

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 812

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “- University System of Maryland”; in line 3, strike “- Repeal of Sunset”; in line 4, after “of” insert “altering certain procedures governing the proposal and approval of new programs at certain institutions of higher education; altering certain reporting requirements; altering the criteria for the review of certain programs; altering the basis for filing certain objections to the implementation of certain programs; requiring the Maryland Higher Education Commission to identify certain low-productivity programs at certain institutions; requiring a certain report to be made available to certain institutions of higher education; requiring the Board of Regents of the University System of Maryland to ensure that certain programs meet certain needs;”; in line 6, after “Maryland;” insert “defining certain terms;”; in line 7, strike “the University System of Maryland” and substitute “institutions of higher education in the State”; in line 8, strike “without” and substitute “with”; in line 10, strike “11-206.1” and substitute “11-206(a), 11-206.1,”; and in the same line, strike “and (e)”.

AMENDMENT NO. 2

On page 1, after line 19, insert:

“11-206.

(a) This section does not apply to:

(1) New programs proposed to be implemented by [a constituent institution of the University System of Maryland] PUBLIC AND NONPUBLIC INSTITUTIONS OF HIGHER EDUCATION using existing program resources in accordance with § 11-206.1 of this subtitle; and

(2) Programs offered by institutions of higher education that operate in the State without a certificate of approval in accordance with § 11-202(c)(2) or (3) of this subtitle.”;

(Over)

after line 20, insert:

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

(1) “PUBLIC INSTITUTION OF HIGHER EDUCATION” MEANS:

(I) A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION; AND

(II) A COMMUNITY COLLEGE.

(2) “NONPUBLIC INSTITUTION OF HIGHER EDUCATION” MEANS A REGIONALLY ACCREDITED INSTITUTION OF HIGHER EDUCATION ELIGIBLE FOR AID UNDER § 17-103 OF THIS TITLE.”;

in line 21, strike “(a)” and substitute “(B)”; in lines 21 and 22, strike “constituent institution of the University System of Maryland” and substitute “PUBLIC INSTITUTION OF HIGHER EDUCATION”; and after line 27, insert:

“(2) A PRESIDENT OF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION MAY PROPOSE TO ESTABLISH A NEW PROGRAM IF THE ACTION:

(I) IS CONSISTENT WITH THE MISSION STATEMENT PUBLISHED IN THE OFFICIAL CATALOG OF THE NONPUBLIC INSTITUTION; AND

(II) CAN BE IMPLEMENTED WITHIN THE EXISTING RESOURCES OF THE INSTITUTION.”.

On page 2, in line 1, after “president” insert “OF A PUBLIC INSTITUTION OF HIGHER EDUCATION”; after line 4, insert:

“(4) THE PRESIDENT OF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION SHALL REPORT ANY PROGRAMS THAT ARE PROPOSED TO BE ESTABLISHED IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION TO THE COMMISSION.”;

and in lines 1 and 5, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(5)”, respectively.

AMENDMENT NO. 3

On page 2, in line 7, strike “institution’s governing board” and substitute “GOVERNING BOARD OF A PUBLIC INSTITUTION OF HIGHER EDUCATION”; after line 12, insert:

“(II) MEETS A REGIONAL OR STATEWIDE NEED CONSISTENT WITH THE MARYLAND STATE PLAN FOR POSTSECONDARY EDUCATION;”;

in lines 16 and 17, strike “; and” and substitute a period; in lines 7, 8, 13, and 15, strike “(b)”, “(a)”, “(ii)”, and “(iii)”, respectively, and substitute “(C)”, “(B)”, “(III)”, and “(IV)”, respectively; in line 18, strike “(3) Approve” and substitute “(D) THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF MARYLAND SHALL APPROVE”; in line 19, strike “paragraph (2) of this subsection” and substitute “SUBSECTION (C) (2) OF THIS SECTION”; in lines 20, 21, and 22, strike “(c) and (d)”, “(c)”, and “(a)”, respectively, and substitute “(E) AND (F)”, “(E)”, and “(B)”, respectively; in line 27, after “mission” insert “FOR A PUBLIC INSTITUTION OF HIGHER EDUCATION AND THE MISSION STATEMENT PUBLISHED IN THE OFFICIAL CATALOG OF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION”; after line 27, insert:

“(2) NOT MEETING A REGIONAL OR STATEWIDE NEED CONSISTENT WITH THE MARYLAND STATE PLAN FOR POSTSECONDARY EDUCATION;”;

in lines 28, 30, and 32, strike “(2)”, “(3)”, and “(d)”, respectively, and substitute “(3)”, “(4)”, and “(F)”, respectively; and in line 32, strike “(c)” and substitute “(E)”.

On page 3, in line 10, after “program” insert “FOR A PUBLIC INSTITUTION OF HIGHER EDUCATION OR A FINAL RECOMMENDATION ON IMPLEMENTATION FOR A NONPUBLIC INSTITUTION OF HIGHER EDUCATION”; and in line 14, after “programs” insert “AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION”.

AMENDMENT NO. 4

On page 3, in line 29, strike “, the Board of Regents,”; and in lines 2, 11, 12, 23, and 26, strike “(c)”, “(e)”, “(a)”, “(f)”, and “(g)”, respectively, and substitute “(E)”, “(G)”, “(B)”, “(H)”, and “(I)”, respectively.

On pages 3 and 4, strike beginning with “On” in line 32 on page 3 down through “programs” in line 3 on page 4 and substitute “MAKE AVAILABLE A COPY OF THE REPORT UNDER PARAGRAPH (2) OF THIS SUBSECTION TO THE PUBLIC INSTITUTIONS OF HIGHER EDUCATION AND THE NONPUBLIC INSTITUTIONS OF HIGHER EDUCATION”.

On page 4, after line 13, insert:

“(II) MEETS A REGIONAL OR STATEWIDE NEED CONSISTENT WITH THE MARYLAND STATE PLAN FOR POSTSECONDARY EDUCATION;”;

in lines 14, 16, and 21, strike “(ii)”, “(iii)”, and “(c) and (d)”, respectively, and substitute “(III)”, “(IV)”, and “(E) AND (F)”, respectively; and strike in their entirety lines 22 through 25, inclusive.