

1-1 By: West S.B. No. 1185
1-2 (In the Senate - Filed March 9, 2005; March 21, 2005, read
1-3 first time and referred to Subcommittee on Higher Education;
1-4 April 4, 2005, reported favorably to Committee on Education;
1-5 April 18, 2005, reported favorably from Committee on Education by
1-6 the following vote: Yeas 8, Nays 0; April 18, 2005, sent to
1-7 printer.)

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the qualifications of and training and continuing
1-11 education for certain officials and personnel of career schools or
1-12 colleges.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter C, Chapter 132, Education Code, is
1-15 amended by adding Section 132.0551 to read as follows:

1-16 Sec. 132.0551. QUALIFICATIONS, TRAINING, AND CONTINUING
1-17 EDUCATION REQUIRED. (a) Each director of admissions and each
1-18 full-time instructor employed by a career school or college must
1-19 meet the minimum qualification and training requirements
1-20 established by commission rule.

1-21 (b) The chief administrative officer of or an owner with
1-22 supervisory authority over a career school or college must meet the
1-23 minimum qualification and training requirements established by
1-24 commission rule.

1-25 (c) The commission shall require a person described by
1-26 Subsection (a) or (b) to complete not less than six hours each year
1-27 of continuing education applicable to the position.

1-28 (d) The commission by rule shall establish the minimum
1-29 qualification and training requirements and continuing education
1-30 requirements for each position to which this section applies.

1-31 (e) In accordance with rules adopted for that purpose, the
1-32 commission shall approve appropriate entities that the commission
1-33 determines are qualified to provide the continuing education or
1-34 training courses required by this section. In approving an entity
1-35 under this subsection, the commission shall consider the entity's
1-36 ability to offer a curriculum that:

1-37 (1) addresses the applicable requirements for the
1-38 positions for which the education or training is provided;

1-39 (2) addresses the statutes, rules, and federal
1-40 regulations or guidelines applicable to the positions;

1-41 (3) includes any criteria required to receive or
1-42 retain accreditation from a nationally recognized organization;
1-43 and

1-44 (4) addresses any other curriculum needs of a
1-45 continuing education or training course established under this
1-46 section.

1-47 (f) Each career school or college shall maintain records of
1-48 any continuing education or training received by school or college
1-49 officials or personnel and shall make the records available for
1-50 inspection during regular business hours on the premises of the
1-51 school. The records must indicate for which position the
1-52 continuing education or training was received.

1-53 (g) Subsections (a), (b), and (c) do not apply to a person
1-54 before September 1, 2006. The commission by rule shall prescribe
1-55 procedures by which a person described by Subsection (a) or (b) who
1-56 is employed by a career school or college before that date may meet
1-57 the requirements of the applicable subsection before that date.
1-58 This subsection expires January 1, 2007.

1-59 SECTION 2. Section 132.056, Education Code, is amended by
1-60 adding Subsection (g) to read as follows:

1-61 (g) Before the commission issues a certificate of approval
1-62 or a renewal certificate of approval under this section, the
1-63 commission may require a career school or college to comply with the
1-64 requirements of Section 132.0551 and to submit evidence of that

2-1 compliance to the commission.

2-2 SECTION 3. This Act takes effect September 1, 2005.

2-3 * * * * *