Unofficial Copy F2 1999 Regular Session 9lr0219 CF SB 131

By: The Speaker (Administration) and Delegates Hixson, C. Davis, Shriver,
Marriott, Patterson, Phillips, Branch, Cadden, Franchot, A. Jones,
Pitkin, Proctor, Turner, Barkley, Benson, Bobo, Brown, Cane, Clagett,
Conroy, D. Davis, Frush, Griffith, Hill, Kagan, Love, Malone, Mandel,
McHale, McIntosh, Moe, Nathan-Pulliam, Oaks, Paige, and Petzold
Petzold, Hurson, Howard, Carlson, and Marriott

Introduced and read first time: February 1, 1999

Assigned to: Ways and Means

Committee Departs Foundable with an andreasts

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 22, 1999

CHAPTER____

1 AN ACT concerning

Higher Education - Maryland Teacher Scholarships - Maryland HOPE
 Scholarships

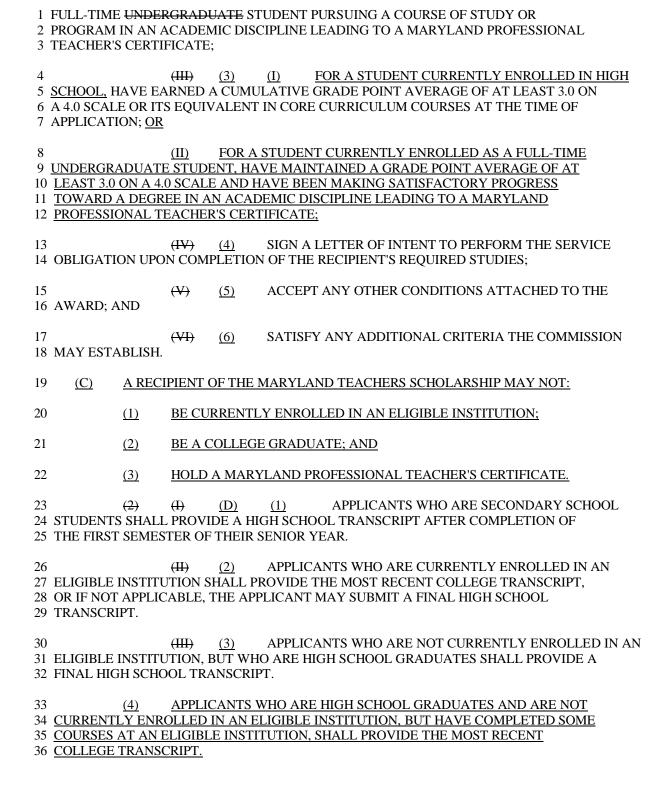
- 4 FOR the purpose of establishing the Maryland Teacher Scholarship program for
- 5 certain students; providing for the awarding of Maryland Teacher Scholarships;
- 6 establishing the requirements for receiving a Maryland Teacher Scholarship;
- 7 providing for the funding of Maryland Teacher Scholarships; establishing the
- 8 Maryland HOPE Scholarship Program for certain students; providing for the
- 9 awarding of Maryland HOPE Scholarships; establishing the requirements for
- 10 receiving a Maryland HOPE Scholarship; requiring the State Scholarship
- 11 Administration to send each Senator and Delegate certain information;
- providing for the funding of the Maryland HOPE Scholarships; requiring the
- 13 Maryland Higher Education Commission to submit a plan by a certain date;
- providing for the effective dates a delayed effective date for certain sections of
- this Act; and generally relating to scholarships.

