

HOUSE BILL 189

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1999 Regular Session
9lr0219
CF SB 131

By: **The Speaker (Administration) and Delegates Hixson, C. Davis, Shriver, Marriott, Patterson, Phillips, Branch, Cadden, Franchot, A. Jones, Pitkin, Proctor, Turner, Barkley, Benson, Bobo, Brown, Cane, Clagett, Conroy, D. Davis, Frush, Griffith, Hill, Kagan, Love, Malone, Mandel, McHale, McIntosh, Moe, Nathan-Pulliam, Oaks, Paige, and Petzold**

Introduced and read first time: February 1, 1999
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - Maryland Teacher Scholarships - Maryland HOPE**
3 **Scholarships**

4 FOR the purpose of establishing the Maryland Teacher Scholarship program for
5 certain students; providing for the awarding of Maryland Teacher Scholarships;
6 establishing the requirements for receiving a Maryland Teacher Scholarship;
7 providing for the funding of Maryland Teacher Scholarships; establishing the
8 Maryland HOPE Scholarship Program for certain students; providing for the
9 awarding of Maryland HOPE Scholarships; establishing the requirements for
10 receiving a Maryland HOPE Scholarship; requiring the State Scholarship
11 Administration to send each Senator and Delegate certain information;
12 providing for the funding of the Maryland HOPE Scholarships; providing for the
13 effective dates of this Act; and generally relating to scholarships.

14 BY adding to
15 Article - Education
16 Section 18-2101 through 18-2110, inclusive, to be under the new subtitle
17 "Subtitle 21. Maryland Teacher Scholarships"; and 18-2201 through
18 18-2210, inclusive, to be under the new subtitle "Subtitle 22. Maryland
19 HOPE Scholarships"
20 Annotated Code of Maryland
21 (1997 Replacement Volume and 1998 Supplement)

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

1 **Article - Education**

2 SUBTITLE 21. MARYLAND TEACHER SCHOLARSHIPS.

3 18-2101.

4 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
5 INDICATED.6 (B) "ELIGIBLE INSTITUTION" MEANS AN INSTITUTION AS DEFINED BY § 18-103
7 OF THIS TITLE.8 (C) (1) "SERVICE OBLIGATION" MEANS TO TEACH FULL TIME IN THE STATE
9 AS A CERTIFIED TEACHER IN A MARYLAND PUBLIC ELEMENTARY OR SECONDARY
10 SCHOOL.11 (2) "SERVICE OBLIGATION" DOES NOT MEAN EMPLOYMENT AS
12 TEACHING ASSISTANTS, PROVISIONAL CERTIFICATE TEACHING POSITIONS,
13 VOLUNTEER SERVICE, PAID FELLOWSHIPS, OR INTERNSHIPS.14 (D) "ADMINISTRATION" MEANS THE STATE SCHOLARSHIP ADMINISTRATION
15 AS DEFINED IN § 18-101(B) OF THIS TITLE.

16 18-2102.

17 THERE IS A PROGRAM OF MARYLAND TEACHER SCHOLARSHIPS THAT ARE
18 AWARDED UNDER THIS SUBTITLE FOR STUDENTS WHO PLEDGE TO WORK AS PUBLIC
19 ELEMENTARY AND SECONDARY SCHOOL TEACHERS IN THIS STATE UPON
20 COMPLETION OF THEIR STUDIES.

21 18-2103.

22 (A) THE ADMINISTRATION SHALL ANNUALLY SELECT ELIGIBLE STUDENTS
23 AND OFFER A SCHOLARSHIP TO EACH STUDENT SELECTED TO BE USED AT AN
24 ELIGIBLE INSTITUTION OF THEIR CHOICE.

