
By: **Delegates Hixson, Bozman, Healey, Heller, and Madaleno**

Introduced and read first time: February 10, 2006

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - Public Senior Higher Education Institutions -**
3 **Restrictions on Tuition**

4 FOR the purpose of prohibiting, for a certain academic year, an increase in the tuition
5 that may be charged to a resident undergraduate student at certain public
6 senior higher education institutions in Maryland; making this Act subject to a
7 certain contingency; and generally relating to tuition restrictions at certain
8 public senior higher education institutions in the State.

9 BY adding to
10 Article - Education
11 Section 15-106.5
12 Annotated Code of Maryland
13 (2004 Replacement Volume and 2005 Supplement)

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

16 **Article - Education**

17 15-106.5.

18 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
19 INDICATED.

20 (2) "ACADEMIC YEAR" MEANS THE PERIOD COMMENCING WITH THE
21 FALL SEMESTER AND CONTINUING THROUGH THE IMMEDIATELY FOLLOWING
22 SUMMER SESSION AT A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION.

23 (3) "GOVERNING BOARD" MEANS:

24 (I) THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF
25 MARYLAND; AND

26 (II) THE BOARD OF REGENTS OF MORGAN STATE UNIVERSITY.

1 (4) "PUBLIC SENIOR HIGHER EDUCATION INSTITUTION" HAS THE
2 MEANING STATED IN § 10-101(J)(1) AND (2) OF THIS ARTICLE.

3 (5) (I) "TUITION" MEANS THE CHARGES APPROVED BY THE
4 GOVERNING BOARD OF A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION THAT
5 ARE REQUIRED OF ALL UNDERGRADUATE RESIDENT STUDENTS BY THE
6 INSTITUTION AS A CONDITION OF ENROLLMENT REGARDLESS OF THE STUDENT'S
7 DEGREE PROGRAM, FIELD OF STUDY, OR SELECTED COURSES.

8 (II) "TUITION" DOES NOT INCLUDE:

9 1. FEES THAT ARE REQUIRED OF ALL UNDERGRADUATE
10 RESIDENT STUDENTS BY THE INSTITUTION AS A CONDITION OF ENROLLMENT
11 REGARDLESS OF THE STUDENT'S DEGREE PROGRAM, FIELD OF STUDY, OR SELECTED
12 COURSES;

13 2. FEES DEDICATED TO SUPPORT AUXILIARY ENTERPRISES
14 AND OTHER SELF-FUNDED ACTIVITIES OF A PUBLIC SENIOR HIGHER EDUCATION
15 INSTITUTION; OR

16 3. A FEE REQUIRED ONLY FOR ENROLLMENT IN A SPECIFIC
17 DEGREE PROGRAM, FIELD OF STUDY, OR COURSE WHEN THAT FEE IS NOT REQUIRED
18 OF UNDERGRADUATE RESIDENT STUDENTS AT THE PUBLIC SENIOR HIGHER
19 EDUCATION INSTITUTION FOR ENROLLMENT IN OTHER DEGREE PROGRAMS, FIELDS
20 OF STUDY, OR COURSES.

21 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FOR THE ACADEMIC
22 YEAR BEGINNING IN THE FALL OF 2006 ONLY, A GOVERNING BOARD MAY NOT
23 APPROVE, AND A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION MAY NOT
24 IMPOSE, AN INCREASE IN THE TUITION CHARGED FOR AN ACADEMIC YEAR TO A
25 RESIDENT UNDERGRADUATE STUDENT AT THE INSTITUTION OVER THE AMOUNT
26 CHARGED FOR TUITION AT THE INSTITUTION IN THE PRECEDING ACADEMIC YEAR.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 contingent on the taking effect of legislation providing for the following
29 supplementary appropriations in fiscal year 2007:

30 (1) \$18,898,865 to the University System of Maryland; and

31 (2) \$823,257 to Morgan State University.

32 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of
33 this Act, this Act shall take effect July 1, 2006.