

**HB1244/473420/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1244  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 6, strike “have a certain staff member who performs” and substitute “perform”; in line 7, strike “who works” and substitute “work”; in line 8, after “agencies” insert “in a certain manner”; and in line 21, after “manner;” insert “authorizing the Commission or an institution of higher education to file an objection to implementation of a proposed online program under certain circumstances; providing that academic program proposals for certain graduate level programs may be proposed and implemented only by certain institutions, except under certain circumstances;”.

On page 2, in line 3, after “Section” insert “11-105(a) through (x).”; in line 4, strike “11-206.5, 11-206.6, and 11-206.7” and substitute “11-105(b) through (y), 11-206.6, 11-206.7, and 11-206.8”; in line 34, strike “11-105(b)(2) and (3),”; in line 39, after “Section” insert “11-105(a).”; in the same line, strike “and”; and in the same line, after “11-206.4” insert “, and 11-206.5”.

On page 3, after line 2, insert:

“BY repealing and reenacting, with amendments,

Article - Education

Section 11-105(c)(2) and (3)

Annotated Code of Maryland

(2022 Replacement Volume and 2023 Supplement)

(As enacted by Section 1 of this Act)”;

in line 19, after “Section(s)” insert “11-105(a) through (x).”; and in line 20, strike “11-206.5, 11-206.6, and 11-206.7” and substitute “11-105(b) through (y), 11-206.6, 11-206.7, and 11-206.8”.

AMENDMENT NO. 2

**HB1244/473420/01 Appropriations Committee  
Amendments to HB 1244  
Page 2 of 6**

On page 4, strike beginning with “HAVE” in line 19 down through “FOR:” in line 20; in line 21, strike “DEFINING, IDENTIFYING, AND COMPILING” and substitute “DEFINE, IDENTIFY, AND COMPILE”; and in line 23, strike “WORKING” and substitute “WORK”.

On page 5, after line 29, insert:

**“(A) (1) IN THIS SECTION, “EMERGING WORKFORCE NEED PROGRAM” MEANS A GRADUATE LEVEL PROGRAM IDENTIFIED BY THE COMMISSION UNDER SUBSECTION (B)(2)(I)1 OF THIS SECTION THAT:**

**(I) NO INSTITUTION OF HIGHER EDUCATION IN THE STATE OFFERS;**

**(II) ADDRESSES A JOB OR INDUSTRY NEED THAT IS INNOVATIVE, UNIQUE, AND RARE; AND**

**(III) COULD LEVERAGE FEDERAL, STATE, OR PRIVATE RESOURCES ON A LONG-TERM BASIS WITH IMMEDIATE DEVELOPMENT BY AN INSTITUTION OF HIGHER EDUCATION.**

**(2) “EMERGING WORKFORCE NEED PROGRAM” DOES NOT MEAN A SPECIFIC ACADEMIC PROGRAM IDENTIFIED BY THE COMMISSION TO FULFILL OR SUPPORT AN IDENTIFIED CURRENT STATE AND REGIONAL WORKFORCE NEED.”.**

On page 6, in line 1, strike “(b)” and substitute “(c)”; in line 7, after “NEEDS” insert “AND ANY SPECIFIC ACADEMIC PROGRAMS INSTITUTIONS COULD DEVELOP TO FULFILL OR SUPPORT IDENTIFIED CURRENT STATE AND REGIONAL WORKFORCE NEEDS AND ANY EMERGING WORKFORCE NEED PROGRAMS”; strike beginning with “, INCLUDING” in line 10 down through “NEEDS” in line 12; and strike beginning with

**HB1244/473420/01 Appropriations Committee  
Amendments to HB 1244  
Page 3 of 6**

“identified” in line 20 down through “article” in line 22 and substitute “**FOR ALL PUBLIC INSTITUTIONS OF HIGHER EDUCATION**”.

On page 8, in line 14, strike “Prior to” and substitute “**SUBJECT TO § 11–206.5 OF THIS SUBTITLE, PRIOR TO**”.

On page 9 in line 31, on page 10 in lines 11 and 25, and on page 11 in line 2, in each instance, after “unreasonably” insert “**OR UNNECESSARILY**”.

On page 10, in line 3, after “UNREASONABLY” insert “**OR UNNECESSARILY**”; and in lines 12 and 22, in each instance, after “unreasonable” insert “**OR UNNECESSARY**”.

On page 11, in lines 21 and 27, in each instance, strike “A” and substitute “**SUBJECT TO § 11–206.5 OF THIS SUBTITLE, A**”.

On page 13, in line 7, strike “demonstrable”; in the same line, strike “another institution” and substitute “**THE STATE OR STUDENTS ATTENDING INSTITUTIONS OF HIGHER EDUCATION IN THE STATE**”; and in line 25, strike “JOINTLY” and substitute “**IN CONSULTATION**”.

