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**By: Delegates Benson and Rawlings**

Requested: September 7, 1995

Introduced and read first time: January 10, 1996

Assigned to: Appropriations

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Committee Report: Favorable

House action: Adopted

Read second time: February 15, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Higher Education - South Africa Sanctions - Repeal**

3 FOR the purpose of repealing certain provisions that prohibit the investment of certain  
4 funds in or the procuring of certain products from South Africa by certain higher  
5 education entities.

6 BY repealing

7 Article - Education

8 Section 16-408(g)

9 Annotated Code of Maryland

10 (1992 Replacement Volume and 1995 Supplement)

11 BY repealing and reenacting, with amendments,

12 Article - Education

13 Section 17-301

14 Annotated Code of Maryland

15 (1992 Replacement Volume and 1995 Supplement)

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

17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Education**

19 16-408.

20 [(g) In Montgomery County, the Board of Trustees of Montgomery Community

21 College may:

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1 (1) Provide in its bid specifications that a product grown, mined, or  
2 manufactured in the Republic of South Africa may be rejected; and

3 (2) Reject a bid for a product grown, mined, or manufactured in the  
4 Republic of South Africa.]

5 17-301.

6 (a) In this subtitle, the following words have the meanings indicated.

7 (b) "Eligible institution" means:

8 (1) Each public sector higher education institution identified in §§ 10-101(j)  
9 and 12-101(4) of this article or its affiliated foundation; and

10 (2) Each community college which receives State funding under Title 16,  
11 Subtitle 4 of this article or its affiliated foundation.

12 (c) (1) "Eligible private donor" means any individual, corporation, partnership,  
13 or other form of business organization, public or private foundation, or other nonprofit  
14 organization.

15 (2) "Eligible private donor" does not include the State, any subdivision of  
16 the State, the federal government, or any foreign government.

17 (d) [(1)] "Eligible program" means any endowment for an academic purpose,  
18 which does not contain unreasonable restrictions as to use as further defined by the  
19 Maryland Higher Education Commission.

20 [(2) "Eligible program" does not include any endowment that is invested in  
21 whole or in part in any stock, security, or other obligation of any company doing business  
22 in or with the Republic of South Africa.]

23 (e) "Endowment" means any donation or gift which has been provided under the  
24 condition that the principal remain intact and be invested in perpetuity for the purpose of  
25 producing income.

26 (f) "Base year" means July 1, 1988 through June 30, 1989.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 July 1, 1996.