

1 **SENATE FLOOR VERSION**

2 February 11, 2020

3 SENATE BILL NO. 1181

By: Stanislawski of the Senate

4 and

5 Caldwell (Chad) of the
6 House

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8 An Act relating to private education; amending
9 Section 2, Chapter 276, O.S.L. 2014 (70 O.S. Supp.
10 2019, Section 21-101.1), which relates to entities
11 that are exempt from licensing by the Oklahoma Board
of Private Vocational Schools; adding certain
exempted entities; providing an effective date; and
declaring an emergency.

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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY Section 2, Chapter 276, O.S.L.
16 2014 (70 O.S. Supp. 2019, Section 21-101.1), is amended to read as
17 follows:

18 Section 21-101.1. The term "private school" shall not include
19 the following which are exempt from licensing by the Oklahoma Board
20 of Private Vocational Schools:

21 1. Barber schools, beauty schools or other schools which are
22 exclusively regulated or licensed pursuant to the provisions of any
23 school-licensing law of this state, although such school may choose
24 to apply to secure a license for state authorization from the Board;

1 2. Any form of flight instruction subject to regulations
2 promulgated by the Federal Aviation Administration;

3 3. Parochial, private or other nonpublic schools offering
4 programs of general education accredited or approved by the State
5 Board of Education, the State Board of Career and Technology
6 Education or the State Regents for Higher Education;

7 4. Education or training, as approved by the Board, provided
8 and paid for by:

9 a. an employer for its own employees,

10 b. a professional organization, as approved by the Board,
11 for its members,

12 c. a parochial, denominational, eleemosynary school or
13 institution, which is sectarian in nature and uniquely
14 useful for and intrinsic to the propagation of a faith
15 or the pursuit of the mission of the school or
16 institution as approved by the Board, or

17 d. an entity supported by taxation of a local or state
18 source;

19 5. Education or training, as approved by the Board, which
20 offers instruction solely in the field of an avocation, hobby,
21 recreation or entertainment, as approved by the Board;

22 6. Professional prelicensing programs or continuing education
23 programs when an alternate state agency maintains complete authority
24 or jurisdiction over the right to offer or certify such a program,

1 regardless if the other agency mandates the subject matter of the
2 program;

3 7. Postgraduate certificates offered or provided by a school
4 that has approval for that specific program issued by another state
5 agency or an accrediting agency approved by the Board;

6 8. If a private school combines training or education that is
7 both licensed and not licensed by another state agency, licensing by
8 the Board will be required for the entity's combined programs.

9 However, the Board will defer to the other state agency on matters
10 contained in the other agency's regulations and will refrain from
11 establishing conflicting requirements. Matters to be governed by
12 the other state agency may include but are not limited to
13 curriculum, testing or certification completion. The Board may
14 require a private school to document its approval by any other state
15 agency or an accrediting organization; ~~and~~

16 9. Seminars or workshops offered by an entity that:

17 a. is not primarily in the business of providing programs
18 of instruction,

19 b. provides instruction to advance the personal
20 development or general, transferable skills of a
21 participant, and

22 c. offers aggregate clock or contact hours of no more
23 than twenty-four (24) clock or defined contact hours
24 per calendar quarter of the calendar year;

1 10. An entity that offers only a degree(s) and has and
2 maintains proper approval by the Oklahoma State Regents for Higher
3 Education; and

4 11. An entity that is based outside of Oklahoma, maintains
5 regional or national accreditation by an accrediting organization
6 approved by the U.S. Department of Education, does not offer degrees
7 and provides all of its training through mechanism(s) of distance
8 education.

9 SECTION 2. This act shall become effective July 1, 2020.

10 SECTION 3. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

14 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
15 February 11, 2020 - DO PASS
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