

SENATE BILL 169

Unofficial Copy  
F3

1998 Regular Session  
8lr6141  
CF 8lr6173

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By: **The President (Administration) and Senators Hoffman, Blount,  
McFadden, Currie, Della, Conway, Sfikas, Kelley, and ~~Trotter~~ Trotter,  
and Middleton**

Introduced and read first time: January 23, 1998  
Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments  
Senate action: Adopted  
Read second time: February 24, 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; and generally  
5 relating to funding for Baltimore City Community College.

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

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

16 Preamble

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

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

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

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

9 **Article - Education**

10 16-502.

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

12 (b) "Board of Trustees" means the Board of Trustees of Baltimore City  
13 Community College.

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

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

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

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

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

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

27 (I) "STUDENT CREDIT HOURS" MEANS STUDENT CREDIT HOURS OR CONTACT  
28 HOURS WHICH ARE ELIGIBLE, UNDER THE REGULATIONS ISSUED BY THE MARYLAND  
29 HIGHER EDUCATION COMMISSION, FOR INCLUSION IN STATE FUNDING  
30 CALCULATIONS.

31 16-512.

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

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

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

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

19       (B)       NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, THE STATE  
20 APPROPRIATION TO BALTIMORE CITY COMMUNITY COLLEGE REQUESTED BY THE  
21 GOVERNOR MAY NOT BE LESS THAN THE STATE APPROPRIATION TO THE COLLEGE  
22 REQUESTED BY THE GOVERNOR IN THE PREVIOUS FISCAL YEAR.

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

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