

# HOUSE BILL 133

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EMERGENCY BILL

8lr1308

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By: **Delegate Bohanan**

Introduced and read first time: January 17, 2008

Assigned to: Appropriations

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Committee Report: Favorable

House action: Adopted

Read second time: February 12, 2008

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Commission to Develop the Maryland Model for Funding Higher Education –**  
3 **Membership and Extension of Sunset**

4 FOR the purpose of modifying the membership of the Commission to Develop the  
5 Maryland Model for Funding Higher Education; altering the date by which the  
6 Commission must submit a final report to the Governor and General Assembly;  
7 extending the termination date of the Commission; making this Act an  
8 emergency measure; and generally relating to the Commission to Develop the  
9 Maryland Model for Funding Higher Education.

10 BY repealing and reenacting, with amendments,  
11 Chapter 57 of the Acts of the General Assembly of 2006  
12 Section 3 and 4

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

15 **Chapter 57 of the Acts of 2006**

16 SECTION 3. AND BE IT FURTHER ENACTED, That:

17 (a) There is a Commission to Develop the Maryland Model for Funding  
18 Higher Education.

19 (b) The Commission consists of the following members:

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



- 1           (1)    **THE LIEUTENANT GOVERNOR;**
- 2           (2)    Four members of the Senate of Maryland, appointed by the  
3 President of the Senate;
- 4           [(2)] (3)    Four members of the House of Delegates, appointed by the  
5 Speaker of the House;
- 6           [(3)] (4)    The Secretary of Higher Education;
- 7           [(4)] (5)    The Secretary of Budget and Management;
- 8           [(5)] (6)    The President of the University of Maryland, College Park,  
9 or a designee of that President;
- 10          [(6)] (7)    The President of the University of Maryland University  
11 College or a designee of that President;
- 12          [(7)] (8)    The President of the University of Maryland, Baltimore, or a  
13 designee of that President;
- 14          [(8)] (9)    The President of Morgan State University or a designee of  
15 that President;
- 16          [(9)] (10)   The President of Towson University or a designee of that  
17 President;
- 18          [(10)] (11)   The President of The Johns Hopkins University or a  
19 designee of that President;
- 20          [(11)] (12)   The President of the Maryland Independent College and  
21 University Association;
- 22          [(12)] (13)   The Chancellor of the University System of Maryland or a  
23 designee of the Chancellor;
- 24          [(13)] (14)   One community college president, appointed jointly by the  
25 President of the Senate and the Speaker of the House;
- 26          [(14)] (15)   The Executive Director of the Maryland Association of  
27 Community Colleges;
- 28          [(15)] (16)   Four members of the business community, appointed jointly  
29 by the President of the Senate and the Speaker of the House, from among the  
30 following organizations:

- 1 (i) The Technology Council of Maryland;
- 2 (ii) The Maryland Business Roundtable for Education;
- 3 (iii) The Maryland Chamber of Commerce;
- 4 (iv) The Greater Washington Board of Trades;
- 5 (v) The Greater Baltimore Committee; and
- 6 (vi) The President's Roundtable, Inc.; and

7 [(16)] (17) Three members of the public, appointed jointly by the  
8 President of the Senate and the Speaker of the House, one of whom must have  
9 experience in business, finance, or management.

10 (c) The chairman of the Commission shall be appointed jointly by the  
11 President of the Senate and the Speaker of the House.

12 (d) The Commission shall review the report issued by Van de Water  
13 Consulting, Inc., hired by the Maryland Higher Education Commission to develop an  
14 effective statewide framework for higher education funding as recommended in the  
15 2004 Maryland State Plan for Postsecondary Education.

16 (e) The Commission shall review options and make recommendations  
17 relating to the establishment of a consistent and stable funding mechanism to ensure  
18 accessibility and affordability while at the same time promoting policies to achieve  
19 national eminence at all of Maryland's public institutions of higher education.

20 (f) The Commission shall review options and make recommendations  
21 relating to the appropriate level of funding for the State's Historically Black  
22 Institutions to ensure that they are comparable and competitive with other public  
23 institutions.

24 (g) The Commission shall **SUBMIT AN INTERIM** report **OF** its findings and  
25 recommendations to the Governor and, in accordance with § 2-1246 of the State  
26 Government Article, to the General Assembly on or before December 31, 2007.

27 **(H) THE COMMISSION SHALL SUBMIT A FINAL REPORT OF ITS FINDINGS**  
28 **AND RECOMMENDATIONS TO THE GOVERNOR AND, IN ACCORDANCE WITH §**  
29 **2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY**  
30 **ON OR BEFORE DECEMBER 1, 2008.**

31 [(h)] (I) The staff for the Commission shall be provided and coordinated by  
32 the Department of Legislative Services. The Department of Budget and Management,  
33 the Maryland Higher Education Commission, and the University System of Maryland  
34 shall also assign staff to assist the Commission.

1 SECTION 4. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall  
2 take effect July 1, 2006, and shall remain effective for a period of [1 year] **2 YEARS**  
3 and [10] **11** months and, at the end of [May 1, 2008] **JUNE 1, 2009**, with no further  
4 action required by the General Assembly, Section 3 of this Act shall be abrogated and  
5 of no further force and effect.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
7 measure, is necessary for the immediate preservation of the public healthy or safety,  
8 has been passed by a yea and nay vote supported by three-fifths of all the members  
9 elected to each of the two Houses of the General Assembly, and shall take effect from  
10 the date it is enacted.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.