BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
DEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
1747 N. Market Blvd., Suite 225, Sacramento, CA 95834
P (916) 574-8900 | Toll-Free (888) 370-7589 | www.bppe.ca.gov

Bureau for Private Postsecondary Education
Notice of Advisory Committee Meeting and Agenda

Thursday, November 12, 2026
9:30 a.m.

NOTE: The Bureau for Private Postsecondary Education will hold a public meeting via the WebEx platform in accordance with Government Code section 11123.2, and all Committee members will be participating virtually from remote locations. Pursuant to Government Code section 11123.5(f), the Bureau is also providing the following location for members of the public to participate via WebEx:

Department of Consumer Affairs
1625 North Market Blvd., El Dorado Room Suite N-220
Sacramento, CA 95834

FOR OBSERVATION OR PARTICIPATION VIA WEBEX, PLEASE LOG ON TO THIS WEBSITE:

https://dca-meetings.webex.com/dca-meetings/j.php?MTID=mf526903ab26c4e4c266f0bf0dcead326

Event Number: 2485 157 1178 Event Password: BPPE1112

The preferred audio connection is via phone bridge. The phone number and access code will be provided as part of your connection to the meeting. General instructions for using WebEx can be found at the end of the agenda.

Important Notices to the Public: The Advisory Committee Meeting is open to the public. Members of the public may, but are not obligated to, provide their names or personal information as a condition of observing or participating in the meeting. When signing into the WebEx platform, participants may be asked for their name and email address. Participants who choose not to provide their names will need to provide a unique identifier such as their initials or another alternative, so that the meeting moderator can identify individuals who wish to make public comment; participants who choose not to provide their email address may utilize a fictitious email address like in the following sample format: XXXXX@mailinator.com.

The Advisory Committee Meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Richie Barnard at (279) 666-5875, by emailing richie.barnard@dca.ca.gov or sending a written request to the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798-0818. Providing your request at least five business days before the meeting will help ensure availability of the requested accommodation.

Discussion and action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Chair. In the event a quorum of the committee is unable to attend the meeting, or the committee is unable to maintain a quorum once the meeting is

called to order, the members present may, at the chair's discretion, continue to discuss items from the agenda and make recommendations to the full committee at a future meeting.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the committee or prior to the committee taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the Advisory Committee, but the chair may, at the chair's discretion, apportion available time among those who wish to speak. If public comment is not specifically requested, members of the public should feel free to request an opportunity to comment. Individuals may present to the Advisory Committee on items not on the agenda, however, the committee can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125, 11125.7(a)). Using the WebEx link will allow for participation and observation with closed captioning.

Agenda

The public may provide appropriate comment on any issue before the Advisory Committee at the time the item is discussed. If public comment is not specifically requested, members of the public should feel free to request an opportunity to comment.

1. Welcome, Introductions, and Establishment of a Quorum

2. Public Comment on Items not on the Agenda (Note: The Advisory Committee may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting (Government Code Sections 11125 and 11125.7(a))

3. Review and Approval of August 19, 2026, Advisory Committee Meeting Minutes

4. Remarks by a Representative of the Department of Consumer Affairs, which may include updates pertaining to the Bureau's Operations, Human Resources, Department's Administrative Services, Enforcement, Information Technology, Communications and Outreach, as well as Regulatory and Policy Matters

5. Bureau Operations Update and Discussion related to the following:
   a. IT System (Connect) Update
   b. Licensing Update
   c. Quality of Education Update
   d. Complaint and Investigation Update
   e. Discipline Update
   f. Compliance Update
   g. Annual Report Update
   h. Office of Student Assistance and Relief (OSAR) Update
   i. Student Tuition Recovery Fund (STRF) Update

6. Status Update and Discussion related to the following Legislative and Regulatory Matters:
   a. AB 2771, Berman. California Private Postsecondary Education Act of 2009
   b. Non-Substantive Regulatory Change (pursuant to California Code of Regs (CCR), title 1, Section 100) – Application Fee Increases (California Education Code (CEC) section 94930.5; Title 5 California Code of Regulations (5 CCR) sections 71100, 71396, 71398, 71600, 71650, 71652, and 71653)
   c. Non-Substantive Regulatory Change (pursuant to California Code of Regs (CCR), title 1, Section 100) – Addition of a Separate Branch (CEC section 94894; 5 CCR section 71660)

   d. Renewal Application Updates (CEC section 94891; 5 CCR section 71475)

7. Future Meeting Dates
8. Future Agenda Items
9. Chair and Vice Chair Elections
10. Adjournment



BUREAU FOR PRIVATE POSTSECONDARY EDUCATION

Advisory Committee Meeting

November 12, 2026

9:30AM – Until Completion of Business

BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

AGENDA ITEM 1
Welcome, Introductions and Establishment of a Quorum

ADVISORY COMMITTEE MEMEBERS

- Tess Kraiker, Chair
- Leigh Ferrin, Vice Chair
- Joseph Holt
- Veronica Pugin
- Robyn Smith
- Michale Zimmerman
- Noah Zinner
- Senator Angelique Ashby
- Assemblymember Mike Fong

AGENDA ITEM 2
Public Comment on Items not on the Agenda

(Note: The Advisory Committee may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting (Government Code Sections 11125 and 11125.7(a))

AGENDA ITEM 3
Review and Approval of August 19, 2026, Advisory Committee Meeting Minutes

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Advisory Committee Meeting Minutes
Wednesday, August 19, 2026

Department of Consumer Affairs
Hearing Room 1625 North Market Blvd.
Sacramento, CA 95834

Advisory Committee Members in Attendance

Joseph Holt
Tess Kraiker
Robyn Smith
Noah Zinner
Leigh Ferrin
Veronica Pugin

Committee Members Absent

Assemblymember Mike Fong
Senator Angelique Ashby

Bureau for Private Postsecondary Education (Bureau) and Department of Consumer Affairs (DCA) Staff in Attendance

Elizabeth Elias, Deputy Bureau Chief
Manila Vongmany, Deputy Bureau Chief
Yan Cao, Office of Student Assistance and Relief Chief
Linh Nguyen, DCA Legal Counsel
Jason Piccione, DCA Chief Information Officer
Daniel Rangel, Bureau Enforcement Chief
Ebony Santee, Bureau Education Administrator
Erik Casida, Bureau Compliance Chief
Janel Quayle, Bureau STRF Manager
Renee Walters, Bureau Discipline Manager
Parker Strohmeyer, Bureau Legislative/Regulation Specialist
Shelly Jones, Assistant Deputy Director for Board and Bureau Relations,
Ryan Tacter, DCA Legislative Project Manager

Agenda #1 - Welcome, Introductions, and Establishment of a Quorum

Tess Kraiker, Chair, called the meeting to order.

Ms. Kraiker announced that, on July 16, 2026, Governor Newsom appointed Elizabeth Elias as Bureau Chief. Ms. Elias thanked the Committee and stated her commitment to continued collaboration with the Committee, stakeholders, and the students the Bureau serves.

Ms. Kraiker welcomed Veronica Pugin, appointed by the Speaker of the Assembly on May 29, 2026. Ms. Pugin noted her background in technology and economy policy, workforce solutions, and education programs related to artificial intelligence.

Agenda #2 - Public Comment on Items not on the Agenda

One member of the public provided a comment.

Agenda #3 - Review and Approval of May 6, 2026, Advisory Committee Meeting Minutes

Leigh Ferrin moved to approve the May 6, 2026, meeting minutes; Joseph Holt seconded the motion.

Public Comment

No public comment.

Vote

(Tess Kraiker: Aye; Leigh Ferrin: Aye; Joseph Holt: Aye; Veronica Pugin: Aye; Noah Zinner: Aye; Robyn Smith: Aye)

The motion passed.

Agenda #4 - Remarks by Representative of the Department of Consumer Affairs

Shelly Jones, Assistant Deputy Director for Board and Bureau Relations, provided an update on the Department of Consumer Affairs.

Public Comment

No public comment.

Ryan Tacher, DCA Legislative Project Manager, provided an update on the Sunset Review process. He reported that the Bureau's sunset bill, AB 2771, is currently on the Senate floor and is expected to be voted out of the Legislature by the end of August 2026, in advance of the legislative deadline. He explained that the bill includes numerous provisions drawn directly from the Bureau's Sunset Report, including technical changes, licensing and enforcement improvements, and fee increases to support Bureau solvency. He noted that some provisions remain under discussion between Bureau staff, DCA, and the bill's authoring office. He added that, upon the Governor's signature, the bill's provisions will take effect January 1, 2027.

Public Comment

No public comment.

Agenda #5 – Bureau Operations Update and Discussion

Update on the Bureau's IT System Project

Jason Piccione, DCA Chief Information Officer, provided what he noted will be the final regularly scheduled update on the Bureau's IT modernization project, as the project is transitioning to full maintenance and operations mode. He outlined key accomplishments including complete migration from the legacy system to Bureau Connect, integration of STRF claims and enforcement functions, and the addition of online functionality for institutions to submit quarterly STRF assessments and pay annual fees. He stated that the Connect platform now supports institutional representative registration and access to extended profile data, with further application submission capabilities planned.

Mr. Piccione explained that the Bureau has established a continuous improvement team, including dedicated business analyst and developer positions, supported by a proactive roadmapping process with a 24-month planning horizon. He noted that the roadmap addresses both anticipated needs, including regulatory and statutory changes, and emerging issues.

Joseph Holt asked how Bureau staff identify and escalate system gaps to ensure evolving needs are met. Ms. Elias confirmed that the Bureau has one permanent and one limited-term IT position dedicated to partnering with DCA's IT team, and that staff have established processes to elevate system issues. Mr. Piccione added that the roadmap supports both proactive long-term planning and responsive handling of day-to-day needs and is currently focused on getting remaining transactions online and increasing institutional representative registrations.

Ms. Ferrin suggested that short instructional videos could assist institutions in navigating the registration process.

Ms. Vongmany noted that communications went out in late July 2026 and some institutions have already registered as of the meeting date.

Public Comment

One member of the public provided a comment.

Licensing Report

Deputy Bureau Chief Manila Vongmany reported on the Licensing Unit. They outlined Attachment 5(b).

Mr. Holt also asked whether AB 2771 contains provisions that would specifically help reduce full approval processing timelines. Ms. Vongmany stated she could not identify a specific provision at that moment but emphasized the Bureau's commitment to updating all tools and resources consistent with the new statute.

Public Comment

One member of the public provided a comment.

Quality of Education Report

Ebony Santee, Bureau Education Administrator, reported on the Quality of Education Unit (QEU). She outlined Attachment 5(c).

Public Comment

No public comment.

Compliance and Annual Report Update

Erik Casida, Bureau Compliance Chief, reported on the Annual Report Unit. He outlined Attachment 5(d).

Mr. Holt asked about the cyclical trend in unannounced inspections. Mr. Casida explained the pattern is related to the COVID-era shift toward announced inspections and the Bureau's mandate to complete one announced and one unannounced inspection per institution within a five-year window. Ms. Elias noted that the Bureau may conduct additional inspections beyond the mandate when risk factors are identified.

Ms. Pugin asked about the most common categories of non-compliance found during inspections. Mr. Casida indicated that data was not available at the meeting but noted

consistent trends are flagged through compliance workshops. Ms. Elias described the most material violations as: failure to maintain supporting documentation for school performance fact sheet data, failure to maintain documentation for STRF assessment reporting, and missing student records including admissions documents and transcripts.

Mr. Holt suggested adding a breakdown of the most common non-compliance categories to future reports. Mr. Casida agreed to explore this.

Public Comment

No public comment.

Complaint and Investigation Report

Daniel Rangel, Bureau Enforcement Chief over complaints and investigations, reported on the Complaint and Investigation Unit. He outlined Attachment 5(d).

Robyn Smith thanked Mr. Rangel for the examples and expressed appreciation for the thoroughness of investigations prior to closure. She requested a future categorical or statistical breakdown of non-substantiated closures, particularly around cases where the student did not respond versus cases based on documentation. Mr. Rangel committed to exploring this.

Mr. Holt asked about the timeline for closing cases with non-responsive complainants. Mr. Rangel described a multimodal contact approach (phone, email, and mail) with an informal rule of thumb of approximately one week per method, noting this has not been formalized into policy. Mr. Holt suggested that the Bureau explore tracking complaints as a proportion of the student population served to understand whether the increase reflects a growing population or a rising incident rate.

Ms. Pugin asked about common categories of discipline referrals for quality of education complaints. Mr. Rangel stated that faculty qualification deficiencies – faculty who do not meet minimum qualifications under law – are among the most common findings in that category.

Public Comment

One member of the public provided a comment.

Discipline Report

Renee Walters, Bureau Discipline Manager, reported on the Discipline Unit. She outlined Attachment 5(f).

Public Comment

No public comment.

Office of Student Assistance and Relief (OSAR) Report

Yan Cao, OSAR Chief, reported on the OSAR Unit. She outlined Attachment 5(g).

Ms. Ferrin asked about tools available to reach students when a school closes without providing contact information. Ms. Cao described analysts' research process, including reviewing school websites and calling listed contact numbers.

Mr. Holt asked about the Debt Collective's relationship with OSAR. Ms. Cao clarified the group reached out requesting a STRF presentation for California students.

Ms. Pugin asked about the breakdown of student inquiries. Ms. Cao noted the vast majority are from current or previously enrolled students, including those affected by closures, adding that prospective student inquiries are a smaller subset.

Mr. Holt asked about the interplay between teach-out agreements and STRF and federal loan discharge eligibility. Ms. Cao explained that the Bureau takes a more nuanced approach than the federal "one-credit transfer" binary rule, attempting to reach students with information before they make decisions that could affect their federal discharge eligibility.

Ms. Smith asked whether the Bureau receives student contact information from the U.S. Department of Education for sudden closure cases. Ms. Cao noted that Title IV schools have generally been responsive in providing contact information directly, and that the Bureau's engagement with the Department of Education has been limited in this specific area.

Public Comment

One public comment was received.

Student Tuition Recovery Fund (STRF) Report

STRF Manager Janel Quayle provided a report on STRF. She covered Attachment 5(h).

Ms. Kraiker requested that future reports include year-over-year total claim volume data in addition to the existing ineligible/denied year-over-year comparison, to better contextualize claims as a percentage of the relevant student population.

Public Comment

No public comment.

Agenda Item #6 - Status Updates and Discussion on Regulatory Proposals

Parker Strohmeyer, Bureau Legislative/Regulation Specialist, provided a status update on Bureau regulatory matters. He outlined the Bureau Regulations Tracker in the meeting materials.

6a. Financial Statements and Annual Reports (California Education Code (CEC sections 94885, 94929.7 and 94934; Title 5 California Code of Regulations (CCR) sections 71475, 74002, 74110, 74112, and 74115).

Mr. Strohmeyer outlined the proposed changes to the financial statements and annual reports package.

Mr. Holt commended the clarity of the proposed additions to the SPFS backup data requirements. He raised a concern about the requirement for "written descriptions of all attempts to contact each student or employer," asking whether digital Customer Relationship Management (CRM) records would satisfy the requirement and whether the term "written" could be interpreted to require narrative documentation of each contact attempt.
Mr. Strohmeyer clarified that the language in question is drawn from existing regulation and is being reorganized from its current location into the restructured section, and that the underlying requirement has not changed. Ms. Strohmeyer offered to follow up with the compliance team on what records have historically been accepted as satisfying the written description requirement. Mr. Holt acknowledged the clarification and noted his concern was about potential burden if the reorganization were interpreted more strictly than current practice.

Public Comment

No public comment.

Agenda #7 – Future Agenda Items

Mr. Holt suggested a future agenda item on artificial intelligence and its potential impact on Bureau operations, including an exploratory discussion on opportunities to use AI to improve efficacy and outcomes, and whether the Bureau's current data structures are positioned to leverage AI resources.

Ms. Ferrin suggested a periodic update on the IT system roadmap in subsequent meetings, to allow the committee visibility into planned improvements.

Public Comment

No public comment. One public comment was received.

Agenda #8 – Adjournment

The meeting adjourned at 11:56 am.

AGENDA ITEM 4

Remarks by a Representative of the Department of Consumer Affairs, which may include updates pertaining to the Bureau's Operations, Human Resources, Department's Administrative Services, Enforcement, Information Technology, Communications and Outreach, as well as Regulatory and Policy Matters

AGENDA ITEM 5
Bureau Operations Update and Discussion

a. IT System (Connect) Update
b. Licensing Update
c. Quality of Education Update
d. Complaint and Investigation Update
e. Discipline Update
f. Compliance Update
g. Annual Report Update
h. Office of Student Assistance and Relief (OSAR) Update
i. Student Tuition Recovery Fund (STRF) Update









AGENDA ITEM 5a
IT System (Connect) Update

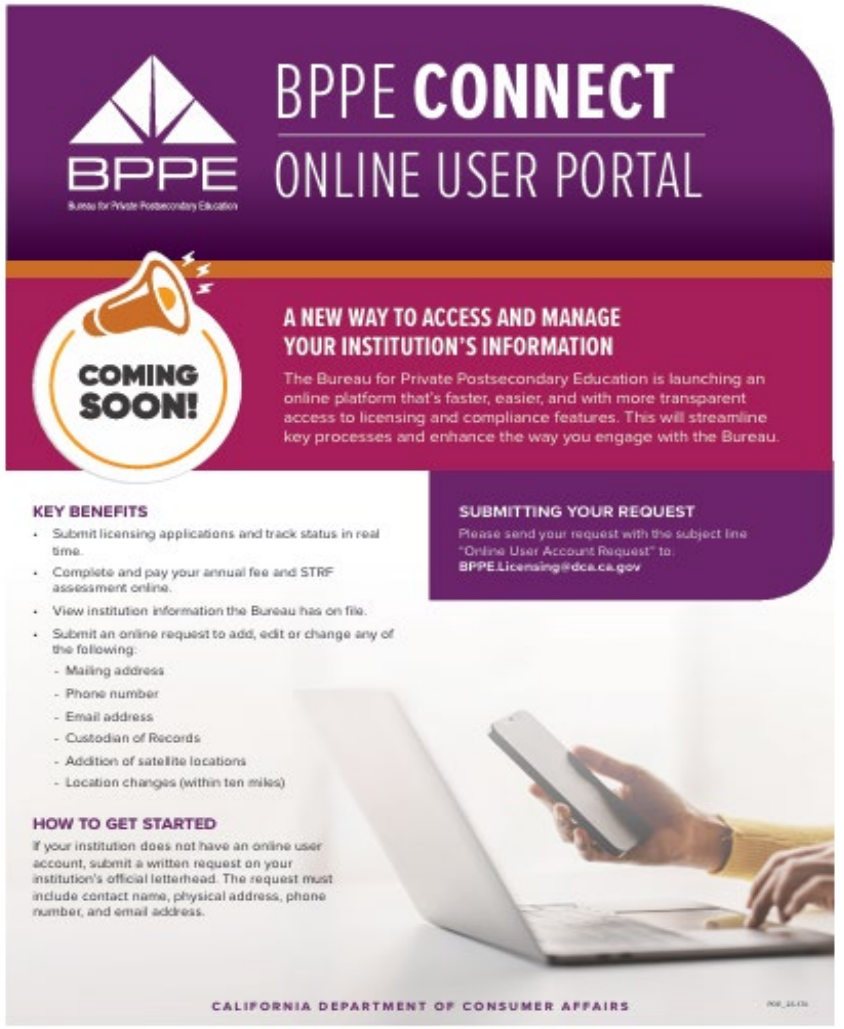
Connect – Online User Portal

- HOW TO GET STARTED

  If your institution does not have an online user account, submit a written request on your institution's official letterhead. The request must include contact name, physical address, phone number, and email address.

- SUBMITTING YOUR REQUEST

  Please send your request with the subject line "Online User Account Request" to: BPPE.Licensing@dca.ca.gov











AGENDA ITEM 5b
Licensing Update
Q1, FY 2026-27

FY 2026/27 Q1 LICENSE APPLICATIONS – PENDING APPLICATIONS

Application Type	Current Quarter			End of Quarter
	Received	Approved	Completed	Total Pending
New Full Approval	11	13	8	**91**
New Acc Approval	3	1	3	**9**
Renewal Full	8	10	4	**31**
Renewal Accredited	14	13	0	**40**
Changes Full	22	29	3	**48**
Changes Accredited	53	45	7	**49**
Verification of Exemption	85	59	25	**34**
Out of State Registration	7	4	1	**20**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

FY 2026/27 Q1 APPLICATION TIMEFRAMES

Application Type	Current Quarter				6 Month Rolling Average		12 Month Rolling Average	
	Avg Days To Approve	Avg Days To Complete	Days to Approve Low	Days to Approve High	Avg Days To Approve	Avg Days to Complete	Avg Days To Approve	Avg Days to Complete
New Full Approval	629	522	180	957	567	451	560	405
New Accredited Approval	78	174	78	78	285	142	176	136
Renewal Full	318	817	18	912	357	922	331	934
Renewal Accredited	358	N/A	25	1345	265	24	230	67
Changes Full	206	354	2	896	179	456	178	21
Changes Accredited	72	173	2	668	68	171	74	200
Verification of Exemption	17	33	2	65	16	28	20	29
Out of State Registration	499	35	26	1005	225	35	168	35

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

FY 2026/27 Q1 Statewide Population by Location Type & Approval Type

Location Type for Approval to Operate	Main	Branch	Satellite	Total
	858	312	321	1491

Approval Types Population0	ABMA (Accredited)	Full (Non-Accredited) [a]	Conditional [b]	Out of State Registration
	372	486	0	159

[a] 23 institutions with full approvals have provisional approval to offer one or more-degree programs pursuant to California Education Code section 94885.5.
[b] Conditional approvals are issued for a period up to six months when an institution is in substantial compliance, but minor deficiencies exist (California Code of Regulations section 71400(d)(1)).

BPPE Bureau for Private Postsecondary Education
OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Licensing Workshops

- The Bureau offers online, interactive Licensing Workshops for Institutions to help them understand how to complete a first-time application.

- Institutions may register on the Bureau's website: https://www.bppe.ca.gov/schools/application_workshops.shtml

- Upcoming Workshops
  - November 24, 2026
  - December 15, 2026
  - January 19, 2027

Application Workshop Attendance Q1, FY 2026-27	
Workshop Date	**Attendees**
July 2026	36
August 2026	23
September 2026	33



Submit questions and/or comments to:

Renee Walters, Licensing Chief
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(916) 574-7433
Renee.Walters@dca.ca.gov

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AGENDA ITEM 5c
Quality of Education Update

Status of Institutions Granted Provisional Approval for Degree Programs

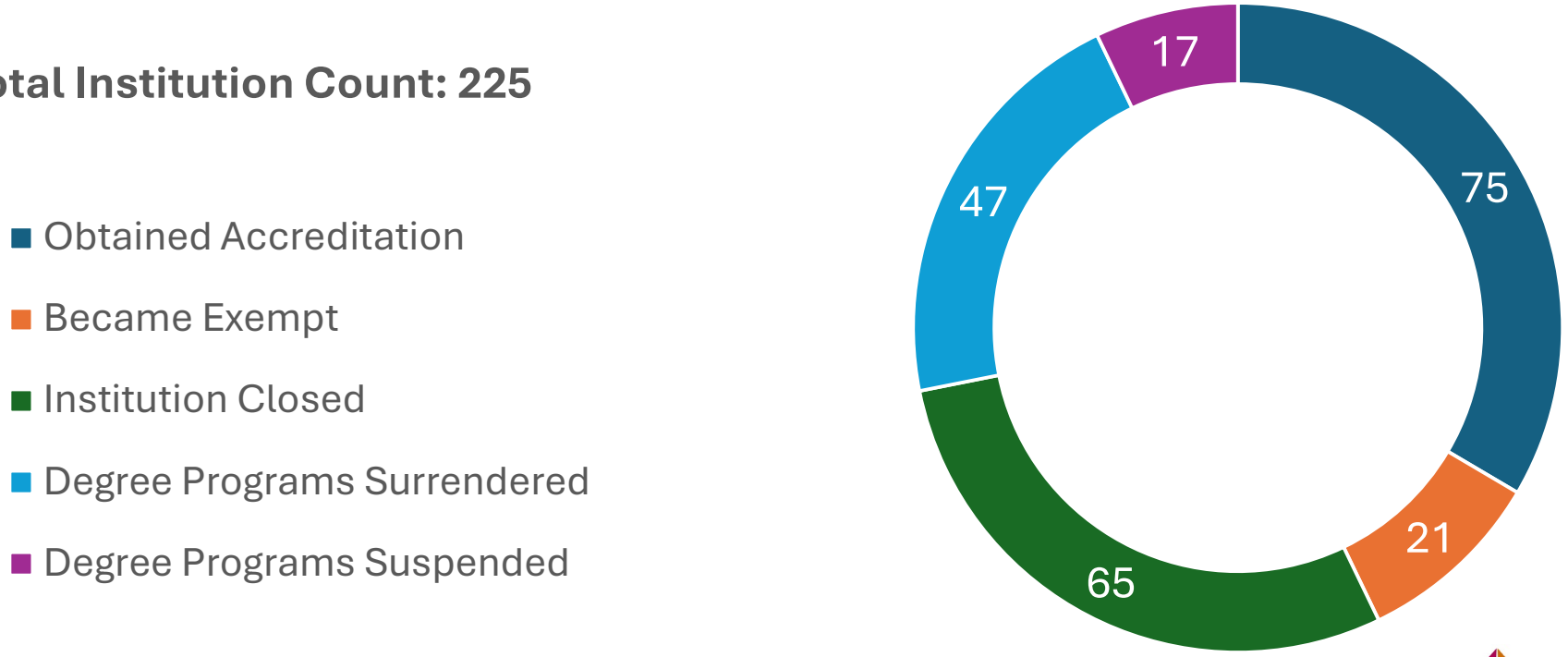
Includes provisionally approved degree programs authorized under CEC sections 94885(c), 94885.5, 94885.7

Outcome	Institution Count
Accredited	27
Closed or Approval Expired	17
Exempt	2
Surrendered Degrees	24
Suspended Degrees	12
Pursuing Accreditation	23
Total	**105**

Provisionally Approved Degree Program Outcomes

Includes institutions with provisionally approved degree programs that have concluded their efforts to obtain accreditation; excludes institutions still pursuing accreditation.

Total Institution Count: 225

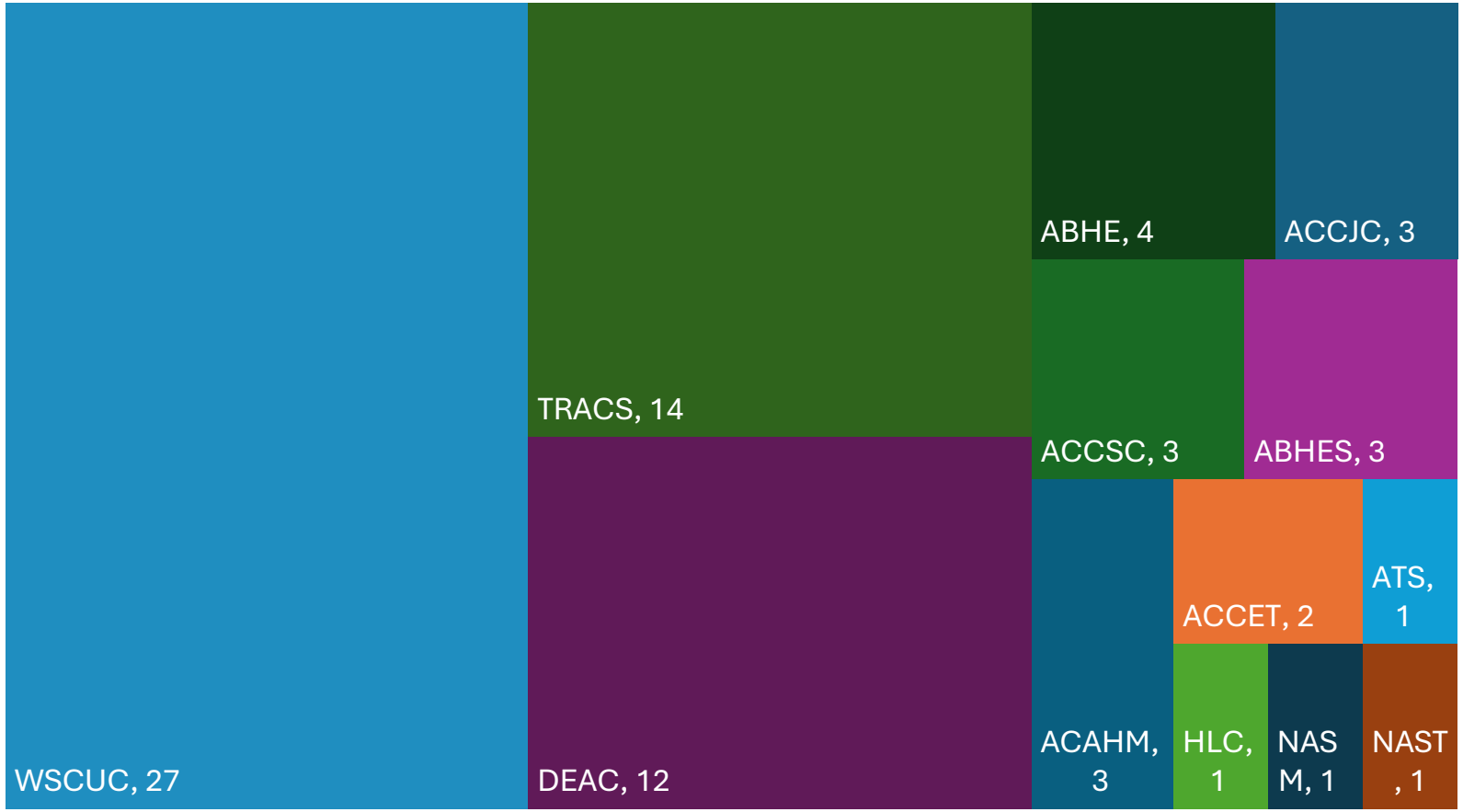


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Accrediting Agency Outcomes

Includes institutions that received provisional approval to offer degree programs and obtained accreditation



- ABHE: Association for Biblical Higher Education
- ABHES: Accrediting Bureau of Health Education Schools
- ACAHM: Accrediting Commission for Acupuncture & Herbal Medicine
- ACCJC: Accrediting Commission for Community and Junior Colleges
- ACCET: Accrediting Council for Continuing Education & Training
- ACCSC: Accrediting Commission of Career Schools and Colleges
- ATS: The Association of Theological Schools
- HLC: Higher Learning Commission
- DEAC: Distance Education Accrediting Commission
- NASM: National Association of Schools of Music
- NAST: National Association of Schools of Theater
- TRACS: Transnational Association of Christian Colleges and Schools
- WSCUC: WASC Senior College and University Commission

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Submit questions and/or comments to:

Ebony Santee, Education Administrator
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279) 895-6081
Ebony.Santee@dca.ca.gov

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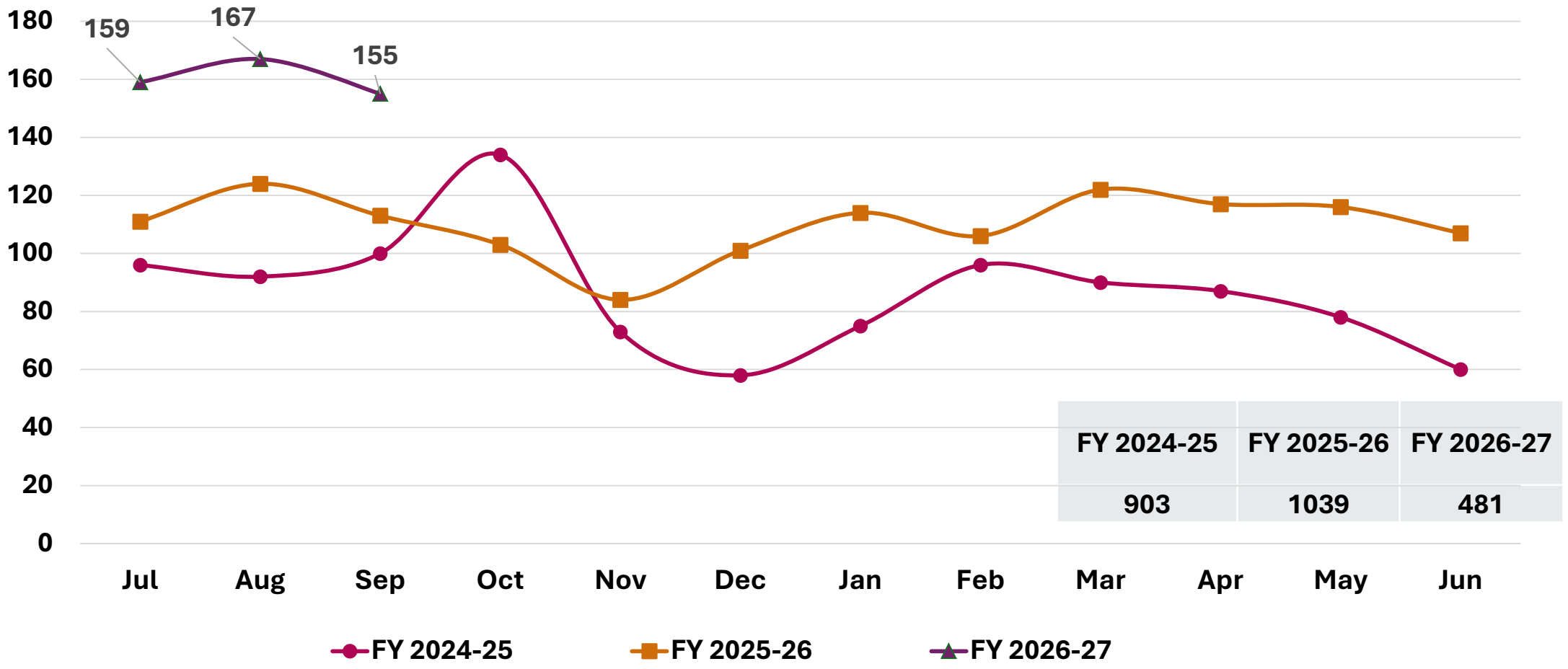






AGENDA ITEM 5d
Complaint and Investigation Update
Q1, FY 2026-2027

Complaints Received: FY 2023-24 to Q1 FY 2026-27

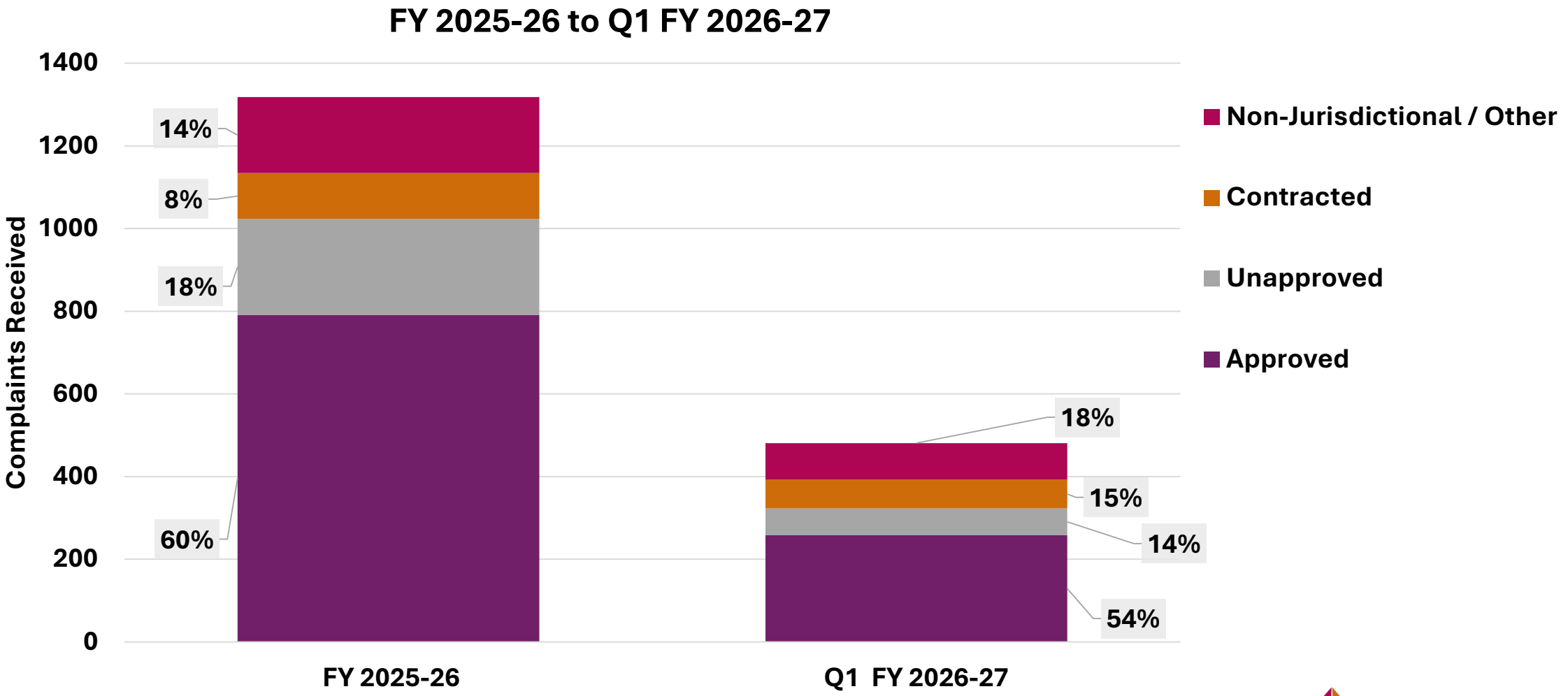


FY 2024-25	FY 2025-26	FY 2026-27
903	1039	481

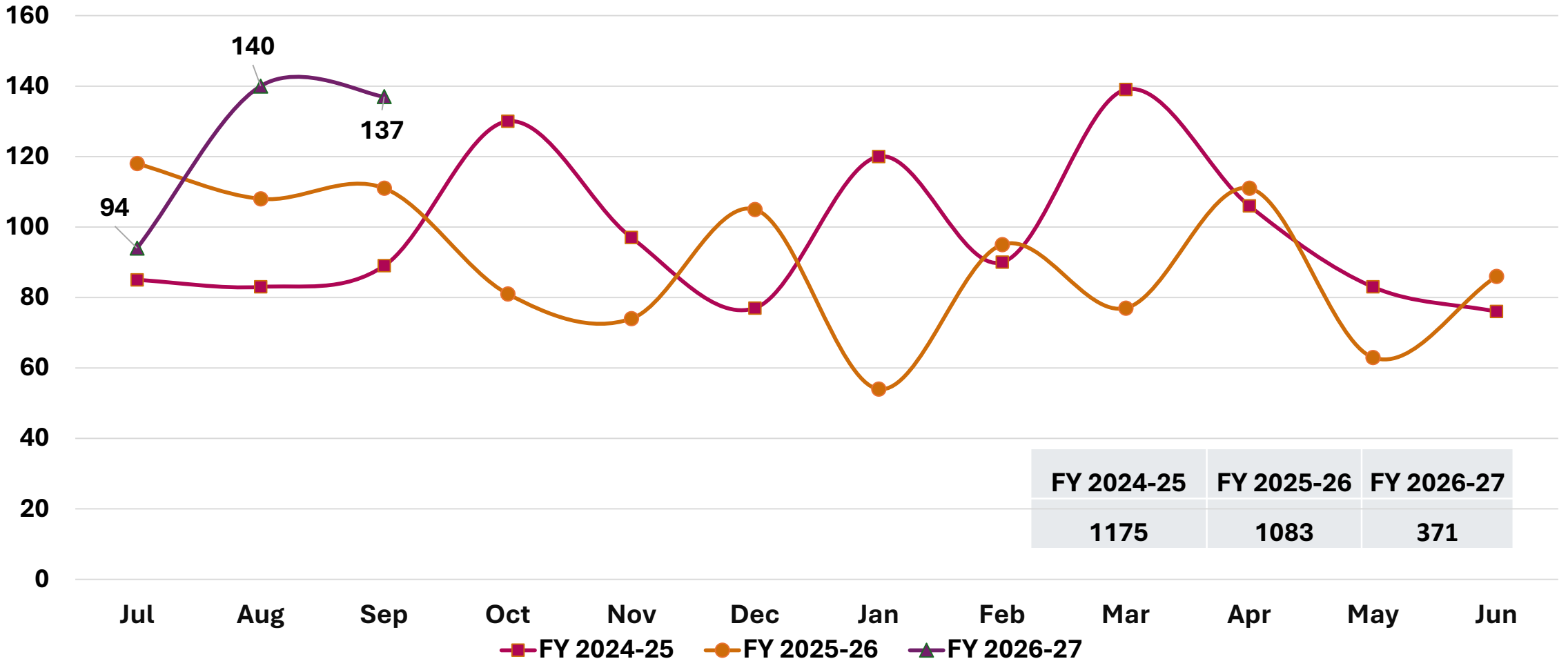
BPPE Bureau for Private Postsecondary Education

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Complaints Received by School Status



Complaints Closed: FY 2024-25 to Q1 FY 2026-27

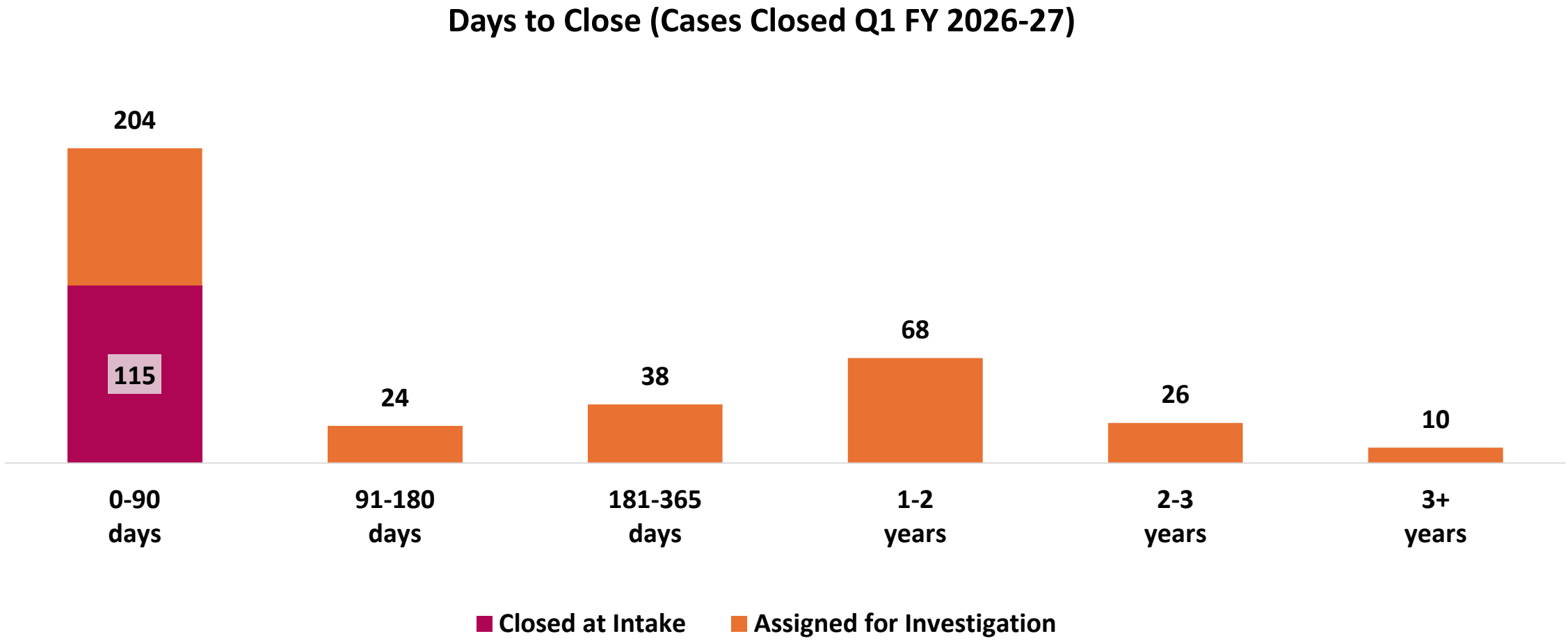


FY 2024-25	FY 2025-26	FY 2026-27
1175	1083	371

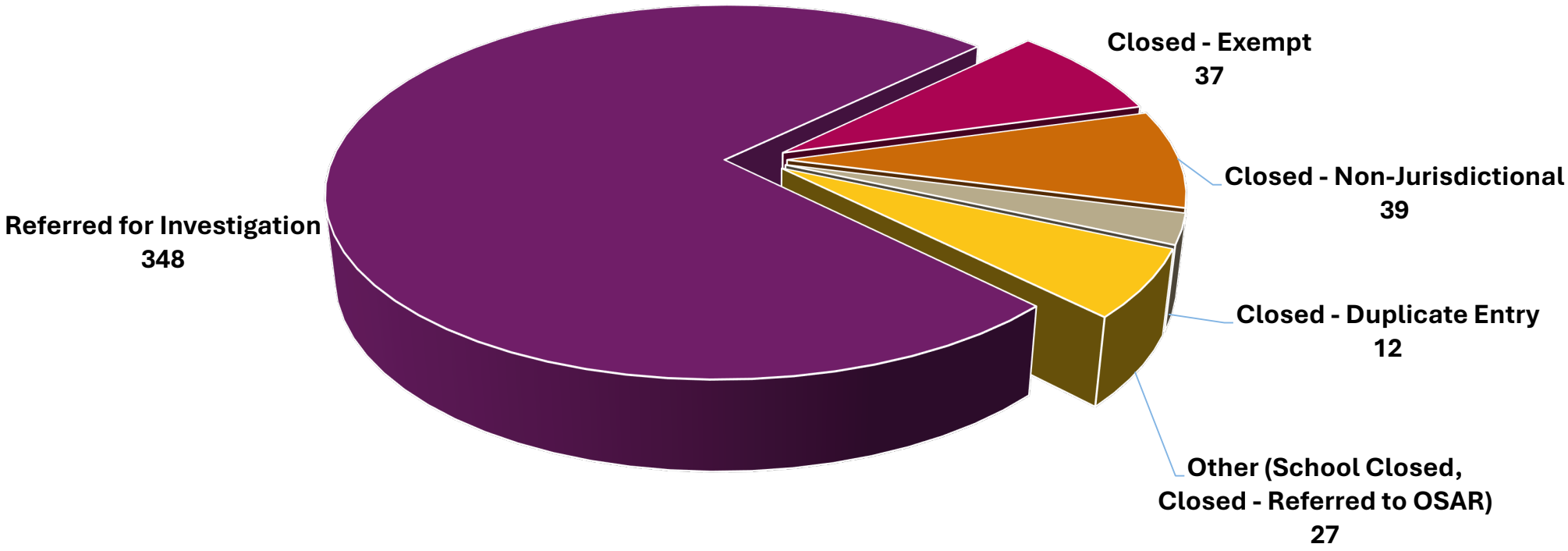
BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Closed Complaints



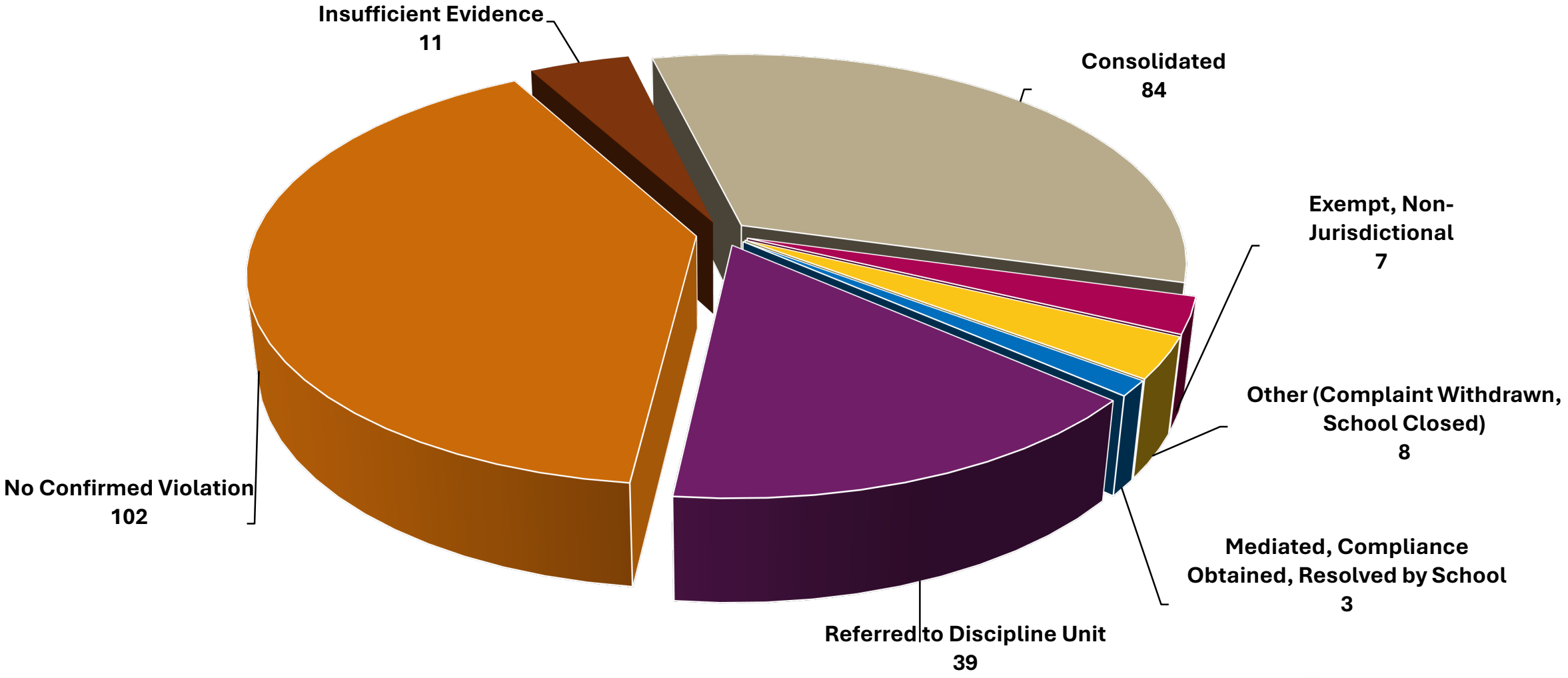
Complaint Intake Outcomes: Q1 FY 2026-27



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

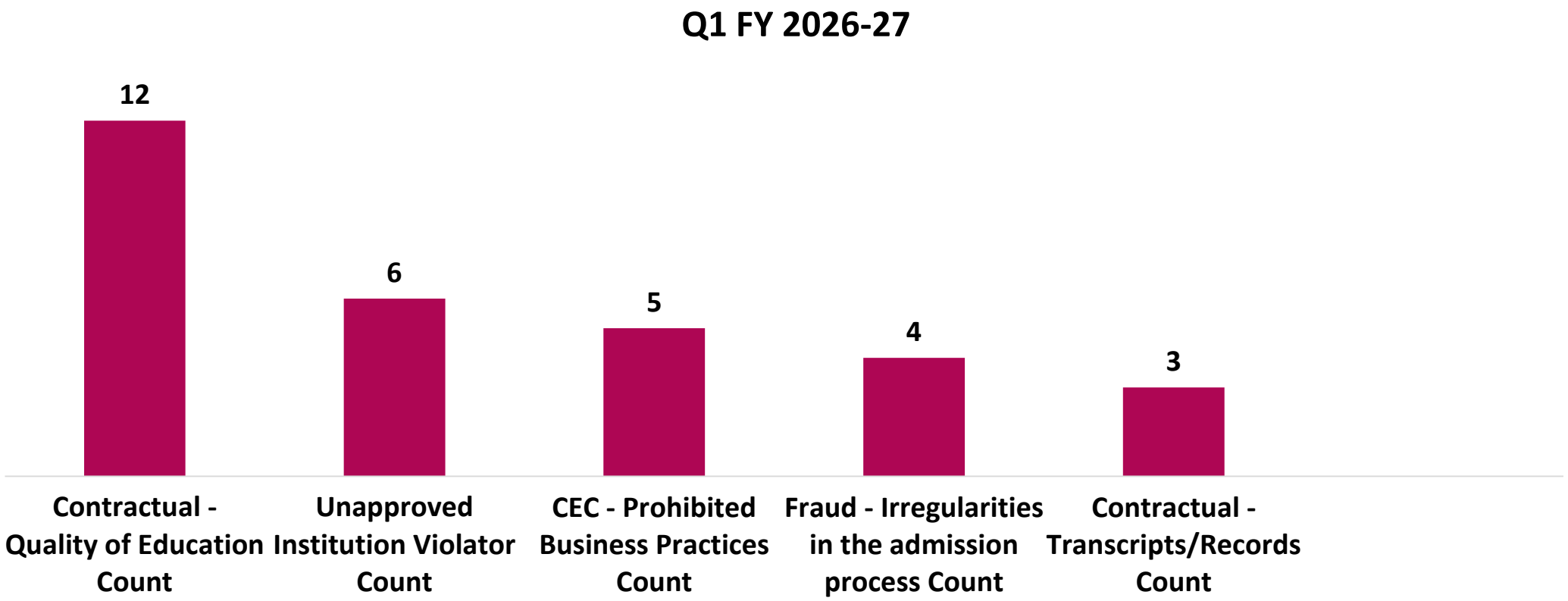
Investigation Outcomes: Q1 FY 2026-27



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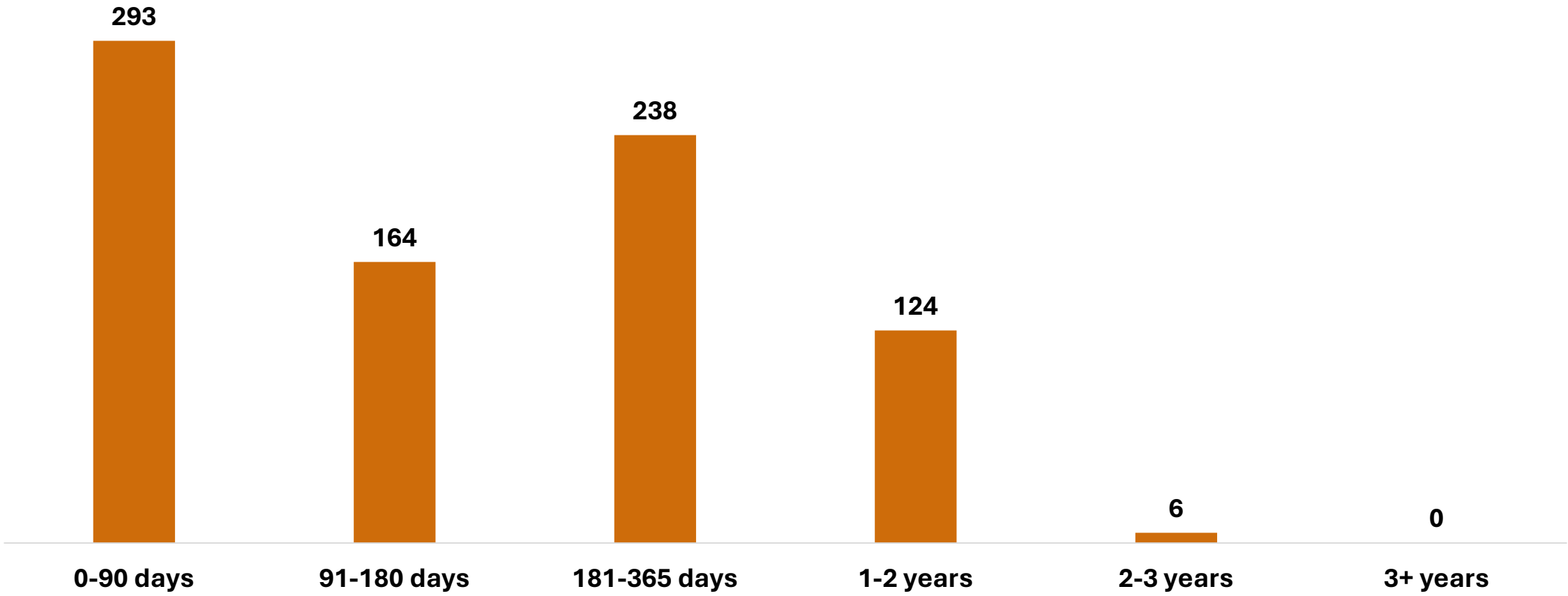
Discipline Unit Referrals: Allegations



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

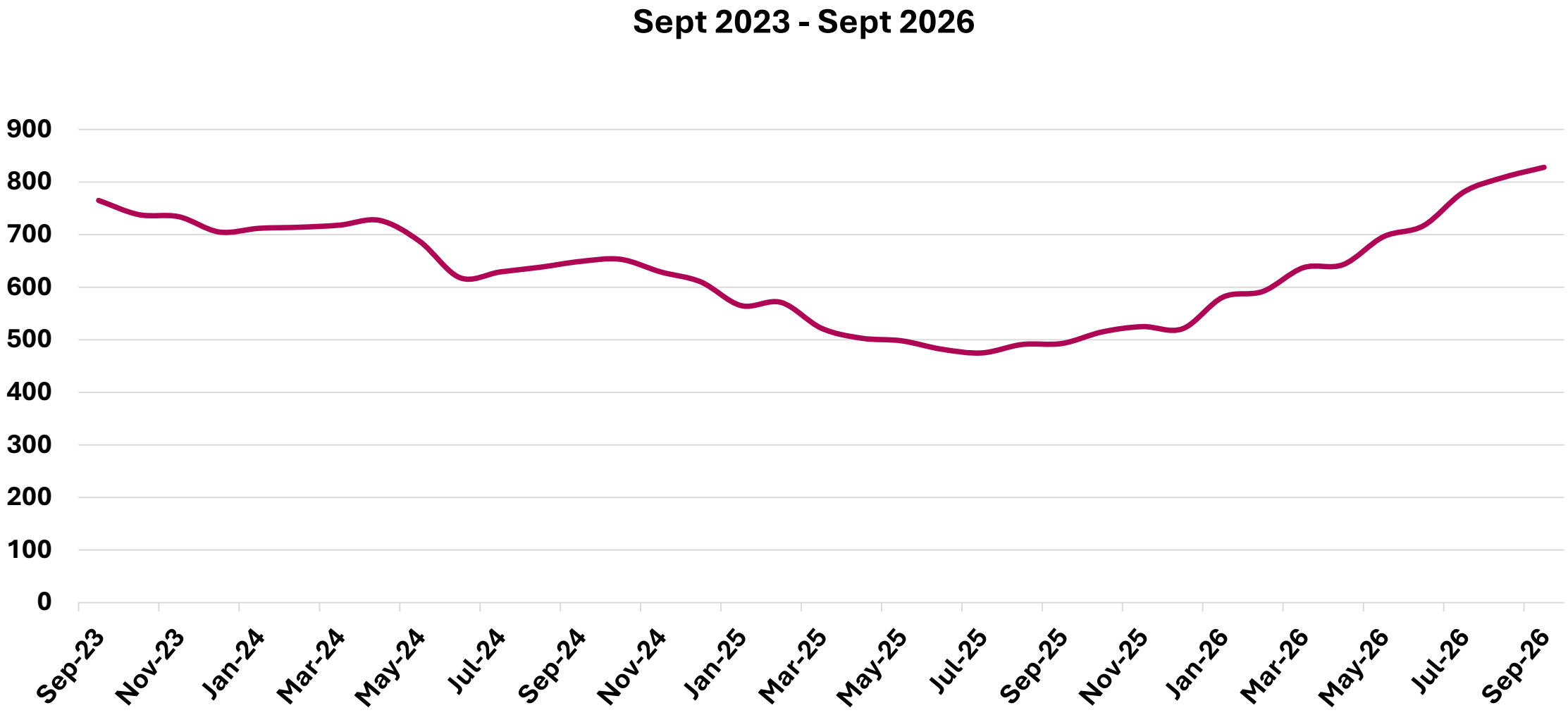
Pending Caseload Age, as of 9/30/2026



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Pending Caseload Count



BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF



Submit questions and/or comments to:

Daniel Rangel, Deputy Bureau Chief of Enforcement
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(916) 879-1827
Daniel.Rangel@dca.ca.gov

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Bureau for Private Postsecondary Education

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OFFICE OF STUDENT ASSISTANCE AND RELIEF









AGENDA ITEM 5e
Discipline Update
Q1, FY 2026-2027

Enforcement Actions Resulting from an Accusation

Actions Taken	FY 22/23	FY 23/24	FY 24/25	FY 25/26	FY 2026/2027				
	YTD	YTD	YTD	YTD	Q1	Q2	Q3	Q4	YTD
Default: Revocation	5	1	8	4	0				**0**
PC 23	2	0	1	0	0				**0**
Proposed Decision (Hearing Outcome): Order to Comply	1	0	0	0	0				**0**
Proposed Decision (Hearing Outcome): Revocation	3	0	2	1	0				**0**
Rejected by DAG	1	0	0	0	0				**0**
Stipulated Settlement: Probation	1	0	0	3	1				**1**
Stipulated Settlement: Probation Extended	0	0	1	0	0				**0**
Stipulated Settlement: Surrender	0	1	0	3	0				**0**
Stipulated Settlement: Revocation	1	2	1	1	0				**0**
Stipulated Settlement: Public Reproval	0	0	1	2	0				**0**
Withdrawn By Bureau: Citation Issued	0	0	1	0	0				**0**
Withdrawn by Bureau: Violations Resolved	0	0	2	1	0				**0**
Total Actions Taken:	**14**	**4**	**17**	**15**	**1**				**1**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Enforcement Actions Resulting from a Statement of Issues

Actions	FY 23/24	FY 24/25	FY 25/26	FY 2026/2027				
	YTD	YTD	YTD	Q1	Q2	Q3	Q4	YTD
Default: Denial Upheld	0	0	1	0				**0**
Proposed Decision (Hearing Outcome): Denial Upheld	0	1	2	0				**0**
Proposed Decision (Hearing Outcome): Conditional Approval Granted	0	0	1	0				**0**
Stipulated Settlement: Probation Extended	1	0	0	0				**0**
Withdrawn: Approval Granted (Mitigation Satisfied Deficiencies)	1	2	1	0				**0**
Withdrawn: Revocation of Approval to Operate	0	1	1	0				**0**
Withdrawn: Denial Upheld (Appeal Withdrawn by Institution)	1	0	3	0				**0**
Withdrawn: Denial Upheld	0	0	1	0				**0**
Withdrawn: Exempt Institution	1	0	0	0				**0**
Withdrawn: Approval Granted (Citation Issued)	1	0	0	0				**0**
Total Actions Taken:	**5**	**4**	**10**	**0**				**0**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Additional Enforcement Actions

	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/2027				
	YTD	YTD	YTD	Q1	Q2	Q3	Q4	YTD
Emergency Decisions	1	0	0	0				**0**
Automatic Suspensions	2	0	1	0				**0**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Open Cases at the Attorney General's Office Pending Disciplinary Action

As of 9/30/2026	Total Cases Transmitted (Number of Cases the Bureau has initiated Disciplinary Action)	Total Cases Filed (Cases Pending Adjudication and Public)
Accusations	11	6
Statement of Issues	8	7
Totals:	**19**	**13**

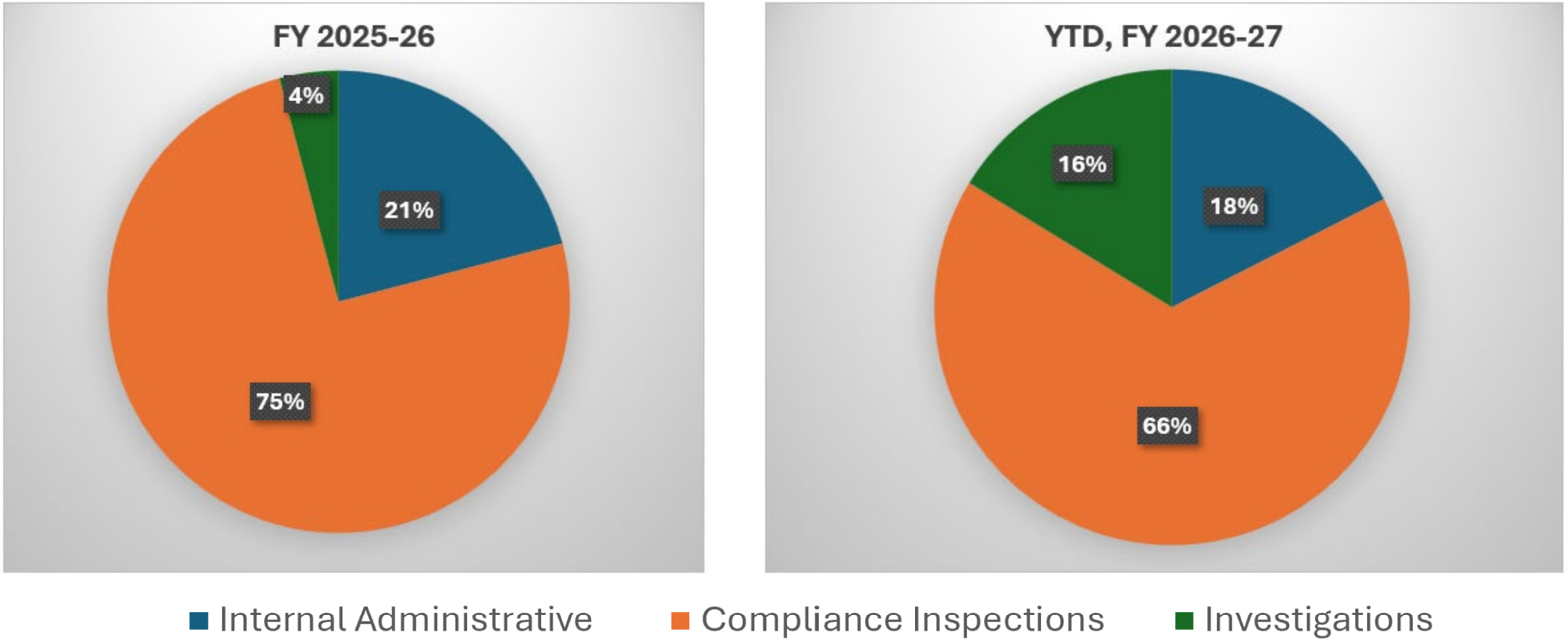
Citations Issued

	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27				
	YTD	YTD	YTD	Q1	Q2	Q3	Q4	YTD
Citations Issued	280	327	339	80				**80**
Number of Approved Institutions Cited	207	260	305	Quarterly numbers not provided due to duplication within the year				**77**
Number of Unapproved Activity Citations	24	50	2	Quarterly numbers not provided due to duplication within the year				**3**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Citations Issued By Referral Type



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Disciplinary Actions by Month

https://www.bppe.ca.gov/enforcement/disciplinary_actions.shtml

BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
DISCIPLINARY ACTIONS – JULY 2022

This notice displays Institutions who have had disciplinary actions filed and taken by the Bureau during July 2022. To view documents related to a disciplinary action, please follow the directions listed below:

1. Visit www.bppe.ca.gov.
2. Select Enforcement from the top menu.
3. Then select Disciplinary Actions.
4. Find the Institution's name. Institutions are listed in alphabetical order.
5. Documents listed below the Institution's name include information regarding the cause(s) for violations and the disciplinary orders issued.

DISCIPLINARY ACTION FILED	
Institution Name:	California Vocational Academy
Institution Code:	41462892
Case Number:	BPPE22-043
Date Filed:	July 14, 2022
Date Served:	July 15, 2022
Disciplinary Action Filed:	Accusation
Institution Name:	Deep Creek Construction School
Institution Code:	3604681
Case Number:	BPPE21-550
Date Filed:	July 20, 2022
Date Served:	July 27, 2022
Disciplinary Action Filed:	Accusation
Institution Name:	South Bay Massage College
Institution Code:	1936381
Case Number:	BPPE21-384
Date Filed:	July 8, 2022
Date Served:	July 8, 2022
Disciplinary Action Filed:	Accusation

BPPE Bureau for Private Postsecondary Education
OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF



Submit questions and/or comments to:

Daniel Rangel, Deputy Bureau Chief of Enforcement
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279) 666-5857
Daniel.Rangel@dca.ca.gov

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AGENDA ITEM 5f
Compliance Update
Q1, FY 2026-2027

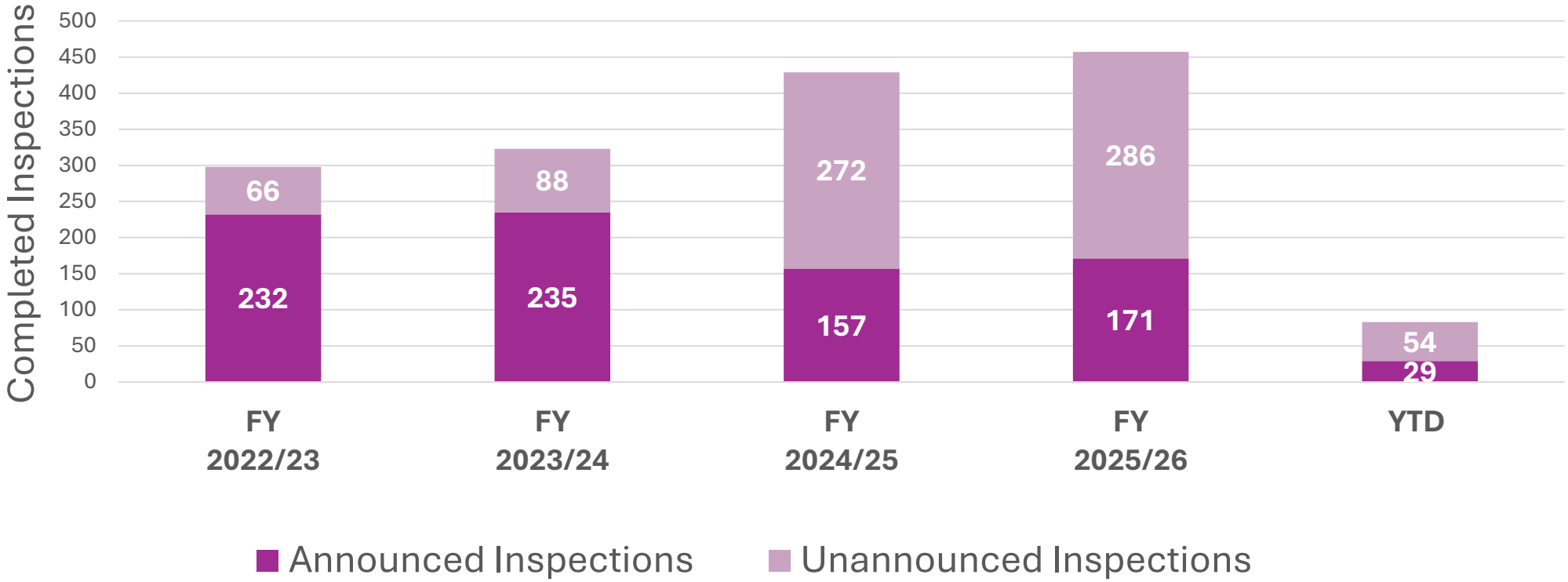
Inspections

INSPECTIONS	FY 2021/22	FY 2022/23	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27				
	YTD	YTD	YTD	YTD	YTD	Q1	Q2	Q3	Q4	YTD
Total Inspections	**289**	**298**	**323**	**429**	**457**	**83**				**83**
Announced Inspections	149	232	235	157	171	29				**29**
Unannounced Inspections	140	66	88	272	286	54				**54**

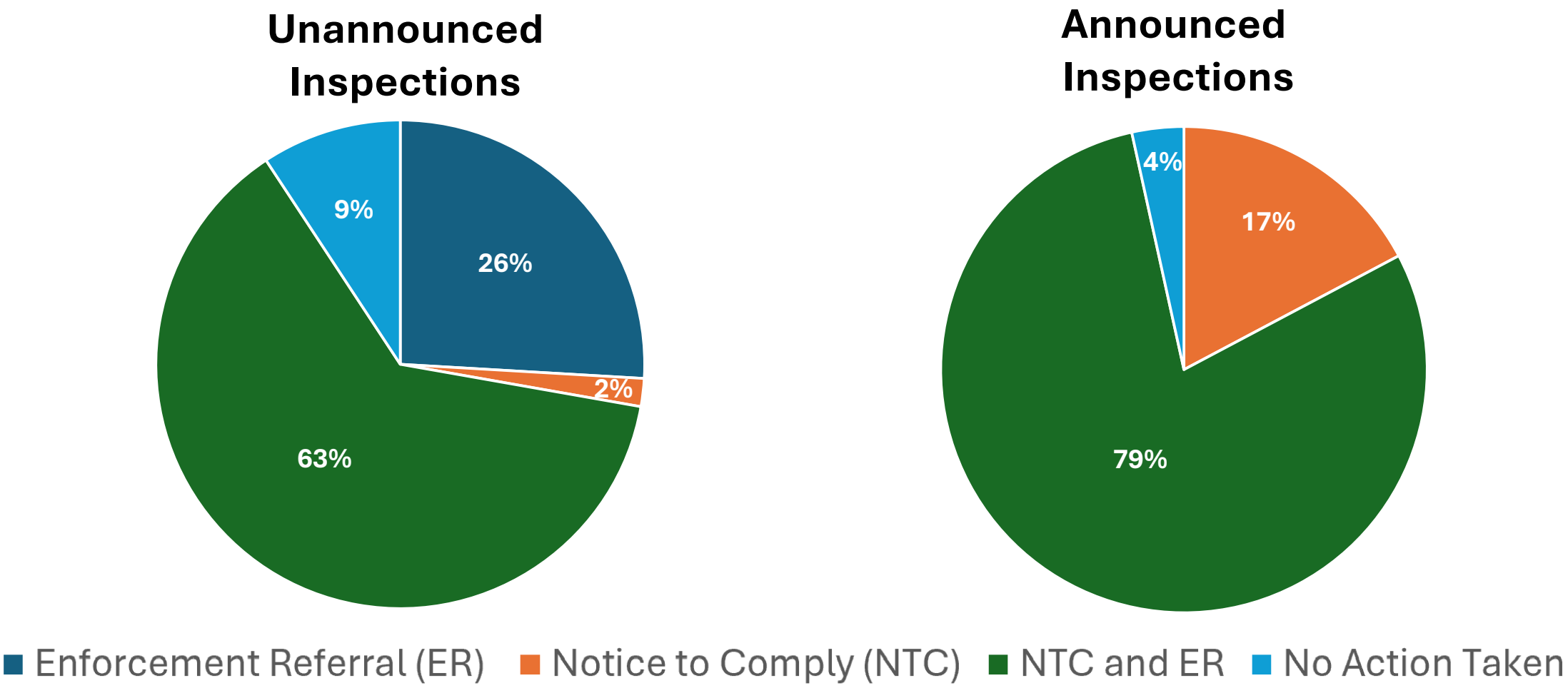
BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Inspections by Type



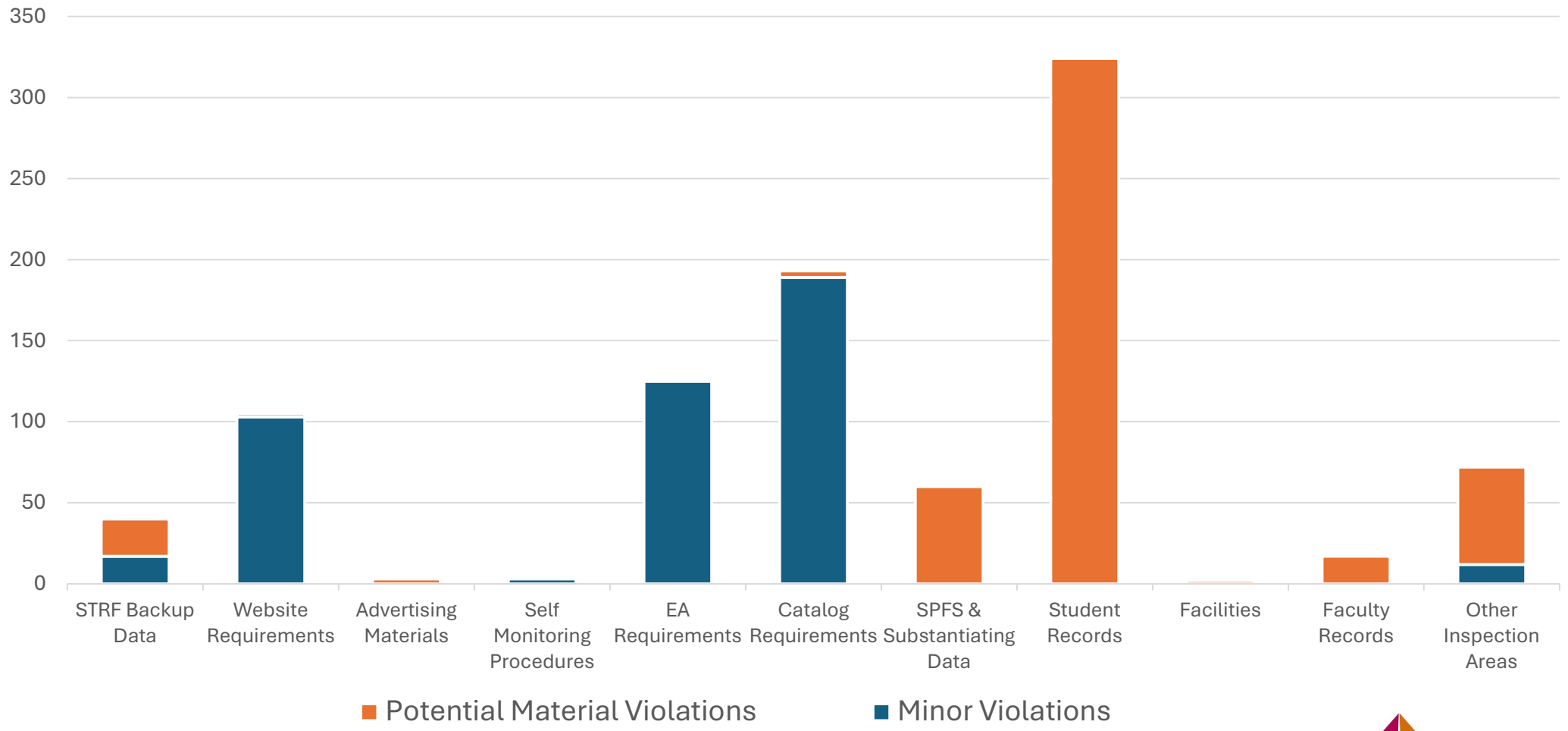
Inspection Results, FY 2026-27 – YTD



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Inspection Results, FY 2026-27 – YTD



BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Compliance Workshops

- The Bureau offers Compliance Workshops for Institutions to help them understand the Bureau's laws and regulations.
- Workshops are held monthly and are conducted in an online and interactive format.
- Institutions are encouraged to register online at the Bureau's website: https://bppe.ca.gov/enforcement/compliance_workshops.shtml
- Upcoming Workshops
  - November 12, 2026
  - December 9, 2026

Compliance Workshop Attendance Q1, FY 2026-27	
Workshop Date	**Attendees**
July 2026	24
August 2026	35
September 2026	45

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF



Submit questions and/or comments to:

Erik Casida, Compliance Chief
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279) 666-5863
Erik.Casida@dca.ca.gov

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OFFICE OF STUDENT ASSISTANCE AND RELIEF









AGENDA ITEM 5g
Annual Report Update
Q1, FY 2026-2027

2025 Annual Report

- Portal opened on August 1, 2026
- Report due December 1, 2026
- Notifications were sent in July and early August to the institution's physical and mailing addresses on file with the Bureau, as well as by email to the individual who submitted the 2024 Annual Report.
- Reminder: Any changes to a physical or mailing address, contact person, agent for process and/or custodian of record must be updated timely. If your institution has had any recent changes, please reach out to the Licensing Unit at BPPE.Licensing@dca.ca.gov to update your information.

2025 Annual Report Components

REPORT SUBMISSION MUST INCLUDE

- PORTAL
  - Annual Report Data
  - School Performance Fact Sheets
  - Catalog
  - Enrollment Agreements
  - Graduate Identification Data
- MAIL – HARD COPY
  - Financial Statements

School Performance Fact Sheet Workshops

- The Bureau offers School Performance Fact Sheet (SPFS) Workshops for Institutions to help them understand the Bureau's laws and regulations.
- Workshops are conducted in an online and interactive format.
- Institutions are encouraged to register online at the Bureau's website:
- https://bppe.ca.gov/schools/school_perf_workshops.shtml
- Upcoming Workshops:
  - November 20, 2026
  - December 18, 2026

SPFS Workshop Attendance Q1, FY 2026-27	
Workshop Date	**Attendees**
August 2026	28

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF



Submit questions and/or comments to:

Erik Casida, Compliance Chief
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279) 666-5863
Erik.Casida@dca.ca.gov

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OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF









AGENDA ITEM 5h
Office of Student Assistance and Relief (OSAR) Update
Q1, FY 2026-2027

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

Student Assistance Calls

Call Category	July 2026	August 2026	September 2026	Total
Student Tuition Recovery Fund Application Assistance	36	32	28	96
Student Loan Relief Assistance	11	8	14	33
School / Program Closure Outreach	18	21	26	65
Informed Choice Consultation	2	3	4	9
Complaints	15	24	8	47
Transcript Assistance*	22	26	20	68
Other	21	14	12	47
Total Calls	**123**	**128**	**115**	**366**

*Data reflects transcript assistance provided by OSAR only. Additional assistance provided by BPPE.

BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

Student Assistance Emails

Email Category	July 2026	August 2026	September 2026	Total
Student Tuition Recovery Fund Application Assistance	28	23	29	80
Student Loan Relief Assistance	38	13	12	63
School / Program Closure Outreach	38	25	25	88
Informed Choice Consultation	5	9	3	17
Complaints	17	31	35	83
Transcript Assistance*	53	75	34	162
Other	31	36	46	113
Total Emails	**210**	**212**	**184**	**606**

*Data reflects transcript assistance provided by OSAR only. Additional assistance provided by BPPE.

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Student Assistance Appointments

Call Category	July 2026	August 2026	September 2026	Total
Student Tuition Recovery Fund Application Assistance	5	7	1	13
School / Program Closure Outreach	9	1	3	13
Other (Student Loan Relief Assistance, Informed Choice Consultation, Transcript Assistance)	13	5	6	24

Additional Transcript Assistance

Call Category	July 2026	August 2026	September 2026	Total
Transcripts Requested	1,000	990	991	2,981
Transcripts Requested (Corinthian)	533	505	520	1,558
Transcripts Requested (Non-Corinthian)	467	485	471	1,423
Transcripts Found	553	505	516	1,574
Transcripts Found (Corinthian)	394	360	383	1,137
Transcripts Found (Non-Corinthian)	159	145	133	437

Data reflects BPPE response to transcript requests. For request transcripts in the Bureau's possession, visit https://www.bppe.ca.gov/students/transcripts.shtml.

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

Select Closures and Outreach, FY 2026-27 YTD

School	Location(s)	Type of Closure	Outreach Type	Outreach Date
San Joaquin Valley College	Fresno	Branch (July 2026)	Email (53)	5/15/2026
			Web Post	5/20/2026
Cinta Aveda	San Jose	Branch (July 2026)	Email (68)	6/22/2026
			Webinar (11)	6/30/2026
			Web Post	8/14/2026
General Assembly	San Francisco	Institution (July 2026)	TBD	
Marston Polygraph Academy	San Bernardino	Institution (August 2026)	Web Post	10/2/2026
Somatherapy Institute	Desert Hot Springs	Institution (August 2026)	Web Post	7/27/2026
Q.P.E Technical Institute	Anaheim	Institution (August 2026)	Web Post	9/14/2026

Select Closures and Outreach, FY 2026-27 YTD, cont.

School	Location(s)	Type of Closure	Outreach Type	Outreach Date
Ivy League Barber Academy	Escondido	Satellites (August)	TBD	
	Poway			
	Lake Elsinore			
Modern Beauty Academy	Oxnard	Institution (August)	Email (61)	9/3/2026
			Web Post	9/14/2026
Salon Success Academy	West Covina	Branch (September)	Email (11)	7/30/2026
			Web Post	7/17/2026
Mount Madonna Institute	Watsonville	Institution (September)	TBD	

OSAR Outreach Partnerships

OSAR works with outreach partners to increase awareness of assistance available from the office

This includes participating in informational workshops and college fairs for prospective students who may be considering BPPE-regulated institutions

Outreach Partner	Event Type	Event Date	Event Location	Total Students Interactions
CalVet	California Transition Assistance Program (CalTAP) Presentation	7/23/26	Virtual (Beale Air Force Base)	14
CalVet	California Transition Assistance Program (CalTAP) Presentation	7/29/26	Virtual (Naval Air Station Lemoore)	7
CalVet	College Fair	9/10/26	Fort Irwin	60
			Total	**81**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

OSAR Outreach Partnerships

OSAR also partners with organizations to increase awareness of assistance available to current and former students.

Recent legislative changes expanding students' rights and relief options is a current focus of outreach planning and inter-agency coordination.

Type of Organization	Activities
State and Federal	- Discuss loan discharge programs and other oversight actions with U.S Department of Education. - Participate in training for use of FTC Sentinel. - Interagency actions with California State Approving Agency for Veterans Education (CSAAVE), Department of Financial Protection and Innovation (DFPI), Division of Apprenticeship Standards (DAS) and the Attorney General's Office.
Legal Services and Student Advocacy	- Elicit input and plan student outreach with groups including Legal Aid Foundation of Los Angeles (LAFLA), Project on Predatory Student Lending) PPSL, and Debt Collective.



