

Chapter 395

(House Bill 963)

AN ACT concerning

~~Edward T. Conroy Jean B. Cryor Memorial Scholarship Eligibility Creation~~
Edward T. Conroy and Jean B. Cryor Memorial Scholarship Programs

FOR the purpose of ~~expanding the eligibility requirements for the Edward T. Conroy Memorial Scholarship Program to include~~ establishing the Jean B. Cryor Memorial Scholarship Program to provide scholarships for the son or daughter or the surviving spouse of a certain ~~public school educator~~ school employee under certain circumstances; authorizing certain persons to apply to certain postsecondary institutions for the Jean B. Cryor Memorial Scholarship Program; authorizing the use of the scholarship for certain educational expenses; prohibiting the scholarship awarded from exceeding a certain amount or being less than a certain amount; ~~authorizing~~ requiring certain postsecondary institutions to determine eligibility for the scholarships; requiring certain postsecondary institutions to report to the Maryland Higher Education Commission by certain dates the number of eligible recipients for the scholarships; requiring the Commission to allocate funds to certain postsecondary institutions for eligible recipients; authorizing each recipient to hold the scholarship award for a certain number of years of study; making certain conforming changes to the Edward T. Conroy Memorial Scholarship Program; establishing a certain scholarship fund; providing that the fund is a special, nonlapsing fund that is not subject to certain provisions of law; requiring the State Treasurer to hold the fund and the Comptroller to account for the fund; directing the Commission to use certain gifts and grants for the fund in a certain manner; defining ~~certain terms~~ a certain term; and generally relating to ~~eligibility requirements for the Edward T. Conroy the Jean B. Cryor Memorial Scholarship Program.~~ *memorial scholarship programs.*

~~BY repealing and reenacting, with amendments,~~
~~Article — Education~~
~~Section 18 — 601~~
~~Annotated Code of Maryland~~
~~(2008 Replacement Volume and 2012 Supplement)~~

~~BY adding to~~
~~Article — Education~~
~~Section 18 — 6A — 01 to be under the new subtitle “Subtitle 6A. Scholarships for the Surviving Spouse and Children of School Personnel”~~
~~Annotated Code of Maryland~~
~~(2008 Replacement Volume and 2012 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Education

Section 18-601 to be under the amended subtitle “Subtitle 6. Scholarships for Military and Public Safety Personnel and Their Dependents and the Dependents of Certain School Employees”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

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

Article – Education

~~18-601.~~

- (a) (1) ~~In this section the following words have the meanings indicated:~~
- (2) ~~“Disabled public safety employee” means a State or local public safety employee who sustains an injury in the line of duty that:~~
- (i) ~~Precludes the individual from continuing to serve or be employed as a State or local public safety employee; and~~
- (ii) ~~In the case of a volunteer member of a fire department or ambulance or rescue company or squad, precludes the member from continuing to be employed in the nonpublic safety occupation in which the member is engaged at the time of the injury.~~
- (3) ~~“Surviving spouse” means a person who has not remarried.~~
- (4) ~~“State or local public safety employee” means a person who is:~~
- (i) ~~A career or volunteer member of a:~~
- ~~1. Fire department;~~
 - ~~2. Ambulance company or squad; or~~
 - ~~3. Rescue company or squad;~~
- (ii) ~~A law enforcement officer;~~
- (iii) ~~A correctional officer; or~~

~~(iv) A member of the Maryland National Guard who was a resident of this State at the time of death.~~

~~(5) "Victim of the September 11, 2001, terrorist attacks" means a Maryland resident who was killed as a result of the attacks on the World Trade Center in New York City, the attack on the Pentagon in Virginia, or the crash of United Airlines Flight 93 in Pennsylvania.~~

~~(b) There is a program of scholarships that are awarded by eligible postsecondary institutions under this section.~~

~~(c) The Program is the Edward T. Conroy Memorial Scholarship Program.~~

~~(d) A person may apply to an eligible postsecondary institution for a scholarship under this section if the person:~~

~~(1) (i) Is a resident of Maryland at the time of application; or~~

~~(ii) Was a resident of Maryland when an event described in paragraph (3) of this subsection occurred;~~

~~(2) (i) Is accepted for admission or enrolled in the regular undergraduate, graduate or professional program at an eligible institution; or~~

~~(ii) Is enrolled in a 2-year terminal certificate program in which the course work is acceptable for transfer credit for an accredited baccalaureate program in an eligible institution; and~~

~~(3) (i) Is at least 16 years old and a son or daughter of a member of the armed forces who:~~

~~1. Died as a result of military service after December 7, 1941;~~

~~2. Suffered a service connected 100% permanent disability after December 7, 1941; or~~

~~3. Was declared to be a prisoner of war or missing in action, if that occurred on or after January 1, 1960, as a result of the Vietnam conflict, and if the child was born prior to or while the parent was a prisoner of war or missing in action;~~

~~(ii) Was a prisoner of war or missing in action, if that occurred on or after January 1, 1960, as a result of the Vietnam conflict and was a resident of this State at the time the person was declared to be a prisoner of war or missing in action;~~

~~(iii) 1. Is at least 16 years old and a son or daughter of any State or local public safety employee killed in the line of duty; or~~

~~2. Is the surviving spouse of any State or local public safety employee killed in the line of duty;~~

~~(iv) 1. Is a disabled public safety employee;~~

~~2. Is at least 16 years old and a son or daughter of a disabled public safety employee who sustains an injury in the line of duty that renders the public safety employee 100% disabled; or~~

~~3. Is the surviving spouse of a disabled public safety employee who sustains an injury in the line of duty that renders the public safety employee 100% disabled;~~

~~(v) Is a veteran, as defined under § 9-901 of the State Government Article, who:~~

~~1. Suffers a service connected disability of 25% or greater; and~~

~~2. Has exhausted or is no longer eligible for federal veterans' educational benefits;~~

~~(vi) Is the surviving spouse of a member of the armed forces who suffered a service connected 100% permanent disability; [or]~~

~~(vii) Is at least 16 years old and a son or daughter of or the surviving spouse of a victim of the September 11, 2001, terrorist attacks; OR~~

~~(VIII) 1. IS AT LEAST 16 YEARS OLD AND A SON OR DAUGHTER OF A PUBLIC SCHOOL EDUCATOR WHO:~~

~~A. DIED IN THE LINE OF DUTY; OR~~

~~B. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE PUBLIC SCHOOL EDUCATOR 100% DISABLED; OR~~

~~2. IS THE SURVIVING SPOUSE, AND HAS NOT REMARRIED, OF A PUBLIC SCHOOL EDUCATOR WHO:~~

~~A. DIED IN THE LINE OF DUTY; OR~~

~~**B. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE PUBLIC SCHOOL EDUCATOR 100% DISABLED.**~~

~~(e) A scholarship awarded under this section:~~

~~(1) May be used for the tuition and mandatory fees at any eligible institution; and~~

~~(2) May not:~~

~~(i) Exceed the equivalent annual tuition and mandatory fees of a resident undergraduate student at the 4-year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore, with the highest annual expenses for a full-time resident undergraduate; and~~

~~(ii) Be less than the lesser of:~~

~~1. \$3,000; or~~

~~2. The equivalent annual tuition and mandatory fees of a resident of the institution attended by the recipient of the scholarship.~~

~~(f) (1) Each postsecondary institution shall determine the eligibility of persons who apply to the institution for the Edward T. Conroy Memorial Scholarship Program.~~

~~(2) Funds for the Edward T. Conroy Memorial Scholarship Program shall be allocated by the Commission to each postsecondary institution based on the number of eligible recipients attending each institution.~~

~~(3) In October and February of each year, each postsecondary institution shall report to the Commission the number of eligible recipients attending the institution.~~

~~(4) The Commission shall allocate funds for awards to postsecondary institutions upon verification of eligible recipients attending the institutions.~~

~~(5) If funds cannot be allocated in the fiscal year in which awards are made, priority shall be given to allocating funds for those awards in the following fiscal year.~~

~~(g) (1) Each recipient of a scholarship under this section may hold the award for 5 years of full-time study or 8 years of part-time study.~~

~~(2) The number of eligible recipients under subsection (d)(3)(v) of this section shall be limited to 15 each year.~~

~~(3) An award provided under subsection (d)(3)(vi) of this section may not exceed the amount specified in subsection (e)(2) of this section when combined with any other scholarship received by a student based on the student's status as a child or spouse of a victim of the September 11, 2001, terrorist attacks.~~

~~(h) The Commission:~~

~~(1) May accept any gift or grant from any person for the Edward T. Conroy Scholarship Fund;~~

