

SB1170/884636/2

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1170
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 11, in each instance, strike “Next-Generation” and substitute “Next Generation”; strike beginning with “altering” in line 3 down through “program;” in line 8 and substitute “altering certain criteria for the prequalification of a student for a Guaranteed Access Grant; altering the name of the College Readiness Outreach Program to be the Next Generation Scholars of Maryland Program; altering the purpose and certain requirements of the Program; requiring the State Department of Education to solicit certain applications from certain nonprofit organizations and give priority to certain applications; requiring certain nonprofit organizations to provide certain guidance and certain services to certain students; requiring the Governor to make a certain appropriation in the State budget for certain fiscal years; requiring the Department to make certain grants to certain nonprofits for certain fiscal years under certain circumstances; establishing the Next Generation Scholars of Maryland Program Fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; specifying that the Fund is a special, nonlapsing fund that is not subject to a certain provision of law; requiring the State Treasurer to hold the Fund separately and the Comptroller to account for the Fund; providing for the composition and uses of the Fund; requiring the State Treasurer to invest the money of the Fund in a certain manner; providing that expenditures from the Fund may be made only in accordance with the State budget;”; in line 9, strike “State Department of Education” and substitute “Department”; in line 10, strike “a certain report” and substitute “certain reports”; in the same line, strike “a certain date;” and substitute “certain dates; defining certain terms;”; and after line 16, insert:

“BY repealing and reenacting, without amendments,

Article - State Finance and Procurement

Section 6-226(a)(2)(i)

Annotated Code of Maryland

(Over)

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BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)84. and 85.

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)86.

Annotated Code of Maryland

(2015 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, in line 23, strike “A” and substitute “**(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**”.

On page 2, in lines 28, 29, and 30, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; and on page 3, in lines 1, 3, 5, 9, and 11, strike “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively.

On page 3, in line 9, after “A” insert “**CUMULATIVE**”; and after line 12, insert:

“(2) FOR ACADEMIC YEARS 2017-2018 AND 2018-2019, A STUDENT IN GRADE 9 WHO APPLIES AND QUALIFIES FOR A GUARANTEED ACCESS GRANT ON THE BASIS OF FINANCIAL NEED AS ESTABLISHED BY THE COMMISSION SHALL PREQUALIFY FOR A GUARANTEED ACCESS GRANT TO BE USED AT THE TIME OF ENROLLMENT IN AN INSTITUTION OF HIGHER EDUCATION IF THE STUDENT OTHERWISE MEETS THE CONDITIONS OF PARAGRAPH (1) OF THIS SUBSECTION.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 14 and 15, inclusive, and substitute:

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

(2) “FUND” MEANS THE NEXT GENERATION SCHOLARS OF MARYLAND PROGRAM FUND.

(3) “PROGRAM” MEANS THE NEXT GENERATION SCHOLARS OF MARYLAND PROGRAM.”.

On page 5, after line 18, insert:

“(I) (1) THERE IS A NEXT GENERATION SCHOLARS OF MARYLAND PROGRAM FUND.

(2) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDS FOR THE ADMINISTRATION OF THE PROGRAM.

(3) THE DEPARTMENT SHALL ADMINISTER THE FUND.

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

(5) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(Over)

(6) THE FUND CONSISTS OF:

(I) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE PROGRAM;

(II) INTEREST EARNINGS OF THE FUND; AND

(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(7) THE FUND MAY BE USED ONLY FOR ADMINISTERING THE PROGRAM.

(8) (I) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

(II) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.

(9) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.”;

in lines 19 and 21, strike “(I)” and “(J)”, respectively, and substitute “(J)” and “(K)”, respectively; and in line 21, after “BEFORE” insert “DECEMBER 1, 2020, AND”.

On page 6, after line 12, insert:

“Article – State Finance and Procurement

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(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

84. the Economic Development Marketing Fund; [and]

85. the Military Personnel and Veteran–Owned Small Business No–Interest Loan Fund; AND

86. THE NEXT GENERATION OF MARYLAND SCHOLARS PROGRAM FUND.”.

AMENDMENT NO. 4

On page 3, in line 19 strike “**NEXT-GENERATION**” and substitute “**NEXT GENERATION**”.

On page 3, in line 21, strike beginning with “in” through “grade” and substitute “**IN ACCORDANCE WITH § 18-303(D) OF THIS SUBTITLE**”; and in line 20, after “guidance” insert “**AND SERVICES**”.

On page 4, in line 6, after “**(2)**” insert “**AWARD GRANTS TO NONPROFIT ORGANIZATIONS TO ADMINISTER THE PROGRAM;**

(3)”;

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in line 7, strike “ONE OR ALL APPLICABLE” and substitute “LOCAL”; in the same line, after the semicolon insert “AND”; in line 8, strike “(3)” and substitute “(4)”; in the same line, strike “WHICH”; in the same line, after “APPLICATIONS” insert “:

(I) FROM MARYLAND-BASED NONPROFIT ORGANIZATIONS;
AND

(II) THAT”;

in line 9, strike “; AND”; strike beginning with “(4)” in line 10 down through “PROGRAM” in line 11; and in line 14, strike “THE” and substitute “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION, THE”.

AMENDMENT NO. 5

On page 4, in line 28, strike “IN PROVIDING” and substitute “A NONPROFIT ORGANIZATION THAT RECEIVES A GRANT TO PROVIDE”; in the same line, after “THE” insert “GUIDANCE AND”; and in line 29, strike beginning with the comma through “GRANTS”.

On page 5, in line 12, strike “YEAR” and substitute “YEARS”; in the same line, strike “, THE” and substitute “:

(1) THE”;

in the same line, after “SHALL” insert “ANNUALLY”; in line 13, strike “ANNUALLY”; in line 14, after “PROGRAM” insert “; AND

(2) THE DEPARTMENT SHALL DISTRIBUTE GRANTS TO NONPROFIT ORGANIZATIONS THAT:

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(I) ARE SELECTED IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION; AND

(II) WILL ADMINISTER THE PROGRAM”;

strike beginning with “A” in line 13 down through “PILOT” in line 14 and substitute “THE”; in the same line, strike “TO BE ADMINISTERED”; in the same line, after “IN” insert “LOCAL”; in line 22, strike “SUBMIT A”; strike beginning with “ON” in line 22 down through “PROGRAM” in line 23; in line 23, strike “GOVERNOR” and substitute “GOVERNOR”; in line 25, strike “INCLUDING” and substitute “ON THE IMPLEMENTATION OF THE PROGRAM, INCLUDING”; in line 27, after “GRANT” insert “DURING”; after line 28, insert:

“(2) THE RACE, DISABILITY STATUS, AND ENGLISH LANGUAGE LEARNER STATUS OF EACH PARTICIPATING STUDENT WHO PREQUALIFIED FOR THE GUARANTEED ACCESS GRANT EACH YEAR OF THE PROGRAM;”;

and in line 29, after “EACH” insert “PARTICIPATING”.

On page 5, in lines 29 and 33, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(4)”, respectively; and on page 6 in lines 3, 7, and 10, strike “(4)”, “(5)”, and “(6)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively.

On page 6, in line 6, after “OR” insert “LOCAL”; in line 9, strike “THEY” and substitute “THE STUDENTS”; in line 11, strike “AND PILOT PROGRAM”; and in the same line, strike “PILOT”.