

Memorandum to Interested Parties

From: Brian Newman
Date: March 16, 2010
Subject: State Legislative and Regulatory Activity

Please find CCA's report of state legislative and regulatory activity attached.

The Minnesota House Higher Education and Workforce Development Finance and Policy Division amended and engrossed a budget bill that would make a "onetime reduction" to Minnesota State Grant awards for students attending two-year programs and private, for-profit, four-year programs. Currently, the maximum grant award is \$10,488 per year for students in four-year programs, and \$5,808 for students in two-year programs. HF 1835 would cut the grant maximum for FY 2011 for students in two-year programs and for students in private, for-profit, four-year programs to \$5,364.

Additionally, Minnesota's supplemental budget, HF 1671, would make similar cuts to Minnesota State Grant awards. This bill is scheduled for consideration by the House Ways and Means Committee tomorrow.

In Illinois, key House and Senate committees have approved bills that will exempt both regionally and nationally accredited institutions from the definition of a "private business and vocational school." HB 4984 must pass the House and be reported to the Senate before a March 26th crossover deadline or it may no longer be considered in the 2010 session.

Colorado Senate Bill 108, which allows regionally accredited non-public institutions to participate in a matrix of core courses for which credit may transfer from one institution of higher education to another, was reported out of the Senate Appropriations Committee on March 5th. This measure will soon be considered on the Senate floor.

The Tennessee Senate Education Committee is also scheduled to consider a measure to facilitate articulation and transfer of credit on Wednesday. As currently drafted, accredited career colleges are not included in the bill that would establish a common course numbering system for public secondary and postsecondary institutions, and in-state regionally accredited non-profit institutions that are members of the Tennessee Association of Independent Colleges and Universities.

As always, CCA will continue to monitor developments across the country.

I. Legislative Update

ALABAMA S.B. 397 - Career Colleges – Governance & State Oversight

Sponsor: Senator Vivian Figures (D)

Summary: Current version (February 25) allows any private school conducting resident courses whose principal base of operation is within the State of Alabama which has been in continuous operation for 20 years or

more as of January 1, 2004, and that held accreditation as of that date by an accrediting agency recognized by the United States Department of Education to be exempt from licensing requirements.

Current version (February 25): <http://alisondb.legislature.state.al.us/acas/ACTIONViewFrameMac.asp?TYPE=Instrument&INST=SB397&DOCPATH=searchableinstruments/2010RS/Printfiles/&PHYDOCPATH=/alisondb/acas/searchableinstruments/2010RS/PrintFiles/&DOCNAMES=SB397-int.pdf,SB397-eng.pdf>,

Status: Introduced and referred to the Senate Education Committee February 10, 2010. Hearing held and passed committee February 23. Passed the Senate with amendments and referred to the House Education Policy Committee February 25. Hearing held and passed committee March 3.

Outlook: This bill passed the House Education Policy Committee by a voice vote and will now go to the House floor for consideration. This bill passed the Senate without objection. The February 25 amendments remove the new definition of a "for-profit school." This bill passed the Senate Education Committee without objection. The sponsor is a member of the majority party. The Alabama Commission on Higher Education does not have an official position on this bill.

Effective Date: The first day of the third month following passage.

ARIZONA H.B. 2298 - Teacher Training

Sponsor: Representative John McComish (R)

Summary: Current version (February 18) allows a variety of teacher preparation program providers to offer a variety of preparation models and courses of study. Provides the rules adopted pursuant to this subdivision and the applications for approval of these programs shall not prescribe the format of teacher preparation programs or require a prescribed answer or design in order to obtain approval from the state board, except that teaching candidates who enroll in programs offered by entities other than a postsecondary education institution shall be required to have a bachelor's degree from an accredited postsecondary education institution. Provides the state board shall evaluate each program provider based on the program's potential for preparing teachers and for recruiting teachers with a variety of experiences and talents. Specifies that Alternative Preparation Program graduates must: Hold a Bachelor's Degree from an accredited postsecondary education institution; demonstrate professional and subject knowledge proficiency; obtain a fingerprint clearance card; complete SBE prescribed training in Structured English Immersion; complete research-based systematic phonics instruction and demonstrate required United States and Arizona Constitution proficiencies.

Current version:

<http://www.azleg.gov/FormatDocument.asp?inDoc=/legtext/49leg/2r/bills/hb2298h.htm>

Introduced version:

<http://www.azleg.gov/FormatDocument.asp?inDoc=/legtext/49leg/2r/bills/hb2298p.htm>

Status: Introduced and referred to the Education Committee January 14, 2010. Passed committee as amended February 1. Ruled proper for consideration February 15. Amended February 18. Passed House and transmitted to Senate February 24. Referred to the Education Committee March 2. Hearing scheduled March 17.

Outlook: The hearing will be open to the public and testimony will be accepted. The committee will likely hold a vote at the scheduled hearing. The House's vote tally was 36-22. The sponsor has succeeded in garnering caucus support for this measure, which is important for moving an issue through the legislative process.

Effective Date: 90 days following adjournment

ARIZONA H.B. 2668 - Career Colleges – Governance & State Oversight

Sponsor: Representative Matt Heinz (D)

Summary: Current version (February 24) declares that the Arizona board of regents, community college district governing boards and private postsecondary institutions shall adopt a plan to increase student voter registration and voting in election that includes:

1. Regularly provide students with information about on-campus voter registration and voting opportunities:
 - (a) During new student orientation.
 - (b) During the issuance of student identification cards.
 - (c) In admissions packets.
2. Provide voter registration materials at central campus locations and high traffic areas.
3. Instruct institutional administrators, faculty, staff and student government organizations to inform students of:
 - (a) Voter registration deadlines.
 - (b) Deadlines for delivering ballots by mail.
4. Provide links on institutional and administrative websites that direct students to online voter registration websites.
5. Provide directions on institutional and administrative websites that detail the online voter registration process.
6. reasonable accommodations to county election officials.
7. Encouragement to student government organizations to coordinate activities aimed at increasing voter registration and election turnout.
8. Instructions to faculty members to provide students with up to three hours of excused time on election days only for the purpose of voting in an election.

Introduced version: <http://www.azleg.gov/FormatDocument.asp?inDoc=/legtext/49leg/2r/bills/hb2668p.htm>

February 15 version: <http://www.azleg.gov/FormatDocument.asp?inDoc=%2Flegtext%2F49leg%2F2r%2Fadopted%2Fh%2E2668%2Ded%2Edoc%2Ehtm>

February 24 amendments: <http://www.azleg.gov/FormatDocument.asp?inDoc=%2Flegtext%2F49leg%2F2r%2Fadopted%2Fh%2E2668%2Df1%2Dheinz%2Edoc%2Ehtm>

Status: Introduced February 3, 2010. Referred to House Education Committee February 8. Hearing held February 15. Reported as amended February 15. Rereferred to House Rules Committee February 15. Reported out of House Rules Committee as "Constitutional and in Proper Form" February 22. Amended February 24. Passed House February 24. Referred to Senate Education and Accountability Reform Committee March 2. Hearing scheduled March 17.