25 (B) (1) A RECIPIENT OF THE MARYLAND TEACHER SCHOLARSHIP SHALL:

26 (I) BE A MARYLAND RESIDENT;

27 (II) BE ACCEPTED FOR ADMISSION AS A FULL-TIME
28 UNDERGRADUATE STUDENT OR BE CURRENTLY ENROLLED AT AN ELIGIBLE
29 INSTITUTION AS A FULL-TIME UNDERGRADUATE STUDENT PURSUING A COURSE OF
30 STUDY OR PROGRAM IN AN ACADEMIC DISCIPLINE LEADING TO A MARYLAND
31 PROFESSIONAL TEACHER'S CERTIFICATE;32 (III) HAVE EARNED A CUMULATIVE GRADE POINT AVERAGE OF AT
33 LEAST 3.0 ON A 4.0 SCALE OR ITS EQUIVALENT IN CORE CURRICULUM COURSES AT
34 THE TIME OF APPLICATION;

1 (IV) SIGN A LETTER OF INTENT TO PERFORM THE SERVICE
2 OBLIGATION UPON COMPLETION OF THE RECIPIENT'S REQUIRED STUDIES;

3 (V) ACCEPT ANY OTHER CONDITIONS ATTACHED TO THE AWARD;
4 AND

5 (VI) SATISFY ANY ADDITIONAL CRITERIA THE COMMISSION MAY
6 ESTABLISH.

7 (2) (I) APPLICANTS WHO ARE SECONDARY SCHOOL STUDENTS SHALL
8 PROVIDE A HIGH SCHOOL TRANSCRIPT AFTER COMPLETION OF THE FIRST
9 SEMESTER OF THEIR SENIOR YEAR.

10 (II) APPLICANTS WHO ARE CURRENTLY ENROLLED IN AN ELIGIBLE
11 INSTITUTION SHALL PROVIDE THE MOST RECENT COLLEGE TRANSCRIPT, OR IF NOT
12 APPLICABLE, THE APPLICANT MAY SUBMIT A FINAL HIGH SCHOOL TRANSCRIPT.

13 (III) APPLICANTS WHO ARE NOT CURRENTLY ENROLLED IN AN
14 ELIGIBLE INSTITUTION, BUT WHO ARE HIGH SCHOOL GRADUATES SHALL PROVIDE A
15 FINAL HIGH SCHOOL TRANSCRIPT.

16 18-2104.

17 THE RECIPIENT OF A MARYLAND TEACHER SCHOLARSHIP SHALL REPAY THE
18 COMMISSION THE FUNDS RECEIVED PLUS SIMPLE INTEREST THAT IS EQUAL TO THE
19 PRIME RATE PLUS 2 PERCENT CALCULATED FROM THE DATE OF THE FIRST
20 PAYMENT OF THE GRANT AWARD UNDER THIS SUBTITLE FOR ANY PORTION OF THE
21 AWARD NOT FORGIVEN IF THE RECIPIENT DOES NOT:

22 (1) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE COURSE OF
23 STUDY OR PROGRAM OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS
24 SUBTITLE;

25 (2) PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR EACH YEAR
26 THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS SUBTITLE; AND

27 (3) BECOME PROFESSIONALLY CERTIFIED TO TEACH IN THE STATE OF
28 MARYLAND WITHIN THE TIME PERIOD SPECIFIED BY THE COMMISSION IN
29 CONSULTATION WITH THE MARYLAND DEPARTMENT OF EDUCATION.

30 18-2105.

31 THE ANNUAL SCHOLARSHIP AWARD SHALL BE IN THE AMOUNT OF \$1,000 FOR A
32 STUDENT ENROLLED AT A 2-YEAR ELIGIBLE INSTITUTION OR \$3,000 FOR A STUDENT
33 ENROLLED IN A 4-YEAR ELIGIBLE INSTITUTION.

34 18-2106.

