

(3) If the Commission notifies a president of an institution under paragraph (2) of this subsection, within 60 days the president of the institution shall provide to the Commission in writing:

- (i) An action plan to abolish or modify the program; or
- (ii) Justification for the continuation of the program.

(h) The Commission and the governing boards of the public institutions of higher education shall jointly develop a definition and accepted criteria for determining low productivity programs.

(i) The Commission shall:

(1) Monitor the program development and review process established under this section;

(2) Report annually to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the nature and extent of any duplication or proliferation of programs; and

(3) Make available a copy of the report under paragraph (2) of this subsection to the public institutions of higher education and the nonpublic institutions of higher education.

SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2006.

May 26, 2006

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have vetoed Senate Bill 1019 – *State Employees' and Teachers' Retirement Enhancement Benefit Act of 2006*.

This bill alters the formula used to calculate the normal service retirement allowances for individuals who are members of the Employees' Pension System or the Teachers' Pension System on or after June 30, 2006; and provides for an alternate contributory pension selection for individuals who are members of the Employees' Pension System or the Teachers' Pension System on or after July 1, 2006.

House Bill 1737, which was passed by the General Assembly and signed by me, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 1019.

Very truly yours,