

HOUSE BILL 1307

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2004 Regular Session
(41r0406)

ENROLLED BILL

-- *Ways and Means/Education, Health, and Environmental Affairs* --

Introduced by **Delegates Rosenberg, Boschert, Cardin, Doory, and ~~Bozman~~
Bozman, Cryor, Gilleland, Heller, Myers, Goodwin, Kaiser, Ross,
Bartlett, McKee, Marriott, Hixson, Healey, King, C. Davis, Howard,
Gordon, Patterson, Ramirez, and Elmore**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER 413

1 AN ACT concerning

2 **Higher Education - William Donald Schaefer Scholarship Program**

3 FOR the purpose of establishing the William Donald Schaefer Scholarship Program;
4 establishing the William Donald Schaefer Scholarship Advisory Council within
5 the Maryland Higher Education Commission; authorizing the Commission to
6 make scholarship awards, not to exceed a certain amount per recipient, which
7 may be used at certain institutions of higher education for certain purposes;
8 requiring a scholarship recipient to meet certain eligibility criteria to obtain and
9 retain an award; requiring a recipient to sign an agreement that upon
10 graduation the recipient will commence employment in public service within a
11 certain period or else repay the State the amount of the scholarship award;
12 ~~specifying that funds for the Program shall be as provided by the Governor in~~
13 ~~the annual budget, subject to a certain maximum amount for certain fiscal~~
14 ~~years;~~ establishing a certain scholarship Fund to receive money and other

1 property; and generally relating to the establishment of the William Donald
2 Schaefer Scholarship Program for students studying to enter public service.

3 BY repealing and reenacting, with amendments,
4 Article - Education
5 Section 11-106
6 Annotated Code of Maryland
7 (2001 Replacement Volume and 2003 Supplement)

8 BY adding to
9 Article - Education
10 Section 18-2701 through ~~18-2708~~ 18-2707, inclusive, to be under the new
11 subtitle "Subtitle 27. William Donald Schaefer Scholarship Program"
12 Annotated Code of Maryland
13 (2001 Replacement Volume and 2003 Supplement)

14 Preamble

15 WHEREAS, William Donald Schaefer, a lifelong Maryland resident, has held
16 elective public office in State and local government in Maryland for 45 years, having
17 served for 12 years as a member of the Baltimore City Council from 1955 to 1967, for
18 4 years as President of the Baltimore City Council from 1967 to 1971, for 15 years as
19 Mayor of the City of Baltimore from 1971 to 1986, for 8 years as Governor from 1987
20 to 1995 and, after a brief hiatus, most recently, for the past 5 years as State
21 Comptroller since 1999; and

22 WHEREAS, In addition to his service as an elected official, Mr. Schaefer has
23 endeavored to share his passion for public service with individuals who aspire to take
24 up that mantel, as evidenced by his appointment to the Schaefer Chair at the
25 University of Maryland's School of Public Affairs in conjunction with the Johns
26 Hopkins University Institute for Policy Studies, and as further evidenced by his
27 involvement with numerous civic and charitable organizations and service on the
28 boards of several nonprofit organizations and institutions of higher education in the
29 State; and

30 WHEREAS, It is in the State's interest to encourage young people to pursue
31 education and training that leads to employment opportunities in public service at all
32 levels of government; and

33 WHEREAS, It is most fitting that William Donald Schaefer, whose career is a
34 shining example of the rewards and challenges that may be experienced by a life
35 spent in public service, be honored by the creation of a scholarship program to provide
36 opportunities for young people to attend institutions of higher education so that they
37 may prepare for and pursue careers in public service; now, therefore,

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

Article - Education

11-106.

- (a) (1) The Commission shall establish:
- (i) A Faculty Advisory Council;
 - (ii) A Student Advisory Council;
 - (iii) A Segmental Advisory Council; [and]
 - (iv) A Financial Assistance Advisory Council; AND
 - (v) A WILLIAM DONALD SCHAEFER SCHOLARSHIP ADVISORY COUNCIL.

(2) These Councils shall meet periodically for the purpose of reviewing such matters as are referred by the Commission or the Secretary for their consideration and advice.

(3) The Councils may make reports and recommendations to the Commission.

(b) (1) The Commission may appoint continuing advisory committees that represent various groups in the higher education community.

(2) Advisory committees may make recommendations to the Commission on matters of statewide importance that affect their constituencies.

SUBTITLE 27. WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM.

18-2701.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ADVISORY COUNCIL" MEANS THE WILLIAM DONALD SCHAEFER SCHOLARSHIP ADVISORY COUNCIL.

