

# SENATE BILL 463

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4lr0379

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By: **Senators Ferguson and Madaleno**

Introduced and read first time: January 27, 2014

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Community Colleges – Developmental Education Courses – Student Credit**  
3 **Hours**

4 FOR the purpose of altering the definition of “student credit hours” as used in the  
5 calculation of State aid for community colleges and Baltimore City Community  
6 College; defining “developmental education course”; declaring the intent of the  
7 General Assembly; and generally relating to Maryland community colleges and  
8 the Baltimore City Community College.

9 BY renumbering

10 Article – Education

11 Section 16–305(b)(6), (8), (9), (10), (11), and (13), respectively

12 to be Section 16–305(b)(7), (9), (10), (11), (12), and (14), respectively

13 Annotated Code of Maryland

14 (2008 Replacement Volume and 2013 Supplement)

15 BY repealing and reenacting, without amendments,

16 Article – Education

17 Section 16–305(a) and (b)(1)

18 Annotated Code of Maryland

19 (2008 Replacement Volume and 2013 Supplement)

20 BY repealing and reenacting, with amendments,

21 Article – Education

22 Section 16–305(b)(7) and (12) and 16–502

23 Annotated Code of Maryland

24 (2008 Replacement Volume and 2013 Supplement)

25 BY adding to

26 Article – Education

27 Section 16–305(b)(6)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2008 Replacement Volume and 2013 Supplement)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
4 MARYLAND, That Section(s) 16–305(b)(6), (8), (9), (10), (11), and (13), respectively, of  
5 Article – Education of the Annotated Code of Maryland be renumbered to be Section(s)  
6 16–305(b)(7), (9), (10), (11), (12), and (14), respectively.

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
8 read as follows:

9 **Article – Education**

10 16–305.

11 (a) The formula used for the distribution of funds to the community colleges  
12 in the State shall be known as the Senator John A. Cade Funding Formula.

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

14 **(6) “DEVELOPMENTAL EDUCATION COURSE” MEANS A**  
15 **NONCREDIT COURSE THAT MUST BE COMPLETED SUCCESSFULLY BEFORE OR**  
16 **CONCURRENT WITH A STUDENT ENROLLING IN A CREDIT-BEARING COURSE.**

17 **[(7)] (8)** “Full-time equivalent student” is the quotient of the number  
18 of student credit hours produced in the fiscal year 2 years prior to the fiscal year for  
19 which the State share is calculated divided by 30, as certified by the Maryland Higher  
20 Education Commission.

21 **[(12)] (13) (I) [“Student] EXCEPT AS OTHERWISE PROVIDED IN**  
22 **SUBPARAGRAPH (II) OF THIS PARAGRAPH, “STUDENT credit hours” means student**  
23 **credit hours or contact hours which are eligible, under the regulations issued by the**  
24 **Maryland Higher Education Commission, for inclusion in State funding calculations.**

25 **(II) FOR STUDENTS ENROLLED IN DEVELOPMENTAL**  
26 **EDUCATION COURSES, “STUDENT CREDIT HOURS” MAY INCLUDE ONLY:**

27 **1. THE CONTACT HOURS OF STUDENTS WHO**  
28 **ACHIEVE A GRADE OF “C” OR BETTER IN A DEVELOPMENTAL EDUCATION**  
29 **COURSE MULTIPLIED BY 1.0; AND**

30 **2. THE CONTACT HOURS OF STUDENTS WHO DO NOT**  
31 **ACHIEVE A GRADE OF “C” OR BETTER IN A DEVELOPMENTAL EDUCATION**  
32 **COURSE MULTIPLIED BY 0.5.**

33 16–502.

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

2 (b) “Board of Trustees” means the Board of Trustees of Baltimore City  
3 Community College.

4 (c) “College” means Baltimore City Community College, formerly known as  
5 the New Community College of Baltimore.

6 (d) “Commission” means the Maryland Higher Education Commission.

7 (e) **“DEVELOPMENTAL EDUCATION COURSE” MEANS A NONCREDIT**  
8 **COURSE THAT MUST BE COMPLETED SUCCESSFULLY BEFORE OR CONCURRENT**  
9 **WITH A STUDENT ENROLLING IN A CREDIT-BEARING COURSE.**

10 (f) “Full-time equivalent student” means the quotient of the number of  
11 student credit hours produced in the fiscal year 2 years prior to the fiscal year for  
12 which the State appropriation is calculated divided by 30, as certified by the Maryland  
13 Higher Education Commission.

14 [(f)](g) “Officer” means the president and the vice presidents of the College  
15 and other officers as shall be appointed by the Board of Trustees.

16 [(g)](h) “Secretary” means the Secretary of Higher Education.

17 [(h)](i) “State appropriation” means the amount of money for Baltimore  
18 City Community College operating funds to be provided each fiscal year to the Board  
19 of Trustees by the State.

20 [(i)](j) (1) **[“Student] EXCEPT AS OTHERWISE PROVIDED IN**  
21 **SUBPARAGRAPH (2) OF THIS SUBSECTION, “STUDENT credit hours” means student**  
22 **credit hours or contact hours which are eligible, under the regulations issued by the**  
23 **Maryland Higher Education Commission, for inclusion in State funding calculations.**

24 (2) **FOR STUDENTS ENROLLED IN DEVELOPMENTAL EDUCATION**  
25 **COURSES, “STUDENT CREDIT HOURS” MAY INCLUDE ONLY:**

26 (i) **THE CONTACT HOURS OF STUDENTS WHO ACHIEVE A**  
27 **GRADE OF “C” OR BETTER IN A DEVELOPMENTAL EDUCATION COURSE**  
28 **MULTIPLIED BY 1.0; AND**

29 (ii) **THE CONTACT HOURS OF STUDENTS WHO DO NOT**  
30 **ACHIEVE A GRADE OF “C” OR BETTER IN A DEVELOPMENTAL EDUCATION**  
31 **COURSE MULTIPLIED BY 0.5.**

1           SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the  
2 General Assembly that any reduction of State aid to the community colleges that  
3 results from this Act may not be recouped by the community colleges through an  
4 increase in tuition or fees charged for developmental education courses.

5           SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6 July 1, 2014.