

# HOUSE BILL 12

F2

(71r0900)

## ENROLLED BILL

— Ways and Means/Education, Health, and Environmental Affairs —

Introduced by ~~Delegate S. Howard~~ Delegates S. Howard, Barve, Folden, Ghrist, Hill, Jalisi, Jameson, Krebs, Saab, Turner, Afzali, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Walker, and Wilkins

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Senatorial and Delegate Scholarships – ~~Veterans Individuals on Active Duty~~**  
3 **Eligibility, Award Amounts, and Use of Funds**

4 FOR the purpose of authorizing certain senatorial and delegate scholarships to be used at  
5 certain out-of-state institutions of higher education if a certain scholarship  
6 applicant is a certain ~~veteran~~ individual on active duty who is domiciled in the State;  
7 ~~authorizing~~ requiring a certain ~~veteran~~ individual on active duty to be domiciled in  
8 the State in order to retain a certain senatorial scholarship; altering the amount that  
9 may be awarded under the senatorial scholarship program beginning on a certain  
10 date; clarifying the calculation of the amount that may be awarded under the delegate  
11 scholarship program; making certain stylistic changes; and generally relating to

---

#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 qualifications for and amounts awarded under the senatorial and delegate  
 2 ~~scholarships.~~ scholarship programs.

3 BY repealing and reenacting, without amendments,  
 4 Article – Education  
 5 Section 18–402(a), 18–406(a), and 18–501(a)  
 6 Annotated Code of Maryland  
 7 (2014 Replacement Volume and 2016 Supplement)

8 BY repealing and reenacting, with amendments,  
 9 Article – Education  
 10 Section 18–402(b), 18–404, 18–405(d), 18–406(b), ~~and 18–501(b)~~ 18–501(b), and  
 11 18–503  
 12 Annotated Code of Maryland  
 13 (2014 Replacement Volume and 2016 Supplement)

14 BY adding to  
 15 Article – Education  
 16 Section 18–406(f)  
 17 Annotated Code of Maryland  
 18 (2014 Replacement Volume and 2016 Supplement)

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

### 21 Article – Education

22 18–402.

23 (a) (1) Except as provided in paragraph (2) of this subsection, each applicant  
 24 for a senatorial scholarship shall:

25 (i) Take a competitive examination administered by the Office; and

26 (ii) Be accepted for admission in the regular undergraduate,  
 27 graduate, or professional program at an eligible institution; or be enrolled in a 2–year  
 28 terminal certificate program in which the course work is acceptable for transfer credit for  
 29 an accredited baccalaureate program in an eligible institution.

30 (2) An applicant is exempt from the examination if the applicant:

31 (i) Is attending an eligible institution and has completed at least 1  
 32 year in good academic standing at the institution;

33 (ii) Graduated from high school at least 5 years before application  
 34 for a senatorial scholarship;

1 (iii) Is accepted for admission to a private career institution, if the  
 2 institution's curriculum is approved by the Commission, and the institution is accredited  
 3 by a national accrediting association approved by the United States Department of  
 4 Education; or

5 (iv) Is planning to attend or is attending a Maryland community  
 6 college.

7 (b) (1) [Each] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS  
 8 SUBSECTION, EACH applicant shall:

9 [(1)] (I) Be a resident of this State; and

10 [(2)] (II) At the time of the applicant's initial application, be a resident of  
 11 the legislative district from which the applicant seeks an award.

12 (2) IF THE APPLICANT IS ~~A VETERAN~~ AN INDIVIDUAL WHO IS ON  
 13 ACTIVE DUTY WITH THE UNITED STATES MILITARY, THE APPLICANT ~~MAY~~ SHALL:

14 (I) BE DOMICILED IN THIS STATE; AND

15 (II) AT THE TIME OF THE APPLICANT'S INITIAL APPLICATION,  
 16 BE DOMICILED IN THE LEGISLATIVE DISTRICT FROM WHICH THE APPLICANT SEEKS  
 17 AN AWARD.

18 18-404.

19 (a) (1) [Each] UNTIL JUNE 30, 2019, EACH Senator may award \$34,500 of  
 20 senatorial scholarships each year.

21 (2) BEGINNING JULY 1, 2019, EACH SENATOR MAY AWARD  
 22 SENATORIAL SCHOLARSHIPS EACH FISCAL YEAR IN AN AMOUNT THAT MAY NOT  
 23 EXCEED THE TOTAL OF:

24 (I) THE AMOUNT AUTHORIZED TO BE AWARDED THE PREVIOUS  
 25 YEAR; AND

26 (II) THE AMOUNT OF THE INCREASE OVER THE PREVIOUS YEAR  
 27 IN THE TUITION AND MANDATORY FEES OF AN UNDERGRADUATE PROGRAM AT THE  
 28 4-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY  
 29 SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF MARYLAND UNIVERSITY  
 30 COLLEGE AND UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS, WITH THE  
 31 HIGHEST ANNUAL EXPENSES FOR A FULL-TIME RESIDENT UNDERGRADUATE.

