

SENATE BILL 169

Unofficial Copy
F3

1998 Regular Session
(8lr6141)

ENROLLED BILL
-- Budget and Taxation/Appropriations --

Introduced by **The President (Administration) and Senators Hoffman, Blount, McFadden, Currie, Della, Conway, Sfikas, Kelley, and Trotter Trotter, and Middleton**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

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 relating
7 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

1 Article - Education
 2 Section 16-512
 3 Annotated Code of Maryland
 4 (1997 Replacement Volume and 1997 Supplement)

5 BY repealing
 6 Chapter 220 of the Acts of 1990
 7 Section 10

8 BY repealing
 9 Chapter 208 of the Acts of the General Assembly of 1992
 10 Section 3

11 Preamble

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

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

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

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article - Education**

25 16-502.

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

27 (b) "Board of Trustees" means the Board of Trustees of Baltimore City
 28 Community College.

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

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

32 (E) "FULL-TIME EQUIVALENT STUDENT" MEANS THE QUOTIENT OF THE
 33 NUMBER OF STUDENT CREDIT HOURS PRODUCED IN THE FISCAL YEAR 2 YEARS

1 PRIOR TO THE FISCAL YEAR FOR WHICH THE STATE APPROPRIATION IS CALCULATED
2 DIVIDED BY 30, AS CERTIFIED BY THE MARYLAND HIGHER EDUCATION COMMISSION.

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

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

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

9 (I) "STUDENT CREDIT HOURS" MEANS STUDENT CREDIT HOURS OR CONTACT
10 HOURS WHICH ARE ELIGIBLE, UNDER THE REGULATIONS ISSUED BY THE MARYLAND
11 HIGHER EDUCATION COMMISSION, FOR INCLUSION IN STATE FUNDING
12 CALCULATIONS.

13 16-512.

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

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

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

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

35 (B) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, THE STATE
36 APPROPRIATION TO BALTIMORE CITY COMMUNITY COLLEGE REQUESTED BY THE
37 GOVERNOR MAY NOT BE LESS THAN THE STATE APPROPRIATION TO THE COLLEGE
38 REQUESTED BY THE GOVERNOR IN THE PREVIOUS FISCAL YEAR.

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

4 (D) (1) (I) THROUGH JUNE 30, 1999, THE CITY OF BALTIMORE SHALL BE
5 RESPONSIBLE FOR PROVIDING AT LEAST \$600,000 IN EACH FISCAL YEAR TO SUPPORT
6 EDUCATION AT THE BALTIMORE CITY COMMUNITY COLLEGE.

7 (II) OF THIS AMOUNT, IN EACH FISCAL YEAR, AT LEAST \$300,000
8 SHALL BE EXPENDED AND ADMINISTERED BY THE COLLEGE FOR TUITION
9 REIMBURSEMENT OR SCHOLARSHIPS TO ATTEND CLASSES AT THE BALTIMORE CITY
10 COMMUNITY COLLEGE, AND THE REMAINING BALANCE SHALL BE EXPENDED IN A
11 MANNER CONSISTENT WITH THE EDUCATIONAL MISSION OF THE BALTIMORE CITY
12 COMMUNITY COLLEGE.

13 (III) THE SOURCE OF THE \$600,000 IS NOT LIMITED TO TAX OR FEE
14 REVENUES GENERATED BY THE CITY OF BALTIMORE.

15 (2) (I) BEGINNING ON JULY 1, 1999, THE CITY OF BALTIMORE SHALL
16 BE RESPONSIBLE FOR PROVIDING AT LEAST \$800,000 IN EACH FISCAL YEAR TO
17 SUPPORT EDUCATION AT THE BALTIMORE CITY COMMUNITY COLLEGE.

18 (II) OF THIS AMOUNT, IN EACH FISCAL YEAR, AT LEAST \$500,000
19 SHALL BE EXPENDED AND ADMINISTERED BY THE COLLEGE FOR TUITION
20 REIMBURSEMENT OR SCHOLARSHIPS TO ATTEND CLASSES AT THE BALTIMORE CITY
21 COMMUNITY COLLEGE, AND THE REMAINING BALANCE SHALL BE EXPENDED IN A
22 MANNER CONSISTENT WITH THE EDUCATIONAL MISSION OF THE BALTIMORE CITY
23 COMMUNITY COLLEGE.

24 (III) THE SOURCE OF THE \$800,000 IS NOT LIMITED TO TAX OR FEE
25 REVENUES GENERATED BY THE CITY OF BALTIMORE.

26 **Chapter 220 of the Acts of 1990**

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

30 **Chapter 208 of the Acts of 1992**

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

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