

SENATE BILL 895

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1lr1416

By: **Senator Rosapepe**

Introduced and read first time: February 9, 2021

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 27, 2021

CHAPTER _____

1 AN ACT concerning

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

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

12 BY repealing and reenacting, without amendments,
13 Article – Education
14 Section 12–109(a)
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2020 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Education
19 Section 12–109(e)(7)
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2020 Supplement)

22 BY adding to

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 Article – Education
 2 Section 12–109(h)
 3 Annotated Code of Maryland
 4 (2018 Replacement Volume and 2020 Supplement)

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

7 **Article – Education**

8 12–109.

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

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

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

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

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

24 **(II) THE INFORMATION PROVIDED TO THE COMMITTEE SHALL**
 25 **INCLUDE:**

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

30 **(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
 31 **PARAGRAPH, THE REVENUES DERIVED FROM MANDATORY AND NONMANDATORY**
 32 **FEES, AS RECOMMENDED BY THE ~~COMMITTEE OF STUDENTS~~ STUDENT FEE**
 33 **COMMITTEE OF RECORD THAT REVIEWED THE ~~FEE SHALL BE RETAINED~~ FEE, SHALL**

1 BE SPENT BY THE CAMPUS UNIT OR DEPARTMENT THAT ~~IMPOSED~~ REQUESTED THE
2 FEE IN A MANNER CONSISTENT WITH THE INTENDED PURPOSE FOR WHICH THE FEE
3 EXISTS.

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

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
12 1, 2021.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.