On page 14, in line 10, strike “COMMISSION’S” and substitute “**SECRETARY’S**”.

On page 15, in line 22, strike “**BEGINNING IN JANUARY 2025**” and substitute “**ON OR BEFORE JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER**”; in line 23, strike “4”; in line 24, strike “YEARS” and substitute “**YEAR**”; in line 27, strike “**DEMONSTRABLE**”; and in line 29, strike “**EVERY 4 YEARS**” and substitute “**EACH SEPTEMBER 1**”.

On page 16, in line 2, strike “A” and substitute “:

(Over)

(1) A;

and in line 3, after “INSTITUTION” insert “;OR”

(2) A PRIVATE NONPROFIT INSTITUTION OF HIGHER EDUCATION”.

On page 19, in line 2, after “SUBTITLE” insert “AND SUBJECT TO SUBSECTION (B) OF THIS SECTION”; after line 8, insert:

“(B) THE PROCESS DEVELOPED AND IMPLEMENTED UNDER SUBSECTION (A) OF THIS SECTION SHALL ALLOW THE COMMISSION OR AN INSTITUTION OF HIGHER EDUCATION IN THE STATE TO FILE WITH THE COMMISSION AN OBJECTION TO IMPLEMENTATION OF THE PROPOSED PROGRAM, PROVIDED THE OBJECTION IS BASED ON:

(1) INCONSISTENCY OF THE PROPOSED PROGRAM WITH THE INSTITUTION’S APPROVED MISSION FOR A PUBLIC INSTITUTION OF HIGHER EDUCATION OR THE MISSION STATEMENT PUBLISHED IN THE OFFICIAL CATALOG OF A PRIVATE NONPROFIT INSTITUTION OF HIGHER EDUCATION;

(2) NOT MEETING A STATE OR REGIONAL NEED CONSISTENT WITH THE STATE PLAN FOR HIGHER EDUCATION;

(3) UNREASONABLE PROGRAM DUPLICATION THAT WOULD CAUSE HARM TO THE STATE OR STUDENTS ATTENDING INSTITUTIONS OF HIGHER EDUCATION IN THE STATE; OR

**(4) UNNECESSARY PROGRAM DUPLICATION IN VIOLATION OF THE STATE’S EQUAL EDUCATIONAL OPPORTUNITY OBLIGATIONS UNDER STATE AND FEDERAL LAW.”;**

in line 9, strike “(B)” and substitute “(C)”; and after line 11, insert:

**“11-206.5.**

**(A) IN THIS SECTION, “EMERGING WORKFORCE NEED PROGRAM” HAS THE MEANING STATED IN § 11-105(A) OF THIS TITLE.**

**(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, THE COMMISSION MAY APPROVE A PROPOSAL SUBMITTED UNDER § 11-206, § 11-206.1, OR § 11-206.4 OF THIS SUBTITLE ONLY FOR AN ACADEMIC PROGRAM FOR AN EMERGING WORKFORCE NEED PROGRAM FOR:**

**(1) MORGAN STATE UNIVERSITY;**

**(2) BOWIE STATE UNIVERSITY;**

**(3) UNIVERSITY OF MARYLAND EASTERN SHORE;**

**(4) COPPIN STATE UNIVERSITY; AND**

**(5) THE UNIVERSITY OF MARYLAND, COLLEGE PARK CAMPUS AS THE STATE’S FLAGSHIP CAMPUS WITH PROGRAMS AND FACULTY NATIONALLY AND INTERNATIONALLY RECOGNIZED FOR EXCELLENCE IN RESEARCH AND THE ADVANCEMENT OF KNOWLEDGE.**

(Over)

**(C) IF AN INSTITUTION OF HIGHER EDUCATION UNDER SUBSECTION (B) OF THIS SECTION DOES NOT SUBMIT A PROPOSAL UNDER § 11-206, § 11-206.1, OR § 11-206.4 OF THIS SUBTITLE FOR AN ACADEMIC PROGRAM FOR AN EMERGING WORKFORCE NEED PROGRAM WITHIN 2 YEARS AFTER THE PUBLICATION OF THE STATE PLAN FOR HIGHER EDUCATION OR THE APPENDIX TO THE PLAN THAT IDENTIFIED THE EMERGING WORKFORCE NEED PROGRAM, ANY INSTITUTION OF POSTSECONDARY EDUCATION IN THE STATE MAY SUBMIT THE PROPOSAL FOR APPROVAL BY THE COMMISSION UNDER §§ 11-206, 11-206.1, AND 11-206.4 OF THIS SUBTITLE.”**

On page 20, in line 23, after “IS” insert “**REFLECTIVE OF THE INSTITUTION’S STATUTORY DISTINCTION AND**”; and in line 27, strike “30” and substitute “**90**”.