

SENATE BILL 181

Unofficial Copy  
F2

2000 Regular Session  
0lr0355

---

By: **Senators Frosh, Collins, Pinsky, Forehand, Sfikas, Teitelbaum, Exum,  
Conway, Blount, Hollinger, Currie, ~~and Dyson~~ Dyson, and Harris**

Introduced and read first time: January 24, 2000  
Assigned to: Economic and Environmental Affairs

---

Committee Report: Favorable with amendments  
Senate action: Adopted  
Read second time: February 23, 2000

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Waiver of Tuition and Fees - Foster Care Recipients**

3 FOR the purpose of providing a certain waiver from tuition and mandatory fees for  
4 certain students who enter an institution of higher education and who reside or  
5 have resided in foster care; providing the conditions for receiving the waiver;  
6 exempting a recipient from repaying certain amounts; defining certain terms;  
7 providing for the duration of the waiver; requiring the Department of Human  
8 Resources to provide certain information to the Maryland Higher Education  
9 Commission each year; and generally relating to a waiver from tuition and  
10 mandatory fees for certain students who reside or have resided in foster care.

11 BY adding to  
12 Article - Education  
13 Section 15-106.1  
14 Annotated Code of Maryland  
15 (1999 Replacement Volume)

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 15-106.1.

20 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
21 INDICATED.

1 (2) "FOSTER CARE RECIPIENT" MEANS AN INDIVIDUAL WHO:

2 (I) RESIDED IN A FOSTER CARE HOME IN THE STATE ON OR AFTER  
3 THE INDIVIDUAL'S 18TH BIRTHDAY; OR

4 (II) 1. RESIDED IN A FOSTER CARE HOME IN THE STATE ON THE  
5 INDIVIDUAL'S ~~16TH~~ 14TH BIRTHDAY; AND

6 2. WAS ADOPTED OUT OF A FOSTER CARE HOME AFTER THE  
7 INDIVIDUAL'S ~~16TH~~ 14TH BIRTHDAY.

8 (3) (I) "TUITION" MEANS THE CHARGES IMPOSED BY A PUBLIC  
9 INSTITUTION OF HIGHER EDUCATION FOR ENROLLMENT AT THE INSTITUTION.

10 (II) "TUITION" INCLUDES CHARGES FOR REGISTRATION AND ALL  
11 FEES REQUIRED AS A CONDITION OF ENROLLMENT.

12 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A  
13 FOSTER CARE RECIPIENT IS EXEMPT FROM PAYING TUITION AT A PUBLIC  
14 INSTITUTION OF HIGHER EDUCATION IF:

15 (I) THE FOSTER CARE RECIPIENT IS ENROLLED AT THE  
16 INSTITUTION ON OR BEFORE THE DATE THAT THE FOSTER CARE RECIPIENT  
17 REACHES THE AGE OF 21 YEARS;

18 (II) THE FOSTER CARE RECIPIENT IS ENROLLED AS A CANDIDATE  
19 FOR AN ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE; AND

20 (III) THE FOSTER CARE RECIPIENT HAS ~~SUBMITTED AN~~  
21 ~~APPLICATION FOR A FEDERAL STUDENT SCHOLARSHIP AND GRANT PROGRAM FOR~~  
22 ~~WHICH THE RECIPIENT QUALIFIES FILED FOR FEDERAL AND STATE FINANCIAL AID~~  
23 BY MARCH 1 EACH YEAR.

24 (2) IF A FOSTER CARE RECIPIENT RECEIVES A SCHOLARSHIP OR GRANT  
25 FOR POSTSECONDARY STUDY AND IS ENROLLED BEFORE THE RECIPIENT'S 21ST  
26 BIRTHDAY AS A CANDIDATE FOR AN ASSOCIATE'S DEGREE OR BACHELOR'S DEGREE  
27 AT A PUBLIC INSTITUTION FOR HIGHER EDUCATION, THE FOSTER CARE RECIPIENT  
28 MAY NOT BE REQUIRED TO PAY THE DIFFERENCE BETWEEN THE AMOUNT OF THE  
29 SCHOLARSHIP OR GRANT AND THE AMOUNT OF THE TUITION.

30 (3) A FOSTER CARE RECIPIENT WHO IS EXEMPT FROM TUITION UNDER  
31 THIS SECTION CONTINUES TO BE EXEMPT UNTIL THE EARLIER OF:

32 (I) 5 YEARS AFTER FIRST ENROLLING AS A CANDIDATE FOR AN  
33 ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE AT A PUBLIC INSTITUTION OF  
34 HIGHER EDUCATION IN THE STATE; OR

35 (II) THE DATE THAT THE FOSTER CARE RECIPIENT IS AWARDED A  
36 BACHELOR'S DEGREE.

1     SECTION 2. AND BE IT FURTHER ENACTED, That the Department of  
2 Human Resources shall provide annually a list of foster care recipients who may be  
3 eligible for the waiver of tuition and fees under § 15-106.1 of the Education Article to  
4 the Maryland Higher Education Commission.

5     SECTION ~~2.~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
6 effect July 1, 2000.