

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013

SR 27

4  
5 By: Senator B. Sample

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7 **SENATE RESOLUTION**

8 TO SUPPORT THE AUTHORIZATION OF CERTAIN STATE  
9 AGENCIES AND INSTITUTIONS TO PROVIDE POSTSECONDARY  
10 EDUCATION AND COMPLAINT PROCEDURES PURSUANT TO 34  
11 C.F.R. SECTION 600.9.

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14 **Subtitle**

15 TO SUPPORT THE AUTHORIZATION OF CERTAIN  
16 STATE AGENCIES AND INSTITUTIONS TO  
17 PROVIDE POSTSECONDARY EDUCATION AND  
18 COMPLAINT PROCEDURES PURSUANT TO 34  
19 C.F.R. SECTION 600.9.

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23 WHEREAS, on October 29, 2010, the United States Department of Education  
24 released Final Regulations on Program Integrity Issues in an effort to  
25 strengthen federal student aid programs at postsecondary institutions, and  
26 one provision seeks to clarify the minimum a state must do to authorize a  
27 postsecondary institution so that the institution is able to participate in  
28 federal student aid and other federal funding programs; and

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30 WHEREAS, specifically, 34 C.F.R. Section 600.9 was amended to require  
31 that a postsecondary institution "is established by name as an educational  
32 institution by a State through a charter, statute, constitutional provision,  
33 or other action issued by an appropriate State agency or State entity and is  
34 authorized to operate educational programs beyond secondary education,  
35 including programs leading to a degree or certificate"; and



1           WHEREAS, the State of Arkansas wishes to authorize certain agencies,  
2 institutions, career schools, and colleges to operate educational programs  
3 beyond secondary education, including programs leading to a degree or  
4 certificate, including the Arkansas State Board of Massage Therapy, the State  
5 Board of Barber Examiners, the Cosmetology Technical Advisory Committee, the  
6 Department of Career Education, the State Board of Private Career Education,  
7 and the Arkansas Department of Higher Education; and

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9           WHEREAS, each of the state agencies, institutions, career schools, and  
10 colleges named in the preceding paragraph is legally authorized, or is taking  
11 steps to be legally authorized, by the State of Arkansas to operate  
12 educational programs beyond secondary education, including programs leading  
13 to a degree or certificate; and

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15           WHEREAS, the state has a process to review and appropriately act on  
16 complaints concerning the state agencies, institutions, career schools, and  
17 colleges, including enforcing applicable state laws; and

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19           WHEREAS, career schools or colleges comply with applicable state  
20 approval or licensure requirements and are established by the state on the  
21 basis of an authorization to conduct business in the state,

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23 NOW THEREFORE,

24 BE IT RESOLVED BY THE SENATE OF THE EIGHTY-NINTH GENERAL ASSEMBLY OF THE  
25 STATE OF ARKANSAS:

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27           THAT the Senate supports the authorization of certain state agencies  
28 and institutions to provide postsecondary education and complaint procedures  
29 pursuant to 34 C.F.R. Section 600.9, including the Arkansas State Board of  
30 Massage Therapy, the State Board of Barber Examiners, the Cosmetology  
31 Technical Advisory Committee, the Department of Career Education, the State  
32 Board of Private Career Education, and the Arkansas Department of Higher  
33 Education.