Submit questions and/or comments to:

Office of Student Assistance and Relief
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(888) 370-7589, Option #5
OSAR@dca.ca.gov

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OFFICE OF STUDENT ASSISTANCE AND RELIEF



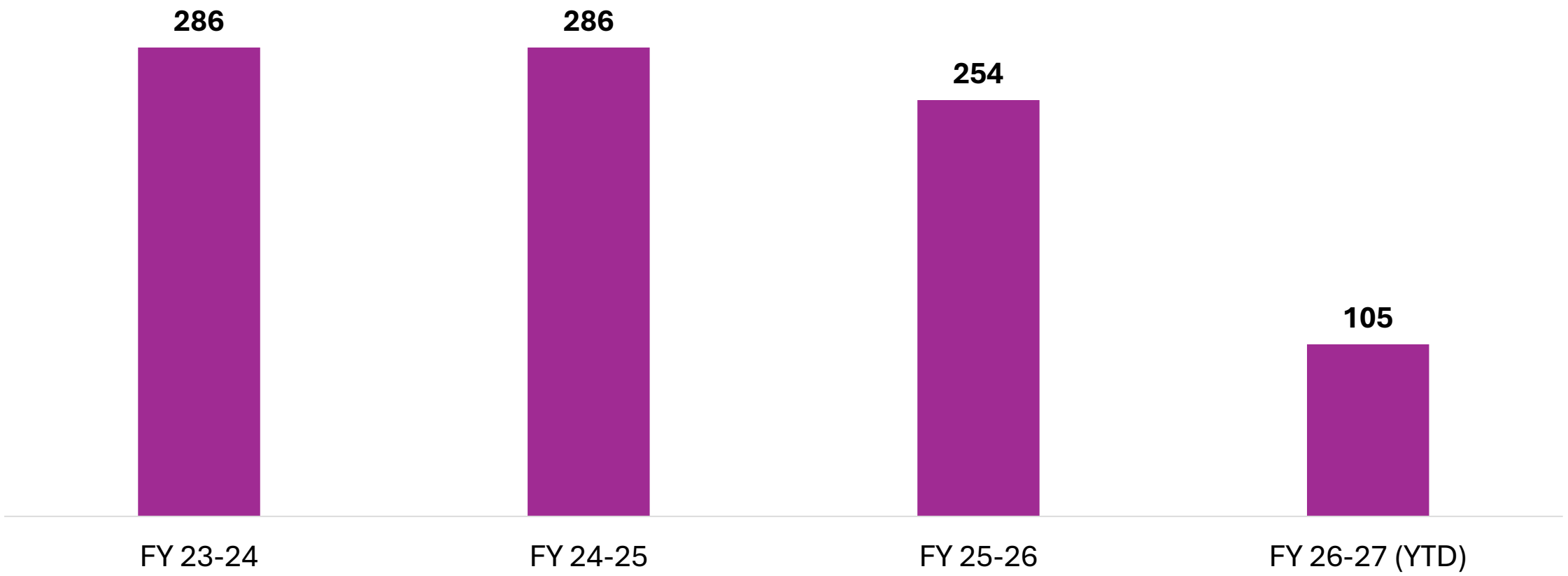






AGENDA ITEM 5i
Student Tuition Recovery Fund (STRF) Update

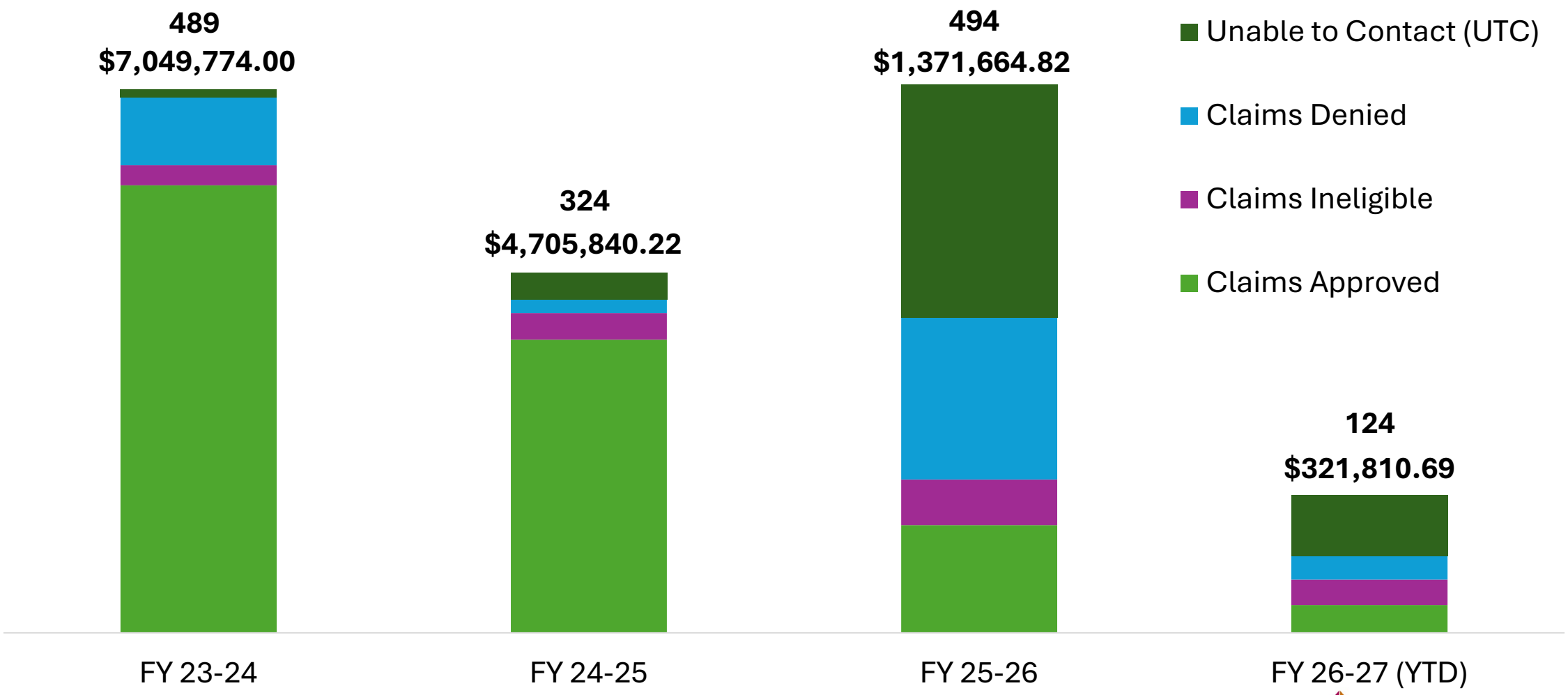
STRF Claims Received



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Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

STRF Claims Processed and Approved Amount[1]



1 Claims Approved for Payment and Educational Credit

BPPE Bureau for Private Postsecondary Education

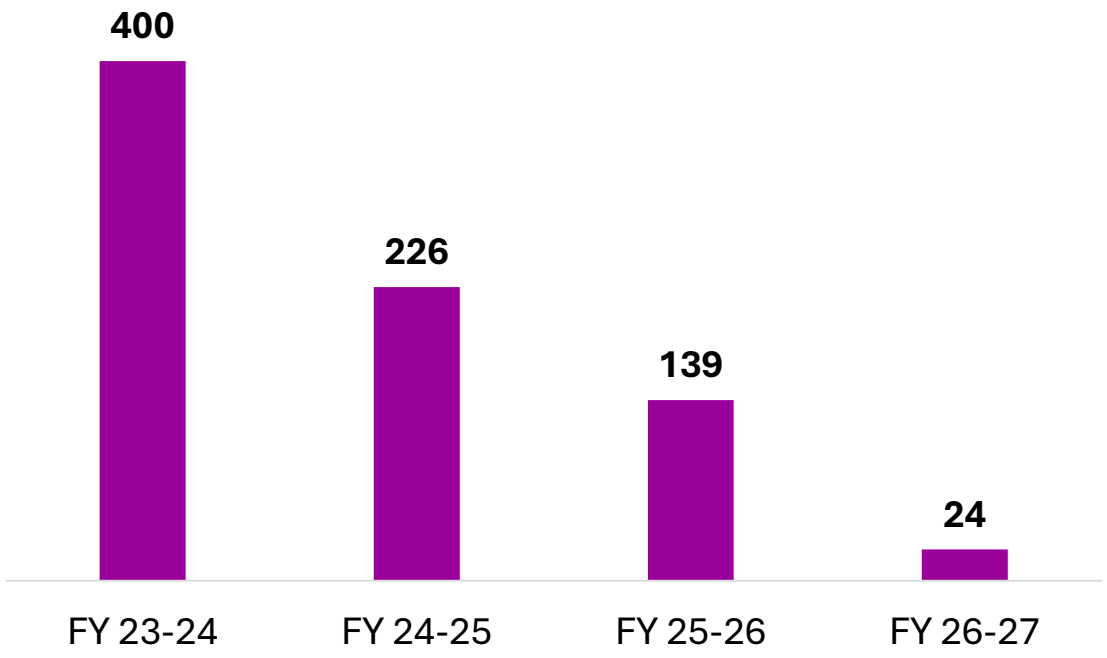
OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

STRF Fund Balance

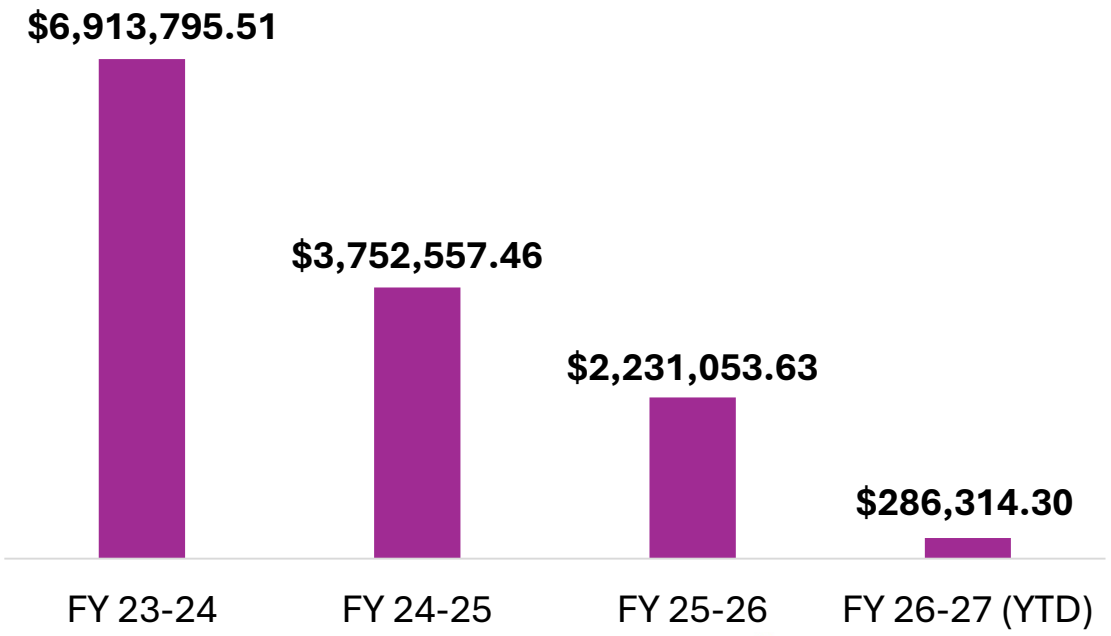
Balance as of 09/30/2026

$30,932,675.71

Total Paid Claims



Amount of Paid Claims[2]



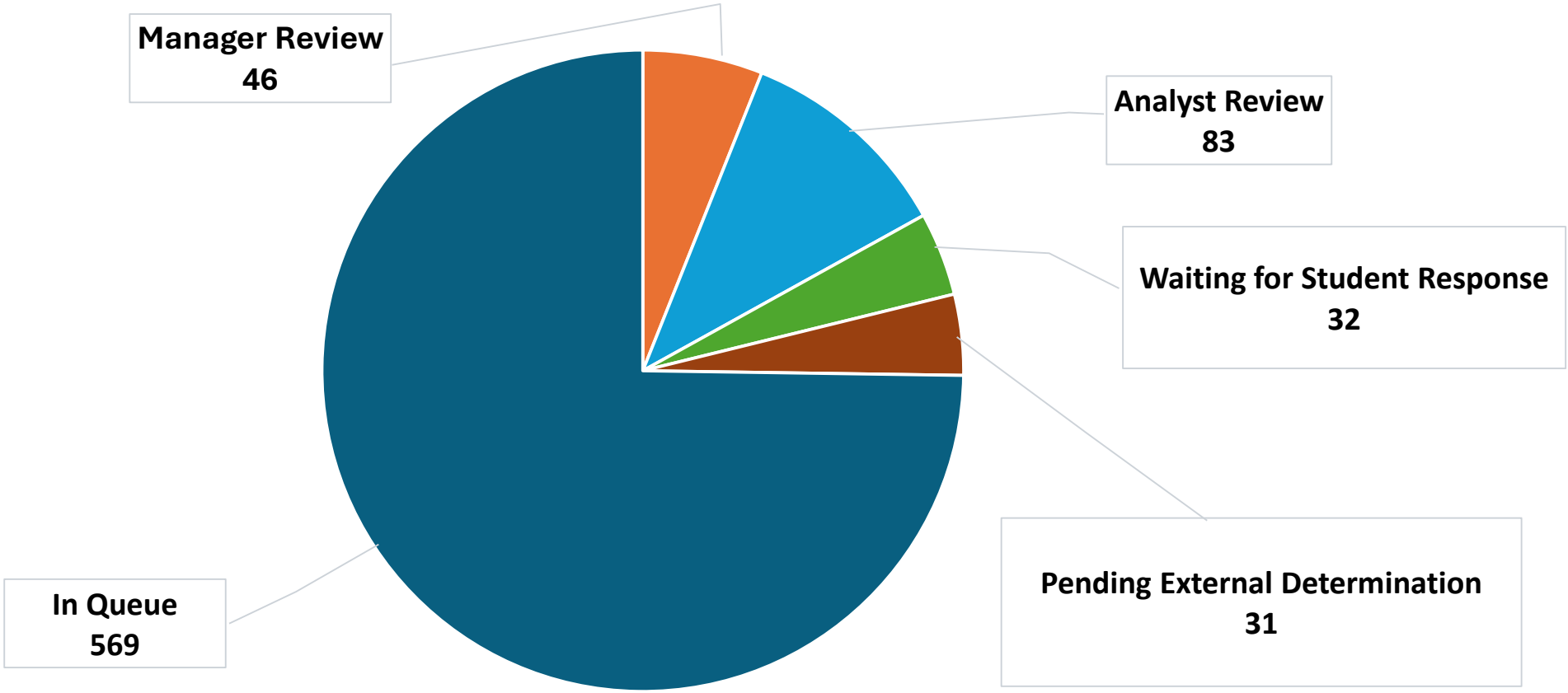
2 Reimbursement Paid from the Fund

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

STRF Pending Claims – Total 761

As of 9/30/2026



BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF



Submit questions and/or comments to:

Janel Quayle, STRF Supervisor
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279) 895-6142
Janel.Quayle@dca.ca.gov

BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

AGENDA ITEM 6
General Status Update and Discussion related to the following Legislative and Regulatory Matters:

a. AB 2771, Berman. California Private Postsecondary Education Act of 2009
b. Section 100 – Application Fee Increases (California Education Code (CEC) section 94930.5; Title 5 California Code of Regulations (5 CCR) sections 71100, 71396, 71398, 71600, 71650, 71652, and 71653)
c. Section 100 – Addition of a Separate Branch (CEC section 94894; 5 CCR section 71660)
d. Renewal Application Updates (CEC section 94891; 5 CCR section 71475)









AGENDA ITEM 6a
AB 2771, Berman. California Private Postsecondary Education Act of 2009

Assembly Bill No. 2771

CHAPTER 217

An act to amend Sections 94801.5, 94874, 94874.7, 94874.9, 94885, 94885.5, 94885.7, 94886, 94887, 94890, 94891, 94894, 94897, 94902, 94909, 94911, 94912.5, 94913, 94916, 94917, 94918, 94921, 94923, 94925, 94927.5, 94930.5, 94934.5, 94941, 94944, 94944.5, 94944.6, 94948, and 94950 of, and to repeal Section 94900.7 of, the Education Code, relating to private postsecondary education, and making an appropriation therefor.

[Approved by Governor September 14, 2026. Filed with Secretary of State September 14, 2026.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2771, Berman. California Private Postsecondary Education Act of 2009.

The California Private Postsecondary Education Act of 2009 provides, among other things, for student protections and regulatory oversight of private postsecondary educational institutions in the state. The act is enforced by the Bureau for Private Postsecondary Education within the Department of Consumer Affairs. The act requires the Director of Consumer Affairs to provide biannual written updates to the Legislature that describe the bureau's progress in protecting consumers and enforcing the act, as specified. The act requires institutions to report to the bureau specified investigations and actions by oversight entities within 30 days. The act is repealed on January 1, 2027.

This bill would revise and recast the act's provisions. The bill would instead require the director to provide those written updates to the Legislature annually. The bill would additionally require institutions to report bankruptcy filings, felony charges against the institution or specified persons, and certain civil actions or arbitrations to the bureau, as provided. The bill would specify that an institution's failure to provide the bureau with a required report is a material violation and subjects the institution to citation, probation, suspension, or revocation of its approval to operate. The bill would authorize the bureau to deny an application for approval to operate if the institution would be owned, controlled, or managed by a person who previously owned, controlled, or managed an institution that closed without providing required student refunds or appropriately preserving and making available records.

The act requires an out-of-state private postsecondary educational institution to register with the bureau, pay a fee, and comply with additional delineated requirements, including reporting to the bureau certain enforcement or adverse occurrences. The act requires the bureau, after receipt of such a report, to determine if the institution will be permitted to

continue to enroll new students, as provided. The act requires the bureau to receive complaints about these institutions.

This bill would instead authorize the bureau, after receipt of a report or a complaint, to request from the institution information necessary to determine whether the institution's registration should be revoked or have conditions placed on it.

The act applies to private entities with a physical presence in the state that offer postsecondary education to the public for a charge, but exempts certain institutions from its application, including certain institutions that only offer educational programs to members of a bona fide trade or fraternal organization, as specified, certain religious organizations if instruction is limited to the principles of that religious organization, certain flight instruction providers or programs if they meet specified student loan and prepayment conditions, and institutions that do not award degrees and that solely provide educational programs for total charges of $2,500 or less, as provided.

This bill would clarify that institutions can qualify for the trade or fraternal organization exemption only if they offer nondegree educational programs to those members, and that adding religious perspectives or verbiage to the titles or descriptions of otherwise secular programs does not limit instruction to the principles of that religious organization for purposes of the religious organization exemption. The bill would remove those student loan and prepayment conditions from the flight instruction exemption and would specify that the $2,500 or less program exemption does not apply to institutions that provide any training or curriculum for Class A, B, or C commercial driving licenses, except as specified. The bill would specify processes for and limits on granting a verification of exemption.

The act requires an institution seeking to offer one or more degree programs to satisfy certain requirements to obtain a provisional approval to operate. The act requires, within the first 2 years of the issuance of provisional approval to operate degree programs, a visiting committee to make a recommendation to the bureau regarding an institution's progress to achieving full accreditation. The act requires the bureau to automatically suspend a provisional approval to operate if an institution fails to comply with certain requirements. The act requires the bureau to grant an institution that is accredited an approval to operate by means of its accreditation. The act exempts an accredited institution from certain recordkeeping requirements.

This bill would require accreditation for degree-granting institutions to cover all degree programs offered by the institution. The bill would require, for institutions seeking a provisional approval to operate, that enrollment of students on student visas not exceed more than 25% of total enrollment in any provisionally approved degree program. The bill would authorize, within the first 4 years of the issuance of a provisional approval to operate degree programs, the bureau to empanel a visiting committee to make a recommendation to the bureau regarding an institution's progress to achieving full accreditation. The bill would require the bureau to

automatically terminate a provisional approval to operate if an institution fails to comply with certain requirements. The bill would specify, for an approval to operate by means of its accreditation, that a nondegree program not within the scope of accreditation is not included as an approved program by the bureau without the written consent of the institution's accrediting agency. The bill would remove the recordkeeping exemption for accredited institutions. The bill would remove a requirement that the bureau indicate in an annual report and make available on its internet website the number of enforcement actions taken by the bureau against institutions.

The act requires an institution to obtain bureau approval before making certain substantive changes to its operations, including an addition of a separate branch more than 5 miles from the main or branch campus. The act requires that a student enrollment agreement, school catalog, and other disclosures meet certain requirements.

This bill instead would require an institution to obtain bureau approval before adding a separate branch, regardless of the distance from the main or branch campus. The bill would revise the requirements for a student enrollment agreement, school catalog, and other disclosures.

The act establishes the Private Postsecondary Education Administration Fund, requires that fees collected from institutions be deposited in the fund, and, upon appropriation by the Legislature, authorizes moneys in the fund to be used by the bureau for the administration of the act.

This bill would increase certain fees collected from institutions.

The act requires private postsecondary educational institutions to provide refunds to students under specified circumstances, including upon a notice of cancellation, and establishes methods for calculating those refunds based on the institution's total charges and periods of attendance.

This bill would require an institution that originated or accepted payment from an income share agreement to calculate the required refund based on the institution's total charges for a student who does not receive a notice of cancellation refund, as specified.

The act establishes the Student Tuition Recovery Fund, requires the bureau to adopt regulations governing the administration and maintenance of the fund, including requirements relating to assessments on students and student claims against the fund, and continuously appropriates the moneys in the fund to the bureau for specified purposes.

This bill would expand the claims under which a student is eligible for payment from the fund and the evidence available to the bureau in making determinations about student eligibility under the fund.

The bill would make other conforming, technical, and nonsubstantive changes and would extend the operation of the act by 4 years to January 1, 2031.

By expanding the scope and extending the operation of the Student Tuition Recovery Fund, a continuously appropriated fund, this bill would make an appropriation.

Under existing law, the act specifies conduct by regulated institutions that, if undertaken, is a crime.

Because this bill would extend the application of those criminal provisions, it would impose a state-mandated local program.

Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 94801.5 of the Education Code is amended to read:

94801.5. (a) An out-of-state private postsecondary educational institution shall register with the bureau, pay a fee pursuant to Section 94930.5, and comply with all of the following:

(1) The institution shall provide the bureau with all of the following information, as applicable, for consideration of initial registration by the bureau pursuant to paragraph (2).

(A) Evidence of institutional accreditation.

(B) Evidence that the institution is approved to operate in the state where the institution maintains its main administrative location.

(C) The agent for service of process consistent with Section 94943.5.

(D) A copy of the institution's catalog and, if the institution uses enrollment agreements, a copy of a sample enrollment agreement.

(E) Whether or not the institution, or a predecessor institution under substantially the same control or ownership, had its authorization or approval revoked or suspended by a state or by the federal government, or, within five years before submission of the registration, was subject to an enforcement action by a state or by the federal government that resulted in the imposition of limits on enrollment or student aid, or is subject to such an action that is not final and that was ongoing at the time of submission of the registration.

(F) Whether or not the institution, or a controlling officer of, or a controlling interest or controlling investor in, the institution or in the parent entity of the institution, had been subject to any education, consumer protection, unfair business practice, fraud, or related enforcement action by a state or federal agency within five years before submitting the registration. If so, the institution shall provide the bureau a copy of the operative complaint with the registration.

(G) Whether or not the institution is currently on probation, show cause, or subject to other adverse action, or the equivalent thereof, by its accreditor

or has had its accreditation revoked or suspended within the five years before submitting the registration.

(H) Whether or not the institution, within five years before submitting the registration, has settled, or been adjudged to have liability for, a civil complaint alleging the institution's failure to provide educational services, including a complaint alleging a violation of Title IX of the federal Education Amendments of 1972 (Public Law 92-318) or a similar state law, or a complaint alleging a violation of a law concerning consumer protection, unfair business practice, or fraud, filed by a student or former student, an employee or former employee, or a public official, for more than two hundred fifty thousand dollars ($250,000). The institution shall provide the bureau a copy of the complaint filed by the plaintiff and a copy of the judgment or settlement agreement for any such judgment or settlement, and the bureau shall consider, pursuant to paragraph (2), all material terms and aspects of the settlement, including, for example, whether a student plaintiff remained enrolled or reenrolled at the institution.

(I) Any additional documentation the bureau deems necessary for consideration in the registration process.

(2) When considering whether to approve, deny, or condition initial registration based upon the information provided by an institution pursuant to paragraph (1), the bureau shall do all of the following:

(A) Not consider any individual submission made under paragraph (1) to be solely determinative of the institution's eligibility for registration but, exercising its reasonable discretion, approve, reject, or condition registration based upon a review of all of the information provided to it under paragraph (1).

(B) Provide an institution with reasonable notice and opportunity to comment before the bureau regarding any determination to deny, condition, or reject initial registration before that determination becomes final. After the determination becomes final, the institution may seek review of the bureau's decision through an action brought pursuant to Section 1085 of the Code of Civil Procedure.

(C) Require the initial registration, if approved, to memorialize that the institution agrees, as a condition of its registration, to be bound by this section and that its registration may be rejected, conditioned, or revoked for failure to comply with this section, as provided by subdivision (b). The agreement shall be signed by a responsible officer of the institution.

(3) An institution that is registered with the bureau and enrolls a student residing in California shall report in writing to the bureau, within 30 days, the occurrence of any of the following:

(A) The institution has its authorization or approval revoked or suspended by a state or by the federal government, or has been subject to an enforcement action by a state or by the federal government that resulted in the imposition of limits on enrollment or student aid.

(B) The institution or a controlling officer of, or a controlling interest or controlling investor in, the institution or in the parent entity of the institution is subject to any education, consumer protection, unfair business practice,

fraud, or related enforcement action by a state or federal agency. If so, the institution shall provide the bureau a copy of the operative complaint.

(C) The institution is currently on probation, show cause, or subject to other adverse action, or the equivalent thereof, by its accreditor or the accreditation of the institution is revoked or suspended.

(D) The institution settles, or is adjudged to have liability for, a civil complaint alleging the institution's failure to provide educational services, including a complaint alleging a violation of Title IX of the federal Education Amendments of 1972 (Public Law 92-318) or a similar state law, or a complaint alleging a violation of a law concerning consumer protection, unfair business practice, or fraud, filed by a student or former student, an employee or former employee, or a public official, for more than two hundred fifty thousand dollars ($250,000). The institution shall provide to the bureau a copy of the complaint filed by the plaintiff and a copy of the judgment or settlement agreement for any such judgment or settlement, and the bureau shall consider, pursuant to subdivision (b), all material terms and aspects of the settlement, including, for example, whether a student plaintiff remained enrolled or reenrolled at the institution.

(4) The requirements of the Student Tuition Recovery Fund, established in Article 14 (commencing with Section 94923), and regulations adopted by the bureau related to the fund, for its students residing in California.

(5) The institution shall provide disclosures pursuant to the requirements for the Student Tuition Recovery Fund, established in Article 14 (commencing with Section 94923), and regulations adopted by the bureau related to the fund, for its students residing in California.

(b) (1) Upon receipt of any of the notifications in paragraph (3) of subdivision (a), or in response to a complaint submitted pursuant to subdivision (g), the bureau may request from the institution, and the institution shall provide, information necessary to determine whether the institution's registration should be revoked or have conditions placed upon it.

(2) Any institution under review pursuant to paragraph (1) may have its registration revoked or have conditions placed on it by the bureau if, after further review, the bureau issues a written finding that there is a substantial risk posed to California residents by the institution continuing to enroll California residents.

(3) An institution shall have the right to reasonable notice and opportunity to comment to and before the bureau regarding any determination to revoke registration or to limit enrollment before that determination becomes final. An institution may seek review of a bureau order limiting new student enrollment or revoking registration under this subdivision through an action brought pursuant to Section 1085 of the Code of Civil Procedure.

(4) This subdivision shall not be construed as preventing the bureau from revoking an institution's registration on any other grounds specified in this chapter. This section shall not be construed as prohibiting or impairing the ability of an institution registered pursuant to this section or eligible to

register pursuant to this section from applying to be an approved institution pursuant to this chapter.

(c) (1) This section does not apply to a higher education institution that grants undergraduate degrees, graduate degrees, or both, and that is either formed as a nonprofit corporation and is accredited by an agency recognized by the United States Department of Education, or is a public institution of higher education.

(2) This section does not apply to a higher education institution that does not award degrees and that solely provides educational programs for total charges of two thousand five hundred dollars ($2,500) or less when no part of the total charges is paid from state or federal student financial aid programs. The bureau may adjust this charge threshold based upon the California Consumer Price Index and post notification of the adjusted charge threshold on its internet website as the bureau determines, through the promulgation of regulations, that the adjustment is consistent with the intent of this chapter.

(d) An institution described in subdivision (a) that fails to comply with this section is not authorized to operate in this state. Any institution whose registration is denied or revoked is authorized to reapply for registration after 12 months have elapsed from the date of the denial or revocation of registration.

(e) A registration with the bureau pursuant to this section shall be valid for five years.

(f) The bureau shall develop through emergency regulations effective on and after July 1, 2021, a registration form. The adoption of these regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare for purposes of Sections 11346.1 and 11349.6 of the Government Code. These emergency regulations shall become law through the regular rulemaking process by January 1, 2022.

(g) The bureau shall disclose on its internet website a list of institutions registered pursuant to this section through reasonable means and disclose a designated email address for California residents to send a complaint to the bureau about an institution registered pursuant to this section. Complaints received through this email address shall be investigated in the same manner as complaints received by the bureau for institutions approved to operate pursuant to this chapter, but bureau enforcement in response to such complaints against institutions registered pursuant to this section shall be governed by subdivision (b).

SEC. 2. Section 94874 of the Education Code is amended to read:

94874. Except as provided in Sections 94874.2, 94874.7, and 94927.5, the following are exempt from this chapter:

(a) An institution that offers solely avocational or recreational educational programs.

(b) (1) An institution only offering nondegree educational programs to members of a bona fide trade, business, professional, or fraternal organization that is separate and distinct from the institution and that sponsors the

educational programs. An institution that sponsors an educational program directly or through an affiliated division or corporate entity of the institution and that requires student membership for purposes of those educational programs does not qualify under this exemption.

(2) (A) Except as provided in subparagraph (B), a bona fide organization, association, or council that offers preapprenticeship training programs, on behalf of one or more Division of Apprenticeship Standards-approved labor-management apprenticeship programs that satisfies one of the following conditions:

(i) It is not on the Eligible Training Provider List established and maintained by the California Workforce Development Board but has met the requirements for placement on the list.

(ii) It is on the Eligible Training Provider List established and maintained by the California Workforce Development Board and meets the requirements for continued listing.

(B) If an organization, association, or council has been removed from the Eligible Training Provider List established and maintained by the California Workforce Development Board for failure to meet performance standards, it is not exempt until it meets all applicable performance standards.

(c) A postsecondary educational institution established, operated, and governed by the federal government or by this state or its political subdivisions.

(d) An institution offering either of the following:

(1) Test preparation for examinations required for admission to a postsecondary educational institution.

(2) Continuing education or license examination preparation, if the institution or the program is approved, certified, or sponsored by any of the following:

(A) A government agency, other than the bureau, that licenses persons in a particular profession, occupation, trade, or career field.

(B) A state-recognized professional licensing body, such as the State Bar of California, that licenses persons in a particular profession, occupation, trade, or career field.

(C) A bona fide trade, business, or professional organization.

(e) (1) An institution owned, controlled, and operated and maintained by a religious organization lawfully operating as a nonprofit religious corporation pursuant to Part 4 (commencing with Section 9110) of Division 2 of Title 1 of the Corporations Code, that meets all of the following requirements:

(A) The instruction is limited to the principles of that religious organization, or to courses offered pursuant to Section 2789 of the Business and Professions Code. Adding religious perspectives or verbiage to the titles or descriptions of otherwise secular programming or career preparation does not limit instruction to the principles of that religious organization.

(B) The diploma or degree is limited to evidence of completion of that education.

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(2) An institution operating under this subdivision shall offer degrees and diplomas only in the beliefs and practices of the church, religious denomination, or religious organization.

(3) An institution operating under this subdivision shall not award degrees in any area of physical science.

(4) Any degree or diploma granted under this subdivision shall contain on its face, in the written description of the title of the degree being conferred, a reference to the theological or religious aspect of the degree's subject area.

(5) A degree awarded under this subdivision shall reflect the nature of the degree title, such as "associate of religious studies," "bachelor of religious studies," "master of divinity," or "doctor of divinity."

(f) (1) An institution that does not award degrees and that solely provides or offers to the public educational programs for total charges of two thousand five hundred dollars ($2,500) or less, unless the institution receives funds through state or federal programs for postsecondary education or training or participates in those programs. The bureau may adjust this cost threshold based upon the California Consumer Price Index and post notification of the adjusted cost threshold on its internet website as the bureau determines, through the promulgation of regulations, that the adjustment is consistent with the intent of this chapter.

(2) The exemption described in paragraph (1) shall not apply to institutions that provide any training or curriculum for Class A, B, or C commercial driving licenses, except for employer-administered commercial driving license education programs for entities employing 250 or more commercial driving license drivers in the state.

(3) (A) An institution that, as of December 31, 2026, is lawfully operating in this state in reliance on the exemption described in paragraph (1) and that, as of January 1, 2027, is no longer exempt solely because of the exception in paragraph (2) may continue to operate without an approval to operate from the bureau until January 1, 2028, if the institution submits a complete application for approval to operate to the bureau on or before March 31, 2027.

(B) An institution operating in this state pursuant to subparagraph (A) shall, on or before March 31, 2027, provide the bureau and all current and prospective students with a written statement disclosing that the institution's approval to operate is pending before the bureau and that denial of the application may result in the institution's closure.

(C) An institution that fails to submit a complete application within the time period described in subparagraph (A), or that continues to operate after January 1, 2028, without having obtained an approval to operate, is subject to Section 94944.

(g) A law school that is accredited by the Council of the Section of Legal Education and Admissions to the Bar of the American Bar Association or a law school or law study program that is subject to the approval, regulation, and oversight of the Committee of Bar Examiners, pursuant to Sections 6046.7 and 6060.7 of the Business and Professions Code.

(h) A nonprofit public benefit corporation that satisfies all of the following criteria:

(1) Is qualified under Section 501(c)(3) of the United States Internal Revenue Code.

(2) Is organized specifically to provide workforce development or rehabilitation services.

(3) Is accredited by an accrediting organization for workforce development or rehabilitation services recognized by the Department of Rehabilitation.

(i) An institution that is accredited by the Accrediting Commission for Senior Colleges and Universities, Western Association of Schools and Colleges, or the Accrediting Commission for Community and Junior Colleges, Western Association of Schools and Colleges.

(j) Flight instruction providers or programs that provide flight instruction pursuant to Part 141 (commencing with Section 141.1) of Title 14 of the Code of Federal Regulations.

(k) (1) An institution owned, controlled, operated, and maintained by a community-based organization, as defined in Section 7801 of Title 20 of the United States Code, as that section exists on March 1, 2017, that satisfies all of the following criteria:

(A) The institution has programs on or is applying for some or all of their programs to be on the Eligible Training Provider List established and maintained by the California Workforce Development Board.

(B) The institution is registered as a nonprofit entity qualified under Section 501(c)(3) of the federal Internal Revenue Code.

(C) The institution does not offer degrees, as defined in Section 94830.

(D) The institution does not offer educational programs designed to lead directly or specifically to positions in a profession, occupation, trade, or career field requiring licensure, if bureau approval is required for the student to be eligible to sit for licensure.

(E) The institution would not otherwise be subject to oversight of the bureau under this chapter if it did not receive funding under the federal Workforce Innovation and Opportunity Act (29 U.S.C. Sec. 3101 et seq.). For purposes of this requirement, funds received through the federal Workforce Innovation and Opportunity Act (29 U.S.C. Sec. 3101 et seq.) do not count towards the total referenced in subdivision (f) or any other fee charge limitation condition for an exemption from this chapter.

(F) The institution can provide a letter from the local workforce development board that demonstrates the institution has met the initial criteria of that board.

(2) An institution granted an exemption pursuant to paragraph (1) shall comply with all of the following requirements:

(A) The institution shall provide to the Employment Development Department all required tracking information and data necessary to comply with performance reporting requirements under the federal Workforce Innovation and Opportunity Act, codified in Chapter 32 (commencing with

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Section 3101) of Title 29 of the United States Code, for programs on the Eligible Training Provider List.

(B) The institution shall comply with the Eligible Training Provider List policy developed by the California Workforce Development Board.

(C) The institution shall not charge a student who is a recipient of funding under the federal Workforce Innovation and Opportunity Act (29 U.S.C. Sec. 3101 et seq.) any institutional charges, as defined in Section 94844, for attending and participating in the program.

SEC. 3. Section 94874.7 of the Education Code is amended to read:

94874.7. (a) The bureau shall establish, by regulation, a process pursuant to which an institution that is exempt from this chapter may request from the bureau verification that the institution is exempt. The verification shall be valid for a period of up to two years, as long as the institution maintains full compliance with the requirements of the exemption. In response to a request for verification, the bureau may approve the request, deny the request, or determine that it is unable to verify the exemption.

(b) The bureau shall not grant a verification of exemption to an institution under any of the following conditions:

(1) The institution previously held an approval to operate and has an outstanding citation or fine, or is under discipline.

(2) The institution offers one or more programs designed to lead to licensure that do not hold approval from the pertinent licensing body or bodies.

(3) The institution's use of the term "university" is not in accordance with Section 74150 of Title 5 of the California Code of Regulations.

(c) A bureau determination pertaining to a verification of exemption is not an adverse administrative action and is not subject to appeal.

(d) A verification of exemption is not required to operate as an exempt institution.

(e) The bureau shall establish a reasonable fee to reimburse the bureau's costs associated with the implementation of this section.

SEC. 4. Section 94874.9 of the Education Code is amended to read:

94874.9. (a) An independent institution of higher education, as defined in Section 66010, that is exempt from this chapter pursuant to subdivision (i) of Section 94874 shall comply with all applicable state and federal laws, including laws relating to fraud, abuse, and false advertising.

(b) An institution described in subdivision (a) may execute a contract with the bureau for the bureau to review and, as appropriate, act on complaints concerning the institution, in accordance with Section 600.9 of Title 34 of the Code of Federal Regulations.

(c) The execution of a contract by the bureau with an institution pursuant to subdivision (b) shall constitute establishment by the state of that institution to offer programs beyond secondary education, including programs leading to a degree or certificate, in accordance with Section 600.9 of Title 34 of the Code of Federal Regulations.

(d) The bureau shall use a standard form contract for purposes of this section.

(e) A contract executed pursuant to this section shall, at a minimum, do all of the following:

(1) Require an institution to do all of the following:

(A) Cooperate with the bureau to resolve complaints received pursuant to this section.

(B) Provide the following disclosure notice in all written and internet-based documentation in which the institution's complaint process is described, including the student catalog, student handbook, and the institution's internet website:

"An individual may contact the Bureau for Private Postsecondary Education for review of a complaint. The bureau may be contacted at (address), Sacramento, CA (ZIP Code), (internet website address), (telephone and fax numbers)."

(C) Designate a person at the institution to act as a liaison to the bureau.

(D) Pay two thousand five hundred dollars ($2,500) each year for costs incurred by the bureau to perform activities pursuant to the contract, unless another amount is determined by the bureau.

(2) (A) Authorize the bureau, for any complaint it receives, including any complaints related to the institution's policies or procedures, or both, as determined by the bureau, to refer the complaint to the institution, an accrediting agency, or another appropriate entity for resolution.

(B) The bureau shall notify the complainant and the institution of a referral.

(C) This paragraph shall not be construed to relieve the bureau of its responsibility to ensure that a complaint it has referred for purposes of resolution is resolved by the receiving entity.

(f) The bureau may terminate a contract executed pursuant to this section if an institution is no longer an independent institution of higher education as defined in Section 66010 or fails to comply with the provisions of the contract.

(g) All moneys collected by the bureau that relate to a contract executed pursuant to this section, including payments collected in accordance with subparagraph (D) of paragraph (1) of subdivision (e), shall be deposited in the Private Postsecondary Education Administration Fund.

(h) The bureau shall maintain, on its internet website, both of the following:

(1) The provisions of the standard form contract used for purposes of this section.

(2) A list of institutions with which the bureau has executed a contract pursuant to this section.

(i) On or before February 1, 2017, and each year thereafter, the bureau shall report to the Director of Finance and, in conformity with Section 9795 of the Government Code, to the Legislature regarding implementation of this section. The report shall include all of the following information:

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(1) A list of institutions with which the bureau has executed a contract pursuant to this section.

(2) The total number of complaints received by the bureau relating to institutions listed in paragraph (1).

(3) The general nature of those complaints.

(4) The total number of those complaints referred to another entity, disaggregated by the entity to which each complaint was referred.

(5) The total number of complaints resolved, disaggregated by the entity that resolved each complaint.

(6) The total number of complaints pending, disaggregated by the entity to which each complaint was referred.

(j) Notwithstanding any other law, the Department of General Services, at the request of the bureau, may exempt contracts executed pursuant to this section from any laws, rules, resolutions, or procedures that are otherwise applicable to public contracts that the Department of General Services administers.

SEC. 5. Section 94885 of the Education Code is amended to read:

94885. (a) The bureau shall adopt by regulation minimum operating standards for an institution that shall reasonably ensure that all of the following occur:

(1) The content of each educational program can achieve its stated objective.

(2) The institution maintains specific written standards for student admissions for each educational program and those standards are related to the particular educational program.

(3) The facilities, instructional equipment, and materials are sufficient to enable students to achieve the educational program's goals.

(4) The institution maintains a withdrawal policy and provides refunds.

(5) The directors, administrators, and faculty are properly qualified.

(6) The institution is financially sound and capable of fulfilling its commitments to students.

(7) That, upon satisfactory completion of an educational program, the institution gives students a document signifying the degree or diploma awarded.

(8) Adequate records and standard transcripts are maintained and are available to students.

(9) The institution is maintained and operated in compliance with this chapter and all other applicable ordinances and laws.

(b) An institution offering a degree must satisfy one of the following requirements:

(1) Accreditation by one or more accrediting agencies recognized by the United States Department of Education, with the scope of that accreditation covering the offering of all degree programs offered by the institution.

(2) An accreditation plan, approved by the bureau, for the institution to become fully accredited within five years of the bureau's issuance of a provisional approval to operate to the institution's degree programs. The

provisional approval for the unaccredited institution to operate degree programs shall be in compliance with Section 94885.5.

(c) For institutions that are approved by means of accreditation and accredited by an agency that loses recognition by the United States Department of Education, an application for approval to operate an institution unaccredited shall be submitted to the bureau within six months of the agency's loss of recognition. The application shall include an accreditation plan for the institution to become fully accredited by an accrediting agency recognized by the United States Department of Education within five years of the bureau's issuance to the institution of a provisional approval to operate degree programs. If the institution fails to submit the required application and accreditation plan within six months of its accreditor's loss of recognition, the institution shall cease to hold a valid approval to operate. The bureau shall review the submitted application and accreditation plan and issue the institution a provisional approval to operate degree programs within 18 months of the accreditor's loss of recognition or deny the application, at which time the institution shall cease to hold a valid approval to operate. An unaccredited institution with a provisional approval to operate degree programs shall comply with Section 94885.5, except for paragraph (1) of subdivision (a) of Section 94885.5. The institution shall not seek bureau approval for additional degree programs until the institution regains accreditation.

SEC. 6. Section 94885.5 of the Education Code is amended to read:

94885.5. (a) If an institution that has not been accredited by an accrediting agency recognized by the United States Department of Education seeks to offer one or more degree programs, the institution shall satisfy the following requirements in order to be issued a provisional approval to operate degree programs from the bureau:

(1) (A) The institution shall not offer more than two degree programs during the term of its provisional approval to operate degree programs.

(B) Enrollment of students on student visas shall not exceed 25 percent of total enrollment in any provisionally approved degree program.

(2) The institution shall submit an accreditation plan, approved by the bureau, for the institution to become fully accredited within five years of issuance of its provisional approval to operate degree programs. The plan shall include, at minimum, identification of an accreditation agency recognized by the United States Department of Education from which the institution plans to seek accreditation, and outline the process by which the institution will achieve accreditation candidacy or preaccreditation within two years, and full accreditation within five years, of issuance of its provisional approval to operate degree programs.

(3) The institution shall submit to the bureau all additional documentation the bureau deems necessary to determine if the institution will become fully accredited within five years of issuance of its provisional approval to operate degree programs.

(b) If an institution is granted a provisional approval to operate degree programs pursuant to subdivision (a), the following is required:

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(1) Students seeking to enroll in that institution shall be notified in writing by the institution, before the execution of the student's enrollment agreement, that the institution's approval to operate is contingent upon it being subsequently accredited.

(2) Within the first four years of issuance of the provisional approval to operate degree programs, the bureau may empanel a visiting committee to review the institution's accreditation plan and any related documents or materials as determined by the visiting committee, and make a recommendation to the bureau regarding the institution's progress to achieving full accreditation.

(3) The institution shall provide evidence of accreditation candidacy or preaccreditation within two years of issuance of its provisional approval to operate degree programs, and evidence of accreditation within five years of issuance of its provisional approval to operate degree programs, with the scope of that accreditation covering the offering of at least one degree program.

(c) (1) Except as provided in paragraph (2), an institution required to comply with this section that fails to do so by the dates provided, as required, or for which accreditation is removed or revoked by the accrediting agency, shall have its provisional approval to operate degree programs automatically terminated on the applicable date. The bureau shall issue an order terminating the institution's degree programs. An institution that has its degree programs terminated shall not enroll new students in any of its degree programs and shall execute a teach-out plan for its enrolled students in those degree programs.

(2) (A) This section does not prohibit an institution from voluntarily ceasing to pursue accreditation. An institution that voluntarily ceases to pursue accreditation shall immediately notify the bureau in writing of the institution's intent to stop offering its degree programs and shall comply with all other applicable laws and regulations. Upon the bureau's receipt of the notification, the institution's approval to operate degree programs is deemed voluntarily surrendered.

(B) An institution offering both degree and nondegree programs that has its provisional approval to operate degree programs terminated or that voluntarily ceases to pursue accreditation may continue to offer its nondegree programs, subject to all other laws and regulations.

(C) An institution that is pursuing accreditation under this section shall not make a change in ownership, change in control, or change in business organization form pursuant to Sections 94893 and 94894 until the institution obtains full accreditation.

(d) (1) The bureau shall, upon the timely submission of sufficient evidence that an unaccredited institution is making strong progress toward obtaining accreditation, or if warranted by the accrediting agency's conditions for applying for accreditation related to student enrollment or graduation, grant an institution's request for an extension of time, not to exceed a combined total of five years, to meet the requirements of this section.

(2) Evidence submitted to the bureau pursuant to paragraph (1) shall include, but is not limited to, an amended accreditation plan adequately identifying why preaccreditation, accreditation candidacy, or accreditation outlined in the original plan submitted to the bureau was not achieved, active steps the institution is taking to comply with this section, and documentation from an accrediting agency demonstrating either the institution's likely ability to meet the requirements of this section or the accrediting agency's relevant conditions for an institution to apply for accreditation.

(3) The bureau may establish policies and procedures to comply with the requirements in this subdivision. Establishment of these policies and procedures are exempt from Chapter 3.5 (commencing with Section 11340), Chapter 4 (commencing with Section 11370), Chapter 4.5 (commencing with Section 11400), and Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

(e) An institution issued a provisional approval to operate degree programs under this section is required to comply with all other laws and regulations.

(f) The bureau shall adopt emergency regulations for purposes of implementing this section. The adoption of these regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare for purposes of Sections 11346.1 and 11349.6 of the Government Code. These emergency regulations shall become law through the regular rulemaking process on or before September 29, 2015.

(g) An institution with a provisionally approved degree program that is terminated by the bureau or surrendered by the institution shall not apply for a provisional approval to operate degree programs until two years after the date of the prior termination or surrender.

SEC. 7. Section 94885.7 of the Education Code is amended to read:

94885.7. (a) When an institution offering at least one degree program has ceased to be accredited by an accrediting agency recognized by the United States Department of Education, the institution shall notify the bureau immediately, but no more than seven days after it ceases to be accredited. The institution's approval to operate degree programs shall become provisional as of the date that the institution ceases to be accredited.

(b) An institution that has had its approval to operate degree programs become provisional shall satisfy the following requirements in order to maintain its provisional approval to operate degree programs from the bureau:

(1) The institution shall not seek bureau approval for additional degree programs until the institution regains accreditation.

(2) Within six months of its approval to operate degree programs becoming provisional, the institution shall submit an accreditation plan, to be approved by the bureau, for the institution to become fully accredited within five years of the date of its provisional approval to operate degree programs. The plan shall include, at minimum, identification of an accreditation agency recognized by the United States Department of

Education from which the institution plans to seek accreditation, and outline the process by which the institution will achieve accreditation candidacy or preaccreditation within two years, and full accreditation within five years, of its provisional approval to operate degree programs.

(3) The institution shall submit to the bureau all additional documentation the bureau deems necessary to determine if the institution will become fully accredited within five years of its approval to operate degree programs being deemed provisional.

(c) An institution that satisfies the requirements of subdivision (b) shall comply with both of the following:

(1) Notify students seeking to enroll in the institution, in writing, before the execution of the student's enrollment agreement, that the institution's approval to operate a degree program is contingent upon the institution being subsequently accredited.

(2) Within the first two years of the institution's approval to operate degree programs being deemed provisional, a visiting committee, empaneled by the bureau pursuant to Section 94882, shall review the institution's documentation of provisional approval and its accreditation plan, and make a recommendation to the bureau regarding the institution's progress toward achieving full accreditation.

(d) (1) The bureau shall, upon the timely submission of sufficient evidence that an unaccredited institution is making strong progress toward obtaining accreditation, grant an institution's request for an extension of time, not to exceed five years in total, to meet the requirements of this section.

(2) Evidence submitted to the bureau pursuant to paragraph (1) shall include, but is not limited to, an amended accreditation plan adequately identifying why preaccreditation, accreditation candidacy, or accreditation outlined in the original plan submitted to the bureau was not achieved, active steps the institution is taking to comply with this section, and documentation from an accrediting agency demonstrating the institution's likely ability to meet the requirements of this section.

(3) The bureau may establish policies and procedures to comply with the requirements of this subdivision. Establishment of these policies and procedures are exempt from Chapter 3.5 (commencing with Section 11340), Chapter 4 (commencing with Section 11370), Chapter 4.5 (commencing with Section 11400), and Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

(e) Any institution that fails to comply with the requirements of this section by the dates provided shall have its provisional approval to operate degree programs automatically terminated on the applicable date. The bureau shall issue an order terminating the institution's provisional approval to operate degree programs. An institution with a terminated provisional approval to operate degree programs shall not enroll new students in any of its degree programs and shall execute a teach-out plan for its enrolled students.

(f) (1) This section does not prohibit an institution from voluntarily ceasing to pursue accreditation. An institution that voluntarily ceases to pursue accreditation shall immediately notify the bureau in writing of the institution's intent to stop offering its degree programs and shall comply with all other applicable laws and regulations. Upon the bureau's receipt of the notification, the institution's approval to operate degree programs is deemed voluntarily surrendered.

(2) An institution offering both degree and nondegree programs that has its provisional approval to operate degree programs terminated or that voluntarily ceases to pursue accreditation may continue to offer its nondegree programs and is subject to all other laws and regulations.

(3) An institution that is pursuing accreditation under this section shall not make a change in ownership, change in control, or change in business organization form pursuant to Sections 94893 and 94894 until the institution obtains full accreditation.

SEC. 8. Section 94886 of the Education Code is amended to read:

94886. (a) Except as exempted in Article 4 (commencing with Section 94874) or in compliance with the transition provisions in Article 2 (commencing with Section 94802), a person shall not open, conduct, or do business as a private postsecondary educational institution in this state without obtaining an approval to operate under this chapter.

(b) An out-of-state private postsecondary educational institution shall not enroll California students in distance education programs without first registering with the bureau pursuant to Section 94801.5.

SEC. 9. Section 94887 of the Education Code is amended to read:

94887. (a) An approval to operate shall be granted only after an applicant has presented sufficient evidence to the bureau through site visits or other methods deemed appropriate by the bureau, that the applicant has satisfied the minimum operating standards. The bureau shall deny an application for an approval to operate if the application does not satisfy those standards.

(b) The bureau may deny an application for an approval to operate from an institution that would be owned by, have persons in control of, or employ institutional managers that had either of the following:

(1) Knowledge of, should have known, or knowingly participated in any conduct that was the cause for revocation or unmitigated discipline at another institution.

(2) Previously owned, controlled, or managed an institution that closed without complying with legal requirements to provide refunds to impacted students or appropriately preserve and make available records.

SEC. 10. Section 94890 of the Education Code is amended to read:

94890. (a) (1) (A) The bureau shall grant an institution that is accredited an approval to operate by means of its accreditation.

(B) A nondegree program not within the scope of accreditation shall not be included as an approved program by the bureau without the express written consent of the institution's accrediting agency.

(2) The bureau shall adopt by regulation the process and procedures whereby an institution that is accredited may apply for and obtain an

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approval by means of that accreditation. The bureau shall establish application processing goals and timelines to ensure that an institution that has submitted a complete application for approval to operate by means of its accreditation has that application promptly reviewed for compliance within 30 days of the bureau's receipt of the application or within an appropriate timeline as determined by the bureau. The timelines shall ensure that an institution that has submitted a complete and compliant application receives approval within 30 days of the application being deemed compliant by the bureau, or within an appropriate timeline as determined by the bureau.

(b) The term of an approval to operate pursuant to this section shall be coterminous with the term of accreditation. Upon renewal of the institution's accreditation, the institution shall submit verification to the bureau, on a form provided by the bureau, that the institution's accreditation has been renewed.

(c) Institutions that are granted an approval to operate by means of the institution's accreditation shall comply with all other applicable requirements in this chapter.

SEC. 11. Section 94891 of the Education Code is amended to read:

94891. (a) The bureau shall adopt by regulation the process and procedures whereby an institution may obtain a renewal of an approval to operate.

(b) To be granted a renewal of an approval to operate, the institution shall demonstrate its continued compliance with the minimum operating standards.

(c) (1) An institution that is denied renewal of an approval to operate may file an appeal in accordance with the procedures established by the bureau pursuant to Section 94888.

(2) An institution that has filed an appeal of a denial of a renewal application may continue to operate during the appeal process, but shall disclose in a written statement, approved by the bureau, to all current and prospective students, that the institution's application for renewal of approval to operate was denied by the bureau because the bureau determined the application did not satisfy the requirements to operate in California, that the institution is appealing the bureau's decision, and that the loss of the appeal may result in the institution's closure.

(3) If the bureau determines that the continued operation of the institution during the appeal process poses a significant risk of harm to students, the bureau shall make an emergency decision pursuant to its authority provided in Section 94938.

SEC. 12. Section 94894 of the Education Code is amended to read:

94894. The following changes to an approval to operate are considered substantive changes and require prior authorization:

(a) A change in educational objectives, including an addition of a new diploma or a degree educational program unrelated to the approved educational programs offered by the institution.

(b) A change in ownership or person in control.

(c) A change in control.

(d) A change in business organization form.
(e) A change of location.
(f) A change of name.
(g) A significant change in the method of instructional delivery.
(h) An addition of a separate branch.
(i) An increase or decrease of 25 percent or more in the number of clock hours or credit hours required for successful completion of the program.
(j) Participation in federal student financial aid programs authorized by Title IV of the federal Higher Education Act of 1965, as amended (20 U.S.C. Sec. 1070 et seq.).
(k) A change in the academic measurement of an educational program from clock hours to credit hours.
(*l*) A change in the distance education learning management system.
SEC. 13. Section 94897 of the Education Code is amended to read:
94897. An institution shall not do any of the following:
(a) Use, or allow the use of, any reproduction or facsimile of the Great Seal of the State of California on a diploma.
(b) Promise or guarantee employment, or otherwise overstate the availability of jobs upon graduation.
(c) Advertise concerning job availability, degree of skill, or length of time required to learn a trade or skill unless the information is accurate and not misleading.
(d) Advertise, or indicate in promotional material, without including the fact that the educational programs are delivered by means of distance education if the educational programs are so delivered.
(e) Advertise, or indicate in promotional material, that the institution is accredited, unless the institution has been accredited by an accrediting agency.
(f) Solicit students for enrollment by causing an advertisement to be published in "help wanted" columns in a magazine, newspaper, or publication, or use "blind" advertising that fails to identify the institution.
(g) Offer to compensate a student to act as an agent of the institution with regard to the solicitation, referral, or recruitment of any person for enrollment in the institution, except that an institution may award a token gift to a student for referring an individual, provided that the gift is not in the form of money, no more than one gift is provided annually to a student, and the gift's cost is not more than one hundred dollars ($100).
(h) Pay any consideration to a person to induce that person to sign an enrollment agreement for an educational program.
(i) Use a name in any manner improperly implying any of the following:
(1) The institution is affiliated with any government agency, public or private corporation, agency, or association if it is not, in fact, thus affiliated.
(2) The institution is a public institution.
(3) The institution grants degrees, if the institution does not grant degrees.
(j) In any manner make an untrue or misleading change in, or untrue or misleading statement related to: a test score, grade or record of grades, attendance record, record indicating student completion, placement,

employment, salaries, or financial information; a financial report filed with the bureau; information or records relating to the student's eligibility for student financial aid at the institution; or any other record or document required by this chapter or by the bureau.

(k) Willfully falsify, destroy, or conceal any document of record while that document of record is required to be maintained by this chapter.

(*l*) Use the terms "approval," "approved," "approval to operate," or "approved to operate" without stating clearly and conspicuously that approval to operate means compliance with state standards as set forth in this chapter. An institution may not state or imply either of the following:

(1) The institution or its educational programs are endorsed or recommended by the state or by the bureau.

(2) The approval to operate indicates that the institution exceeds minimum state standards as set forth in this chapter.

(m) Direct any individual to do any of the following:

(1) Perform an act that violates this chapter.

(2) Refrain from reporting unlawful conduct to the bureau or another government agency.

(3) Engage in any unfair act to persuade a student not to complain to the bureau or another government agency.

(n) Compensate an employee involved in recruitment, enrollment, admissions, student attendance, or sales of educational materials to students on the basis of a commission, commission draw, bonus, quota, or other similar method related to the recruitment, enrollment, admissions, student attendance, or sales of educational materials to students, except as provided in paragraph (1) or (2):

(1) If the educational program is scheduled to be completed in 90 days or less, the institution shall pay compensation related to a particular student only if that student completes the educational program.

(2) For institutions participating in the federal student financial aid programs, this subdivision shall not prevent the payment of compensation to those involved in recruitment, admissions, or the award of financial aid if those payments are in conformity with federal regulations governing an institution's participation in the federal student financial aid programs.

(o) Require a prospective student to provide personal contact information in order to obtain, from the institution's internet website, educational program information that is required to be contained in the school catalog or any information required pursuant to the consumer information requirements of Title IV of the federal Higher Education Act of 1965, and any amendments thereto.

(p) Offer an associate, baccalaureate, master's, or doctoral degree without disclosing to prospective students before enrollment whether the institution or the degree program is unaccredited and any known limitation of the degree, including, but not limited to, all of the following:

(1) Whether a graduate of the degree program will be eligible to sit for the applicable licensure exam in California and other states.

(2) A statement that reads: "A degree program that is unaccredited or a degree from an unaccredited institution is not recognized for some employment positions, including, but not limited to, positions with the State of California."

(3) That a student enrolled in an unaccredited institution is not eligible for federal financial aid programs.

(q) In any manner commit fraud against, or make a material untrue or misleading statement to, a student or prospective student under the institution's authority or the pretense or appearance of the institution's authority.

(r) Charge or collect any payment for institutional charges that are not authorized by an executed enrollment agreement.

(s) Violate Section 1788.93 of the Civil Code or withhold any documentation required for licensure, certification, or eligibility to sit for related examinations as a means of collecting a debt or because the student owes a debt.

(t) Require a prospective, current, or former student or employee to sign a nondisclosure agreement pertaining to their relationship to, or experience with, the institution, except that an institution may use a nondisclosure agreement to protect the institution's intellectual property and trade secrets. Any nondisclosure agreement in violation of this section is void and not enforceable at law or in equity.

(u) Fail to maintain policies related to compliance with this chapter or adhere to the institution's stated policies.

SEC. 14. Section 94900.7 of the Education Code is repealed.

SEC. 15. Section 94902 of the Education Code is amended to read:

94902. (a) A student shall enroll solely by means of executing an enrollment agreement. The enrollment agreement shall be signed and dated by the student and by an authorized employee of the institution.

(b) An enrollment agreement is not enforceable unless all of the following requirements are met:

(1) The student has received the institution's current catalog and School Performance Fact Sheet before signing the enrollment agreement.

(2) At the time of the execution of the enrollment agreement, the institution held a valid approval to operate.

(3) Before the execution of the enrollment agreement, the student and the institution have signed and dated the information required to be disclosed in the School Performance Fact Sheet pursuant to subdivisions (a) to (d), inclusive, of Section 94910. Each of these items in the School Performance Fact Sheet shall include a line for the student to initial and shall be initialed and dated by the student.

(c) A student shall receive a copy of the signed enrollment agreement, in writing or electronically, regardless of whether total charges are paid by the student.

SEC. 16. Section 94909 of the Education Code is amended to read:

94909. (a) Except as provided in subdivision (d), before enrollment, an institution shall provide a prospective student, either in writing or

electronically, with a current school catalog containing, at minimum, all of the following:

(1) The name, address, telephone number, and, if applicable, internet website address of the institution.

(2) Except as specified in Article 2 (commencing with Section 94802), a statement that the institution is a private institution and that it is approved to operate by the bureau.

(3) The following statements:

(A) "Any questions a student may have regarding this catalog that have not been satisfactorily answered by the institution may be directed to the Bureau for Private Postsecondary Education at (address), Sacramento, CA (ZIP Code), (internet website address), (telephone and fax numbers)."

(B) "As a prospective student, you are encouraged to review this catalog before signing an enrollment agreement. You are also encouraged to review the School Performance Fact Sheet, which must be provided to you before signing an enrollment agreement."

(C) "A student or any member of the public may file a complaint about this institution with the Bureau for Private Postsecondary Education by calling (toll-free telephone number) or by completing a complaint form, which can be obtained on the bureau's internet website (internet website address)."

(D) "The Office of Student Assistance and Relief is available to support prospective students, current students, or past students of private postsecondary educational institutions in making informed decisions, understanding their rights, and navigating available services and relief options. The office may be reached by calling (toll-free telephone number) or by visiting (internet website address)."

(4) The address or addresses where class sessions will be held.

(5) A description of the programs offered and a description of the instruction provided in each of the courses offered by the institution, the requirements for completion of each program, including required courses, any final tests or examinations, any required internships or externships, and the total number of credit hours, clock hours, or other increments required for completion.

(6) If the educational program is designed to lead to positions in a profession, occupation, trade, or career field requiring licensure in this state, a notice to that effect and a list of the requirements for eligibility for licensure.

(7) Information regarding the faculty and their qualifications.

(8) A detailed description of institutional policies in the following areas:

(A) Admissions policies, including the institution's policies regarding the acceptance of credits earned at other institutions or through challenge examinations and achievement tests, and a list describing any transfer or articulation agreements between the institution and any other college or university that provides for the transfer of credits earned in the program of instruction. If the institution has not entered into an articulation or transfer

agreement with any other college or university, the institution shall disclose that fact.

(B) Cancellation, withdrawal, and refund policies, including an explanation that the student has the right to cancel the enrollment agreement and obtain a refund of charges paid through attendance at the first class session, or the seventh day after enrollment, whichever is later. The text shall also include a description of the procedures that a student is required to follow to cancel the enrollment agreement or withdraw from the institution and obtain a refund consistent with the requirements of Article 13 (commencing with Section 94919).

(C) Probation and dismissal policies.

(D) Attendance policies.

(E) Leave-of-absence policies.

