
By: **Senators Jacobs and Hooper**

Introduced and read first time: January 30, 2006

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - Nonresident Tuition - Exemption**

3 FOR the purpose of exempting certain individuals who register as students at public
4 institutions of higher education in the State from paying nonresident tuition
5 under certain circumstances; requiring the Maryland Higher Education
6 Commission to adopt certain regulations; defining a certain term; and generally
7 relating to the payment of tuition at Maryland public institutions of higher
8 education.

9 BY adding to

10 Article - Education

11 Section 15-106.5

12 Annotated Code of Maryland

13 (2004 Replacement Volume and 2005 Supplement)

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

16 **Article - Education**

17 15-106.5.

18 (A) IN THIS SECTION, "BUSINESS ENTITY" MEANS:

19 (1) A PERSON CONDUCTING OR OPERATING A TRADE OR BUSINESS; OR

20 (2) AN ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER §
21 501(C)(3) OR (4) OF THE INTERNAL REVENUE CODE.

22 (B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE,
23 BEGINNING WITH THE 2007 SPRING SEMESTER, AN INDIVIDUAL WHO IS NOT A
24 RESIDENT OF THIS STATE AND WHO REGISTERS AS A STUDENT AT A PUBLIC
25 INSTITUTION OF HIGHER EDUCATION IN THE STATE IS EXEMPT FROM PAYING
26 NONRESIDENT TUITION AT THE INSTITUTION IF:

1 (1) THE INDIVIDUAL IS EMPLOYED IN THE STATE BY A BUSINESS
2 ENTITY; AND

3 (2) ON BEHALF OF THE INDIVIDUAL, THE BUSINESS ENTITY PAYS 100%
4 OF THE COST OF TUITION AND MANDATORY FEES PAYABLE BY A RESIDENT OF THE
5 STATE.

6 (C) THE COMMISSION SHALL ADOPT REGULATIONS IN ACCORDANCE WITH
7 TITLE 10, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE TO IMPLEMENT THE
8 PROVISIONS OF THIS SECTION.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2006.