

Chapter 217

(Senate Bill 895)

AN ACT concerning

**University System of Maryland – Student Fees – Review and ~~Retention~~
Spending**

FOR the purpose of requiring the presidents of University System of Maryland institutions to ensure that a certain student fee committee is presented with any proposed fees for their review; requiring certain information to be provided to the student committee; requiring certain revenues to be ~~retained~~ spent by a certain campus unit or department ~~unless the student committee approves an exception to the use of the fee; and~~ in a certain manner; authorizing certain revenues to be spent by a certain campus unit or department in a certain manner under certain circumstances; and generally relating to fees at University System of Maryland institutions.

BY repealing and reenacting, without amendments,

Article – Education

Section 12–109(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 12–109(e)(7)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Education

Section 12–109(h)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

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

Article – Education

12–109.

(a) (1) Except as provided in Subtitle 3 of this title, and subject to paragraph (2) of this subsection, in consultation with the Chancellor and after a thorough search, the Board of Regents shall appoint a qualified person as president of each constituent institution.

(2) The Board of Regents shall approve the membership of any search committee convened to recommend a qualified person as president of a constituent institution.

(e) Subject to the authority and applicable regulations and policies of the Board of Regents, each president shall:

(7) [Set] **SUBJECT TO SUBSECTION (H) OF THIS SECTION, SET** tuition and fees;

(H) (1) (I) WHEN SETTING MANDATORY AND NONMANDATORY STUDENT FEES, THE PRESIDENT OF EACH CONSTITUENT INSTITUTION SHALL ENSURE THAT THE PROPOSED FEES ARE PRESENTED TO ~~A~~ THE STUDENT FEE COMMITTEE OF ~~STUDENTS~~ RECORD FOR REVIEW.

(II) THE INFORMATION PROVIDED TO THE COMMITTEE SHALL INCLUDE:

- 1. THE AMOUNT OF THE FEE;**
- 2. THE STUDENTS WHO WILL BE CHARGED THE FEE; AND**
- 3. THE PROPOSED USE OF THE REVENUES GENERATED FROM THE FEE.**

(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE REVENUES DERIVED FROM MANDATORY AND NONMANDATORY FEES, AS RECOMMENDED BY THE ~~COMMITTEE OF STUDENTS~~ STUDENT FEE COMMITTEE OF RECORD THAT REVIEWED THE ~~FEE SHALL BE RETAINED~~ FEE, SHALL BE SPENT BY THE CAMPUS UNIT OR DEPARTMENT THAT ~~IMPOSED~~ REQUESTED THE FEE IN A MANNER CONSISTENT WITH THE INTENDED PURPOSE FOR WHICH THE FEE EXISTS.

(II) IF THE ~~COMMITTEE OF STUDENTS~~ STUDENT FEE COMMITTEE OF RECORD THAT REVIEWED THE FEE REVIEWS AN EXCEPTION TO THE USE OF THE FEE, ~~A CAMPUS UNIT OR DEPARTMENT MAY DIRECT THE USE OF THE FEE IN A MANNER BEYOND THE SUPPORT OF OPERATIONS THAT ARE AVAILABLE AND FOR USE OF THE ENTIRE STUDENT BODY~~ THE REVENUES DERIVED FROM THE FEE MAY BE SPENT BY THE CAMPUS UNIT OR DEPARTMENT THAT IMPOSED THE FEE IN A MANNER BEYOND THE INTENDED PURPOSE FOR WHICH THE FEE EXISTS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2021.

Approved by the Governor, May 18, 2021.