

1 A bill to be entitled
 2 An act relating to the Stanley G. Tate Florida Prepaid
 3 College Program; amending s. 1009.98, F.S.;
 4 authorizing the transfer of fees associated with
 5 dormitory residency to approved qualified nonprofit
 6 organizations under certain circumstances; prohibiting
 7 transferred fees from exceeding a specified amount;
 8 providing a definition; providing an effective date.
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10 Be It Enacted by the Legislature of the State of Florida:
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12 Section 1. Paragraph (d) of subsection (2) of section
 13 1009.98, Florida Statutes, is amended to read:

14 1009.98 Stanley G. Tate Florida Prepaid College Program.—

15 (2) PREPAID COLLEGE PLANS.—At a minimum, the board shall
 16 make advance payment contracts available for two independent
 17 plans to be known as the Florida College System institution plan
 18 and the university plan. The board may also make advance payment
 19 contracts available for a dormitory residence plan. The board
 20 may restrict the number of participants in the Florida College
 21 System institution plan, university plan, and dormitory
 22 residence plan, respectively. However, any person denied
 23 participation solely on the basis of such restriction shall be
 24 granted priority for participation during the succeeding year.

25 (d)1. Through the dormitory residence plan, the advance

26 | payment contract may provide prepaid housing fees for a maximum
27 | of 10 semesters of full-time undergraduate enrollment in a state
28 | university. Dormitory residence plans shall be purchased in
29 | increments of 2 semesters. The cost of participation in the
30 | dormitory residence plan shall be based primarily on the average
31 | current and projected housing fees within the State University
32 | System and the number of years expected to elapse between the
33 | purchase of the plan on behalf of a qualified beneficiary and
34 | the exercise of the benefits provided in the plan by such
35 | beneficiary. Qualified beneficiaries shall have the highest
36 | priority in the assignment of housing within university
37 | residence halls. Qualified beneficiaries shall bear the cost of
38 | any additional elective charges such as laundry service or long-
39 | distance telephone service. Each state university may specify
40 | the residence halls or other university-held residences eligible
41 | for inclusion in the plan. In addition, any state university may
42 | request immediate termination of a dormitory residence contract
43 | based on a violation or multiple violations of rules of the
44 | residence hall or other university-held residences. In the event
45 | that sufficient housing is not available for all qualified
46 | beneficiaries, the board shall refund the purchaser or qualified
47 | beneficiary an amount equal to the fees charged for dormitory
48 | residence during that semester. If a qualified beneficiary is
49 | admitted to the state university and finds housing with a
50 | qualified nonprofit organization, as defined in subparagraph 2.,

51 that is approved by the state university, the state university
 52 may transfer or cause to have transferred to the qualified
 53 nonprofit organization the fees associated with dormitory
 54 residence. If a qualified beneficiary fails to be admitted to a
 55 state university or chooses to attend a Florida College System
 56 institution that operates one or more dormitories or residency
 57 opportunities, or has one or more dormitories or residency
 58 opportunities operated by the Florida College System institution
 59 direct-support organization, the qualified beneficiary may
 60 transfer or cause to have transferred to the Florida College
 61 System institution, or Florida College System institution
 62 direct-support organization, the fees associated with dormitory
 63 residence. If a qualified beneficiary attends a Florida College
 64 System institution and finds housing with a qualified nonprofit
 65 organization, as defined in subparagraph 2., that is approved by
 66 the Florida College System institution, the Florida College
 67 System institution may transfer or cause to have transferred to
 68 the qualified nonprofit organization the fees associated with
 69 dormitory residence. Dormitory fees transferred to a ~~the~~ Florida
 70 College System institution, ~~or~~ Florida College System
 71 institution direct-support organization, or qualified nonprofit
 72 organization may not exceed the average ~~maximum~~ fees charged for
 73 state university dormitory residence for the purposes of this
 74 section, or the fees charged for Florida College System
 75 institution or Florida College System institution direct-support

76 organization dormitories or residency opportunities, whichever
77 is less.

78 2. For purposes of this paragraph, the term "qualified
79 nonprofit organization" means a nonprofit organization under s.
80 501(c)(3) of the United States Internal Revenue Code which
81 provides one or more dormitories or residency opportunities to
82 students enrolled full-time in a state university or Florida
83 College System institution, primarily supports students that
84 lack financial resources, and has been approved by the board for
85 inclusion in the plan.

86 Section 2. This act shall take effect July 1, 2019.