Outlook: A source in the committee stated that this measure will be voted on at the March 17 hearing.

Public testimony will be accepted at the hearing. This measure passed the House 42-15. The February 24 amendments allowed for students to be excused from class for the purpose of voting. This measure has been reported out of the House Rules Committee unanimously. A source in the committee stated that this measure passed the House Education Committee by a vote of 7-1. The February 15 amendments clarified the language of the bill. The sponsor is a member of the minority party. The measure has not garnered cosponsors in the Senate.

Effective Date: 90 days after the Legislature adjourns

CALIFORNIA A.B. 1374 - Career Colleges – Governance & State Oversight

Sponsor: Assemblymember Julia Brownley (D)

Summary: Current version (March 8) mandates that the minimum requirements for the three-year preliminary designated subjects adult education teaching credential shall be all of the following:

a) For nonacademic subjects:

(1) Three years of adequate, successful, and recent experience in, or a combination of experience and education in, the nonacademic subject to be named on the credential.

(2) Possession of a high school diploma or the passage of an equivalency examination as designated by the commission.

(b) For academic subjects:

(1) A baccalaureate or higher degree from a regionally accredited institution of postsecondary education that includes a minimum of 20 semester units, or the equivalent quarter units, of coursework in the subject to be named on the credential.

(2) Passage of the state basic skills requirement.

January 4 version: http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1351-1400/ab_1374_bill_20100104_-_amended_asm_v98.html

January 13 version: http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1351-1400/ab_1374_bill_2010-0115_amended_asm_v97.html

March 8 version: http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1351-1400/ab_1374_bill_20100308_-_amended_sen_v96.html

Status: Introduced February 27, 2009. Referred to Assembly Education Committee March 31. Amended January 4, 2010. Hearing held January 13. Reported as amended January 13. Passed Assembly January 21. Referred to Senate Education Committee February 4. Amended March 8.

Outlook: The March 8 amendments exempt credentialing certificates that were in effect before the effective date of this measure from the bill. This measure passed the Assembly unanimously. A source in the committee stated that this measure passed the Assembly Education Committee unanimously. The Commission on Teacher Credentialing is in support of this bill. The January 13 amendments fixed a typographical error. This measure was amended January 4 to become relevant to your issue scope. The sponsor is a member of the majority party.

Effective Date: January 1, 2011

CALIFORNIA A.B. 2393 - Career Colleges – Governance & State Oversight

Sponsor: Assemblymember Tom Ammiano (D)

Summary: Prohibits a private postsecondary educational institutions from making an untrue or misleading change in, or untrue or misleading statement related to, a record indicating student

completion, placement, employment, salaries, or financial information.

Adds to the list of records and documents, in which the institution is prohibited from making an untrue or misleading statement, to include records related to placement, employment, salaries, or financial information regarding an occupation or job in an apprenticeship program approved by the Division of Apprenticeship Standards or a position for which the Board of Registered Nursing has established licensure requirements.

Prohibits an institution from using any job or occupational name or description that suggests or implies that the job or occupation is the same as, or similar to, a job or occupation in an apprenticeable field or nursing field in documents relating to placement, employment, salaries, or financial information, unless the information in the document pertains exclusively to the placement, employment, salaries, or financial information in a job or occupation that meets specified requirements.

Requires private postsecondary educational institutions to annually report to the bureau statistics including job placement rates.

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2351-2400/ab_2393_bill_20100219_introduced.html

Status: Introduced February 19, 2010. Referred to Assembly Higher Education Committee March 11.

Outlook: Referral to a committee does not guarantee a hearing. The chief author of the bill must request a hearing from the chair of the committee of referral. Once a bill has been scheduled for a hearing, it is presented to the committee by its sponsor, and both proponents and opponents are generally heard in a single hearing. The sponsor is a member of the majority party but does not sit on the committee of referral. This measure has not garnered cosponsors in the Assembly.

CALIFORNIA A.B. 2447 - Career Colleges – State Financial Aid

Sponsor: Assemblymember Warren Furutani (D)

Summary: Prescribes a minimum funding level for the Cal Grant Program commencing with the 2011-12 fiscal year.

Requires that the total amount of funding appropriated for purposes of the Cal Grant Program in any fiscal year be subject to the annual Budget Act.

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2401-2450/ab_2447_bill_20100219_introduced.html

Status: Introduced February 19, 2010. Referred to Assembly Higher Education Committee March 11.

Outlook: Referral to a committee does not guarantee a hearing. The chief author of the bill must request a hearing from the chair of the committee of referral. Once a bill has been scheduled for a hearing, it is presented to the committee by its sponsor, and both proponents and opponents are generally heard in a single hearing. This measure has not garnered cosponsors. The sponsor is a member of the majority party but does not sit on the committee of referral.

CALIFORNIA S.B. 957 - Career Colleges – Governance & State Oversight , Career Colleges – State Financial Aid

Sponsor: Assemblymember Curren Price (D)

Summary: Requires the Student Aid Commission to develop and regularly update the areas of occupational or technical training for which students may utilize Cal Grant C awards. The commission

shall give priority in granting Cal Grant C awards to students pursuing occupational or technical training in areas that meet at least two of the following criteria:

- (A) High employment need.
- (B) High employment salary or wage projections.
- (C) High employment growth.

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0951-1000/sb_957_bill_20100205_introduced.html

Status: Introduced February 5, 2010. Referred to Senate Education Committee February 18. Hearing scheduled March 24.

Outlook: A source in the sponsor's office stated that this measure is expected to be voted on at the March 24 hearing. This measure will be presented to the committee by its sponsor, and both proponents and opponents are generally heard in a single hearing. This measure must be reported from committee before the April 23 committee reporting deadline or it may no longer be considered in the 2010 session. The sponsor is a member of the majority party and sits on the committee of referral. This measure has garnered cosponsors in the Senate.

CALIFORNIA S.B. 1075 - Career Colleges – Governance & State Oversight

Sponsor: Senator Lou Correa (D)

Summary: Declares that, if requested, an institutions must make arrangements to accommodate and assist the student so that he or she is able to meet any and all coursework requirements that he or she may have missed due to compulsory military service.

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1051-1100/sb_1075_bill_20100217_introduced.html

Status: Introduced February 17, 2010. Referred to Senate Veterans Affairs Committee February 25. Hearing scheduled April 13.

