

(2) THE DETERMINATION WHETHER TO PURCHASE INSURANCE, AND ITS SCOPE AND LIMITATIONS, SHALL BE WITHIN THE BOARD'S DISCRETION, TAKING INTO ACCOUNT COMMERCIAL AVAILABILITY AND AFFORDABILITY AND THE EXISTENCE AND EXTENT OF INSURANCE SECURED BY THE STATE TREASURER.

(3) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO WAIVE OR ABROGATE SOVEREIGN IMMUNITY OR 11TH AMENDMENT IMMUNITY WITH RESPECT TO ANY CLAIM THAT IS NOT COVERED BY OR EXCEEDS THE LIMITS OF AN INSURANCE POLICY.

(H) (1) SUBJECT TO TITLE 10, SUBTITLE 5 OF THE STATE GOVERNMENT ARTICLE ("OPEN MEETINGS" LAW), THE BOARD MAY MAKE RULES AND REGULATIONS, AND PRESCRIBE POLICIES AND PROCEDURES, FOR THE MANAGEMENT, MAINTENANCE, OPERATION, AND CONTROL OF THE UNIVERSITY OF MARYLAND SYSTEM.

(2) EXCEPT WITH RESPECT TO CLASSIFIED EMPLOYEE GRIEVANCE APPEALS, TITLE 10, SUBTITLES 1 AND 2 OF THE STATE GOVERNMENT ARTICLE ("ADMINISTRATIVE PROCEDURE ACT") ARE NOT APPLICABLE TO THE BOARD OF REGENTS.

(I) (1) EXCEPT AS PROVIDED IN SUBSECTIONS (E) AND (F) OF THIS SECTION, THE BOARD MAY DELEGATE ANY PART OF ITS AUTHORITY OVER THE AFFAIRS OF THE CONSTITUENT INSTITUTIONS AND CENTERS TO THE CHANCELLOR OR THE PRESIDENTS, OR TO ANY ADVISORY BODIES THAT THE BOARD ESTABLISHES UNDER § 12-111(B) OF THIS TITLE.

(2) ANY DELEGATION OF AUTHORITY MAY BE MODIFIED OR RESCINDED BY THE BOARD OF REGENTS AT ANY TIME IN WHOLE OR IN PART.

12-105.

(A) IN CONSULTATION WITH THE INSTITUTIONS AND THE INSTITUTIONS AND UPON THE RECOMMENDATION OF THE CHANCELLOR, WHO SHALL CONVEY THE ADVICE OF THE PRESIDENTS, THE BOARD SHALL:

(1) ESTABLISH DIFFERENT STANDARDS FOR FUNDING BASED ON DIFFERENCES IN THE SIZE AND MISSION OF THE CONSTITUENT INSTITUTIONS;

(2) REVIEW, MODIFY, AS NECESSARY, AND APPROVE CONSOLIDATED BUDGET REQUESTS FOR APPROPRIATIONS FOR THE UNIVERSITY OF MARYLAND SYSTEM WITH RESPECT TO:

(I) THE OPERATING BUDGET; AND

(II) THE CAPITAL BUDGET; AND

(3) SUBMIT THESE REQUESTS FOR APPROPRIATIONS ORGANIZED BY CONSTITUENT INSTITUTIONS TO THE COMMISSION, GOVERNOR, AND GENERAL ASSEMBLY.