

HOUSE BILL 538

F2

71r2385
CF 71r2937

By: **Delegates Kaiser, Barkley, N. King, Lawton, Montgomery, Pena-Melnyk, F. Turner, and Waldstreicher**

Introduced and read first time: February 7, 2007

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2007

CHAPTER _____

1 AN ACT concerning

2 **Higher Education – Dual Enrollment Grant Program**

3 FOR the purpose of requiring certain money carried forward from a previous fiscal
4 year to be used for dual enrollment grants, in addition to certain other financial
5 aid programs; repealing certain provisions of law relating to the inclusion of
6 dually enrolled students in a certain part-time grant program; requiring the
7 Maryland Higher Education Commission, in cooperation with certain
8 institutions of higher education, to establish and administer a grant program
9 for dually enrolled students; requiring a recipient of a dual enrollment grant to
10 be a resident of the State ~~and, be a dually enrolled student, and demonstrate~~
11 financial need; providing that, for courses completed under the program, a
12 recipient of a dual enrollment grant is not required to receive credit from a
13 secondary school and an institution of higher education at the same time;
14 requiring the Commission to ~~administer funds for the Dual Enrollment Grant~~
15 ~~Program and to distribute funds to an institution of higher education on behalf~~
16 ~~of a dual enrollment grant recipient~~ allocate funds to an institution of higher
17 education based on the number of dually enrolled students receiving credit for
18 certain courses; requiring funds for the Dual Enrollment Grant Program to be
19 as provided in the annual budget of the Commission by the Governor; requiring
20 the Commission to establish guidelines for the awarding of dual enrollment

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 grants to dually enrolled students; requiring the Commission to adopt certain
 2 regulations; ~~requiring the Governor to include certain funds in the State budget~~
 3 ~~for certain fiscal years for the Dual Enrollment Grant Program~~ requiring an
 4 institution of higher education that receives certain funds for dual enrollment
 5 grants to provide the Commission with a certain annual audit; defining a
 6 certain term; and generally relating to the Dual Enrollment Grant Program.

7 BY repealing and reenacting, with amendments,

8 Article – Education

9 Section ~~18-107(b)~~ and 18-1401

10 Annotated Code of Maryland

11 (2006 Replacement Volume)

12 BY adding to

13 Article – Education

14 Section 18-14A-01 through ~~18-14A-03~~ 18-14A-04 to be under the new subtitle

15 “Subtitle 14A. Dual Enrollment Grant Program”

16 Annotated Code of Maryland

17 (2006 Replacement Volume)

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

20 **Article – Education**

21 18-107.

22 (b) (1) Except as otherwise provided in this title, money appropriated
 23 under this title that is not used by the end of the fiscal year may not revert to the
 24 State Treasury.

25 (2) All money retained under paragraph (1) of this subsection shall be
 26 used to make awards to students during subsequent fiscal years as provided in §§
 27 18-301, 18-706(f), 18-1401, 18-14A-01, and 18-1501 of this title and § 13-613(d)(1)
 28 of the Transportation Article and may not be used for administrative expenses.

29 18-1401.

30 (a) In this section, “part-time student” means a student who is[:

1 (1) Enrolled] **ENROLLED** in a degree-granting program at an eligible
2 institution and taking at least 6 but no more than 11 semester hours of courses each
3 semester[; or

4 (2) Dually enrolled in a secondary school in the State and an
5 institution of higher education].

6 (b) [(1)] In cooperation with the institutions of higher education in the
7 State, the Commission shall establish and administer a grant program for
8 undergraduate part-time students.

9 [(2) Each institution of higher education that participates in the grant
10 program shall establish criteria for awarding a grant or waiver to dually enrolled
11 students.]

12 (c) A recipient of a part-time grant shall:

13 (1) Be a resident of the State; and

14 (2) [(i)] Have demonstrated a definite financial need according to
15 criteria established by the Commission[; or

16 (ii) Be a dually enrolled student].

