

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	06/03/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 7/11/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

13B 05 01 06, .11

3. Name of Promulgating Authority

Maryland Higher Education Commission

4. Name of Regulations Coordinator Telephone Number

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6. Check applicable items:

New Regulations

B MARYLAND HIGHER EDUCATION COMMISSION

Subtitle 05 FULLY ONLINE PROGRAMS

13B.05.01 Registration

Authority: Education Article, §§11-105(u), 11-202, and 11-202.2, Annotated Code of Maryland.

Notice of Proposed Action

□

The Maryland Higher Education Commission proposes to amend regulations .06 and .11 under COMAR 13B.05.01 Registration.

This action was considered by the Commission at an open meeting held on May 28, 2014, notice of which was given as required by the State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to amend the application fee for registration with the Maryland Higher Education Commission for institutions of higher education enrolling no more than 20 Maryland students in fully online programs, and to establish annual reporting requirements for institutions of higher education having no more than 5 students at sites in Maryland.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

The proposed action may result in reduced revenues to the Commission, owing to the reduced application fee for institutions enrolling no more than 20 Maryland students in fully online programs. However, for these institutions, payment of a reduced fee will be a benefit.

II. Types of Economic Impact.

	Revenue (R+/R-)	Magnitude
	Expenditure (E+/E-)	Magnitude
A. On issuing agency:	(R-)	Uncertain
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+)	Magnitude
	Cost (-)	

-
- D. On regulated industries or trade groups: (+) Uncertain
E. On other industries or trade groups: NONE
F. Direct and indirect effects on public: NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A. Some 24 institutions currently registered with the Commission would be eligible to pay a reduced fee of \$500 rather than \$1000. This would result in a revenue loss of \$12,000. However, the reduced fee may result in additional registrations from institutions that have avoided or declined registration in prior years. The Commission is aware of such institutions, but is uncertain how many of them will register given the opportunity to do so by paying a lower fee.

D. Some 24 institutions currently registered with the Commission would be eligible to pay a reduced fee of \$500 rather than \$1000. If an institution increases its enrollments to more than 20 students in the future, it would be required to pay the higher registration fee of \$1,000. Whether the numbers of enrolled students will remain steady, so that these institutions continue to qualify for payment of the lower fee, is unknown.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Dr. Shawna Acker-Ball, Director, Academic Affairs, Maryland Higher Education Commission, 6 N. Liberty St., 10th Floor, Baltimore, MD 21201, or call 410-767-3268, or email to sackerball@mhec.state.md.us, or fax to 410-332-0270. Comments will be accepted through August 11, 2014. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2015

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:
general funds

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

Small business are not impacted by these regulations, which apply only to institutions of higher education.

G. Small Business Worksheet:

Attached Document:

TITLE 13B MARYLAND HIGHER EDUCATION COMMISSION

SUBTITLE 05 FULLY ONLINE PROGRAMS

Chapter 01 Registration

.06 Registration Procedure.

A. (text unchanged)

(1) (text unchanged)

(2) An application fee in the amount of:

(a) *For an institution having an enrollment of no more than 20 Maryland students, \$500; and*

(b) *For an institution having an enrollment of more than 20 students, \$1,000;*

(3) – (8) (text unchanged)

B.— I. (text unchanged)

.11 Institutional Operations.

An institution that is registered under this chapter shall:

A.—B. (text unchanged)

C. Make refunds to Maryland students as required by Regulation .10 of this chapter; [and]

D. Make public and post on its website:

(1) Information on its registration with the Commission: and

(2) The process for Maryland students to make complaints about the institution[.]; *and*

E. If the institution has no more than five students in a single program at one or more sites in the State in a supervised internship, practicum, or field experience as a required part of a degree or certificate program, submit to the Secretary, by June 30 of each year, an annual report detailing the number of students placed at each internship, practicum, or field experience location, in a form and manner required by the Secretary.