16 BY adding to

- 17 Article Education
- 18 Section 18-2101 through 18-2110, inclusive, to be under the new subtitle
- 19 "Subtitle 21. Maryland Teacher Scholarships"; and 18-2201 through
- 20 18-2210, inclusive, to be under the new subtitle "Subtitle 22.
- 21 Maryland HOPE Scholarships"
- 22 Annotated Code of Maryland

1 (1997 Replacement Volume and 1998 Supplement) 2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 3 MARYLAND, That the Laws of Maryland read as follows: 4 **Article - Education** 5 SUBTITLE 21. MARYLAND TEACHER SCHOLARSHIPS. 6 18-2101. 7 IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS (A) 8 INDICATED. (B) "ELIGIBLE INSTITUTION" MEANS AN INSTITUTION AS DEFINED BY § 18 103 10 OF THIS TITLE A PRIVATE OR PUBLIC INSTITUTION OF HIGHER EDUCATION IN THIS 11 STATE THAT POSSESSES A CERTIFICATE OF APPROVAL FROM THE MARYLAND 12 HIGHER EDUCATION COMMISSION. "SERVICE OBLIGATION" MEANS TO TEACH FULL TIME IN THE STATE 13 (1) 14 AS A CERTIFIED TEACHER IN A MARYLAND PUBLIC ELEMENTARY OR SECONDARY 15 SCHOOL. "SERVICE OBLIGATION" DOES NOT MEAN EMPLOYMENT AS 17 TEACHING ASSISTANTS, PROVISIONAL CERTIFICATE TEACHING POSITIONS, 18 VOLUNTEER SERVICE, PAID FELLOWSHIPS, OR INTERNSHIPS. "ADMINISTRATION" MEANS THE STATE SCHOLARSHIP ADMINISTRATION 19 20 AS DEFINED IN § 18-101(B) OF THIS TITLE. 21 18-2102. 22 THERE IS A PROGRAM OF MARYLAND TEACHER SCHOLARSHIPS THAT ARE 23 AWARDED UNDER THIS SUBTITLE FOR STUDENTS WHO PLEDGE TO WORK AS PUBLIC 24 ELEMENTARY AND SECONDARY SCHOOL TEACHERS IN THIS STATE UPON 25 COMPLETION OF THEIR STUDIES. 26 18-2103. 27 THE ADMINISTRATION SHALL ANNUALLY SELECT ELIGIBLE STUDENTS (A) 28 AND OFFER A SCHOLARSHIP TO EACH STUDENT SELECTED TO BE USED AT AN 29 ELIGIBLE INSTITUTION OF THEIR CHOICE. A RECIPIENT OF THE MARYLAND TEACHER SCHOLARSHIP SHALL: 30 (B) 31 (I)(1) BE A MARYLAND RESIDENT; 32 (II)(2) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS

33 <u>SECTION</u>, BE ACCEPTED FOR ADMISSION AS A FULL-TIME UNDERGRADUATE 34 STUDENT OR BE CURRENTLY ENROLLED AT AN ELIGIBLE INSTITUTION AS A



- 1 (5) APPLICANTS WHO ARE NOT CURRENTLY ENROLLED IN AN ELIGIBLE
- 2 INSTITUTION BUT WHO ARE COLLEGE GRADUATES SHALL PROVIDE A FINAL
- 3 COLLEGE TRANSCRIPT.
- 4 18-2104.
- 5 THE RECIPIENT OF A MARYLAND TEACHER SCHOLARSHIP SHALL REPAY THE
- 6 COMMISSION THE FUNDS RECEIVED PLUS SIMPLE INTEREST THAT IS EQUAL TO THE
- 7 PRIME RATE OF INTEREST PLUS 2 PERCENT CALCULATED FROM THE DATE OF THE
- 8 FIRST PAYMENT OF THE GRANT AWARD UNDER THIS SUBTITLE FOR ANY PORTION OF
- 9 THE AWARD NOT FORGIVEN IF THE RECIPIENT DOES NOT:
- 10 (1) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE COURSE OF
- 11 STUDY OR PROGRAM OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS
- 12 SUBTITLE;
- 13 (2) PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR EACH YEAR
- 14 THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS SUBTITLE; AND
- 15 (3) BECOME PROFESSIONALLY CERTIFIED TO TEACH IN THE STATE OF
- 16 MARYLAND WITHIN THE TIME PERIOD SPECIFIED BY THE COMMISSION IN
- 17 CONSULTATION WITH THE MARYLAND DEPARTMENT OF EDUCATION.
- 18 18-2105.
- 19 THE ANNUAL SCHOLARSHIP AWARD SHALL BE IN THE AMOUNT OF \$1,000 FOR A
- 20 STUDENT ENROLLED AT A 2-YEAR ELIGIBLE INSTITUTION OR \$3,000 FOR A STUDENT
- 21 ENROLLED IN A 4-YEAR ELIGIBLE INSTITUTION.
- 22 18-2106.
- 23 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, EACH
- 24 RECIPIENT OF A MARYLAND TEACHERS SCHOLARSHIP MAY RENEW THE AWARD
- 25 THREE TIMES IF THE RECIPIENT:
- 26 (1) CONTINUES TO BE A RESIDENT OF THE STATE;
- 27 (2) CONTINUES TO BE A FULL-TIME STUDENT AT AN ELIGIBLE
- 28 INSTITUTION AND TAKES AT LEAST 12 SEMESTER HOURS OF COURSES EACH
- 29 <u>SEMESTER OR ITS EQUIVALENT AS DETERMINED BY THE ADMINISTRATION:</u>
- 30 (3) HAS ACHIEVED A CUMULATIVE GRADE POINT AVERAGE OF AT LEAST
- 31 A 3.0 ON A 4.0 SCALE AND MAINTAINS THIS MINIMUM CUMULATIVE GRADE POINT
- 32 AVERAGE THROUGHOUT THE REMAINDER OF THIS AWARD, OR FAILING TO DO SO,
- 33 PROVIDES EVIDENCE OF EXTENUATING CIRCUMSTANCES;
- 34 (4) IN THE JUDGMENT OF THE INSTITUTION, IS MAKING SATISFACTORY
- 35 PROGRESS TOWARD A DEGREE; AND
- 36 (5) MAINTAINS THE STANDARDS OF THE INSTITUTION.

- 1 (B) (1) EACH RECIPIENT OF A MARYLAND TEACHERS SCHOLARSHIP WHO IS
- 2 ENROLLED IN AN ASSOCIATE DEGREE PROGRAM AS PERMITTED IN THIS SUBTITLE
- 3 MAY RENEW THE AWARD TWO TIMES IF THE RECIPIENT IS ENROLLED IN AN
- 4 ASSOCIATE DEGREE PROGRAM THAT, AS DETERMINED BY THE INSTITUTION,
- 5 REQUIRES 3 YEARS TO COMPLETE.
- 6 (2) SUBJECT TO THE PROVISIONS OF § 18-2103(B) OF THIS SUBTITLE,
- 7 EACH RECIPIENT OF THE MARYLAND TEACHER SCHOLARSHIP MAY RENEW THE
- 8 ANNUAL AWARD FOUR TIMES IF THE RECIPIENT IS ENROLLED IN AN
- 9 UNDERGRADUATE PROGRAM A COURSE OF STUDY THAT, AS DETERMINED BY THE
- 10 INSTITUTION, REQUIRES 5 YEARS TO COMPLETE.
- 11 18-2107.
- 12 A MARYLAND TEACHER SCHOLARSHIP MAY BE USED FOR TUITION AND
- 13 MANDATORY FEES AT ANY ELIGIBLE INSTITUTION.
- 14 18-2108.
- 15 EXCEPT FOR A DISTINGUISHED SCHOLAR AWARD UNDER § 18-1101 OF THIS
- 16 ARTICLE, THE RECIPIENT OF A MARYLAND TEACHER SCHOLARSHIP MAY NOT HOLD
- 17 ANY OTHER SCHOLARSHIP AWARDED UNDER THIS TITLE.
- 18 18-2109.
- 19 FUNDS FOR THE MARYLAND TEACHER SCHOLARSHIP PROGRAM SHALL BE AS
- 20 PROVIDED IN THE ANNUAL BUDGET OF THE COMMISSION BY THE GOVERNOR.
- 21 18-2110.
- 22 THE STATE SCHOLARSHIP ADMINISTRATION SHALL PUBLICIZE THE
- 23 AVAILABILITY OF MARYLAND TEACHER EDUCATION SCHOLARSHIPS.
- 24 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
- 25 read as follows:
- 26 Article Education
- 27 SUBTITLE 22. MARYLAND HOPE SCHOLARSHIPS.
- 28 18-2201.
- 29 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
- 30 INDICATED.
- 31 (B) "ELIGIBLE INSTITUTION" MEANS A PRIVATE OR PUBLIC INSTITUTION OF
- 32 HIGHER EDUCATION IN THIS STATE THAT POSSESSES A CERTIFICATE OF APPROVAL
- 33 FROM THE MARYLAND HIGHER EDUCATION COMMISSION.

