

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 at public colleges and universities.

286 (b) Federal, state, and institutional financial aid

287 policies on the actual cost of attendance for students and their  
 288 families.

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

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

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

297 1004.085 Textbook and instructional materials  
 298 affordability.—

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

302 (2)~~(1)~~ An ~~No~~ employee of a Florida College System  
 303 institution or state university may not demand or receive any  
 304 payment, loan, subscription, advance, deposit of money, service,  
 305 or anything of value, present or promised, in exchange for  
 306 requiring students to purchase a specific textbook or  
 307 instructional material for coursework or instruction.

308 (3)~~(2)~~ An employee may receive:

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

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

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

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

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

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

338 (5)-(3) Each Florida College System institution

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

359 (6) ~~(4)~~ The State Board of Education and the Board of  
360 Governors each shall adopt textbook and instructional material  
361 affordability policies, procedures, and guidelines for  
362 implementation by Florida College System institutions and state  
363 universities, respectively, that further efforts to minimize the  
364 cost of textbooks and instructional materials for students

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

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

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

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

389 (d) ~~That the establishment of policies shall address~~ The  
390 availability of required and recommended textbooks and

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

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

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

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

409 1. Purchasing digital textbooks in bulk.

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

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

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

416 5. Developing mechanisms to assist in buying, renting,

417 selling, and sharing textbooks and instructional materials.

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

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

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

440 1004.92 Purpose and responsibilities for career  
441 education.—

442 (2)

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

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

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

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

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

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

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

467 (4) The State Board of Education shall adopt rules to  
 468 administer this section.

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

471 1009.23 Florida College System institution student fees.—

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

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

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

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

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

486 1009.24 State university student fees.—

487 (4)

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

495 | programs and professional programs may not exceed 15 percent in  
 496 | any year.

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

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

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

546 (b) Each tuition differential is subject to the following

PCB HEWS 15-01

Original

2015

547 conditions:

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

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

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

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

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

572 ~~c. An increase in the total patents awarded by the United~~

573 ~~States Patent and Trademark Office for the most recent years.~~

574 ~~3.4.~~ The aggregate sum of undergraduate tuition and fees  
 575 per credit hour, including the tuition differential, may not  
 576 exceed the national average of undergraduate tuition and fees at  
 577 4-year degree-granting public postsecondary educational  
 578 institutions.

579 ~~4.5.~~ The tuition differential shall not be included in any  
 580 award under the Florida Bright Futures Scholarship Program  
 581 established pursuant to ss. 1009.53-1009.538.

582 ~~5.6.~~ Beneficiaries having prepaid tuition contracts  
 583 pursuant to s. 1009.98(2)(b) which were in effect on July 1,  
 584 2007, and which remain in effect, are exempt from the payment of  
 585 the tuition differential.

586 ~~6.7.~~ The tuition differential may not be charged to any  
 587 student who was in attendance at the university before July 1,  
 588 2007, and who maintains continuous enrollment.

589 ~~7.8.~~ The tuition differential may be waived by the  
 590 university for students who meet the eligibility requirements  
 591 for the Florida public student assistance grant established in  
 592 s. 1009.50.

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

596 (c) Each state university that is designated as a  
 597 preeminent state research university by the Board of Governors  
 598 pursuant to s. 1001.7065 may increase the tuition differential

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

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

612 2. An increase in total annual research expenditures.

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

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

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

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

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

624 ~~4. Indicate how the revenues from the tuition differential~~

PCB HEWS 15-01

Original

2015

625 ~~will be used.~~

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

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

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

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

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

649 3. With respect to waivers authorized under subparagraph  
650 (b)7. ~~(b)8.~~, the number of students eligible for a waiver, the

651 number of students receiving a waiver, and the value of waivers  
 652 provided.

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

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

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

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

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

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

676 (c) Be posted on the university's website and issued in a

677 press release.

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

680 1011.802 Florida Apprenticeship Grant (FLAG) Program.—

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

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

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

701 Section 15. Section 1011.803, Florida Statutes, is created  
702 to read:

703 1011.803 Rapid Response Grant Program.—

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

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

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

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

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

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

727 (2) The sum of \$10 million in recurring funds is  
 728 appropriated from the General Revenue Fund to the Department of

PCB HEWS 15-01

Original

2015

729 | Education to implement the Rapid Response Grant Program.

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