

# SENATE BILL 544

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SB 867/08 – B&T

9lr2556

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By: **Senators Jones and Conway**  
Introduced and read first time: February 5, 2009  
Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Historically Black Institutions – State Funding – Blount–Rawlings–Britt HBI**  
3 **Comparability Program**

4 FOR the purpose of establishing the Blount–Rawlings–Britt HBI Comparability  
5 Program to provide supplemental funding assistance to the State’s public  
6 4–year historically black institutions (HBIs); stating the purpose of the  
7 Program; requiring the Maryland Higher Education Commission to adopt  
8 certain standards and procedures; requiring the Governor to provide funds for  
9 the Commission to distribute to HBIs; providing for the calculation of the  
10 annual operating budget distribution to each of the HBIs; providing for the  
11 annual distribution of certain capital funds to the HBIs; defining certain terms;  
12 and generally relating to the Blount–Rawlings–Britt HBI Comparability  
13 Program for public 4–year historically black institutions.

14 BY adding to  
15 Article – Education  
16 Section 17–401 through 17–404 to be under the new subtitle “Subtitle 4.  
17 Blount–Rawlings–Britt HBI Comparability Program”  
18 Annotated Code of Maryland  
19 (2008 Replacement Volume)

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

22 **Article – Education**

23 **SUBTITLE 4. BLOUNT–RAWLINGS–BRITT HBI COMPARABILITY PROGRAM.**

24 **17–401.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
2 INDICATED.

3 (B) "ELIGIBLE PUBLIC 4-YEAR HISTORICALLY BLACK INSTITUTIONS"  
4 OR "HBIS" MEANS:

5 (1) BOWIE STATE UNIVERSITY;

6 (2) COPPIN STATE UNIVERSITY;

7 (3) MORGAN STATE UNIVERSITY; AND

8 (4) UNIVERSITY OF MARYLAND EASTERN SHORE.

9 (C) "PROGRAM" MEANS THE BLOUNT-RAWLINGS-BRITT HBI  
10 COMPARABILITY PROGRAM.

11 17-402.

12 (A) THERE IS A PROGRAM OF STATE AID TO THE STATE'S ELIGIBLE  
13 PUBLIC 4-YEAR HISTORICALLY BLACK INSTITUTIONS (HBIS) KNOWN AS THE  
14 BLOUNT-RAWLINGS-BRITT HBI COMPARABILITY PROGRAM.

15 (B) THE PROGRAM SHALL PROVIDE SUPPLEMENTAL FUNDING TO THE  
16 STATE'S HBIS FOR THE PURPOSE OF ENSURING THAT THE HBIS ARE  
17 COMPARABLE AND COMPETITIVE WITH OTHER STATE 4-YEAR PUBLIC  
18 INSTITUTIONS OF HIGHER EDUCATION IN ALL FACETS OF THEIR OPERATIONS  
19 AND PROGRAMS AS MEASURED BY GENERALLY RECOGNIZED INDICATORS OF  
20 DISPARITY.

21 17-403.

22 THE COMMISSION SHALL IMPLEMENT AND ADMINISTER THE PROGRAM  
23 INCLUDING STANDARDS AND PROCEDURES FOR:

24 (1) DISTRIBUTING MONEY TO THE STATE'S HBIS; AND

25 (2) SUBMITTING REPORTS OR DATA TO THE COMMISSION ON  
26 EACH HBI'S USE OF THE MONEY DISTRIBUTED TO IT.

27 17-404.

1           (A) EACH YEAR THE GOVERNOR SHALL INCLUDE IN THE ANNUAL  
2 STATE OPERATING AND CAPITAL BUDGETS FUNDS FOR THE COMMISSION TO  
3 DISTRIBUTE TO HBIS AS PROVIDED IN THIS SECTION.

4           (B) FUNDS PROVIDED IN THIS SECTION SHALL BE IN ADDITION TO  
5 FUNDS APPROPRIATED TO THE HBIS IN THE STATE BUDGET IN THE PRIOR  
6 FISCAL YEAR.

7           (C) FOR THE OPERATING BUDGET, THE AMOUNT OF THE DISTRIBUTION  
8 FOR EACH HBI SHALL BE CALCULATED BY:

9           (1) INCREASING THE ANNUAL RECURRING STATE  
10 APPROPRIATION FOR EACH HBI BY NOT LESS THAN THE AVERAGE INCREASE IN  
11 THE GOVERNOR'S ALLOWANCE FOR THE PUBLIC 4-YEAR TRADITIONALLY  
12 WHITE INSTITUTIONS OF SIMILAR CARNEGIE CLASSIFICATION, EXCLUDING THE  
13 UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE;

14           (2) MAINTAINING FISCAL YEAR 2010 ENHANCEMENT FUNDING OF  
15 \$4,900,000 AND INCREASING THIS AMOUNT EACH FISCAL YEAR THEREAFTER BY  
16 THE HIGHER EDUCATION PRICE INDEX;

17           (3) BEGINNING IN FISCAL YEAR 2010, PROVIDING A BASE OF \$500  
18 PER FULL-TIME EQUIVALENT STUDENT FOR FINANCIAL AID TO BE AWARDED BY  
19 THE HBI TO ELIGIBLE STUDENTS ENROLLED AT THE INSTITUTION, AND  
20 INCREASING THIS AMOUNT EACH FISCAL YEAR THEREAFTER BY THE HIGHER  
21 EDUCATION PRICE INDEX; AND

22           (4) (I) FOR FISCAL YEAR 2010 AND EACH FISCAL YEAR  
23 THEREAFTER, PROVIDING FUNDING IN AN AMOUNT SUFFICIENT TO ACHIEVE  
24 AND MAINTAIN THE HBI FACULTY AND STAFF RATIOS REQUIRED UNDER  
25 SUBSECTION (D) OF THIS SECTION; AND

26                   (II) BEGINNING IN FISCAL YEAR 2011, TO MAINTAIN THE  
27 HBI FACULTY AND STAFF RATIOS REQUIRED UNDER SUBSECTION (D) OF THIS  
28 SECTION, PROVIDING THE FUNDING NECESSARY TO SUPPORT ADDITIONAL  
29 FACULTY AND STAFF AT THE INSTITUTION TO SUPPORT ONE ADDITIONAL  
30 FACULTY AND TWO ADDITIONAL STAFF, PRORATED ON THE BASIS OF THE  
31 EXTENT BY WHICH THE PERCENTAGE INCREASE IN THE HBI'S ENROLLMENT  
32 EXCEEDS THE PERCENTAGE INCREASE IN ENROLLMENT OF OTHER PUBLIC  
33 4-YEAR TRADITIONALLY WHITE INSTITUTIONS OF HIGHER EDUCATION IN THE  
34 STATE, EXCLUDING THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE.

35           (D)

36                   HBI FACULTY AND STAFF RATIOS

	<b>STUDENT FACULTY RATIO</b>	<b>MAXIMUM % CONTRACTUAL FACULTY</b>	<b>MAXIMUM % CONTRACTUAL STAFF</b>
<b>BOWIE STATE UNIVERSITY</b>	<b>14:1</b>	<b>10%</b>	<b>5%</b>
<b>COPPIN STATE UNIVERSITY</b>	<b>14:1</b>	<b>10%</b>	<b>5%</b>
<b>MORGAN STATE UNIVERSITY</b>	<b>12:1</b>	<b>10%</b>	<b>5%</b>
<b>UNIVERSITY OF MARYLAND EASTERN SHORE</b>	<b>14:1</b>	<b>10%</b>	<b>5%</b>

(E) EXCEPT FOR CAPITAL FUNDING FOR MARYLAND INDEPENDENT COLLEGES AND UNIVERSITIES AND THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM, FOR FISCAL YEAR 2010 AND EACH FISCAL YEAR THEREAFTER, THE STATE SHALL PROVIDE HBIS 35% OF THE CAPITAL IMPROVEMENT RESOURCES THAT ARE ALLOCATED TO INSTITUTIONS OF HIGHER EDUCATION FOR CAPITAL IMPROVEMENTS, WHETHER PROVIDED THROUGH THE CAPITAL BUDGET OR BY PAY-AS-YOU-GO OPERATING FUNDING.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2009.