(9) The schedule of total charges for a period of attendance and an estimated schedule of total charges for the entire educational program.

(10) A statement reporting whether the institution participates in federal and state financial aid programs, and if so, all consumer information that is required to be disclosed to the student pursuant to the applicable federal and state financial aid programs.

(11) (A) A statement specifying that, if a student obtains a loan to pay for an educational program, the student will have the responsibility to repay the full amount of the loan plus interest, less the amount of any refund owed and less any claims and defenses asserted pursuant to Section 94916, and that, if the student has received federal student financial aid funds, the student is entitled to a refund of the moneys not paid from federal student financial aid program funds.

(B) A statement that the obligation to repay in subparagraph (A) does not apply if the loan becomes void and unenforceable pursuant to Section 94917 or other state law.

(12) A statement specifying whether the institution has a pending petition in bankruptcy, is operating as a debtor in possession, has filed a petition within the preceding five years, or has had a petition in bankruptcy filed against it within the preceding five years that resulted in reorganization under Chapter 11 of the United States Bankruptcy Code (11 U.S.C. Sec. 1101 et seq.).

(13) If the institution provides placement services, a description of the nature and extent of the placement services.

(14) A description of the student's rights and responsibilities with respect to the Student Tuition Recovery Fund. This statement shall specify that it is a state requirement that a student who pays the student's tuition is required to pay a state-imposed assessment for the Student Tuition Recovery Fund. This statement shall also describe the purpose and operation of the Student Tuition Recovery Fund and the requirements for filing a claim against the Student Tuition Recovery Fund.

(15) The following statement:

"NOTICE CONCERNING TRANSFERABILITY OF CREDITS AND CREDENTIALS EARNED AT OUR INSTITUTION

The transferability of credits you earn at (name of institution) is at the complete discretion of an institution to which you may seek to transfer. Acceptance of the (degree, diploma, or certificate) you earn in (name of educational program) is also at the complete discretion of the institution to which you may seek to transfer. If the (credits or degree, diploma, or certificate) that you earn at this institution are not accepted at the institution to which you seek to transfer, you may be required to repeat some or all of your coursework at that institution. For this reason you should make certain that your attendance at this institution will meet your educational goals. This may include contacting an institution to which you may seek to transfer after attending (name of institution) to determine if your (credits or degree, diploma, or certificate) will transfer."

(16) A statement specifying whether the institution, or any of its degree programs, are accredited by an accrediting agency recognized by the United States Department of Education. If the institution is unaccredited and offers an associate, baccalaureate, master's, or doctoral degree, or is accredited and offers an unaccredited program for an associate, baccalaureate, master's, or doctoral degree, the statement shall disclose the known limitations of the degree program, including, but not limited to, all of the following:

(A) Whether a graduate of the degree program will be eligible to sit for the applicable licensure exam in California and other states or become certified or registered as required for the applicable profession, occupation, trade, or career field in California.

(B) A degree program that is unaccredited or a degree from an unaccredited institution is not recognized for some employment positions, including, but not limited to, positions with the State of California.

(C) That a student enrolled in an unaccredited institution is not eligible for federal financial aid programs.

(b) If the institution has a general student brochure, handbook, or other student-facing materials that provide additional clarity about the information or policies required to be included in the catalog, the institution shall provide those materials to the prospective student before enrollment. In addition, if the institution has program-specific materials for the program in which the prospective student seeks to enroll, the institution shall provide the program-specific materials to the prospective student before enrollment.

(c) An institution shall provide the school catalog to any person upon request. In addition, if the institution has student brochures, the institution shall disclose the requested brochures to any interested person upon request.

(d) An accredited institution is not required to provide a School Performance Fact Sheet to a prospective student who is not a California resident, not residing in California at the time of the student's enrollment, and enrolling in an accredited distance learning degree program offered by the institution, if the institution complies with all federal laws, the applicable

laws of the state where the student is located, and other appropriate laws, including, but not limited to, consumer protection and student disclosure requirements.

SEC. 17. Section 94911 of the Education Code is amended to read:

94911. An enrollment agreement shall include, at minimum, all of the following:

(a) The name of the institution and the name of the educational program, including the total number of credit hours, clock hours, or other increment required to complete the educational program, and a description of the method of delivery that will be used for instruction in the educational program.

(b) A schedule of total charges, including a list of any charges that are nonrefundable and the student's obligations to the Student Tuition Recovery Fund, clearly identified as nonrefundable charges.

(c) In underlined capital letters on the same page of the enrollment agreement in which the student's signature is required, "THE TOTAL CHARGES FOR THE CURRENT PERIOD OF ATTENDANCE," "THE ESTIMATED TOTAL CHARGES FOR THE ENTIRE EDUCATIONAL PROGRAM," and "THE TOTAL CHARGES THE STUDENT IS OBLIGATED TO PAY UPON ENROLLMENT," followed by the relevant amounts of charges in bold, underlined type.

(d) A clear and conspicuous statement that the enrollment agreement is legally binding when signed by the student and accepted by the institution.

(e) (1) A disclosure with a clear and conspicuous caption, "STUDENT'S RIGHT TO CANCEL," under which it is explained that the student has the right to cancel the enrollment agreement and obtain a refund of charges paid through attendance at the first class session, or the seventh day after enrollment, whichever is later.

(2) The disclosure shall contain the institution's refund policy and a statement that, if the student has received federal student financial aid funds, the student is entitled to a refund of moneys not paid from federal student financial aid program funds.

(3) The text shall also include a description of the procedures that a student is required to follow to cancel the enrollment agreement or withdraw from the institution and obtain a refund.

(4) The disclosure shall list the date of the first class session.

(f) (1) A statement specifying that, if the student obtains a loan to pay for an educational program, the student will have the responsibility to repay the full amount of the loan plus interest, less the amount of any refund and less any claims and defenses asserted pursuant to Section 94916.

(2) A statement that the obligation to repay in paragraph (1) does not apply if the loan becomes void and unenforceable pursuant to Section 94917 or other state law.

(g) A statement specifying that, if the student is eligible for a loan guaranteed by the federal or state government and the student defaults on the loan, both of the following may occur:

(1) The federal or state government or a loan guarantee agency may take action against the student, including applying any income tax refund to which the person is entitled to reduce the balance owed on the loan.

(2) The student may not be eligible for any other federal student financial aid at another institution or other government assistance until the loan is repaid.

(h) The transferability disclosure that is required to be included in the school catalog, as specified in paragraph (15) of subdivision (a) of Section 94909.

(i) The following statement: "Prior to signing this enrollment agreement, you must be given a copy of the institution's current catalog, a brochure, or handbook, as applicable, and a School Performance Fact Sheet, which you are encouraged to review prior to signing this agreement. These documents contain important policies and performance data for this institution. This institution is required to have you sign and date the information included in the School Performance Fact Sheet relating to completion rates, placement rates, license examination passage rates, salaries or wages, and the most recent three-year cohort default rate, if applicable, prior to signing this agreement."

(j) The following statements:

(1) "Any questions a student may have regarding this enrollment agreement that have not been satisfactorily answered by the institution may be directed to the Bureau for Private Postsecondary Education at (address), Sacramento, CA (ZIP Code), (internet website address), (telephone and fax numbers)."

(2) "A student or any member of the public may file a complaint about this institution with the Bureau for Private Postsecondary Education by calling (toll-free telephone number) or by completing a complaint form, which can be obtained on the bureau's internet website (internet website address)."

(k) The following statement above the space for the student's signature and date:

"I understand that this is a legally binding contract. By signing and dating this contract, I certify that I have agreed to my rights and responsibilities."

SEC. 18. Section 94912.5 of the Education Code is amended to read:

94912.5. (a) By January 1, 2020, and permanently thereafter, each institution subject to this chapter that participates in federal student financial aid programs, including, but not limited to, those programs authorized by Title IV of the federal Higher Education Act of 1965 or veterans' financial aid programs authorized pursuant to Section 21.4253 of Title 38 of the Code of Federal Regulations, shall provide students with the College Financing

Plan as developed by the United States Department of Education, or any successor document, to inform students or potential students about financial aid award packages before enrollment. A copy of this document shall be retained with other required student records.

(b) In implementing this section, an institution that is subject to this chapter that participates in federal student financial aid programs, including, but not limited to, those programs authorized by Title IV of the federal Higher Education Act of 1965 or veterans' financial aid programs authorized pursuant to Section 21.4253 of Title 38 of the Code of Federal Regulations, may seek guidance as needed from the United States Department of Education.

SEC. 19. Section 94913 of the Education Code is amended to read:

94913. (a) An institution that maintains an internet website shall provide on that internet website the current version of all of the following:

(1) The school catalog.

(2) A School Performance Fact Sheet for each educational program offered by the institution.

(3) Student brochures, handbooks, or other student-facing materials offered by the institution that provide additional clarity about the information or policies required to be included in the catalog.

(4) A link to the bureau's internet website.

(5) The institution's most recent annual report submitted to the bureau.

(b) An institution shall include information concerning where students may access the bureau's internet website anywhere the institution identifies itself as being approved by the bureau.

SEC. 20. Section 94916 of the Education Code is amended to read:

94916. (a) An institution directly or indirectly receiving proceeds from a credit contract or extending credit or lending money to an individual for institutional and noninstitutional charges for an educational program shall cause any note, instrument, or other evidence of indebtedness taken in connection with that extension of credit or loan to be conspicuously marked on its face in at least 12-point type with the following notice:

"NOTICE

You may assert against the holder of the credit contract you signed in order to finance the cost of the educational program all of the claims and defenses that you could assert against this institution. Recovery under this provision may not exceed the amount you have already paid under the credit contract."

(b) It is a violation of this chapter for an institution to directly or indirectly receive proceeds from a credit contract that does not contain the notice described in subdivision (a).

SEC. 21. Section 94917 of the Education Code is amended to read:

94917. A note, instrument, or other evidence of indebtedness relating to payment for an educational program is void and not enforceable if either of the following applies:

(a) At the time of execution of the note, instrument, or other evidence of indebtedness, the institution did not hold an approval to operate or valid out-of-state registration with the bureau.

(b) If the educational program is discontinued or canceled or if the institution closes before completion of the educational program.

SEC. 22. Section 94918 of the Education Code is amended to read:

94918. In making consumer loans to students directly, or in arrangements with third parties, an institution shall also comply with the requirements of the Federal Truth in Lending Act pursuant to Title 15 of the United States Code and state consumer protection laws.

SEC. 23. Section 94921 of the Education Code is amended to read:

94921. (a) An institution offering an educational program for which the refund calculations set forth in this article cannot be used because of the unique way in which the educational program is structured, may petition the bureau for an alternative method of calculating tuition refunds.

(b) For a student who does not receive a refund based on a notice of cancellation pursuant to subdivision (b) or (d) of Section 94920, an institution that originated or accepted funds from an income share agreement, as defined in Section 2032 of Title 10 of the California Code of Regulations, as payment for an educational program shall calculate the required refund based on the institution's total charges. The institution shall refund 100 percent of the total charges for any period of attendance after the period of attendance during which the student withdrew and shall calculate the remainder of the required refund based on the institution's total charges for the period of attendance during which the student withdrew.

SEC. 24. Section 94923 of the Education Code is amended to read:

94923. (a) The Student Tuition Recovery Fund relieves or mitigates economic loss suffered by a student that is directly connected with enrollment in an institution not exempt from this article pursuant to Article 4 (commencing with Section 94874), who, at the time of the student's enrollment, was a California resident or was enrolled in a California residency program, prepaid tuition, and suffered economic loss.

(b) (1) The bureau shall adopt, by regulation, procedures governing the administration and maintenance of the Student Tuition Recovery Fund. The fund shall be used to provide awards to students who suffer economic loss.

(2) The following students, and any other students deemed appropriate, are eligible for payment from the Student Tuition Recovery Fund:

(A) Any student who was enrolled at an institution, at a location of the institution, or in an educational program offered by the institution, at the time that institution, location, or program was closed or discontinued, as applicable, who did not choose to participate in a teach-out plan approved by the bureau or did not complete a chosen teach-out plan approved by the bureau.

(B) Any student who was enrolled at an institution or a location of the institution within the 120-day period before the closure of the institution or location of the institution, or who was enrolled in an educational program within the 120-day period before the program was discontinued.

(C) Any student who was enrolled at an institution or a location of the institution more than 120 days before the closure of the institution or location of the institution, in an educational program offered by the institution as to which the bureau determines there was a significant decline in the quality or value of the program more than 120 days before closure. In making this determination, the bureau may rely on findings by an oversight entity, as defined in Section 94934.5.

(D) A student to whom an institution has been ordered to pay a refund by the bureau but has failed to do so, or a student who has been determined by a governmental agency to qualify for relief or who has received relief under a program that addresses unlawful activity or closure, including, but not limited to, a refund, restoration of benefits, or loan discharge program such as federal "Closed School Discharge," "False Certification," "Unpaid Refund," or "Borrower Defense" programs. This includes any relief provided by the United States Department of Education pursuant to Section 1082(a)(6), Section 1087(c), or Section 1087e(h) of Title 20 of the United States Code.

(E) A student to whom an institution has failed to pay or reimburse loan proceeds under a federal student loan program as required by law, or has failed to pay or reimburse proceeds received by the institution in excess of tuition and other costs.

(F) A student who has been awarded restitution, a refund, or other relief, including, but not limited to, a settlement agreement, debt relief determination, or monetary award by a governmental agency or an arbitrator or court, based on unlawful activity by an institution or representative of an institution, but who has been unable to collect the award from the institution or obtain debt cancellation. The bureau shall review the award or judgment and shall ensure the amount to be paid from the fund does not exceed the student's economic loss.

(G) Notwithstanding the definition of economic loss in subdivision (f), for purposes of recovery from the Student Tuition Recovery Fund, a student who has sought legal counsel that resulted in the cancellation of one or more student loans in connection with the student's Student Tuition Recovery Fund claim may seek reimbursement for legal services rendered in an amount up to five hundred dollars ($500). The bureau shall review the invoice of the legal services rendered and evidence of the cancellation of the student loan or loans, and upon verifying that cancellation, pay the claim directly to the student.

(3) Notwithstanding the requirement that a student attend an institution that is not exempt from this article as provided in subdivision (a), the following students who either were enrolled at a California campus of a Corinthian Colleges, Inc., institution or who were California students enrolled in an online program offered by an out-of-state campus of a Corinthian Colleges, Inc., institution are eligible for payment from the Student Tuition Recovery Fund:

(A) A student who meets one of the eligibility requirements in paragraph (2), if the student also was residing in California and was attending a campus of a Corinthian Colleges, Inc., institution on or after January 1, 2010.

(B) A student who was enrolled as of June 20, 2014, or withdrew within 120 days of that date, and did not complete the student's program at the institution.

(c) Any student who is required to pay a Student Tuition Recovery Fund assessment who pays tuition equal to or greater than the required assessment shall be deemed to have paid the required assessment, whether or not the student's enrollment agreement specifies collection of the required assessment, and whether or not the institution identifies any money collected from the student as a Student Tuition Recovery Fund assessment.

(d) A student who suffers educational opportunity losses, whose charges are paid by a third-party payer, is eligible for educational credits under the fund.

(e) (1) The bureau may seek repayment to the Student Tuition Recovery Fund from an institution found in violation of the law for which a student claim was paid. An institution shall not be eligible to renew its approval to operate with the bureau if the repayment is not made to the bureau as requested.

(2) Pursuant to subparagraph (D) of paragraph (2) of subdivision (b), if the bureau seeks repayment to the Student Tuition Recovery Fund from an institution after a governmental agency has made a debt relief determination for a qualified student, under a program that addresses unlawful activity or closure, including, but not limited to, a refund, restoration of benefits, or loan discharge program such as federal "Closed School Discharge," "False Certification," "Unpaid Refund," or "Borrower Defense" programs, the bureau shall inform the institution of its right to request a hearing in writing within 30 days. If a hearing is requested, the bureau shall select an informal hearing pursuant to Article 10 (commencing with Section 11445.10) of Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code or a formal hearing pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code. If a hearing is not requested, repayment of the administrative fine is due within 30 days.

(f) (1) For purposes of this section, "economic loss" includes, but is not limited to, any of the following:

(A) All cash or other consideration paid by the student to the institution.

(B) All expenses related to private or government student loans, including retail installment contracts made by the institution, paid to the student or to the institution that are directly connected with the student's attendance at the institution, including related principal, interest, and any fees.

(C) All third-party payments, including government grants, paid to the student or to the institution that are directly connected with the student's attendance at the institution.

(2) Economic loss does not include Student Tuition Recovery Fund assessments, unless the student is entitled to a full refund under Section 94919 or 94920, or nonpecuniary damages such as inconvenience, aggravation, emotional distress, or punitive damages. Economic loss does not include legal fees, attorney fees, court costs, or arbitration fees. This

subdivision shall not prevent the bureau from further defining economic loss to include loss of educational opportunity.

(g) As a condition of the bureau satisfying a student loan obligation on behalf of a Student Tuition Recovery Fund applicant, the loan servicer or debtholder shall submit a letter stating that the servicer or holder will no longer collect on the debt and shall report the debt as "paid in full" to all credit reporting agencies. The bureau shall retain a copy of that letter and provide the original to the applicant.

(h) (1) Except as provided in subdivision (i), the bureau shall require a student seeking reimbursement from the Student Tuition Recovery Fund to file a written application that shall be received by the bureau no later than four years after the date of the action that made the student eligible for recovery from the Student Tuition Recovery Fund.

(2) In making a determination about student eligibility and economic loss, in addition to evidence submitted with an application, the bureau may consider all available evidence, including, but not limited to, evidence obtained in the bureau's investigation and enforcement functions and evidence available to the bureau that is obtained in the course of oversight and enforcement actions by an accreditor, other government agency, or private adjudication. The bureau shall take into account the availability of records and may accept an attestation or other substantiation as deemed appropriate.

(i) Any student whose loan is revived by a loanholder or debt collector after a period of noncollection by the holder or collector may, at any time, file a written application for recovery from the Student Tuition Recovery Fund for the debt that would have been otherwise eligible for recovery under this section.

(j) The bureau may use the moneys in the Student Tuition Recovery Fund to cover the costs of both of the following:

(1) Student Tuition Recovery Fund claim administration.

(2) Positions of the Office of Student Assistance and Relief.

SEC. 25. Section 94925 of the Education Code is amended to read:

94925. (a) In determining the amount of Student Tuition Recovery Fund assessments to collect from each student pursuant to subdivision (a) of Section 94924, the bureau shall strive to maintain a fund balance in the Student Tuition Recovery Fund between fifteen million dollars ($15,000,000) and twenty-five million dollars ($25,000,000), inclusive.

(b) An otherwise eligible student who enrolled during a period when institutions were not required to collect Student Tuition Recovery Fund assessments is eligible for Student Tuition Recovery Fund payments despite not having paid any Student Tuition Recovery Fund assessment.

SEC. 26. Section 94927.5 of the Education Code is amended to read:

94927.5. (a) Pursuant to regulations adopted by the bureau, an institution shall provide the bureau with the following:

(1) Copies of pertinent student records, including transcripts, in electronic form, as determined by the bureau, pursuant to regulations adopted by the bureau.

(2) If the institution is an accredited institution, a plan for the retention of records and transcripts, approved by the institution's accrediting agency, that provides information as to how a student may obtain a transcript or any other information about the student's coursework and degrees completed.

(b) Subdivision (a) applies to all private postsecondary institutions, including institutions that are otherwise exempt from this chapter pursuant to Article 4 (commencing with Section 94874).

SEC. 27. Section 94930.5 of the Education Code is amended to read:

94930.5. Subject to Section 94930, an institution shall remit to the bureau for deposit in the Private Postsecondary Education Administration Fund the following fees, in accordance with the following schedule:

(a) The following fees shall be remitted by an institution submitting an application for an approval to operate, if applicable:

(1) Application fee for an approval to operate: twelve thousand dollars ($12,000).

(2) Application fee for the approval to operate a new branch of the institution: three thousand dollars ($3,000).

(3) Application fee for an approval to operate by means of accreditation: one thousand dollars ($1,000).

(b) The following fees shall be remitted by an institution seeking a renewal of its approval to operate, if applicable:

(1) Renewal fee for the main campus of the institution: six thousand five hundred dollars ($6,500).

(2) Renewal fee for a branch of the institution: three thousand dollars ($3,000).

(3) Renewal fee for an institution that is approved to operate by means of accreditation: one thousand dollars ($1,000).

(c) The following fees shall apply to an institution seeking authorization of a substantive change to its approval to operate, if applicable:

(1) (A) Processing fee for authorization of a substantive change to an approval to operate with programmatic review: two thousand dollars ($2,000).

(B) Processing fee for authorization of a substantive change to an approval to operate without programmatic review: one thousand dollars ($1,000).

(2) Processing fee in connection with a substantive change to an approval to operate by means of accreditation: five hundred dollars ($500).

(d) (1) In addition to any fees paid to the bureau pursuant to subdivisions (a) to (c), inclusive, each institution that is approved to operate pursuant to this chapter shall remit both of the following:

(A) An annual fee for each campus designated by the institution as a main campus location in California, in an amount equal to 0.75 percent of the campus' total gross revenue derived from students in California, but not to be less than four thousand dollars ($4,000) and not to exceed seventy-five thousand dollars ($75,000).

(B) An annual campus fee for each branch of the institution in an amount equal to 0.75 percent of the branch's total gross revenue derived from

students in California, but not to be less than four thousand dollars ($4,000) and not to exceed seventy-five thousand dollars ($75,000).

(2) The amount of the annual fees pursuant to paragraph (1) shall be proportional to the bureau's cost of regulating institutions under this chapter, but shall not exceed seven hundred fifty thousand dollars ($750,000) for any institution.

(e) The bureau may assess both of the following fees, if applicable:

(1) An out-of-state institution registration fee in an amount of ten thousand dollars ($10,000).

(2) A request for inactive status fee in an amount of five hundred dollars ($500).

(f) It is the intent of the Legislature that the fees established pursuant to this section be evaluated during the 2017–18 state budget process and, if necessary, adjusted by subsequent legislation based upon information provided to the Legislature by the department and the bureau.

SEC. 28. Section 94934.5 of the Education Code is amended to read:

94934.5. (a) An institution with an approval to operate that knows that it is being investigated by an oversight entity other than the bureau shall report that investigation, including the nature of that investigation, to the bureau in writing within 30 days of the institution's first knowledge of the investigation.

(b) An institution with an approval to operate that is the subject of a judgment by, a regulatory action by, increased oversight or monitoring by, or a settlement with, any oversight entity other than the bureau shall report it to the bureau within 30 days.

(c) An institution with an approval to operate shall notify the bureau in writing within 30 days of filing for bankruptcy or becoming the subject of an involuntary bankruptcy petition. The written notice shall include all of the following:

(1) The type of bankruptcy.

(2) The court in which the petition was filed.

(3) The case number.

(4) The name and contact information of the bankruptcy trustee, if assigned.

(5) A summary of the institution's plan for continuing operation, student record retention, and student communication during the proceedings.

(d) An institution shall report to the bureau within 30 days of the filing of an indictment or information that charges the institution or an owner, person in control, or institutional manager, with a felony involving fraud, dishonesty, embezzlement, or the acquisition, use, or expenditure of federal or state funds, or within 30 days of the date the institution becomes aware of the filing, whichever is later. The report shall include the name of the individual, the arresting agency, charging documents, relevant orders, the date of the action, and a summary of the facts and circumstances underlying the allegation.

(e) (1) An institution shall report to the bureau within 60 days of service of any civil action or arbitration brought by a current or former student,

employee, or public official that alleges the institution's failure to provide educational services, a violation of Title IX of the federal Education Amendments of 1972 (20 U.S.C. 1681 et seq.) or a similar state law, a violation of this chapter, or a violation of any law concerning consumer protection, unfair business practices, or fraud.

(2) (A) The institution shall provide to the bureau, within 30 days of the institution's first knowledge that the civil matter has been adjudicated or settled, a copy of the complaint filed by the plaintiff and a copy of the judgment, settlement agreement, or other document resolving the action or arbitration in which the institution is adjudicated liable for damages or civil penalties in excess of twenty-five thousand dollars ($25,000) or settles a claim for damages or civil penalties in excess of twenty-five thousand dollars ($25,000).

(B) The institution shall provide to the bureau, within 30 days of the institution's first knowledge that the civil matter has been adjudicated or settled, a copy of the complaint filed by the plaintiff and a copy of the judgment, settlement agreement, or other document resolving the action or arbitration in which the institution is adjudicated liable for restitution in excess of ten thousand dollars ($10,000) or settles a claim for restitution in excess of ten thousand dollars ($10,000).

(3) The institution shall provide to the bureau a copy of the judgment, settlement agreement, or other document resolving the action or arbitration within 30 days after it is signed by the institution.

(4) Notwithstanding any other law, copies of judgments, settlement agreements, or other documents resolving an action or arbitration that are provided to the bureau under this section shall not be subject to disclosure under the California Public Records Act (Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code).

(f) For purposes of this section, "investigation" means an inquiry into possible violations of any applicable laws or accreditation standards.

(g) For purposes of this section, "oversight entity" means all of the following:

(1) A governmental agency.

(2) An accrediting agency.

(3) A professional licensing entity that exercises any programmatic or institutional approval over the institution.

(4) A certification authority created under state or federal law.

(h) Failure to comply with this section is considered a material violation, and an institution may be subject to citation, probation, suspension, or revocation of its approval to operate.

SEC. 29. Section 94941 of the Education Code is amended to read:

94941. (a) An individual who has cause to believe that an institution has violated this chapter, or regulations adopted pursuant to this chapter, may file a complaint with the bureau against the institution. The complaint shall set forth the alleged violation, and shall contain any other information as may be required by the bureau.

(b) To ensure that the bureau's resources are maximized for the protection of the public, the bureau, in consultation with the advisory committee, shall establish priorities for its inspections and other investigative and enforcement resources to ensure that institutions representing the greatest threat of harm to the greatest number of students are identified and disciplined by the bureau or referred to the Attorney General.

(c) In developing its priorities for inspection, investigation, and enforcement regarding institutions, the bureau shall consider as posing heightened risks the characteristics of the following institutions:

(1) An institution that receives significant public resources, including an institution that receives more than 70 percent of its revenues from federal financial aid, state financial aid, financial aid for veterans, and other public student aid funds.

(2) An institution with a large number of students defaulting on their federal loans, including an institution with a three-year cohort default rate above 15.5 percent.

(3) An institution with reported placement rates, completion rates, or licensure rates in an educational program that are far higher or lower than comparable educational institutions or programs.

(4) An institution that experiences a dramatic increase in enrollment, recently expanded educational programs or campuses, or recently consolidated campuses.

(5) An institution that offers only nonremedial educational program courses in English, but enrolls students with limited or no English language proficiency.

(6) An institution that has experienced a recent change of ownership or control, or a change in the business organization of the institution.

(7) An institution with audited financial statements that do not satisfy the bureau's requirements for financial stability.

(8) An institution that has recently been the subject of an investigation, judgment, or regulatory action by, or a settlement with, a governmental agency.

(9) An institution that experiences institutional or programmatic accreditation restriction by an accreditor, government restriction of, or injunction against, its approval to operate, or placement on cash-reimbursement or heightened monitoring status by the United States Department of Education.

(d) The bureau shall, in consultation with the advisory committee, adopt regulations to establish categories of complaints or cases that are to be handled on a priority basis. The priority complaints or cases shall include, but not be limited to, those alleging unlawful, unfair, or fraudulent business acts or practices, including unfair, deceptive, untrue, or misleading statements, including all statements made or required to be made pursuant to the requirements of this chapter, related to any of the following:

(1) Degrees, educational programs, or internships offered, the appropriateness of available equipment for a program, or the qualifications or experience of instructors.

(2) Job placement, graduation, time to complete an educational program, or educational program or graduation requirements.

(3) Loan eligibility, terms, whether the loan is federal or private, or default or forbearance rates.

(4) Passage rates on licensing or certification examinations or whether an institution's degrees or educational programs provide students with the necessary qualifications to take these exams and qualify for professional licenses or certifications.

(5) Cost of an educational program, including fees and other nontuition charges.

(6) Affiliation with or endorsement by any government agency, or by any organization or agency related to the Armed Forces, including, but not limited to, groups representing veterans.

(7) Terms of withdrawal and refunds from an institution.

(8) Payment of bonuses, commissions, or other incentives offered by an institution to its employees or contractors.

SEC. 30. Section 94944 of the Education Code is amended to read:

94944. Notwithstanding any other law, the bureau shall cite any person, and that person shall be subject to a fine not to exceed one hundred thousand dollars ($100,000), for operating an institution or offering or providing to the public educational programs without proper approval to operate issued by the bureau pursuant to this chapter. An out-of-state private postsecondary educational institution shall also be subject to the fine under this section for failing to register with the bureau pursuant to Section 94801.5 when registration is required. The maximum fine for unlicensed activity is separate and not inclusive of fines for other violations or refunds ordered.

SEC. 31. Section 94944.5 of the Education Code is amended to read:

94944.5. Each institution subject to this chapter shall be deemed to have authorized its accrediting agency, or any accrediting agency from which it is pursuing accreditation, to provide the bureau, the Attorney General, any district attorney, city attorney, or the Student Aid Commission, within 30 days of written notice, copies of all documents and other material concerning the institution that are maintained by the accrediting agency.

SEC. 32. Section 94944.6 of the Education Code is amended to read:

94944.6. Within 30 days of receiving a written notice from the bureau, the Attorney General, district attorney, city attorney, or the Student Aid Commission pursuant to Section 94944.5, an accrediting agency shall provide the requesting entity with all documents or other material concerning an institution accredited by or in pursuit of accreditation by that agency that are designated specifically or by category in the written notice.

SEC. 33. Section 94948 of the Education Code is amended to read:

94948. In addition to any other reporting requirements under this chapter, the director shall provide written updates to the Legislature annually and shall participate in all oversight hearings conducted by the appropriate policy committees and budget subcommittees of the Senate and Assembly. The updates shall describe the bureau's progress in protecting consumers and enforcing the provisions of this chapter and shall include, but not be limited

to, all of the following information received pursuant to Section 325 of the Business and Professions Code:

(a) The total number of student complaints received.