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29 INSTITUTION;

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33 EDUCATION COMMISSION MAY ESTABLISH.

HOUSE BILL 189 1 (A) (C) IN THIS SUBTITLE, "REGULAR UNDERGRADUATE PROGRAM" MEANS 2 AN ACADEMIC PROGRAM OF STUDY IN AN INSTITUTION OF HIGHER EDUCATION AT 3 OR BELOW THE BACCALAUREATE LEVEL LEADING TO EITHER A CERTIFICATE, 4 NURSING DIPLOMA, AN ASSOCIATE'S DEGREE, OR A BACHELOR'S DEGREE. IN THIS SUBTITLE, "SERVICE OBLIGATION" MEANS EMPLOYMENT 5 (B) 6 WITHIN THE STATE THAT IS RELATED TO THE RECIPIENT'S FIELD OF STUDY, AS 7 DETERMINED BY THE MARYLAND HIGHER EDUCATION COMMISSION. 8 18-2202. 9 THERE IS A PROGRAM OF MARYLAND HOPE SCHOLARSHIPS IN THIS STATE (A) 10 THAT ARE AWARDED UNDER THIS SUBTITLE. 11 THE ADMINISTRATION SHALL PUBLICIZE THE AVAILABILITY OF 12 MARYLAND HOPE SCHOLARSHIPS. 13 18-2203. 14 (A) EXCEPT FOR A DISTINGUISHED SCHOLAR AWARD UNDER § 18-1101 OF THIS 15 TITLE, THE RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP MAY NOT HOLD ANY 16 OTHER SCHOLARSHIP AWARDED UNDER THIS TITLE. 17 (B) EACH RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP SHALL: BE ACCEPTED FOR ADMISSION IN A REGULAR UNDERGRADUATE 18 (1) 19 PROGRAM AT AN ELIGIBLE INSTITUTION IN THE STATE; 20 (2) BE A RESIDENT OF THE STATE; 21 (3) EARN A CUMULATIVE GRADE POINT AVERAGE OF AT LEAST 3.0 ON A 22 4.0 SCALE OR ITS EQUIVALENT IN CORE CURRICULUM COURSES AS CALCULATED 23 AND INDICATED ON THE HIGH SCHOOL TRANSCRIPT AFTER THE FIRST SEMESTER OF 24 THE SENIOR YEAR FROM A HIGH SCHOOL IN THIS STATE; BEGIN COLLEGE ATTENDING AN ELIGIBLE INSTITUTION WITHIN 2 25 26 YEARS OF COMPLETING HIGH SCHOOL OR, FAILING TO DO SO, PROVIDE EVIDENCE

27 SATISFACTORY TO THE ADMINISTRATION OF EXTENUATING CIRCUMSTANCES;

ENROLL IN COLLEGE AS A FULL-TIME STUDENT <u>AT AN ELIGIBLE</u>

HAVE AN ANNUAL TOTAL FAMILY INCOME OF \$80,000 OR BELOW;

