

SENATE BILL 785

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71r2585

By: **Senators Harris, Colburn, Hooper, Jacobs, Mooney, and Munson**
Introduced and read first time: February 14, 2007
Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Tuition – Textbooks**

3 FOR the purpose of requiring a governing board of a certain senior public higher
4 education institution and a board of community college trustees, on or before a
5 certain date, to develop a plan to include in the tuition charged to a student who
6 enrolls in the public senior higher education institution or community college
7 the cost of all textbooks for the student; requiring a governing board or public
8 senior higher education institution and a board of community college trustees to
9 implement a certain plan on or before a certain date; prohibiting a governing
10 board, a public senior higher education institution, or a board of community
11 college trustees from requiring an enrolled student to purchase a textbook, the
12 cost of which is not included in tuition charged to the student for the same
13 academic year; defining certain terms; and generally relating to higher
14 education, textbooks, and tuition.

15 BY adding to
16 Article – Education
17 Section 15–111
18 Annotated Code of Maryland
19 (2006 Replacement Volume)

20 BY repealing and reenacting, without amendments,
21 Article – Education
22 Section 16–103(a)
23 Annotated Code of Maryland
24 (2006 Replacement Volume)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY repealing and reenacting, with amendments,
2 Article – Education
3 Section 16–103(j)
4 Annotated Code of Maryland
5 (2006 Replacement Volume)

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

8 **Article – Education**

9 **15–111.**

10 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
11 MEANINGS INDICATED.

12 (2) “ACADEMIC YEAR” HAS THE MEANING STATED IN § 15–106.5
13 OF THIS SUBTITLE.

14 (3) “GOVERNING BOARD” MEANS:

15 (I) THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM
16 OF MARYLAND;

17 (II) THE BOARD OF REGENTS OF MORGAN STATE
18 UNIVERSITY; AND

19 (III) THE BOARD OF TRUSTEES OF ST. MARY’S COLLEGE OF
20 MARYLAND.

21 (4) “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION” HAS THE
22 MEANING STATED IN § 10–101 OF THIS ARTICLE.

23 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ON OR BEFORE
24 JULY 1, 2008, A GOVERNING BOARD SHALL DEVELOP A PLAN TO INCLUDE IN
25 THE TUITION CHARGED TO A STUDENT WHO ENROLLS IN A PUBLIC SENIOR
26 HIGHER EDUCATION INSTITUTION THE COST OF ALL TEXTBOOKS FOR THE
27 STUDENT.

1 **(C) A GOVERNING BOARD OR PUBLIC SENIOR HIGHER EDUCATION**
2 **INSTITUTION SHALL IMPLEMENT THE PLAN DEVELOPED UNDER SUBSECTION**
3 **(B) OF THIS SECTION ON OR BEFORE THE BEGINNING OF THE 2008 ACADEMIC**
4 **YEAR AND EVERY ACADEMIC YEAR THEREAFTER.**

5 **(D) UNDER THE PLAN DEVELOPED UNDER SUBSECTION (B) OF THIS**
6 **SECTION, A GOVERNING BOARD OR PUBLIC SENIOR HIGHER EDUCATION**
7 **INSTITUTION MAY NOT REQUIRE AN ENROLLED STUDENT TO PURCHASE A**
8 **TEXTBOOK, THE COST OF WHICH IS NOT INCLUDED IN THE TUITION CHARGED**
9 **TO THE STUDENT FOR THE SAME ACADEMIC YEAR.**

10 16–103.

11 (a) In addition to the other powers granted and duties imposed by this title,
12 and subject to the authority of the Maryland Higher Education Commission, each
13 board of community college trustees has the powers and duties set forth in this
14 section.

15 (j) **(1) [Each] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION,**
16 **EACH** board of trustees may charge students reasonable tuition and fees set by it with
17 a view to making college education available to all qualified individuals at low cost.

18 **(2) (I) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ON**
19 **OR BEFORE JULY 1, 2008, EACH BOARD OF TRUSTEES SHALL DEVELOP A PLAN**
20 **TO INCLUDE IN THE TUITION CHARGED TO A STUDENT WHO ENROLLS IN A**
21 **COMMUNITY COLLEGE THE COST OF ALL TEXTBOOKS FOR THE STUDENT.**

22 **(II) EACH BOARD OF TRUSTEES SHALL IMPLEMENT THE**
23 **PLAN DEVELOPED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH ON OR**
24 **BEFORE THE BEGINNING OF THE 2008 ACADEMIC YEAR AND EVERY ACADEMIC**
25 **YEAR THEREAFTER.**

26 **(III) UNDER THE PLAN DEVELOPED UNDER SUBPARAGRAPH**
27 **(I) OF THIS PARAGRAPH, A BOARD OF TRUSTEES MAY NOT REQUIRE AN**
28 **ENROLLED STUDENT TO PURCHASE A TEXTBOOK, THE COST OF WHICH IS NOT**
29 **INCLUDED IN THE TUITION CHARGED TO THE STUDENT FOR THE SAME**
30 **ACADEMIC YEAR.**

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2007.