

WILLIAM DONALD SCHAEFER, Governor

Article - Education

Section 11-104

Annotated Code of Maryland

(1985 Replacement Volume and 1987 Supplement)

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

Article - Education

11-104.

(A) ANY STUDENT ATTENDING A PUBLIC INSTITUTION OF HIGHER EDUCATION WHO IS NOT A RESIDENT OF THIS STATE AND WHO IS ENROLLED IN AN EDUCATION COURSE OR PROGRAM LEADING TO LICENSE IN A HEALTH OCCUPATION AN OCCUPATION AS A LICENSED REGISTERED NURSE OR A LICENSED PRACTICAL NURSE SHALL PAY ONLY THE TUITION FEES AND OTHER MANDATORY FEES PAYABLE BY A RESIDENT OF THIS STATE IF-

(1) -- THE -- EDUCATION -- COURSE OR PROGRAM IS FOR A HEALTH OCCUPATION, INCLUDING NURSING, DETERMINED TO BE IN SHORT SUPPLY BY THE STATE BOARD FOR HIGHER EDUCATION AFTER CONSULTATION WITH THE SECRETARY OF HEALTH AND MENTAL HYGIENE, AND

(2) THE STUDENT FURNISHES A SURETY BOND OR GUARANTEED PROMISSORY NOTE TO THIS STATE, WITH SECURITY SATISFACTORY TO THE STATE BOARD FOR HIGHER EDUCATION, THAT, ON COMPLETION OF THE EDUCATION COURSE OR PROGRAM, THE STUDENT WILL WORK IN THIS STATE FOR AT LEAST 4 YEARS AS A LICENSED REGISTERED NURSE OR A LICENSED PRACTICAL NURSE IN A HOSPITAL OR RELATED INSTITUTION, AS DEFINED IN § 19-301 OF THE HEALTH - GENERAL ARTICLE.

(B) (1) THE SECRETARY OF HEALTH AND MENTAL HYGIENE MAY DETERMINE IF THERE IS A SHORTAGE OF LICENSED REGISTERED NURSES OR LICENSED PRACTICAL NURSES.

(2) SUBJECT TO PARAGRAPHS (3) AND (4) OF THIS SUBSECTION, IF THE SECRETARY DETERMINES THAT THERE IS NO SHORTAGE OF LICENSED REGISTERED NURSES OR LICENSED PRACTICAL NURSES, THE NONRESIDENT STUDENT TUITION REDUCTION PROGRAM ESTABLISHED UNDER THIS SECTION MAY NOT BE APPLIED TO ANY COURSES OR PROGRAMS REQUIRED FOR THAT PARTICULAR OCCUPATION.

(3) PARAGRAPH (2) OF THIS SUBSECTION APPLIES ONLY TO STUDENTS WHO ENROLL IN A COURSE OF STUDY LEADING TO THAT OCCUPATION SUBSEQUENT TO THE DETERMINATION MADE UNDER PARAGRAPH (1) OF THIS SECTION.

(4) PARAGRAPH (2) OF THIS SUBSECTION MAY NOT AFFECT ANY STUDENT WHO IS PARTICIPATING IN THE NONRESIDENT TUITION REDUCTION PROGRAM PRIOR TO THE DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION.