

HOUSE BILL 118

F2

(9lr0640)

ENROLLED BILL

— Appropriations/Education, Health, and Environmental Affairs —

Introduced by **Delegates Washington, Wilkins, Acevero, Bagnall, Barron, Bridges, Cain, Charles, Fennell, W. Fisher, Fraser-Hidalgo, Hettleman, Ivey, Kaiser, Lehman, J. Lewis, Lierman, Luedtke, Mosby, Patterson, Pena-Melnyk, Sample-Hughes, Valderrama, ~~and Wells~~ Wells, and Solomon**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Higher Education – Senatorial and Delegate Scholarships – In-State Tuition**

3 FOR the purpose of making a certain applicant eligible for senatorial and delegate
4 scholarships if the applicant is eligible for certain in-State tuition; *making*
5 *conforming changes*; and generally relating to senatorial and delegate scholarships.

6 BY repealing and reenacting, without amendments,

7 Article – Education

8 Section 18–401 and 18–501

9 Annotated Code of Maryland

10 (2018 Replacement Volume and 2018 Supplement)

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 BY repealing and reenacting, with amendments,
2 Article – Education
3 Section 18–402, *18–406(a), (b), and (g), 18–406.1*, and 18–502
4 Annotated Code of Maryland
5 (2018 Replacement Volume and 2018 Supplement)

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

8 **Article – Education**

9 18–401.

10 There is a program of senatorial scholarships in this State that are awarded under
11 this subtitle.

12 18–402.

13 (a) (1) Except as provided in paragraphs (2) and (3) of this subsection, each
14 applicant for a senatorial scholarship shall:

15 (i) Take a competitive examination administered by the Office; and

16 (ii) 1. Be accepted for admission in the regular undergraduate,
17 graduate, or professional program at an eligible institution; or

18 2. Be enrolled in a 2–year terminal certificate program in
19 which the course work is acceptable for transfer credit for an accredited baccalaureate
20 program in an eligible institution.

21 (2) An applicant is exempt from the examination if the applicant:

22 (i) Is attending an eligible institution and has completed at least 1
23 year in good academic standing at the institution;

24 (ii) Graduated from high school at least 5 years before application
25 for a senatorial scholarship;

26 (iii) Is accepted for admission to a private career institution, if the
27 institution’s curriculum is approved by the Commission, and the institution is accredited
28 by a national accrediting association approved by the United States Department of
29 Education; or

30 (iv) Is planning to attend or is attending a Maryland community
31 college.

1 (3) An applicant is exempt from the requirements of paragraph (1) of this
2 subsection if the applicant is or was enrolled in a certificate or license program, course, or
3 sequence of courses at a community college that leads to certification or licensure.

4 (b) [(1) Except as provided in paragraph (2) of this subsection, each] **EACH**
5 applicant shall:

6 [(i)] **(1)** Be [a resident of this State] **ELIGIBLE FOR IN-STATE**
7 **TUITION UNDER THIS ARTICLE**; and

8 [(ii)] **(2)** At the time of the applicant's initial application, be [a
9 resident of] **DOMICILED IN** the legislative district from which the applicant seeks an
10 award.

11 [(2) If the applicant is an individual who is on active duty with the United
12 States military, the applicant shall:

13 (i) Be domiciled in this State; and

14 (ii) At the time of the applicant's initial application, be domiciled in
15 the legislative district from which the applicant seeks an award.]

16 (c) (1) Each applicant shall demonstrate to the Office a definite financial need,
17 and each Senator shall consider the financial need of each applicant.

18 (2) Each Senator is the final judge of the financial need of each applicant
19 to whom the Senator awards a scholarship, and the Office may not negate the Senator's
20 judgment or impose requirements of time or procedure.

21 (d) Each applicant shall accept any other conditions attached to the award.

22 18-406.

23 (a) Except as otherwise provided in this section, each recipient of a senatorial
24 scholarship may hold the scholarship for 4 undergraduate academic years, subject to §
25 18-406.1 of this subtitle, and 4 graduate academic years if the recipient:

26 (1) Is a full-time student;

27 (2) Continues to be [a resident of this State] ELIGIBLE FOR IN-STATE
28 TUITION UNDER THIS ARTICLE; and

29 (3) Continues to be a student at the institution and takes at least 12 semester
30 hours of courses as an undergraduate or 9 semester hours of courses as a graduate student
31 each semester leading to a degree.

1 **(b) A recipient of an undergraduate or graduate senatorial scholarship may hold**
2 **the scholarship, appropriately prorated, for 8 academic years if the recipient:**

3 **(1) Is a part-time student;**

4 **(2) Continues to be [a resident of this State] ELIGIBLE FOR IN-STATE**
5 **TUITION UNDER THIS ARTICLE; and**

6 **(3) Continues to be a student at the institution and takes at least 6 semester**
7 **hours of courses each semester leading to a degree.**

8 **(g) A recipient of a senatorial scholarship who is an individual who is on active**
9 **duty with the United States military and otherwise meets the conditions of subsection (a) or**
10 **(b) of this section may be domiciled in this State rather than [a resident of this State]**
11 **ELIGIBLE FOR IN-STATE TUITION UNDER THIS ARTICLE.**

12 **18-406.1.**

13 **A recipient may hold a scholarship for a fifth undergraduate academic year or for a**
14 **semester subsequent to the end of a fourth undergraduate academic year if the recipient:**

15 **(1) Requests a scholarship from the Senator for a fifth undergraduate**
16 **academic year or for a semester subsequent to the end of a fourth undergraduate academic**
17 **year;**

18 **(2) Is a full-time student;**

19 **(3) Continues to be [a resident of the State] ELIGIBLE FOR IN-STATE**
20 **TUITION UNDER THIS ARTICLE;**

21 **(4) Continues to be a student at the institution and takes courses leading to**
22 **a degree; and**

23 **(5) Has exhausted the funds available under § 18-406(a) of this subtitle.**

24 **18-501.**

25 **(a) There is a program of Delegate Scholarships in this State that are awarded**
26 **under this subtitle.**

27 **(b) A scholarship awarded under this subtitle may be used at:**

28 **(1) An eligible institution for a program of undergraduate, graduate, or**
29 **professional studies;**

1 (2) An accredited undergraduate, graduate, or professional institution
2 outside the State, if the applicant:

3 (i) Will be studying in an academic area that is not available in this
4 State;

5 (ii) Is disabled and will be studying at an institution outside the
6 State that makes special provisions for disabled students that are not available to the
7 applicant at an institution in the State; or

8 (iii) Is an individual who is on active duty with the United States
9 military who is domiciled in this State; and

10 (3) A private career school within the State that is approved by the
11 Maryland Higher Education Commission under § 11-202 of this article and that is
12 accredited by a national accrediting association that is approved by the United States
13 Department of Education.

14 (c) Money appropriated to the Commission for scholarships awarded under this
15 section that are not used by the end of the fiscal year shall be retained by the Commission
16 for use by the awarding Delegate in the Delegate Scholarship Program during subsequent
17 fiscal years.

18 18-502.

19 (A) Each member of the House of Delegates may select the recipients of the
20 scholarships on any basis that the Delegate considers appropriate.

21 (B) A MEMBER OF THE HOUSE OF DELEGATES MAY SELECT ANY
22 INDIVIDUAL WHO IS ELIGIBLE FOR IN-STATE TUITION UNDER THIS ARTICLE AS A
23 RECIPIENT OF THE SCHOLARSHIP.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
25 1, 2019.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.