FAU
BOARD OF TRUSTEES
Florida Atlantic University

Item: VII.

WEDNESDAY, AUGUST 19, 2009

SUBJECT: REQUEST FOR APPROVAL OF REGULATION FOR LEGISLATIVE AND BOARD OF TRUSTEES ESTABLISHED INCREASES IN STUDENT TUITION AND FEES FOR ACADEMIC YEAR 2009-2010.

PROPOSED BOARD ACTION

Approve the regulation for Legislative and Board of Trustees established increases in student tuition and fees for Academic Year 2009-2010; the establishment of a Differential Tuition for Undergraduate students; the establishment of a Technology Fee; an increase in the Athletic fee; an increase in the Health Fee; an increase in the Activity and Service Fee; and authorize the University President to amend the regulation as necessary, consistent with Board of Governors and Board of Trustees directives and guidelines.

In order to maintain consistency with the Legislative, Board of Governors, and Board of Trustees increases in tuition, the matriculation and non-resident (out-of-state) fees may be adjusted on a net neutral basis.

BACKGROUND INFORMATION

This information was presented and approved during the June 17, 2009 BOT Audit and Finance Committee meeting. The Board of Governors instructions to universities require that differential tuition apply to both in-state and out-of-state undergraduate students. The University tuition regulation has been adjusted to reflect that requirement.

The Florida Legislature established an eight (8) percent increase in Undergraduate in-state tuition. The eight percent tuition increase will be $6.56 per credit hour. Undergraduate in-state tuition will increase from $82.03 to $88.59 per credit hour. The Florida Legislature also authorized each University Board of Trustees to establish a Differential Tuition of up to seven (7) percent for Undergraduate in-state students. The University is recommending a seven (7) percent Differential Tuition increase as authorized by Section 1009.24 (16) Florida Statutes. The Differential Tuition will be $5.74 per credit hour.

The University is recommending an eight (8) percent increase in Graduate in-state tuition, the same percentage as the legislatively established increase in Undergraduate in-state tuition. The eight percent increase will be $17.86 per credit hour. Graduate in-state tuition will increase from $223.24 to $241.09. The matriculation and non-resident (out-of-state) fees for out-of-state students will be adjusted on a net neutral basis.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish a Technology Fee not to exceed five (5) percent of Undergraduate tuition. The Technology Fee Committee recommended an increase of up to five (5) percent. The University is recommending the establishment of a Technology Fee equal to four (4)

percent of Undergraduate in-state tuition, excluding the Differential Tuition, to support improvements in technology infrastructure. The Technology Fee will be $3.54 per credit hour.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish an Athletic Fee. The Athletics Fee Committee has recommended that the Athletics Fee be increased by $.55 per credit hour. The University is recommending an increase in the Athletics Fee of $.55. The Athletics Fee will increase from $13.75 to $14.30 per credit hour. These funds will be used to provide additional scholarship revenue to help offset the 2007-08, 2008-09 and 2009-10 tuition increases.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish a Health Fee. The Health Fee Committee has recommended that the Health Fee be increased by $.30 per credit hour. The University is recommending an increase in the Health Fee of $.30. The Health Fee will increase from $7.50 to $7.80 per credit hour. These funds will be used to provide to enhance health and wellness services on all campuses.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish an Activity and Service Fee. The Activity and Service Fee Committee has recommended that the Activity and Service Fee be increased by $.40 per credit hour. The University is recommending an increase in the Activity and Service Fee of $.40. The Activity and Service Fee will increase from $10.00 to $10.40 per credit hour. These funds will be used to maintain quality student organization programs and operate facilities such as the Davie Student Union, the Boca Raton Recreation Center and others.

IMPLEMENTATION PLAN/DATE

July 1, 2009.

FISCAL IMPLICATIONS

These increases will be used to support Board of Trustees strategic priorities.

Supporting Documentation: Proposed Regulation 8.001 Amendment: Tuition and Fees.

