

MAINE STATE LEGISLATURE

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ROFS

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L.D. 1404

2

Date: 6/5/2017

(Filing No. S-204)

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EDUCATION AND CULTURAL AFFAIRS

4

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STATE OF MAINE

6

SENATE

7

128TH LEGISLATURE

8

FIRST REGULAR SESSION

9

COMMITTEE AMENDMENT "A" to S.P. 482, L.D. 1404, Bill, "An Act To
10 Ensure the Integrity of For-profit Colleges"

11

Amend the bill by striking out the title and substituting the following:

12

'An Act To Ensure Integrity of For-profit Colleges and Universities'

13

Amend the bill in section 1 in §10706-A in the first line (page 1, line 3 in L.D.) by
14 inserting after the following: "college" the following: 'or university'

15

Amend the bill in section 1 in §10706-A in subsection 1 in paragraph C in
16 subparagraph (4) in the first line (page 1, line 14 in L.D.) by inserting after the following:
17 "college" the following: 'or university'

18

Amend the bill in section 1 in §10706-A in subsection 1 in paragraph D in
19 subparagraph (1) in the 2nd line (page 1, line 18 in L.D.) by inserting after the following:
20 "college" the following: 'or university'

21

Amend the bill in section 1 in §10706-A in subsection 1 in paragraph E in the first
22 line (page 1, line 29 in L.D.) by inserting after the following: "college" the following: 'or
23 university'

24

Amend the bill in section 1 in §10706-A in subsection 1 by inserting after paragraph
25 F the following:

26

'G. "Regional accreditation" means a formal status granted by a regional accrediting
27 agency recognized by the United States Secretary of Education to an institution
28 meeting or exceeding the educational quality criteria as stated in the regional
29 accrediting agency's publication in order to assess and enhance the educational
30 quality of an institution, ensure consistency in institutional operations, promote
31 institutional improvement and provide for public accountability.'

32

Amend the bill in section 1 in §10706-A in subsection 2 in the first line (page 1, line
33 36 in L.D.) by inserting after the following: "college" the following: 'or university'

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "A" to S.P. 482, L.D. 1404

1 Amend the bill in section 1 in §10706-A in subsection 2 in paragraph A in the 2nd
2 line (page 2, line 4 in L.D.) by inserting after the following: "college" the following: 'or
3 university'

4 Amend the bill in section 1 in §10706-A in subsection 2 in paragraph C in the 2nd
5 line (page 2, line 11 in L.D.) by striking out the following: "employed; and" and inserting
6 the following: 'employed;'

7 Amend the bill in section 1 in §10706-A in subsection 2 in paragraph D in
8 subparagraph (2) in the last line (page 2, line 18 in L.D.) by striking out the following:
9 "service." and inserting the following: 'service; and'

10 Amend the bill in section 1 in §10706-A in subsection 2 by inserting after paragraph
11 D the following:

12 'E. The design and implementation of student support services, including the process
13 by which student complaints are handled in a timely and effective manner and
14 information on the number and nature of complaints received and the responses to
15 those complaints.'

16 Amend the bill in section 1 in §10706-A by striking out all of subsection 3 (page 2,
17 lines 19 to 32 in L.D.) and inserting the following:

18 '3. Evaluation. The state board shall by rule establish metrics to determine adequate
19 educational standards that must be met by for-profit colleges and universities. The
20 metrics must include at least the following evaluation criteria.

21 A. The state board shall evaluate spending priorities by using information supplied
22 pursuant to subsection 2, paragraph A. If the state board finds a for-profit college or
23 university spends less than 50% of its total spending on instruction or more than 15%
24 of its total spending on advertising, the state board must find that the for-profit
25 college or university fails to meet adequate educational standards.

26 B. The state board shall determine whether a for-profit college or university has
27 received necessary regional accreditations to allow graduates to meet professional
28 licensing or other career standards related to the educational programs for which
29 degrees or certificates are granted by the for-profit college or university. If the state
30 board finds a for-profit college or university has not received the necessary regional
31 accreditations, the state board must find that the for-profit college or university fails
32 to meet adequate educational standards.

33 C. The state board shall evaluate the design and implementation of student support
34 services, including whether the complaint process by which student complaints are
35 handled is transparent, includes an appropriate official to receive complaints and
36 provides appropriate and timely responses to complaints. If the state board finds that
37 a for-profit college or university does not have adequate or appropriate student
38 support services, the board may find that the for-profit college or university fails to
39 meet adequate educational standards.'

40 Amend the bill in section 1 in §10706-A in subsection 5 in the 3rd line (page 2, line
41 38 in L.D.) by inserting after the following: "college" the following: 'or university'

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "A" to S.P. 482, L.D. 1404

1 Amend the bill in section 2 in §10712 by striking out all of subsection 5 (page 3, lines
2 19 to 21 in L.D.) and inserting the following:

3 '5. Failure of certain institutions to meet adequate educational standards. The
4 educational institution has failed to meet adequate educational standards under section
5 10706-A.'

6 **SUMMARY**

7 This amendment makes the following clarifications and changes to the bill.

8 1. It clarifies that the bill applies to for-profit colleges and universities.

9 2. It clarifies that the required accreditation requirements for-profit colleges and
10 universities must satisfy are regional accreditations.

11 3. It adds a requirement that student support services, including the process by which
12 student complaints are handled, be reviewed as part of the evaluation by the State Board
13 of Education to determine whether adequate educational standards are being met by a for-
14 profit college or university.

15 **FISCAL NOTE REQUIRED**

16 (See attached)



Approved: 05/22/17 *MAC*

128th MAINE LEGISLATURE

LD 1404

LR 1017(02)

An Act To Ensure the Integrity of For-profit Colleges

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-204)
Committee: Education and Cultural Affairs
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the State Board of Education associated with the rulemaking process can be absorbed within existing budgeted resources.