

SENATE BILL 335

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5lr1587

By: **Senator Simonaire**

Introduced and read first time: February 6, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Community Colleges – Victims of Human Trafficking – Exemption From**
3 **Out-of-County Fees**

4 FOR the purpose of exempting certain victims of human trafficking from paying a certain
5 out-of-county fee at community colleges in the State; authorizing each board of
6 community college trustees to waive a certain out-of-county fee for certain students;
7 requiring the Maryland Higher Education Commission to adopt certain regulations;
8 defining a certain term; and generally relating to an exemption from the
9 out-of-county fees for victims of human trafficking.

10 BY repealing and reenacting, with amendments,
11 Article – Education
12 Section 16–310(b)
13 Annotated Code of Maryland
14 (2014 Replacement Volume and 2014 Supplement)

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

17 **Article – Education**

18 16–310.

19 (b) (1) Subject to the provisions of paragraphs (2), (3), and (4) of this subsection
20 and subsection (g) of this section, any student who attends a community college not
21 supported by the county in which the student resides shall pay, in addition to the student
22 tuition and fees payable by a resident of a county that supports the community college, an
23 out-of-county or out-of-region fee at least equal to 60% of the county share per full-time
24 equivalent student as determined under § 16–305 of this subtitle.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) (i) Any student who resides in an incorporated municipality whose
2 corporate limits extend into 2 counties in the State is considered an in-county resident for
3 tuition purposes at a community college campus located within that municipality that is
4 supported by either county.

5 (ii) If a student is considered an in-county resident under this
6 paragraph and the student does not reside in the county that supports the community
7 college, the county in which the student resides shall pay the difference between the
8 out-of-county tuition and the in-county tuition.

9 (3) Each board of community college trustees may waive the out-of-county
10 or out-of-region fee, as determined in paragraph (1) of this subsection, for a student who
11 is employed by a business located in the county that supports the community college.

12 (4) (i) In this paragraph, "BRAC" means the Base Realignment and
13 Closure process as announced by the United States Department of Defense.

14 (ii) Each board of community college trustees may waive the
15 out-of-county fee or out-of-region fee as determined in paragraph (1) of this subsection for
16 a student who resides in the county but does not meet the in-county residency requirement
17 for tuition purposes and has moved to the State as an employee or a family member of an
18 employee as part of BRAC.

19 **(5) (I) IN THIS PARAGRAPH, "VICTIM OF HUMAN TRAFFICKING"**
20 **MEANS AN INDIVIDUAL WHO HAS BEEN RECRUITED, HARBORED, TRANSPORTED,**
21 **PROVIDED, OR OBTAINED FOR LABOR, SERVICES, OR A SEXUAL ACT THROUGH THE**
22 **USE OF FORCE, FRAUD, OR COERCION.**

23 **(II) EACH BOARD OF COMMUNITY COLLEGE TRUSTEES MAY**
24 **WAIVE THE OUT-OF-COUNTY FEE AS DETERMINED IN PARAGRAPH (1) OF THIS**
25 **SUBSECTION FOR A STUDENT WHO ATTENDS THE COMMUNITY COLLEGE AND:**

26 **1. IS NOT A RESIDENT OF THE COUNTY; AND**

27 **2. IS A VICTIM OF HUMAN TRAFFICKING.**

28 **(III) 1. THE COMMISSION SHALL ADOPT REGULATIONS TO**
29 **IMPLEMENT THE PROVISIONS OF THIS PARAGRAPH.**

30 **2. THE REGULATIONS SHALL INCLUDE A REQUIREMENT**
31 **THAT AN APPLICATION FOR A WAIVER OF THE OUT-OF-COUNTY FEE AS PROVIDED**
32 **IN THIS PARAGRAPH SHALL CONTAIN EVIDENCE THAT THE APPLICANT IS A VICTIM**
33 **OF HUMAN TRAFFICKING, INCLUDING:**

1 **A. CERTIFIED LAW ENFORCEMENT, COURT, OR OTHER**
2 **FEDERAL OR STATE AGENCY RECORDS OR FILES;**

3 **B. DOCUMENTATION FROM A HUMAN TRAFFICKING**
4 **PREVENTION OR ASSISTANCE PROGRAM; OR**

5 **C. DOCUMENTATION FROM A RELIGIOUS, MEDICAL, OR**
6 **OTHER PROFESSIONAL FROM WHOM THE APPLICANT HAS SOUGHT ASSISTANCE OR**
7 **TREATMENT AS A VICTIM OF HUMAN TRAFFICKING.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2015.