(C) (1) "SERVICE OBLIGATION" MEANS ~~TO WORK FULL-TIME~~ FULL-TIME EMPLOYMENT IN THE STATE IN A PUBLIC SERVICE CAREER OR OCCUPATION AS DEFINED BY THE COMMISSION IN CONSULTATION WITH THE ADVISORY COUNCIL.

(2) "SERVICE OBLIGATION" INCLUDES FULL-TIME EMPLOYMENT AS A TEACHER OR NURSE IN THE PUBLIC SECTOR.

1 18-2702.

2 THERE IS A WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM FOR
3 STUDENTS WHO DEMONSTRATE OUTSTANDING POTENTIAL FOR AND PLEDGE TO
4 PURSUE A CAREER IN PUBLIC SERVICE.

5 18-2703.

6 (A) THE COMMISSION, IN COLLABORATION AND CONSULTATION WITH THE
7 ADVISORY COUNCIL, SHALL ANNUALLY SELECT ELIGIBLE STUDENTS AND OFFER
8 SCHOLARSHIPS TO STUDENTS WHO DEMONSTRATE OUTSTANDING POTENTIAL FOR
9 AND WHO PLAN TO PURSUE A CAREER IN PUBLIC SERVICE.

10 (B) A RECIPIENT OF A SCHOLARSHIP UNDER THIS SUBTITLE SHALL BE
11 KNOWN AS A "WILLIAM DONALD SCHAEFER SCHOLAR".

12 (C) A RECIPIENT OF A WILLIAM DONALD SCHAEFER SCHOLARSHIP SHALL:

13 (1) BE A MARYLAND RESIDENT;

14 (2) DEMONSTRATE TO THE COMMISSION AND TO THE ADVISORY
15 COUNCIL A DEFINITE FINANCIAL NEED;

16 (3) BE ACCEPTED FOR ADMISSION OR CURRENTLY ENROLLED AT AN
17 ELIGIBLE INSTITUTION THAT MEETS THE REQUIREMENTS OF SUBSECTION (D) OF
18 THIS SECTION AS A FULL-TIME UNDERGRADUATE OR GRADUATE STUDENT;

19 (4) SIGN A LETTER OF INTENT TO PERFORM THE SERVICE OBLIGATION
20 ON COMPLETION OF THE RECIPIENT'S REQUIRED STUDIES;

21 (5) ACCEPT ANY OTHER CONDITIONS ATTACHED TO THE AWARD; AND

22 (6) SATISFY ANY ADDITIONAL CRITERIA THE COMMISSION MAY
23 ESTABLISH.

24 (D) SUBJECT TO SUBSECTION (E) OF THIS SECTION, THE RECIPIENT OF A
25 SCHOLARSHIP AWARD UNDER THIS SUBTITLE MAY USE THE SCHOLARSHIP TO
26 ATTEND ANY INSTITUTION OF HIGHER EDUCATION IN THE STATE THAT OFFERS
27 COURSES OF STUDY, TRAINING, OR OTHER EDUCATIONAL ACTIVITIES THAT ARE
28 DESIGNED TO PREPARE INDIVIDUALS FOR A CAREER IN PUBLIC SERVICE AS
29 DETERMINED UNDER CRITERIA ESTABLISHED BY THE COMMISSION IN
30 CONSULTATION WITH THE ADVISORY COUNCIL.

31 (E) IN MAKING SCHOLARSHIP AWARDS UNDER THIS SECTION, THE
32 COMMISSION SHALL:

33 ~~(1) GIVE PRIORITY TO STUDENTS ENROLLING IN INSTITUTIONS OF~~
34 ~~HIGHER EDUCATION IN MARYLAND; AND~~

1 (2) ENDEAVOR TO SELECT AWARD RECIPIENTS WHO ARE
2 REPRESENTATIVE OF THE STATE'S RICH CULTURAL, GEOGRAPHIC, RACIAL, ETHNIC,
3 AND GENDER DIVERSITY.

4 (F) EACH INDIVIDUAL AWARDED A SCHOLARSHIP UNDER THIS SUBTITLE
5 MUST HAVE INDICATED AND DEMONSTRATED TO THE COMMISSION AND TO THE
6 ADVISORY COUNCIL A SERIOUS INTENT TO ENTER PUBLIC SERVICE ON THE
7 COMPLETION OF THE STUDENT'S EDUCATIONAL PROGRAM.

8 18-2704.

