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By: Delegate Madaleno

Introduced and read first time: February 10, 2006

Assigned to: Ways and Means

	A BILL ENTITLED					
1 .	AN ACT concerning					
2	Community Colleges - Funding Formulas - Universal Access					
3 1 4 5 6	FOR the purpose of altering certain formulas for the computation of certain State aid to certain community colleges and the Baltimore City Community College for certain fiscal years; and generally relating to State funding for community colleges.					
7 8 9 10 11	BY repealing and reenacting, with amendments, Article - Education Section 16-305(c) and 16-512(a) Annotated Code of Maryland (2004 Replacement Volume and 2005 Supplement)					
12 13	12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 13 MARYLAND, That the Laws of Maryland read as follows:					
14	Article - Education					
15	16-305.					
16 (c) (1) (i) The total State operating fund per full-time equivalent student 17 to the community colleges for each fiscal year as requested by the Governor shall be:						
20 21	1. In [each of] fiscal [years 2003 and 2004] YEAR 2007, not less than an amount equal to [23.1%] 25% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year;					
25 26	2. In fiscal year [2005] 2008, not less than an amount equal to [24%] 30% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year; [and]					

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1	3. In fiscal year [2006] 2009 [and each fiscal year						
2	thereafter], not less than an amount equal to [25%] 35% of the State's General Fund						
	appropriation per full-time equivalent student to the 4-year public institutions of						
	higher education in the State[,] as designated by the Commission for the purpose of						
	administering the Joseph A. Sellinger Program under Title 17 of this article in the						
	previous fiscal year;						
U	previous fiscal year,						
7	IN EICCAL VEAD 2010 NOT LESS THAN AN AMOUNT EOLLAL						
7	4. IN FISCAL YEAR 2010, NOT LESS THAN AN AMOUNT EQUAL						
	TO 40% OF THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME						
	EQUIVALENT STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER						
10	EDUCATION IN THE STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE						
11	OF ADMINISTERING THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS						
12	ARTICLE IN THE PREVIOUS FISCAL YEAR;						
13	5. IN FISCAL YEAR 2011, NOT LESS THAN AN AMOUNT EQUAL						
	TO 45% OF THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME						
	EQUIVALENT STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER						
	EDUCATION IN THE STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE						
	OF ADMINISTERING THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS						
18	ARTICLE IN THE PREVIOUS FISCAL YEAR; AND						
19	6. IN FISCAL YEAR 2012 AND IN EACH FISCAL YEAR						
20	THEREAFTER, NOT LESS THAN AN AMOUNT EQUAL TO 50% OF THE STATE'S GENERAL						
	FUND APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE 4-YEAR						
	PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS DESIGNATED BY						
	THE COMMISSION FOR THE PURPOSE OF ADMINISTERING THE JOSEPH A. SELLINGER						
24	PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE PREVIOUS FISCAL YEAR.						
25	· / 1 1						
	appropriation per full-time equivalent student to the 4-year public institutions of						
27	higher education in the State for the previous fiscal year shall reflect any						
28	amendments or reductions to the appropriation for the previous fiscal year.						
29	(2) The State share shall be distributed to each board and shall be						
	limited by the provisions of subsection (d) of this section.						
-	in the provision of succession (e) of the section.						
31	(3) Subject to subsection (d) of this section, the total State share for each						
	board shall be the sum of:						
32	board shan be the sum of.						
22	(') TTI C' 1						
33	(i) The fixed costs component;						
34	(ii) The marginal costs component;						
35	(iii) The size factor component; and						
36	(iv) A hold harmless component.						
	1						
37	(4) (i) The funds available for the fixed costs component shall be a set						
	percentage of the year's total State operating fund as follows:						
50	percentage of the year's total office operating fund as follows.						

1		1.	For fiscal year 1998, 36% of total funding;			
2		2.	For fiscal year 1999, 37% of total funding; and			
3 4	total funding.	3.	For fiscal year 2000 and each fiscal year thereafter, 38% of			
	(ii) The funds available for the fixed costs component shall be divided and distributed to the community colleges in the same proportion in which the direct grants were distributed in the prior fiscal year.					
	(5) (i) For each board, the marginal costs component shall be the product of the dollar amount per full-time equivalent student multiplied by the number of full-time equivalent students at the board's community college or colleges.					
	1 (ii) The dollar amount per full-time equivalent student shall be 2 calculated by dividing 60% of the total State operating fund for the fiscal year by the 3 total number of full-time equivalent students at community colleges statewide.					
	(iii) In determining the marginal costs component for a board, the number of full-time equivalent students at all campuses and colleges operated by the board shall be added together.					
17 18	7 (6) (i) The size factor component shall be a set percentage of the year's 8 total State operating fund as follows:					
19		1.	For fiscal year 1998, 4% of total funding;			
20		2.	For fiscal year 1999, 3% of total funding; and			
21 22	total funding.	3.	For fiscal year 2000 and each fiscal year thereafter, 2% of			
25	(ii) The funds available for the size factor component shall be divided and distributed equally to each board that operates a community college or colleges at which the total number of full-time equivalent students is less than or equal to 80% of the statewide median.					
	(iii) In determining the eligibility of a board for a size factor component, the number of full-time equivalent students at all campuses and colleges operated by the board shall be added together.					
32	(7) (i) A board shall be eligible for a hold harmless component beginning in fiscal year 1998 if the sum of the board's fixed costs, marginal costs, and size factor components for the fiscal year is less than the board's total State share in the prior fiscal year.					
34 35			old harmless component amount shall be determined by rd's fixed costs, marginal costs, and size factor			

- 1 components for the fiscal year from the board's total State share for the prior fiscal 2 year. 3 Any employer Social Security contributions required by federal law 4 for any employee of a board of community college trustees shall remain the obligation 5 of the employer. The State contribution to retirement and fringe benefit costs is not (9)6 7 included in the calculations of amounts under this subsection. 8 16-512. 9 (a) (1) The total State operating fund per full-time equivalent student 10 appropriated to Baltimore City Community College for each fiscal year as requested 11 by the Governor shall be: 12 In [each of] fiscal [years 2003 and 2004] YEAR 2007, not less (i) 13 than an amount equal to [60.9%] 66% of the State's General Fund appropriation per 14 full-time equivalent student to the 4-year public institutions of higher education in 15 the State as designated by the Commission for the purpose of administering the 16 Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year; 17 In fiscal year [2005] 2008, not less than an amount equal to (ii) 18 [63.4%] 69.5% of the State's General Fund appropriation per full-time equivalent 19 student to the 4-year public institutions of higher education in the State as 20 designated by the Commission for the purpose of administering the Joseph A. 21 Sellinger Program under Title 17 of this article in the previous fiscal year; [and] 22 In fiscal year [2006 and each fiscal year thereafter] 2009, not 23 less than an amount equal to [66%] 73% of the State's General Fund appropriation 24 per full-time equivalent student to the 4-year public institutions of higher education 25 in the State as designated by the Commission for the purpose of administering the 26 Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year; 27 IN FISCAL YEAR 2010, NOT LESS THAN AN AMOUNT EQUAL TO 28 76.5% OF THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT 29 STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE 30 STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING 31 THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE 32 PREVIOUS FISCAL YEAR; IN FISCAL YEAR 2011, NOT LESS THAN AN AMOUNT EQUAL TO 33 (V) 34 80% OF THE STATE'S GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT 35 STUDENT TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE 36 STATE AS DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING 37 THE JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE 38 PREVIOUS FISCAL YEAR; AND
- 39 (VI) IN FISCAL YEAR 2012 AND EACH FISCAL YEAR THEREAFTER, 40 NOT LESS THAN AN AMOUNT EQUAL TO 83.5% OF THE STATE'S GENERAL FUND

- 1 APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE 4-YEAR PUBLIC
- 2 INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS DESIGNATED BY THE
- 3 COMMISSION FOR THE PURPOSE OF ADMINISTERING THE JOSEPH A. SELLINGER
- 4 PROGRAM UNDER TITLE 17 OF THIS ARTICLE IN THE PREVIOUS FISCAL YEAR.
- 5 (2) For purposes of this subsection, the State's General Fund
- 6 appropriation per full-time equivalent student to the 4-year public institutions of
- 7 higher education in the State for the previous fiscal year shall reflect any
- 8 amendments or reductions to the appropriation for the previous fiscal year.
- 9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 10 effect July 1, 2006.