

# HOUSE BILL 403

F2

(8lr1127)

## ENROLLED BILL

— Appropriations/Budget and Taxation —

Introduced by **Delegates Jones, Brooks, Gaines, Gutierrez, Haynes, Healey, Hettleman, Holmes, Jalisi, Knotts, Lafferty, Morhaim, Mosby, Reznik, Stein, Sydnor, and P. Young**

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 **Community Colleges – Facilities Renewal Grant Program – Established**

3 FOR the purpose of establishing the Community College Facilities Renewal Grant  
4 Program; requiring the Maryland Higher Education Commission to administer the  
5 Program; requiring the Governor to annually appropriate a certain amount in a  
6 certain budget to the Commission; requiring a certain appropriation to be in addition  
7 to the appropriation for a certain other program; requiring, by a certain date, a  
8 community college to provide certain information to the Commission; establishing  
9 requirements and limitations in awarding grants; requiring the Commission, in  
10 collaboration with the community colleges, to adopt certain regulations; defining  
11 certain terms; and generally relating to a facility renewal grant program for  
12 community colleges.

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**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 BY adding to  
2 Article – Education  
3 Section 16–320  
4 Annotated Code of Maryland  
5 (2014 Replacement Volume and 2017 Supplement)

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

8 **Article – Education**

9 **16–320.**

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

12 (2) “COMMUNITY COLLEGE” INCLUDES BALTIMORE CITY  
13 COMMUNITY COLLEGE.

14 (3) “ELIGIBLE PROJECT” MEANS A FACILITY RENEWAL PROJECT,  
15 INCLUDING IMPROVEMENTS, REPAIRS, AND DEFERRED MAINTENANCE, THAT HAS A  
16 TOTAL ESTIMATED COST OF NOT MORE THAN \$1,000,000 AND HAS BEEN SUBMITTED  
17 TO THE COMMISSION AS PART OF AN ANNUAL MASTER PLAN OR A  
18 10–YEAR MASTER PLAN.

19 (4) “PROGRAM” MEANS THE COMMUNITY COLLEGE FACILITIES  
20 RENEWAL GRANT PROGRAM.

21 (B) (1) THERE IS A COMMUNITY COLLEGE FACILITIES RENEWAL GRANT  
22 PROGRAM THAT SHALL PROVIDE STATE FUNDS TO COMMUNITY COLLEGES FOR  
23 IMPROVEMENTS, REPAIRS, AND DEFERRED MAINTENANCE PROJECTS IN  
24 ACCORDANCE WITH THIS SECTION.

25 (2) THE COMMISSION SHALL ADMINISTER THE PROGRAM.

26 (C) (1) IN FISCAL YEAR 2019 AND IN EACH FISCAL YEAR THEREAFTER,  
27 THE GOVERNOR SHALL ANNUALLY APPROPRIATE IN THE OPERATING BUDGET OF  
28 THE COMMISSION AN AMOUNT EQUAL TO 5% OF THE APPROPRIATION TO THE  
29 COMMUNITY COLLEGE ~~FACILITIES~~ CONSTRUCTION GRANT PROGRAM IN THE SAME  
30 FISCAL YEAR.

31 (2) THE APPROPRIATION REQUIRED UNDER PARAGRAPH (1) OF THIS  
32 SUBSECTION SHALL BE IN ADDITION TO AND MAY NOT SUPPLANT THE AMOUNT  
33 APPROPRIATED TO THE COMMUNITY COLLEGE ~~FACILITIES~~ CONSTRUCTION GRANT  
34 PROGRAM IN THE STATE BUDGET.

1           **(D) (1) ON OR BEFORE SEPTEMBER 1 OF THE FISCAL YEAR PRECEDING**  
2 **THE FISCAL YEAR OF THE GRANT AWARD, A COMMUNITY COLLEGE SHALL PROVIDE**  
3 **TO THE COMMISSION INFORMATION ABOUT THE ELIGIBLE PROJECT FOR WHICH THE**  
4 **COMMUNITY COLLEGE IS REQUESTING A GRANT.**

5                   **(2) (I) THE COMMISSION MAY MAKE UP TO EIGHT GRANTS IN EACH**  
6 **FISCAL YEAR.**

7                           **(II) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS**  
8 **SUBPARAGRAPH, A COMMUNITY COLLEGE MAY NOT RECEIVE A GRANT IN 2**  
9 **CONSECUTIVE FISCAL YEARS.**

10                                   **2. IF A COMMUNITY COLLEGE DOES NOT REQUEST**  
11 **FUNDS IN A FISCAL YEAR, THE COMMUNITY COLLEGE MAY NOT RECEIVE A GRANT**  
12 **UNTIL THE SECOND FOLLOWING FISCAL YEAR.**

13   **(III) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS**  
14 **SUBPARAGRAPH, A COMMUNITY COLLEGE MAY NOT RECEIVE MORE THAN \$500,000**  
15 **IN A FISCAL YEAR UNDER THE PROGRAM.**

16   **2. IF THE APPROPRIATION PROVIDED UNDER**  
17 **SUBSECTION (C) OF THIS SECTION IS LESS THAN \$4,000,000 IN A FISCAL YEAR, THE**  
18 **APPROPRIATION SHALL BE AWARDED EQUALLY TO EACH COMMUNITY COLLEGE**  
19 **THAT IS ELIGIBLE FOR A GRANT IN THAT FISCAL YEAR.**

20   **3. SUBJECT TO THE LIMITATION ESTABLISHED IN**  
21 **SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, A COMMUNITY COLLEGE MAY**  
22 **RECEIVE FUNDING FOR MORE THAN ONE ELIGIBLE PROJECT IN A FISCAL YEAR.**

23   **(IV) THE COMMISSION SHALL CONSULT WITH EACH COMMUNITY**  
24 **COLLEGE TO DETERMINE WHICH COMMUNITY COLLEGES WILL RECEIVE A GRANT**  
25 **FOR ELIGIBLE PROJECTS UNDER THE PROGRAM IN EACH FISCAL YEAR.**

26           **(E) THE COMMISSION, IN COLLABORATION WITH THE COMMUNITY**  
27 **COLLEGES, SHALL ADOPT ANY REGULATIONS NECESSARY TO CARRY OUT THE**  
28 **PROVISIONS OF THIS SECTION.**

29           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
30 1, 2018.