

# SENATE BILL 587

F2

(3lr1056)

## ENROLLED BILL

— *Education, Health, and Environmental Affairs/Ways and Means* —

Introduced by **Senators Garagiola, Astle, Benson, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jacobs, Jennings, Jones–Rodwell, Kasemeyer, Kelley, King, Kittleman, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Peters, Pinsky, Pipkin, Pugh, Ramirez, Raskin, Reilly, Robey, Rosapepe, Shank, Simonaire, Stone, Young, and Zirkin**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.  
\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.  
\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

- 1 AN ACT concerning
- 2 **Higher Education – Charles W. Riley Firefighter and Ambulance and Rescue**
- 3 **Squad Member Scholarship**
- 4 FOR the purpose of establishing the Charles W. Riley Firefighter and Ambulance and
- 5 Rescue Squad Member Scholarship; establishing certain eligibility
- 6 requirements for the scholarship; authorizing the use of the scholarship for
- 7 certain educational expenses; authorizing the annual amount of the scholarship
- 8 awarded to be up to a certain percentage of the equivalent tuition and certain
- 9 fees of a certain institution of higher education; requiring the scholarship

**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.

*Italics* indicate opposite chamber/conference committee amendments.



1 recipient to maintain a certain grade point average; providing for the duration  
2 of the scholarship; requiring scholarship applicants and recipients to file for  
3 certain federal and State financial aid by a certain date; authorizing legislative  
4 scholarship funds to be used for certain purposes; providing that funds for the  
5 scholarship are as provided in a certain annual budget by the Governor;  
6 establishing a certain fund; requiring the Maryland Higher Education  
7 Commission to administer a certain fund; providing that the fund is a certain  
8 special, nonlapsing fund that is not subject to a certain section of the State  
9 Finance and Procurement Article; requiring the State Treasurer to hold the  
10 fund separately and requiring the Comptroller to account for the fund; directing  
11 the Commission to use certain gifts and grants for the fund in a certain manner;  
12 requiring the Commission to prepare a certain annual report regarding the  
13 fund; requiring a recipient of a certain scholarship to work for at least a certain  
14 number of years as a certain firefighter or certain rescue squad member in the  
15 State after completion of a certain program; requiring certain scholarship  
16 recipients to repay certain funds to the Commission under certain  
17 circumstances; requiring a certain amount of money to be distributed for the  
18 scholarship; repealing the distribution of a certain amount of money to a certain  
19 program; repealing the Charles W. Riley Fire and Emergency Medical Services  
20 Tuition Reimbursement Program; prohibiting the Commission from accepting  
21 new applicants for a certain program after a certain date; requiring any funds  
22 remaining in the Charles W. Riley Fire and Emergency Medical Services  
23 Tuition Reimbursement Program after a certain date to be transferred to a  
24 certain fund; requiring the Office of Student Financial Assistance to provide  
25 certain public notice of the establishment of the Charles W. Riley Firefighter  
26 and Ambulance and Rescue Squad Member Scholarship as a replacement for  
27 the Charles W. Riley Fire and Emergency Medical Services Tuition  
28 Reimbursement Program; defining certain terms; providing for the effective  
29 dates of this Act; and generally relating to the establishment of the Charles W.  
30 Riley Firefighter and Ambulance and Rescue Squad Member Scholarship.

31 BY repealing and reenacting, without amendments,  
32 Article – Education  
33 Section 18–101 and 18–103  
34 Annotated Code of Maryland  
35 (2008 Replacement Volume and 2012 Supplement)

36 BY adding to  
37 Article – Education  
38 Section 18–603.1  
39 Annotated Code of Maryland  
40 (2008 Replacement Volume and 2012 Supplement)

41 BY repealing and reenacting, with amendments,  
42 Article – Courts and Judicial Proceedings  
43 Section 7–301(f)  
44 Annotated Code of Maryland

1 (2006 Replacement Volume and 2012 Supplement)

2 BY repealing

3 Article – Education

4 Section 18–603

5 Annotated Code of Maryland

6 (2008 Replacement Volume and 2012 Supplement)

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

9 **Article – Education**

10 18–101.

11 (a) In this title the following words have the meanings indicated.

12 (b) “Commission” means the Maryland Higher Education Commission.

13 (c) “Office” means the Office of Student Financial Assistance.

14 (d) “Secretary” means the Secretary of Higher Education.

