

# SENATE BILL 433

F2, F4

(11r1839)

## ENROLLED BILL

— Budget and Taxation/Appropriations —

Introduced by **Senator King**

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.

\_\_\_\_\_  
President.

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

1 AN ACT concerning

2 ~~Community Colleges~~ **Institutions of Higher Education – State Funding –**  
3 **Revision**

4 FOR the purpose of requiring the University of Maryland School of Medicine to provide  
5 certain clinical care at the University of Maryland Capital Region Medical Center  
6 and certain rural hospitals by assigning certain faculty to the Center and certain  
7 rural hospitals who specialize in certain areas; requiring the Governor, for certain  
8 fiscal years, to include in the annual budget bill an appropriation to implement  
9 certain requirements regarding the provision of certain clinical care; providing that  
10 certain funding is supplemental and may not supplant existing funds; specifying that  
11 a certain appropriation calculated under the Senator John A. Cade Funding Formula  
12 ~~and~~, a certain appropriation for Baltimore City Community College, and a certain  
13 appropriation for certain private nonprofit institutions of higher education include  
14 appropriations, regardless of where they are budgeted, designated for the general  
15 operation of 4-year public institutions of higher education in the State; and generally

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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.

*Italics indicate opposite chamber/conference committee amendments.*



1 relating to State appropriations for ~~community colleges~~ institutions of higher  
2 education.

3 BY adding to  
4 Article – Education  
5 Section 12–120 and 12–121  
6 Annotated Code of Maryland  
7 (2018 Replacement Volume and 2020 Supplement)

8 BY repealing and reenacting, without amendments,  
9 Article – Education  
10 Section 16–305(a) and (c)(1)(i)11. through 13. and 16–512(a)(1)(xii) through (xiv)  
11 Annotated Code of Maryland  
12 (2018 Replacement Volume and 2020 Supplement)

13 BY repealing and reenacting, with amendments,  
14 Article – Education  
15 Section 16–305(c)(1)(ii) ~~and~~, 16–512(a)(2), and 17–104(d)  
16 Annotated Code of Maryland  
17 (2018 Replacement Volume and 2020 Supplement)

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

20 **Article – Education**

21 **12–120.**

22 **(A) THE UNIVERSITY OF MARYLAND SCHOOL OF MEDICINE SHALL PROVIDE**  
23 **CLINICAL CARE AT THE UNIVERSITY OF MARYLAND CAPITAL REGION MEDICAL**  
24 **CENTER BY ASSIGNING TO THE CENTER FACULTY WHO SPECIALIZE IN THE**  
25 **FOLLOWING:**

- 26 **(1) NEUROSCIENCE;**
- 27 **(2) OBSTETRICS AND GYNECOLOGY;**
- 28 **(3) ONCOLOGY; AND**
- 29 **(4) VASCULAR NEUROLOGY.**

30 **(B) (1) FOR FISCAL YEARS 2023 THROUGH 2025, THE GOVERNOR SHALL**  
31 **INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF AT LEAST \$5,000,000**  
32 **TO IMPLEMENT THE PROVISIONS OF THIS SECTION.**

1           **(2) FUNDS PROVIDED IN ACCORDANCE WITH THIS SUBSECTION**  
2 **SHALL SUPPLEMENT AND MAY NOT SUPPLANT ANY OTHER FUNDING PROVIDED TO**  
3 **THE UNIVERSITY OF MARYLAND SCHOOL OF MEDICINE.**

4 **12-121.**

5           **(A) THE UNIVERSITY OF MARYLAND SCHOOL OF MEDICINE SHALL PROVIDE**  
6 **SPECIALIZED CLINICAL CARE AT RURAL HOSPITALS OPERATED BY THE UNIVERSITY**  
7 **OF MARYLAND MEDICAL SYSTEM BY ASSIGNING FACULTY WHO SPECIALIZE IN**  
8 **ESSENTIAL AREAS TO EACH RURAL HOSPITAL.**

9           **(B) (1) FOR FISCAL YEARS 2023 THROUGH 2025, THE GOVERNOR SHALL**  
10 **INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF AT LEAST \$2,000,000**  
11 **TO IMPLEMENT THE PROVISIONS OF THIS SECTION.**

12           **(2) FUNDS PROVIDED IN ACCORDANCE WITH THIS SUBSECTION**  
13 **SHALL SUPPLEMENT AND MAY NOT SUPPLANT ANY OTHER FUNDING PROVIDED TO**  
14 **THE UNIVERSITY OF MARYLAND SCHOOL OF MEDICINE.**

15 16-305.

16           (a) The formula used for the distribution of funds to the community colleges in  
17 the State shall be known as the Senator John A. Cade Funding Formula.

18           (c) (1) (i) Except as provided in subparagraphs (iii), (iv), and (v) of this  
19 paragraph, the total State operating fund per full-time equivalent student to the  
20 community colleges for each fiscal year as requested by the Governor shall be:

21                           11. In fiscal year 2021, not less than an amount equal to 25%  
22 of the State's General Fund appropriation per full-time equivalent student to the 4-year  
23 public institutions of higher education in the State as designated by the Commission for  
24 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article  
25 in the same fiscal year;

26                           12. In fiscal year 2022, not less than an amount equal to 27%  
27 of the State's General Fund appropriation per full-time equivalent student to the 4-year  
28 public institutions of higher education in the State as designated by the Commission for  
29 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article  
30 in the same fiscal year; and

31                           13. In fiscal year 2023 and each fiscal year thereafter, not less  
32 than an amount equal to 29% of the State's General Fund appropriation per full-time  
33 equivalent student to the 4-year public institutions of higher education in the State as  
34 designated by the Commission for the purpose of administering the Joseph A. Sellinger  
35 Program under Title 17 of this article in the same fiscal year.

1 (ii) For purposes of this subsection, the State's General Fund  
2 appropriation per full-time equivalent student to the 4-year public institutions of higher  
3 education in the State for a fiscal year shall include [noncapital]:

4 1. **NONCAPITAL** appropriations from the Higher Education  
5 Investment Fund; AND

6 2. **APPROPRIATIONS, REGARDLESS OF WHERE THEY**  
7 **ARE BUDGETED, DESIGNATED FOR THE GENERAL OPERATION OF 4-YEAR PUBLIC**  
8 **INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, INCLUDING**  
9 **PERSONNEL-RELATED APPROPRIATIONS.**

10 16-512.

11 (a) (1) The total State operating fund per full-time equivalent student  
12 appropriated to Baltimore City Community College for each fiscal year other than fiscal  
13 year 2013, as requested by the Governor shall be:

14 (xii) In fiscal year 2021, not less than an amount equal to 64.5% of the  
15 State's General Fund appropriation per full-time equivalent student to the 4-year public  
16 institutions of higher education in the State as designated by the Commission for the  
17 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in  
18 the same fiscal year;

19 (xiii) In fiscal year 2022, not less than an amount equal to 66.5% of the  
20 State's General Fund appropriation per full-time equivalent student to the 4-year public  
21 institutions of higher education in the State as designated by the Commission for the  
22 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in  
23 the same fiscal year; and

24 (xiv) In fiscal year 2023 and each fiscal year thereafter, not less than  
25 an amount equal to 68.5% of the State's General Fund appropriation per full-time  
26 equivalent student to the 4-year public institutions of higher education in the State as  
27 designated by the Commission for the purpose of administering the Joseph A. Sellinger  
28 Program under Title 17 of this article in the same fiscal year.

29 (2) For purposes of this subsection, the State's General Fund appropriation  
30 per full-time equivalent student to the 4-year public institutions of higher education in the  
31 State for a fiscal year shall include [noncapital]:

32 (I) **NONCAPITAL** appropriations from the Higher Education  
33 Investment Fund; AND

34 (II) **APPROPRIATIONS, REGARDLESS OF WHERE THEY ARE**  
35 **BUDGETED, DESIGNATED FOR THE GENERAL OPERATION OF 4-YEAR PUBLIC**

1 INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, INCLUDING  
2 PERSONNEL-RELATED APPROPRIATIONS.

3 17-104.

4 (d) For purposes of this section, the State's General Fund appropriation per  
5 full-time equivalent student to the 4-year public institutions of higher education in the  
6 State for a fiscal year shall include [noncapital]:

7 (1) NONCAPITAL appropriations from the Higher Education Investment  
8 Fund; AND

9 (2) APPROPRIATIONS, REGARDLESS OF WHERE THEY ARE  
10 BUDGETED, DESIGNATED FOR THE GENERAL OPERATION OF 4-YEAR PUBLIC  
11 INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, INCLUDING  
12 PERSONNEL-RELATED APPROPRIATIONS.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
14 1, 2021.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.