

# HOUSE BILL 1457

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By: **Delegates A. Miller, Barve, and Morhaim**

Introduced and read first time: February 9, 2018

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Students With a Chronic Health Condition – Reporting**  
3 **Requirements**

4 FOR the purpose of requiring each institution of higher education that operates in the State  
5 to submit a certain report to the Maryland Higher Education Commission, the  
6 Governor, and the General Assembly on or before a certain date each year; requiring  
7 that the Commission make certain reports public; requiring a certain report to use  
8 information from certain sources and that is collected in a certain way; requiring a  
9 certain report to include certain information; defining a certain term; providing for  
10 the termination of this Act; and generally relating to a report on students with a  
11 chronic health condition at institutions of higher education.

12 BY adding to

13 Article – Education

14 Section 11–1401 to be under the new subtitle “Subtitle 14. Students With a Chronic  
15 Health Condition at Institutions of Higher Education”

16 Annotated Code of Maryland

17 (2014 Replacement Volume and 2017 Supplement)

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

20 **Article – Education**

21 **SUBTITLE 14. STUDENTS WITH A CHRONIC HEALTH CONDITION AT INSTITUTIONS**  
22 **OF HIGHER EDUCATION.**

23 **11–1401.**

24 **(A) IN THIS SECTION, “CHRONIC HEALTH CONDITION” MEANS A PHYSICAL,**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 DEVELOPMENTAL, BEHAVIORAL, OR EMOTIONAL CONDITION THAT REQUIRES  
2 HEALTH AND RELATED SERVICES FOR A PERIOD OF 3 MONTHS OR LONGER.

3 (B) (1) ON OR BEFORE JULY 1, 2019, AND EACH YEAR THEREAFTER,  
4 EACH INSTITUTION OF HIGHER EDUCATION THAT OPERATES IN THE STATE SHALL  
5 SUBMIT A REPORT ON UNDERGRADUATE AND GRADUATE STUDENTS WITH A  
6 CHRONIC HEALTH CONDITION TO THE COMMISSION, THE GOVERNOR, AND, IN  
7 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL  
8 ASSEMBLY.

9 (2) THE COMMISSION SHALL MAKE THE REPORTS SUBMITTED UNDER  
10 THIS SUBSECTION AVAILABLE TO THE PUBLIC.

11 (C) THE REPORT REQUIRED UNDER SUBSECTION (B) OF THIS SECTION  
12 SHALL USE INFORMATION:

13 (1) OBTAINED FROM THE RECORDS OF THE INSTITUTION OF HIGHER  
14 EDUCATION;

15 (2) THAT IS DE-IDENTIFIED AS REQUIRED BY THE FEDERAL HEALTH  
16 INSURANCE PORTABILITY AND ACCOUNTABILITY ACT, THE FEDERAL FAMILY  
17 EDUCATIONAL RIGHTS AND PRIVACY ACT, AND ANY IMPLEMENTING REGULATIONS;  
18 AND

19 (3) AGGREGATED BY THE INSTITUTION OF HIGHER EDUCATION OR  
20 STATEWIDE.

21 (D) THE REPORT REQUIRED UNDER SUBSECTION (B) OF THIS SECTION  
22 SHALL INCLUDE:

23 (1) ENROLLMENT INFORMATION, INCLUDING:

24 (I) TOTAL STUDENT ENROLLMENT;

25 (II) GRADUATION RATES FOR THE INSTITUTION OF HIGHER  
26 EDUCATION;

27 (III) THE NUMBER OF PART-TIME AND FULL-TIME STUDENTS;

28 (IV) THE NUMBER OF NONTRADITIONAL STUDENTS;

29 (V) THE NUMBER OF STUDENTS WHO ARE 26 YEARS OLD OR  
30 OLDER; AND

1                   **(VI) THE TOTAL NUMBER OF STUDENTS LIVING ON CAMPUS;**

2                   **(2) INFORMATION ON STUDENTS WITH A CHRONIC HEALTH**  
3 **CONDITION, INCLUDING:**

4                   **(I) THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH**  
5 **CONDITION; AND**

6                   **(II) THE METHOD BY WHICH THE INSTITUTION OF HIGHER**  
7 **EDUCATION DETERMINES THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH**  
8 **CONDITION;**

9                   **(3) THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH CONDITION**  
10 **THAT:**

11                   **(I) USE DISABILITY SERVICES;**

12                   **(II) USE HEALTH CENTER SERVICES;**

13                   **(III) ARE IN COUNSELING ON CAMPUS;**

14                   **(IV) PARTICIPATE IN STUDENT LIFE;**

15                   **(V) PARTICIPATE IN OTHER CAMPUS SERVICES;**

16                   **(VI) ARE ENROLLED PART TIME;**

17                   **(VII) ARE ENROLLED FULL TIME;**

18                   **(VIII) ARE NONTRADITIONAL STUDENTS; AND**

19                   **(IX) ARE AT LEAST 26 YEARS OLD;**

20                   **(4) THE NUMBER OF STUDENTS THAT HAVE BEEN DIAGNOSED WITH A**  
21 **CHRONIC HEALTH CONDITION AND AN INTELLECTUAL DISABILITY;**

22                   **(5) THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH CONDITION**  
23 **LIVING ON CAMPUS AND A SUMMARY OF THEIR EXPERIENCES;**

24                   **(6) GRADUATION INFORMATION ON STUDENTS WITH A CHRONIC**  
25 **HEALTH CONDITION, INCLUDING:**

1                   **(I) THE GRADUATION RATE OF STUDENTS WITH A CHRONIC**  
2 **HEALTH CONDITION; AND**

3                   **(II) THE NUMBER OF YEARS IN WHICH STUDENTS WITH A**  
4 **CHRONIC HEALTH CONDITION TYPICALLY GRADUATE;**

5                   **(7) INFORMATION ON THE PROGRAMS THE SCHOOL HAS TO SUPPORT**  
6 **STUDENTS WITH A CHRONIC HEALTH CONDITION, INCLUDING WHETHER THE**  
7 **INSTITUTION OF HIGHER EDUCATION OFFERS THE FOLLOWING PROGRAMS AND**  
8 **HOW EACH PROGRAM IS STAFFED:**

9                   **(I) DISABILITY SERVICES;**

10                  **(II) HEALTH CENTER SERVICES;**

11                  **(III) COUNSELING;**

12                  **(IV) STUDENT LIFE; AND**

13                  **(V) OTHER SERVICES;**

14                  **(8) INFORMATION ON ACCOMMODATIONS THAT THE INSTITUTION OF**  
15 **HIGHER EDUCATION MAKES SPECIFICALLY FOR STUDENTS WITH A CHRONIC**  
16 **HEALTH CONDITION AND WHETHER STUDENTS THAT HAVE BOTH A CHRONIC**  
17 **HEALTH CONDITION AND INTELLECTUAL DISABILITIES HAVE ACCESS TO THE**  
18 **ACCOMMODATIONS, INCLUDING ACCOMMODATIONS FOR:**

19                  **(I) ABSENCES, INCLUDING:**

20                    1. **TUTORING;**

21                    2. **NOTE TAKERS;**

22                    3. **METHODS TO ASSIST THE STUDENT IN STAYING ON**  
23 **SCHEDULE; AND**

24                    4. **METHODS TO ASSIST THE STUDENT IN CATCHING UP**  
25 **WITH MISSED CLASSES;**

26                  **(II) GENERAL TUTORING;**

27                  **(III) PEER SUPPORT;**

1 (IV) TECHNOLOGY SUPPORT;

2 (V) UNIVERSALLY DESIGNED LEARNING MATERIALS;

3 (VI) CLASS PARTICIPATION BY VIDEO;

4 (VII) EXTENSIONS ON DUE DATES OR EXAMS; AND

5 (VIII) MODIFIED OR ADAPTED WORKLOADS;

6 (9) THE NUMBER OF STUDENTS THAT USE THE ACCOMMODATIONS  
7 LISTED IN ITEM (8) OF THIS SUBSECTION;

8 (10) INFORMATION REGARDING WHETHER THE INSTITUTION OF  
9 HIGHER EDUCATION PROVIDES ANY ADDITIONAL ACCOMMODATIONS OTHER THAN  
10 THOSE LISTED IN ITEM (8) OF THIS SUBSECTION;

11 (11) INFORMATION ON ANY OTHER POLICIES, SERVICES, OR  
12 PROGRAMS FOR STUDENTS WITH A CHRONIC HEALTH CONDITION;

13 (12) THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH CONDITION  
14 THAT PARTICIPATE IN:

15 (I) INTERNSHIPS;

16 (II) WORK ON CAMPUS;

17 (III) WORK STUDY PROGRAMS;

18 (IV) CLUBS; AND

19 (V) SPORTS;

20 (13) INFORMATION ON THE INSTITUTION OF HIGHER EDUCATION'S  
21 POLICY ON ATTENDANCE AND HOW IT AFFECTS STUDENTS WITH A CHRONIC HEALTH  
22 CONDITION;

23 (14) INFORMATION ON THE PROTOCOL FOR STUDENTS WITH A  
24 CHRONIC HEALTH CONDITION WHO MISS CLASS, ASSIGNMENTS, OR EXAMS DUE TO A  
25 HEALTH PROBLEM OR EMERGENCY;

26 (15) INFORMATION REGARDING WHETHER STUDENTS ARE REQUIRED  
27 TO REPORT ILLNESSES BEFORE MISSING A DEADLINE OR AN EXAM;

1           **(16) INFORMATION ON THE INSTITUTION OF HIGHER EDUCATION'S**  
2 **PROTOCOL FOR:**

3                   **(I) REPORTING ABSENCES; AND**

4                   **(II) ASKING FOR EXTENSIONS;**

5           **(17) INFORMATION ON STUDENTS WITH A CHRONIC HEALTH**  
6 **CONDITION WITHDRAWING FROM CLASSES, INCLUDING:**

7                   **(I) THE NUMBER PER YEAR;**

8                   **(II) HOW THE WITHDRAWAL IS REPORTED ON A STUDENT'S**  
9 **TRANSCRIPTS; AND**

10                   **(III) WHETHER A STUDENT FORFEITS TUITION PAID WHEN THE**  
11 **STUDENT WITHDRAWS FROM A COURSE;**

12           **(18) THE NUMBER OF STUDENTS WITH A CHRONIC HEALTH CONDITION**  
13 **WHO HAVE DIFFICULTY MEETING FINANCIAL AID OR SCHOLARSHIP REQUIREMENTS**  
14 **BECAUSE OF PROBLEMS RELATED TO THE STUDENT'S CHRONIC HEALTH**  
15 **CONDITION;**

16           **(19) INFORMATION ON STUDENTS WITH A CHRONIC HEALTH**  
17 **CONDITION RECEIVING AN INCOMPLETE GRADE IN CLASSES, INCLUDING:**

18                   **(I) THE NUMBER OF INCOMPLETE GRADES PER STUDENT;**

19                   **(II) THE AMOUNT OF TIME THAT THE INSTITUTION OF HIGHER**  
20 **EDUCATION ALLOWS THE STUDENT TO COMPLETE THE COURSE; AND**

21                   **(III) THE NUMBER OF INCOMPLETE COURSES PER STUDENT**  
22 **THAT THE STUDENT EVENTUALLY COMPLETES;**

23           **(20) INFORMATION ON THE INSTITUTION OF HIGHER EDUCATION'S**  
24 **POLICY FOR MEDICAL LEAVE, INCLUDING:**

25                   **(I) THE NUMBER OF STUDENTS WHO TOOK MEDICAL LEAVE;**  
26 **AND**

27                   **(II) WHETHER STUDENTS WHO TAKE MEDICAL LEAVE ARE**  
28 **ACADEMICALLY SUCCESSFUL AFTER THEY RETURN TO THE INSTITUTION OF HIGHER**

1 **EDUCATION; AND**

2 **(21) ANY INSTITUTIONAL PERSPECTIVES ON STUDENTS WITH A**  
3 **CHRONIC HEALTH CONDITION WITHDRAWING FROM CLASSES, INCLUDING:**

4 **(I) THOUGHTS;**

5 **(II) COMMENTS;**

6 **(III) NEEDS;**

7 **(IV) GOALS;**

8 **(V) SOLUTIONS; AND**

9 **(VI) QUESTIONS.**

10 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect July  
11 1, 2018. It shall remain effective for a period of 10 years and, at the end of June 30, 2028,  
12 this Act, with no further action required by the General Assembly, shall be abrogated and  
13 of no further force and effect.