15 18–103.

16 (a) In this title, “in–State institution of higher education” means a  
17 degree–granting institution whose primary campus is located in Maryland and whose  
18 authority to grant degrees is conferred by Maryland.

19 (b) A scholarship, grant, loan, or other student financial assistance awarded  
20 by the Office may be used only at an in–State institution of higher education that  
21 possesses a certificate of approval from the Commission.

22 **18–603.1.**

23 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
24 **MEANINGS INDICATED.**

25 **(2) “ELIGIBLE INSTITUTION” MEANS A PUBLIC OR PRIVATE**  
26 **NONPROFIT INSTITUTION OF HIGHER EDUCATION IN THE STATE THAT**  
27 **POSSESSES A CERTIFICATE OF APPROVAL FROM THE COMMISSION.**

28 **(3) “FUND” MEANS THE CHARLES W. RILEY FIREFIGHTER AND**  
29 **AMBULANCE AND RESCUE SQUAD MEMBER SCHOLARSHIP FUND.**

1           (4) "SCHOLARSHIP" MEANS THE CHARLES W. RILEY  
2 FIREFIGHTER AND AMBULANCE AND RESCUE SQUAD MEMBER SCHOLARSHIP.

3           (B) THERE IS A CHARLES W. RILEY FIREFIGHTER AND AMBULANCE  
4 AND RESCUE SQUAD MEMBER SCHOLARSHIP.

5           (C) AN INDIVIDUAL MAY APPLY TO THE OFFICE FOR THE SCHOLARSHIP  
6 IF THE INDIVIDUAL:

7           (1) IS A RESIDENT OF MARYLAND;

8           (2) (I) IS ACCEPTED FOR ADMISSION OR ENROLLED IN THE  
9 REGULAR UNDERGRADUATE PROGRAM AT AN ELIGIBLE INSTITUTION; OR

10           (II) IS ACCEPTED FOR ADMISSION OR ENROLLED IN A  
11 2-YEAR TERMINAL CERTIFICATE PROGRAM IN WHICH THE COURSE WORK IS  
12 ACCEPTABLE FOR TRANSFER CREDIT FOR AN ACCREDITED BACCALAUREATE  
13 PROGRAM IN AN ELIGIBLE INSTITUTION; AND

14           (3) IS ACTIVELY ENGAGED AS A CAREER OR VOLUNTEER  
15 FIREFIGHTER OR AMBULANCE OR RESCUE SQUAD MEMBER IN AN ORGANIZED  
16 FIRE DEPARTMENT OR AMBULANCE OR RESCUE SQUAD IN THE STATE.

17           (D) A SCHOLARSHIP AWARDED UNDER THIS SECTION:

18           (1) MAY BE USED FOR THE TUITION AND MANDATORY FEES AT  
19 ANY ELIGIBLE INSTITUTION; AND

20           (2) ~~(I) MAY FOR A CAREER FIREFIGHTER OR AMBULANCE OR~~  
21 ~~RESCUE SQUAD MEMBER, MAY~~ MAY BE UP TO 100% OF THE EQUIVALENT  
22 ANNUAL TUITION AND MANDATORY FEES OF A RESIDENT UNDERGRADUATE  
23 STUDENT AT THE 4-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN  
24 THE UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF  
25 MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND,  
26 BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL-TIME  
27 RESIDENT UNDERGRADUATE FOR COURSES CREDITED TOWARD A DEGREE IN  
28 FIRE SERVICE TECHNOLOGY OR, EMERGENCY MEDICAL TECHNOLOGY, FIRE  
29 SERVICE MANAGEMENT, OR PUBLIC SAFETY ADMINISTRATION WITH A MINOR OR  
30 CONCENTRATION IN FIRE SERVICE TECHNOLOGY OR FIRE SERVICE  
31 MANAGEMENT; AND MANAGEMENT.

32           ~~(II) FOR A VOLUNTEER FIREFIGHTER OR AMBULANCE OR~~  
33 ~~RESCUE SQUAD MEMBER, MAY BE UP TO 100% OF THE EQUIVALENT ANNUAL~~  
34 ~~TUITION AND MANDATORY FEES OF A RESIDENT UNDERGRADUATE STUDENT AT~~

~~1 THE 4 YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE  
2 UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF  
3 MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND,  
4 BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL TIME  
5 RESIDENT UNDERGRADUATE FOR COURSES CREDITED TOWARD A DEGREE.~~

6 (E) A SCHOLARSHIP RECIPIENT SHALL MAINTAIN A GRADE POINT  
7 AVERAGE OF AT LEAST 2.5 ON A 4.0 SCALE.

