

(I) A HEARING IS NOT REQUESTED; OR

(II) AFTER THE HEARING, THE COMMISSION DETERMINES THAT THE INSTITUTION DID NOT CORRECT THE DEFICIENCIES WITHIN THE PERIOD SET BY THE COMMISSION.

(2) THE ORDER TAKES EFFECT 15 DAYS AFTER IT IS ISSUED.

(D) (1) AN INSTITUTION THAT IS AGGRIEVED BY AN ORDER OF THE COMMISSION HAS THE RIGHT TO JUDICIAL REVIEW PROVIDED BY TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(2) THE DECISION OF THE COMMISSION SHALL BE PRESUMED CORRECT AND THE INSTITUTION HAS THE BURDEN OF PROVING OTHERWISE.

(3) THE COMMISSION SHALL BE A PARTY TO THE PROCEEDING.

~~11-305~~ 11-205.

(A) (1) ~~AT LEAST 180-DAYS~~ PRIOR TO THE PROPOSED DATE OF IMPLEMENTATION, THE GOVERNING ~~BOARD~~ BODY OF AN INSTITUTION OF POSTSECONDARY EDUCATION SHALL SUBMIT TO THE COMMISSION EACH PROPOSAL FOR:

(I) A NEW PROGRAM; OR

(II) A SUBSTANTIAL MODIFICATION OF AN EXISTING PROGRAM.

(2) THE COMMISSION SHALL REVIEW EACH SUCH PROPOSAL AND:

(I) WITH RESPECT TO EACH PUBLIC INSTITUTION OF POSTSECONDARY EDUCATION, EITHER APPROVE OR DISAPPROVE THE PROPOSAL;

(II) WITH RESPECT TO EACH ~~INDEPENDENT~~ NONPUBLIC INSTITUTION OF HIGHER EDUCATION, EITHER RECOMMEND THAT THE PROPOSAL BE IMPLEMENTED OR THAT THE PROPOSAL NOT BE IMPLEMENTED; AND

(III) WITH RESPECT TO A ~~POSTSECONDARY-NONDEGREE GRANTING-PROPRIETARY-INSTITUTION~~ PRIVATE CAREER SCHOOL, EITHER APPROVE OR DISAPPROVE THE PROPOSAL.

(3) IF THE COMMISSION FAILS TO ACT WITHIN 150 DAYS OF THE DATE OF SUBMISSION OF THE COMPLETED PROPOSAL, THE PROPOSAL SHALL BE DEEMED APPROVED.

(3) OF THIS SECTION ~~SECTION--(A)~~ SUBSECTION, A PUBLIC INSTITUTION OF