

Proposed Rule

6A-10.0451 Tuition and Fee Waivers for Disabled Veterans.

(1) Waiver. Each Florida College System institution's district board of trustees, each district school board with a career center authorized under section 1001.44, F.S., and each board of directors for a charter technical career center authorized under section 1002.34, F.S., shall adopt and implement policies or procedures that waive tuition and fees for eligible disabled veterans. As used in this section, the term "disabled veteran" means an individual who is a resident of this state pursuant to section 1009.21, F.S., and is:

(a) Determined by the United States Department of Veterans Affairs to have a service-connected one-hundred (100) percent total and permanent disability rating for compensation;

(b) Determined to have a service-connected total and permanent disability rating of one-hundred (100) percent and is in receipt of disability retirement pay from any branch of the United States Armed Services; or

(c) Issued a valid identification card by the Department of Veterans Affairs in accordance with section 295.17, F.S. that shows eligibility for any benefit provided by state law for one-hundred (100) percent, service-connected permanently and totally disabled veterans.

(2) Eligibility. Each institution must determine and verify student eligibility, including any necessary documentation to demonstrate eligibility. Evidence of eligibility must include:

(a) Documentation of Service and Separation. Such documents may include, but are not limited to:

1. DD-214, "Certificate of Release or Discharge from Active Duty;" or
2. Retirement or separation orders; or
3. Official statement from military personnel records center.

(b) Documentation of Compensable Service-Connected Disability. Such documents may include, but are not limited to:

1. An official document from the Department of Veterans Affairs or an Armed Forces branch certifying the one-hundred (100) percent total and permanent service-connected disability rating; or
2. An official document or retired orders from an Armed Forces branch showing that the veteran was retired due to a service-connected disability or has been transferred to a Disability Retirement List with a one-hundred (100) percent total and permanent service-connected disability rating.

(c) Documentation of the portion of tuition and fees paid in accordance with federal law. Such documents may include, but are not limited to:

1. A Veteran Affairs Award Letter showing a one-hundred (100) percent total and permanent service-connected disability rating and the portion of tuition and fees paid in accordance with federal law.
2. An official document from the Department of Veterans Affairs showing the portion of tuition and

fees paid in accordance with federal law.

(3) Waiver Implementation. Pursuant to section 295.011, F.S., beginning with the 2022-2023 academic year, a disabled veteran enrolled in a program of education approved for educational assistance under 38 U.S.C. s. 3313 who meets the eligibility criteria of subsection (2) and who does not qualify for the one-hundred (100) percent eligibility tier under federal law is eligible to receive a waiver for tuition and fees.

(a) The waiver amount is equal to the difference between the portion of tuition and fees paid in accordance with federal law and the full amount of tuition and fees at the institution attended. The amount waived by the institution is not to be determined until after the application of federal benefits under 38 U.S.C. s. 3313 and the application of federal or state scholarships and grants received by the student.

(b) Each Florida College System institution's board of trustees, each district school board with a career center authorized under section 1001.44, F.S., and each board of directors for a charter technical career center authorized under section 1002.34, F.S., shall report to the State Board of Education the number and value of all fee waivers granted annually.

(c) All students receiving benefits under this rule must be enrolled according to the customary rules and requirements and comply with the ordinary and minimum requirements of the institution attended.

(4) Pursuant to section 1009.285, F.S., a student will be required to pay tuition at one-hundred (100) percent of the full cost of instruction upon the third attempt of a course unless the Florida College System institution has granted an exception due to extenuating circumstances.

Rulemaking Authority 295.011(2)(b) FS. Law Implemented 295.03, 295.05, 295.011 FS. History--New