

HOUSE BILL 304

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2001 Regular Session
(11r0172)

ENROLLED BILL

-- Appropriations/Economic and Environmental Affairs --

Introduced by **The Speaker (Administration) and Delegates Howard, Kopp,
and Rawlings**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Higher Education - Private Donation Incentive Program - Bowie State**
3 **University, Coppin State College, Morgan State University, and University of**
4 **Maryland Eastern Shore - ~~Bowie State University, Coppin State College,~~**
5 **~~Morgan State University, and University of Maryland Eastern Shore~~**

6 FOR the purpose of increasing the amount of matching funds from the State for
7 amounts pledged, *on or after a certain date*, to Bowie State University, Coppin
8 State College, Morgan State University, and University of Maryland Eastern
9 Shore under the Private Donation Incentive Program; increasing the maximum
10 payments allowed by the State under the Program for these institutions ~~and the~~
11 ~~University of Maryland Baltimore County~~; extending the time period for
12 implementing the Program for Bowie State University, Coppin State College,
13 Morgan State University, and University of Maryland Eastern Shore; and
14 generally relating to the Private Donation Incentive Program.

15 BY repealing and reenacting, with amendments,

1 Article - Education
 2 Section 17-302
 3 Annotated Code of Maryland
 4 (1999 Replacement Volume and 2000 Supplement)

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

7 **Article - Education**

8 17-302.

9 (a) Except as provided in [subsection (e)] SUBSECTIONS (B) AND (F) of this
 10 section, each eligible institution shall receive from the State, in the manner and
 11 subject to the limitations of this subtitle, with respect to the amounts pledged by
 12 eligible private donors as voluntary donations at any time during the previous fiscal
 13 year to the eligible institution for eligible programs as follows:

14 (1) An amount equal to the first \$250,000 or any portion thereof of
 15 pledged amounts;

16 (2) An amount equal to one-half of the next \$1,000,000 or any portion
 17 thereof of pledged amounts; and

18 (3) An amount equal to one-third of the amount in excess of \$1,250,000
 19 or any portion thereof of pledged amounts.

20 (B) ~~EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,~~ BOWIE STATE
 21 UNIVERSITY, COPPIN STATE COLLEGE, MORGAN STATE UNIVERSITY, AND
 22 UNIVERSITY OF MARYLAND EASTERN SHORE SHALL RECEIVE FROM THE STATE, IN
 23 THE MANNER AND SUBJECT TO THE LIMITATIONS OF THIS SUBTITLE, WITH RESPECT
 24 TO THE AMOUNTS PLEDGED BY ELIGIBLE PRIVATE DONORS AS VOLUNTARY
 25 DONATIONS AT ANY TIME DURING THE PREVIOUS FISCAL YEAR TO THE ELIGIBLE
 26 INSTITUTION FOR ELIGIBLE PROGRAMS AS FOLLOWS:

27 (1) FOR AMOUNTS PLEDGED ON OR AFTER JULY 1, 2001, AN AMOUNT
 28 EQUAL TO \$2 FOR EVERY \$1 OF THE FIRST \$250,000 OR ANY PORTION THEREOF OF
 29 PLEDGED AMOUNTS; AND

30 (2) FOR AMOUNTS PLEDGED ON OR AFTER JULY 1, 2001, AN AMOUNT
 31 EQUAL TO THE NEXT \$1,000,000 OR ANY PORTION THEREOF OF PLEDGED AMOUNTS.

32 [(b)] (C) Payments shall be made by the State:

33 (1) Only with respect to pledged amounts that are paid by the eligible
 34 private donor to [the eligible institution]:

1 (I) BOWIE STATE UNIVERSITY, COPPIN STATE COLLEGE, MORGAN
2 STATE UNIVERSITY, AND UNIVERSITY OF MARYLAND EASTERN SHORE BEFORE
3 JANUARY 1, 2006; AND

4 (II) ALL OTHER ELIGIBLE INSTITUTIONS before July 1, 2004; and

5 (2) In the fiscal year following the fiscal year during which the amounts
6 are paid.

7 [(c)] (D) Payments by the State under this subtitle may not exceed:

8 (1) \$250,000 to each community college campus;

9 (2) \$1,250,000 each to the University of Maryland, College Park, AND
10 ~~and the University of Maryland, Baltimore, AND THE UNIVERSITY OF MARYLAND~~
11 ~~BALTIMORE COUNTY~~; [and]

12 (3) \$1,500,000 EACH TO BOWIE STATE UNIVERSITY, COPPIN STATE
13 COLLEGE, MORGAN STATE UNIVERSITY, AND UNIVERSITY OF MARYLAND EASTERN
14 SHORE; AND

15 [(3)] (4) \$750,000 to each other eligible institution.

16 [(d)] (E) (1) To determine eligibility for State payments, each donation shall
17 be compared to the amount donated during the base year. The following criteria shall
18 be the basis for comparison:

19 (i) Each donation must be from a new donor; or

20 (ii) Each donation must represent an increase over the amount
21 given by the donor during the base year.

22 (2) A donation received during the base year that fulfills a pledge made
23 prior to the base year may not be included in the determination of the amount
24 donated during the base year.

25 (3) Each donation must be specifically designated as an endowment.

26 [(e)] (F) An institution may not receive funds for a donation that qualifies for
27 a contribution by the State under § 16-317 of this article.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2001.