

2017 Regular Session

HOUSE BILL NO. 178

BY REPRESENTATIVE SIMON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SCHOOLS/PROPRIETARY: Provides that certain educator provider programs are not proprietary schools and thus not subject to licensing by the Board of Regents

1 AN ACT

2 To amend and reenact R.S. 17:3141.2(introductory paragraph) and (5)(introductory
3 paragraph) and to enact R.S. 17:3141.2(5)(q), relative to proprietary schools; to
4 exclude certain educator preparation programs from the definition of proprietary
5 school; to provide that such programs are not subject to licensing by the Board of
6 Regents; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:3141.2(introductory paragraph) and (5)(introductory paragraph)
9 are hereby amended and reenacted and R.S. 17:3141.2(5)(q) is hereby enacted to read as
10 follows:

11 §3141.2. Definitions

12 The following words and phrases, when used in this Chapter, shall have the
13 meaning ~~herein~~ ascribed in this Section to them unless the context clearly indicates
14 a different meaning:

15 * * *

16 (5) "Proprietary school", ~~hereinafter referred to as~~ or "school"; means any
17 business enterprise operated for a profit or on a nonprofit basis which maintains a
18 place of business within this state, or which sells or offers for sale any course of
19 instruction in this state, either by correspondence using the mails or by any other
20 means of communication, or by personal solicitation, and which offers or maintains

1 a course or courses of instruction or study, or at which place of business such a
2 course or courses of instruction or study is available through classroom or ~~Internet~~
3 internet instruction, or both, to a person or persons for the purpose of training or
4 preparing such person for a field of endeavor in a business, trade, technical, or
5 industrial occupation, except as ~~hereinafter excluded~~ otherwise provided by law.

6 The definition of a proprietary school shall not include:

7 * * *

8 (q) An educator preparation program that is approved by the State Board of
9 Elementary and Secondary Education.

10 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 178 Engrossed

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Simon

Abstract: Provides that educator preparation programs approved by the State Bd. of Elementary and Secondary Education (BESE) are not proprietary schools and thus not subject to requirements pertaining to licensing by the Bd. of Regents.

Present law provides for the licensing of proprietary schools by the Bd. of Regents. Requires that proprietary schools maintain minimum standards in order to be licensed and prohibits them from doing business unless they are licensed. Defines a "proprietary school" as a business enterprise (for profit or nonprofit) that offers instruction for the purpose of training or preparing a person for a field of endeavor in a business, trade, technical, or industrial occupation. Excepts certain programs and providers from this definition.

Proposed law adds educator preparation programs that are approved by BESE to the list of programs and providers excepted from the definition of proprietary school.

(Amends R.S. 17:3141.2(intro. para.) and (5)(intro. para.); Adds R.S. 17:3141.2(5)(q))