Outlook: A source in the committee stated that this measure will be voted on at the April 13 hearing. Once a bill has been scheduled for a hearing, it is presented to the committee by its sponsor, and both proponents and opponents are generally heard in a single hearing. The sponsor is a member of the majority party and is Vice-Chair of the committee of referral. This measure has not garnered cosponsors.

COLORADO S.B. 108 - Career Colleges – Governance & State Oversight (College Curriculum) , Career Colleges – State Financial Aid , Career Colleges – Transfer of Academic Credit

Sponsor: Representative Steve King (R)

Summary: Current version (March 5) allows a nonpublic institution of higher education to choose to participate in the core course guidelines. Allows a nonpublic institution to request the Department of Higher Education to review the nonpublic institution's core courses and include them in the matrix of core courses for which credit may transfer from one institution of higher education to another. A nonpublic institution that includes its courses in the matrix will also be included in the statewide transfer agreements for core course credits.

Defines a "nonpublic institution of higher education" as an educational institution operating in this state that:

- 1) Does not receive state general fund moneys in support of its operating costs;
- 2) Admits as regular students only persons having a high school diploma or the recognized equivalent of a high school diploma;
- 3) Is accredited by a regional accrediting agency or association;

- 4) Provides an educational program for which it awards a bachelor's degree or a graduate degree;
- 5) Is authorized by the Department of Higher Education to do business in Colorado;
- 6) Maintains a physical campus or instructional facility in Colorado; and
- 7) Has been determined by the United States Department of Education to be eligible to administer federal financial aid programs.

Introduced version: http://www.leg.state.co.us/CLICS/CLICS2010A/csl.nsf/fsbillcont3/DE981CC68F5-486FA872576AA00699CEF?Open&file=108_01.pdf

February 17 amendments: http://www.leg.state.co.us/clics/clics2010a/csl.nsf/fsbillcont3/DE981CC68F5-486FA872576AA00699CEF?Open&file=SB108_C_001.pdf

March 5 amendments: http://www.leg.state.co.us/clics/clics2010a/csl.nsf/fsbillcont3/DE981CC68F5-486FA872576AA00699CEF?Open&file=SB108_J_002.pdf

Status: Introduced and referred to Senate Education Committee January 20, 2010. Hearing held February 17. Reported as amended February 17. Rereferred to Senate Appropriations Committee February 17. Hearing held March 5. Reported as amended March 5.

Outlook: This measure passed the Senate Appropriations Committee unanimously. The March 5 amendments added an appropriation to this bill. This measure passed the Senate Education unanimously. The February 17 amendments added a definition of "nonpublic institution of Higher Education". The sponsor is a member of the minority party. This measure has garnered cosponsors. Cosponsorship is seen as vital to moving legislation through the Colorado Legislature.

FLORIDA H.B. 1337 - Nursing Credentialing Issues

Sponsor: Representative Denise Grimsley (R)

Summary: Current version (March 10) revises requirements for graduation from certain nursing education programs. Provides that any person who wishes to be a licensed nurse may graduate from a prelicensure nursing education program that the Board of Nursing determines is equivalent to an approved program; graduated on or after July 1, 2009 from an accredited program; or graduated before July 1, 2009, from a prelicensure nursing education program who graduates at the time were eligible for examination.

Provides that an educational institute that wishes to conduct a program in Florida for the prelicensure education of professional or practical nurses must submit to the Department of Health a program application and a review fee of \$1,000 for each prelicensure nursing education program to be offered at the institution's main campus, branch campus, or other instructional site.

Requires a program's policies established to require a clinical preceptor, if supervising students in a professional nursing education program, to be a registered nurse or, if supervising students in a practical nursing education program, to be a registered nurse or licensed practical nurse.

Requires an approved program to achieve a graduate passing rate that is not lower than 10 percentage points less than the average passing rate for graduates of comparable degree programs who are United States educated first-time test takers on the National Council of State Boards of Nursing Licensing Examination during a calendar year.

Defines accredited program as a program for the prelicensure education of professional or practical nurses that is conducted in the United States at an educational institution, whether in this state, another state, or in the District of Columbia, and that is accredited by a specialized accrediting agency that is nationally recognized by the United States Secretary of Education to accredit nursing education programs.

Current version: <http://www.myfloridahouse.gov/Sections/Documents/loaddoc.aspx?FileName= h13-37c1.docx&DocumentType=Bill&BillNumber=1337&Session=2010>

Introduced version: <http://www.myfloridahouse.gov/Sections/Documents/loaddoc.aspx?FileName= h13-37 .docx&DocumentType=Bill&BillNumber=1337&Session=2010>

Status: Prefiled February 25, 2010. Referred to State Universities and Private Colleges Policy Committee March 3. Hearing held, passed committee with substitute March 10. Referred to Health Care Regulation Policy Committee March 12. Hearing scheduled March 16.

Outlook: The hearing is open to the public and testimony will be accepted. A vote on the bill will likely occur at the hearing, but committee staff could not indicate if the bill would be passed out of committee.

The State Universities and Private Colleges Policy Committee passed this legislation with a substitute by a unanimous vote. Committee staff indicated that the substitute changed the definition of an accredited program and made a number of small technical changes. At the hearing, the committee heard testimony in support of the bill from the Florida Hospital Association, City College, and the Florida Association of Postsecondary Schools and Colleges. There was no testimony against the bill.

A similar bill, S.B. 2530, has been filed in the Senate. The bill sponsor, Representative Denise Grimsley (R), is a member of the majority party.

FLORIDA H.B. 1409 - Career Colleges - Higher Education Incentives - Regional or Occupational , Career Colleges - State Financial Aid

Sponsor: Representative Chris Dorworth (R)

Summary: Establishes the Talent and Economic Advancement Matching Grant Program. A business in this state may identify unmet talent needs and partner with a school, licensed by the Commission for Independent Education and accredited by a national or regional accrediting agency or association recognized by the United States Department of Education, to provide educational programs creating talent in the areas of science, technology, engineering, mathematics, allied health, or any other high skill, high-wage occupation.

http://www.flsenate.gov/cgi-bin/view_page.pl?Tab=session&Submenu=1&FT=D&File=hb140900.html&Directory=session/2010/House/bills/billtext/html/

Status: Introduced February 26, 2010. Referred to House State Universities and Private Colleges Policy Committee March 10. Hearing scheduled March 17.

Outlook: A source in the committee stated that this measure will be voted on at the March 17 hearing. Public testimony will be accepted at the hearing. Committee meeting notices in Florida are not posted far in advance. The sponsor is a member of the majority party. This measure lacks majority sponsored companion legislation. Majority sponsored companion legislation is seen as key to moving bills through the Florida Legislature.

