

Regular Session, 2011

HOUSE BILL NO. 191

BY REPRESENTATIVES AUSTIN BADON, MORENO, AND THIBAUT

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

SCHOOLS/PROPRIETARY: Provides relative to the definition of a proprietary school

1 AN ACT

2 To amend and reenact R.S. 17:3141.2(5)(introductory paragraph) and to enact R.S.
3 17:3141.2(5)(o), relative to the definition of a proprietary school; to provide
4 exceptions; to provide an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:3141.2(5)(introductory paragraph) is hereby amended and
7 reenacted and R.S. 17:3141(5)(o) is hereby enacted to read as follows:

8 §3141.2. Definitions

9 The following words and phrases, when used in this Chapter, shall have the
10 meaning herein ascribed to them unless the context clearly indicates a different
11 meaning:

12 * * *

13 (5) "Proprietary school", hereinafter referred to as "school", means any
14 business enterprise operated for a profit or on a nonprofit basis which maintains a
15 place of business within this state, or which sells or offers for sale any course of
16 instruction in this state, either by correspondence using the mails or by any other
17 means of communication, or by personal solicitation, and which offers or maintains
18 a course or courses of instruction or study, or at which place of business such a
19 course or courses of instruction or study is available through classroom or ~~internet~~
20 Internet instruction, or both, to a person or persons for the purpose of training or

1 preparing such person for a field of endeavor in a business, trade, technical, or
2 industrial occupation, except as hereinafter excluded. The definition of a proprietary
3 school shall not include:

4 * * *

5 (o) A school or business enterprise which offers yoga teacher training.

6 * * *

7 Section 2. This Act shall become effective on July 1, 2011; if vetoed by the governor
8 and subsequently approved by the legislature, this Act shall become effective on July 1,
9 2011, or on the day following such approval by the legislature, whichever is later.

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)]

Austin Badon

HB No. 191

Abstract: Excludes a school or business enterprise which offers yoga teacher training from the definition of a proprietary school for purposes of licensing by the Board of Regents.

Present law (for purposes of licensing by the Board of Regents) defines the term "proprietary school" to mean any for profit or nonprofit business enterprise which maintains a place of business in La., or which sells or offers for sale any course of instruction in the state, either by correspondence using the mails or by any other means of communication, or by personal solicitation, and which offers or maintains a course or courses of instruction or study, or at which place of business such a course or courses of instruction or study is available through classroom or Internet instruction, or both, to one or more persons for the purpose of training or preparing a person for a field of endeavor in a business, trade, technical, or industrial occupation, except as excluded by present law.

Proposed law retains present law except adds as an exception to present law a school or business enterprise which offers yoga teacher training.

Effective July 1, 2011.

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

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Education to the original bill.

1. Adds proposed law provision to exclude a school or business enterprise which offers yoga teacher training from the definition of a proprietary school for purposes of licensing by the Board of Regents.

2. Removes a proposed change to present law provision that excludes a school or training program which offers instruction primarily in the field of recreation, health, entertainment, or personal enrichment, which change would have added to this exclusion any school or training program that prepares individuals to teach such pursuits.