

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

Article - Education

17-104.

(a) The Maryland Higher Education Commission shall compute the amount of the annual apportionment for each institution that qualifies under this subtitle by multiplying:

(1) The number of full-time equivalent students enrolled at the institution during the fall semester of the fiscal year preceding the fiscal year for which the aid apportionment is made, as determined by the Maryland Higher Education Commission times;

(2) An amount equal to 16 percent of the State's General Fund per full-time equivalent student appropriation to the 4-year public institutions of higher education in this State for the preceding fiscal year.

(b) Full-time equivalent students enrolled in seminarian or theological programs shall be excluded from the computation required by subsection (a) of this section.

(c) PAYMENTS OF STATE GENERAL FUNDS UNDER SUBTITLE 3 OF THIS TITLE SHALL BE EXCLUDED FROM THE COMPUTATION REQUIRED BY SUBSECTION (A) OF THIS SECTION.

SUBTITLE 3. PRIVATE DONATION INCENTIVE PROGRAM

17-301.

(A) IN THIS SUBTITLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ELIGIBLE INSTITUTION" MEANS:

(1) EACH PUBLIC SECTOR HIGHER EDUCATION INSTITUTION IDENTIFIED IN SECTIONS 10-101(J) AND 12-101(4) OF THIS ARTICLE OR ITS AFFILIATED FOUNDATION; AND

(2) EACH COMMUNITY COLLEGE WHICH RECEIVES STATE FUNDING UNDER TITLE 16, SUBTITLE 4 OF THIS ARTICLE OR ITS AFFILIATED FOUNDATION RECEIVES--STATE--FUNDING--UNDER--TITLE--16, SUBTITLE--4--OF--THIS--ARTICLE;

~~(I)--IS--A--PERMANENT--INSTRUCTIONAL--UNIT;~~

~~(II)--OFFERS--ON--A--CONTINUING--BASIS--ALL--THE INSTRUCTION--REQUIRED--FOR--AN--ASSOCIATE--IN--ARTS--DEGREE;--AND~~