(b) The general nature of these complaints.

(c) The outcome of these student complaints.

SEC. 34. Section 94950 of the Education Code is amended to read:

94950. This chapter shall remain in effect only until January 1, 2031, and as of that date is repealed.

SEC. 35. The Legislature finds and declares that Section 28 of this act, which amends Section 94934.5 of the Education Code, imposes a limitation on the public's right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. Pursuant to that constitutional provision, the Legislature makes the following findings to demonstrate the interest protected by this limitation and the need for protecting that interest:

Copies of judgments, settlement agreements, or other documents resolving an action or arbitration that are provided to the Bureau for Private Postsecondary Education pursuant to subdivision (e) of Section 94934.5 of the Education Code often contain confidential terms, student or other personal information, and details of other agencies' enforcement actions. Public disclosure of those records would impair the bureau's ability to obtain complete and timely documents and would risk unwarranted disclosure of private information. Therefore, it is necessary to exempt those records from disclosure under the California Public Records Act.

SEC. 36. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Overview

- Signed by Governor Newsom on September 14, 2026
- Takes effect on January 1, 2027
- Extends the operations of the Bureau and the California Private Postsecondary Education Act of 2009 (the Act) for four years until January 1, 2031.
- Makes several policy changes in response to issues raised during the Bureau's sunset review.
- Makes several technical changes to other parts of the Act.

AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Application and Annual Fee Changes (California Education Code (CEC) Sections 94930.5 and 94874.9)		
Description	**Previous Fee Amount**	**New Fee Amount (as of 1/1/2027)**
Approval to Operate (Non-Accredited)	$5,000	$12,000
Approval to Operate by Means of Accreditation	$750	$1,000
Registration and Reregistration of Out of State Institutions	$1,500	$10,000
Renewal of Approval to Operate (Non-Accredited) – Main Campus	$3,500	$6,500
Renewal of Approval to Operate by Means of Accreditation	$500	$1,000
Substantive Changes	$500	Variable
Substantive Changes with Programmatic Review	N/A	$2,000
Substantive Changes without Programmatic Review	N/A	$1,000
Substantive Changes for Institutions Approved by Means of Accreditation	$250	$500
Annual Fee Percentages	0.55%	0.75%
Annual Fee Minimum/Maximum	$2,500 (minimum) $60,000 (maximum)	$4,000 (minimum) $75,000 (maximum)
State Authorization Contract	$1,076	$2,500

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Exemptions (CEC Sections 94874 and 94874.7)		
Exemption Provision	**Statutory Section**	**Description of Change**
Bona Fide Trade Organizations	CEC § 94874 (b)	An institution only offering **nondegree** educational programs to members of a bona fide trade, business, professional, or fraternal organization may claim the exemption under CEC § 94874(b).
Religious Organizations	CEC § 94874 (e)	Merely **adding religious perspectives or verbiage to the titles or descriptions of otherwise secular programming or career preparation does not limit instruction to the principles of that religious organization.**
Low-Cost Programs	CEC § 94874 (f)	Clarifies that the exemption applies to low-cost programs that are either provided **or offered** to the public.
CDL Training Providers	CEC § 94874 (f)(2) and (3)	**CDL training providers are not eligible to claim the low-cost exemption under (f)** and must apply for approval to operate from the Bureau by March 31, 2027 if they are currently exempt in order to continue operating without an approval until 2028.
Flight School Exemptions	CEC § 94874 (j)	Only flight schools providing instruction pursuant to **Part 141 (commencing with Section 141.1) of Title 14 of the Code of Federal Regulations** may claim the exemption under CEC § 94874 (j).
Verification Provisions	CEC § 94874.7 (b)(1)-(3)	**Specifies conditions under which the Bureau shall not verify an exemption**, including outstanding citations or discipline, no approval by relevant state licensure bodies, or use of the term “university” outside of the requirements of the California Code of Regulations.
Clarifications Regarding Verification of Exemption	CEC § 94874 (a), (c), and (d)	**Clarifies the verification of exemption process**, including responses the Bureau issues to a verification of exemption, that Bureau determinations on exemptions are not adverse administrative actions, and that verification is not required to operate as an exempt institution.

AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Provisional Approvals (CEC Sections 94885.5 and 94885.7)		
Related Statutory Provision	**Statutory Section**	**Description of Change**
Student Visa Enrollment	CEC § 94885.5 (a)(1)(B)	Enrollment of students on **student visas cannot exceed 25 percent of total enrollment in any provisionally approved degree program.**
Visiting Committees for Provisionally Approved Degree Granting Programs	CEC § 94885.5 (a)(2)	The Bureau **may** empanel a visiting committee within **four** years of issuance of a provisional approval to operate degree programs, and the Bureau may review the institution's accreditation plan and any related documents or materials.
Termination of Unsuccessful Provisionally Approved Degree Programs	CEC §§ 94885.5 (c)(1) and 94885.7	Changes the root word from "suspend" to **"terminate"** when a provisionally approved degree program is unsuccessful in achieving accreditation.
"Cool-Down" Period	CEC § 94885.5 (g)	Prohibits institutions whose provisionally approved degree programs are terminated by the Bureau or surrendered by the institution **from applying for provisional approval for two years.**

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF

AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Student Records and STRF (CEC Sections 94887, 94900.7, 94923, 94925, and 94927.5)		
Related Statutory Provision	**Statutory Section**	**Description of Change**
Denial of Applications	CEC § 94887 (b)(1) and (2)	**The Bureau may deny an application** for approval to operate from an institution owned by, has persons in control of, or employs institutional managers if they previously owned, controlled, or managed **an institution that closed without complying with legal requirements, or failed to preserve records or make them available**.
Recordkeeping Practices of Accredited Institutions	CEC § 94900.7 (repealed)	An accredited institution must comply with the **recordkeeping requirements established in the Act.**
STRF Program Clarifications	CEC § 94923	Clarifies that the STRF addresses economic loss **directly connected** with a student's enrollment; adds specificity regarding **eligibility resulting from other types of relief or findings;** establishes appeal **rights for institutions when the Bureau seeks repayment** to the STRF; and allows **other types of evidence or attestations** to be considered.
Fund Amount	CEC § 94925 (a)	Modifies the Fund amount from a cap of $25 million to a **range of $15-$25 million that the Bureau shall strive to maintain.**
Student Record Collection	CEC § 94927.5 (a) and (a)(1)	Grants the Bureau **expanded regulatory authority to collect records** from institutions in **electronic** format.

AB 2771 (Berman). California Private Postsecondary Education Act of 2009

Additional Online Resources

- Bureau for Private Postsecondary Education 2026 Sunset Report
- California Legislative Information Website – AB 2771

Regulation Tracker

Title	Status Summary	ACM	DCA	Agency	Public Comment	OAL	Final
		(text only)	(full package)				
Section 100 - Adding Business and Professions Code (BPC) Section 480.2 Provisions	Approved by OAL	5/6/2026	6/8/2026	N/A	N/A	8/17/2026-9/29/2026	9/29/2026
Use of the Term "University"	Submitted to OAL	2/4/2026	3/12/2026	6/9/2026	8/14/2026-9/28/2026	10/9/2026	
Catalog Requirements	15-day Public Comment Period	5/28/2025; 11/5/2025	11/21/2025; 3/13/2026	6/9/2026	8/14/2026-9/28/2026; 11/6/2026-11/21/2026		
Approval by Means of Accreditation (ABMA) Applications	Submitted to DCA	8/27/2025; 11/5/2025; 5/6/2026	7/21/2026				
Financial Statements and Annual Reports	Submitted to DCA	11/8/2023; 2/4/2026; 8/19/2026	1/4/2024, 3/5/2024, 3/20/2024; 9/21/2026				
Renewal Application Updates	Advisory Committee Discussion	11/12/2026					
Section 100 - Application Fee Increases	Advisory Committee Discussion	11/12/2026					
Section 100 - Addition of a Separate Branch	Advisory Committee Discussion	11/12/2026					
Minimum Operating Standards: Student Records	Under Development	11/13/2024					

BPPE Bureau for Private Postsecondary Education

OSAR OFFICE OF STUDENT ASSISTANCE AND RELIEF









AGENDA ITEM 6b
Section 100 – Application Fee Increases (California Education Code (CEC) section 94930.5; Title 5 California Code of Regulations (5 CCR) sections 71100, 71396, 71398, 71600, 71650, 71652, and 71653)

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 5. BUREAU FOR PRIVATE POSTSECONDARY EDUCATION

PROPOSED REGULATORY LANGUAGE
Application Fee Increases

Legend:	Added text is indicated with an underline. Omitted text is indicated by (* * * *) Deleted text is indicated by ~~strikeout~~.

Chapter 2. Applications

Article 1. Application for Approval to Operate and Offer Educational Programs for Non-Accredited Institutions

Amend section 71100 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71100. Application Form.

(a) An applicant seeking approval to operate pursuant to Section 94886 of the Code, other than Approval to Operate by Accreditation pursuant to Section 94890(a)(1) of the Code, shall complete the "Application for Approval to Operate for an Institution Not Accredited," Form Application 94886 (rev. Jan. 2027~~8/24~~), which is hereby incorporated by reference. An applicant seeking approval to operate by accreditation pursuant to Section 94890(a)(1) of the Code shall comply with section 71390.

(* * * *)

Note: Authority cited: Sections 94803, 94877 and 94888, Education Code. Reference: Sections 94886, 94887, 94888, 94890 and 94930.5, Education Code.

Article 3.5. Registration or RE-Registration of Out-of-State Institutions

Amend section 71396 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71396. Application Form; Immediate STRF Compliance.

(a) An applicant seeking to operate an out-of-state private postsecondary institution, as defined in Section 94850.5 of the Code, that is required to register with the Bureau pursuant to Section 94801.5 of the Code, shall complete the Bureau's Application for Registration or Re-Registration of Out-of-State Institutions [Form Application 94801.5 (rev. Jan. 2027~~8/24~~)], which is hereby incorporated by reference. An applicant shall

submit to the Bureau the completed form, the information and documentation required by Section 94801.5 of the Code, and the registration fee as provided in Section 94930.5 of the Code.

(* * * *)

Note: Authority cited: Sections 94801.5 and 94877, Education Code. References: Sections 94801.5, 94850.5, 94909(a)(14), 94911(b), 94923, 94924 and 94930.5, Education Code.

Amend section 71398 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71398. Re-Registration.

(a) Unless re-registered, a registration shall expire at 12:00a.m. on the day immediately following the last day of the out-of-state private postsecondary institution's registration as granted pursuant to section 94801.5 of the Code and this Article.

(b) An out-of-state institution seeking to renew its registration pursuant to section 94801.5 of the Code shall complete and submit to the Bureau a new “Application for Registration or Re-Registration of Out-of-State Institution” [Form Application 94801.5 (rev. Jan. 2027~~8/22~~)], which is hereby incorporated by reference. An applicant shall submit to the Bureau the completed form, the information and documentation required by Section 94801.5 of the Code, and the registration fee as provided in Section 94930.5 of the Code.

(* * * *)

Note: Authority cited: Sections 94801.5 and 94877, Education Code. Reference: Sections 94801.5, 94850.5 and 94930.5, Education Code.

Article 7. Applications for a Substantive Change to an Approval to Operate

Amend section 71600 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71600. Application for Significant Change in Method of Instructional Delivery or Change in Distance Education Learning Management System.

(a) An institution seeking to make a significant change in its method of instructional delivery or a change of its distance education learning management system shall complete the “Significant Change in Method of Instructional Delivery or Change in Distance Education Learning Management System” form (INS rev. Jan. 2027~~8/23~~,

hereby incorporated by reference) to obtain prior authorization. For the purposes of this section a “significant change in instructional delivery” is any change that alters the way students interact with faculty or access significant equipment, and a “change of its distance education learning management system” is a change in the distance education learning management system other than an upgrade of the existing software of the system, or a system that is renamed but otherwise unchanged from the previous system other than an upgrade. The form shall be submitted to the Bureau along with the appropriate fee as provided in Section 94930.5(c) of the Code.

(* * * *)

Note: Authority cited: Sections 94803 and 94895, Education Code. Reference: Sections 94893, 94894, 94895, 94896 and 94930.5, Education Code.

Amend section 71650 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71650. Application for a Change in Educational Objectives or Clock or Credit Hours Required to Complete a Program (An Increase or Decrease by 25% or More).

(a) An institution seeking to change its educational objectives, or increase or decrease by 25 percent or more the number of clock hours or credit hours required for successful completion of a program under section 94894(i) of the Code, shall complete the “Application for Change in Educational Objectives or Clock or Credit Hours Required to Complete a Program (An Increase or Decrease by 25% or More)” form (OBJ rev. Jan. 2027~~8/24~~), which is hereby incorporated by reference, to obtain prior authorization from the Bureau in accordance with 94894 of the Code. The form shall be submitted to the Bureau along with the appropriate fee as provided in Section 94930.5(c) of the Code.

(* * * *)

Note: Authority cited: Sections 94803, 94877, 94885, 94885.5 and 94895, Education Code. Reference: Sections 94823.5, 94885, 94885.5, 94893, 94894, 94895, 94896 and 94930.5, Education Code.

Amend section 71652 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71652. Application for a Change to Begin Participation in Federal Student Financial Aid Programs Authorized by Title IV of the Federal Higher Education Act of 1965, as Amended (20 U.S.C. Sec. 1070 et seq.).

(a) An institution seeking to begin participation in federal Student Financial Aid Programs authorized by Title IV of the federal Higher Education Act of 1965, as amended (20 U.S.C. Sec. 1070 et seq.) shall complete the “Application for Authorization for Institution to Begin Participation in Student Financial Aid Programs (Title IV of the Higher Education Act of 1965)” form (AID rev. Jan. 2027~~New. 8/24~~) which is hereby incorporated by reference, to obtain prior authorization from the Bureau in accordance with Section 94894 of the Code. The form shall be submitted to the Bureau along with the appropriate fee for authorization of a substantive change as provided in Section 94930.5(c) of the Code.

(* * * *)

Note: Authority cited: Sections 94877 and 94895, Education Code. Reference: Sections 94893, 94894(j), 94895, 94896 and 94930.5, Education Code.

Amend section 71653 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71653. Application for Authorization for a Change in Academic Measurement of an Educational Program from Clock Hours to Credit Hours.

(a) An institution seeking to change the academic measurement of an educational program from clock hours to credit hours shall complete the “Application for Authorization to Change from Clock Hours to Credit Hours” form (CREDIT rev. Jan. 2027~~New. 8/24~~) which is hereby incorporated by reference, to obtain prior authorization from the Bureau in accordance with 94894 of the Code. The form shall be submitted to the Bureau along with the appropriate fee for authorization of a substantive change as provided in Section 94930.5(c) of the Code.

(* * * *)

Note: Authority cited: Sections 94877 and 94895, Education Code. Reference: Sections 94893, 94894(k), 94895, 94896 and 94930.5, Education Code.

Bureau for Private Postsecondary Education
P.O. Box 980818
West Sacramento, CA 95798-0818

OFFICE USE ONLY
Date Stamp

SAIL application #_____

Application fee_____Date_____

School Code_____

Revenue Code **1257009M**_____

Application for Approval to Operate for an Institution Not Accredited

(California Education Code §§ 94885, 94887; Title 5, California Code of Regulations §§ 71110-71340)

(~~$5,000.00~~$12,000.00 Non Refundable Application Fee)

1. INSTITUTION (5 C.C.R. Section 71110)

Name of Institution:

Physical Address of the Primary Administrative Location in California:

City | State | Zip

Institution's Mailing Address:

City | State | Zip

Phone Number: | Fax Number:

Website Address:

Physical Address of Main Campus:

City | State | Zip

Phone Number: | Fax Number:

Physical Address of Branch/Satellite If not applicable so state:

City | State | Zip

Phone Number: | Fax Number:

Contact Person for this Application

Name | Email Address

Address

City | State | Zip

Telephone Number | Fax Number

2. FORM OF BUSINESS ORGANIZATION (5 C.C.R. Section 71120)

☐ Individually owned; sole proprietorship

☐ General Partnership ☐ Limited Partnership

☐ For Profit Corporation ☐ Non-Profit Corporation ☐ Limited Liability Corporation

State where incorporated Date of Incorporation

(Attach copies of the articles of incorporation and bylaws.)

3.1 OWNER(S) (5 C.C.R. Section 71110, 71130)

List all people who own or control 25% or more of the stock or interest in the Institution or any other person who exercises substantial control over the institution's management or policies, or any other financial involvement in the institution. Attach separate sheets if necessary.

☐ Please check here if addition sheet(s) is (are) attached.

Name Title:

Physical Address (Home Address) Federal Employer Identification Number for Partnerships; Social Security Number for sole owners*:

City State Zip

Telephone Number Email Address

Percentage of Ownership: Nature of Interest:

Name Title

Physical Address (Home Address) Federal Employer Identification Number for Partnerships; Social Security Number for sole owners*:

City State Zip

Telephone Number Email Address

Percentage of Ownership: Nature of Interest:

*Disclosure of your federal employer identification number (EIN) or social security number (SSN) is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42USCA 405 (c)(2)(C) authorize collection of your EIN/SSN. Your EIN/SSN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with Section 17520 of the Family Code, or for verification of licensure or examination status by a licensing or examination entity that utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your EIN/SSN, you will be reported to the Franchise Tax Board, which may assess a $100 penalty against you.

3.2 Attach a Statement from anyone listed in 3.1 who:

a) Was found in any judicial or administrative proceeding to have violated the Act or the law of any other state related to untrue or misleading advertising, the solicitation of prospective students for enrollment in an educational service, or the operation of a postsecondary school.

b) Was denied any type of license on grounds set forth in Section 480.2 of the Business and Professions Code.

c) Was adjudicated as responsible for the closure of an institution in which there were unpaid liabilities to the state or federal government or any uncompensated pecuniary losses suffered by students

d) Has stipulated to a judgment or administrative order or entered a consent decree involving any matters described in this section.

e) Was convicted of any misdemeanor or felony as provided in Section 480.2(a)(1) of the Business and Professions Code.

☐ Please check here if there is an (are) attachment(s)

3.3 Explanation of Pending Actions

Provide an attachment(s) explaining any legal action pending against the institution or ownership or any of the institution's owners, officers, corporate directors administrators or instructors by any federal, state, or local law enforcement agency involving alleged acts of fraud, dishonesty, financial mismanagement, unpaid liabilities to any governmental agency or claims for pecuniary loss suffered by any student.

☐ Please check here if there is an (are) attachment(s)

4. AGENT FOR SERVICE OF PROCESS WITHIN CALIFORNIA (5 C.C.R. Section 71135)

Name

Physical Address
(not the address of the school)

City State Zip

Email Address

Telephone Number Fax Number

I confirm my contact information listed above and acknowledge that I am the designated agent for service of process.

Signature Date

5. ORGANIZATION AND MANAGEMENT (5 C.C.R. Section 71140)

Include an organization chart that shows the governance and administrative structure of the institution and the relationship between faculty and administrative positions.

Document is attached: _____ Yes _____ No

Provide a description of the job duties and responsibilities of each administrative and faculty position.

Document(s) is (are) attached: _____ Yes _____ No

Identify the chief executive officer, chief operating officer, and chief academic officer and describe their education, experience, and qualifications to perform their duties and responsibilities.

Document(s) is (are) attached: _____ Yes _____ No

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6. GOVERNING BOARD (5 C.C.R. Section 71150)

If the institution has a governing board, include the name, e-mail address, work address and telephone number of each member of the governing board.

Document is attached: _____ Yes _____ No (If No, explain why)

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7. MISSION AND OBJECTIVES (5 C.C.R. Section 71170)

Describe in detail the institution's mission and objectives

Document is attached: _____ Yes _____No

8. INSTITUTION REPRESENTATIVE (5 C.C.R. Section 71160)

Name Email Address

Address

City State Zip

Telephone Number Fax Number

9. EXEMPLARS OF STUDENT AGREEMENTS (5 C.C.R. Section 71180)

Include exemplars of all student enrollment agreements and instruments of indebtedness.

Document is attached: _____ Yes _____ No

10. FINANCIAL AID POLICIES, PRACTICES, AND DISCLOSURES (5 C.C.R. Section 71190)

If the institution receives financial aid because its students qualify for it under any state or federal financial aid program, include a statement of the policies, practices, and disclosures regarding financial aid.

Document is attached: _____ Yes _____ No

11. ADVERTISING AND OTHER PUBLIC STATEMENTS (5 C.C.R. Section 71200)

Include copies of advertising and other statements disseminated to the public in any manner by the institution or its representatives that concern, describe, or represent the institution and each educational program offered by the institution.

Document is attached: _____ Yes _____ No (If No, explain why)

If advertising is broadcasted by television or radio, include a copy of the script.

Document is attached: _____ Yes _____ No (If No, explain why)

12. INSTRUCTION AND DEGREES OFFERED (5 C.C.R. Section 71210)

Identify and describe the educational program(s) the institution offers or proposes to offer.

If the educational program is a degree program, identify the full title including the name of a specific major field of learning involved, which the institution will place on each degree awarded.

List the following for each educational program offered:
1. The admissions requirements, including minimum levels of prior education, preparation, or training;
2. If applicable, information regarding the ability-to-benefit examination as required by section 94904 of the Code.
3. The types and amount of general education required.
4. The title of the educational programs and other components of instruction offered.
5. The method of instruction.
6. The graduation requirements.
7. If the educational program is designed to fit or prepare students for employment in any occupation, identify each occupation and job title to which each educational program is represented to lead.

Document is attached: _____ Yes _____ No

13. DESCRIPTION OF EDUCATIONAL PROGRAM (5 C.C.R. Section 71220)

Each educational program meets the requirements of 5 C.C.R. section 71710? Yes _____ No_____

Describe for each educational program:
1. The equipment to be used during the educational program
2. The number and qualifications of the faculty needed to teach the educational program.
3. A projection and the bases for the projection of the number of students that the institution plans to enroll in the educational program during each of the three years following the date the application is submitted.
4. The learning, skills, and other competencies to be acquired by students who complete the education program
5. If licensure is a goal of an education program, a copy of the approval from the appropriate licensing agency. A copy of the intent to approve conditioned solely upon institutional approval from the Bureau will also meet this requirement.

Please Note: Upon request, the institution shall provide to the Bureau copies of the required curriculum or syllabi (5 C.C.R. section 71220, 71710)

Document is attached: _____ Yes _____ No

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14. INSTRUCTION IN LANGUAGES OTHER THAN ENGLISH (5 C.C.R. Section 71230)

For an educational program, or a portion of it, in a language other than English, describe of all the following for each educational program or portion:
The language in which each educational program will be offered.
A statement that the institution has contracted with sufficient duly qualified faculty who will teach each language group of students.
The language of the textbooks and other written materials to be used by each language group of students.

Document is attached: _____ Yes _____ No (if no, indicate reason)

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15. FINANCIAL RESOURCES AND STATEMENTS (5 C.C.R. Section 71240)

This institution has and can maintain the financial resources required pursuant to 5 C.C.R. section 71745.

Please check one: _____ Yes _____ No

Submit current, reviewed financial statements that are in compliance with 5 C.C.R. section 74115 along with this application for approval to operate.

Documents are attached: _____ Yes _____ No

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16. FACULTY (5 C.C.R. Section 71250)

The institution has contracted with sufficient duly qualified faculty members who meet the qualification of 5 C.C.R. section 71720.

Please check one: _____ Yes _____ No

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17. FACILITIES AND EQUIPMENT (5 C.C.R. Section 71260)

For each program offered, describe the facilities and the equipment, which is available for use by students at the main, branch, and satellite locations of the institution.

Document is attached: _____ Yes _____ No

For facilities that are leased or rented, include the name and address of the lessor or landlord, together with a copy of any use, lease, or rental agreements for the facilities.

Document is attached: _____ Yes _____ No (if no, indicate reason)

Include building diagrams or campus maps. The diagrams or maps shall identify the location of classrooms, laboratories, workshops, and libraries.

Document is attached: _____ Yes _____ No

Include specifications of significant equipment that demonstrate that the equipment meets the standards prescribed by the Code and is sufficient to enable students to achieve the educational objectives of each educational program.
For each item of significant equipment, indicate whether the equipment is owned, leased, rented, or licensed for short or long term, or owned by another and loaned to be used without charge.

Document is attached: _____ Yes _____ No

List all permits, certifications, or other evidence of inspections or authorizations to operate required by the jurisdictions within which the institution operates that the institution has obtained, and/or an explanation as to why those permits, certification, or inspections have not yet been obtained.

Document is attached: _____ Yes _____ No (if no, indicate reason)

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18. LIBRARIES AND OTHER LEARNING RESOURCES (5 C.C.R. Section 71270)

Describe library holdings, services, and other learning resources, including policies and procedures for supplying them to students who do not receive classroom instruction.
Include an explanation of how the library and other learning resources are sufficient to support the instructional needs of students.
If no facilities exist at the institution, how and when students may obtain access to a library and other learning resources as required by the curriculum.

Document is attached: _____ Yes _____ No (if no, indicate reason)

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19. JOB PLACEMENT ASSISTANCE (5 C.C.R. Section 71280)

If an institution represents to the public, in any manner, that it offers job placements assistance, include a description of the job placement assistance that it provides.

Document is attached: _____ Yes _____ No (if no, indicate reason)

20. COPY OF CATALOG (5 C.C.R. Section 71290)

Include a copy of the institution's catalog, including addenda reflecting newly approved educational programs, in published or proposed-to-be-published form.

Document is attached: _____ Yes _____ No

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21. GRADUATION OR COMPLETION DOCUMENTS (5 C.C.R. Section 71300)

Submit a copy of the document that is awarded to a graduating student upon successful completion of each educational program.

Document is attached: _____ Yes _____ No

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22. RECORDKEEPING; CUSTODIAN OF RECORDS (5 C.C.R. Section 71310)

Describe how records required by Article 9 of the Act are or will be organized and maintained, the types of documents contained in student files, how the records are stored, and whether academic and financial records are maintained in separate files.
Include a statement of the institution's procedures for security and safekeeping of records.

Document is attached: _____ Yes _____ No

Custodian Of Records

Name Email Address

Physical Address

City State Zip

Telephone Number

Location of Records

Provide the physical address(es) and telephone number(s) of the location of the buildings where records are or will be stored.

23. SELF- -MONITORING PROCEDURES

Describe the procedures used by the institution to assure that the institution is operated and maintained in compliance with the Act and this Division.

Document is attached: _____Yes _____No

24. ADDITIONAL INFORMATION (5 C.C.R. Section 71340)

Include any material facts, which have not otherwise been disclosed in the application than might reasonably affect the Bureau's decisions to grant an approval to operate.

Document is attached: _____ Yes _____ No

The institution may also include any other facts that the institution would like the Bureau to consider in deciding whether to grant and approval to operate.

Document is attached: _____ Yes _____ No

DECLARATION UNDER PENALTY OF PERJURY WITH (5 C.C.R. Section 71380)

This application shall be signed with original or digital signature by the following:

-- Each owner of the institution, or each partner in a partnership, or
-- If the institution is incorporated, by the chief executive officer or president of the corporation and each owner of 25 percent or more of the stock, or interest in the institution, or
-- If the institution is a nonprofit corporation or a public institution, by the chief executive officer or president.

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Member, Board of Directors_____ General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Member, Board of Directors_____ General Partner_____

Attach Additional Sheet(s) if Necessary

BUSINESS~~,~~ AND CONSUMER SERVICES ~~AND HOUSING~~ AGENCY • New Governor~~GAVIN NEWSOM~~, GOVERNOR
DEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
P.O. Box 980818 West Sacramento, CA 95798-0181
P (916) 574-8900 | Toll-Free (888) 370-7589 | www.bppe.ca.gov

Application for Registration or Re-Registration of Out of State Institutions

(California Education Code §§ 94801.5, 94850.5, 94930.5; Title 5, California Code of Regulations §§ 71396, 71398, 74000, 76130, 76215)
(~~$1,500.00~~$10,000.00 fee to register and re-register)

Effective July 1, 2017, an out-of-state private postsecondary educational institution must register with the Bureau or is not authorized to enroll California students. (Ed. Code § 94801.5.) "Out-of-state private postsecondary educational institution" means a private entity without a physical presence in California that offers postsecondary distance education to California students for a fee, regardless of whether the entity has any affiliates located in California. (Ed. Code § 94850.5.) Non-public higher education institutions that are degree granting, non-profit, and accredited are exempt and need not register. (Ed. Code § 94801.5(c).) Each registration and re-registration application carries a nonrefundable fee of ~~$1,500.00~~$10,000.00. An approved registration is valid for five years. (Ed. Code §§ 94930.5(e)(1), 94801.5(e).)

To be eligible to register (or for re-registration after expiration of a prior registration), the $1,500 fee and any applicable documentation identified below must be included with the information required in this application.

Check one of the following:
□ This is an initial application for registration. (The Bureau has not previously granted a registration).
or
□ This is an application for re-registration. (The Bureau previously granted a registration; Number _____).

If this is an application for re-registration, check the following statements if accurate:
□ The institution certifies that it has remitted Student Tuition Recovery Fund assessments collected from its California students to the Bureau.
□ The institution certifies that it has provided Student Tuition Recovery Fund disclosures to its California students in its catalog and/or enrollment agreement.

