

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL NO. 430

(First Reading File Bill)

On page 1, in the sponsor line, strike “and McFadden” and substitute “McFadden, and Gladden”; in line 8, after “circumstances;” insert “providing that the powers of the Board of Regents regarding the management of Morgan State University are subject to restrictions imposed by law if the law makes specific reference to the University;”; and in line 13, after “money;” insert “repealing a certain limitation on the number of positions that may be created;”.

On page 2, in line 26, strike “and” and substitute a comma; in the same line, after “14-101” insert “, and 14-104(a)”; and after line 28, insert:

“BY repealing and reenacting, with amendments,

Article - Education

Section 14-104(g)(3)

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

(As enacted by Section 1 of this Act)”.

On page 4, after line 21, insert:

“(a) In addition to any other powers granted and duties imposed by this subtitle, and subject to the provisions of Title 11 of this article and any other restrictions [expressly] imposed by law BY SPECIFIC REFERENCE TO THE UNIVERSITY or by any trust agreement involving a pledge of property or money, the Board of Regents:

(1) Is responsible for the management of Morgan State University and has all the powers, rights, and privileges that go with that responsibility, including the powers and duties set forth in this section;

(Over)

(2) May not be superseded in its authority by any other State agency or office in managing the affairs of Morgan State University; and

(3) Shall have all the powers of a Maryland corporation which are not [expressly] limited by law BY SPECIFIC REFERENCE TO THE UNIVERSITY.”.

On page 5, after line 10, insert:

“(g) (3) (i) Notwithstanding any other provision of law, the Board of Regents may create any position to the extent that the cost of the position, including any fringe benefit costs, is funded from existing funds.

(ii) Nothing in this paragraph may be construed to require any additional State General Fund support.

(iii) By September 1 of each year, the Board shall submit an annual position accountability report to the Department of Budget and Management, the Department of Legislative Services, and the Maryland Higher Education Commission reporting the total positions created and the cost and the funding source for any positions created by the University in the previous fiscal year.

[(iv) The total number of positions authorized under this paragraph shall be limited as specified annually in the State budget bill.]”.