35 SUBJECT TO THE PROVISIONS OF § 18-2103(B) OF THIS SUBTITLE, EACH
36 RECIPIENT OF THE MARYLAND TEACHER SCHOLARSHIP MAY RENEW THE ANNUAL

1 AWARD FOUR TIMES IF THE RECIPIENT IS ENROLLED IN AN UNDERGRADUATE
2 PROGRAM THAT, AS DETERMINED BY THE INSTITUTION, REQUIRES 5 YEARS TO
3 COMPLETE.

4 18-2107.

5 A MARYLAND TEACHER SCHOLARSHIP MAY BE USED FOR TUITION AND
6 MANDATORY FEES AT ANY ELIGIBLE INSTITUTION.

7 18-2108.

8 EXCEPT FOR A DISTINGUISHED SCHOLAR AWARD UNDER § 18-1101 OF THIS
9 ARTICLE, THE RECIPIENT OF A MARYLAND TEACHER SCHOLARSHIP MAY NOT HOLD
10 ANY OTHER SCHOLARSHIP AWARDED UNDER THIS TITLE.

11 18-2109.

12 FUNDS FOR THE MARYLAND TEACHER SCHOLARSHIP PROGRAM SHALL BE AS
13 PROVIDED IN THE ANNUAL BUDGET OF THE COMMISSION BY THE GOVERNOR.

14 18-2110.

15 THE STATE SCHOLARSHIP ADMINISTRATION SHALL PUBLICIZE THE
16 AVAILABILITY OF MARYLAND TEACHER EDUCATION SCHOLARSHIPS.

17 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
18 read as follows:

19

Article - Education

20

SUBTITLE 22. MARYLAND HOPE SCHOLARSHIPS.

21 18-2201.

22 (A) IN THIS SUBTITLE, "REGULAR UNDERGRADUATE PROGRAM" MEANS AN
23 ACADEMIC PROGRAM OF STUDY IN AN INSTITUTION OF HIGHER EDUCATION AT OR
24 BELOW THE BACCALAUREATE LEVEL LEADING TO EITHER A CERTIFICATE, NURSING
25 DIPLOMA, ASSOCIATE'S DEGREE, OR BACHELOR'S DEGREE.

26 (B) IN THIS SUBTITLE, "SERVICE OBLIGATION" MEANS EMPLOYMENT WITHIN
27 THE STATE THAT IS RELATED TO THE RECIPIENT'S FIELD OF STUDY, AS DETERMINED
28 BY THE MARYLAND HIGHER EDUCATION COMMISSION.

29 18-2202.

30 (A) THERE IS A PROGRAM OF MARYLAND HOPE SCHOLARSHIPS IN THIS STATE
31 THAT ARE AWARDED UNDER THIS SUBTITLE.

32 (B) THE ADMINISTRATION SHALL PUBLICIZE THE AVAILABILITY OF
33 MARYLAND HOPE SCHOLARSHIPS.

1 18-2203.

2 (A) EXCEPT FOR A DISTINGUISHED SCHOLAR AWARD UNDER § 18-1101 OF THIS
3 TITLE, THE RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP MAY NOT HOLD ANY
4 OTHER SCHOLARSHIP AWARDED UNDER THIS TITLE.

5 (B) EACH RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP SHALL:

6 (1) BE ACCEPTED FOR ADMISSION IN A REGULAR UNDERGRADUATE
7 PROGRAM AT AN ELIGIBLE INSTITUTION IN THE STATE;

8 (2) BE A RESIDENT OF THE STATE;

9 (3) EARN A CUMULATIVE GRADE POINT AVERAGE OF AT LEAST 3.0 ON A
10 4.0 SCALE OR ITS EQUIVALENT IN CORE CURRICULUM COURSES AS CALCULATED
11 AND INDICATED ON THE HIGH SCHOOL TRANSCRIPT AFTER THE FIRST SEMESTER OF
12 THE SENIOR YEAR FROM A HIGH SCHOOL IN THIS STATE;

