

Department of Legislative Services  
Maryland General Assembly  
2002 Session

FISCAL NOTE  
Revised

House Bill 426  
Ways and Means

(Delegate Hixson, *et al.*)

Education, Health, and Environmental Affairs

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Higher Education - Resident Tuition Charges - Immigrant Students

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This bill prohibits the governing board of a community college from denying an individual resident tuition rates based on the individual's immigration status if the individual can establish domicile in Maryland.

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Fiscal Summary

**State Effect:** Potential minimal increase in general fund expenditures beginning in FY 2005 due to minimal increase in formula funding for community colleges.

**Local Effect:** Potential minimal decrease in community college tuition revenues beginning in FY 2003, and potential minimal increase in State aid for community colleges beginning in FY 2005.

**Small Business Effect:** None.

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Analysis

**Current Law:** The policies for at least two community colleges, Montgomery and Prince George's, allow individuals who can establish domicile in Maryland to receive resident tuition rates.

**Background:** The differences between in-county, out-of-county, and out-of-state tuition rates for community colleges are shown in **Exhibit 1**.

**Exhibit 1**  
**Annual Tuition Rates at Community Colleges in Maryland**  
**Fiscal 2002 Rates**

College	<u>In-county</u>	<u>Out-of-county</u>	<u>Out-of-state</u>
Allegany	\$2,550	\$5,010	\$5,580
Anne Arundel	1,800	3,450	6,120
Baltimore City	1,800	1,800	4,500
Baltimore County	2,040	3,630	5,280
Carroll	2,250	3,840	5,850
Cecil	1,950	4,650	6,000
Chesapeake	1,950	2,820	3,870
Southern MD	2,250	4,380	5,790
Frederick	2,220	4,800	6,660
Garrett	2,280	4,320	5,610
Hagerstown	2,220	3,570	4,680
Harford	1,950	3,900	5,850
Howard	2,430	5,340	6,690
Montgomery	2,220	4,590	6,000
Prince George's	2,250	4,200	6,660
Wor-Wic	1,770	4,410	5,190
Average	\$2,121	\$4,044	\$5,646

**State Fiscal Effect:** The Senator John A. Cade funding formula determines aid to community colleges based on full-time equivalent (FTE) student enrollment counts from the second prior fiscal year. Under current law, out-of-state students are not included in FTE enrollment counts. Under the bill, however, community colleges would report qualifying nonresident students in their FTE student counts beginning in fiscal 2003. This would result in increased State aid to community colleges beginning in fiscal 2005. It is not known how many additional community college students would qualify for in-county tuition but the impact is expected to be minimal.

**Local Fiscal Effect:** Tuition revenues at community colleges could decrease minimally beginning in fiscal 2003 due to lower tuition rates for some students. The difference between in-county and out-of-state community college tuition rates averages approximately \$4,500 in fiscal 2002. The number of students who would qualify for reduced tuition would be minimal. State aid for community colleges through the Cade formula, which is based on the enrollment of in-state students, could increase minimally.

## **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** University System of Maryland, Maryland Higher Education Commission, Montgomery College, Department of Legislative Services

**Fiscal Note History:** First Reader - February 27, 2002  
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