FLORIDA H.B. 1415 - Career Colleges – State Financial Aid

Sponsor: Representative John Tobia (R)

Summary: Declares that a student who receives an initial award under the Florida Bright Futures Scholarship Program beginning with the 2011 fall term, who is enrolled in a nonpublic postsecondary

education institution, and who is assessed tuition and fees that are the same as those of a full-time student at that institution shall receive a fixed award calculated by using the average tuition and fee calculation as prescribed by the Department of Education for full-time attendance at a public postsecondary education institution at the comparable level. If the student is enrolled part-time and is assessed tuition and fees at a reduced level, the award shall be either one-half of the maximum award or three-fourths of the maximum award, depending on the level of fees assessed.

http://www.flsenate.gov/cgi-bin/view_page.pl?Tab=session&Submenu=1&FT=D&File=hb141500.html&Directory=session/2010/House/bills/billtext/html/

Status: Introduced February 26, 2010. Referred to House State Universities and Private Colleges Policy Committee March 10.

Outlook: The sponsor is a member of the majority party. Referral to a committee does not guarantee a hearing. The chief author of the bill must request a hearing from the chair of the committee of referral. Once a bill has been scheduled for a hearing, it is presented to the committee by its sponsor, and both proponents and opponents are generally heard in a single hearing. This measure has majority sponsored companion legislation. Majority sponsored companion legislation is seen as key to moving bills through the Florida Legislature.

Companion Bill: 2010 S.B. 2642

FLORIDA H.B. 1593 - Career Colleges – Higher Education Incentives - Regional or Occupational

Sponsor: Representative Alan Williams (D)

Summary: Allows a state employee to receive a voucher, grant, or tuition reimbursement for matriculation fees to attend work-related courses at public community colleges, public career centers, or public universities, or other accredited postsecondary educational institutions.

http://www.flsenate.gov/cgi-bin/view_page.pl?Tab=session&Submenu=1&FT=D&File=hb159300.html&Directory=session/2010/House/bills/billtext/html/

Status: Introduced March 2, 2010. Referred to House Governmental Affairs Policy Council March 10.

Outlook: This measure is similar to S.B. 2268. The sponsor is a member of the minority party. Bills are often assigned to multiple committees, and must be heard and acted on in order of assignment and reported favorably in each committee before being transmitted to the chamber floor. This bill lacks a majority sponsored companion. Majority sponsored companions are seen as key to moving bills through the Florida Legislature.

FLORIDA S.B. 2268 - Career Colleges – Higher Education Incentives - Regional or Occupational

Sponsor: Senator Jeremy Ring (D)

Summary: Allows a state employee to receive a voucher, grant, or tuition reimbursement for matriculation fees to attend work-related courses at public community colleges, public career centers, or public universities, or other accredited postsecondary educational institutions.

http://www.flsenate.gov/cgi-bin/view_page.pl?Tab=session&Submenu=1&FT=D&File=sb2268.html&Directory=session/2010/Senate/bills/billtext/html/

Status: Prefiled February 22, 2010. Referred to Senate Governmental Oversight and Accountability Committee March 4.

Outlook: This measure lacks majority sponsored companion legislation. Majority sponsored companion legislation is seen as key to moving bills through the Florida Legislature. The sponsor is a member of the minority party. Bills are often assigned to multiple committees, and must be heard and acted on in order of assignment and reported favorably in each committee before being transmitted to the chamber floor.

FLORIDA S.B. 2530 - Nursing Credentialing Issues

Sponsor: Senator J.D. Alexander (R)

Summary: Revises requirements for graduation from certain nursing education programs. Provides that any person who wishes to be a licensed nurse may graduate from a prelicensure nursing education program that the Board of Nursing determines is equivalent to an approved program; graduated on or after July 1, 2009 from an accredited program; or graduated before July 1, 2009, from a prelicensure nursing education program who graduates at the time were eligible for examination.

Provides that an educational institute that wishes to conduct a program in Florida for the prelicensure education of professional or practical nurses must submit to the Department of Health a program application and a review fee of \$1,000 for each certificate, associate degree, or bachelor's degree prelicensure nursing education program to be offered at the institution's main campus, branch campus, or other instructional site.

Requires a program's policies established to require a clinical preceptor, if supervising students in a professional nursing education program, to be a registered nurse or, if supervising students in a practical nursing education program, to be a registered nurse or licensed practical nurse.

Requires an approved program to achieve a graduate passing rate that is not lower than 10 percentage points less than the average passing rate for graduates of comparable degree programs who are United States educated first-time test takers on the National Council of State Boards of Nursing Licensing Examination during a calendar year.

<http://www.flsenate.gov/data/session/2010/Senate/bills/billtext/pdf/s2530.pdf>

Status: Prefiled February 26, 2010. Referred to Health Regulation Committee March 4. Hearing scheduled March 18.

Outlook: The hearing is open to the public and testimony will be accepted. A vote on the bill will likely occur, but committee staff could not indicate the likelihood of the bill passing out of committee. If passed out of this committee, the bill would likely go to the Higher Education Committee next. The bill sponsor, Senator J.D. Alexander (R), is a member of the majority party, but does not sit on the initial committee of referral. The bill is similar to H.B. 1337, which is sponsored by a member of the majority party.

ILLINOIS H.B. 4894 - Career Colleges – (College Accreditation) , Career Colleges – Governance & State Oversight

Sponsor: Representative Raymond Poe (R)

Summary: Provides that schools accredited by an accrediting agency approved by the U.S. Department of Education seeking approval to operate in this State are exempt from the requirements of the Private Business and Vocational Schools Act, but must pay the annual renewal fee and must remit annually a current letter of accreditation status to the State Superintendent of Education.

<http://www.ilga.gov/legislation/fulltext.asp?DocName=&SessionId=76&GA=96&DocTypeId=HB&Doc-Num=4894&GAID=10&LegID=49366&SpecSess=&Session>

Status: Introduced January 13, 2010. Referred to House Rules Committee January 15. Rereferred to House Higher Education Committee February 23. Hearing held March 3. Hearing held March 10. Referred to House Rules Committee under Rule 19a March 12.

Outlook: This measure has been rereferred to the House Rules Committee in accordance with Rule 19a. Rule 19a states that any measure that fails to meet the March 12 committee deadline will automatically be sent back to the House Rules Committee, where it will be held. The House Rules Committee may grant this measure a reprieve to Rule 19a and this bill may be heard again in the 2010 session.

ILLINOIS H.B. 4984 - Career Colleges – Governance & State Oversight

Sponsor: Representative Michael Smith (D)

Summary: Changes provisions concerning entities that are not considered to be a private business and vocational school to include (1) any educational institution that maintains accredited status with the Commission on Institutions of Higher Education of the North Central Association of Colleges and Schools or other comparable regional accreditation association, (2) any educational institution that maintains accredited status with a national accrediting agency that is recognized by the U.S. Department of Education, and (3) any educational institution that is regulated in whole or in part by the Illinois Board of Higher Education or other comparable out-of-State educational agency.

<http://www.ilga.gov/legislation/fulltext.asp?DocName=&SessionId=76&GA=96&DocTypeId=HB&Doc-Num=4984&GAID=10&LegID=49535&SpecSess=&Session>

Status: Introduced January 20, 2010. Referred to House Rules Committee January 21. Rereferred to House Higher Education Committee March 2. Rereferred to House Elementary and Secondary Education Committee March 8. Hearing held March 10. Reported as committed March 10.

Outlook: This measure must pass the House and be reported to the Senate by March 26 or it may no longer be considered in the 2010 session. This measure passed the House Higher Education Committee unanimously. The sponsor is a member of the majority party. This measure has garnered cosponsors. Cosponsorship is seen as vital to moving legislation through the Illinois Legislature.

ILLINOIS S.B. 3704 - Career Colleges – Higher Education Incentives - Regional or Occupational

Sponsor: Senator Edward Maloney (D)

Summary: Creates the Job Creation Through Education Opportunity Program to reimburse education-related expenses for students who obtain an associate or bachelor's degree in the State and who live, work, and pay taxes in the State thereafter.

<http://www.ilga.gov/legislation/fulltext.asp?DocName=&SessionId=76&GA=96&DocTypeId=SB&DocNum=3704&GAID=10&LegID=51910&SpecSess=&Session>

Status: Introduced and referred to Senate Assignments Committee February 11, 2010. Referred to Senate Higher Education Committee February 24. Hearing held March 2. Referred to Senate Assignments Committee under rule 3-9a March 5.

Outlook: This measure has been rereferred to the Senate Assignments Committee in accordance with Rule 3-9a. Rule 3-9a states that any measure that fails to meet the March 5 committee reporting deadline will automatically be sent back to the Senate Assignments Committee, where it will be held. The Senate Assignments Committee may grant this measure a reprieve to Rule 3-9a and this bill may be rereferred to another Senate committee.

ILLINOIS S.B. 3737 - Career Colleges – Governance & State Oversight

Sponsor: Senator Dale Risinger (R)

Summary: Current version (March 2) declares that entities that are not considered to be a private business and vocational school include (1) any educational institution that maintains accredited status with the Commission on Institutions of Higher Education of the North Central Association of Colleges and Schools or other comparable regional accreditation association, (2) any educational institution that maintains accredited status with a national accrediting agency that is recognized by the U.S. Department of Education, and (3) any educational institution that is regulated in whole or in part by the Illinois Board of Higher Education or other comparable out-of-State educational agency. Provides that an exempted institution must file with the Superintendent documentation that demonstrates continued compliance by the institution with the requirements on which the exemption is based.

Introduced version: <http://www.ilga.gov/legislation/fulltext.asp?DocName=&SessionId=76&GA=96&-DocTypeld=SB&DocNum=3737&GAIID=10&LegID=51941&SpecSess=&Session>

March 2 version: <http://www.ilga.gov/legislation/fulltext.asp?DocName=09600SB3737sam001&GA=96&-LegID=51941&SessionId=76&SpecSess=0&DocTypeld=SB&DocNum=3737&GAIID=10&am;Session>

Status: Introduced and referred to Senate Assignments Committee February 11, 2010. Referred to Senate Education Committee February 24. Hearing held March 2. Reported as amended March 2.

Outlook: This measure passed the Senate Education Committee unanimously. The March 2 amendments replaced the language of the introduced bill with provisions exempting schools with certain accredited statuses from the requirements of the Private Business and Vocational Schools Act. The sponsor is a member of the minority party. This measure has garnered cosponsors. Cosponsorship is seen as vital to moving legislation through the Illinois Legislature.

MARYLAND H.B. 863 - Allied Health Credentialing Issues , Career Colleges - (College Accreditation)

Sponsor: Delegate James Hubbard (D)

Summary: Current version (March 9) requires applicants for a license to practice clinical marriage and family therapy to hold a master's or doctoral degree in a specified field from an accredited educational institution that is approved by the State Board of Professional Counselors and Therapists. Alters the number of credit hours in alcohol and drug counselor training that are required for qualification as a certified professional counselor-alcohol and drug or certified association counselor-alcohol and drug.

Current version: <http://mlis.state.md.us/2010rs/bills/hb/hb0863f.pdf>

Status: Introduced and referred to Health and Government Operations Committee February 10, 2010. Hearing held February 24. Passed committee amended March 9. Passed House March 12.

Outlook: The House passed this measure 134-0. It may now be transmitted to the Senate for consideration. The March 9 amendment added cosponsors to the bill. The bill sponsor is a member of the majority party. Currently, this measure lacks cosponsorship. The bill sponsor has not previously introduced this legislation.

Effective Date: October 1, 2010

MARYLAND S.B. 471 - Career Colleges – Governance & State Oversight

Sponsor: Senator Richard Madaleno (D)

Summary: Defines a “private career school” as a privately owned and privately operated institution of postsecondary education other than an institution of higher education that furnishes or offers to furnish programs, whether or not requiring a payment of tuition or fee, for the purpose of:
(1) Training, retraining, or upgrading individuals for gainful employment as skilled or semiskilled workers or technicians in recognized occupations or in new and emerging occupations; or
(2) Providing knowledge and skills for individuals to engage in the practices of any business, trade or occupation for a personal or professional purpose.

<http://mlis.state.md.us/2010rs/bills/sb/sb0471f.pdf>

Status: Introduced and referred to the Senate Education, Health and Environmental Affairs Committee February 2, 2010. Withdrawn by the sponsor March 9.

Outlook: This bill was withdrawn by the sponsor and will not be considered further this legislative session.

MINNESOTA H.F. 1094 - Allied Health Credentialing Issues

Sponsor: Representative Jim Abeler (R)

Summary: Specifies certain duties of a health care facility relating to employment or retaining the services of an individual performing surgical technology tasks or functions. Specifies certain continuing education requirements.

<https://www.revisor.leg.state.mn.us/bin/bldbill.php?bill=H1094.0.html&session=ls86>

Status: Introduced in House and referred to Health Care and Human Services Policy and Oversight Committee February 26, 2009. Referred to House Licensing Division March 2. Carried over to 2010 session May 19. Hearing held March 4, 2010. Failed committee March 9.

Outlook: After failing the Licensing Division, it is unlikely the measure will receive further consideration during the current legislative session.

Companion Bill: 2009 S.F. 467

MINNESOTA H.F. 1503 - Allied Health Credentialing Issues

Sponsor: Representative Jim Abeler (R)

Summary: Current version (March 4, 2010) establishes licensure procedures and requirements for massage therapists.

