

HOUSE BILL 304

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2001 Regular Session
11r0172
CF 11r0171

By: **The Speaker (Administration) and Delegates Howard, Kopp, and Rawlings**

Introduced and read first time: January 26, 2001

Assigned to: Appropriations

A BILL ENTITLED

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**

5 FOR the purpose of increasing the amount of matching funds from the State for
6 amounts pledged to Bowie State University, Coppin State College, Morgan State
7 University, and University of Maryland Eastern Shore under the Private
8 Donation Incentive Program; increasing the maximum payments allowed by the
9 State under the Program for these institutions; extending the time period for
10 implementing the Program for Bowie State University, Coppin State College,
11 Morgan State University, and University of Maryland Eastern Shore; and
12 generally relating to the Private Donation Incentive Program.

13 BY repealing and reenacting, with amendments,
14 Article - Education
15 Section 17-302
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2000 Supplement)

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

20 **Article - Education**

21 17-302.

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

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

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

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

5 (B) EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, BOWIE STATE
6 UNIVERSITY, COPPIN STATE COLLEGE, MORGAN STATE UNIVERSITY, AND
7 UNIVERSITY OF MARYLAND EASTERN SHORE SHALL RECEIVE FROM THE STATE, IN
8 THE MANNER AND SUBJECT TO THE LIMITATIONS OF THIS SUBTITLE, WITH RESPECT
9 TO THE AMOUNTS PLEDGED BY ELIGIBLE PRIVATE DONORS AS VOLUNTARY
10 DONATIONS AT ANY TIME DURING THE PREVIOUS FISCAL YEAR TO THE ELIGIBLE
11 INSTITUTION FOR ELIGIBLE PROGRAMS AS FOLLOWS:

12 (1) AN AMOUNT EQUAL TO \$2 FOR EVERY \$1 OF THE FIRST \$250,000 OR
13 ANY PORTION THEREOF OF PLEDGED AMOUNTS; AND

14 (2) AN AMOUNT EQUAL TO THE NEXT \$1,000,000 OR ANY PORTION
15 THEREOF OF PLEDGED AMOUNTS.

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

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

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

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

23 (2) In the fiscal year following the fiscal year during which the amounts
24 are paid.

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

26 (1) \$250,000 to each community college campus;

27 (2) \$1,250,000 each to the University of Maryland, College Park, and the
28 University of Maryland, Baltimore; [and]

29 (3) \$1,500,000 EACH TO BOWIE STATE UNIVERSITY, COPPIN STATE
30 COLLEGE, MORGAN STATE UNIVERSITY, AND UNIVERSITY OF MARYLAND EASTERN
31 SHORE; AND

32 [(3)] (4) \$750,000 to each other eligible institution.

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

- 1 (i) Each donation must be from a new donor; or
- 2 (ii) Each donation must represent an increase over the amount
3 given by the donor during the base year.
- 4 (2) A donation received during the base year that fulfills a pledge made
5 prior to the base year may not be included in the determination of the amount
6 donated during the base year.
- 7 (3) Each donation must be specifically designated as an endowment.
- 8 [(e)] (F) An institution may not receive funds for a donation that qualifies for
9 a contribution by the State under § 16-317 of this article.

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