The only changes are in style.

12-204. BONDS OF INSTITUTION.

(A) MAY BE REQUIRED.

THE STATE BOARD FOR HIGHER EDUCATION MAY REQUIRE ANY INSTITUTION THAT IS REQUIRED TO OBTAIN A CERTIFICATE OF APPROVAL TO FURNISH A PERFORMANCE BOND TO THIS STATE CONDITIONED THAT THE INSTITUTION WILL:

(1) PERFORM FAITHFULLY ALL AGREEMENTS OR CONTRACTS IT MAKES WITH ITS STUDENTS; AND

(2) COMPLY WITH THIS ARTICLE.

(B) FORM AND CONTENT.

ANY BOND REQUIRED UNDER THIS SECTION SHALL BE IN THE FORM AND AMOUNT THE COMMISSIONER OF HIGHER EDUCATION REQUIRES.

(C) LIABILITY OF SURETY; PAYMENT.

(1) THE TOTAL LIABILITY OF A SURETY ON A BOND UNDER THIS SECTION MAY NOT EXCEED THE AMOUNT OF THE BOND.

(2) IF THE TOTAL AMOUNT OF CLAIMS FILED AGAINST A BOND EXCEEDS THE AMOUNT OF THE BOND, THE SURETY SHALL PAY THE AMOUNT OF THE BOND TO THE COMMISSIONER OF HIGHER EDUCATION FOR DISTRIBUTION BY HIM TO THE CLAIMANTS.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 77A, §32(h).

The only changes are in style.

It should be noted that subsection (c) of this section does not provide any mechanism for determining whether claims made against an institution are meritorious, or for determining the amount to be paid to each claimant.

12-205. ISSUANCE OF CERTIFICATE.

AN INSTITUTION OF POSTSECONDARY EDUCATION MAY NOT ISSUE ANY CERTIFICATE, DIPLOMA, OR DEGREE WITHOUT THE APPROVAL OF THE STATE BOARD FOR HIGHER EDUCATION OF THE CONDITIONS OF ENTRANCE, SCHOLARSHIP, AND RESIDENCE UNDER WHICH THE CERTIFICATE, DIPLOMA, OR DEGREE IS ISSUED.

REVISOR'S NOTE: This section presently appears as the last sentence of Art. 77A, §32A(b).

The only changes are in style.