13 (4) BEGIN COLLEGE WITHIN 2 YEARS OF COMPLETING HIGH SCHOOL OR,
14 FAILING TO DO SO, PROVIDE EVIDENCE SATISFACTORY TO THE ADMINISTRATION OF
15 EXTENUATING CIRCUMSTANCES;

16 (5) ENROLL IN COLLEGE AS A FULL-TIME STUDENT;

17 (6) HAVE AN ANNUAL TOTAL FAMILY INCOME OF \$80,000 OR BELOW;

18 (7) ACCEPT ANY OTHER CONDITIONS ATTACHED TO THE AWARD; AND

19 (8) SATISFY ANY ADDITIONAL CRITERIA THE MARYLAND HIGHER
20 EDUCATION COMMISSION MAY ESTABLISH.

21 18-2204.

22 THE ANNUAL SCHOLARSHIP AWARD SHALL BE IN THE AMOUNT OF \$1,000 FOR A
23 STUDENT ENROLLED AT A 2-YEAR ELIGIBLE INSTITUTION OR \$3,000 FOR A STUDENT
24 ENROLLED IN A 4-YEAR ELIGIBLE INSTITUTION.

25 18-2205.

26 A MARYLAND HOPE SCHOLARSHIP MAY BE USED AT:

27 (1) AN ELIGIBLE INSTITUTION IN THE STATE; OR

28 (2) A HOSPITAL DIPLOMA SCHOOL IN THE STATE FOR TRAINING
29 REGISTERED NURSES IF THE CURRICULUM IS APPROVED BY THE MARYLAND
30 HIGHER EDUCATION COMMISSION.

1 18-2206.

2 (A) SUBJECT TO THE PROVISIONS OF § 18-2203(B) OF THIS SUBTITLE, EACH
3 RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP MAY HOLD THE AWARD FOR 4
4 YEARS IF THE RECIPIENT:

5 (1) CONTINUES TO BE A RESIDENT OF THE STATE;

6 (2) CONTINUES TO BE A FULL-TIME STUDENT AT AN ELIGIBLE
7 INSTITUTION IN THE STATE AND TAKES AT LEAST 12 SEMESTER HOURS OF COURSES
8 EACH SEMESTER OR ITS EQUIVALENT AS DETERMINED BY THE ADMINISTRATION;

9 (3) UPON COMPLETION OF THE FRESHMAN YEAR, HAS ACHIEVED A
10 CUMULATIVE GRADE POINT AVERAGE OF AT LEAST 3.0 ON A 4.0 SCALE, AND
11 MAINTAINS THIS MINIMUM CUMULATIVE GRADE POINT AVERAGE THROUGHOUT
12 THE REMAINDER OF THE AWARD, OR FAILING TO DO SO, PROVIDES EVIDENCE
13 SATISFACTORY TO THE ADMINISTRATION OF EXTENUATING CIRCUMSTANCES;

14 (4) IN THE JUDGMENT OF THE INSTITUTION, IS MAKING SATISFACTORY
15 PROGRESS TOWARD A DEGREE; AND

16 (5) MAINTAINS THE STANDARDS OF THE INSTITUTION.

17 (B) EACH RECIPIENT OF A MARYLAND HOPE SCHOLARSHIP WHO IS
18 ENROLLED IN AN ASSOCIATE DEGREE PROGRAM AS PERMITTED IN THIS SUBTITLE
19 MAY HOLD THE AWARD FOR 3 YEARS IF THE SAME CONDITIONS OF SUBSECTION (A)
20 OF THIS SECTION ARE MET.

