

1 ENGROSSED SENATE
2 BILL NO. 1181

By: Stanislawski of the Senate

3 and

4 Caldwell (Chad) of the
5 House

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

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

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

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

22 1. Barber schools, beauty schools or other schools which are
23 exclusively regulated or licensed pursuant to the provisions of any
24 school-licensing law of this state, although such school may choose
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 or federal agency maintains
24 complete authority or jurisdiction over the right to offer or

1 certify such a program, regardless if the other agency mandates the
2 subject matter of the 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 or federal agency,
8 licensing by the Board will be required for the entity's combined
9 programs. However, the Board will defer to the other state agency
10 on matters contained in the other agency's regulations and will
11 refrain from establishing conflicting requirements. Matters to be
12 governed by the other state agency may include but are not limited
13 to 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 Passed the Senate the 26th day of February, 2020.

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Presiding Officer of the Senate

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18 Passed the House of Representatives the ____ day of _____,
19 2020.

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Presiding Officer of the House
of Representatives

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