

HOUSE BILL 871

F2, F1

3lr2271

By: **Delegates Kaiser, Barkley, Bobo, Cane, Carr, Cullison, Feldman, Healey, Hixson, Huckler, Ivey, Kramer, Lee, Luedtke, A. Miller, Mizeur, Murphy, Pena–Melnyk, Reznik, B. Robinson, S. Robinson, Valderrama, and Waldstreicher**

Introduced and read first time: February 7, 2013

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Dually Enrolled Students – In–State and In–County Tuition**

3 FOR the purpose of establishing that certain dually enrolled students shall receive
4 certain tuition rates; establishing that certain individuals shall be exempt from
5 paying certain tuition rates and shall be eligible to pay certain tuition rates at
6 certain public institutions of higher education under certain circumstances;
7 requiring the governing board of each public institution of higher education to
8 adopt certain policies; defining certain terms; and generally relating to tuition
9 rates for certain dually enrolled students.

10 BY adding to

11 Article – Education

12 Section 15–106.9

13 Annotated Code of Maryland

14 (2008 Replacement Volume and 2012 Supplement)

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

17 **Article – Education**

18 **15–106.9.**

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) “DUALY ENROLLED STUDENT” MEANS A STUDENT WHO IS**
2 **DUALY ENROLLED IN:**

3 **(I) A SECONDARY SCHOOL IN THE STATE; AND**

4 **(II) AN INSTITUTION OF HIGHER EDUCATION IN THE STATE.**

5 **(3) (I) “INDIVIDUAL” INCLUDES AN UNDOCUMENTED**
6 **IMMIGRANT INDIVIDUAL.**

7 **(II) “INDIVIDUAL” DOES NOT INCLUDE A NONIMMIGRANT**
8 **ALIEN WITHIN THE MEANING OF 8 U.S.C. § 1101(A)(15).**

9 **(B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, IF AN**
10 **INDIVIDUAL IS A DUALY ENROLLED STUDENT, THE INDIVIDUAL SHALL BE:**

11 **(1) EXEMPT FROM PAYING THE OUT-OF-STATE TUITION RATE AT**
12 **A COMMUNITY COLLEGE IN THE STATE; AND**

13 **(2) ELIGIBLE TO PAY A RATE THAT IS EQUIVALENT TO THE**
14 **RESIDENT TUITION RATE AT A PUBLIC SENIOR HIGHER EDUCATION**
15 **INSTITUTION.**

16 **(C) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AN**
17 **INDIVIDUAL SHALL BE ELIGIBLE TO PAY A RATE THAT IS EQUIVALENT TO THE**
18 **IN-COUNTY TUITION RATE AT A COMMUNITY COLLEGE IN THE STATE IF THE**
19 **INDIVIDUAL:**

20 **(1) MEETS THE REQUIREMENTS OF SUBSECTION (B) OF THIS**
21 **SECTION; AND**

22 **(2) ATTENDS A COMMUNITY COLLEGE SUPPORTED BY THE**
23 **COUNTY IN WHICH THE SECONDARY SCHOOL THAT THE INDIVIDUAL ATTENDS IS**
24 **LOCATED.**

25 **(D) THE GOVERNING BOARD OF EACH PUBLIC INSTITUTION OF HIGHER**
26 **EDUCATION SHALL ADOPT APPROPRIATE POLICIES TO IMPLEMENT THE**
27 **PROVISIONS OF THIS SECTION.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2013.