OFFICE USE ONLY

Date Stamp SAIL Application # _____ Institution Code _____

Application Fee Received _____ Date _____ Revenue Code **125700-2E**

SECTION 1 – OUT-OF-STATE INSTITUTION				
Legal Name of Institution:				
Business Form (please check only one):				
☐ Sole Proprietorship	☐ Partnership	☐ Limited Liability Company (LLC)	☐ Corporation (For-Profit)	☐ Corporation (Non-Profit)
DBA or Trade Name of Institution (If different than legal name):				
Institution's Main Administrative Address:				
City:	State:	Zip:		
Phone Number:	Fax Number:			
Website Address:				

SECTION 2 – INSTITUTION'S CONTACT PERSON FOR THIS APPLICATION		
Name:	Email address:	
Address:		
City:	State:	Zip:
Telephone Number:	Fax Number:	

SECTION 3 – INSTITUTION'S CALIFORNIA AGENT FOR SERVICE OF PROCESS The institution is required to designate and maintain an agent for service of process who is physically within this state, and provide the name, address, and telephone number of the agent to the Bureau.		
Name:		
Address:		
City:	State:	Zip:
Telephone Number:	Email Address (optional):	

SECTION 4 – AFFILIATED INSTITUTION(S) IN CALIFORNIA (if any)				
Identify any affiliated institutions or affiliated institutional locations the out-of-state institution has in California. Attach additional pages if necessary. An affiliate means your school or program has a formal collaborative agreement with another school or program where your school or program agrees to utilize the policies, curriculum, facilities, employees or equipment of the other school or program, or it is an entity that is related to the out-of-state institution by financial interests or other means of control, including the same ownership or management (by the same individual(s) or business entity).				
Legal Name of Affiliate Institution:				
Institution/School Code with the Bureau:				
Business Form (please check only one):				
☐ Sole Proprietorship	☐ Partnership	☐ Limited Liability Company (LLC)	☐ Corporation (For-Profit)	☐ Corporation (Non-Profit)

DBA or Trade Name of Affiliate Institution or Affiliate Locations (if different than legal name):		
Affiliate Institution's California Address(es):		
City:	State:	Zip
Phone Number:	Fax Number:	

Complete sections 5 through 9 as applicable.

SECTION 5 – ACCREDITATION

Attached is verification of accreditation granted by the institution's accrediting agency that is recognized by the United States Department of Education.

Document is attached: _____ (initial)

SECTION 6 – STATE AUTHORIZATION

Attached is verification that the institution is approved to operate in the state of its main administrative location.

Document is attached: _____ (initial)

SECTION 7 – FINANCIAL RESPONSIBILITY

(a) If applicable, for institutions participating in federal student financial aid programs under Title IV of the Higher Education Act (20 U.S.C. 1070 et seq.) ("participating institutions"), attach the institution's Financial Responsibility Composite Scores as described and calculated in Title 34, Code of Federal Regulations (C.F.R.) sections 668.171 and 668.172 for the past five years, as determined by the U.S. Department of Education.

Documents are attached: _____ (initial)

(b) If applicable, for participating institutions, was the institution placed on Heightened Cash Monitoring as described in 34 C.F.R. section 668.162?

□ Yes (statement attached) □ No _____ (initial)

If "yes", provide the dates that the institution was placed on Heightened Cash Monitoring and specify if it was Level 1 or Level 2 in a statement attached to this application.

SECTION 8 – CATALOG AND ENROLLMENT AGREEMENT (STRF Student Disclosures)

Attached is a copy of the current catalog and a sample enrollment agreement for California students or other documentation showing the required Student Tuition Recovery Fund (STRF) student disclosures.

☐ Catalog attached: _____ (initial)

For institutions that use enrollment agreements, attached is a copy of an enrollment agreement for California students showing the required STRF student disclosures as referenced in Title 5, California Code of Regulations (CCR) section 71396(c).

☐ Enrollment agreement attached: _____ (initial)

For institutions that do not use enrollment agreements, attached are documents showing how the required STRF student disclosures were provided to California students.

☐ Documents attached: _____ (initial)

Attached are copies of the STRF records required to be kept by 5 CCR section 76140 for each California student for the past five years. If this is a new application, please attach a copy of a spreadsheet formatted to collect the information required by 5 CCR section 76140.

☐ Documents are attached: _____ (initial)

SECTION 9 – EXPLANATION OF PRIOR OR PENDING ACTIONS For the purposes of this section, "controlling officer" shall mean "person in control" as defined in California Education Code (CEC) section 94856 and "controlling interest" or "controlling investor" shall mean a person who owns 25% or more in stock of the institution as set forth in CCR section 71130.

1. Has the institution, or a predecessor institution under substantially the same control or ownership as specified in CEC sections 94822 and 94823, had its authorization or approval revoked or suspended by a state or the federal government, or, within five years before submission of the registration or re-registration application, has the institution been subject to an enforcement action by a state or the federal government that resulted in the imposition of limits on enrollment or student aid, or is subject to such an action that is not final and that was ongoing at the time of submission of the registration or re-registration application? If yes, the institution shall provide the Bureau with a statement describing the relevant actions, providing an explanation of the facts and circumstances surrounding the action(s) and any remediation efforts the institution undertook as a result of the action(s).

□ Yes (statement attached) □ No _____ (initial)

2. Has the institution, or a controlling officer of, or a controlling interest or controlling investor in, the institution or in the parent entity of the institution, been subject to any education, consumer protection, unfair business practice, fraud, or related enforcement action by a state or federal agency within five years prior to submitting the registration or re-registration application? If yes, the institution shall provide the Bureau a copy of the operative complaint with the registration or re-registration application.

□ Yes (statement attached) □ No _____ (initial)

3. Is the institution currently on probation, show cause, or subject to other adverse action (as defined at 34 CFR sec. 602.3(b) as revised 9/2020), or the equivalent thereof, by its institutional accreditor or by a programmatic accreditor, or has the institution had its accreditation revoked or suspended within the five years prior to submitting the registration or re-registration application? If yes, the institution shall provide the Bureau with a statement describing the relevant action(s), providing an explanation of the facts and circumstances surrounding the action(s) and any remediation efforts the institution undertook as a result of the action(s).

□ Yes (statement attached) □ No _____ (initial)

4. Has the institution, within five years prior to submitting the registration or re-registration application, settled, or been adjudged to have liability for, a civil complaint alleging the institution's failure to provide educational services, including a complaint alleging a violation of Title IX of the federal Education Amendments of 1972 (Public Law 92-318) or a similar state law, or a complaint alleging a violation of a law concerning consumer protection, unfair business practice, or fraud, filed by a student or former student, an employee or former employee, or a public official, for more than two hundred fifty thousand dollars ($250,000)? If yes, the institution shall provide the Bureau a copy of the complaint filed by the plaintiff and a copy of the judgment or settlement agreement for any such judgment or settlement.

□ Yes (statement attached) □ No _____ (initial)

5. Does the institution currently contract with any third parties for advertising, recruiting, instruction, or student services activities which, to the institution's knowledge, within the past five years, have settled, or been adjudged to have liability for, a civil complaint concerning consumer protection, unfair practices, or fraud, for more than two hundred fifty thousand dollars ($250,000)? If yes, the institution shall provide the Bureau a copy of any contract between the institution and the third party and a statement listing the case name, case number and court or jurisdiction where the civil complaint was filed.

□ Yes (statement attached) □ No _____ (initial)

6. Is the institution aware of current or former students having filed borrower defense claims as described in Title 34 C.F.R. section 685.206, revised 9/2019, with the Department of Education in the past five years? If yes, the institution shall provide the Bureau with the number of known borrower defense claims filed in each year of the past five-year period.

□ Yes (statement attached) □ No _____ (initial)

7. Has the applicant or any person in control of the institution (as defined in CEC 94856) ever been convicted of a crime substantially related to the operation of an institution of higher education? For the purposes of this question, "substantially related" shall have the meaning set forth in CCR section 75060.

   If yes, the institution shall provide the Bureau with a statement listing the name and title of the individual, and the details regarding any criminal conviction on a separate sheet attached to this application including: the date and place of arrest, name of court, court case number, code section violated, brief explanation of the offense, the sentence imposed and any information regarding rehabilitation efforts that the applicant or person in control would like to submit.

   Note: Applicants or persons in control are not required to disclose any of the following:

   (i) Convictions dismissed pursuant to Section 1203.4, 1203.4a, 1203.41, 1203.42, or 1203.425 of the Penal Code (if such expungement occurred, please provide a copy of the court document showing the dismissal of the applicable criminal conviction(s) with this application);

   (ii) Felony convictions for which the person has obtained a certificate of rehabilitation under Chapter 3.5 (commencing with Section 4852.01) of Title 6 of Part 3 of the Penal Code;

   (iii) Convictions that were adjudicated in the juvenile court; or,

   (iv) Convictions under California Health and Safety Code sections 11357(b), (c), (d), (e), or section 11360(b) which are two years old or older.

□ Yes (statement attached) □ No _____ (initial)

8. Attach copies of the policies and procedures under which a student may withdraw from or cancel enrollment, and the institution's policy for refunds, if not included in catalog and/or enrollment agreement in section 8.

Documentation attached: _____ (initial)

SECTION 10 – CERTIFICATION UNDER PENALTY OF PERJURY

I hereby certify, under penalty of perjury under the laws of the State of California, that I am a person authorized to act for and bind the applicant and that all statements, answers, and representations made on this form and any accompanying attachments are true, complete, and accurate to the best of my knowledge. I am granting permission to the Bureau for Private Postsecondary Education to verify the information provided. By submitting this form and signing below, this institution agrees, as a condition of registration, to be bound by Section 94801.5 of the California Education Code. I acknowledge that the institution's registration may be rejected, conditioned, or revoked as provided by Section 94801.5. This form shall be signed with original or digital signature as follows:

(1) By each owner of the institution, or each partner in a partnership, or

(2) If the institution is incorporated, by the chief executive officer or president of the corporation and each person who owns or controls 25 percent or more of the stock or interest in the institution, or

(3) If the institution is a nonprofit corporation or a public institution, by the chief executive officer or the president.

Use additional pages if necessary.

Signature:	Date:
Print of Type Name:	Title:

NOTICE ON COLLECTION OF PERSONAL INFORMATION

The information requested on this application is mandatory pursuant to Education Code sections 94801.5, 94850.5 and Title 5 CCR section 71396. Failure to provide all of the information requested will result in the application being rejected as incomplete. The information provided will be used to determine qualification of the applicant for registration by the Bureau for Private Postsecondary Education (Bureau) as an out-of-state private postsecondary educational institution. The information may be provided to other governmental agencies, or in response to a court order, subpoena, or public records request. You have a right of access to records containing personal information maintained by the Bureau unless the records are exempted from disclosure by law. For questions about this notice or access to your records, you may contact the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798, by phone at (916) 574-8900, or by email at bppe@dca.ca.gov.

Bureau for Private Postsecondary Education
P.O. Box 980818
West Sacramento, CA 95798-0818

OFFICE USE ONLY
Date Stamp

SAIL application #_____

Application fee_____Date_____

School Code_____

Revenue Code **1257009W_/ 1257009V____**

Application for Significant Change in Method of Instructional Delivery or Change in Distance Education Learning Management System

(California Education Code §§ 94894, 94896; Title 5, California Code of Regulations § 71600)

☐ **Approved Institution ~~$500.00~~$2,000.00 non-refundable fee**
☐ **Institution Approved by means of Accreditation ~~$250.00~~$500.00 non-refundable fee**

1. INSTITUTION

Name: School Code:

Address

City State Zip

Phone Number Fax Number

2. INSTITUTION'S CONTACT PERSON (for this application)

Name Email Address

Address

City State Zip

Telephone Number Fax Number

If this institution is approved by means of accreditation skip to #*9*.

Attached is a certified copy of the current verification of accreditation granted by the accrediting agency. ☐

Note: If a question is not applicable to your circumstance, provide a brief description why.

3. PROPOSED NEW METHOD

Provide a description of the proposed new method of delivery (for example: synchronous or asynchronous; hybrid, online, correspondence, or direct; lecture, lab, internship/externship, or practicum; or change of distance education learning management system). Identify the proposed distance education learning management system (if applicable) and provide log-in information for Bureau access.

Document is attached: _____ Yes _____ No

4. CURRICULUM

Explain how any educational program offered through distance education is appropriate for delivery through distance education methods, pursuant to 5 CCR section 71715(d)(1).

Document is attached: _____Yes _____No

Describe how the institution's programs and materials are designed to be in compliance with section 71715(d)(3).

Document is attached: _____Yes _____No

Describe methods of evaluation of measurable student learning outcomes, as described in section 71715(d)(6) and sections 71710(a)(5) and (6).

Document is attached: _____Yes _____No

Provide syllabi compliant with section 71710(a)(3) for each proposed program.

Document is attached: _____Yes _____No

5. FACULTY

Provide a description of how the proposed change will result in any significant changes in existing faculty. Provide qualifications of any newly (tentatively) contracted faculty to instruct in their assigned subject areas, as described in section 71720.

Document is attached: _____ Yes _____ No

Describe how the institution will provide students with meaningful faculty interaction, as described in section 71715(d)(4).

Document is attached: _____ Yes _____ No

Describe how the institution ensures that faculty are qualified to teach using distance education methods, as described in section 71715(d)(4).

Document is attached: _____ Yes _____ No

6. FACILITIES & EQUIPMENT

Provide a description of changes made to facilities and equipment as a result of the proposed change in Method of Instructional Delivery.

Document is attached: _____ Yes _____ No

7. IMPLEMENTATION

Provide a description of how the institution assesses students (prior to admission) for skills and competencies to succeed in a distance education environment as described in section 71715(d)(2).

Document is attached: _____ Yes _____ No

Provide the proposed catalog disclosure outlining the timeframe for faculty evaluation of student submissions as required by 71715(d)(7).

Document is attached: _____ Yes _____ No

If the institution is proposing asynchronous (not-in-real time) instruction, provide the enrollment agreement and catalog disclosures describing any proposed changes to the institution's refund policy as described in 71716(d) and 71750(b).

Document is attached: _____ Yes _____ No

Provide a description of how the institution will maintain a record of the dates on which lessons, projects, and dissertations were received and responses were returned to each student as described in 71715(d)(8).

Document is attached: _____ Yes _____ No

8. ADDITIONAL INFORMATION

Provide any material facts, as defined in section 71340(a), which have not otherwise been disclosed in the application that might reasonably affect the Bureau's decisions to grant an approval.

Document is attached: _____ Yes _____ No

9. DECLARATION UNDER PENALTY OF PERJURY

This application shall be signed with original or digital signature by the following:

-- Each owner of the institution, or each partner in a partnership, or
-- If the institution is incorporated, by the chief executive officer or president of the corporation and each owner of 25 percent or more of the stock, or interest in the institution, or
-- If the institution is a nonprofit corporation or a public institution, by the chief executive officer or president.

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership *Chief Executive Officer*_____ Member, Board of Directors_____

General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership *Chief Executive Officer*_____ Member, Board of Directors_____

General Partner_____

Attach Additional Sheet(s) if Necessary

Document is attached: _____ Yes _____ No

NOTICE ON COLLECTION OF PERSONAL INFORMATION

The information requested on this application is mandatory pursuant to CEC sections 94894, 94896 and Title 5 CCR section 71600. Failure to provide all of the information requested will result in the application being ineligible for processing, or subject to denial (Title 5 CCR section 71655). The information provided will be used to determine qualification of the applicant for authorization to make a substantive change to its approval to operate by the Bureau for Private Postsecondary Education (Bureau). The information may be provided to other governmental agencies, or in response to a court order, subpoena, or public records request. You have a right of access to records containing personal information maintained by the Bureau unless the records are exempted from disclosure by law. For questions about this notice or access to your records, you may contact the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798-0818, by phone at (916) 574-8900, or by email at bppe@dca.ca.gov.

Bureau for Private Postsecondary Education
P.O. Box 980818
West Sacramento, CA 95798-0818

OFFICE USE ONLY
Date Stamp

SAIL application #_____

Application fee_____Date_____

School Code_____

Revenue Code **1257009R / 1257009V**

Application for Change in Educational Objectives or Clock or Credit Hours Required to Complete a Program (An Increase or Decrease by 25% or More)

(California Education Code §§ 94894, 94896; Title 5, California Code of Regulations (CCR) §§ 71650, 71380, 71390)

☐ **Approved Institution ~~$500.00~~$2,000.00 non-refundable fee**
☐ **Institution Approved By Means of Accreditation ~~$250.00~~$500.00 non-refundable fee**

1. INSTITUTION

Name of Institution: School Code

Address:

City State Zip

Phone Number: Fax Number:

Website Address:

2. INSTITUTION'S CONTACT PERSON (for this application)

Name Email Address

Address

City State Zip

Telephone Number Fax Number

If this institution is approved by means of accreditation skip to #11.

Attached is a certified copy of the current verification of accreditation granted by the accrediting agency. ☐

3. REASON FOR CHANGE

What are the reasons for changing the educational objective, or for an increase or decrease of 25 percent or more in the number of clock hours or credit hours required for successful completion of an educational program as defined in Education Code section 94837? How will the changes further the institution's mission and objectives**?**

Document is attached: _____ Yes _____ No

4. DATE

Date of the proposed change(s)? _____

5. FINANCIAL IMPACT

Describe how the proposed change(s) will impact the financial resources of the institution, including the ability to comply with 5 C.C.R. 71745

Document is attached: _____ Yes _____ No

6. EDUCATIONAL PROGRAMS

Addition

Identify and describe the educational program(s) the institution offers or proposes to offer.

If the educational program is a degree program, identify the full title including the name of a specific major field of learning involved, which the institution will place on each degree awarded.

List the following for each educational program offered:
1. The admissions requirements, including minimum levels of prior education, preparation, or training;
2. The number of clock hours or credit hours required for successful completion of the program.
3. The types and amount of general education required.
4. The title of the educational programs and other components of instruction offered.
5. The method of instruction.
6. The graduation requirements.
7. If the educational program is designed to fit or prepare students for employment in any occupation, identify each occupation and job title to which each educational program is represented to lead.

Each educational program meets the requirements of 5 C.C.R. section 71710? Yes _____ No_____

Describe for each educational program:
1. The equipment to be used during the educational program
2. The number and qualifications of the faculty needed to teach the educational program.
3. A projection and the bases for the projection of the number of students that the institution plans to enroll in the educational program during each of the three years following the date the application is submitted.
4. The learning, skills, and other competencies to be acquired by students who complete the education program.
5. If licensure is a goal of an education program, a copy of the approval from the appropriate licensing agency. A copy of the intent to approve conditional solely upon institutional approval from the Bureau will also meet this requirement.

Please Note: Upon request, the institution shall provide to the Bureau copies of the required curriculum or syllabi (5 C.C.R. section 71220.)

Document is attached: _____ Yes _____ No

Change

If the application is for a change to an existing program describe the differences between the program(s) currently approved and the proposed program(s).

Document is attached: _____ Yes _____ No

7. FACULTY

The institution has contracted with sufficient duly qualified faculty members who meet the qualification of 5 C.C.R. section 71720.

Please check one: _____ Yes _____ No

8. FACILITIES AND EQUIPMENT

For each change or new program offered, describe the facilities and the equipment available for use by students at the main, branch, and satellite locations of the institution.

Document is attached: _____ Yes _____ No

Include specifications of significant equipment that demonstrate that the equipment meets the standards prescribed by the Code and is sufficient to enable students to achieve the educational objectives of each educational program.
For each item of significant equipment, indicate whether the equipment is owned, leased, rented, or licensed for short or long term, or owned by another and loaned to be used without charge.

Document is attached: _____ Yes _____ No

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9. LIBRARIES AND OTHER LEARNING RESOURCES

Describe new or different library holdings, services, and other learning resources necessary for the requested change or addition.

Document is attached: _____ Yes _____ No

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10. ADDITIONAL INFORMATION

Include any material facts, which have not otherwise been disclosed in the application that might reasonably affect the Bureau's decision to approve this application.

Document is attached: _____ Yes _____ No

The institution may also include any other facts that the institution would like the Bureau to consider in approving this application.

Document is attached: _____ Yes _____ No

---

11. DECLARATION UNDER PENALTY OF PERJURY

This application shall be signed with original or digital signature by the following:
-- Each owner of the institution, or each partner in a partnership or
-- If the institution is incorporated, by the chief executive officer or president of the corporation and each owner of 25 percent or more of the stock, or interest in the institution, or
-- If the institution is a nonprofit corporation or a public institution, by the chief executive officer or president.

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Member, Board of Directors_____ General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Member, Board of Directors_____ General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Member, Board of Directors_____ General Partner_____

Attach Additional Sheet(s) if Necessary

NOTICE ON COLLECTION OF PERSONAL INFORMATION

The information requested on this application is mandatory pursuant to CEC sections 94894, 94896 and Title 5 CCR section 71650. Failure to provide all of the information requested will result in the application being ineligible for processing, or subject to denial (Title 5 CCR section 71655). The information provided will be used to determine qualification of the applicant for authorization to make a substantive change to its approval to operate by the Bureau for Private Postsecondary Education (Bureau). The information may be provided to other governmental agencies, or in response to a court order, subpoena, or public records request. You have a right of access to records containing personal information maintained by the Bureau unless the records are exempted from disclosure by law under Civil Code section 1798.40. For questions about this notice or access to your records, you may contact the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798-0818, by phone at (916) 574-8900, or by email at bppe@dca.ca.gov.

Bureau for Private Postsecondary Education
P.O. Box 980818
West Sacramento, CA 95798-0818

OFFICE USE ONLY
Date Stamp

Application # _____

Application fee_____Date_____

School Code_____

Revenue Code **1257005Y / 12570061**

Application for Authorization for Institution to Begin Participation in Student Financial Aid Programs (Title IV of the Higher Education Act of 1965)

(California Education Code (CEC) § 94894, 94896; Title 5, California Code of Regulations (CCR) § 71652)

☐ **Approved Institution ~~$500.00~~$1,000.00 non-refundable fee**
☐ **Institution Approved By Means of Accreditation ~~$250.00~~$500.00 non-refundable fee**

1. INSTITUTION

Name of Institution: School Code

Address:

City State Zip

Phone Number: Fax Number:

Website Address:

2. INSTITUTION'S CONTACT PERSON (for this application)

Name Email Address

Address

City State Zip

Telephone Number Fax Number

3. DATE

What is the proposed effective date of participation in Student Financial Aid Programs under Title IV of the Higher Education Act?

_____

4. FINANCIAL AID POLICIES, PRACTICES, AND DISCLOSURES

Please attach the statement of the institution's financial aid policies, practices, and disclosures required by section 94909(a)(10), as well as copies of the institution's catalog and enrollment agreements containing the disclosures required by 5 CCR section 71810 and CEC section 94911.

Document is attached: _____ Yes _____ No

If this institution is approved by means of accreditation skip to #7.
Attach a certified copy of the current verification of accreditation granted by the accrediting agency.

5. ORGANIZATION AND MANAGEMENT

Will the institution's participation in Student Financial Aid Programs under Title IV of the Higher Education Act cause any changes to the institution's organization and management including changes to the job duties and responsibilities of each administrative and faculty position, and/or the addition of a financial aid officer position?

Yes _____ No _____ If yes, please attach a document stating the planned changes.

6. EDUCATIONAL PROGRAM

Will the institution's participation in Student Financial Aid Programs under Title IV of the Higher Education Act cause any changes in the institution's educational programs including any of the changes required to be reported under CEC sections 94894(a), 94894(g), 94894(i), or 94894(k)?

Yes _____ No _____ If yes, please attach a document stating the planned changes.

7. DECLARATION UNDER PENALTY OF PERJURY

This application shall be signed with original or digital signature by the following:
-- Each owner of the institution, or each partner in a partnership or
-- If the institution is incorporated, by the chief executive officer or president of the corporation and each owner of 25 percent or more of the stock, or interest in the institution, or
-- If the institution is a nonprofit corporation or a public institution, by the chief executive officer or president.

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

Attach Additional Sheet(s) if Necessary

NOTICE ON COLLECTION OF PERSONAL INFORMATION

The information requested on this application is mandatory pursuant to CEC sections 94894, 94896 and Title 5 CCR section 71652. Failure to provide all of the information requested will result in the application being ineligible for processing, or subject to denial (Title 5 CCR section 71655). The information provided will be used to determine qualification of the applicant for authorization to make a substantive change to its approval to operate by the Bureau for Private Postsecondary Education (Bureau). The information may be provided to other governmental agencies, or in response to a court order, subpoena, or public records request. You have a right of access to records containing personal information maintained by the Bureau unless the records are exempted from disclosure by law as specified in Civil Code section 1798.40. For questions about this notice or access to your records, you may contact the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798-0818, by phone at (916) 574-8900, or by email at bppe@dca.ca.gov.

Bureau for Private Postsecondary Education
P.O. Box 980818
West Sacramento, CA 95798-0818

OFFICE USE ONLY
Date Stamp

Application #_____

Application fee_____Date_____

School Code_____

Revenue Code **12570062 / 12570063**

Application for Authorization to Change from Clock Hours to Credit Hours

(California Education Code (CEC) §§ 94894, 94896; Title 5, California Code of Regulations (CCR) § 71653)

☐ **Approved Institution ~~$500.00~~$2,000.00 non-refundable fee**
☐ **Institution Approved By Means of Accreditation ~~$250.00~~$500.00 non-refundable fee**

1. INSTITUTION

Name of Institution: School Code

Address:

City State Zip

Phone Number: Fax Number:

Website Address:

2. INSTITUTION'S CONTACT PERSON (for this application)

Name Email Address

Address

City State Zip

Telephone Number Fax Number

Is this institution approved by means of accreditation? __ Yes ___No If this institution is approved by means of accreditation attach the certification required by Title 5 CCR section 71653 and then skip to #9.

Attached is a certified copy of the current verification of accreditation granted by the accrediting agency. ☐

3. REASON FOR CHANGE

Describe the reasons for the proposed change to confer credit hours (units) instead of clock hours for each educational program proposed to change. If the information cannot be written in the space provided, attach additional pages to this form.

Additional information attached: _____ Yes _____ No

4. DATE

Date of the proposed change? _____

5. TYPE OF CONVERSION

Indicate below whether the institution is seeking to confer quarter or semester (or other) credit hours.

6. CURRICULUM

Describe how the curriculum will be changed or adapted to meet the minimum requirements for the conferral of credit hours. If the information cannot be written in the space provided, attach additional pages to this form.

Additional information attached: _____ Yes _____ No

7. CALCULATION

Describe proposed credit hour calculations by listing all applicable instructional hours of lecture, lab, practicum, and other planned learning experiences as determined by duly qualified faculty ("duly qualified faculty" as defined in Title 5 CCR section 70000(j)). If the information cannot be written in the space provided, attach additional pages to this form.

Identify and quantify time in hours outside of instruction which an institution requires a student to devote to preparation (this means time for preparation for instruction, study of course material, or completion of educational projects) for planned learning experiences. If the information cannot be written in the space provided, attach additional pages to this form.

Additional information attached: _____ Yes _____ No

8. ADDITIONAL INFORMATION

Include any material facts, as defined in Title 5 CCR section 71340(a), which have not otherwise been disclosed in the application that without inclusion would cause the information provided on this application to be false, misleading or incomplete. If the information cannot be written in the space provided, attach additional pages to this form.

Additional information attached: _____ Yes _____ No

The institution may also include any other facts that the institution would like the Bureau to consider in approving this application. If the information cannot be written in the space provided, attach additional pages to this form.

Additional information attached: _____ Yes _____ No

9. DECLARATION UNDER PENALTY OF PERJURY

This application shall be signed with original or digital signature by the following:

-- Each owner of the institution, or each partner in a partnership or
-- If the institution is incorporated, by the chief executive officer or president of the corporation and each owner of 25 percent or more of the stock, or interest in the institution, or
-- If the institution is a nonprofit corporation or a public institution, by the chief executive officer or president.

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

Signature Date

Name

Address

City State Zip

Owning_____% of Ownership Chief Executive Officer _____ Member, Board of Directors_____

General Partner_____

Attach Additional Sheet(s) if Necessary

NOTICE ON COLLECTION OF PERSONAL INFORMATION

The information requested on this application is mandatory pursuant to CEC sections 94894, 94896 and Title 5 CCR section 71653. Failure to provide all of the information requested will result in the application being ineligible for processing, or subject to denial (Title 5 CCR section 71655). The information provided will be used to determine qualification of the applicant for authorization to make a substantive change to its approval to operate by the Bureau for Private Postsecondary Education (Bureau). The information may be provided to other governmental agencies, or in response to a court order, subpoena, or public records request. You have a right of access to records containing personal information maintained by the Bureau unless the records are exempted from disclosure by law as specified in Civil Code section 1798.40. For questions about this notice or access to your records, you may contact the Bureau for Private Postsecondary Education, P.O. Box 980818, West Sacramento, CA 95798-0818, by phone at (916) 574-8900, or by email at bppe@dca.ca.gov.









AGENDA ITEM 6c
Section 100 – Addition of a Separate Branch (CEC section 94894; 5 CCR section 71660)

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 5. BUREAU FOR PRIVATE POSTSECONDARY EDUCATION

PROPOSED REGULATORY LANGUAGE
Addition of a Separate Branch

Legend:	Added text is indicated with an underline. Omitted text is indicated by (* * * *) Deleted text is indicated by ~~strikeout~~.

Chapter 2. Applications

Article 7. Applications for a Substantive Change to an Approval to Operate

Amend section 71660 of Division 7.5 of Title 5 of the California Code of Regulations to read as follows:

§ 71660. Notification of Non-Substantive Changes.

An institution shall notify the Bureau of a non-substantive change including: change of location of less than 10 miles; addition of a program related to the approved programs offered by the institution; ~~addition of a new branch five miles or less from the main or branch campus;~~ addition of a satellite; and change of mailing address. All such notifications shall be made within 30 days of the change and sent to the Bureau, in writing, to the address listed in section 70020.

Note: Authority cited: Sections 94803 and 94885, Education Code. Reference: Sections 94823.5, 94893, 94894, 94895 and 94896, Education Code.









AGENDA ITEM 6d
Renewal Application Updates (CEC section 94891; 5 CCR section 71475)



Submit questions and/or comments to:

Parker Strohmeyer
Bureau for Private Postsecondary Education
1747 N. Market Blvd, Suite 225
Sacramento, CA 95834
(279)-666-5844
Parker.Strohmeyer@dca.ca.gov

BPPE
Bureau for Private Postsecondary Education

OSAR
OFFICE OF STUDENT ASSISTANCE AND RELIEF

AGENDA ITEM 7
Future Meeting Dates

- February 3, 2027 – Virtual
- May 5, 2027 – Virtual
- August 11, 2027 – Planned In Person
- November 17, 2027 – Virtual

AGENDA ITEM 8
Future Agenda Items

AGENDA ITEM 9
Chair and Vice Chair Elections

AGENDA ITEM 10
Adjournment

Please join us for our next meeting on **February 3, 2027**.