

AN ACT

relating to the qualifications of and training and continuing education for certain officials and personnel of career schools or colleges.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter C, Chapter 132, Education Code, is amended by adding Section 132.0551 to read as follows:

Sec. 132.0551. QUALIFICATIONS, TRAINING, AND CONTINUING EDUCATION REQUIRED. (a) Each director of admissions and each full-time instructor employed by a career school or college must meet the minimum qualification and training requirements established by commission rule.

(b) The chief administrative officer of or an owner with supervisory authority over a career school or college must meet the minimum qualification and training requirements established by commission rule.

(c) The commission shall require a person described by Subsection (a) or (b) to complete not less than six hours each year of continuing education applicable to the position.

(d) The commission by rule shall establish the minimum qualification and training requirements and continuing education requirements for each position to which this section applies.

(e) In accordance with rules adopted for that purpose, the commission shall approve appropriate entities that the commission

1 determines are qualified to provide the continuing education or  
2 training courses required by this section. In approving an entity  
3 under this subsection, the commission shall consider the entity's  
4 ability to offer a curriculum that:

5 (1) addresses the applicable requirements for the  
6 positions for which the education or training is provided;

7 (2) addresses the statutes, rules, and federal  
8 regulations or guidelines applicable to the positions;

9 (3) includes any criteria required to receive or  
10 retain accreditation from a nationally recognized organization;  
11 and

12 (4) addresses any other curriculum needs of a  
13 continuing education or training course established under this  
14 section.

15 (f) Each career school or college shall maintain records of  
16 any continuing education or training received by school or college  
17 officials or personnel and shall make the records available for  
18 inspection during regular business hours on the premises of the  
19 school. The records must indicate for which position the  
20 continuing education or training was received.

21 (g) Subsections (a), (b), and (c) do not apply to a person  
22 before September 1, 2006. The commission by rule shall prescribe  
23 procedures by which a person described by Subsection (a) or (b) who  
24 is employed by a career school or college before that date may meet  
25 the requirements of the applicable subsection before that date.  
26 This subsection expires January 1, 2007.

27 SECTION 2. Section 132.056, Education Code, is amended by

1 adding Subsection (g) to read as follows:

2 (g) Before the commission issues a certificate of approval  
3 or a renewal certificate of approval under this section, the  
4 commission may require a career school or college to comply with the  
5 requirements of Section 132.0551 and to submit evidence of that  
6 compliance to the commission.

7 SECTION 3. This Act takes effect September 1, 2005.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2333 was passed by the House on April 26, 2005, by a non-record vote.

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Chief Clerk of the House

I certify that H.B. No. 2333 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor