

# HOUSE BILL 118

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By: **Delegates Washington, Wilkins, Acevero, Bagnall, Barron, Bridges, Cain, Charles, Fennell, W. Fisher, Fraser-Hidalgo, Hettleman, Ivey, Kaiser, Lehman, J. Lewis, Lierman, Luedtke, Mosby, Patterson, Pena-Melnyk, Sample-Hughes, Valderrama, and Wells**

Introduced and read first time: January 21, 2019

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Senatorial and Delegate Scholarships – In-State Tuition**

3 FOR the purpose of making a certain applicant eligible for senatorial and delegate  
4 scholarships if the applicant is eligible for certain in-State tuition; and generally  
5 relating to senatorial and delegate scholarships.

6 BY repealing and reenacting, without amendments,

7 Article – Education

8 Section 18–401 and 18–501

9 Annotated Code of Maryland

10 (2018 Replacement Volume and 2018 Supplement)

11 BY repealing and reenacting, with amendments,

12 Article – Education

13 Section 18–402 and 18–502

14 Annotated Code of Maryland

15 (2018 Replacement Volume and 2018 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

17 That the Laws of Maryland read as follows:

18 **Article – Education**

19 18–401.

20 There is a program of senatorial scholarships in this State that are awarded under  
21 this subtitle.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 18-402.

2 (a) (1) Except as provided in paragraphs (2) and (3) of this subsection, each  
3 applicant for a senatorial scholarship shall:

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

5 (ii) 1. Be accepted for admission in the regular undergraduate,  
6 graduate, or professional program at an eligible institution; or

7 2. Be enrolled in a 2-year terminal certificate program in  
8 which the course work is acceptable for transfer credit for an accredited baccalaureate  
9 program in an eligible institution.

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

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

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

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

19 (iv) Is planning to attend or is attending a Maryland community  
20 college.

21 (3) An applicant is exempt from the requirements of paragraph (1) of this  
22 subsection if the applicant is or was enrolled in a certificate or license program, course, or  
23 sequence of courses at a community college that leads to certification or licensure.

24 (b) [(1) Except as provided in paragraph (2) of this subsection, each] **EACH**  
25 applicant shall:

26 [(i)] **(1)** Be [a resident of this State] **ELIGIBLE FOR IN-STATE**  
27 **TUITION UNDER THIS ARTICLE;** and

28 [(ii)] **(2)** At the time of the applicant's initial application, be [a  
29 resident of] **DOMICILED IN** the legislative district from which the applicant seeks an  
30 award.

31 [(2) If the applicant is an individual who is on active duty with the United  
32 States military, the applicant shall:

1 (i) Be domiciled in this State; and

2 (ii) At the time of the applicant's initial application, be domiciled in  
3 the legislative district from which the applicant seeks an award.】

4 (c) (1) Each applicant shall demonstrate to the Office a definite financial need,  
5 and each Senator shall consider the financial need of each applicant.

6 (2) Each Senator is the final judge of the financial need of each applicant  
7 to whom the Senator awards a scholarship, and the Office may not negate the Senator's  
8 judgment or impose requirements of time or procedure.

9 (d) Each applicant shall accept any other conditions attached to the award.

10 18-501.

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

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

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

16 (2) An accredited undergraduate, graduate, or professional institution  
17 outside the State, if the applicant:

18 (i) Will be studying in an academic area that is not available in this  
19 State;

20 (ii) Is disabled and will be studying at an institution outside the  
21 State that makes special provisions for disabled students that are not available to the  
22 applicant at an institution in the State; or

23 (iii) Is an individual who is on active duty with the United States  
24 military who is domiciled in this State; and

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

29 (c) Money appropriated to the Commission for scholarships awarded under this  
30 section that are not used by the end of the fiscal year shall be retained by the Commission  
31 for use by the awarding Delegate in the Delegate Scholarship Program during subsequent  
32 fiscal years.

1 18-502.

2           **(A)** Each member of the House of Delegates may select the recipients of the  
3 scholarships on any basis that the Delegate considers appropriate.

4           **(B) A MEMBER OF THE HOUSE OF DELEGATES MAY SELECT ANY**  
5 **INDIVIDUAL WHO IS ELIGIBLE FOR IN-STATE TUITION UNDER THIS ARTICLE AS A**  
6 **RECIPIENT OF THE SCHOLARSHIP.**

7           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
8 1, 2019.