~~(2) Shall use any gift or grant that it receives for a scholarship from the Program; and~~

~~(3) Shall deposit any gift or grant that it receives for the Program with the State Treasurer in a nonbudgeted account.~~

~~**SUBTITLE 6A. SCHOLARSHIPS FOR THE SURVIVING SPOUSE AND CHILDREN OF SCHOOL PERSONNEL.**~~

~~**18-6A-01.**~~

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

~~**(2) "SCHOOL EMPLOYEE" INCLUDES AN EMPLOYEE OF A PUBLIC OR NONPUBLIC SCHOOL IN THE STATE.**~~

~~**(3) "SURVIVING SPOUSE" MEANS A PERSON WHO HAS NOT REMARRIED.**~~

~~**(B) THERE IS A PROGRAM OF SCHOLARSHIPS THAT ARE AWARDED BY ELIGIBLE POSTSECONDARY INSTITUTIONS UNDER THIS SECTION.**~~

~~**(C) THE PROGRAM IS THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM.**~~

~~**(D) A PERSON MAY APPLY TO AN ELIGIBLE POSTSECONDARY INSTITUTION FOR A SCHOLARSHIP UNDER THIS SECTION IF THE PERSON:**~~

~~**(1) (i) IS A RESIDENT OF MARYLAND AT THE TIME OF APPLICATION; OR**~~

~~(H) WAS A RESIDENT OF MARYLAND WHEN AN EVENT DESCRIBED IN ITEM (3) OF THIS SUBSECTION OCCURRED;~~

~~(2) (I) IS ACCEPTED FOR ADMISSION OR ENROLLED IN THE REGULAR UNDERGRADUATE, GRADUATE, OR PROFESSIONAL PROGRAM AT AN ELIGIBLE INSTITUTION; OR~~

~~(H) IS ENROLLED IN A 2-YEAR TERMINAL CERTIFICATE PROGRAM IN WHICH THE COURSE WORK IS ACCEPTABLE FOR TRANSFER CREDIT FOR AN ACCREDITED BACCALAUREATE PROGRAM IN AN ELIGIBLE INSTITUTION; AND~~

~~(3) (I) IS AT LEAST 16 YEARS OLD AND A SON OR DAUGHTER OF A SCHOOL EMPLOYEE WHO, AS A RESULT OF AN ACT OF VIOLENCE:~~

~~1. DIED IN THE LINE OF DUTY; OR~~

~~2. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE SCHOOL EMPLOYEE 100% DISABLED; OR~~

~~(H) IS THE SURVIVING SPOUSE, AND HAS NOT REMARRIED, OF A SCHOOL EMPLOYEE WHO, AS A RESULT OF AN ACT OF VIOLENCE:~~

~~1. DIED IN THE LINE OF DUTY; OR~~

~~2. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE SCHOOL EMPLOYEE 100% DISABLED.~~

~~(E) A SCHOLARSHIP AWARDED UNDER THIS SECTION:~~

~~(1) MAY BE USED FOR THE TUITION AND MANDATORY FEES AT ANY ELIGIBLE INSTITUTION; AND~~

~~(2) MAY NOT:~~

~~(I) EXCEED THE EQUIVALENT ANNUAL TUITION AND MANDATORY FEES OF A RESIDENT UNDERGRADUATE STUDENT AT THE 4-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND, BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL-TIME RESIDENT UNDERGRADUATE; AND~~

~~(H) BE LESS THAN THE LESSER OF:~~

~~1. \$3,000; OR~~

~~2. THE EQUIVALENT ANNUAL TUITION AND MANDATORY FEES OF A RESIDENT OF THE INSTITUTION ATTENDED BY THE RECIPIENT OF THE SCHOLARSHIP.~~

~~(F) (1) EACH POSTSECONDARY INSTITUTION SHALL DETERMINE THE ELIGIBILITY OF PERSONS WHO APPLY TO THE INSTITUTION FOR THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM.~~

~~(2) FUNDS FOR THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM SHALL BE ALLOCATED BY THE COMMISSION TO EACH POSTSECONDARY INSTITUTION BASED ON THE NUMBER OF ELIGIBLE RECIPIENTS ATTENDING EACH INSTITUTION.~~

