

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 2015

5 By: Representative M. Burris  
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7

## For An Act To Be Entitled

9 AN ACT TO EXEMPT EMPLOYERS AND TRADE ASSOCIATIONS  
10 FROM THE ARKANSAS LICENSING REQUIREMENTS; AND FOR  
11 OTHER PURPOSES.  
12

## Subtitle

13 TO EXEMPT EMPLOYER AND TRADE ASSOCIATION  
14 TRAINING FROM THE LICENSING REQUIREMENTS  
15 OF THE STATE BOARD OF PRIVATE CAREER  
16 EDUCATION.  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 Section 1. Arkansas Code § 6-51-602 (11), concerning the definition of  
23 school for private resident and correspondence school, is amended as follows:

24 (11)(A) "School" means any person, firm, partnership,  
25 association, corporation, or other form of business organization seeking to  
26 do business or offering in the State of Arkansas resident or correspondence  
27 training that leads to or enhances occupational qualifications, whether or  
28 not the institution is subject to the jurisdiction of the Arkansas Higher  
29 Education Coordinating Board under § 6-61-301~~+~~.

30 (B) "School" also means any firm, partnership,  
31 association, corporation, or other form of business organization which offers  
32 instruction in flight or ground school to student fliers or mechanics~~+~~.

33 (C) "School" also means any firm, partnership,  
34 association, corporation, or other form of business organization which offers  
35 training as preparation for passing exams which may lead to employment~~+~~.

36 (D) "School" also means any firm, partnership,



1 association, corporation, or other form of business organization which offers  
2 driver education training excluding those courses taught motor vehicle  
3 violators pursuant to court order; ~~and.~~

4 (E) "School" does not mean a:

5 (i) Firm, partnership, association, corporation, or  
6 other form of business organization offering training or preparation of its  
7 own employees for which no fee or tuition is charged to the employee and no  
8 certification is offered; and

9 (ii) Trade or professional association that is tax  
10 exempt under Section 501 of the Internal Revenue Code and is providing  
11 professional development training related to its tax exempt status; and  
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13 Section 2. Arkansas Code § 6-51-603(6)-(12), concerning exemptions for  
14 private resident and correspondence schools, is amended to read as follows:

15 ~~(6) A training program offered or sponsored by an employer for~~  
16 ~~training and preparation of its own employees and for which no tuition fee is~~  
17 ~~charged the employee;~~

18 ~~(7)(6)~~ A program of study sponsored by a recognized trade,  
19 business, or professional organization for instruction of the members of the  
20 organization with a closed membership and for which no fee is charged the  
21 member;

22 ~~(8)(7)~~ A school or educational institution supported by state or  
23 local government taxation;

24 ~~(9)(8)~~ Flight instructors licensed under appropriate Federal  
25 Aviation Administration regulations and offering only training for a private  
26 pilot's license;

27 ~~(10)(9)~~ Schools covered by § 6-61-301(a)(3) and exempted from §  
28 6-61-101 et seq.;

29 ~~(11)(10)~~ Training offered by other Arkansas state agencies,  
30 boards, or commissions; and

31 ~~(12)(A)(11)(A)~~ Training offered on military bases where a  
32 majority of the students enrolled are active duty personnel or their adult  
33 family members, United States Department of Defense civilian employees or  
34 their adult family members, members of the United States Armed Forces reserve  
35 components, and retirees.

36 (B) These organizations shall remain exempt from the

1 requirement for licensure if required to move off the military installation  
2 for a period of not more than ninety (90) days because of a change in  
3 security level which would not allow civilian students on the installation.

4 (C) The board shall have the authority to review any  
5 situations that extend past the ninety-day period and determine whether the  
6 exemption status should remain for the school.

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