



26 resident for tuition purposes based solely upon his or her  
 27 immigration status if he or she:

28 1. Is a beneficiary under the federal Family Unity  
 29 Program;

30 2. Has been granted temporary protected status by the  
 31 United States Department of Homeland Security;

32 3. Has been granted a stay of deportation or removal  
 33 status by the United States Department of Homeland Security or  
 34 by an administrative or federal court;

35 4. Has been granted deferred enforced departure status by  
 36 the United States Department of Homeland Security; or

37 5. Has been granted deferred action for childhood arrivals  
 38 status or another form of prosecutorial discretion by the United  
 39 States Department of Homeland Security.

40 Section 2. Paragraphs (b) through (d) of subsection (12)  
 41 of section 1009.26, Florida Statutes, are redesignated as  
 42 paragraphs (c) through (e), respectively, and a new paragraph  
 43 (b) and paragraph (f) are added to that subsection to read:

44 1009.26 Fee waivers.—

45 (12)

46 (b) A state university shall waive out-of-state fees for  
 47 students, including, but not limited to, students who are  
 48 undocumented for federal immigration purposes, who meet the  
 49 following requirements:

50 1. Attended and graduated from a postsecondary institution

51 in this state;

52 2. Apply for enrollment in or are currently enrolled in a  
53 graduate or professional program at an institution of higher  
54 education in this state;

55 3. Submit an official postsecondary transcript as evidence  
56 of attendance and graduation; and

57 4. File with the institution of higher education an  
58 affidavit stating that the student will file an application to  
59 become a permanent resident of the United States at the earliest  
60 opportunity he or she is eligible to do so.

61 (f) The Board of Governors and the State Board of  
62 Education shall create a uniform out-of-state fee waiver form.

63 Section 3. This act shall take effect July 1, 2017.