21 (C) A RECIPIENT OF AN AWARD MADE UNDER THIS SECTION SHALL RECEIVE
22 THE AWARD FOR EACH YEAR INDICATED IN WHICH THE RECIPIENT IS ELIGIBLE IF:

23 (1) THE RECIPIENT SIGNS AN AGREEMENT AT THE TIME OF THE INITIAL
24 AWARD TO:

25 (I) COMMENCE EMPLOYMENT IN THE STATE WITHIN 1 YEAR
26 AFTER COMPLETION OF UNDERGRADUATE STUDIES FOR 1 YEAR FOR EACH YEAR
27 THAT THE SCHOLARSHIP WAS AWARDED; AND

28 (II) REPAY THE STATE THE AMOUNTS AWARDED UNDER THIS
29 SUBTITLE AND SIMPLE INTEREST EQUAL TO THE PRIME RATE OF INTEREST PLUS 2
30 PERCENT CALCULATED FROM THE DATE OF THE FIRST PAYMENT OF THE GRANT
31 AWARD UNDER THIS SUBTITLE FOR ANY PORTION OF THE AWARD IF THE RECIPIENT
32 DOES NOT:

33 1. SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE
34 INSTITUTION OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS SUBTITLE;
35 AND

1 2. PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR
2 EACH YEAR THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS
3 SUBTITLE; AND

4 (2) THE SERVICE OBLIGATION BEGINS AFTER GRADUATION AND
5 CANNOT BE FULFILLED PRIOR TO GRADUATION FROM AN ELIGIBLE INSTITUTION.

6 18-2207.

7 ON OR BEFORE MAY 1 OF EACH YEAR, THE ADMINISTRATION SHALL SEND EACH
8 SENATOR AND EACH DELEGATE A LIST OF INDIVIDUALS IN EACH LEGISLATIVE
9 DISTRICT TO WHOM MARYLAND HOPE SCHOLARSHIPS ARE AWARDED.

10 18-2208.

11 FUNDS FOR THE MARYLAND HOPE SCHOLARSHIP PROGRAM SHALL BE AS
12 PROVIDED IN THE ANNUAL BUDGET OF THE MARYLAND HIGHER EDUCATION
13 COMMISSION BY THE GOVERNOR.

14 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland
15 read as follows:

16

Article - Education

17 18-2209.

18 (A) THE MARYLAND HIGHER EDUCATION COMMISSION SHALL DRAFT A PLAN
19 TO ADMINISTER A MARYLAND HOPE SCHOLARSHIP PROGRAM.

20 (B) THE COMMISSION'S PLAN SHALL INCLUDE:

21 (1) A 3-YEAR SCHEDULE, BEGINNING JULY 1, 2000, FOR THE
22 PROGRESSIVE IMPLEMENTATION OF THE MARYLAND HOPE SCHOLARSHIP AWARD
23 TO ALL ELIGIBLE STUDENTS; AND

24 (2) A PRIORITY LIST OF THE APPLICABLE FIELDS OF STUDY WHICH
25 FOCUSES ON SUCH FACTORS AS:

26 (I) ECONOMIC NEED OF THE STATE;

27 (II) EMPLOYMENT SHORTAGE AREAS OF THE STATE; AND

28 (III) TRAINING AND EDUCATION CAPACITY OF THE HIGHER
29 EDUCATION INSTITUTIONS IN MARYLAND.

30 (C) THE PRIORITY LIST SHALL BE CREATED IN CONSULTATION WITH THE
31 APPROPRIATE ADVISORY BOARDS OF THE COMMISSION, THE DEPARTMENT OF
32 BUSINESS AND ECONOMIC DEVELOPMENT, AND REPRESENTATIVES OF HIGHER
33 EDUCATION AND PRIVATE INDUSTRY.

1 18-2210.

2 THE MARYLAND HIGHER EDUCATION COMMISSION SHALL SUBMIT THE PLAN
3 FOR THE IMPLEMENTATION OF THE MARYLAND HOPE SCHOLARSHIP TO THE
4 GOVERNOR AND THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY
5 BY OCTOBER 30, 1999.

6 SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
7 take effect October 1, 1999.

8 SECTION 5. AND BE IT FURTHER ENACTED, That subject to Section 4 of
9 this Act, this Act shall take effect July 1, 1999.