Current version (March 4, 2010): <https://www.revisor.mn.gov/bin/bldbill.php?bill=H1503.1.html&session=ls86>

Introduced version: <https://www.revisor.leg.state.mn.us/bin/bldbill.php?bill=H1503.0.html&session=ls86>

Status: Introduced in House and referred to House Health Care and Human Services Policy and Oversight Committee March 9, 2009. Rereferred to Licensing Division Committee March 10. Carried over

to 2010 session May 19. Passed division as amended and referred to Health Care and Human Services Policy and Oversight Committee February 25, 2010. Passed committee as amended and referred to Commerce and Labor Committee March 2. Passed committee as amended March 4. Referred to State and Local Government Operations Reform, Technology and Elections Committee March 8. Hearing scheduled March 11.

Outlook: Public testimony will be accepted at the hearing. The committee clerk expects a vote to be held on the measure during the hearing, but could not indicate the likelihood of the measure's passage.

Several of the measure's cosponsors sit on the new committee of referral. The measure passed the Commerce and Labor Committee with amendments. The measure passed the Health Care and Human Services Policy and Oversight Committee. The measure passed the Licensing Division with amendments providing further definition to the licensure requirements. The bill sponsor is a member of the minority party. The measure has garnered 15 cosponsors, increasing the likelihood of the measure's consideration. The bill has an identical companion in the Senate, S.F. 1233, which is sponsored by a member of the majority party.

Companion Bill: 2009 S.F. 1233

MINNESOTA H.F. 1671 - Career Colleges - Governance & State Oversight (Cosmetology), Career Colleges - Governance & State Oversight

Sponsor: Senator Dave Carlson (DFL)

Summary: Current version (March 15) sets the living and miscellaneous expenses allowance for the state grant program for students in two-year or four-year private, for-profit programs at the maximum tuition and fee amount for a public two-year institution.

<https://www.revisor.mn.gov/bin/bldbill.php?bill=H1671.2.html&session=ls86>

Status: Introduced and referred to the House Commerce and Labor March 12, 2009. Hearing held and passed committee with amendments March 16. Amended and Referred to the House Ways and Means Committee March 15, 2010. Hearing scheduled March 17.

Outlook: The House Ways and Means Committee will accept public testimony at the March 17 meeting at the discretion of the Chair. The committee is expected to vote at the meeting. The March 15 amendments made this bill relevant to your issue scope. This bill is the DFL parties supplemental budget bill and is expected to be a major priority for this legislative session. The sponsor is a member of the majority party and is a member of the House leadership, serving as chair of the powerful House Finance Committee.

MINNESOTA H.F. 1835 - Career Colleges - State Financial Aid

Sponsor: Representative Larry Haws (DFL)

Summary: Current version (March 12) sets the living and miscellaneous expenses allowance for the state grant program for students in two-year or four-year private, for-profit programs at the maximum tuition and fee amount for a public two-year institution.

Introduced version: <https://www.revisor.leg.state.mn.us/bin/bldbill.php?bill=H1835.0.html&session=ls86>

Engrossed version (March 12):

<https://www.revisor.mn.gov/bin/bldbill.php?bill=ceH1835.1.html&session=ls86>

Status: Introduced and referred to the House Finance Committee March 19, 2009. Referred to Higher Education and Workforce Development Finance and Policy Subcommittee March 19. Carried over to 2010 session May 19. Hearing held and Amended March 12, 2010.

Outlook: The March 12 amendments set the living and miscellaneous expenses for students in a two or four year private for-profit school as the maximum tuition and fee amount for a public two-year institution. This bill will remain on the House Finance Committee schedule until it is called for a vote by the chair.

The sponsor is a member of the majority party and serves on the committee of referral. A legislative source said this bill is a priority for the sponsor. This bill has companion legislation which is helpful in getting bills through the Minnesota Legislature.

Companion Bill: 2009 S.F. 1563

MINNESOTA H.F. 3354 - Career Colleges – Governance & State Oversight

Sponsor: Representative Bud Nornes (R)

Summary: Modifies fees applied to private institutions of higher education.

<https://www.revisor.mn.gov/bin/bldbill.php?bill=H3354.0.html&session=ls86>

Status: Introduced and referred to the House Finance Committee March 5, 2010. Hearing held March 10.

Outlook: The House Finance Committee did not vote at the March 10 hearing and this bill will remain on the committee docket until it is called for a vote by the chair. The sponsor is a member of the minority party and serves on the committee of referral. Minnesota does not have deadlines and bills may be brought up at any time, even after long periods of inactivity. This bill has companion legislation which is critical to getting bills passed in the Minnesota legislature.

Companion Bill: 2010 S.F. 2936

MINNESOTA H.F. 3495 - Career Colleges – State Financial Aid

Sponsor: Carol McFarlane (R)

Summary: Provides that in order to receive state aid a private institution must:

(1) maintain academic standards substantially equivalent to those of comparable institutions operated in this state;

(2) be licensed or registered as a postsecondary institution by the office; and

(3)(i) by July 1, 2010, participate in the federal Pell Grant program under Title IV of the Higher Education Act of 1965, as amended; or

(ii) if an institution was participating in state student aid programs as of June 30, 2010 and the institution does not participate in the federal Pell Grant program by June 30, 2010, the institution must require every student who enrolls to sign a disclosure form, provided by the office, stating that the institution is not participating in the federal Pell Grant program.

<https://www.revisor.mn.gov/bin/bldbill.php?bill=H3495.0.html&session=ls86>

Status: Introduced and referred to the House Finance Committee March 8, 2010. Hearing held March 10.

Outlook: The House Finance Committee did not vote at the March 10 hearing and this bill will remain on the committee docket until it is called for a vote by the chair. The sponsor is a member of the minority

party and serves on the committee of referral. Minnesota does not have deadlines and bills may be brought up at any time, even after long periods of inactivity. This bill has companion legislation which is critical to passing bills in the Minnesota Legislature.

Companion Bill: 2010 S.F. 3011

MINNESOTA S.F. 1233 - Allied Health Credentialing Issues

Sponsor: Senator Gary Kubly (DFL)

Summary: Establishes licensure procedures and requirements for massage therapists.

<https://www.revisor.leg.state.mn.us/bin/bldbill.php?bill=S1233.0.html&session=ls86>

Status: Introduced in Senate and referred to Health, Housing, and Family Security Committee March 5, 2009. Carried over to 2010 session May 19. Hearing scheduled March 15, 2010.

Outlook: Public testimony will be accepted at the hearing. The committee clerk expects a vote to be held on the measure during the hearing, but could not indicate the likelihood of the measure's passage.

The bill sponsor is a member of the majority party, but does not sit on the committee of referral. The measure has garnered four bipartisan cosponsors, including the ranking minority member of the committee of referral. The bill has an identical companion in the House, H.F. 1503, which is sponsored by a member of the minority party.

