

SB0009/283527/1

BY: Education, Energy, and the Environment Committee

AMENDMENTS TO SENATE BILL 9
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “times;” insert “repealing a provision of law that required the Commission to circulate certain letters of intent to certain institutions;”; in line 13, strike “11-206.3(a)” and substitute “11-206.3(a), (d), and (e)”; and in line 18, strike “11-206.3(b)” and substitute “11-206.3(b) and (c)”.

AMENDMENT NO. 2

On page 4, after line 20, insert:

“(c) The Commission shall use a letter of intent submitted by an institution under this section:

(1) To facilitate collaboration between institutions; and

(2) To provide feedback to an institution before the institution submits the new program to the Commission for approval, including any Commission concerns regarding unreasonable or unnecessary program duplication.

(d) **(1)** The Commission may not use a letter of intent to establish any preference or priority for approval of a program proposal.

(2) **THIS SECTION MAY NOT BE CONSTRUED TO GIVE AN INSTITUTION THE RIGHT OF FIRST REFUSAL FOR ANY PROGRAM INCLUDED IN A LETTER OF INTENT SUBMITTED TO THE COMMISSION UNDER THIS SECTION.**

(e) (1) Subject to [paragraph] PARAGRAPHS (2) AND (3) of this subsection, the Commission shall establish requirements for submitting a letter of

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intent under this section, including the format, deadlines, and review criteria of the letters.

(2) The Commission [shall circulate each letter of intent submitted by an institution among each institution, but] may not post an institution's letter of intent publicly.

(3) (I) AFTER REVIEW OF THE LETTERS OF INTENT SUBMITTED BY EACH INSTITUTION UNDER THIS SECTION, THE COMMISSION SHALL DETERMINE WHETHER AN INTENDED PROGRAM IS SIMILAR TO AN EXISTING PROGRAM OR ANOTHER INTENDED PROGRAM INCLUDED IN ANOTHER INSTITUTION'S LETTER OF INTENT.

(II) IF THE COMMISSION DETERMINES THAT AN INTENDED PROGRAM IS SIMILAR TO ANOTHER PROGRAM UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSION MAY NOTIFY THE AFFECTED INSTITUTIONS OF ITS DETERMINATION, PROVIDE FEEDBACK, AND ENCOURAGE DISCUSSION AND COLLABORATION BETWEEN THE INSTITUTIONS."