

# SENATE BILL 799

F2  
SB 538/21 – B&T

2lr0639  
CF HB 1102

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By: ~~Senator Guzzone~~ Senators Guzzone, Corderman, Eckardt, Edwards, Elfreth,  
Griffith, Jackson, King, McCray, Rosapepe, Salling, Young, and Zucker

Introduced and read first time: February 7, 2022

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 4, 2022

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Community College Tuition and Residency Waivers – Funding**

3 FOR the purpose of requiring the Governor, ~~beginning in a certain fiscal year~~ for certain  
4 fiscal years, to include in the annual State budget for the Maryland Higher  
5 Education Commission an appropriation of a certain amount to fund  
6 State-mandated community college tuition and residency waivers; and generally  
7 relating to community college funding for State-mandated tuition and residency  
8 waivers.

9 BY adding to

10 Article – Education

11 Section 16–322

12 Annotated Code of Maryland

13 (2018 Replacement Volume and 2021 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

15 That the Laws of Maryland read as follows:

16 **Article – Education**

17 **16–322.**

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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.



1 (A) IN THIS SECTION, "QUALIFYING STUDENT" MEANS A COMMUNITY  
2 COLLEGE STUDENT WHO RECEIVES A TUITION OR RESIDENCY WAIVER AS ONE OF  
3 THE FOLLOWING:

4 (1) A FOSTER CARE RECIPIENT OR AN UNACCOMPANIED HOMELESS  
5 YOUTH UNDER § 15-106.1 OF THIS ARTICLE;

6 (2) A UNITED STATES ARMED FORCES ACTIVE DUTY MEMBER, THE  
7 SPOUSE OR CHILD OF AN ARMED FORCES ACTIVE DUTY MEMBER, A UNITED STATES  
8 ARMED FORCES VETERAN WHO HAS BEEN HONORABLY DISCHARGED, OR A MEMBER  
9 OF THE NATIONAL GUARD UNDER § 15-106.4 OF THIS ARTICLE;

10 (3) THE SON OR DAUGHTER OF A STATE OR LOCAL PUBLIC SAFETY  
11 EMPLOYEE UNDER § 15-106.7 OF THIS ARTICLE;

12 (4) A SENIOR CITIZEN UNDER § 16-106(B) OF THIS TITLE;

13 (5) AN INDIVIDUAL WITH A DISABILITY UNDER § 16-106(C) OF THIS  
14 TITLE;

15 (6) A STUDENT ENROLLED IN AN EDUCATION PROGRAM LEADING TO  
16 LICENSURE IN NURSING UNDER § 16-310(A)(4) OF THIS SUBTITLE;

17 (7) A PUBLIC SCHOOL TEACHER UNDER § 16-310(A)(6) OF THIS  
18 SUBTITLE; OR

19 (8) A STUDENT ENROLLED IN AN INSTRUCTIONAL PROGRAM THAT  
20 THE COMMISSION DESIGNATES AS A HEALTH MANPOWER SHORTAGE PROGRAM  
21 UNDER § 16-310(D) OF THIS SUBTITLE.

22 (B) ~~FOR FISCAL YEAR 2024 AND EACH FISCAL YEAR THEREAFTER~~ EACH OF  
23 FISCAL YEARS 2024 THROUGH 2026, THE GOVERNOR SHALL INCLUDE IN THE  
24 ANNUAL BUDGET BILL FOR THE COMMISSION AN APPROPRIATION OF \$10,000,000  
25 TO FUND STATE-MANDATED TUITION AND RESIDENCY WAIVERS FOR COMMUNITY  
26 COLLEGES.

27 (C) THE COMMISSION SHALL DISTRIBUTE THE APPROPRIATION REQUIRED  
28 UNDER SUBSECTION (B) OF THIS SECTION TO EACH BOARD OF TRUSTEES BASED ON  
29 THE NUMBER OF ENROLLED QUALIFYING STUDENTS AT EACH COMMUNITY COLLEGE  
30 IN PROPORTION TO THE TOTAL NUMBER OF ENROLLED QUALIFYING STUDENTS, AS  
31 DETERMINED BY THE COMMISSION.

32 (D) THE COMMISSION SHALL ADOPT ANY REGULATIONS OR GUIDELINES  
33 NECESSARY TO IMPLEMENT THIS SECTION.

1           **(E) ON OR BEFORE DECEMBER 1, 2023, AND EACH DECEMBER 1 THROUGH**  
2 **DECEMBER 1, 2026, THE COMMISSION SHALL REPORT TO THE GENERAL**  
3 **ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE,**  
4 **ON THE NUMBER OF STUDENTS RECEIVING A TUITION OR RESIDENCY WAIVER FOR**  
5 **EACH CATEGORY LISTED UNDER SUBSECTION (A) OF THIS SECTION FOR EACH**  
6 **COMMUNITY COLLEGE AND THE AMOUNT OF FUNDS PROVIDED TO EACH**  
7 **COMMUNITY COLLEGE UNDER THIS SECTION.**

8           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
9 1, 2022.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.