17 **SUBTITLE 14A. DUAL ENROLLMENT GRANT PROGRAM.**

18 **18-14A-01.**

19 (A) **IN THIS SECTION, "DUALY ENROLLED STUDENT" MEANS A**
20 **STUDENT WHO IS DUALY ENROLLED IN:**

21 (1) **A SECONDARY SCHOOL IN THE STATE; AND**

22 (2) **AN INSTITUTION OF HIGHER EDUCATION IN THE STATE.**

23 (B) **THE IN COOPERATION WITH INSTITUTIONS OF HIGHER EDUCATION**
24 **IN THE STATE, THE COMMISSION SHALL ESTABLISH AND ADMINISTER A GRANT**
25 **PROGRAM FOR DUALY ENROLLED STUDENTS.**

26 (C) **A RECIPIENT OF A DUAL ENROLLMENT GRANT SHALL:**

- 1 (1) BE A RESIDENT OF THE STATE; ~~AND~~
- 2 (2) BE A DUALY ENROLLED STUDENT; AND
- 3 (3) DEMONSTRATE FINANCIAL NEED ACCORDING TO CRITERIA
4 ESTABLISHED BY THE COMMISSION.

5 (D) FOR COURSES COMPLETED UNDER THE PROGRAM, A RECIPIENT OF
6 A DUAL ENROLLMENT GRANT IS NOT REQUIRED TO RECEIVE CREDIT FROM A
7 SECONDARY SCHOOL AND AN INSTITUTION OF HIGHER EDUCATION AT THE
8 SAME TIME.

9 **18-14A-02.**

10 (A) FUNDS FOR THE DUAL ENROLLMENT GRANT PROGRAM SHALL BE:

11 ~~(1) ADMINISTERED BY THE COMMISSION; AND~~

12 ~~(2) DISTRIBUTED TO AN INSTITUTION OF HIGHER EDUCATION ON~~
13 ~~BEHALF OF A DUAL ENROLLMENT GRANT RECIPIENT~~ ALLOCATED BY THE
14 COMMISSION TO AN INSTITUTION OF HIGHER EDUCATION BASED ON THE
15 NUMBER OF DUALY ENROLLED STUDENTS RECEIVING CREDIT FOR COURSES
16 COMPLETED AT THE INSTITUTION.

17 (B) FUNDS FOR THE DUAL ENROLLMENT GRANT PROGRAM SHALL BE
18 AS PROVIDED IN THE ANNUAL BUDGET OF THE COMMISSION BY THE
19 GOVERNOR.

20 **18-14A-03.**

21 THE COMMISSION SHALL:

22 (1) ESTABLISH GUIDELINES FOR THE AWARDING OF DUAL
23 ENROLLMENT GRANTS TO DUALY ENROLLED STUDENTS; AND

24 (2) ADOPT ANY OTHER GUIDELINES OR REGULATIONS
25 NECESSARY FOR THE ADMINISTRATION OF THIS SUBTITLE.

26 **18-14A-04.**

1 AN INSTITUTION OF HIGHER EDUCATION THAT RECEIVES STATE FUNDS
2 UNDER THIS SUBTITLE SHALL PROVIDE THE COMMISSION WITH AN ANNUAL
3 AUDIT OF THE USE OF THE FUNDS.

4 ~~SECTION 2. AND BE IT FURTHER ENACTED, That, beginning with the fiscal~~
5 ~~year 2009 State budget and each year thereafter, the Governor shall appropriate to~~
6 ~~the Maryland Higher Education Commission for the administration of the Dual~~
7 ~~Enrollment Grant Program established under Title 18, Subtitle 14A of the Education~~
8 ~~Article, as enacted by Section 1 of this Act, an amount not less than 10% of the amount~~
9 ~~appropriated to the Commission for the administration of the Part-Time Grant~~
10 ~~Program established under Title 18, Subtitle 14 of the Education Article.~~

11 ~~SECTION 3.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect
12 June 1, 2007.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.