

SENATE BILL 802

F2

9lr1758
CF HB 710

By: **Senators Klausmeier, Colburn, Dyson, Jacobs, Mooney, Rosapepe, and Stone**

Introduced and read first time: February 6, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Edward T. Conroy Tuition Waiver Program –**
3 **Establishment**

4 FOR the purpose of repealing the Edward T. Conroy Memorial Scholarship Program
5 and establishing the Edward T. Conroy Tuition Waiver Program that provides a
6 certain waiver of tuition and mandatory fees at public institutions of higher
7 education in the State for certain members of the armed forces, prisoners of
8 war, public safety employees, veterans, and certain spouses and children;
9 providing a certain waiver of tuition and mandatory fees for certain survivors of
10 Maryland residents killed in certain terrorist attacks; exempting a recipient
11 from repaying certain amounts; providing for the duration of the waiver;
12 defining certain terms; and generally relating to the establishment of the
13 Edward T. Conroy Tuition Waiver Program.

14 BY repealing
15 Article – Education
16 Section 18–601
17 Annotated Code of Maryland
18 (2008 Replacement Volume)

19 BY adding to
20 Article – Education
21 Section 15–106.7
22 Annotated Code of Maryland
23 (2008 Replacement Volume)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That Section(s) 18–601 of Article – Education of the Annotated Code of
26 Maryland be repealed.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
2 read as follows:

3 **Article - Education**

4 **15-106.7.**

5 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
6 MEANINGS INDICATED.

7 (2) "DISABLED PUBLIC SAFETY EMPLOYEE" MEANS A STATE OR
8 LOCAL PUBLIC SAFETY EMPLOYEE WHO SUSTAINS AN INJURY IN THE LINE OF
9 DUTY THAT:

10 (I) PRECLUDES THE PERSON FROM CONTINUING TO SERVE
11 OR BE EMPLOYED AS A STATE OR LOCAL PUBLIC SAFETY EMPLOYEE; AND

12 (II) IN THE CASE OF A VOLUNTEER MEMBER OF A FIRE
13 DEPARTMENT OR AMBULANCE OR RESCUE COMPANY OR SQUAD, PRECLUDES
14 THE MEMBER FROM CONTINUING TO BE EMPLOYED IN THE NONPUBLIC SAFETY
15 OCCUPATION IN WHICH THE MEMBER IS ENGAGED AT THE TIME OF THE INJURY.

16 (3) "STATE OR LOCAL PUBLIC SAFETY EMPLOYEE" MEANS A
17 PERSON WHO IS:

18 (I) A CAREER OR VOLUNTEER MEMBER OF:

19 1. A FIRE DEPARTMENT;

20 2. AN AMBULANCE COMPANY OR SQUAD; OR

21 3. A RESCUE COMPANY OR SQUAD;

22 (II) A LAW ENFORCEMENT OFFICER;

23 (III) A CORRECTIONAL OFFICER; OR

24 (IV) A MEMBER OF THE MARYLAND NATIONAL GUARD WHO
25 WAS A RESIDENT OF THIS STATE AT THE TIME OF DEATH.

26 (4) "SURVIVING SPOUSE" MEANS A PERSON WHO HAS NOT
27 REMARRIED.

1 (5) (I) **“TUITION” MEANS THE CHARGES IMPOSED BY A PUBLIC**
2 **INSTITUTION OF HIGHER EDUCATION FOR ENROLLMENT AT THE INSTITUTION.**

3 (II) **“TUITION” INCLUDES CHARGES FOR REGISTRATION**
4 **AND ALL FEES REQUIRED AS A CONDITION OF ENROLLMENT.**

5 (6) **“VICTIM OF THE SEPTEMBER 11, 2001, TERRORIST ATTACKS”**
6 **MEANS A MARYLAND RESIDENT WHO WAS KILLED AS A RESULT OF THE ATTACKS**
7 **ON THE WORLD TRADE CENTER IN NEW YORK CITY, THE ATTACK ON THE**
8 **PENTAGON IN VIRGINIA, OR THE CRASH OF UNITED AIRLINES FLIGHT 93 IN**
9 **PENNSYLVANIA.**

10 (B) **THERE IS AN EDWARD T. CONROY TUITION WAIVER PROGRAM**
11 **UNDER THIS SECTION.**

12 (C) **EXCEPT AS PROVIDED IN SUBSECTION (D)(1) OF THIS SECTION, A**
13 **PERSON IS EXEMPT FROM PAYING TUITION AT A PUBLIC INSTITUTION OF**
14 **HIGHER EDUCATION IF THE PERSON:**

15 (1) **EXCEPT AS PROVIDED IN ITEM (3)(III) OF THIS SUBSECTION,**
16 **IS A RESIDENT OF MARYLAND;**

17 (2) (I) **IS ACCEPTED FOR ADMISSION OR ENROLLED IN A**
18 **REGULAR UNDERGRADUATE PROGRAM AT AN ELIGIBLE INSTITUTION; OR**

19 (II) **IS ENROLLED IN A 2-YEAR TERMINAL CERTIFICATE**
20 **PROGRAM IN WHICH THE COURSE WORK IS ACCEPTABLE FOR TRANSFER CREDIT**
21 **TO AN ACCREDITED BACCALAUREATE PROGRAM IN AN ELIGIBLE INSTITUTION;**
22 **AND**

23 (3) (I) **IS AT LEAST 16 YEARS OLD AND A SON OR DAUGHTER OF**
24 **A MEMBER OF THE ARMED FORCES WHO:**

25 1. **DIED AS A RESULT OF MILITARY SERVICE AFTER**
26 **DECEMBER 7, 1941;**

27 2. **SUFFERED A SERVICE-CONNECTED, 100%**
28 **PERMANENT DISABILITY AFTER DECEMBER 7, 1941; OR**

29 3. **WAS DECLARED TO BE A PRISONER OF WAR OR**
30 **MISSING IN ACTION, IF THAT OCCURRED ON OR AFTER JANUARY 1, 1960, AS A**
31 **RESULT OF THE VIETNAM CONFLICT, AND IF THE CHILD WAS BORN PRIOR TO OR**
32 **WHILE THE PARENT WAS A PRISONER OF WAR OR MISSING IN ACTION;**

1 (II) WAS A PRISONER OF WAR ON OR AFTER JANUARY 1,
2 **1960, AS A RESULT OF THE VIETNAM CONFLICT AND WAS A RESIDENT OF THIS**
3 **STATE AT THE TIME THE PERSON WAS DECLARED TO BE A PRISONER OF WAR OR**
4 **MISSING IN ACTION;**

5 (III) 1. A. IS AT LEAST 16 YEARS OLD AND A SON OR
6 DAUGHTER OF ANY STATE OR LOCAL PUBLIC SAFETY EMPLOYEE KILLED IN THE
7 LINE OF DUTY; OR

8 B. IS THE SURVIVING SPOUSE OF ANY STATE OR
9 LOCAL PUBLIC SAFETY EMPLOYEE KILLED IN THE LINE OF DUTY; AND

10 2. IS A RESIDENT OF ANY STATE;

11 (IV) 1. IS A DISABLED PUBLIC SAFETY EMPLOYEE;

12 2. IS AT LEAST 16 YEARS OLD AND A SON OR
13 DAUGHTER OF A DISABLED PUBLIC SAFETY EMPLOYEE WHO SUSTAINS AN
14 INJURY IN THE LINE OF DUTY THAT RENDERS THE PUBLIC SAFETY EMPLOYEE
15 **100% DISABLED; OR**

16 3. IS THE SURVIVING SPOUSE OF A DISABLED
17 PUBLIC SAFETY EMPLOYEE WHO SUSTAINS AN INJURY IN THE LINE OF DUTY
18 THAT RENDERS THE PUBLIC SAFETY EMPLOYEE **100% DISABLED;**

19 (V) IS A VETERAN, AS DEFINED UNDER § 9-901 OF THE
20 STATE GOVERNMENT ARTICLE, WHO:

21 1. SUFFERS A SERVICE-CONNECTED DISABILITY OF
22 **25% OR GREATER; AND**

23 2. HAS EXHAUSTED OR IS NO LONGER ELIGIBLE FOR
24 **FEDERAL VETERANS' EDUCATIONAL BENEFITS; OR**

25 (VI) IS AT LEAST 16 YEARS OLD AND A SON OR DAUGHTER
26 OR THE SURVIVING SPOUSE OF A VICTIM OF THE SEPTEMBER 11, 2001,
27 **TERRORIST ATTACKS.**

28 (D) (1) IF A RECIPIENT OF A TUITION WAIVER UNDER THIS SECTION
29 RECEIVES A SCHOLARSHIP OR GRANT FOR POSTSECONDARY STUDY AND IS
30 ENROLLED AS A CANDIDATE FOR AN ASSOCIATE'S DEGREE OR BACHELOR'S
31 DEGREE AT A PUBLIC INSTITUTION OF HIGHER EDUCATION, THE RECIPIENT
32 MAY NOT BE REQUIRED TO PAY THE DIFFERENCE BETWEEN THE AMOUNT OF
33 THE SCHOLARSHIP OR GRANT AND THE AMOUNT OF THE TUITION.

1 **(2) A RECIPIENT WHO IS EXEMPT FROM TUITION UNDER THIS**
2 **SECTION CONTINUES TO BE EXEMPT UNTIL THE EARLIER OF:**

3 **(I) 5 YEARS AFTER FIRST ENROLLING AS A CANDIDATE FOR**
4 **AN ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE AT A PUBLIC INSTITUTION**
5 **OF HIGHER EDUCATION IN THE STATE; OR**

6 **(II) THE DATE THAT THE RECIPIENT IS AWARDED A**
7 **BACHELOR'S DEGREE.**

8 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 July 1, 2009.