~~(3) IN OCTOBER AND FEBRUARY OF EACH YEAR, EACH POSTSECONDARY INSTITUTION SHALL REPORT TO THE COMMISSION THE NUMBER OF ELIGIBLE RECIPIENTS ATTENDING THE INSTITUTION.~~

~~(4) THE COMMISSION SHALL ALLOCATE FUNDS FOR AWARDS TO POSTSECONDARY INSTITUTIONS ON VERIFICATION OF ELIGIBLE RECIPIENTS ATTENDING THE INSTITUTIONS.~~

~~(5) IF FUNDS CANNOT BE ALLOCATED IN THE FISCAL YEAR IN WHICH AWARDS ARE MADE, PRIORITY SHALL BE GIVEN TO ALLOCATING FUNDS FOR THOSE AWARDS IN THE FOLLOWING FISCAL YEAR.~~

~~(G) EACH RECIPIENT OF A SCHOLARSHIP UNDER THIS SECTION MAY HOLD THE AWARD FOR 5 YEARS OF FULL TIME STUDY OR 8 YEARS OF PART TIME STUDY.~~

~~(H) THE COMMISSION:~~

~~(1) MAY ACCEPT ANY GIFT OR GRANT FROM ANY PERSON FOR THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM;~~

~~(2) SHALL USE ANY GIFT OR GRANT THAT IT RECEIVES FOR A SCHOLARSHIP FROM THE PROGRAM; AND~~

~~(3) SHALL DEPOSIT ANY GIFT OR GRANT THAT IT RECEIVES FOR THE PROGRAM WITH THE STATE TREASURER IN A NONBUDGETED ACCOUNT.~~

Subtitle 6. Scholarships for Military and Public Safety Personnel and Their [Children]
DEPENDENTS AND THE DEPENDENTS OF CERTAIN SCHOOL EMPLOYEES.

18-601.

(a) (1) In this section the following words have the meanings indicated.

(2) “Disabled public safety employee” means a State or local public safety employee who sustains an injury in the line of duty that:

(i) Precludes the individual from continuing to serve or be employed as a State or local public safety employee; and

(ii) In the case of a volunteer member of a fire department or ambulance or rescue company or squad, precludes the member from continuing to be employed in the nonpublic safety occupation in which the member is engaged at the time of the injury.

(3) “SCHOOL EMPLOYEE” INCLUDES AN EMPLOYEE OF A PUBLIC OR NONPUBLIC SCHOOL IN THE STATE.

~~[(3)]~~ (4) “Surviving spouse” means a person who has not remarried.

~~[(4)]~~ (5) “State or local public safety employee” means a person who is:

(i) A career or volunteer member of a:

1. Fire department;

2. Ambulance company or squad; or

3. Rescue company or squad;

(ii) A law enforcement officer;

(iii) A correctional officer; or

(iv) A member of the Maryland National Guard who was a resident of this State at the time of death.

~~[(5)]~~ (6) “Victim of the September 11, 2001, terrorist attacks” means a Maryland resident who was killed as a result of the attacks on the World Trade Center in New York City, the attack on the Pentagon in Virginia, or the crash of United Airlines Flight 93 in Pennsylvania.

(b) There is a program of scholarships that are awarded by eligible postsecondary institutions under this section.

(c) (1) The [Program] PROGRAM FOR MILITARY AND PUBLIC SAFETY PERSONNEL AND THEIR ELIGIBLE DEPENDENTS is the Edward T. Conroy Memorial Scholarship Program.

(2) THE PROGRAM FOR ELIGIBLE DEPENDENTS OF PUBLIC AND NONPUBLIC SCHOOL EMPLOYEES IS THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM.

(d) A person may apply to an eligible postsecondary institution for a scholarship under this section if the person:

(1) (i) Is a resident of Maryland at the time of application; or

(ii) Was a resident of Maryland when an event described in paragraph (3) of this subsection occurred;

(2) (i) Is accepted for admission or enrolled in the regular undergraduate, graduate or professional program at an eligible institution; or

(ii) Is enrolled in a 2-year terminal certificate program in which the course work is acceptable for transfer credit for an accredited baccalaureate program in an eligible institution; and

(3) (i) Is at least 16 years old and a son or daughter of a member of the armed forces who:

1. Died as a result of military service after December 7, 1941;

2. Suffered a service connected 100% permanent disability after December 7, 1941; or

3. Was declared to be a prisoner of war or missing in action, if that occurred on or after January 1, 1960, as a result of the Vietnam conflict, and if the child was born prior to or while the parent was a prisoner of war or missing in action;

