

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Thompson of Harris

H.B. No. 2000

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the qualification of certain nonprofit schools and  
3 educational institutions for exemption from state laws regulating  
4 career schools and colleges and to complaints made against those  
5 entities.

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

7 SECTION 1. Section 132.002, Education Code, is amended by  
8 adding Subsections (d-1), (h), (i), (j), and (k) to read as follows:

9 (d-1) A school or educational institution exempted from  
10 this chapter may offer training in this state allowed by the  
11 exemption.

12 (h) A school or educational institution that participates  
13 or intends to participate in student financial aid programs under  
14 Title IV, Higher Education Act of 1965 (20 U.S.C. Section 1070 et  
15 seq.), may not be exempted from this chapter by the commission on  
16 the basis of Subsection (a)(2) unless the school or institution  
17 demonstrates to the commission that:

18 (1) either:

19 (A) the school or institution is accredited by a  
20 regional or national accrediting organization recognized by the  
21 United States secretary of education; or

22 (B) the school or institution, or the primary  
23 campus of the school or institution, has been operating  
24 continuously in this state for at least 20 years in compliance with

1 state career school regulatory requirements, regardless of the  
2 amount of time the current owner has owned the school or  
3 institution; or

4 (2) the school or institution:

5 (A) is owned, controlled, operated, and  
6 maintained by a religious organization lawfully operating as a  
7 nonprofit religious corporation; and

8 (B) awards only degrees or certificates relating  
9 to religion, including a certificate of Talmudic studies, an  
10 associate of biblical studies degree, a master of divinity degree,  
11 or a doctor of divinity degree.

12 (i) For purposes of Subsection (h)(1)(B), "primary campus"  
13 means, for two or more schools or educational institutions that are  
14 owned and operated by the same owner, the school or educational  
15 institution designated by the owner as the main or principal  
16 campus.

17 (j) A school or educational institution may demonstrate  
18 compliance with Subsection (h):

19 (1) through the application process under Subsection  
20 (d); or

21 (2) if the school or institution has previously been  
22 granted an exemption from this chapter and the most recent  
23 exemption was granted before June 30, 2013, by an affidavit  
24 submitted to the commission by the owner of the school or  
25 institution.

26 (k) The Texas Higher Education Coordinating Board shall  
27 take appropriate action, including by making appropriate referrals

1 to an accrediting agency or to the attorney general, to address any  
2 complaint received by the coordinating board from a student or  
3 prospective student of a school or institution to which Subsection  
4 (h) applies that is:

5 (1) exempted from this chapter on the basis of  
6 Subsection (a)(2); and

7 (2) subject to regulation by the coordinating board.

8 SECTION 2. This Act takes effect immediately if it receives  
9 a vote of two-thirds of all the members elected to each house, as  
10 provided by Section 39, Article III, Texas Constitution. If this  
11 Act does not receive the vote necessary for immediate effect, this  
12 Act takes effect September 1, 2013.

# ADOPTED

MAY 22 2013

*Atty Gen*  
Secretary of the Senate

By: Thompson / Hancock

H.B. No. 2000

Substitute the following for \_\_\_B. No. \_\_\_\_\_:

By: Kelly Harwood

H C.S. \_\_\_B. No. 2000

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12 (h) A school or educational institution that participates  
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14 Title IV, Higher Education Act of 1965 (20 U.S.C. Section 1070 et  
15 seq.), may not be exempted from this chapter by the commission on  
16 the basis of Subsection (a)(2) unless the school or institution  
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24 submitted to the commission by the owner of the school or  
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2 complaint received by the coordinating board from a student or  
3 prospective student of a school or institution to which Subsection  
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5 (1) exempted from this chapter on the basis of  
6 Subsection (a)(2); and

7 (2) subject to regulation by the coordinating board.

8 SECTION 2. This Act takes effect immediately if it receives  
9 a vote of two-thirds of all the members elected to each house, as  
10 provided by Section 39, Article III, Texas Constitution. If this  
11 Act does not receive the vote necessary for immediate effect, this  
12 Act takes effect September 1, 2013.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**May 23, 2013**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2000** by Thompson, Senfronia (Relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.), **As Passed 2nd House**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Education Code relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.

Based on information provided by the Texas Workforce Commission, the Higher Education Coordinating Board and the Office of the Attorney General, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 320 Texas Workforce Commission,  
781 Higher Education Coordinating Board

**LBB Staff:** UP, SD, RB, NV, DE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**May 15, 2013**

**TO:** Honorable Bob Deuell, Chair, Senate Committee on Economic Development

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2000** by Thompson, Senfronia (Relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Education Code relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.

Based on information provided by the Texas Workforce Commission, the Higher Education Coordinating Board and the Office of the Attorney General, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 320 Texas Workforce Commission,  
781 Higher Education Coordinating Board

**LBB Staff:** UP, RB, NV, DE



**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**May 10, 2013**

**TO:** Honorable Bob Deuell, Chair, Senate Committee on Economic Development

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2000** by Thompson, Senfronia (Relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.), **As Engrossed**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend the Education Code relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.

Based on information provided by the Texas Workforce Commission, the Higher Education Coordinating Board and the Office of the Attorney General, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 320 Texas Workforce Commission,  
781 Higher Education Coordinating Board

**LBB Staff:** UP, RB, NV, DE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**April 19, 2013**

**TO:** Honorable John Davis, Chair, House Committee on Economic & Small Business  
Development

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2000** by Thompson, Senfronia (Relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Education Code relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.

Based on information provided by the Texas Workforce Commission, the Higher Education Coordinating Board and the Office of the Attorney General, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 320 Texas Workforce Commission,  
781 Higher Education Coordinating Board

**LBB Staff:** UP, RB, NV, DE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**March 25, 2013**

**TO:** Honorable John Davis, Chair, House Committee on Economic & Small Business  
Development

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2000** by Thompson, Senfronia (Relating to career schools and colleges.), **As  
Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Education Code relating to career schools and colleges. Based on information provided by the Texas Workforce Commission, the Higher Education Coordinating Board and the Office of the Attorney General, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 320 Texas Workforce Commission,  
781 Higher Education Coordinating Board

**LBB Staff:** UP, RB, NV, DE