
By: **Delegate Rudolph**
Introduced and read first time: February 13, 2004
Assigned to: Appropriations

Committee Report: Favorable with amendments
House action: Adopted with floor amendments
Read second time: March 26, 2004

CHAPTER _____

1 AN ACT concerning

2 **Higher Education - Community Colleges - Baccalaureate Degree Program -**
3 **Request for Proposal**

4 FOR the purpose of requiring that a community college desiring to participate in
5 certain baccalaureate degree programs perform certain tasks; ~~requiring the~~
6 ~~community college's request for proposal to include certain information~~
7 requiring certain community colleges to submit a request for proposal to the
8 Maryland Higher Education Commission; authorizing a community college to
9 submit a request for proposal to offer certain programs to certain out-of-state
10 4-year institutions of postsecondary education under certain circumstances;
11 ~~requiring the Maryland Higher Education Commission to monitor the annual~~
12 ~~performance of the program~~ requiring the Commission to adopt certain
13 regulations; and generally relating to proposals by community colleges to offer
14 baccalaureate degree programs.

15 BY adding to
16 Article - Education
17 Section 16-108
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2003 Supplement)

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

1

Article - Education

2 16-108.

3 (A) A COMMUNITY COLLEGE DESIRING TO PARTICIPATE IN A
4 SITE-DETERMINED BACCALAUREATE DEGREE PROGRAM SHALL:

5 (1) IDENTIFY A BACCALAUREATE DEGREE PROGRAM THAT IS NOT
6 CURRENTLY OFFERED IN THE REGION OF THE COMMUNITY COLLEGE BUT IS
7 PROPOSED FOR DELIVERY AT THE COMMUNITY COLLEGE OR THE REGIONAL HIGHER
8 EDUCATION CENTER TO MEET THE ACADEMIC AND ECONOMIC DEVELOPMENT
9 NEEDS OF THE COMMUNITY COLLEGE REGION OR STATE;

10 (2) SEEK INPUT FROM STUDENTS, WORKFORCE DEVELOPMENT
11 COUNCILS, AND OTHER CIVIC, EDUCATIONAL, COMMUNITY, AND BUSINESS GROUPS
12 WHEN ASSESSING THE ~~LOCAL~~ REGIONAL AND STATEWIDE EDUCATIONAL NEEDS OF
13 THE COMMUNITY;

14 (3) DETERMINE THE REGIONAL OR STATEWIDE NEED FOR GRADUATES
15 OF EACH PROPOSED BACCALAUREATE DEGREE PROGRAM;

16 ~~(3)~~ (4) DETERMINE THE NUMBER OF STUDENTS INTERESTED IN
17 PURSUING EACH PROPOSED BACCALAUREATE DEGREE PROGRAM;

18 ~~(4)~~ (5) IDENTIFY THE ENROLLMENT PATTERNS, SPECIAL
19 CHARACTERISTICS OF THE STUDENTS, AND OTHER UNIQUE CIRCUMSTANCES THAT
20 WOULD REQUIRE A PARTICULAR COMBINATION OF COURSES OR MODIFICATION OF
21 COURSE OFFERINGS TO MEET THE STUDENT ENROLLMENT NEEDS; AND

22 ~~(5)~~ (6) SUBMIT A REQUEST FOR A SITE-DETERMINED
23 BACCALAUREATE DEGREE PROGRAM PROPOSAL TO A "4-YEAR INSTITUTION" OF
24 POSTSECONDARY EDUCATION IN THE STATE THE MARYLAND HIGHER EDUCATION
25 COMMISSION FOR DISTRIBUTION TO PUBLIC SENIOR HIGHER EDUCATION
26 INSTITUTIONS 4-YEAR INSTITUTIONS OF POSTSECONDARY EDUCATION.

27 ~~(B)~~ ~~THE COMMUNITY COLLEGE'S REQUEST FOR PROPOSAL SHALL INCLUDE:~~

28 ~~(1)~~ A DESCRIPTION OF THE PROPOSED BACCALAUREATE DEGREE
29 PROGRAM THAT IDENTIFIES THE UPPER LEVEL COURSES TO BE OFFERED;

30 ~~(2)~~ A STATEMENT EXPLAINING WHETHER THE PROPOSED
31 BACCALAUREATE DEGREE PROGRAM IS BEING OFFERED FOR A LIMITED PERIOD OR
32 AS AN ONGOING PROGRAM;

33 ~~(3)~~ AN ESTIMATE OF THE NUMBER OF STUDENTS TO BE SERVED BY THE
34 PROPOSED BACCALAUREATE DEGREE PROGRAM; AND

35 ~~(4)~~ A STATEMENT ASSURING THAT THE COMMUNITY COLLEGE'S
36 EXISTING FACILITIES ARE SUFFICIENT TO MEET THE ADDITIONAL DEMANDS FOR
37 THE PROPOSED BACCALAUREATE DEGREE PROGRAM.

~~1 (C) A COMMUNITY COLLEGE MAY SUBMIT THE REQUEST FOR PROPOSAL TO
2 OFFER A BACCALAUREATE DEGREE PROGRAM TO AN OUT-OF-STATE 4-YEAR
3 INSTITUTION OF POSTSECONDARY EDUCATION IF NONE OF THE IN-STATE 4-YEAR
4 INSTITUTIONS OF POSTSECONDARY EDUCATION RESPOND TO THE COMMUNITY
5 COLLEGE'S REQUEST FOR PROPOSAL TO OFFER A BACCALAUREATE DEGREE
6 PROGRAM.~~

~~7 (D) PRIOR TO SUBMITTING A REQUEST FOR PROPOSAL TO AN OUT-OF-STATE
8 4-YEAR INSTITUTION OF POSTSECONDARY EDUCATION, THE COMMUNITY COLLEGE
9 SHALL:~~

~~10 (1) VALIDATE THE ACCREDITATION AND THE PROPOSED
11 BACCALAUREATE DEGREE PROGRAM OF THE OUT-OF-STATE 4-YEAR INSTITUTION
12 OF POSTSECONDARY EDUCATION;~~

~~13 (2) ENTER INTO AN AGREEMENT WITH THE OUT-OF-STATE 4-YEAR
14 POSTSECONDARY INSTITUTION SELECTED TO PROVIDE THE UPPER LEVEL COURSES
15 IN THE PROPOSED BACCALAUREATE DEGREE PROGRAM; AND~~

~~16 (3) SUBMIT APPROPRIATE INFORMATION TO THE MARYLAND HIGHER
17 EDUCATION COMMISSION TO MONITOR THE ANNUAL PERFORMANCE OF THE
18 PROGRAM.~~

~~19 (E) THE MARYLAND HIGHER EDUCATION COMMISSION SHALL MONITOR THE
20 ANNUAL PERFORMANCE OF THE PROGRAM.~~

~~21 (F) AN OUT-OF-STATE 4-YEAR INSTITUTION OF POSTSECONDARY
22 EDUCATION THAT ENTERS INTO AN AGREEMENT WITH A COMMUNITY COLLEGE IN
23 THIS SECTION MAY OPERATE IN THE STATE WITHOUT A CERTIFICATE OF APPROVAL
24 FROM THE MARYLAND HIGHER EDUCATION COMMISSION UNDER § 11-202 OF THIS
25 ARTICLE.~~

~~26 (B) A COMMUNITY COLLEGE MAY SUBMIT A REQUEST FOR A
27 SITE-DETERMINED BACCALAUREATE DEGREE PROGRAM PROPOSAL TO AN
28 OUT-OF-STATE 4-YEAR INSTITUTION OF POSTSECONDARY EDUCATION IF NONE OF
29 THE PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS 4-YEAR INSTITUTIONS OF
30 POSTSECONDARY EDUCATION IN THE STATE RESPOND TO THE COMMUNITY
31 COLLEGE'S REQUEST FOR PROPOSAL TO OFFER A BACCALAUREATE DEGREE
32 PROGRAM.~~

~~33 (C) AN OUT-OF-STATE 4-YEAR INSTITUTION OF POSTSECONDARY
34 EDUCATION RESPONDING TO A REQUEST FOR A SITE-DETERMINED
35 BACCALAUREATE DEGREE PROGRAM FROM A COMMUNITY COLLEGE MUST SUBMIT
36 AN APPLICATION TO THE COMMISSION FOR APPROVAL.~~

~~37 (D) IN ACCORDANCE WITH TITLE 10, SUBTITLE 1 OF THE STATE GOVERNMENT
38 ARTICLE, THE COMMISSION SHALL ADOPT REGULATIONS NECESSARY TO FULFILL
39 THE REQUIREMENTS OF THIS SECTION.~~

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2004.