

1 WHEREAS, R.S. 17:3141.2(5)(c) specifically excludes a school or training program
2 which offers instruction primarily in the field of recreation, health, entertainment, or
3 personal enrichment and which does not purport to prepare or qualify persons for
4 employment as determined by the commission; and

5 WHEREAS, legal counsel representing the Coalition of Louisiana Yoga Studies
6 asserts that yoga teacher training does not fall within the legal definition of a proprietary
7 school and that yoga instruction, in general, does not train or prepare a person for a field of
8 endeavor in a business, trade, technical, or industrial occupation; and

9 WHEREAS, such counsel further asserts that yoga teacher training is not a trade
10 school that offers to prepare an individual for employment and that the main focus of the
11 training hours offered is for the primary purpose of deepening a student's spirituality and for
12 the secondary purpose of developing a physical yoga practice; and

13 WHEREAS, counsel for the coalition has further advised the Board of Regents that
14 she knows of no yoga studio in Louisiana that gives instruction on how to make a living
15 teaching yoga or that provides credentials that can be used to gain employment; and

16 WHEREAS, counsel for the coalition has formally advised the Board of Regents that
17 members of the coalition will not be applying for licenses as proprietary schools; and

18 WHEREAS, absent this disagreement being resolved by the Board of Regents in
19 favor of the coalition, a change in law will be necessary to exempt yoga teacher training
20 from the proprietary school law.

21 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana hereby suspends
22 the provisions of R.S. 17:3141.2(5), relative to the definition of a proprietary school for the
23 purposes of R.S. 17:3141.1 through 3141.19, to the extent that such definition may be
24 interpreted as being applicable to yoga teacher training.

25 BE IT FURTHER RESOLVED that this suspension shall become effective upon
26 adoption of this Resolution and shall extend through the sixtieth day after final adjournment
27 of the 2011 Regular Session of the Legislature of Louisiana.

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)]

Thibaut

HCR No. 242

Suspends (until 60 days after final adjournment of the 2011 R.S.) the provisions of R.S. 17:3141.2(5), relative to the definition of a proprietary school, to the extent that such definition may be interpreted as being applicable to yoga teacher training.

(Suspends R.S. 17:3141.2(5) in part)