

HOUSE BILL 1408

F2, Q4

4lr2964

By: **Delegate Wood**

Introduced and read first time: February 13, 2014

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Institutions of Higher Education – Smoke-Free or Tobacco-Free**
3 **Campuses – Funding**

4 FOR the purpose of providing that, if a public institution of higher education
5 maintains a smoke-free or tobacco-free campus, any State support from the
6 General Fund provided to the institution shall be reduced by a certain amount;
7 and generally relating to the funding of public institutions of higher education
8 maintaining smoke-free or tobacco-free campuses.

9 BY repealing and reenacting, without amendments,
10 Article – Education
11 Section 11–105(i)(1) and (2)
12 Annotated Code of Maryland
13 (2008 Replacement Volume and 2013 Supplement)

14 BY adding to
15 Article – Education
16 Section 11–105(i)(6)
17 Annotated Code of Maryland
18 (2008 Replacement Volume and 2013 Supplement)

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

21 **Article – Education**

22 11–105.

23 (i) (1) On or before a date set by the Commission, each of the following
24 governing boards and agencies shall submit to the Commission its annual operating

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 budget requests and proposals for capital projects, by constituent institutions and
2 affiliated regional higher education centers for the next fiscal year:

- 3 (i) The Board of Regents of the University System of Maryland;
- 4 (ii) The Board of Regents of Morgan State University;
- 5 (iii) The Board of Trustees of St. Mary's College of Maryland;
- 6 (iv) The State Advisory Council for Title I of the Higher
7 Education Act of 1965;
- 8 (v) The Board of Trustees of Baltimore City Community
9 College;
- 10 (vi) The Board of the Maryland Higher Education Investment
11 Program; and
- 12 (vii) The governing body of each regional higher education center.

13 (2) In consultation with the Department of Budget and Management,
14 the Commission shall present to the Governor, on or before a date set by the Governor,
15 and simultaneously submit a copy to the General Assembly, a consolidated operating
16 and capital budget for higher education that includes the operating and capital budget
17 requests of the governing boards and institutions listed in paragraph (1) of this
18 subsection, the operating budget request of the Commission, a report on the current
19 funding of the adopted sets of peer institutions, and recommendations regarding the
20 funding of higher education.

21 **(6) IF A PUBLIC INSTITUTION OF HIGHER EDUCATION MAINTAINS**
22 **A SMOKE-FREE OR TOBACCO-FREE CAMPUS, ANY STATE SUPPORT FROM THE**
23 **GENERAL FUND PROVIDED TO THE INSTITUTION SHALL BE REDUCED BY A**
24 **PERCENTAGE EQUAL TO THE RATIO OF REVENUES GENERATED BY THE TAXES**
25 **ON TOBACCO PRODUCTS UNDER TITLE 12 OF THE TAX - GENERAL ARTICLE**
26 **DIVIDED BY ALL REVENUES CREDITED TO THE GENERAL FUND.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 July 1, 2014.