8 (F) EACH RECIPIENT OF A SCHOLARSHIP UNDER THIS SECTION MAY  
9 HOLD THE AWARD FOR 5 YEARS OF FULL-TIME STUDY OR 8 YEARS OF  
10 PART-TIME STUDY.

11 (G) A SCHOLARSHIP APPLICANT OR RECIPIENT SHALL FILE FOR  
12 FEDERAL AND STATE FINANCIAL AID BY MARCH 1 OF EACH YEAR.

13 (H) A SENATOR OR DELEGATE MAY AUTHORIZE THE OFFICE TO AWARD  
14 ALL OR A PORTION OF THE FUNDS AUTHORIZED UNDER SUBTITLES 4 AND 5 OF  
15 THIS TITLE TO ELIGIBLE RECIPIENTS OF SCHOLARSHIPS AWARDED UNDER THIS  
16 SECTION.

17 (I) (1) FUNDS FOR THE CHARLES W. RILEY FIREFIGHTER AND  
18 AMBULANCE AND RESCUE SQUAD MEMBER SCHOLARSHIP SHALL BE AS  
19 PROVIDED IN THE ANNUAL BUDGET OF THE COMMISSION BY THE GOVERNOR.

20 (2) THERE IS A CHARLES W. RILEY FIREFIGHTER AND  
21 AMBULANCE AND RESCUE SQUAD MEMBER SCHOLARSHIP FUND IN THE  
22 COMMISSION.

23 (3) THE COMMISSION SHALL ADMINISTER THE FUND.

24 (4) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT  
25 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

26 (5) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY  
27 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

28 (6) THE COMMISSION:

29 (I) MAY ACCEPT ANY GIFT OR GRANT FROM ANY PERSON  
30 OR CORPORATION FOR THE FUND;

31 (II) SHALL USE ANY GIFT OR GRANT THAT IT RECEIVES FOR  
32 A SCHOLARSHIP FROM THE FUND; AND

1                   (III) SHALL DEPOSIT ANY GIFT OR GRANT THAT IT RECEIVES  
2 FOR THE FUND WITH THE STATE TREASURER.

3                   (7) (I) AT THE END OF THE FISCAL YEAR, THE COMMISSION  
4 SHALL PREPARE AN ANNUAL REPORT ON THE FUND THAT INCLUDES AN  
5 ACCOUNTING OF ALL FINANCIAL RECEIPTS AND EXPENDITURES TO AND FROM  
6 THE FUND.

7                   (II) THE COMMISSION SHALL SUBMIT A COPY OF THE  
8 REPORT TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH § 2-1246 OF THE  
9 STATE GOVERNMENT ARTICLE.

10                  (J) A RECIPIENT OF A SCHOLARSHIP SHALL WORK FOR AT LEAST 1  
11 YEAR AS A VOLUNTEER OR CAREER FIREFIGHTER OR AMBULANCE OR RESCUE  
12 SQUAD MEMBER IN AN ORGANIZED FIRE DEPARTMENT OR AMBULANCE OR  
13 RESCUE SQUAD IN THE STATE AFTER COMPLETION OF AN ELIGIBLE PROGRAM  
14 IN AN ELIGIBLE INSTITUTION.

15                  (K) A SCHOLARSHIP RECIPIENT SHALL REPAY THE COMMISSION THE  
16 FUNDS RECEIVED UNDER THIS SECTION IF THE RECIPIENT DOES NOT PERFORM  
17 THE SERVICE OBLIGATION REQUIRED UNDER SUBSECTION (J) OF THIS SECTION.

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

20                                   **Article – Courts and Judicial Proceedings**

21                  7-301.

22                  (f) (1) This subsection does not apply to a traffic case under § 21-202.1, §  
23 21-809, or § 21-810 of the Transportation Article or to a parking or impounding case.

24                  (2) In a traffic case under subsection (a)(1) of this section the court  
25 shall add a \$7.50 surcharge to the court costs imposed by the court.

26                  (3) (i) The Comptroller annually shall credit the surcharges  
27 collected under this subsection as provided in this paragraph.

