
By: Delegates Preis, Petzold, Menes, and Kopp

Introduced and read first time: January 30, 1997

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - Enforcement Powers**

3 FOR the purpose of authorizing the Maryland Higher Education Commission to
4 administer oaths and to issue certain subpoenas; requiring the Chairperson of the
5 Commission to sign certain subpoenas; authorizing a circuit court to compel
6 compliance with a subpoena issued by the Commission; and generally relating to the
7 enforcement powers of the Maryland Higher Education Commission.

8 BY adding to

9 Article - Education

10 Section 11-108

11 Annotated Code of Maryland

12 (1997 Replacement Volume)

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

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

15 **Article - Education**

16 11-108.

17 (A) THE COMMISSION MAY ADMINISTER OATHS.

18 (B) (1) THE COMMISSION MAY ISSUE A SUBPOENA FOR THE ATTENDANCE
19 OF A WITNESS TO TESTIFY OR FOR THE PRODUCTION OF EVIDENCE IN CONNECTION
20 WITH A PROCEEDING BROUGHT FOR AN ALLEGED VIOLATION OF THIS TITLE.

21 (2) A SUBPOENA SHALL BE SIGNED BY THE CHAIRPERSON OF THE
22 COMMISSION.

23 (C) IF A PERSON FAILS TO COMPLY WITH A SUBPOENA ISSUED UNDER THIS
24 SECTION, ON PETITION OF THE COMMISSION, A CIRCUIT COURT MAY COMPEL
25 COMPLIANCE WITH THE SUBPOENA.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

27 October 1, 1997.