

POSTSECONDARY EDUCATION AND ~~POSTSECONDARY--NONDEGREE--GRANTING PROPRIETARY-INSTITUTION~~ PRIVATE CAREER SCHOOL MAY NOT IMPLEMENT A PROPOSAL WITHOUT THE PRIOR APPROVAL OF THE COMMISSION.

(5) EXCEPT AS PROVIDED IN ~~SUBSECTION--(A)~~ PARAGRAPH (3) OF THIS SECTION SUBSECTION, AND SUBJECT TO THE PROVISIONS OF ~~§-17-104(A)~~ § 17-105 OF THIS ARTICLE, ~~AN-INDEPENDENT A NONPUBLIC INSTITUTION OF HIGHER EDUCATION~~ MAY IMPLEMENT A PROPOSAL THAT HAS NOT RECEIVED A POSITIVE RECOMMENDATION BY THE COMMISSION.

(6) (I) IF THE COMMISSION DISAPPROVES A PROPOSAL, THE COMMISSION SHALL PROVIDE TO THE GOVERNING BODY THAT SUBMITS THE PROPOSAL A WRITTEN EXPLANATION OF THE REASONS FOR THE DISAPPROVAL.

(III) AFTER REVISING A PROPOSAL TO ADDRESS THE COMMISSION'S REASONS FOR DISAPPROVAL, THE GOVERNING BODY MAY SUBMIT THE REVISED PROPOSAL TO THE COMMISSION FOR APPROVAL.

(B) (1) PRIOR TO DISCONTINUATION, EACH INSTITUTION OF POSTSECONDARY EDUCATION THAT PROPOSES TO DISCONTINUE AN EXISTING PROGRAM SHALL PROVIDE WRITTEN NOTIFICATION TO THE COMMISSION SPECIFYING:

(I) THE NAME OF THE PROGRAM; AND

(II) THE EXPECTED DATE OF DISCONTINUATION.

(2) BY RULE OR REGULATION, THE COMMISSION MAY REQUIRE THE PAYMENT BY A ~~POSTSECONDARY--NONDEGREE--GRANTING--PROPRIETARY INSTITUTION~~ PRIVATE CAREER SCHOOL OF A REFUND TO ANY STUDENT OR ENROLLEE WHO, BECAUSE OF THE DISCONTINUATION OF AN ONGOING PROGRAM, IS UNABLE TO COMPLETE SUCH PROGRAM.

~~(C)--THE--COMMISSION--MAY--REVIEW--AND--MAKE--RECOMMENDATIONS--TO INSTITUTIONAL--GOVERNING---BOARDS---GOVERNING---BODIES---ON---THE CONTINUATION---OR---MODIFICATION--OF--EXISTING--PROGRAMS--AT--ANY INSTITUTION--OF--POSTSECONDARY--EDUCATION-~~

~~(D)--(1)--THE--COMMISSION---MAY---MAKE---RECOMMENDATIONS---TO INSTITUTIONAL--GOVERNING--BOARDS--GOVERNING--BODIES--ON--EXISTING--OR PROPOSED--PROGRAMS--AT--TWO--OR--MORE--INSTITUTIONS--OF--POSTSECONDARY EDUCATION---THAT---ARE---DETERMINED---BY--THE--COMMISSION--TO--BE UNREASONABLY--DUPLICATIVE-~~

~~(2)--THE--COMMISSION--MAY---DETERMINE---ON---ITS---OWN INITIATIVE--THAT--AN--UNREASONABLE--DUPLICATION--OF--PROGRAMS--EXISTS, OR--MAY--MAKE--SUCH--A--DETERMINATION--AFTER--RECEIPT--OF--A--REQUEST--FOR DETERMINATION---FROM---ANY---DIRECTLY---AFFECTED--INSTITUTION--OF POSTSECONDARY--EDUCATION-~~