

HOUSE BILL 423

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CF 0lr2727

By: **Delegates Feldmark, Cain, Ebersole, Hornberger, Ivey, Kerr, Moon, Palakovich Carr, Shetty, Stewart, Washington, C. Watson, Wilkins, and P. Young**

Introduced and read first time: January 23, 2020

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Community Colleges – State Funding – Revision**

3 FOR the purpose of specifying that a certain appropriation calculated under the Senator
4 John A. Cade Funding Formula and a certain appropriation for Baltimore City
5 Community College include appropriations, regardless of where they are budgeted,
6 designated for the general operation of 4–year public institutions of higher education
7 in the State; and generally relating to State appropriations for community colleges.

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 2019 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Education
15 Section 16–305(c)(1)(ii) and 16–512(a)(2)
16 Annotated Code of Maryland
17 (2018 Replacement Volume and 2019 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 16–305.

22 (a) The formula used for the distribution of funds to the community colleges in
23 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:

11. In fiscal year 2021, not less than an amount equal to 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 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.

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

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

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

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:

(xii) In fiscal year 2021, not less than an amount equal to 64.5% 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;

(xiii) In fiscal year 2022, not less than an amount equal to 66.5% 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; and

(xiv) In fiscal year 2023 and each fiscal year thereafter, not less than an amount equal to 68.5% 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.

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

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

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2020.