

(iii) (IV) Can be implemented within the existing program resources of the institution, verified by a process established in consultation with the Commission; ~~and~~.

(3) ~~Approve~~ (D) THE BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF MARYLAND SHALL APPROVE the proposed new program within 60 days if the program meets the criteria in ~~paragraph (2) of this subsection~~ SUBSECTION (C)(2) OF THIS SECTION, subject to the provisions of subsections ~~(e) and (d)~~ (E) AND (F) of this section.

(e) (E) Within 30 days of receipt of a notice of an institution's intent to establish a new program in accordance with subsection ~~(a)~~ (B) of this section, the Commission may file, or the institutions of higher education in the State may file with the Commission, an objection to implementation of a proposed program provided the objection is based on:

(1) Inconsistency of the proposed program with the institution's approved mission FOR A PUBLIC INSTITUTION OF HIGHER EDUCATION AND THE MISSION STATEMENT PUBLISHED IN THE OFFICIAL CATALOG OF A NONPUBLIC INSTITUTION OF HIGHER EDUCATION;

(2) NOT MEETING A REGIONAL OR STATEWIDE NEED CONSISTENT WITH THE MARYLAND STATE PLAN FOR POSTSECONDARY EDUCATION;

(2) (3) Unreasonable program duplication which would cause demonstrable harm to another institution; or

(3) (4) Violation of the State's equal educational opportunity obligations under State and federal law.

(d) (F) (1) If an objection is filed under subsection ~~(e)~~ (E) of this section by the Commission or an institution within 30 days of receipt of a notice of an institution's intent to establish a new program, the Commission shall immediately notify the institution's governing board and president.

(2) The Commission shall determine if an institution's objection is justified based on the criteria in subsection ~~(e)~~ (E) of this section.

(3) An objection shall be accompanied by detailed information supporting the reasons for the objection.

(4) If the Commission determines that an objection is justified, the Commission shall negotiate with the institution's governing board and president to modify the proposed program in order to resolve the objection.

(5) If the objection cannot be resolved within 30 days of receipt of an objection, the Commission shall make a final determination on approval of the new program FOR A PUBLIC INSTITUTION OF HIGHER EDUCATION OR A FINAL RECOMMENDATION ON IMPLEMENTATION FOR A NONPUBLIC INSTITUTION OF HIGHER EDUCATION.

(e) (G) (1) The Commission shall: