

equivalent student appropriation to the 4-year public institutions of higher education in this State for the preceding fiscal year.

(b) Full-time equivalent students enrolled in seminarian or theological programs shall be excluded from the computation required by subsection (a) of this section.

17-105.

~~The--{State--Board--for}--MARYLAND--Higher--Education--COMMISSION shall--certify--the--amount--of--aid--due--each--institution--under--this subtitle--to--the--State--Comptroller,--who--shall--pay--it--from appropriations--made--for--this--program--under--the--normal--budgetary procedures.~~

(A) THE MARYLAND HIGHER EDUCATION COMMISSION SHALL CERTIFY THE AMOUNT OF AID DUE EACH INSTITUTION UNDER THIS SUBTITLE TO THE GOVERNOR, WHO SHALL INCLUDE THE TOTAL AMOUNT IN THE ANNUAL BUDGET SUBMISSION.

(B) IF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION HAS IMPLEMENTED A NEW OR SUBSTANTIALLY MODIFIED PROGRAM CONTRARY TO THE RECOMMENDATION OF THE MARYLAND HIGHER EDUCATION COMMISSION THAT WAS BASED ON A FINDING OF UNREASONABLE DUPLICATION, THEN THE MARYLAND HIGHER EDUCATION COMMISSION MAY RECOMMEND THAT THE GENERAL ASSEMBLY REDUCE THE APPROPRIATION BY THE AMOUNT OF AID ASSOCIATED WITH THE FULL-TIME EQUIVALENT ENROLLMENT IN THAT PROGRAM. THIS PROVISION DOES NOT PRECLUDE THE NONPUBLIC INSTITUTION FROM GOING FORWARD WITH IMPLEMENTATION OF THE NEW OR SUBSTANTIALLY MODIFIED PROGRAM.

(C) THE MARYLAND HIGHER EDUCATION COMMISSION SHALL CERTIFY THE AMOUNT OF AID DUE EACH INSTITUTION, LESS ANY REDUCTION MADE BY THE GENERAL ASSEMBLY UNDER SUBSECTION (B) OF THIS SECTION, TO THE STATE COMPTROLLER, WHO SHALL PAY IT FROM APPROPRIATIONS MADE FOR THIS PROGRAM UNDER THE NORMAL BUDGETARY PROCEDURES.

(D) (1) IF THE GENERAL ASSEMBLY REDUCES PROGRAM FUNDING UNDER SUBSECTION (B) OF THIS SECTION, THE AFFECTED NONPUBLIC INSTITUTION ANNUALLY MAY REAPPLY TO THE MARYLAND HIGHER EDUCATION COMMISSION FOR RECONSIDERATION OF THE PROGRAM RECOMMENDATION.

(2) IF THE COMMISSION DETERMINES THAT THE UNREASONABLE DUPLICATION NO LONGER EXISTS, THEN THE COMMISSION MAY RECOMMEND THAT THERE BE NO REDUCTION IN THE INSTITUTION'S AMOUNT OF AID.

17-106.

Subject to the initial approval of the Secretary of General Services, an institution that qualifies for aid under this subtitle may make any purchase through the Department of General