

House Bill 2185

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Education)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes adoption of fees for certain activities related to career schools.
 Declares emergency, effective July 1, 2013.

A BILL FOR AN ACT

Relating to career school fees; creating new provisions; amending ORS 345.080; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 345.080 is amended to read:

345.080. (1) Before issuing any licenses under ORS 345.010 to 345.450, the Superintendent of Public Instruction shall collect the following nonrefundable, annual license fees:

[_____]

In-State Schools

<i><u>Tuition Income Range</u></i>	<i><u>Fee</u></i>
\$ 0 - 15,000	\$ 450
15,001 - 50,000	600
50,001 - 125,000	750
125,001 - 250,000	1,050
250,001 - 500,000	1,350
500,001 - 750,000	1,650
750,001 - 1,000,000	1,950
Over 1,000,000	2,250

Out-of-State Schools

<i><u>Tuition Income Range</u></i>	<i><u>Fee</u></i>
\$ 0 - 50,000	\$ 1,350
50,001 - 250,000	1,650
250,001 - 500,000	1,950
500,001 - 750,000	2,250
750,001 - 1,000,000	2,550
Over 1,000,000	2,850

[_____]

[(2) *The State Board of Education may adopt, by rule, fees for teacher registration and fees for providing copies of student transcripts maintained at the Department of Education.*]

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 [3] *The board may adopt, by rule, fees for conducting a state or nationwide criminal background*
2 *check under ORS 181.534 and may collect fees for each criminal records check. Fees collected as pro-*
3 *vided by this subsection are in addition to any other fees collected by the department.]*

<u>In-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 15,000	\$ 600
15,001 - 50,000	800
50,001 - 125,000	1,000
125,001 - 250,000	1,425
250,001 - 500,000	1,850
500,001 - 750,000	2,275
750,001 - 1,000,000	2,700
Over 1,000,000	3,125
<u>Out-of-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 50,000	\$ 1,850
50,001 - 250,000	2,275
250,001 - 500,000	2,700
500,001 - 750,000	3,125
750,001 - 1,000,000	3,550
Over 1,000,000	3,975

- 25
- 26 **(2) The State Board of Education may adopt, by rule, fees for:**
- 27 **(a) Teacher registrations;**
- 28 **(b) Copies of student transcripts maintained at the Department of Education;**
- 29 **(c) Submissions of applications to renew a license after the due date established by rule**
- 30 **of the board;**

31 **(d) Submissions of payments to the Tuition Protection Fund established under ORS**

32 **345.110 after the time limits established by rule of the board; and**

33 **(e) Investigative costs incurred by the department when the department determines that**

34 **the career school has violated any provision of ORS 345.010 to 345.450 or any applicable rule.**

35 **(3) In addition to any fees collected by the superintendent, the superintendent may**

36 **charge the fee established by rule under ORS 181.534 for a nationwide criminal records check.**

37 (4) All fees collected under this section shall be paid to the credit of the department. Such

38 moneys are continuously appropriated to the department and shall be used for the administration

39 of the licensing program under ORS 345.010 to 345.450.

40 **SECTION 2.** ORS 345.080, as amended by section 28, chapter 104, Oregon Laws 2012, is

41 amended to read:

42 345.080. (1) Before issuing any licenses under ORS 345.010 to 345.450, the Higher Education

43 Coordinating Commission shall collect the following nonrefundable, annual license fees:

44 [_____]

1	<u>In-State Schools</u>	
2	<u>Tuition Income Range</u>	<u>Fee</u>
3	\$ 0 - 15,000	\$ 450
4	15,001 - 50,000	600
5	50,001 - 125,000	750
6	125,001 - 250,000	1,050
7	250,001 - 500,000	1,350
8	500,001 - 750,000	1,650
9	750,001 - 1,000,000	1,950
10	Over 1,000,000	2,250
11	<u>Out-of-State Schools</u>	
12	<u>Tuition Income Range</u>	<u>Fee</u>
13	\$ 0 - 50,000	\$ 1,350
14	50,001 - 250,000	1,650
15	250,001 - 500,000	1,950
16	500,001 - 750,000	2,250
17	750,001 - 1,000,000	2,550
18	Over 1,000,000	2,850

[_____]

21 [(2) The commission may adopt, by rule, fees for teacher registration and fees for providing copies
 22 of student transcripts maintained by the commission.]

