

HB0385/993125/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 385
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 3 in its entirety and substitute “– **Applications and Occupancy Agreements**”; strike beginning with “residential” in line 4 down through “emergency” in line 10 and substitute “institutions of higher education to provide certain information to students who are applying to be a resident of certain types of student housing; requiring an occupancy agreement between a student and the Maryland Economic Development Corporation to include certain information”; in line 15, strike “10–133 and 10–134,” and substitute “10–132 and 10–133,”; in line 20, strike “and 10–132”; and in line 25, strike “10–133 and 10–134,” and substitute “10–132 and 10–133,”.

AMENDMENT NO. 2

On page 2, in line 5, after “(A)” insert “**(1)**”; in the same line, strike the comma and substitute “**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2);

in the same line, after “MEANS” insert “**HOUSING THAT IS:**

(I);

in line 7, after “SUBTITLE” insert “;

(II) OWNED OR OPERATED BY THE CORPORATION; AND

(III) ON LAND LEASED BY THE CORPORATION FROM THE UNIVERSITY SYSTEM OF MARYLAND.

(3) “OCCUPANCY AGREEMENT” MEANS A LEASE, LICENSE, OR HOUSING CONTRACT FOR ANY CORPORATION STUDENT HOUSING PROJECT”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 8 on page 2 through line 21 on page 3, inclusive, and substitute:

“(B) (1) AN INSTITUTION OF HIGHER EDUCATION THAT LEASES LAND TO THE CORPORATION FOR THE PURPOSE OF PROVIDING STUDENT HOUSING SHALL PROVIDE THE FOLLOWING INFORMATION WHEN A STUDENT APPLIES TO BE A RESIDENT OF EITHER A CORPORATION STUDENT HOUSING PROJECT OR A RESIDENCE HALL THAT IS OWNED BY THE INSTITUTION OF HIGHER EDUCATION:

(I) THE NAMES OF ALL RESIDENCES THAT A STUDENT MAY OCCUPY;

(II) AN INDICATION OF THOSE RESIDENCES THAT ARE CORPORATION STUDENT HOUSING PROJECTS; AND

(III) IN PLAIN LANGUAGE, A DIFFERENTIATION OF THE IMPLICATIONS OF THE FOLLOWING REQUIRED OCCUPANCY AGREEMENT PROVISIONS FOR STUDENTS LIVING IN CORPORATION STUDENT HOUSING PROJECTS COMPARED TO STUDENTS LIVING IN RESIDENCE HALLS THAT ARE OWNED BY THE INSTITUTION OF HIGHER EDUCATION:

1. TERMINATION;

2. FORCE MAJEURE;

3. PARTIES TO THE AGREEMENT; AND

4. START AND END DATES TO THE OCCUPANCY PERIOD.

(2) THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION SHALL INCLUDE A STATEMENT THAT:

(I) CORPORATION STUDENT HOUSING PROJECTS ARE NOT OWNED OR OPERATED BY THE INSTITUTION OF HIGHER EDUCATION;

(II) THE OCCUPANCY AGREEMENT THAT IS REQUIRED PRIOR TO TAKING POSSESSION OF A UNIT IN A CORPORATION STUDENT HOUSING PROJECT IS AN AGREEMENT BETWEEN THE CORPORATION AND THE STUDENT AND NOT BETWEEN THE STUDENT AND THE INSTITUTION OF HIGHER EDUCATION; AND

(III) EXPLAINS THE STUDENT'S LIABILITY FOR RENTAL PAYMENTS IF THE STUDENT VOLUNTARILY OR INVOLUNTARILY VACATES THE CORPORATION STUDENT HOUSING PROJECT.

(c) (1) AN OCCUPANCY AGREEMENT BETWEEN THE CORPORATION AND A STUDENT LIVING IN A CORPORATION STUDENT HOUSING PROJECT SHALL:

(I) INDICATE EACH REFERENCE TO THE CORPORATION IN BOLD TYPE;

(II) STATE THAT THE CORPORATION IS THE OWNER OF THE CORPORATION STUDENT HOUSING PROJECT;

(Over)

(III) PROVIDE CONTACT INFORMATION FOR THE MANAGEMENT COMPANY OF THE CORPORATION STUDENT HOUSING PROJECT; AND

(IV) IN PLAIN LANGUAGE, PROVIDE A DIFFERENTIATION OF THE IMPLICATIONS OF THE FOLLOWING REQUIRED OCCUPANCY AGREEMENT PROVISIONS FOR STUDENTS LIVING IN CORPORATION STUDENT HOUSING PROJECTS COMPARED TO STUDENTS LIVING IN RESIDENCE HALLS THAT ARE OWNED BY THE INSTITUTION OF HIGHER EDUCATION:

1. TERMINATION;
2. FORCE MAJEURE;
3. PARTIES TO THE AGREEMENT; AND
4. START AND END DATES TO THE OCCUPANCY PERIOD.

(2) THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(IV) OF THIS SUBSECTION SHALL INCLUDE A STATEMENT THAT:

(I) CORPORATION STUDENT HOUSING PROJECTS ARE NOT OWNED OR OPERATED BY THE INSTITUTION OF HIGHER EDUCATION;

(II) THE OCCUPANCY AGREEMENT THAT IS REQUIRED PRIOR TO TAKING POSSESSION OF A UNIT IN A CORPORATION STUDENT HOUSING PROJECT IS AN AGREEMENT BETWEEN THE CORPORATION AND THE STUDENT

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AND NOT BETWEEN THE STUDENT AND THE INSTITUTION OF HIGHER EDUCATION;
AND

(III) EXPLAINS THE STUDENT'S LIABILITY FOR RENTAL PAYMENTS IF THE STUDENT VOLUNTARILY OR INVOLUNTARILY VACATES THE CORPORATION STUDENT HOUSING PROJECT."