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KENNETH J. PLANTE
COORDINATOR
Room 680, Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1400
Telephone (850) 488-9110
Fax (850) 922-6934
www.japc.state.fl.us
japc@leg.state.fl.us

THE FLORIDA LEGISLATURE
**JOINT ADMINISTRATIVE
PROCEDURES COMMITTEE**

June 26, 2026

Mr. Chris Emerson
Agency Clerk
Department of Education
325 West Gaines Street, Suite 1514
Tallahassee, Florida 32399-0400

**RE: Department of Education, State Board of Education
Proposed Rule Number 6A-10.0240**

Dear Mr. Emerson:

I have reviewed the June 9, 2026, notice of change for the above-referenced rule and offer the following comments for your consideration and written response:

6A-10.0240(1)(a)1. The rule has been amended to require Florida College System boards of trustees to adopt policies that "include a procedure for requiring applicants to provide an attestation that he or she is a citizen of the United States or lawfully present in the United States prior to being granted admission to the institution and to provide documentation of such citizenship or lawful presence prior to enrolling in the institution." Please cite the specific statutory provision that this subparagraph is implementing. The statutes currently cited as law implemented do not appear to address the provision of the documentation requested in this subparagraph as part of the admissions process.

Additionally, please explain how this provision comports with sections 1000.05(2) and 1007.33(2), F.S.

6A-10.0240(7) This section requires institutions to post "Florida College System policies and procedures concerning the admission process" on their website. Please clarify; is this a reference to a standard FCS policy? If so, the rule should identify the specific policy. *See* § 120.52(8)(d), Fla. Stat. (2025).

Mr. Chris Emerson
June 26, 2026
Page 2

Please let me know if you have any questions. Otherwise, I look forward to your response.

Sincerely,

A handwritten signature in blue ink that reads "Jowanna N. Oates". The signature is fluid and cursive, with the first name "Jowanna" being more prominent than the last name "Oates".

Jowanna N. Oates
Chief Attorney

JO:yw #199833