

HOUSE BILL 256

Unofficial Copy  
F3

1998 Regular Session  
8lr6173  
CF 8lr6141

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By: **The Speaker (Administration) and Delegates Marriott, Branch,  
McIntosh, Hixson, C. Mitchell, Jones, Proctor, Rawlings, Miller, Pitkin,  
Cadden, Boston, Kirk, Watson, C. Davis, Harrison, Oaks, Hammen,  
Heller, Krysiak, McHale, Curran, E. Burns, Doory, Dypski, Montague, T.  
Murphy, Nathan-Pulliam, and Workman**

Introduced and read first time: January 28, 1998  
Assigned to: Appropriations

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 25, 1998

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Higher Education - Baltimore City Community College - Funding**

3 FOR the purpose of requiring a certain appropriation for Baltimore City Community  
4 College under certain circumstances; defining certain terms; requiring the City  
5 of Baltimore to expend certain funds; repealing certain provisions of law  
6 requiring the City of Baltimore to provide certain funding; and generally  
7 relating to funding for Baltimore City Community College.

8 BY repealing and reenacting, with amendments,  
9 Article - Education  
10 Section 16-502  
11 Annotated Code of Maryland  
12 (1997 Replacement Volume and 1997 Supplement)

13 BY adding to  
14 Article - Education  
15 Section 16-512  
16 Annotated Code of Maryland  
17 (1997 Replacement Volume and 1997 Supplement)

18 BY repealing  
19 Chapter 220 of the Acts of 1990

1 Section 102 BY repealing3 Chapter 208 of the Acts of the General Assembly of 19924 Section 3

5 Preamble

6 WHEREAS, There is a need for an effective comprehensive urban community  
7 college in Baltimore City offering educational programs that will stimulate the  
8 participation of individuals, be responsive to the needs of the community, and prepare  
9 individuals to be qualified participants in the region's economy; and

10 WHEREAS, The Maryland General Assembly in 1990 made a commitment to  
11 provide an adequate level of funding to Baltimore City Community College to correct  
12 a history of underfunding at the college; and

13 WHEREAS, Baltimore City Community College is the only Maryland public  
14 community college not affected by the funding mechanism enacted for the other  
15 seventeen community colleges in 1996; now, therefore,

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 16-502.

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

21 (b) "Board of Trustees" means the Board of Trustees of Baltimore City  
22 Community College.

23 (c) "College" means Baltimore City Community College, formerly known as  
24 the New Community College of Baltimore.

25 (d) "Commission" means the Maryland Higher Education Commission.

26 (E) "FULL-TIME EQUIVALENT STUDENT" MEANS THE QUOTIENT OF THE  
27 NUMBER OF STUDENT CREDIT HOURS PRODUCED IN THE FISCAL YEAR 2 YEARS  
28 PRIOR TO THE FISCAL YEAR FOR WHICH THE STATE APPROPRIATION IS CALCULATED  
29 DIVIDED BY 30, AS CERTIFIED BY THE MARYLAND HIGHER EDUCATION COMMISSION.

30 [(e)] (F) "Officer" means the president and the vice presidents of the College  
31 and other officers as shall be appointed by the Board of Trustees.

32 [(f)] (G) "Secretary" means the Secretary of Higher Education.

1 (H) "STATE APPROPRIATION" MEANS THE AMOUNT OF MONEY FOR  
2 BALTIMORE CITY COMMUNITY COLLEGE OPERATING FUNDS TO BE PROVIDED EACH  
3 FISCAL YEAR TO THE BOARD OF TRUSTEES BY THE STATE.

4 (I) "STUDENT CREDIT HOURS" MEANS STUDENT CREDIT HOURS OR CONTACT  
5 HOURS WHICH ARE ELIGIBLE, UNDER THE REGULATIONS ISSUED BY THE MARYLAND  
6 HIGHER EDUCATION COMMISSION, FOR INCLUSION IN STATE FUNDING  
7 CALCULATIONS.

8 16-512.

9 (A) THE TOTAL STATE OPERATING FUND PER FULL-TIME EQUIVALENT  
10 STUDENT APPROPRIATED TO BALTIMORE CITY COMMUNITY COLLEGE FOR EACH  
11 FISCAL YEAR AS REQUESTED BY THE GOVERNOR SHALL BE:

12 (1) IN FISCAL YEAR 1999, NOT LESS THAN AN AMOUNT EQUAL TO 60% OF  
13 THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT  
14 STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE  
15 STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING  
16 THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE  
17 PREVIOUS FISCAL YEAR;

18 (2) IN FISCAL YEAR 2000, NOT LESS THAN AN AMOUNT EQUAL TO 63% OF  
19 THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT  
20 STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE  
21 STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING  
22 THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE  
23 PREVIOUS FISCAL YEAR; AND

24 (3) IN FISCAL YEAR 2001 AND EACH FISCAL YEAR THEREAFTER, NOT  
25 LESS THAN AN AMOUNT EQUAL TO 66% OF THE STATE'S GENERAL FUND  
26 APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE 4-YEAR PUBLIC  
27 INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS DESIGNATED BY THE  
28 COMMISSION FOR THE PURPOSE OF ADMINISTERING THE JOSEPH A. SELLINGER  
29 PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE PREVIOUS FISCAL YEAR.

30 (B) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, THE STATE  
31 APPROPRIATION TO BALTIMORE CITY COMMUNITY COLLEGE REQUESTED BY THE  
32 GOVERNOR MAY NOT BE LESS THAN THE STATE APPROPRIATION TO THE COLLEGE  
33 REQUESTED BY THE GOVERNOR IN THE PREVIOUS FISCAL YEAR.

34 (C) THE STATE SHALL DISTRIBUTE THE STATE APPROPRIATION UNDER THIS  
35 SUBSECTION TO THE BOARD OF TRUSTEES OF BALTIMORE CITY COMMUNITY  
36 COLLEGE ON A QUARTERLY BASIS.

37 (D) THE CITY OF BALTIMORE SHALL BE RESPONSIBLE FOR PROVIDING AT  
38 LEAST \$800,000 IN EACH FISCAL YEAR TO SUPPORT EDUCATION AT THE BALTIMORE  
39 CITY COMMUNITY COLLEGE. OF THIS AMOUNT, IN EACH FISCAL YEAR, AT LEAST  
40 \$500,000 SHALL BE EXPENDED FOR TUITION REIMBURSEMENT OR SCHOLARSHIPS TO  
41 ATTEND CLASSES AT THE BALTIMORE CITY COMMUNITY COLLEGE AND THE

1 REMAINING BALANCE SHALL BE EXPENDED IN A MANNER CONSISTENT WITH THE  
2 EDUCATIONAL MISSION OF THE BALTIMORE CITY COMMUNITY COLLEGE. THE  
3 SOURCE OF THE \$800,000 IS NOT LIMITED TO TAX OR FEE REVENUES GENERATED BY  
4 THE CITY OF BALTIMORE.

5

**Chapter 220 of the Acts of 1990**

6 [SECTION 10. AND BE IT FURTHER ENACTED, That the City of Baltimore  
7 shall expend at least \$300,000 in each fiscal year for tuition reimbursement or  
8 scholarships to attend classes at the New Community College of Baltimore.]

9

**Chapter 208 of the Acts of 1992**

10 [SECTION 3. AND BE IT FURTHER ENACTED, That the City of Baltimore  
11 shall be responsible for providing at least \$600,000 in each fiscal year to support  
12 education at the Baltimore City Community College. Of this amount, in each fiscal  
13 year, at least \$300,000 shall be expended for tuition reimbursement or scholarships to  
14 attend classes at the Baltimore City Community College and the remaining balance  
15 shall be expended in a manner consistent with the educational mission of the  
16 Baltimore City Community College. The source of the \$600,000 is not limited to tax or  
17 fee revenues generated by the City of Baltimore.]

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
19 effect July 1, 1998.