Companion Bill: 2009 H.F. 1503

MISSOURI H.B. 2035 - Allied Health Credentialing Issues

Sponsor: Representative Raymond 'Ray' Weter (R)

Summary: Establishes educational requirements for the practice of surgical technology. Provides that a person may practice as a surgical technologist if they have successfully completed an accredited educational program for surgical technologists and holds and maintains the Surgical Technologist Certification administered by the National Board of Surgical Technology and Surgical Assisting, or its successor organization; or has completed an appropriate training program for surgical technology in the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United States or in the United States Public Health Service.

<http://www.house.mo.gov/billtracking/bills101/biltxt/intro/HB2035I.htm>

Status: Introduced February 4, 2010. Referred to Special Standing Committee on Professional Registration and Licensing March 3.

Outlook: The bill sponsor does not sit on the committee of referral. Committee referrals do not guarantee that a bill will receive a hearing. The bill sponsor, Representative Raymond Weter (R), is a member of the majority party.

MISSOURI S.B. 1063 - Allied Health Credentialing Issues

Sponsor: Senator Dan Clemens (R)

Summary: Provides for licensure for clinical laboratory science personnel. Allows the Clinical Laboratory Science Board to issue a clinical laboratory technician's license to an individual who possesses an associate degree from a regionally accredited college or university, has acceptable laboratory experience or training, and passes a nationally recognized certification examination authorized by the Board.

<http://www.senate.mo.gov/10info/pdf-bill/intro/SB1063.pdf>

Status: Introduced March 1, 2010. Referred to Financial and Governmental Organizations and Elections Committee March 4.

Outlook: The bill sponsor does not sit on the committee of referral. The bill has no additional cosponsors. The bill sponsor, Senator Dan Clemens (R), is a member of the majority party. Committee referrals do not guarantee that a bill will receive a hearing.

OHIO S.B. 158 - Allied Health Credentialing Issues , Nursing Credentialing Issues

Sponsor: Senator Ray Miller (D)

Summary: Requires health care professionals, including registered nurses and licensed practical nurses, to complete requirements for instruction or continuing education in cultural competency in order to be eligible to receive or renew licensure, certification or registration. Educational requirements will include addressing problems of race and gender-based disparities in health care treatment decisions. Requires state licensing boards to review the curricula offered by the applicable health care professional schools, colleges and other educational institutions.

http://www.legislature.state.oh.us/bills.cfm?ID=128_SB_158

Status: Introduced in Senate August 6, 2009. Referred to Health, Human Services and Aging Committee September 15. Hearing scheduled March 16, 2010.

Outlook: During the hearing, the committee will only accept testimony from the bill sponsor. A vote will not be held during the hearing. Rather, the committee will schedule additional hearings at a later date to consider further testimony and vote on the bill.

The bill sponsor is the Senate Minority Whip in the highly partisan Ohio Legislature. The bill sponsor also sits on the committee of referral. By rule, all measures introduced in Ohio must receive at least one public hearing by a committee.

TENNESSEE S.B. 2385 - Career Colleges – Governance & State Oversight , Career Colleges – Transfer of Academic Credit

Sponsor: Senator Charlotte Burks (D)

Summary: Creates a statewide articulation and transfer council and requires the council to develop and oversee programs of articulation and transfer of courses and common course numbering between public secondary and postsecondary institutions and those members of the Tennessee Independent Colleges and Universities Association that choose to participate.

<http://www.capitol.tn.gov/Bills/106/Bill/SB2385.pdf>

Status: Introduced and referred to the Senate Education Committee November 19, 2009. Hearing scheduled March 17, 2010.

Outlook: The Senate Education Committee will accept public testimony at the March 17 hearing. The

committee is not expected to vote at the meeting. The sponsor is a member of the minority party and does not serve on the committee of referral. This bill has companion legislation which is helpful in getting bills through the Tennessee legislature. Tennessee does not have deadlines and bills may be brought up at anytime, even after long periods of inactivity.

Companion Bill: 2009 H.B. 2423

VIRGINIA H.B. 1227 - Career Colleges – State Financial Aid

Sponsor: Delegate Rosalyn Dance (D)

Summary: Current version (February 11) Provides that scholarships awarded through the Brown v. Board of Education Scholarship Program may be used to cover the costs of professional degree programs and mandatory fees. Clarifies that awards may be granted for part-time or full-time attendance in approved education programs for no more than the minimum number of credit hours required to complete the program requirements. Allows recipients to put the scholarship funds toward an approved career or technical education or training program at a Virginia community college, or at an accredited career and technical education postsecondary school in the Commonwealth.

Current version (February 11):

<http://leg1.state.va.us/cgi-bin/legp504.exe?101+ful+HB1227H1>

Introduced version:

<http://leg1.state.va.us/cgi-bin/legp504.exe?101+ful+HB1227>

Status: Introduced and referred to the House Rules Committee January 15, 2010. Passed committee with substitute February 11. Passed House February 16. Transmitted to Senate and referred to Committee on Rules February 17. Public hearing held and passed committee March 5. Passed Senate March 9.

Outlook: This measure was passed in the Senate by a vote of 39-0. This measure is awaiting transfer to Governor Bob McDonnell (R). The bill must be signed by both the Senate President and the Speaker of the House before it is sent to the Governor. The Governor is required to act within seven days on a measure during session; if there are less than seven days remaining in the session then the Governor is allowed thirty days to act on the legislation.

This measure was passed in the House by a vote of 99-0.

Effective Date: July 1, 2010

II. Regulatory Update

AR State Board of Nursing adopted rule: Standards for nursing education programs.

Issue: Professional Board Requirements

Subissue: Nursing

First Reported: 01/29/2010

Date Updated: 03/12/2010

Contact: Pamela Tyler (501) 686-2700

Citation: Arkansas State Board of Nursing Rules Chapter 6

Upcoming Action: Public Health, Welfare and Labor Committee review 03/18/10

Status: Hearing

Regulation ID: AR15133

Rule Summary:

The Board has adopted amendments to rules regarding licensure of nursing programs.

Staff report that the amendments are being made in conjunction with amendments to Arkansas State Board of Nursing Rules Chapter 4 to ensure that everything having to do with advanced practice nursing will be in the same chapter. The requirements are being moved from Chapter 6 to Chapter 4. The amendments to Chapter 4 are being tracked at Regulatory ID #AR15130.

The amendment moves to Chapter 4 the requirement for an applicant for an Advanced Practice Nursing (APN) program to comply with the "Criteria and Procedures for Preparing Proposals for New Programs," established by the Arkansas Department of Higher Education.