Presented by: Mr. Dennis Crudele, Interim Senior Vice President for Finance Phone: 561-297-3266

FIRST AMENDED

FLORIDA ATLANTIC UNIVERSITY
NOTICE OF PROPOSED REGULATION AMENDMENT

Date: July 14, 2009

REGULATION TITLE AND NUMBER: Tuition, Fee Schedule and Percentage of Cost (8.001).

AMENDED SUMMARY: The original Notice of Proposed Regulation Amendment for Tuition, Fee Schedule and Percentage of Cost (8.001) was posted on June 18, 2009. During the regular posting and comment period, the Board of Governors staff made a suggestion regarding the proposed regulation amendment language. The administration decided to adopt the suggestion, applying the Differential Tuition to both resident and non-resident undergraduate students. To offset the increase to non-residents, the Non-Resident Fee was reduced by the same amount. Non-substantive grammatical changes are also included. This amendment, therefore, will not alter the total per credit hour rate in any way for any student from the original proposal as adopted by the Audit and Finance Committee of the Board of Trustees.

ORIGINAL SUMMARY: The Florida Legislature established an eight (8) percent increase in Undergraduate in-state tuition. The eight percent tuition increase will be $6.56 per credit hour. Undergraduate in-state tuition will increase from $82.03 to $88.59 per credit hour. The Florida Legislature also authorized each University Board of Trustees to establish a Differential Tuition of up to seven (7) percent for Undergraduate in-state students. The University is recommending a seven (7) percent Differential Tuition increase as authorized by Section 1009.24 (16) Florida Statutes. The Differential Tuition will be $5.74 per credit hour.

The University is recommending an eight (8) percent increase in Graduate in-state tuition, the same percentage as the legislatively established increase in Undergraduate in-state tuition. The eight percent increase will be $17.86 per credit hour. Graduate in-state tuition will increase from $223.24 to $241.09. The University is not recommending an increase in Undergraduate and Graduate out-of-state tuition. The matriculation and non-resident (out-of-state) fees for out-of-state students will be adjusted on a net neutral basis. Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish a Technology Fee not to exceed five (5) percent of Undergraduate tuition. The Technology Fee Committee recommended an increase of up to five (5) percent. The University is recommending the establishment of a Technology Fee equal to four (4) percent of Undergraduate in-state tuition, excluding the Differential Tuition, to support improvements in technology infrastructure. The Technology Fee will be $3.54 per credit hour.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish an Athletic Fee. The Athletics Fee Committee has recommended that the Athletics Fee be

increased by $.55 per credit hour. The University is recommending an increase in the Athletics Fee of $.55. The Athletics Fee will increase from $13.75 to $14.30 per credit hour. These funds will be used to provide additional scholarship revenue to help offset the 2007-08, 2008-09 and 2009-10 tuition increases.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish a Health Fee. The Health Fee Committee has recommended that the Health Fee be increased by $.30 per credit hour. The University is recommending an increase in the Health Fee of $.30. The Health Fee will increase from $7.50 to $7.80 per credit hour. These funds will be used to provide to enhance health and wellness services on all campuses.

Under Section 1009.24 (13) (s) Florida Statutes, the University is authorized to establish an Activity and Service Fee. The Activity and Service Fee Committee has recommended that the Activity and Service Fee be increased by $.40 per credit hour. The University is recommending an increase in the Activity and Service Fee of $.40. The Activity and Service Fee will increase from $10.00 to $10.40 per credit hour. These funds will be used to maintain quality student organization programs and operate facilities such as the Davie Student Union, the Boca Raton Recreation Center and others.

FULL TEXT OF THE REGULATION: The full text of the proposed regulation is attached below to this Notice. The full text of the existing regulation is posted on FAU's website at www.fau.edu/regulations. In addition, the full text of the proposed regulation and current regulation are available upon request to the Office of the General Counsel, which can be contacted at (561) 297-3007 or GeneralCounsel@fau.edu.

