

SENATE BILL 152

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7lr1048

By: **Senators King, Feldman, Guzzone, Kagan, Lee, Madaleno, Manno, Peters, Smith, Young, and Zucker**

Introduced and read first time: January 16, 2017

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Community Colleges – Funding**

3 FOR the purpose of altering the calculation of the required funding amount for community
4 colleges including the Baltimore City Community College in certain fiscal years; and
5 generally relating to the funding of community colleges.

6 BY repealing and reenacting, without amendments,
7 Article – Education
8 Section 16–305(a)
9 Annotated Code of Maryland
10 (2014 Replacement Volume and 2016 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Education
13 Section 16–305(c)(1)(i) and 16–512(a)(1)
14 Annotated Code of Maryland
15 (2014 Replacement Volume and 2016 Supplement)

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

18 **Article – Education**

19 16–305.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

1. [In fiscal year 2009, not less than an amount equal to 26.25% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year;

2. In fiscal year 2010, not less than an amount equal to 23.6% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

3. In fiscal year 2011, not less than an amount equal to 21.8% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

4.] In fiscal year 2012, not less than an amount equal to 20% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

[5.] 2. In fiscal year 2014, an amount that is the greater of 19.7% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$1,839.47 per full-time equivalent student;

[6.] 3. In fiscal year 2015, an amount that is the greater of 19.7% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$1,839.47 per full-time equivalent student;

[7.] 4. In fiscal year 2017, not less than an amount equal to 20.5% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

[8.] 5. In fiscal year 2018, not less than an amount equal to 21.0% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

[9.] 6. In fiscal year 2019, not less than an amount equal to [22.0%] **24.5%** of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

[10.] 7. In fiscal year 2020, not less than an amount equal to [23%] **27%** of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; **AND**

[11.] 8. In fiscal year 2021 **AND EACH FISCAL YEAR THEREAFTER**, not less than an amount equal to [25%] **29%** of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year[;

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

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

16-512.

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

(i) [In fiscal year 2009, not less than an amount equal to 67.25% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for

the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the previous fiscal year;

(ii) In fiscal year 2010, not less than an amount equal to 65.1% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

(iii) In fiscal year 2011, not less than an amount equal to 65.5% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

(iv)] In fiscal year 2012, not less than an amount equal to 63% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

[(v)] (II) In fiscal year 2014, an amount that is the greater of 61% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$5,695.63 per full-time equivalent student;

[(vi)] (III) In fiscal year 2015, an amount that is the greater of 61% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$5,695.63 per full-time equivalent student;

[(vii)] (IV) In fiscal year 2016, an amount that is the greater of 58% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$5,695.63 per full-time equivalent student;

[(viii)] (V) In fiscal year 2017, an amount that is the greater of 58% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$5,695.63 per full-time equivalent student;

1 [(ix)] (VI) In fiscal year 2018, not less than an amount equal to 60%
2 of the State's General Fund appropriation per full-time equivalent student to the 4-year
3 public institutions of higher education in the State as designated by the Commission for
4 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article
5 in the same fiscal year;

6 [(x)] (VII) In fiscal year 2019, not less than an amount equal to [61%]
7 **63.5%** of the State's General Fund appropriation per full-time equivalent student to the
8 4-year public institutions of higher education in the State as designated by the Commission
9 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
10 article in the same fiscal year;

11 [(xi)] (VIII) In fiscal year 2020, not less than an amount equal to
12 [62.5%] **66%** of the State's General Fund appropriation per full-time equivalent student
13 to the 4-year public institutions of higher education in the State as designated by the
14 Commission for the purpose of administering the Joseph A. Sellinger Program under Title
15 17 of this article in the same fiscal year; **AND**

16 [(xii)] (IX) In fiscal year 2021 **AND EACH FISCAL YEAR**
17 **THEREAFTER**, not less than an amount equal to [64.5%] **68.5%** of the State's General
18 Fund appropriation per full-time equivalent student to the 4-year public institutions of
19 higher education in the State as designated by the Commission for the purpose of
20 administering the Joseph A. Sellinger Program under Title 17 of this article in the same
21 fiscal year[;

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

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

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
33 1, 2017.