(ii) Was a prisoner of war or missing in action, if that occurred on or after January 1, 1960, as a result of the Vietnam conflict and was a resident of this State at the time the person was declared to be a prisoner of war or missing in action;

(iii) 1. Is at least 16 years old and a son or daughter of any State or local public safety employee killed in the line of duty; or

2. Is the surviving spouse of any State or local public safety employee killed in the line of duty;

(iv) 1. Is a disabled public safety employee;

2. Is at least 16 years old and a son or daughter of a disabled public safety employee who sustains an injury in the line of duty that renders the public safety employee 100% disabled; or

3. Is the surviving spouse of a disabled public safety employee who sustains an injury in the line of duty that renders the public safety employee 100% disabled;

(v) Is a veteran, as defined under § 9-901 of the State Government Article, who:

1. Suffers a service connected disability of 25% or greater; and

2. Has exhausted or is no longer eligible for federal veterans' educational benefits;

(vi) Is the surviving spouse of a member of the armed forces who suffered a service connected 100% permanent disability; [or]

(vii) Is at least 16 years old and a son or daughter of or the surviving spouse of a victim of the September 11, 2001, terrorist attacks;

(VIII) IS AT LEAST 16 YEARS OLD AND A SON OR DAUGHTER OF A SCHOOL EMPLOYEE WHO, AS A RESULT OF AN ACT OF VIOLENCE:

1. DIED IN THE LINE OF DUTY; OR

2. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE SCHOOL EMPLOYEE 100% DISABLED; OR

(IX) IS THE SURVIVING SPOUSE OF A SCHOOL EMPLOYEE WHO, AS A RESULT OF AN ACT OF VIOLENCE:

1. DIED IN THE LINE OF DUTY; OR

2. SUSTAINED AN INJURY IN THE LINE OF DUTY THAT RENDERED THE SCHOOL EMPLOYEE 100% DISABLED.

(e) A scholarship awarded under this section:

(1) May be used for the tuition and mandatory fees at any eligible institution; and

(2) May not:

(i) Exceed the equivalent annual tuition and mandatory fees of a resident undergraduate student at the 4-year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore, with the highest annual expenses for a full-time resident undergraduate; and

(ii) Be less than the lesser of:

1. \$3,000; or

2. The equivalent annual tuition and mandatory fees of a resident of the institution attended by the recipient of the scholarship.

(f) (1) Each postsecondary institution shall determine the eligibility of persons who apply to the institution for the Edward T. Conroy Memorial Scholarship Program AND THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM.

(2) Funds for the Edward T. Conroy Memorial Scholarship Program AND THE JEAN B. CRYOR MEMORIAL SCHOLARSHIP PROGRAM shall be allocated by the Commission to each postsecondary institution based on the number of eligible recipients attending each institution.

(3) In October and February of each year, each postsecondary institution shall report to the Commission the number of eligible recipients attending the institution.

(4) The Commission shall allocate funds for awards to postsecondary institutions upon verification of eligible recipients attending the institutions.

(5) If funds cannot be allocated in the fiscal year in which awards are made, priority shall be given to allocating funds for those awards in the following fiscal year.

(g) (1) Each recipient of a scholarship under this section may hold the award for 5 years of full-time study or 8 years of part-time study.

(2) The number of eligible recipients under subsection (d)(3)(v) of this section shall be limited to 15 each year.

(3) An award provided under subsection (d)(3)(vi) of this section may not exceed the amount specified in subsection (e)(2) of this section when combined with any other scholarship received by a student based on the student's status as a child or spouse of a victim of the September 11, 2001, terrorist attacks.

(h) (1) THERE IS AN EDWARD T. CONROY AND JEAN B. CRYOR SCHOLARSHIP FUND.

(2) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(3) THE STATE TREASURER SHALL HOLD THE FUND AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(4) The Commission:

[(1)] (I) May accept any gift or grant from any person for the [Edward T. Conroy Scholarship Fund] FUND;

[(2)] (II) Shall use any gift or grant that it receives for a scholarship from the [Program] PROGRAMS; and

[(3)] (III) Shall deposit any gift or grant that it receives for the [Program] PROGRAMS with the State Treasurer [in a nonbudgeted account].

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

Approved by the Governor, May 2, 2013.