

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
 4 provisions relating to the waiver of out-of-state fees
 5 for certain students; providing an effective date.

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

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 9 Section 1. Subsection (12) of section 1009.26, Florida
 10 Statutes, is amended to read:

11 1009.26 Fee waivers.—

12 ~~(12) (a) A state university, a Florida College System~~
 13 ~~institution, a career center operated by a school district under~~
 14 ~~s. 1001.44, or a charter technical career center shall waive~~
 15 ~~out-of-state fees for students, including, but not limited to,~~
 16 ~~students who are undocumented for federal immigration purposes,~~
 17 ~~who meet the following conditions:~~

18 ~~1. Attended a secondary school in this state for 3~~
 19 ~~consecutive years immediately before graduating from a high~~
 20 ~~school in this state;~~

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

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

25 ~~(b) Tuition and fees charged to a student who qualifies~~

26 ~~for the out-of-state fee waiver under this subsection may not~~
27 ~~exceed the tuition and fees charged to a resident student. The~~
28 ~~waiver is applicable for 110 percent of the required credit~~
29 ~~hours of the degree or certificate program for which the student~~
30 ~~is enrolled. Each state university, Florida College System~~
31 ~~institution, career center operated by a school district under~~
32 ~~s. 1001.44, and charter technical career center shall report to~~
33 ~~the Board of Governors and the State Board of Education,~~
34 ~~respectively, the number and value of all fee waivers granted~~
35 ~~annually under this subsection. By October 1 of each year, the~~
36 ~~Board of Governors for the state universities and the State~~
37 ~~Board of Education for Florida College System institutions,~~
38 ~~career centers operated by a school district under s. 1001.44,~~
39 ~~and charter technical career centers shall annually report for~~
40 ~~the previous academic year the percentage of resident and~~
41 ~~nonresident students enrolled systemwide.~~

42 ~~(c) A state university student granted an out-of-state fee~~
43 ~~waiver under this subsection must be considered a nonresident~~
44 ~~student for purposes of calculating the systemwide total~~
45 ~~enrollment of nonresident students as limited by regulation of~~
46 ~~the Board of Governors. In addition, a student who is granted an~~
47 ~~out-of-state fee waiver under this subsection is not eligible~~
48 ~~for state financial aid under part III of this chapter and must~~
49 ~~not be reported as a resident for tuition purposes.~~

50 ~~(d) A state university, a Florida College System~~

HB 6055

2022

51 ~~institution, a career center operated by a school district under~~
52 ~~s. 1001.44, or a charter technical career center shall, within~~
53 ~~the nonresident student enrollment systemwide, prioritize the~~
54 ~~enrollment of a veteran who is granted an out-of-state fee~~
55 ~~waiver pursuant to the Congressman C.W. "Bill" Young Tuition~~
56 ~~Waiver Act over a student who is granted an out-of-state fee~~
57 ~~waiver under this subsection.~~

58 Section 2. This act shall take effect July 1, 2022.