

specified in paragraph (6) of this subsection, the governing board of the affected institutions shall be so notified. The Commission may then seek to eliminate the duplication by revoking the authority of a public institution of postsecondary education to offer the unreasonably duplicative program.

(6) (i) Prior to imposing a sanction under paragraph (5) of this subsection, the Commission shall give notice of the proposed sanction to the governing board of each affected institution.

(ii) 1. Within 20 days of receipt of the notice, any affected institution may request an opportunity to meet with the Commission and present objections.

2. If timely requested, the Commission shall provide such opportunity prior to the Commission's decision to impose a sanction.

(iii) The Commission's decision shall be final and is not subject to further administrative appeal or judicial review.

[(e) The provisions of this section do not apply to programs offered by institutions of higher education that operate in the State without a certificate of approval in accordance with § 11-202(c)(2) or (3) of this subtitle.]

11-206.1.

(A) (1) ~~(A)~~ A PRESIDENT OF A CONSTITUENT INSTITUTION OF THE UNIVERSITY SYSTEM OF MARYLAND PUBLIC INSTITUTION OF HIGHER EDUCATION CONSTITUENT INSTITUTION OF THE UNIVERSITY SYSTEM OF MARYLAND MAY PROPOSE TO ESTABLISH A NEW PROGRAM OR ABOLISH AN EXISTING PROGRAM IF THE ACTION:

~~(1)~~ 1 (I) IS CONSISTENT WITH THE INSTITUTION'S APPROVED ADOPTED MISSION STATEMENT UNDER SUBTITLE 3 OF THIS TITLE; AND

~~(2)~~ 2 (II) CAN BE IMPLEMENTED WITHIN THE EXISTING PROGRAM RESOURCES OF THE INSTITUTION.

~~(B) A PRESIDENT OF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION MAY PROPOSE TO ESTABLISH A NEW PROGRAM OR ABOLISH AN EXISTING PROGRAM IF THE ACTION:~~

~~1 IS CONSISTENT WITH THE INSTITUTION'S MISSION STATEMENT FILED WITH THE COMMISSION; AND~~

~~2 CAN BE IMPLEMENTED WITHIN THE EXISTING PROGRAM RESOURCES OF THE INSTITUTION.~~

(2) THE PRESIDENT SHALL REPORT ANY PROGRAMS THAT ARE PROPOSED TO BE ESTABLISHED OR ABOLISHED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION TO:

(1) THE BOARD OF REGENTS INSTITUTION'S GOVERNING BOARD; AND AND