28                  (ii) An amount annually as set forth in the State budget shall be  
29 distributed for the [Charles W. Riley Fire and Emergency Medical Services Tuition  
30 Reimbursement Program] **CHARLES W. RILEY FIREFIGHTER AND AMBULANCE**  
31 **AND RESCUE SQUAD MEMBER SCHOLARSHIP** as established in § [18-603]  
32 **18-603.1** of the Education Article.

1 (iii) After the distribution under subparagraph (ii) of this  
2 paragraph, \$200,000 shall be distributed to the Maryland State Firemen's Association.

3 (iv) After the distribution under subparagraphs (ii) and (iii) of  
4 this paragraph and until a total of \$20,000,000 has been distributed to the Volunteer  
5 Company Assistance Fund since the establishment of the surcharge under this  
6 subsection, the remainder shall be credited to the Volunteer Company Assistance  
7 Fund to be used in accordance with the provisions of Title 8, Subtitle 2 of the Public  
8 Safety Article.

9 (v) After a total of \$20,000,000 has been distributed to the  
10 Volunteer Company Assistance Fund, 100% of the remainder shall be credited to the  
11 Maryland Emergency Medical Systems Operation Fund established under § 13-955 of  
12 the Transportation Article.

13 (vi) On or before September 1 of each year until \$20,000,000 has  
14 been distributed to the Volunteer Company Assistance Fund, the State Court  
15 Administrator shall submit a report to the Senate Budget and Taxation Committee  
16 and the House Appropriations Committee, in accordance with § 2-1246 of the State  
17 Government Article, on the amount of revenue distributed to the Volunteer Company  
18 Assistance Fund under this paragraph.

#### 19 Article - Education

20 [18-603.

21 (a) There is a Charles W. Riley Fire and Emergency Medical Services Tuition  
22 Reimbursement Program under this section.

23 (b) As provided in the State budget, any career or volunteer firefighter or  
24 ambulance or rescue squad member who is a resident of Maryland shall receive partial  
25 or full and complete reimbursement by the Office for tuition costs not to exceed the  
26 resident tuition rates at the 4-year public institution of higher education within the  
27 University System of Maryland, other than the University of Maryland University  
28 College and University of Maryland, Baltimore, with the highest annual expenses for  
29 a full-time resident undergraduate, for courses credited toward a degree in fire service  
30 technology or emergency medical technology.

31 (c) (1) The tuition reimbursement application shall be filed with the  
32 Office no later than July 1 immediately following the academic year for which tuition  
33 reimbursement is sought.

34 (2) Payment shall be made 1 year after successful completion of each  
35 academic year.

1           (3) Payment may be made only if the applicant is still employed or  
2 actively engaged as a career or volunteer firefighter or ambulance or rescue squad  
3 member in an organized fire department or ambulance or rescue squad in this State.]

4           SECTION 3. AND BE IT FURTHER ENACTED, That the Maryland Higher  
5 Education Commission may not accept new applications for the Charles W. Riley Fire  
6 and Emergency Medical Services Tuition Reimbursement Program after July 1, 2014.

7           SECTION 4. AND BE IT FURTHER ENACTED, That on October 2, 2015, any  
8 funds remaining in the Charles W. Riley Fire and Emergency Medical Services Tuition  
9 Reimbursement Program shall be transferred to the Charles W. Riley Firefighter and  
10 Ambulance and Rescue Squad Member Scholarship Fund as enacted by Section 1 of  
11 this Act.

12           SECTION 5. AND BE IT FURTHER ENACTED, That the Office of Student  
13 Financial Assistance in the Maryland Higher Education Commission shall provide the  
14 public with notice of the establishment of the Charles W. Riley Firefighter and  
15 Ambulance and Rescue Squad Member Scholarship as a replacement for the Charles  
16 W. Riley Fire and Emergency Medical Services Tuition Reimbursement Program,  
17 including posting information on the Office of Student Financial Assistance of the  
18 Maryland Higher Education Commission Web site and conducting outreach activities  
19 to fire departments and ambulance and rescue squads in the State.

20           SECTION 6. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall  
21 take effect October 1, 2015.

22           SECTION 7. AND BE IT FURTHER ENACTED, That, except as provided in  
23 Section 6 of this Act, this Act shall take effect July 1, 2013.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.