



**NOTICE TO COMPLY** – CA-1908371-0921 (Ed. Code §94935 & 5, CCR §75010)

Institution Name:	Flair Beauty College	Institution Telephone:	(661)251-3261
Institution Code:	1908371	Administrator Name:	Hamid Niknejad
Street Address:	23754 Valencia Boulevard Valencia, 91355	Date of Inspection:	9/22/2021

Nature and Facts of the Violation(s), Including a Reference to the Statute or Regulation Violated, and Manner in Which the Institution Must Correct the Violation to Achieve Compliance:

Referenced Law	Subsection, Description, and Required Correction
§94909 - Minimum Requirements for School Catalog.	<p>(a) Except as provided in subdivision (d), prior to enrollment, an institution shall provide a prospective student, either in writing or electronically, with a school catalog containing, at a minimum, all of the following:</p> <p>(8) A detailed description of institutional policies in the following areas:</p> <p>(A) Admissions policies, including the institution’s policies regarding the acceptance of credits earned at other institutions or through challenge examinations and achievement tests, admissions requirements for ability-to-benefit students, 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.</p> <p>94904. Ability to Benefit Students</p> <p>(a) Except as provided in subdivision (c), before an ability-to-benefit student may execute an enrollment agreement, the institution shall have the student take an independently administered examination from the list of examinations prescribed by the United States Department of Education pursuant to Section 484(d) of the federal Higher Education Act of 1965 (20 U.S.C. Sec. 1070a et seq.). The student shall not enroll unless the student achieves a score, as specified by the United States Department of Education, demonstrating that the student may benefit from the education and training being offered.</p> <p><b>The Institution’s catalog failed to indicate which ability to benefit exam(s) will be accepted for admissions. Only exams prescribed by the United States Department of Education may be used for enrollment.</b></p>

Notice to Comply – CA-1908371-0921

Inspector’s Initial: *ml*

Administrator’s Initial: *HN*

	<p><b>To remedy the violation, the institution shall clearly indicate in their catalog which exam(s) they're accepting for admittance and the minimum scores needed to pass the exam(s). A revised catalog shall be submitted with the last page of this document by the due date listed below.</b></p>
<p>§94911 - Minimum Requirements for Enrollment Agreement.</p>	<p>(k) The following statement above the space for the student's signature:          "I understand that this is a legally binding contract. My signature below certifies that I have read, understood, and agreed to my rights and responsibilities, and that the institution's cancellation and refund policies have been clearly explained to me."</p> <p><b>The institution's enrollment agreement failed to include the above disclosure statement verbatim. The institutions statement is not verbatim.</b></p> <p><b>To remedy the violation, the institution shall revise their enrollment agreement to include only the language shown above in parenthesis. A copy of the revised enrollment agreement shall be submitted with the last page of this document by the due date listed below.</b></p>
<p>§76215 - Student Tuition Recovery Fund Disclosures.</p>	<p>(a) A qualifying institution shall include the following statement on both its enrollment agreement and school catalog: "The State of California established the Student Tuition Recovery Fund (STRF) to relieve or mitigate economic loss suffered by a student in an educational program at a qualifying institution, who is or was a California resident while enrolled, or was enrolled in a residency program, if the student enrolled in the institution, prepaid tuition, and suffered an economic loss. Unless relieved of the obligation to do so, you must pay the state-imposed assessment for the STRF, or it must be paid on your behalf, if you are a student in an educational program, who is a California resident, or are enrolled in a residency program, and prepay all or part of your tuition. You are not eligible for protection from the STRF and you are not required to pay the STRF assessment, if you are not a California resident, or are not enrolled in a residency program."</p> <p><b>The institution's enrollment agreement failed to include the most current STRF disclosure statement. The enrollment agreement currently has old language.</b></p> <p><b>To remedy this violation, the institution shall remove the current STRF disclosure in their enrollment agreement and replace it with the above disclosure. A copy of the revised enrollment agreement shall be submitted with the last page of this document by the date listed below.</b></p>
<p>§94913 - Website.</p>	<p>(a) An institution that maintains an Internet Web site shall provide on that Internet Web site all of the following:          (1) The school catalog.</p>

