

**SB0464/214135/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 464

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Raskin” and substitute “Raskin, and Harrington”; in line 3, strike “Expansion of Existing Programs” and substitute “Standards”; in line 4, after “of” insert “requiring the Maryland Higher Education Commission to adopt regulations that establish definitions for determining unreasonable duplication of programs; requiring certain regulations to include a consideration of certain factors; requiring a certain review conducted by the Commission to include written input from certain public institutions of postsecondary education;”; in line 4, strike “Maryland Higher Education”; strike beginning with “the” in line 7 down through “circumstances” in line 8 and substitute “certain standards; requiring the Commission to issue a written decision including certain findings, conclusions, and rationale for certain determinations”; strike beginning with “the” in line 10 down through “circumstances” in line 11 and substitute “certain standards”; strike beginning with “the” in line 12 down through “circumstances” in line 13 and substitute “certain standards”; strike beginning with “explore” in line 14 down through “circumstances” in line 15 and substitute “require certain plans to address certain standards; requiring the Commission to adopt certain regulations on or before a certain date”; and strike beginning with “expansion” in line 15 down through “to” in line 16 and substitute “standards for determining”.

AMENDMENT NO. 2

On page 3, in line 16, after “establishing” insert “DEFINITIONS AND”; after line 17, insert:

**“(3) THE REGULATIONS ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION SHALL INCLUDE A CONSIDERATION OF:**

(Over)

- (I) THE DEGREE TO BE AWARDED;
- (II) THE AREA OF SPECIALIZATION;
- (III) THE PURPOSE OR OBJECTIVES OF THE PROGRAM OR COURSE OF STUDY TO BE OFFERED;
- (IV) THE SPECIFIC ACADEMIC CONTENT OF THE PROGRAM OR COURSE OF STUDY;
- (V) EVIDENCE OF THE QUALITY OF THE PROPOSED PROGRAM IN COMPARISON TO EXISTING PROGRAMS;
- (VI) AN ANALYSIS OF THE MARKET DEMAND FOR THE PROGRAM;
- (VII) WHETHER THE EXPANSION OF AN EXISTING PROGRAM WOULD SATISFY A GROWING NEED FOR THE PROGRAM;
- (VIII) WHETHER COOPERATIVE PROGRAMS BETWEEN THE INSTITUTIONS MAY BE FEASIBLE IN ORDER TO ELIMINATE OR REDUCE DUPLICATION; AND
- (IX) THE EXTENT TO WHICH HAVING SEPARATE PROGRAMS ADVANCES THE GOALS AND OBJECTIVES OF THE STATE PLAN FOR HIGHER EDUCATION.”;

in lines 18, 22, and 25, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)(I)”, “(5)”, and “(6)”, respectively; after line 21, insert:

**“(II) A REVIEW CONDUCTED UNDER THIS PARAGRAPH SHALL INCLUDE WRITTEN INPUT FROM THE AFFECTED INSTITUTIONS.”;**

in line 26, strike “(4)” and substitute “**(5)**”; in line 30, strike “and”; strike in their entirety lines 31 through 33, inclusive; and after line 33, insert:

**“B. SHALL ADDRESS THE STANDARDS REQUIRED TO BE ESTABLISHED IN REGULATIONS UNDER PARAGRAPH (2) OF THIS SUBSECTION; AND**

**C. SHALL ISSUE A WRITTEN DECISION INCLUDING DETAILED FINDINGS, CONCLUSIONS, AND A RATIONALE FOR THE DETERMINATION; AND”.**

**AMENDMENT NO. 3**

On page 4, strike beginning with “**POSSIBILITY**” in line 11 down through the second “**PROGRAM**” in line 12 and substitute “**STANDARDS REQUIRED TO BE ESTABLISHED IN REGULATIONS UNDER PARAGRAPH (2) OF THIS SUBSECTION**”; strike beginning with “**POSSIBILITY**” in line 16 down through “**PROGRAM**” in line 18 and substitute “**STANDARDS REQUIRED TO BE ESTABLISHED IN REGULATIONS UNDER PARAGRAPH (2) OF THIS SUBSECTION**”; in lines 19 and 23, in each instance, strike “(6)” and substitute “**(7)**”; and in line 23, strike “(5)” and substitute “**(6)**”.

**AMENDMENT NO. 4**

On page 6, in line 32, after “section” insert “**AND THE REGULATIONS REQUIRED TO BE ESTABLISHED UNDER § 11-206(E)(2) OF THIS SUBTITLE**”.

On page 7, strike in their entirety lines 3 and 4, inclusive; and after line 4, insert:

**“(1) REQUIRE THE PLAN TO ADDRESS THE STANDARDS  
REQUIRED TO BE ESTABLISHED UNDER § 11-206(E)(2) OF THIS SUBTITLE; AND”.**

AMENDMENT NO. 5

On page 8, after line 3, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2008, the Maryland Higher Education Commission shall adopt the regulations required under § 11-206(e)(2) of the Education Article, as amended by Section 1 of this Act.”;

in line 4, strike “2.” and substitute “3.”; and in line 5, strike “October” and substitute “June”.