ACCEPT ANY OTHER CONDITIONS ATTACHED TO THE AWARD; AND

SATISFY ANY ADDITIONAL CRITERIA THE MARYLAND HIGHER

- 1 18-2204.
- THE ANNUAL SCHOLARSHIP AWARD SHALL BE IN THE AMOUNT OF \$1,000 FOR A
- 3 STUDENT ENROLLED AT A 2-YEAR ELIGIBLE INSTITUTION OR \$3,000 FOR A STUDENT
- 4 ENROLLED IN A 4-YEAR ELIGIBLE INSTITUTION.
- 5 18-2205.
- 6 A MARYLAND HOPE SCHOLARSHIP MAY BE USED AT:
- 7 (1) AN ELIGIBLE INSTITUTION IN THE STATE; OR
- 8 (2) A HOSPITAL DIPLOMA SCHOOL IN THE STATE FOR TRAINING
- 9 REGISTERED NURSES IF THE CURRICULUM IS APPROVED BY THE MARYLAND
- 10 HIGHER EDUCATION COMMISSION.
- 11 18-2206.
- 12 (A) SUBJECT TO THE PROVISIONS OF § 18-2203(B) OF THIS SUBTITLE, EACH
- 13 RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP MAY HOLD THE AWARD FOR 4-5
- 14 YEARS IF THE RECIPIENT:
- 15 (1) CONTINUES TO BE A RESIDENT OF THE STATE;
- 16 (2) CONTINUES TO BE A FULL-TIME STUDENT AT AN ELIGIBLE
- 17 INSTITUTION IN THE STATE AND TAKES AT LEAST 12 SEMESTER HOURS OF COURSES
- 18 EACH SEMESTER OR ITS EQUIVALENT AS DETERMINED BY THE ADMINISTRATION;
- 19 (3) UPON COMPLETION OF THE FRESHMAN YEAR, HAS ACHIEVED A
- 20 CUMULATIVE GRADE POINT AVERAGE OF AT LEAST 3.0 ON A 4.0 SCALE, AND
- 21 MAINTAINS THIS MINIMUM CUMULATIVE GRADE POINT AVERAGE THROUGHOUT
- $22\,$ THE REMAINDER OF THE AWARD, OR FAILING TO DO SO, PROVIDES EVIDENCE
- 23 SATISFACTORY TO THE ADMINISTRATION OF EXTENUATING CIRCUMSTANCES;
- 24 (4) IN THE JUDGMENT OF THE INSTITUTION, IS MAKING SATISFACTORY
- 25 PROGRESS TOWARD A DEGREE; AND
- 26 (5) MAINTAINS THE STANDARDS OF THE INSTITUTION.
- 27 (B) EACH RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP WHO IS
- 28 ENROLLED IN AN ASSOCIATE DEGREE PROGRAM AS PERMITTED IN THIS SUBTITLE
- 29 MAY HOLD THE AWARD FOR 3 YEARS IF THE SAME CONDITIONS OF SUBSECTION (A)
- 30 OF THIS SECTION ARE MET.
- 31 (C) A RECIPIENT OF AN AWARD MADE UNDER THIS SECTION SHALL RECEIVE
- 32 THE AWARD FOR EACH YEAR INDICATED IN WHICH THE RECIPIENT IS ELIGIBLE IF:
- 33 (1) THE RECIPIENT SIGNS AN AGREEMENT AT THE TIME OF THE INITIAL
- 34 AWARD TO:

	(1) COMMENCE EMPLOYMENT IN THE STATE WITHIN 1 YEAR AFTER COMPLETION OF UNDERGRADUATE STUDIES FOR 1 YEAR FOR EACH YEAR THAT THE SCHOLARSHIP WAS AWARDED; AND
6 7	(II) (2) REPAY THE STATE THE AMOUNTS AWARDED UNDER THIS SUBTITLE AND SIMPLE INTEREST EQUAL TO THE PRIME RATE OF INTEREST PLUS 2 PERCENT CALCULATED FROM THE DATE OF THE FIRST PAYMENT OF THE GRANT AWARD UNDER THIS SUBTITLE FOR ANY PORTION OF THE AWARD IF THE RECIPIENT DOES NOT:
	1. (I) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE INSTITUTION OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS SUBTITLE; AND
	2. (II) PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR EACH YEAR THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS SUBTITLE; AND.
15 16	(2) (D) THE SERVICE OBLIGATION BEGINS AFTER GRADUATION AND CANNOT BE FULFILLED PRIOR TO GRADUATION FROM AN ELIGIBLE INSTITUTION.
17	18-2207.
-	ON OR BEFORE MAY 1 OF EACH YEAR, THE ADMINISTRATION SHALL SEND EACH SENATOR AND EACH DELEGATE A LIST OF INDIVIDUALS IN EACH LEGISLATIVE DISTRICT TO WHOM MARYLAND HOPE SCHOLARSHIPS ARE AWARDED.
21	18-2208.
22 23	A MARYLAND HOPE SCHOLARSHIP MAY BE USED FOR TUITION AND MANDATORY FEES AT ANY ELIGIBLE INSTITUTION.
24	<u>18-2209.</u>
	FUNDS FOR THE MARYLAND HOPE SCHOLARSHIP PROGRAM SHALL BE AS PROVIDED IN THE ANNUAL BUDGET OF THE MARYLAND HIGHER EDUCATION COMMISSION BY THE GOVERNOR.
28 29	SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:
30	Article - Education
31	18 2209. <u>18-2210.</u>
32 33	(A) THE MARYLAND HIGHER EDUCATION COMMISSION SHALL DRAFT A PLAN TO ADMINISTER A MARYLAND HOPE SCHOLARSHIP PROGRAM.
34	(B) THE COMMISSION'S PLAN SHALL INCLUDE:

- 1 (1) A 3-YEAR SCHEDULE, BEGINNING JULY 1, 2000, FOR THE 2 PROGRESSIVE IMPLEMENTATION OF THE MARYLAND HOPE SCHOLARSHIP AWARD 3 TO ALL ELIGIBLE STUDENTS; AND
- 4 (2) A PRIORITY LIST OF THE APPLICABLE FIELDS OF STUDY WHICH 5 FOCUSES ON SUCH FACTORS AS:
- 6 (I) ECONOMIC NEED OF THE STATE;
- 7 (II) EMPLOYMENT SHORTAGE AREAS OF THE STATE; AND
- 8 (III) TRAINING AND EDUCATION CAPACITY OF THE HIGHER 9 EDUCATION INSTITUTIONS IN MARYLAND.
- 10 (C) THE PRIORITY LIST SHALL BE CREATED IN CONSULTATION WITH THE
- 11 APPROPRIATE ADVISORY BOARDS OF THE COMMISSION, THE DEPARTMENT OF
- 12 BUSINESS AND ECONOMIC DEVELOPMENT, AND REPRESENTATIVES OF HIGHER
- 13 EDUCATION AND PRIVATE INDUSTRY.
- 14 18 2210. 18-2211.
- 15 THE MARYLAND HIGHER EDUCATION COMMISSION SHALL SUBMIT THE PLAN
- 16 FOR THE IMPLEMENTATION OF THE MARYLAND HOPE SCHOLARSHIP PROGRAM TO
- 17 THE GOVERNOR AND THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL
- 18 ASSEMBLY BY OCTOBER 30, 1999.
- 19 SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
- 20 take effect October 1, 1999 2000.
- 21 SECTION 5. AND BE IT FURTHER ENACTED, That subject to Section 4 of
- 22 this Act, Sections 1 and 3 of this Act shall take effect July 1, 1999.