions.

442 4.5. The tuition differential shall not be included in any

443 award under the Florida Bright Futures Scholarship Program
444 established pursuant to ss. 1009.53-1009.538.

445 ~~5.6.~~ Beneficiaries having prepaid tuition contracts
446 pursuant to s. 1009.98(2)(b) which were in effect on July 1,
447 2007, and which remain in effect, are exempt from the payment of
448 the tuition differential.

449 ~~6.7.~~ The tuition differential may not be charged to any
450 student who was in attendance at the university before July 1,
451 2007, and who maintains continuous enrollment.

452 ~~7.8.~~ The tuition differential may be waived by the
453 university for students who meet the eligibility requirements
454 for the Florida public student assistance grant established in
455 s. 1009.50.

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

459 (c) Each state university that is designated as a
460 preeminent state research university by the Board of Governors
461 pursuant to s. 1001.7065 may increase the tuition differential
462 annually in accordance with this subsection. However, the
463 aggregate sum of tuition and the tuition differential may be
464 increased by no more than 6 percent of the total charged for the
465 aggregate sum of these fees in the preceding fiscal year. The
466 tuition differential may be increased only if the university
467 meets or exceeds performance standard targets for that
468 university established annually by the Board of Governors for

469 the following performance standards, amounting to no more than a
470 2-percent increase in the tuition differential for each
471 performance standard:

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

475 2. An increase in total annual research expenditures.

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

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

482 ~~1. Identify the course or courses for which the tuition~~
483 ~~differential will be assessed.~~

484 ~~2. Indicate the amount that will be assessed for each~~
485 ~~tuition differential proposed.~~

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

487 ~~4. Indicate how the revenues from the tuition differential~~
488 ~~will be used.~~

489 ~~5. Indicate how the university will monitor the success of~~
490 ~~the tuition differential in achieving the purpose for which the~~
491 ~~tuition differential is being assessed.~~

492 ~~(d) The Board of Governors shall review each proposal and~~
493 ~~advise the university board of trustees of approval of the~~
494 ~~proposal, the need for additional information or revision to the~~

495 ~~proposal, or denial of the proposal. The Board of Governors~~
 496 ~~shall establish a process for any university to revise a~~
 497 ~~proposal or appeal a decision of the board.~~

498 (d)~~(e)~~ The Board of Governors shall submit a report to the
 499 President of the Senate, the Speaker of the House of
 500 Representatives, and the Governor describing the implementation
 501 of ~~the provisions of~~ this subsection no later than February 1 of
 502 each year. The report shall ~~summarize proposals received by the~~
 503 ~~board during the preceding fiscal year and actions taken by the~~
 504 ~~board in response to such proposals. In addition, the report~~
 505 ~~shall~~ provide the following information for each university that
 506 assesses ~~has been approved by the board to assess~~ a tuition
 507 differential:

508 1. The course or courses for which the tuition
 509 differential was assessed and the amount assessed.

510 2. The total revenues generated by the tuition
 511 differential.

512 3. With respect to waivers authorized under subparagraph
 513 (b)7. ~~(b)8.~~, the number of students eligible for a waiver, the
 514 number of students receiving a waiver, and the value of waivers
 515 provided.

516 4. Detailed expenditures of the revenues generated by the
 517 tuition differential.

518 5. Changes in retention rates, graduation rates, the
 519 percentage of students graduating with more than 110 percent of
 520 the hours required for graduation, pass rates on licensure

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521 examinations, the number of undergraduate course offerings, the
522 percentage of undergraduate students who are taught by faculty,
523 student-faculty ratios, and the average salaries of faculty who
524 teach undergraduate courses.

525 (e) ~~(f)~~ A No state university is not shall be required to
526 lower a any tuition differential that was approved by the Board
527 of Governors and in effect before July 1, 2015 ~~prior to January~~
528 ~~1, 2009~~, in order to comply with ~~the provisions of this~~
529 subsection.

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

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

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

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

541 Section 6. This act shall take effect July 1, 2016.