

# HOUSE BILL 1208

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By: **Delegate Wilson**

Introduced and read first time: February 17, 2011

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Exemption from Tuition for Foster Care Recipients –**  
3 **Eligibility Age**

4 FOR the purpose of altering the age before which foster care recipients must be  
5 enrolled at public institutions of higher education to be exempt from paying  
6 certain tuition; altering the age before which foster care recipients must be  
7 enrolled as candidates for certain degrees to not be required to pay the  
8 difference between the amount of certain scholarships or grants and the  
9 amount of certain tuition; and generally relating to the age of foster care  
10 recipients to be eligible for exemptions from paying tuition.

11 BY repealing and reenacting, with amendments,  
12 Article – Education  
13 Section 15–106.1  
14 Annotated Code of Maryland  
15 (2008 Replacement Volume and 2010 Supplement)

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

18 **Article – Education**

19 15–106.1.

20 (a) (1) In this section the following words have the meanings indicated.

21 (2) (i) “Foster care recipient” means an individual who:

22 1. Was placed in an out-of-home placement by the  
23 Maryland Department of Human Resources; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   2.    A.    Resided in an out-of-home placement in the  
2 State at the time the individual graduated from high school or successfully completed  
3 a general equivalency development examination (GED); or

4                                B.    Resided in an out-of-home placement in the State on  
5 the individual's 13th birthday and was adopted out of an out-of-home placement after  
6 the individual's 13th birthday.

7                               (ii)   "Foster care recipient" includes a younger sibling of an  
8 individual described in subparagraph (i) of this paragraph if the younger sibling is  
9 concurrently adopted out of an out-of-home placement by the same adoptive family.

10                           (3)    "Out-of-home placement" has the meaning stated in § 5-501 of the  
11 Family Law Article.

12                           (4)    (i)    "Tuition" means the charges imposed by a public institution  
13 of higher education for enrollment at the institution.

14                                       (ii)    "Tuition" includes charges for registration and all fees  
15 required as a condition of enrollment.

16                   (b)    (1)    Except as provided in paragraph (2) of this subsection, a foster care  
17 recipient is exempt from paying tuition at a public institution of higher education if:

18                                       (i)    The foster care recipient is enrolled at the institution on or  
19 before the date that the foster care recipient reaches the age of [21] **25** years;

20                                       (ii)    The foster care recipient is enrolled as a candidate for an  
21 associate's degree or a bachelor's degree; and

22                                       (iii)   The foster care recipient has filed for federal and State  
23 financial aid by March 1 each year.

24                           (2)    If a foster care recipient receives a scholarship or grant for  
25 postsecondary study and is enrolled before the recipient's [21st] **25TH** birthday as a  
26 candidate for an associate's degree or bachelor's degree at a public institution of higher  
27 education, the foster care recipient may not be required to pay the difference between  
28 the amount of the scholarship or grant and the amount of the tuition.

29                           (3)    A foster care recipient who is exempt from tuition under this  
30 section continues to be exempt until the earlier of:

31                                       (i)    5 years after first enrolling as a candidate for an associate's  
32 degree or a bachelor's degree at a public institution of higher education in the State; or

33                                       (ii)    The date that the foster care recipient is awarded a  
34 bachelor's degree.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2    July 1, 2011.