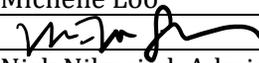
Notice to Comply – CA-1908371-0921

Inspector's Initial: *ms*

Administrator's Initial: *H, N*

	<p>(2) A School Performance Fact Sheet for each educational program offered by the institution.  (3) Student brochures offered by the institution.  (4) A link to the bureau's Internet Web site.  (5) The institution's most recent annual report submitted to the bureau.</p> <p><b>The institution's website failed to include a link to the actual 2018 submitted Annual Report. The school's website currently has only a copy of the submission receipt.</b></p> <p><b>To remedy the violation, the institution shall include on their website a link to the 2018 Annual Report including both the "Institution" and "Programs" data. A copy of the link to the website shall be submitted with the last page of this document by the date listed below.</b></p>
<p>§76140 - Record-Keeping Requirements.</p>	<p>(a) A qualifying institution shall collect and maintain records of student information to substantiate the data reported on the STRF Assessment Reporting Form and records of the students' eligibility under the Fund. Such records shall include the following for each student:</p> <ol style="list-style-type: none"> <li>(1) Student identification number,</li> <li>(2) First and last names,</li> <li>(3) Email address,</li> <li>(4) Local or mailing address,</li> <li>(5) Address at the time of enrollment,</li> <li>(6) Home address,</li> <li>(7) Date enrollment agreement signed,</li> <li>(8) Courses and course costs,</li> <li>(9) Amount of STRF assessment collected,</li> <li>(10) Quarter in which the STRF assessment was remitted to the Bureau,</li> <li>(11) Third-party payer identifying information,</li> <li>(12) Total institutional charges charged, and</li> <li>(13) Total institutional charges paid.</li> </ol> <p><b>The institution's back-up document used to substantiate the information reported on their quarterly STRF Assessment form failed to include some data fields. The institution was missing: Address at the time of enrollment, Home address, Date enrollment agreement signed, Course costs, Amount of STRF assessment collected, Third-party payer identifying information, Total institutional charges charged, and Total institutional charges paid.</b></p> <p><b>To remedy the violation, the institution shall submit a complete STRF back-up document including all the missing information. A copy of the spreadsheet and the last page of this document shall be submitted by the due date listed below.</b></p>


**Only minor violations are listed on a Notice to Comply.**

Inspector's Name	Michelle Loo
Inspector's Signature	
Institution Administrator Name/Title:	Nick Niknejad, Administrator/Owner
Institution Administrator's Signature:	

Education Code can be located at: [http://www.bppe.ca.gov/lawsregs/ppe\\_act.shtml](http://www.bppe.ca.gov/lawsregs/ppe_act.shtml)

Code of Regulations can be located at: <http://www.bppe.ca.gov/lawsregs/regs.shtml>

Notice to Comply – CA-1908371-0921

Inspector's Initial: 

Administrator's Initial: 

RETURN THIS FORM WITHIN THE SPECIFIED TIME FRAME WITH EITHER: 1) VERIFICATION OF COMPLIANCE OR 2) A NOTICE OF DISAGREEMENT

### IMPORTANT COMPLIANCE NOTICE

California Education Code §94935 and California Code of Regulations §75010 provide that the Bureau for Private Postsecondary Education (Bureau) shall issue a Notice to Comply for minor violations detected during a compliance inspection by the Bureau.

By no later than 30 days from the date of the inspection, you must either: 1) Remedy the noncompliance item(s), sign the below declaration and submit this form to the Bureau, along with documentation describing how compliance was achieved; or 2) File with the Bureau a written notice of disagreement, specifying the minor violation(s) described in the Notice to Comply with which you disagree, and appealing it by requesting an informal office conference. If a written notice of disagreement is not timely filed with the Bureau, the right to appeal is deemed to have been waived.

**Failure to timely remedy the noncompliance item(s) or file a written request for an informal office conference may result in the Bureau taking administrative enforcement action.**

### DECLARATION

Attached to this document is a list describing how compliance was achieved for each violation and supporting documentation. I declare under penalty of perjury that all violations identified in this Notice to Comply are corrected as described in the attachment.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name and Title

THIS DECLARATION OR A NOTICE OF DISAGREEMENT MUST BE SUBMITTED TO THE BUREAU BY **OCTOBER 23, 2021**

Notice to Comply – CA-1908371-0921

Inspector's Initial: *MM*

Administrator's Initial: *H. N*