

HOUSE BILL 304

Unofficial Copy  
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2001 Regular Session  
1lr0172  
CF 1lr0171

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

Introduced and read first time: January 26, 2001

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 2001

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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~~**

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 and the University of Maryland  
10 Baltimore County; extending the time period for implementing the Program for  
11 Bowie State University, Coppin State College, Morgan State University, and  
12 University of Maryland Eastern Shore; and generally relating to the Private  
13 Donation Incentive Program.

14 BY repealing and reenacting, with amendments,  
15 Article - Education  
16 Section 17-302  
17 Annotated Code of Maryland  
18 (1999 Replacement Volume and 2000 Supplement)

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

**Article - Education**

17-302.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4                   (3)       \$1,500,000 EACH TO BOWIE STATE UNIVERSITY, COPPIN STATE  
5 COLLEGE, MORGAN STATE UNIVERSITY, AND UNIVERSITY OF MARYLAND EASTERN  
6 SHORE; AND

7                   [(3)]     (4)       \$750,000 to each other eligible institution.

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

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

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

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

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

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

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