

**SB0538/439139/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 538

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**College Tuition and Residency Waivers**” and substitute “**Colleges and Private Nonprofit Institutions of Higher Education**”; strike beginning with “requiring” in line 3 down through “term;” in line 10 and substitute “requiring certain funding be provided to certain institutions of higher education in certain fiscal years;”; in line 11, strike “funding for State–mandated tuition and residency waivers” and substitute “and private nonprofit institutions of higher education funding”; after line 11, insert:

“BY repealing and reenacting, with amendments,

Article - Education

Section 16–305(c)(1)(i)12. and 13., 16–512(a)(1)(xiv), and 17–104(a)(1)(x) and (xi)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”;

and in line 14, strike “16–322” and substitute “16–305(c)(1)(i)14. and 17–104(a)(1)(xii) and (xiii)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 28 on page 2, inclusive, and substitute:

“16–305.

(c) (1) (i) Except as provided in subparagraphs (iii), (iv), and (v) of this paragraph, the total State operating fund per full–time equivalent student to the community colleges for each fiscal year as requested by the Governor shall be:

12. In fiscal year 2022, not less than an amount equal to 27% of the State’s General Fund appropriation per full–time equivalent student to the 4–year public institutions of higher education in the State as designated by the

(Over)

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Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; [and]

13. In fiscal year 2023 [and each fiscal year thereafter], not less than an amount equal to 29% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; AND

14. IN FISCAL YEAR 2024 AND EACH FISCAL YEAR THEREAFTER, NOT LESS THAN AN AMOUNT EQUAL TO 30% OF THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE SAME FISCAL YEAR.

16-512.

(a) (1) The total State operating fund per full-time equivalent student appropriated to Baltimore City Community College for each fiscal year other than fiscal year 2013, as requested by the Governor shall be:

(xiv) In fiscal year 2023 and each fiscal year thereafter, not less than an amount equal to [68.5%] 69% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year.

17-104.

(a) (1) Except as provided in paragraphs (2), (3), (4), and (5) of this subsection, the Maryland Higher Education Commission shall compute the amount of the annual apportionment for each institution that qualifies under this subtitle by multiplying the number of full-time equivalent students enrolled at the institution during the fall semester of the fiscal year preceding the fiscal year for which the aid

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apportionment is made, as determined by the Maryland Higher Education Commission by:

(x) In fiscal year 2020, an amount not less than 11.1% of the State's General Fund per full-time equivalent student appropriation to the 4-year public institutions of higher education in this State for the same fiscal year; [and]

(xi) In fiscal year 2022 [and each fiscal year thereafter], an amount not less than 15.5% of the State's General Fund per full-time equivalent student appropriation to the 4-year public institutions of higher education in this State for the same fiscal year;

**(XII) IN FISCAL YEAR 2023, AN AMOUNT NOT LESS THAN 15.75% OF THE STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE FOR THE SAME FISCAL YEAR; AND**

**(XIII) IN FISCAL YEAR 2024 AND EACH FISCAL YEAR THEREAFTER, AN AMOUNT NOT LESS THAN 16% OF THE STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE FOR THE SAME FISCAL YEAR."**