
By: Chairman, Appropriations Committee (Departmental - Baltimore City Community College)

Introduced and read first time: January 29, 1996

Assigned to: Appropriations

Committee Report: Favorable

House action: Adopted

Read second time: March 22, 1996

CHAPTER ____

1 AN ACT concerning

2 **Baltimore City Community College - Creation of Positions**

3 FOR the purpose of authorizing the Board of Trustees of Baltimore City Community
4 College to create positions subject to certain conditions; requiring the Board to
5 submit a certain annual report to the Department of Budget and Fiscal Planning,
6 the Department of Fiscal Services, and the Maryland Higher Education
7 Commission; requiring that certain positions authorized under certain provisions be
8 limited as specified annually in the State budget bill; providing a certain effective
9 date for certain authority to create positions under this Act; requiring the Board of
10 Trustees to provide a certain report to the Legislative Policy Committee by a certain
11 date; providing for the termination of this Act; and generally relating to the Board's
12 authority to create positions.

13 BY adding to
14 Article - Education
15 Section 16-605(h)(3)
16 Annotated Code of Maryland
17 (1992 Replacement Volume and 1995 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Education**

21 16-605.

22 (h) (3) (I) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
23 BOARD OF TRUSTEES MAY CREATE ANY POSITION TO THE EXTENT THAT THE COST

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1 OF THE POSITION, INCLUDING ANY FRINGE BENEFIT COSTS, IS FUNDED FROM
2 EXISTING FUNDS.

3 (II) NOTHING IN THIS PARAGRAPH MAY BE CONSTRUED TO
4 REQUIRE ANY ADDITIONAL STATE GENERAL FUND SUPPORT.

5 (III) BY SEPTEMBER 1 OF EACH YEAR, THE BOARD SHALL SUBMIT
6 AN ANNUAL POSITION ACCOUNTABILITY REPORT TO THE DEPARTMENT OF BUDGET
7 AND FISCAL PLANNING, THE DEPARTMENT OF FISCAL SERVICES, AND THE
8 MARYLAND HIGHER EDUCATION COMMISSION REPORTING THE TOTAL POSITIONS
9 CREATED AND THE COST AND THE FUNDING SOURCE FOR ANY POSITIONS CREATED
10 BY BALTIMORE CITY COMMUNITY COLLEGE IN THE PREVIOUS FISCAL YEAR.

11 (IV) THE TOTAL NUMBER OF POSITIONS AUTHORIZED UNDER THIS
12 PARAGRAPH SHALL BE LIMITED AS SPECIFIED ANNUALLY IN THE STATE BUDGET
13 BILL.

14 SECTION 2. AND BE IT FURTHER ENACTED, That, in addition to the
15 reporting requirements specified in § 16-605(h)(3) of the Education Article, the Board of
16 Trustees shall provide a report by September 1, 1998, in accordance with § 2-1312 of the
17 State Government Article to the Legislative Policy Committee on the financing of the
18 created positions, including the manner in which wages and fringe benefits costs are
19 supported by general and nongeneral funds.

20 SECTION 3. AND BE IT FURTHER ENACTED, That the provisions of this
21 Act granting authority to create positions shall be effective beginning with Fiscal Year
22 1998.

23 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 1996. It shall remain effective for a period of 4 years and, at the end of June 30,
25 2000, with no further action required by the General Assembly, this Act shall be
26 abrogated and of no further force and effect.