Public Health, Welfare and Labor Committee 03/18/10 agenda (see agenda item I):
<http://www.arkleg.state.ar.us/assembly/2009/Lists/Meetings/Attachments/12703/I8065.pdf>

Proposed amendments:
http://www.arsbn.org/pdfs/Chapter_6_12.2009.pdf

Administrative Rules and Regulations Subcommittee agenda:
<http://www.arkleg.state.ar.us/assembly/2009/Lists/Meetings/Attachments/12491/I8004.pdf>

Rule Development:

The Public Health, Welfare and Labor Committee will review the rules for final adoption 03/18/10. The agenda is available above. Staff report that if the Committee approves the rules they will be effective 07/01/10.

The Administrative Rules and Regulations Subcommittee (ARRS) approved the rules 02/04/10.

CO Board of Nursing final regulation effective 03/31/10: Amendments to the Nursing Rules

Issue: Professional Board Requirements
Subissue: Allied Health Education Requirements
First Reported: 12/17/2009
Date Updated: 03/10/2010
Contact: Megan Griffith 303-894-2458
Citation: 3 CCR 716-1
Upcoming Action: Nothing scheduled
Status: Final
Regulation ID: CO14597

Rule Summary:

The Board has adopted amendments to the nursing rules. The proposal included the amendments to the following rules: (1) Chapter II, approval of nursing education programs, (2) Chapter XV, prescriptive authority for advanced practice nurses and (3) Chapter III, regarding the imposition of fines.

A copy of the adopted nursing education program rule is available at:
<http://www.sos.state.co.us/CCR/eDocketDetails.do?trackingNum=2009-01102>

Notice of the final adopted rules is available at: (scroll to Board)
<http://www.sos.state.co.us/CCR/RegisterContents.do?publicationDay=03/10/2010&Volume=33&yearP->

[ublishNumber=6&Month=3&Year=2010](#)

Notice of the proposed rulemaking is available at: (scroll to Board)

<http://www.sos.state.co.us/CCR/RegisterContents.do?publicationDay=12/10/2009&Volume=32&yearP-ublishNumber=12&Month=12&Year=2009#3>

Rule Development:

The Attorney General approved the rule for publication. The final rule is effective 03/31/10.

The Board released notice of amendments for public review. Comments were due 01/13/10. The Board held a public hearing 01/27/10 to discuss the amendments. The Board adopted the amendments at the public hearing. The rule was pending publication in the Colorado Register.

Source: Colorado Register, 03/10/10.

DE Board of Pharmacy proposed regulations: Amendments to Board of Pharmacy Regulations.

Issue: Professional Board Requirements

First Reported: 03/02/2010

Date Updated: 03/09/2010

Contact: Nancy Fields (302) 677-7318

Citation: 24 DE Admin. Code 2500

Upcoming Action: Public Hearing 04/21/10; Written Comments Due 04/21/10

Status: Hearing/Comments

Regulation ID: DE15427

Rule Summary:

The Board has proposed amendments to its regulations, including amendments concerning pharmacy technicians. The amendments will create 19.1.2.1 to state the following: A pharmacy technician completing a training program approved by the Board in lieu of passing the PTCB exam or passing a national certification program may perform the functions of a certified technician. However, approval to perform the functions of the certified technician is limited to the approved setting and is not transferable to any other facility.

Proposed Regulations:

http://regulations.delaware.gov/register/march2010/proposed/13%20DE%20Reg%201198a%2003-01--10.htm#P14_1267

Rule Development:

The Board will hold a public hearing 04/21/10. Written comments will be accepted until the public hearing begins.

MD Board of Nursing final regulation effective 03/22/10: Amendments to Certification Requirements for Nursing Assistants

Issue: Professional Board Requirements

Subissue: Allied Health Education Requirements

First Reported: 01/15/2010

Date Updated: 03/12/2010

Contact: Michele A. Phinney (410) 767-6499

Citation: COMAR 10.39.01

Upcoming Action: Nothing scheduled
Status: Final
Regulation ID: MD14899

Rule Summary:

The Board has adopted the amendments to COMAR 10.39.01, "Certification of Nursing Assistants (CNA)." The purpose of this action is to eliminate the language in the Board's regulation that allows current certification by only one national certifying body as an alternative to satisfying the requirement that an applicant for certification as a dialysis technician complete a Board-approved training program. The adopted amendment will not limit the Board's consideration to only one private certifying body when considering the qualifications of endorsement applicants. Maryland CNA-DT's will still have to successfully complete a Maryland-approved training program.

Notice of the final rule adoption is available at: (scroll to Board)
http://www.dsd.state.md.us/mdregister/3706/main_register.htm

Notice of the proposed rule is available at: (scroll to Board)
http://www.dsd.state.md.us/mdregister/3702/main_register.htm

Rule Development:

Staff filed notice of the final rule in the Maryland Register. The rule is effective 03/22/10.

The Board published the proposed rules 01/15/10. Comments were accepted until 02/16/10. The Board reviewed any comments received on the rule.

Source: Maryland Register, 03/12/10.

MD Higher Education Commission proposed regulation: Amendments regarding Requirements for In-State Degree-Granting Institutions

Issue: Career Colleges
First Reported: 03/12/2010
Date Updated: 03/15/2010
Contact: George Reid (410) 260-4552
Citation: COMAR 13B.02.03.02; COMAR 13B.02.02.03 and .16
Upcoming Action: Comments due 04/12/10
Status: Comments
Regulation ID: MD15541

Rule Summary:

The Commission has proposed amendments to the rules addressing the academic regulations. The amendments are being made to COMAR 13B.02.03.02, academic programs—degree-granting institutions and COMAR 13B.02.02.03 and .16, minimum requirements for in-state degree-granting institutions.

The purpose of the amendments is (1) to clarify procedures by which the Commission determines certain exemptions from the requirement that an institution of postsecondary education have a certificate of approval from the Commission; (2) to provide for a post-master's certificate award by institutions of higher education; and (3) to conform provisions relating to certificates awarded by institutions of higher education.

Notice of the proposed rulemaking is available at:
http://www.dsd.state.md.us/mdregister/3706/main_register.htm

Rule Development:

The Commission released notice of the proposed rulemaking. Staff will accept comments through 04/12/10.

MT Board of Massage Therapy proposed rules: Rules Concerning Licensure

Issue: Professional Board Requirements

First Reported: 03/11/2010

Date Updated: 03/12/2010

Contact: Cheryl Brandt (406) 841-2394

Citation: New Rules

Upcoming Action: Public Hearing 04/01/10; Comments due 04/09/10

Status: Hearing/Comments

Regulation ID: MT15531

Rule Summary:

The Board has proposed rules concerning licensure. New Rule I sets forth the requirements for licensure by endorsement. New Rule II sets forth curriculum guidelines for massage therapy programs.

Proposed Rules (pages 16 to 19):

<http://sos.mt.gov/arm/register/archives/MAR2010/MAR10-05.pdf>

Rule Development:

The Board will hold a public hearing 04/01/10. Staff will accept comments through 04/09/10.