
By: **Chairman, Appropriations Committee (By Request - Departmental -
Higher Education Commission)**

Introduced and read first time: January 16, 2006

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - State Plan for Higher Education - Mission Statements -**
3 **Quadrennial Review**

4 FOR the purpose of altering the cycle for the periodic review by the Maryland Higher
5 Education Commission of the State Plan for Higher Education and the
6 submission of its review to the Governor and to the General Assembly; altering
7 the time period for the president of each institution of higher education to
8 update the institution's mission statement; altering the time period for the
9 regional higher education centers to update the centers' mission statements; and
10 generally relating to the State Plan for Higher Education.

11 BY repealing and reenacting, with amendments,
12 Article - Education
13 Section 11-105(b) and 11-302
14 Annotated Code of Maryland
15 (2004 Replacement Volume and 2005 Supplement)

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

18 **Article - Education**

19 11-105.

20 (b) (1) The Commission shall coordinate the overall growth and
21 development of postsecondary education in the State.

22 (2) (i) In consultation with the governing boards and agencies
23 concerned with postsecondary education in the State, the Commission shall develop
24 and periodically update an overall plan consistent with the Charter, known as the
25 State Plan for Higher Education, that shall identify:

26 1. The present and future needs for postsecondary education
27 and research throughout the State;

1 2. The present and future capabilities of the different
2 institutions and segments of postsecondary education in the State; and

3 3. The long-range and short-range objectives and priorities
4 for postsecondary education and methods and guidelines for achieving and
5 maintaining them.

6 (ii) The Commission shall ensure that the State Plan for Higher
7 Education complies with the State's equal educational opportunity obligations under
8 State and federal law, including Title VI of the Civil Rights Act.

9 (iii) In developing the State Plan for Higher Education, the
10 Commission shall incorporate the goals and priorities for higher education identified
11 in this Division III and, for the University System of Maryland, including those
12 identified in §§ 10-209 and 12-106 of this article.

13 (3) (i) The Commission shall submit to the Governor and, subject to §
14 2-1246 of the State Government Article, to the General Assembly a [biennial]
15 QUADRENNIAL review of the plan by July 1, [1995] 2008 and by July 1 of each
16 [alternate] FOURTH year thereafter.

17 (ii) The [biennial] QUADRENNIAL review shall include a report on
18 the status and needs of postsecondary education in the State.

19 (4) In THE YEAR IMMEDIATELY FOLLOWING THE QUADRENNIAL
20 REVIEW OF THE STATE PLAN FOR HIGHER EDUCATION AND IN accordance with
21 Subtitle 3 of this title, the Commission shall review, negotiate as necessary, and
22 approve the appropriate role, function, and mission of each public institution of
23 postsecondary education in the State.

24 (5) (i) With respect to the College Park campus of the University of
25 Maryland, the Commission shall direct the Board of Regents of the University of
26 Maryland to develop and implement a plan for the enhancement of that campus as
27 the State's flagship campus with programs and faculty nationally and internationally
28 recognized for excellence in research and the advancement of knowledge.

29 (ii) With respect to the constituent institutions of the University
30 System of Maryland in the Baltimore region, the Commission shall direct the Board of
31 Regents of the University of Maryland to maintain and enhance a coordinated Higher
32 Education Center for Research and Graduate and Professional Study in the Baltimore
33 area.

34 (iii) With respect to Morgan State University, the Commission shall
35 direct the Board of Regents of Morgan State University to develop and implement a
36 plan for the enhancement of that institution as the State's public urban university
37 with the appropriate programs, faculty, and facilities.

38 (6) The Commission has statewide coordinating responsibility for the
39 community colleges and shall establish general policies for their operation.

1 (7) The Commission has authority to approve regional higher education
2 centers to operate in the State and has statewide coordinating responsibility for
3 regional higher education centers.

4 (8) The Commission may distribute strategic incentive funds to an
5 institution of higher education or a regional higher education center to encourage
6 attainment of the goals and priorities set forth in the State Plan for Higher
7 Education.

8 11-302.

9 (a) (1) The president of each public institution of higher education is
10 responsible for developing a mission statement.

11 (2) The president shall submit the mission statement to the institution's
12 governing board.

13 (3) Upon the direction of the governing board, the president shall update
14 the mission statement [at least] every 4 years IN THE YEAR IMMEDIATELY
15 FOLLOWING THE QUADRENNIAL REVIEW OF THE STATE PLAN FOR HIGHER
16 EDUCATION AS SET FORTH IN § 11-105 OF THIS TITLE.

17 (b) (1) The governing board:

18 (i) Shall review the mission statement and may require the
19 president to prepare a revised mission statement;

20 (ii) May adopt the mission statement as submitted or with
21 amendments; and

22 (iii) Shall submit the statement to the Commission.

23 (2) (i) In the case of constituent institutions of the University System
24 of Maryland, the Chancellor of the University System of Maryland shall review the
25 statement prior to its consideration by the Board of Regents and make
26 recommendations.

27 (ii) Before adopting the mission statements, the Board of Regents
28 shall review the statements individually and on a systemwide basis to assure that:

29 1. They are consistent with the Charter and the systemwide
30 plan; and

31 2. They will promote the efficient and effective use of the
32 institution's and System's resources.

33 (iii) The Board shall consolidate the statements into an adopted
34 systemwide statement.

35 (c) (1) Each regional higher education center shall:

- 1 (i) Develop a mission statement;
- 2 (ii) Submit the mission statement to the governing body of the
3 center; and
- 4 (iii) Upon direction of the governing body, update the mission
5 statement every 4 years IN THE YEAR IMMEDIATELY FOLLOWING THE QUADRENNIAL
6 REVIEW OF THE STATE PLAN FOR HIGHER EDUCATION AS SET FORTH IN § 11-105 OF
7 THIS TITLE.
- 8 (2) The governing body of each regional higher education center:
- 9 (i) Shall review the mission statement and may require the
10 preparation of a revised mission statement;
- 11 (ii) May adopt the mission statement as submitted or with
12 amendment; and
- 13 (iii) Shall submit the statement to the Commission.
- 14 (d) (1) The Commission shall review the mission statement to determine
15 whether the mission statement is consistent with the State Plan for Higher
16 Education.
- 17 (2) The mission statement shall be deemed approved within 30 days of
18 receipt unless the Commission finds the statement is not consistent with the State
19 Plan for Higher Education.
- 20 (3) (i) If the Commission finds that the statement is not consistent
21 with the State Plan for Higher Education, the Commission shall return the statement
22 together with its objections that include the specific areas of inconsistency with the
23 State Plan for Higher Education to the governing board.
- 24 (ii) The governing board and the institution president shall
25 negotiate with the Commission and amend the statement or prepare a new
26 statement.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
28 effect July 1, 2006.