1           **(b) (1)** The annual allocation under subsection (a) of this section applies to  
2 initial-year awards [and awards made under § 18-406.1 of this subtitle]. After 4 years of  
3 operation, the annual allocation to each Senator for initial-year and continuing awards may  
4 not exceed four times the amount of the Senator's allocation under subsection (a) of this  
5 section.

6           **(2)** If a recipient moves to the legislative district of another Senator, the  
7 allocation to the recipient shall continue to be drawn on the account of the Senator who  
8 originally awarded the scholarship.

9           **(c) (1)** A senatorial scholarship may be awarded in \$100 increments.

10           **(2)** An award for a single year may not be less than \$400 or more than the  
11 equivalent annual tuition and mandatory fees of an undergraduate program at the 4-year  
12 public institution of higher education within the University System of Maryland, other than  
13 the University of Maryland University College and University of Maryland, Baltimore  
14 Campus, with the highest annual expenses for a full-time resident undergraduate.

15 18-405.

16           **(d)** Each Senator may award not more than 10 percent of the funds available  
17 under this subtitle to applicants planning to attend accredited undergraduate, graduate,  
18 or professional institutions outside the State, provided the applicant:

19           **(1)** Will be studying in an academic area that is not available in the State;  
20 **[or]**

21           **(2)** Is a hearing impaired person who will be studying at an institution  
22 outside the State that makes special provisions for hearing impaired students, and  
23 comparable special provisions are not available to **[that student] THE APPLICANT** at an  
24 institution in the State; **OR**

25           **(3) IS ~~A VETERAN~~ AN INDIVIDUAL WHO IS ON ACTIVE DUTY WITH THE**  
26 **UNITED STATES MILITARY WHO IS DOMICILED IN THIS STATE.**

27 18-406.

28           **(a)** Except as otherwise provided in this section, each recipient of a senatorial  
29 scholarship may hold the scholarship for 4 undergraduate academic years, subject to  
30 § 18-406.1 of this subtitle, and 4 graduate academic years if the recipient:

31           **(1)** Is a full-time student;

32           **(2)** Continues to be a resident of this State; and

1 (3) Continues to be a student at the institution and takes at least 12  
2 semester hours of courses as an undergraduate or 9 semester hours of courses as a graduate  
3 student each semester leading to a degree.

4 (b) A recipient of an undergraduate or graduate senatorial scholarship may hold  
5 the scholarship, appropriately prorated, for 8 academic years if [he] **THE RECIPIENT:**

6 (1) Is a part-time student;

7 (2) Continues to be a resident of this State; and

8 (3) Continues to be a student at the institution and takes at least 6  
9 semester hours of courses each semester leading to a degree.

10 **(F) A RECIPIENT OF A SENATORIAL SCHOLARSHIP WHO IS ~~A VETERAN~~ AN**  
11 **INDIVIDUAL WHO IS ON ACTIVE DUTY WITH THE UNITED STATES MILITARY AND**  
12 **OTHERWISE MEETS THE CONDITIONS OF SUBSECTION (A) OR (B) OF THIS SECTION**  
13 **MAY BE DOMICILED IN THIS STATE RATHER THAN A RESIDENT OF THIS STATE.**

14 18-501.

15 (a) There is a program of Delegate Scholarships in this State that are awarded  
16 under this subtitle.

17 (b) A scholarship awarded under this subtitle may be used at:

18 (1) An eligible institution for a program of undergraduate, graduate, or  
19 professional studies;

20 (2) An accredited undergraduate, graduate, or professional institution  
21 outside the State, if **THE APPLICANT:**

22 (i) [The applicant will] **WILL** be studying in an academic area that  
23 is not available in this State; [or]

24 (ii) [1. The applicant is] **IS** disabled[;

25 2. The applicant] **AND** will be studying at an institution  
26 outside the State that makes special provisions for disabled students[; and

27 3. Comparable special provisions] **THAT** are not available to  
28 [that student] **THE APPLICANT** at an institution in the State; **OR**

29 **(iii) IS ~~A VETERAN~~ AN INDIVIDUAL WHO IS ON ACTIVE DUTY WITH**  
30 **THE UNITED STATES MILITARY WHO IS DOMICILED IN THIS STATE;** and

1 (3) A private career school within the State that is approved by the  
 2 Maryland Higher Education Commission under § 11-202 of this article and that is  
 3 accredited by a national accrediting association that is approved by the United States  
 4 Department of Education.

5 18-503.

6 (a) During each term in office, each Delegate may award the equivalent of four  
 7 4-year full-time scholarships, which may be awarded for either 1-, 2-, 3-, or 4-year periods.

8 (b) (1) Each scholarship pays the tuition and mandatory fees at any eligible  
 9 institution.

10 (2) The annual amount of a scholarship at a **PUBLIC OR** private institution  
 11 or any graduate or professional program may not exceed the equivalent annual tuition and  
 12 mandatory fees of an undergraduate program at the 4-year public institution of higher  
 13 education within the University System of Maryland, other than the University of Maryland  
 14 University College and University of Maryland, Baltimore Campus, with the highest annual  
 15 expenses for a full-time resident undergraduate.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
 17 1, 2017.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.