

Requested by Representative SMITH WARNER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2976**

1 On page 1 of the printed bill, line 3, after “345.340” delete the rest of the
2 line and insert “, 345.992 and 348.992.”.

3 Delete lines 7 through 30.

4 On page 2, delete line 1 and insert:

5 **“SECTION 2. The Higher Education Coordinating Commission shall**
6 **adopt by rule minimum standards for the licensing under ORS 345.010**
7 **to 345.450 of a career school that has a campus physically located in**
8 **this state. The standards adopted under this section apply in addition**
9 **to the requirements of ORS 345.325 and shall be reasonably calculated**
10 **to ensure that:**

11 **“(1) At least 20 percent of the annual revenue received by each**
12 **campus of a career school physically located in this state comes from**
13 **a source other than:**

14 **“(a) A loan that is guaranteed by the career school; or**

15 **“(b) Moneys from the state government or the federal government,**
16 **including any federal tuition assistance; or**

17 **“(2) At least 20 percent of the students enrolled at each campus of**
18 **a career school physically located in this state pay their tuition at the**
19 **school without:**

20 **“(a) A loan that is guaranteed by the career school; or**

21 **“(b) The use of moneys from the state government or the federal**

1 **government, including any federal tuition assistance.**

2 **“SECTION 3.** ORS 345.992 is amended to read:

3 **“345.992. (1)** In addition to any other penalty provided by law, any person
4 who violates any provision of ORS 345.020, 345.030, 345.070, 345.115 or
5 345.117, or who engages in an unlawful trade practice as defined by ORS
6 646.608 shall incur a civil penalty for each violation in the amount prescribed
7 by the schedule adopted under ORS 345.995.

8 **“(2) Any person who violates any provision of section 2 of this 2019**
9 **Act shall incur a civil penalty for each violation in the amount of**
10 **\$5,000.**

11 **“[(2)] (3)** Civil penalties under this section shall be imposed as provided
12 in ORS 183.745.”.

13 On page 4, after line 44, insert:

14 **“SECTION 9. Section 10 of this 2019 Act is added to and made a part**
15 **of ORS 348.594 to 348.615.**

16 **“SECTION 10. The Higher Education Coordinating Commission**
17 **shall adopt by rule minimum standards for the authorization of school**
18 **programs under ORS 348.594 to 348.615. The standards adopted under**
19 **this section apply in addition to the standards and procedures adopted**
20 **under ORS 348.606 and shall be reasonably calculated to ensure that:**

21 **“(1) At least 20 percent of the annual revenue received by the**
22 **campus of each school physically located in this state comes from a**
23 **source other than:**

24 **“(a) A loan that is guaranteed by the school; or**

25 **“(b) Moneys from the state government or the federal government,**
26 **including any federal tuition assistance; or**

27 **“(2) At least 20 percent of the students enrolled at each campus of**
28 **a school physically located in this state pay their tuition at the school**
29 **without:**

30 **“(a) A loan that is guaranteed by the school; or**

1 **“(b) The use of moneys from the state government or the federal**
2 **government, including any federal tuition assistance.**

3 **“SECTION 11. Any person who violates any provision of section 10**
4 **of this 2019 Act:**

5 **“(1) Shall incur a civil penalty for each violation in the amount of**
6 **\$5,000; and**

7 **“(2) Is not subject to criminal penalties under ORS 348.992.**

8 **“SECTION 12. ORS 348.992 is amended to read:**

9 **“348.992. Except as provided in section 11 of this 2019 Act, violation**
10 **of any of the provisions of ORS 348.594 to 348.615 by any person individually**
11 **or on behalf of an organization or group is a Class B misdemeanor.”.**

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