

(3) THE COMMISSION SHALL ADOPT REGULATIONS ESTABLISHING STANDARDS FOR DETERMINING WHETHER 2 OR MORE PROGRAMS ARE UNREASONABLY DUPLICATIVE.

(4) IF THE COMMISSION DETERMINES THAT THE PROPOSED PROGRAM UNREASONABLY DUPLICATES AN EXISTING PROGRAM, THE COMMISSION MAY DISAPPROVE A PROPOSAL FOR A NEW PROGRAM UNDER SUBSECTION (A)(1) OF THIS SECTION.

(5) (i) IF THE COMMISSION DETERMINES THAT 2 OR MORE EXISTING PROGRAMS ARE UNREASONABLY DUPLICATIVE, THE GOVERNING BODIES OF THE INSTITUTIONS OF POSTSECONDARY EDUCATION AT WHICH THE PROGRAMS ARE OFFERED SHALL HAVE 180 DAYS FROM THE DATE OF THE COMMISSION'S DETERMINATION TO FORMULATE AND PRESENT TO THE COMMISSION A JOINT PLAN TO ELIMINATE THE DUPLICATION.

(ii) THE PLAN MAY INCLUDE PROPOSALS FOR THE MODIFICATION OR DISCONTINUATION OF ONE OR MORE OF THE AFFECTED PROGRAMS.

(6) IF IN THE COMMISSION'S JUDGMENT THE PLAN SATISFACTORILY ELIMINATES THE DUPLICATION, THE GOVERNING BODIES OF THE AFFECTED INSTITUTIONS SHALL BE SO NOTIFIED AND SHALL TAKE WHATEVER STEPS ARE REQUIRED UNDER SUBSECTION (A) OR (B) OF THIS SECTION TO IMPLEMENT THE PLAN.

(7) IF IN THE COMMISSION'S JUDGMENT THE PLAN DOES NOT SATISFACTORILY ELIMINATE THE DUPLICATION, OR IF NO PLAN IS JOINTLY SUBMITTED WITHIN THE TIME PERIOD SPECIFIED IN SUBSECTION (D)(5) OF THIS SECTION, THE GOVERNING BODIES OF THE AFFECTED INSTITUTIONS SHALL BE SO NOTIFIED. THE COMMISSION MAY THEN SEEK TO ELIMINATE THE DUPLICATION BY EITHER OR BOTH OF THE FOLLOWING METHODS:

(i) BY REVOKING THE AUTHORITY OF A PUBLIC INSTITUTION OF POSTSECONDARY EDUCATION OR A POSTSECONDARY NONDEGREE GRANTING PROPRIETARY INSTITUTION PRIVATE CAREER SCHOOL TO OFFER THE UNREASONABLY DUPLICATIVE PROGRAM, OR

(C) THE COMMISSION SHALL REVIEW AND MAKE RECOMMENDATIONS ON PROGRAMS IN NONPUBLIC INSTITUTIONS OF HIGHER EDUCATION THAT RECEIVE STATE FUNDS.

(D) (1) IN THIS SUBSECTION, "GOVERNING BOARD" INCLUDES THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE.

(2) THE COMMISSION SHALL ADOPT REGULATIONS ESTABLISHING STANDARDS FOR DETERMINING WHETHER 2 OR MORE PROGRAMS ARE UNREASONABLY DUPLICATIVE.

(3) THE COMMISSION MAY REVIEW EXISTING PROGRAMS AT PUBLIC INSTITUTIONS OF POSTSECONDARY EDUCATION IF THE COMMISSION HAS REASON TO BELIEVE THAT ACADEMIC PROGRAMS ARE UNREASONABLY