

HB 2701 A STAFF MEASURE SUMMARY

Carrier: Rep. Kennemer

House Committee On Higher Education and Workforce Development

Action Date: 04/18/17

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 9-0-0-0

Yeas: 9 - Alonso Leon, Bynum, Clem, Heard, Johnson, Reardon, Reschke, Sollman, Whisnant

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

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WHAT THE MEASURE DOES:

Eliminates probationary status designation for licensed private career schools and agents. Changes terminology in statute from 'place a licensee on probation' to 'issue a notice for corrective action.'

ISSUES DISCUSSED:

- Change would reduce confusion since license probation has different meanings for private career schools and degree-granting institutions
- 'Corrective action' appropriately reflects action being taken to demand school modify action or face risk of sanction
- Support for senate amendment that would add due process mechanism for career schools that disagree with notice of corrective action

EFFECT OF AMENDMENT:

Replaces measure.

BACKGROUND:

The Higher Education Coordinating Commission (HECC) is responsible for licensing private career schools and agents in Oregon. Under ORS 345.120, the HECC is required to investigate the actions of a career school or agent upon the written complaint of any person. Following an investigation, the HECC may place a licensee on probation, suspend or revoke a license. A licensee placed on probation must be formally notified by the HECC that it has deficiencies that must be corrected within a specified time. A licensee whose license is suspended must be formally notified by the HECC, and upon request by the licensee must be granted a contested case hearing. A licensee whose license is suspended is prohibited from advertising, recruiting or enrolling students but may remain in operation to complete training of students enrolled on the effective date of the suspension. A licensee whose license is revoked must be formally notified by the HECC, and upon request by the licensee must be granted a contested case hearing but is not authorized to continue operation on and after the effective date of the revocation.

To date one private career school has been placed on probation by the HECC and no schools have had their licenses suspended or revoked.