

By Senator Rodrigues

27-00871-21

20211956\_\_

1                   A bill to be entitled  
2       An act relating to postsecondary out-of-state fee  
3       waivers; amending s. 1009.26, F.S.; deleting a  
4       provision requiring a state university, a Florida  
5       College System institution, a career center operated  
6       by a school district, or a charter technical career  
7       center to waive out-of-state fees for students,  
8       including undocumented students, who meet specified  
9       conditions; deleting a provision requiring tuition and  
10      fees charged to such students to not exceed tuition  
11      and fees charged to a resident student; deleting a  
12      provision requiring such students to be considered  
13      nonresident students for purposes of calculating the  
14      systemwide total enrollment of nonresident students as  
15      limited by regulation of the Board of Governors;  
16      deleting a provision requiring a state university, a  
17      Florida College System institution, a career center  
18      operated by a school district, or a charter technical  
19      career center to prioritize the enrollment of veterans  
20      who are granted a certain out-of-state fee waiver over  
21      the enrollment of other specified students; providing  
22      an effective date.

23  
24 Be It Enacted by the Legislature of the State of Florida:

25  
26       Section 1. Subsection (12) of section 1009.26, Florida  
27       Statutes, is amended to read:

28       1009.26 Fee waivers.—

29       ~~(12) (a) A state university, a Florida College System~~

27-00871-21

20211956\_\_

30 ~~institution, a career center operated by a school district under~~  
31 ~~s. 1001.44, or a charter technical career center shall waive~~  
32 ~~out-of-state fees for students, including, but not limited to,~~  
33 ~~students who are undocumented for federal immigration purposes,~~  
34 ~~who meet the following conditions:~~

35 ~~1. Attended a secondary school in this state for 3~~  
36 ~~consecutive years immediately before graduating from a high~~  
37 ~~school in this state;~~

38 ~~2. Apply for enrollment in an institution of higher~~  
39 ~~education within 24 months after high school graduation; and~~

40 ~~3. Submit an official Florida high school transcript as~~  
41 ~~evidence of attendance and graduation.~~

42 ~~(b) Tuition and fees charged to a student who qualifies for~~  
43 ~~the out-of-state fee waiver under this subsection may not exceed~~  
44 ~~the tuition and fees charged to a resident student. The waiver~~  
45 ~~is applicable for 110 percent of the required credit hours of~~  
46 ~~the degree or certificate program for which the student is~~  
47 ~~enrolled. Each state university, Florida College System~~  
48 ~~institution, career center operated by a school district under~~  
49 ~~s. 1001.44, and charter technical career center shall report to~~  
50 ~~the Board of Governors and the State Board of Education,~~  
51 ~~respectively, the number and value of all fee waivers granted~~  
52 ~~annually under this subsection. By October 1 of each year, the~~  
53 ~~Board of Governors for the state universities and the State~~  
54 ~~Board of Education for Florida College System institutions,~~  
55 ~~career centers operated by a school district under s. 1001.44,~~  
56 ~~and charter technical career centers shall annually report for~~  
57 ~~the previous academic year the percentage of resident and~~  
58 ~~nonresident students enrolled systemwide.~~

27-00871-21

20211956\_\_

59       ~~(c) A state university student granted an out-of-state fee~~  
60 ~~waiver under this subsection must be considered a nonresident~~  
61 ~~student for purposes of calculating the systemwide total~~  
62 ~~enrollment of nonresident students as limited by regulation of~~  
63 ~~the Board of Governors. In addition, a student who is granted an~~  
64 ~~out-of-state fee waiver under this subsection is not eligible~~  
65 ~~for state financial aid under part III of this chapter and must~~  
66 ~~not be reported as a resident for tuition purposes.~~

67       ~~(d) A state university, a Florida College System~~  
68 ~~institution, a career center operated by a school district under~~  
69 ~~s. 1001.44, or a charter technical career center shall, within~~  
70 ~~the nonresident student enrollment systemwide, prioritize the~~  
71 ~~enrollment of a veteran who is granted an out-of-state fee~~  
72 ~~waiver pursuant to the Congressman C.W. "Bill" Young Tuition~~  
73 ~~Waiver Act over a student who is granted an out-of-state fee~~  
74 ~~waiver under this subsection.~~

75       Section 2. This act shall take effect July 1, 2021.