23 [(3) The commission may adopt, by rule, fees for conducting a state or nationwide criminal back-
 24 ground check under ORS 181.534 and may collect fees for each criminal records check. Fees collected
 25 as provided by this subsection are in addition to any other fees collected by the commission.]

28	<u>In-State Schools</u>	
29	<u>Tuition Income Range</u>	<u>Fee</u>
30	\$ 0 - 15,000	\$ 600
31	15,001 - 50,000	800
32	50,001 - 125,000	1,000
33	125,001 - 250,000	1,425
34	250,001 - 500,000	1,850
35	500,001 - 750,000	2,275
36	750,001 - 1,000,000	2,700
37	Over 1,000,000	3,125
38	<u>Out-of-State Schools</u>	
39	<u>Tuition Income Range</u>	<u>Fee</u>
40	\$ 0 - 50,000	\$ 1,850
41	50,001 - 250,000	2,275
42	250,001 - 500,000	2,700
43	500,001 - 750,000	3,125
44	750,001 - 1,000,000	3,550
45	Over 1,000,000	3,975

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- (2) The commission may adopt, by rule, fees for:**
 - (a) Teacher registrations;**
 - (b) Copies of student transcripts maintained by the commission;**
 - (c) Submissions of applications to renew a license after the due date established by rule of the commission;**
 - (d) Submissions of payments to the Tuition Protection Fund established under ORS 345.110 after the time limits established by rule of the commission; and**
 - (e) Investigative costs incurred by the commission when the commission determines that the career school has violated any provision of ORS 345.010 to 345.450 or any applicable rule.**

(3) In addition to any fees collected by the commission, the commission may charge the fee established by rule under ORS 181.534 for a nationwide criminal records check.

(4) All fees collected under this section shall be paid to the credit of the commission. Such moneys are continuously appropriated to the commission and shall be used for the administration of the licensing program under ORS 345.010 to 345.450.

SECTION 3. ORS 345.080, as amended by section 28, chapter 104, Oregon Laws 2012, and section 2 of this 2013 Act, is amended to read:

345.080. (1) Before issuing any licenses under ORS 345.010 to 345.450, the Higher Education Coordinating Commission shall collect [*the following nonrefundable, annual license fees:*] **a nonrefundable annual license fee established by the commission by rule.**

[_____]

<u>In-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 15,000	\$ 600
15,001 - 50,000	800
50,001 - 125,000	1,000
125,001 - 250,000	1,425
250,001 - 500,000	1,850
500,001 - 750,000	2,275
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<u>Out-of-State Schools</u>	
<u>Tuition Income Range</u>	<u>Fee</u>
\$ 0 - 50,000	\$ 1,850
50,001 - 250,000	2,275
250,001 - 500,000	2,700
500,001 - 750,000	3,125
750,001 - 1,000,000	3,550
Over 1,000,000	3,975

[_____]

- (2) The commission may adopt, by rule, fees for:
 - (a) Teacher registrations;

1 (b) Copies of student transcripts maintained by the commission;

2 (c) Submissions of applications to renew a license after the due date established by rule of the
3 commission;

4 (d) Submissions of payments to the Tuition Protection Fund established under ORS 345.110 after
5 the time limits established by rule of the commission; and

6 (e) Investigative costs incurred by the commission when the commission determines that the
7 career school has violated any provision of ORS 345.010 to 345.450 or any applicable rule.

8 (3) In addition to any fees collected by the commission, the commission may charge the fee es-
9 tablished by rule under ORS 181.534 for a nationwide criminal records check.

10 (4) All fees collected under this section shall be paid to the credit of the commission. Such
11 moneys are continuously appropriated to the commission and shall be used for the administration
12 of the licensing program under ORS 345.010 to 345.450.

13 **SECTION 4. (1) The amendments to ORS 345.080 by section 3 of this 2013 Act become**
14 **operative on July 1, 2015.**

15 **(2) Until the Higher Education Coordinating Commission first adopts rules pursuant to**
16 **ORS 345.080 as amended by section 3 of this 2013 Act, the commission may collect the annual**
17 **license fees established by ORS 345.080 as amended by section 2 of this 2013 Act.**

18 **SECTION 5. This 2013 Act being necessary for the immediate preservation of the public**
19 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
20 **July 1, 2013.**

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