

SENATE BILL 728

F2

2lr3046
CF 2lr0310

By: Senator Muse

Introduced and read first time: February 3, 2012

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Tuition Waiver – Children of Law Enforcement Officers**
3 **Killed in the Line of Duty**

4 FOR the purpose of waiving tuition and mandatory fees for children of State or local
5 law enforcement officers killed in the line of duty who attend a public
6 institution of higher education under certain circumstances; setting forth the
7 conditions for receiving the waiver; exempting a certain child from paying the
8 difference between certain amounts; providing for the duration of the waiver;
9 requiring the Maryland Higher Education Commission to adopt certain
10 regulations; defining certain terms; and generally relating to a tuition waiver
11 for children of law enforcement officers killed in the line of duty in the State.

12 BY adding to

13 Article – Education
14 Section 15–106.9
15 Annotated Code of Maryland
16 (2008 Replacement Volume and 2011 Supplement)

17 BY repealing and reenacting, without amendments,

18 Article – Public Safety
19 Section 3–101(e)
20 Annotated Code of Maryland
21 (2003 Volume and 2011 Supplement)

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

24 **Article – Education**

25 **15–106.9.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

5 (3) (I) "TUITION" MEANS THE CHARGES IMPOSED BY A PUBLIC
6 INSTITUTION OF HIGHER EDUCATION FOR ENROLLMENT AT THE INSTITUTION.

7 (II) "TUITION" INCLUDES CHARGES FOR REGISTRATION
8 AND ALL FEES REQUIRED AS A CONDITION OF ENROLLMENT.

15 (I) THE CHILD IS ENROLLED AT THE INSTITUTION ON OR
16 BEFORE THE DATE THAT THE CHILD REACHES THE AGE OF 25 YEARS;

17 (II) THE CHILD IS ENROLLED AS A CANDIDATE FOR AN
18 ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE: AND

28 (3) A CHILD WHO IS EXEMPT FROM TUITION UNDER THIS
29 SECTION CONTINUES TO BE EXEMPT UNTIL THE EARLIER OF:

3 (C) THE COMMISSION SHALL ADOPT REGULATIONS IN ACCORDANCE
4 WITH TITLE 10, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE TO
5 IMPLEMENT THE PROVISIONS OF THIS SECTION.

Article – Public Safety

7 3-101.

11 (ii) is a member of one of the following law enforcement
12 agencies:

13 1. the Department of State Police;

14 2. the Police Department of Baltimore City;

15 3. the Baltimore City School Police Force;

16 4. the Baltimore City Watershed Police Force;

20 7. the office of the sheriff of a county;

23 9. the Maryland Transportation Authority Police;

24 10. the police forces of the Department of Transportation;

12. the Field Enforcement Bureau of the Comptroller's Office;

13. the Housing Authority of Baltimore City Police Force;

14. the Crofton Police Department;

15. the police force of the Department of Health and

Mental Hygiene;

16. the police force of the Department of General

Services;

17. the police force of the Department of Labor, Licensing,

9 10 11 P. 1.4

18. the police forces of the University System of

Mandado

¹⁹ the police force of Morgan State University;

¹⁸ the police force of Morgan State University.

20 the office of State Fire Marshal:

14 20. the office of State Fire Marshal;

21. the Ocean Pines Police Department;

¹⁵ 21 the Ocean Pines Police Department:

College:

23. the police force of the Hagerstown Community

24. the Intern Public Safety and Correctional Services; or

25. the Warrant Apprehension Unit of the Division of the Department of Public Safety and Correctional Services

²¹ Public Safety and Correctional Services, *ibid.*

24 (2) "Law enforcement officer" does not include:

25 (i) an individual who serves at the pleasure of the Police
26 Commissioner of Baltimore City:

27 (ii) an individual who serves at the pleasure of the appointing
28 authority of a charter county:

(iii) the police chief of a municipal corporation;

1 (iv) an officer who is in probationary status on initial entry into
2 the law enforcement agency except if an allegation of brutality in the execution of the
3 officer's duties is made;

4 (v) a Montgomery County fire and explosive investigator as
5 defined in § 2-208.1 of the Criminal Procedure Article;

(vi) an Anne Arundel County or City of Annapolis fire and explosive investigator as defined in § 2-208.2 of the Criminal Procedure Article;

(vii) a Prince George's County fire and explosive investigator as defined in § 2-208.3 of the Criminal Procedure Article;

(viii) a Worcester County fire and explosive investigator as defined in § 2-208.4 of the Criminal Procedure Article; or

12 (ix) a City of Hagerstown fire and explosive investigator as
13 defined in § 2-208.5 of the Criminal Procedure Article.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2012.