AUTHORITY TO AMEND THE REGULATION: Article IX of the Florida Constitution and the Board of Governors Regulation Development Procedure dated July 21, 2005.

UNIVERSITY OFFICIAL INITIATING THE REGULATION AMENDMENT: Dr. Kenneth Jessell, Senior Vice President of Financial Affairs

COMMENTS CONCERNING THE PROPOSED REGULATION AMENDMENT SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. In response, the University may solicit additional written comments, schedule a public hearing, withdraw or modify the proposed regulation amendment in whole or in part after notice, or proceed with adopting the regulation amendment. The comments must identify the regulation(s) on which you are commenting:

THE PERSON TO BE CONTACTED REGARDING THE AMENDMENT/REPEAL OF REGULATIONS IS: Myrlande Dessalines, Paralegal, Office of the General Counsel, 777 Glades Road, Boca Raton, Florida, 33431, (561) 297-3007 (phone), (561) 297-2787 (fax), GeneralCounsel@fau.edu.

FIRST AMENDED PROPOSED

Florida Atlantic University

Regulation 8.001 Tuition, Fee Schedule and Percentage of Cost

(1) Tuition costs shall be defined as tuition and fees assessed to students for enrollment in credit courses at Florida Atlantic University. Tuition costs consist of the following tuition and fees, depending on whether a student is a resident or a non-resident:

(a) Resident or in-state tuition costs, comprised of the following, shall be defined as the tuition and fees charged an enrolled student who qualifies as a Florida resident:

1. Matriculation Fee ("Tuition");
2. Student Financial Aid Fee;
3. Capital Improvement Trust Fund Fee;
4. Building Fee;
5. Health Fee;
6. Athletic Fee;
7. Activity and Service Fee; ~~and,~~
~~University Matriculation Fee;~~.
8. Technology Fee; and,
~~8.~~9. Tuition Differential.

(b) Non-Resident or out-of-state tuition costs, comprised of the following, shall be defined as the tuition and fees charged an enrolled student who does not qualify as a Florida resident:

1. Matriculation Fee ("Tuition");
2. Non-Resident Fee;
3. Student Financial Aid Fee;
~~4. Non-Resident Student Financial Aid Fee;~~
~~5.~~4. Capital Improvement Trust Fund Fee;
~~6.~~5. Building Fee;
~~7.~~6. Health Fee;
~~8.~~7. Athletic Fee;
~~9.~~8. Activity and Service Fee;
~~10. University Matriculation Fee; and,~~
~~University Non-Resident Fee.~~;
9. Technology Fee; and,
~~11.~~10. Tuition Differential.

(2) Registration shall be defined as consisting of three components:

(a) Formal selection of one or more credit courses approved and scheduled by the University;

(b) Tuition costs payment, partial or otherwise, or other appropriate arrangements for tuition costs payment (installment payment plans, deferment, or third party billing) for the courses in which the student is enrolled as of the end of the drop/add period; and,

(c) Provision of background information where appropriate.

(3) Tuition liability or fee liability shall be defined as the liability for the payment of tuition and fees incurred at the point at which the student has completed registration, as defined above.

(4) The following tuition and fees shall be levied and collected effective the Fall 20098 semester for each student regularly enrolled.

(a) Students enrolled in programs at Florida Atlantic University will be assessed the following tuition and fees per credit hour *:

	~~Undergraduate~~		~~Graduate~~	
	~~In-State~~	~~Out-of State~~	~~In-State~~	~~Out-of State~~
~~Matriculation Fee ("Tuition")~~	~~$ 82.03~~	~~$ 82.03~~	~~$ 223.24~~	~~$ 223.24~~
~~Non-Resident Fee~~	~~$ -~~	~~$ 435.71~~	~~$ -~~	~~$ 614.73~~
~~Student Financial Aid Fee~~	~~$ 4.02~~	~~$ 25.87~~	~~$ 11.15~~	~~$ 41.89~~
~~Capital Improvement Fee~~	~~$ 2.44~~	~~$ 2.44~~	~~$ 2.44~~	~~$ 2.44~~
~~Building Fee~~	~~$ 2.32~~	~~$ 2.32~~	~~$ 2.32~~	~~$ 2.32~~
~~Activity & Service Fee~~	~~$ 10.00~~	~~$ 10.00~~	~~$ 10.00~~	~~$ 10.00~~
~~Health Fee~~	~~$ 7.50~~	~~$ 7.50~~	~~$ 7.50~~	~~$ 7.50~~
~~Athletic Fee~~	~~$ 13.75~~	~~$ 13.75~~	~~$ 13.75~~	~~$ 13.75~~
~~Total Per Credit Hour~~	~~$ 122.06~~	~~$ 579.62~~	~~$ 270.40~~	~~$ 915.87~~

	Undergraduate		Graduate	
	In-State	Out-of State	In-State	Out-of State
Matriculation Fee ("Tuition")	$ 88.59	$ 88.59	$ 241.09	$ 241.09
Non-Resident Fee	$ -	$ ~~429.15~~423.41	$ -	$ 596.88
Tuition Differential	$ 5.74	$ 5.74~~-~~	$ -	$ -
Student Financial Aid Fee	$ 4.42	$ 25.87	$ 12.05	$ 41.89
Capital Improvement Fee	$ 2.44	$ 2.44	$ 2.44	$ 2.44
Building Fee	$ 2.32	$ 2.32	$ 2.32	$ 2.32
Activity & Service Fee	$ 10.40	$ 10.40	$ 10.40	$ 10.40
Health Fee	$ 7.80	$ 7.80	$ 7.80	$ 7.80

Athletic Fee	$ 14.30	$ 14.30	$ 14.30	$ 14.30
Technology Fee	$ 3.54	$ 3.54	$ 3.54	$ 3.54
Total Per Credit Hour	$ 139.55	$ 584.41	$ 293.94	$ 920.66

* This schedule does not include all fees that students will be charged.

(b) Students enrolled in medical programs may be charged additional fees as prescribed by the Medical Partnership Program.

(c) Each student enrolled in the same undergraduate course more than twice, shall be assessed an additional $186.87~~75.84~~ per credit hour charge in addition to the fees outlined above for each such course. In accordance with Section 1009.285, Florida Statutes, a student may be granted an exception to the Repeat Course Surcharge upon approval by the Office of the University Provost based upon a review of the individual circumstances presented by the student to document exceptional circumstance. Review will be initiated by student petition, which must provide all appropriate documentation to support the claim of exceptional circumstance. Petition forms are available for this purpose from the University Registrar.

(5) The following process shall be used to determine the percentage of cost paid by students for setting the matriculation and non-resident fees.

(a) The most recent expenditure analysis, developed in compliance with Florida Statutes, will be used as the base for the full expenditure by level of instruction. Fundable credit hours estimated by the Florida Atlantic University Board of Trustees, for the year prior to the effective date of the fees, will be used for the enrollment base for each level. Expenditures for each level of instruction will be adjusted by using the percentage change in the total expenditures reported in the expenditure analysis as compared to the estimated total expenditures for the year prior to the effective date of the fees.

(b) The adjusted expenditures for each level of instruction will be divided by the credit hours to obtain the full expenditure per credit hour. The percentage of cost paid by students will be determined by finding the percentage the Matriculation Fee is of the full expenditure per credit hour, by level, for resident students; and by finding the percentage the sum of the Matriculation Fee and the Non-Resident Fee is of the full expenditure per credit hour, by level, for non-resident students.

Specific Authority: Florida Board of Governors Resolution dated January 7, 2003; Florida General Appropriations Act, 2007-2008, S.B. 2800 (2007). History: New- 9-30-2002, Amended- 7-15-2004, 9-14-2005, 6-28-2006, 6-30-2007, 8-19-2008, 8- -2009.