

(2) In the second eligible period, only with respect to contributions which are paid by the eligible donors to the eligible institution before [July 1, 2002] JULY 1, 2006; and

(3) In the second fiscal year following the fiscal year during which the contributions are made.

(d) Contributions made by the State under this section may not exceed ~~\$200,000~~ ~~\$100,000~~ \$150,000 during each eligible period to each eligible institution.

(e) (1) To determine eligibility for State payments, each contribution shall be compared to the amount contributed during the base year. The following criteria shall be the basis for comparison:

(i) Each contribution must be from a new donor; or

(ii) Each contribution must represent an increase over the amount contributed by the donor during the base year.

(2) A contribution received during the base year that fulfills a pledge made prior to the base year may not be included in the determination of the contribution made during the base year.

(3) Each contribution must be specifically designated for technology.

(f) Contributions made by the State under this section may be applied to any eligible technology expense at an eligible institution to which the payment is made.

(g) Contributions made by the State to any eligible institution under this section may not directly or indirectly reduce the State General Fund or capital fund support for the eligible institution.

(h) The Maryland Higher Education Commission shall:

(1) Adopt regulations necessary for the administration of this section; and

(2) Submit to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly an annual report summarizing the total amount of funds pledged by eligible donors and total amount of funds raised.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2002.

Approved May 6, 2002.
