

**FLORIDA BOARD OF GOVERNORS
NOTICE OF PROPOSED REGULATION AMENDMENT**

DATE: August 13, 2008

REGULATION TITLE AND NUMBER: Tuition and Fee Assessment - 7.002

SUMMARY: Regulation 7.002 requires each university to establish regulation procedures for the payment, waiver and refund of fees, fines and penalties. In addition, terminology has been updated and clarified. Finally, guidelines regarding the deferred payment of fees due to the delay of financial aid to the student through circumstances beyond their control have been moved from Regulation 7.004 to 7.002.

FULL TEXT OF THE REGULATION: The full text of the proposed regulation for amendment is posted on Board of Governor's Web site at www.flbog.edu. In addition, the full text of the regulation is available upon request to the Office of the Chancellor, at (850) 245-0466.

AUTHORITY TO AMEND REGULATION(S): Section 7(d), Art. IX, Fla. Const.; BOG Regulation Development Procedure dated March 23, 2006.

THE BOARD OF GOVERNORS' OFFICIAL INITIATING THE PROPOSED AMENDMENT TO THE REGULATION: Vikki Shirley, General Counsel.

COMMENTS REGARDING THE PROPOSED AMENDMENT SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation on which you are commenting:

Vikki R. Shirley, General Counsel, Board of Governors, State University System, 325 W. Gaines Street, Suite 1614, Tallahassee, Florida 32399, (850) 245-0466 (phone), (850) 245-9685 (fax), or generalcounsel@flbog.edu.

Substantially Reworded

~~6C-7.002 Tuition and Fee Assessment, Collection, Accounting and Remittance.~~

~~(1) Each university shall establish by regulation procedures for the payment, waiver and refund of fees, fines and penalties appropriately assessed.~~

~~(2) The university president or designee may approve deferred payment when financial aid is delayed in being transmitted to the student through circumstances beyond the control of the student or formal arrangements have been made by the student with the university for payment. Each university shall develop ~~adopt~~ procedures and terms for such deferment.~~

~~(3) For budgeting purposes, ~~t~~The ~~tuition~~ ~~Matriculation Fee~~, ~~out-of-state Non-Resident~~ ~~f~~Fee, Application Fee, a minimum of 50 percent of the Late Payment Fee, and a minimum of 50 percent of the Late Registration Fee shall be budgeted in ~~remitted to~~ ~~the~~ appropriated ~~Student and Other Fee Trust Funds~~ for fundable credit hours. Fees for non-fundable credit hours will be deposited in the appropriate trust fund.~~

~~(4) All proceeds from ~~t~~The Building Fee and Capital Improvements Fee, as authorized in Regulation 7.003, shall be remitted no later than the 20th of each month for the previous month's collections to the Board of Governors. Required remittance information will be provided to each university by the Chancellor or designee. ~~to the appropriate fund in the Office of the Board of Regents and utilized as provided in Section 18, Chapter 94-292, Laws of Florida, and Section 240.531, Florida Statutes.~~~~

~~(5) Student Financial Aid Fees — All proceeds from ~~t~~The student financial aid fees, as authorized in Regulation 7.003, shall be accounted for in ~~remitted to~~ the appropriate fund at the university. Each university may use up to 15 percent of the financial aid fees collected to pay for administrative costs associated with administration of financial aid programs.~~

~~(4) Independent and/or external degree programs — All independent and/or external degree programs must be approved by the Board of Regents. Any credit instruction undertaken through such programs shall be charged and funds remitted in the same manner as other credit instruction.~~

~~(6) Course Classification - Tuition Resident and non-resident tuition shall be assessed on the basis of course classification: fundable courses numbered through 4999 shall be assessed at the undergraduate level (all courses at New College of Florida are undergraduate and shall be assessed accordingly), fundable courses numbered 5000-8999 shall be assessed at the graduate level, and those courses identified by universities having medical programs ~~the University of Florida and the University of South Florida as medical~~ shall be assessed as outlined in university board of trustees regulations ~~Rule 6C-7.001(4)(b)~~.~~

(76) Each university shall establish by regulation~~rule~~, procedures for the payment of tuition and associated fees. Such regulation ~~rules~~ shall provide that a student's course schedule will be ~~is~~ canceled if payment, or appropriate arrangements for payment, has not occurred by the deadline set by each university, which shall be no later than the end of the second week of classes. Provision for reinstatement of canceled course schedules may be included in the regulation. The president, or ~~the president's~~ designee, may extend the deadline for fee payment when payment by the student is delayed due to university actions. However, the president may choose to temporarily suspend further academic progress in lieu of canceling a student's course schedule in those cases where the student has partially paid tuition and the university guarantees full payment from an authorized and existing fund before the submission of the final student data course file or the end of the semester, whichever is later; otherwise, the student credit hours shall not be counted for state funding purposes. Suspension of academic progress shall preclude students from receiving grades, transcripts, or a diploma and shall deny registration for future terms until the student's account has been settled in full.

(87) All or any part of the tuition and associated fees may be waived by the university when deemed appropriate provided that provisions for such waiver are included in ~~Florida Statutes or the regulations rules~~ of the Board of Governors or university boards of trustees pursuant to Regulation 7.008~~Regents~~.

~~(98) Installment Payments -- The university president may establish a procedure for the payment of tuition and associated fees in installments. Such procedure shall require the payment of at least 50 percent of the tuition liability by the end of the tuition payment deadline set by each university and the remaining tuition shall be paid no later than the beginning of the second half of the academic term. The fee shall be as authorized in Regulation 7.003 and shall be budgeted in. Such procedure may include a fee of \$10.00 which shall be deposited into the appropriated Student and Other Fee Trust Funds, as required by Section 240.235(6), Florida Statutes.~~

(109) Tuition Refund/Release of Liability -- Each university shall establish, by regulation~~rule~~, procedures for the refund or release of liability of tuition and associated fees assessed and paid pursuant to this regulation~~Rule~~. As a minimum, such regulation ~~rule~~ shall provide for the refund/charge adjustment of the following:

(a) Refund 100 percent of the tuition and associated fees assessed, adjusted for waivers, if official withdrawal from the university occurs prior to the end of drop/add period.

(b) Refund 25 percent of the tuition and associated fees assessed, adjusted for waivers, if official withdrawal from the university occurs after the end of drop/add period and prior to the end of the fourth week of classes, or as designated by the university for summer sessions.

(c) 100% refund of the tuition and associated fees assessed, adjusted for waivers, if a student withdraws or drops one or more credit courses due to circumstances determined by the university to be exceptional and beyond the control of the student, including but not limited to:

1. Illness of a student of such severity or duration, as confirmed in writing by a physician, to preclude completion of the course(s),
2. Death of the student or death in the immediate family (parent, step-parents, spouse, child, sibling, or grandparents),
3. Involuntary call to active military duty, or
4. A situation in which the university is in error. The amount of a payment in excess of the adjusted assessment will be refunded.

(1110) A written appeal for a refund or other appeal action must be submitted to the University within six (6) months of the close of the semester to which the refund or other appeal action is applicable.

Authority: Section 7(d), Art. IX, Fla. Const.; History-Former BOR Rule 6C-7.002; Adopted 4-8-74, Amended 7-19-74, Amended and Renumbered 12-17-74, Amended 6-26-75, 2-28-76, 11-1-76, 3-21-77, 9-28-81, 12-13-83, 10-2-84, Formerly 6C-7.02, Amended 4-9-87, 9-15-91, 11-9-92, 8-1-94, 10-2-94, 5-17-95, 4-16-96, 12-28-97, 8-3-00.