
By: **Delegates Heller, Aumann, Barkley, Bartlett, Boschert, Bozman, Cryor, Elmore, Gilleland, Goodwin, Gordon, Healey, Hixson, Howard, Kaiser, King, Mandel, Marriott, McKee, Patterson, Ramirez, and Ross**

Introduced and read first time: February 11, 2005

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 8, 2005

CHAPTER _____

1 AN ACT concerning

2 **~~Higher Education – Community Colleges – Students with a Documented~~**
 3 **~~Disability~~**
 4 **Community College Students with Disabilities Task Force**

5 ~~FOR the purpose of allocating a grant in a certain amount to the Maryland Higher~~
 6 ~~Education Commission to be distributed to community college boards and to the~~
 7 ~~Baltimore City Community College Board of Trustees on a certain basis;~~
 8 ~~requiring the boards and the Board of Trustees to use the funds for a certain~~
 9 ~~purpose; requiring the Commission, in consultation with the Maryland~~
 10 ~~Association of Community Colleges, to adopt certain regulations for the~~
 11 ~~administration of the grant; and generally relating to the funding of services~~
 12 ~~and programs for students with a documented disability at both community~~
 13 ~~colleges and the Baltimore City Community College.~~

14 FOR the purpose of establishing the Community College Students with Disabilities
 15 Task Force; providing for the membership and staffing of the Task Force;
 16 providing for the charge of the Task Force; requiring the Task Force to issue a
 17 certain report by a certain date; providing for the termination of this Act; and
 18 generally relating to students with disabilities attending community colleges in
 19 the State.

20 ~~BY adding to~~
 21 ~~Article Education~~
 22 ~~Section 16-305(g)~~
 23 ~~Annotated Code of Maryland~~

1 (~~2004 Replacement Volume and 2004 Supplement~~)

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

4 ~~**Article—Education**~~

5 ~~16-305.~~

6 ~~(G) (1) (I) BEGINNING IN FISCAL YEAR 2007, AND EACH FISCAL YEAR~~
7 ~~THEREAFTER, A GRANT IN THE AMOUNT OF \$2,500,000 SHALL BE ALLOCATED TO THE~~
8 ~~COMMISSION FOR DISTRIBUTION TO THE BOARDS OF EACH COMMUNITY COLLEGE~~
9 ~~AND THE BOARD OF TRUSTEES OF THE BALTIMORE CITY COMMUNITY COLLEGE IN~~
10 ~~ACCORDANCE WITH THIS SUBSECTION.~~

11 ~~(II) THE COMMISSION SHALL DISTRIBUTE THE GRANT ON A PER~~
12 ~~STUDENT BASIS, FOR EACH STUDENT WITH A DOCUMENTED DISABILITY, AS~~
13 ~~DEFINED BY THE AMERICANS WITH DISABILITIES ACT, WHO ATTENDS COMMUNITY~~
14 ~~COLLEGE OR THE BALTIMORE CITY COMMUNITY COLLEGE.~~

15 ~~(III) THE BOARDS AND THE BOARD OF TRUSTEES OF THE~~
16 ~~BALTIMORE CITY COMMUNITY COLLEGE SHALL USE THE FUNDS DISTRIBUTED~~
17 ~~UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO MEET THE SPECIAL SERVICES~~
18 ~~AND EQUIPMENT NEEDS OF A STUDENT WITH A DOCUMENTED DISABILITY WHO~~
19 ~~ATTENDS THE COLLEGE.~~

20 ~~(2) (I) MONEY THAT IS APPROPRIATED UNDER PARAGRAPH (1) OF~~
21 ~~THIS SUBSECTION THAT IS NOT USED BY THE END OF THE FISCAL YEAR MAY NOT~~
22 ~~REVERT TO THE STATE TREASURY.~~

23 ~~(II) ALL MONEY RETAINED UNDER SUBPARAGRAPH (I) OF THIS~~
24 ~~PARAGRAPH SHALL BE USED TO MAKE AWARDS TO STUDENTS WITH A DOCUMENTED~~
25 ~~DISABILITY AT THE COMMUNITY COLLEGE LEVEL DURING SUBSEQUENT FISCAL~~
26 ~~YEARS AND MAY NOT BE USED FOR ADMINISTRATIVE PURPOSES.~~

27 ~~(III) A BOARD OF TRUSTEES MAY NOT TRANSFER STATE FUNDS~~
28 ~~RECEIVED UNDER THIS SUBSECTION TO ANY OTHER PROGRAM OR CATEGORY.~~

29 ~~(3) THE COMMISSION, IN CONSULTATION WITH THE MARYLAND~~
30 ~~ASSOCIATION OF COMMUNITY COLLEGES, SHALL ADOPT REGULATIONS FOR THE~~
31 ~~ADMINISTRATION OF THE GRANT.~~

32 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect~~
33 ~~July 1, 2005.~~

34 ~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF~~
35 ~~MARYLAND, That:~~

36 ~~(a) There is a Community College Students with Disabilities Task Force.~~

- 1 (b) The Task Force consists of the following members:
- 2 (1) two members of the Senate of Maryland, appointed by the President
3 of the Senate;
- 4 (2) two members of the House of Delegates, appointed by the Speaker of
5 the House;
- 6 (3) the Executive Director of the Maryland Association of Community
7 Colleges;
- 8 (4) three representatives of community colleges, appointed by the
9 Secretary of Higher Education;
- 10 (5) a community college student with a documented disability, appointed
11 by the Secretary of Higher Education;
- 12 (6) the Director of the Developmental Disabilities Administration in the
13 Department of Health and Mental Hygiene, or a designee;
- 14 (7) two members of the public, appointed by the Governor;
- 15 (8) the Secretary of the Department of Disabilities, or a designee, who
16 shall serve as co-chairman of the Task Force; and
- 17 (9) the Secretary of Higher Education, or a designee, who shall serve as
18 co-chairman of the Task Force.
- 19 (c) The Task Force may establish subcommittees as deemed necessary to
20 fulfill its duties.
- 21 (d) The Maryland Higher Education Commission, State Department of
22 Disabilities, and Maryland Association of Community Colleges shall provide staff for
23 the Task Force.
- 24 (e) The Task Force shall:
- 25 (1) identify programmatic and physical barriers for students with
26 disabilities attending community colleges in the State;
- 27 (2) identify gaps in resources for technology, equipment, and services for
28 students with disabilities;
- 29 (3) develop strategies to improve educational and employment outcomes
30 for students with disabilities; and
- 31 (4) develop a series of recommendations that will result in Maryland
32 community colleges having the resources to actively serve students with disabilities
33 with the appropriate supports, services, and training necessary to achieve student
34 education and employment goals.

1 (f) The Task Force shall report its findings and recommendations to the
2 Governor, and the General Assembly, in accordance with § 2-1246 of the State
3 Government Article, on or before December 1, 2005.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 July 1, 2005. It shall remain effective for a period of 1 year and, at the end of June 30,
6 2006, with no further action required by the General Assembly, this Act shall be
7 abrogated and of no further force and effect.