

(PRE-FILED)

By: **Chairman, Appropriations Committee (Departmental - University System of Maryland)**

Requested: October 19, 2001

Introduced and read first time: January 9, 2002

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 12, 2002

CHAPTER _____

1 AN ACT concerning

2 **Higher Education - Private Donation Incentive Program - University of**
3 **Maryland Baltimore County**

4 FOR the purpose of increasing the maximum payments allowed by the State under
5 the Private Donation Incentive Program for the University of Maryland
6 Baltimore County; providing for the application of this Act; and generally
7 relating to the Private Donation Incentive Program.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 17-302
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2001 Supplement)

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

15 **Article - Education**

16 17-302.

17 (a) Except as provided in subsections (b) and (f) of this section, each eligible
18 institution shall receive from the State, in the manner and subject to the limitations
19 of this subtitle, with respect to the amounts pledged by eligible private donors as
20 voluntary donations at any time during the previous fiscal year to the eligible
21 institution for eligible programs as follows:

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

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

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

7 (b) Bowie State University, Coppin State College, Morgan State University,
8 and University of Maryland Eastern Shore shall receive from the State, in the
9 manner and subject to the limitations of this subtitle, with respect to the amounts
10 pledged by eligible private donors as voluntary donations at any time during the
11 previous fiscal year to the eligible institution for eligible programs as follows:

12 (1) For amounts pledged on or after July 1, 2001, an amount equal to \$2
13 for every \$1 of the first \$250,000 or any portion thereof of pledged amounts; and

14 (2) For amounts pledged on or after July 1, 2001, an amount equal to the
15 next \$1,000,000 or any portion thereof of pledged amounts.

16 (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:

19 (i) Bowie State University, Coppin State College, Morgan State
20 University, and University of Maryland Eastern Shore before January 1, 2006; and

21 (ii) All other eligible institutions before July 1, 2004; and

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

24 (d) Payments by the State under this subtitle may not exceed:

25 (1) \$250,000 to each community college campus;

26 (2) \$1,250,000 each to the University of Maryland, College Park, [and]
27 the University of Maryland, Baltimore, AND THE UNIVERSITY OF MARYLAND
28 BALTIMORE COUNTY;

29 (3) \$1,500,000 each to Bowie State University, Coppin State College,
30 Morgan State University, and University of Maryland Eastern Shore; and

31 (4) \$750,000 to each other eligible institution.

32 (e) (1) To determine eligibility for State payments, each donation shall be
33 compared to the amount donated during the base year. The following criteria shall be
34 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 (f) An institution may not receive funds for a donation that qualifies for a
9 contribution by the State under § 16-317 of this article.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect July 1, 2002 and shall apply to private donations pledged on or after July 1,
12 ~~2002~~ 2001.