9 (A) A RECIPIENT OF AN AWARD MADE UNDER THIS SUBTITLE SHALL RECEIVE
10 THE AWARD FOR EACH YEAR INDICATED IN WHICH THE RECIPIENT IS ELIGIBLE IF
11 THE RECIPIENT SIGNS AN AGREEMENT AT THE TIME OF THE INITIAL AWARD TO:

12 (1) COMMENCE EMPLOYMENT IN THE STATE WITHIN 1 YEAR AFTER
13 COMPLETION OF THE RECIPIENT'S EDUCATIONAL PROGRAM; AND

14 (2) REPAY THE STATE THE AMOUNTS AWARDED UNDER THIS SUBTITLE
15 AS SET FORTH IN § 18-112 OF THIS TITLE IF THE RECIPIENT DOES NOT:

16 (I) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE
17 INSTITUTION OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS SUBTITLE;
18 AND

19 (II) PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR EACH
20 YEAR THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS SUBTITLE.

21 (B) THE SERVICE OBLIGATION BEGINS AFTER GRADUATION AND CANNOT BE
22 FULFILLED PRIOR TO GRADUATION FROM AN ELIGIBLE INSTITUTION.

23 18-2705.

24 (A) THE ANNUAL SCHOLARSHIP AWARD SHALL BE EQUAL TO THE COST OF
25 THE RECIPIENT'S TUITION AND MANDATORY FEES, BUT THE AWARD AMOUNT MAY
26 NOT EXCEED THE SUM OF THESE COSTS FOR A FULL-TIME, RESIDENT STUDENT AT
27 THE 4-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY
28 OF MARYLAND SYSTEM SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF
29 MARYLAND, COLLEGE PARK UNIVERSITY COLLEGE AND THE UNIVERSITY OF
30 MARYLAND, BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL-TIME,
31 RESIDENT UNDERGRADUATE.

32 (B) EACH RECIPIENT OF A SCHOLARSHIP AWARD UNDER THIS SUBTITLE MAY
33 HOLD THE AWARD FOR UP TO 4 YEARS IF THE RECIPIENT:

34 (1) CONTINUES TO BE A RESIDENT OF THE STATE;

35 (2) CONTINUES TO BE A FULL-TIME UNDERGRADUATE OR GRADUATE
36 STUDENT AT AN ELIGIBLE INSTITUTION, AS DETERMINED BY THE COMMISSION;

1 (3) IN THE JUDGMENT OF THE INSTITUTION, IS MAKING SATISFACTORY
2 PROGRESS TOWARD A DEGREE; AND

3 (4) MAINTAINS THE STANDARDS OF THE INSTITUTION.

4 18-2706.

5 (A) THERE IS A WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND IN THE
6 COMMISSION.

7 (B) THE COMMISSION:

8 (1) MAY ACCEPT ANY GIFT OR GRANT FROM ANY PERSON FOR THE
9 WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND;

10 (2) SHALL USE ANY GIFT OR GRANT THAT IT RECEIVES FOR WILLIAM
11 DONALD SCHAEFER SCHOLARS; AND

12 (3) SHALL DEPOSIT ANY GIFT OR GRANT THAT IT RECEIVES FOR THE
13 WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND WITH THE STATE TREASURER, IN
14 A NONBUDGETED ACCOUNT FOR USE ONLY FOR WILLIAM DONALD SCHAEFER
15 SCHOLARS.

16 18-2707.

17 ~~IN ADDITION TO ANY GIFT OR GRANT RECEIVED BY THE COMMISSION FOR THE~~
18 ~~WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND UNDER § 18-2706 OF THIS~~
19 ~~SUBTITLE, FUNDS FOR THE WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM~~
20 ~~SHALL BE PROVIDED IN THE ANNUAL STATE BUDGET AS FOLLOWS:~~

21 ~~(1) FOR FISCAL YEARS 2005 AND 2006, AN AMOUNT NOT TO EXCEED~~
22 ~~\$250,000; AND~~

23 ~~(2) FOR FISCAL YEAR 2007, AND EACH FISCAL YEAR THEREAFTER, AN~~
24 ~~AMOUNT PROVIDED BY THE GOVERNOR.~~

25 ~~18-2708.~~

26 ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE WILLIAM DONALD SCHAEFER
27 ADVISORY COUNCIL AND THE COMMISSION JOINTLY SHALL SUBMIT AN ANNUAL
28 REPORT REGARDING THE WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM TO
29 THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT
30 ARTICLE, TO THE GENERAL ASSEMBLY.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2004.

