

SENATE BILL 712

F2
HB 892/09 – APP

7lr3245
CF 7lr3243

By: **Senators Conway, Benson, Currie, Ferguson, Kelley, McFadden, Middleton,
Muse, Nathan–Pulliam, Ramirez, Robinson, and Smith**

Introduced and read first time: February 3, 2017

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Historically Black Institutions – State Funding – Blount–Rawlings–Britt HBI**
3 **Comparability Program**

4 FOR the purpose of establishing the Blount–Rawlings–Britt HBI Comparability Program
5 to provide supplemental funding assistance to the State’s public 4–year historically
6 black institutions (HBIs); stating the purpose of the Program; requiring the
7 Maryland Higher Education Commission to adopt certain standards and procedures;
8 requiring the Governor to provide funds for the Commission to distribute to HBIs;
9 providing for the calculation of the annual operating budget distribution to each of
10 the HBIs; providing for the annual distribution of certain capital funds to the HBIs;
11 defining certain terms; and generally relating to the Blount–Rawlings–Britt HBI
12 Comparability Program for public 4–year historically black institutions.

13 BY adding to
14 Article – Education
15 Section 17–401 through 17–404 to be under the new subtitle “Subtitle 4.
16 Blount–Rawlings–Britt HBI Comparability Program”
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2016 Supplement)

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

21 **Article – Education**

22 **SUBTITLE 4. BLOUNT–RAWLINGS–BRITT HBI COMPARABILITY PROGRAM.**

23 **17–401.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ELIGIBLE PUBLIC 4-YEAR HISTORICALLY BLACK INSTITUTIONS" OR "HBIS" MEANS:

(1) BOWIE STATE UNIVERSITY;

(2) COPPIN STATE UNIVERSITY;

(3) MORGAN STATE UNIVERSITY; AND

(4) UNIVERSITY OF MARYLAND EASTERN SHORE.

(C) "PROGRAM" MEANS THE BLOUNT–RAWLINGS–BRITT HBI COMPARABILITY PROGRAM.

17–402.

(A) THERE IS A PROGRAM OF STATE AID TO THE STATE'S ELIGIBLE PUBLIC 4-YEAR HISTORICALLY BLACK INSTITUTIONS (HBIS) KNOWN AS THE BLOUNT–RAWLINGS–BRITT HBI COMPARABILITY PROGRAM.

(B) THE PROGRAM SHALL PROVIDE SUPPLEMENTAL FUNDING TO THE STATE'S HBIS FOR THE PURPOSE OF ENSURING THAT THE HBIS ARE COMPARABLE AND COMPETITIVE WITH OTHER STATE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN ALL FACETS OF THEIR OPERATIONS AND PROGRAMS AS MEASURED BY GENERALLY RECOGNIZED INDICATORS OF DISPARITY.

17–403.

THE COMMISSION SHALL IMPLEMENT AND ADMINISTER THE PROGRAM INCLUDING STANDARDS AND PROCEDURES FOR:

(1) DISTRIBUTING MONEY TO THE STATE'S HBIS; AND

(2) SUBMITTING REPORTS OR DATA TO THE COMMISSION ON EACH HBI'S USE OF THE MONEY DISTRIBUTED TO THE HBI.

17–404.

(A) EACH YEAR THE GOVERNOR SHALL INCLUDE IN THE ANNUAL STATE OPERATING AND CAPITAL BUDGETS FUNDS FOR THE COMMISSION TO DISTRIBUTE TO HBIs AS PROVIDED IN THIS SECTION.

(1) INCREASING THE ANNUAL RECURRING STATE APPROPRIATION FOR EACH HBI BY NOT LESS THAN THE AVERAGE INCREASE IN THE GOVERNOR'S ALLOWANCE FOR THE PUBLIC 4-YEAR TRADITIONALLY WHITE INSTITUTIONS OF SIMILAR CARNEGIE CLASSIFICATION, EXCLUDING THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE;

(4) (I) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, PROVIDING FUNDING IN AN AMOUNT SUFFICIENT TO ACHIEVE AND MAINTAIN THE HBI FACULTY AND STAFF RATIOS REQUIRED UNDER SUBSECTION (D) OF THIS SECTION; AND

(II) BEGINNING IN FISCAL YEAR 2020, TO MAINTAIN THE HBI FACULTY AND STAFF RATIOS LISTED UNDER SUBSECTION (D) OF THIS SECTION, PROVIDING THE FUNDING NECESSARY TO SUPPORT ADDITIONAL FACULTY AND STAFF AT THE INSTITUTION TO SUPPORT ONE ADDITIONAL FACULTY AND TWO ADDITIONAL STAFF, PRORATED ON THE BASIS OF THE EXTENT BY WHICH THE PERCENTAGE INCREASE IN THE HBI'S ENROLLMENT EXCEEDS THE PERCENTAGE INCREASE IN ENROLLMENT OF PUBLIC 4-YEAR TRADITIONALLY WHITE INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, EXCLUDING THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE.

(D)

HBI FACULTY AND STAFF RATIOS

		STUDENT FACULTY RATIO	MAXIMUM % CONTRACTUAL FACULTY	MAXIMUM % CONTRACTUAL STAFF
5	BOWIE STATE	14:1	10%	5%
6	UNIVERSITY			
7	COPPIN STATE	14:1	10%	5%
8	UNIVERSITY			
9	MORGAN STATE	12:1	10%	5%
10	UNIVERSITY			
11	UNIVERSITY OF	14:1	10%	5%
12	MARYLAND			
13	EASTERN SHORE			
14				
15	(E) EXCEPT FOR CAPITAL FUNDING FOR MARYLAND INDEPENDENT			
16	COLLEGES AND UNIVERSITIES AND THE UNIVERSITY OF MARYLAND MEDICAL			
17	SYSTEM, FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE STATE			
18	SHALL PROVIDE HBIS 35% OF THE CAPITAL IMPROVEMENT RESOURCES THAT ARE			
19	ALLOCATED TO INSTITUTIONS OF HIGHER EDUCATION FOR CAPITAL			
20	IMPROVEMENTS, WHETHER PROVIDED THROUGH THE CAPITAL BUDGET OR BY			
21	PAY-AS-YOU-GO OPERATING FUNDING.			
22	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July			
23	1, 2017.			