

# HB5514



## 99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5514

by Rep. Daniel J. Burke

### SYNOPSIS AS INTRODUCED:

105 ILCS 426/30

Amends the Private Business and Vocational Schools Act of 2012. Provides that a school or program within a school that exclusively provides yoga instruction, yoga teacher training, or both is not considered to be a private business and vocational school.

LRB099 19270 NHT 43662 b

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Private Business and Vocational Schools Act  
5 of 2012 is amended by changing Section 30 as follows:

6 (105 ILCS 426/30)

7 Sec. 30. Exemptions. For purposes of this Act, the  
8 following shall not be considered to be a private business and  
9 vocational school:

10 (1) Any institution devoted entirely to the teaching of  
11 religion or theology.

12 (2) Any in-service program of study and subject offered  
13 by an employer, provided that no tuition is charged and the  
14 instruction is offered only to employees of the employer.

15 (3) Any educational institution that (A) enrolls a  
16 majority of its students in degree programs and has  
17 maintained an accredited status with a regional  
18 accrediting agency that is recognized by the U.S.  
19 Department of Education or (B) enrolls students in one or  
20 more bachelor-level programs, enrolls a majority of its  
21 students in degree programs, and is accredited by a  
22 national or regional accrediting agency that is recognized  
23 by the U.S. Department of Education or that (i) is

1 regulated by the Board under the Private College Act or the  
2 Academic Degree Act or is exempt from such regulation under  
3 either the Private College Act or the Academic Degree Act  
4 solely for the reason that the educational institution was  
5 in operation on the effective date of either the Private  
6 College Act or the Academic Degree Act or (ii) is regulated  
7 by the State Board of Education.

8 (4) Any institution and the franchisees of that  
9 institution that exclusively offer a program of study in  
10 income tax theory or return preparation at a total contract  
11 price of no more than \$400, provided that the total annual  
12 enrollment of the institution for all such courses of  
13 instruction exceeds 500 students and further provided that  
14 the total contract price for all instruction offered to a  
15 student in any one calendar year does not exceed \$3,000.

16 (5) Any person or organization selling mediated  
17 instruction products through a media, such as tapes,  
18 compact discs, digital video discs, or similar media, so  
19 long as the instruction is not intended to result in the  
20 acquisition of training for a specific employment field, is  
21 not intended to meet a qualification for licensure or  
22 certification in an employment field, or is not intended to  
23 provide credit that can be applied toward a certificate or  
24 degree program.

25 (6) Schools with no physical presence in this State.  
26 Schools offering instruction or programs of study, but that

1 have no physical presence in this State, are not required  
2 to receive Board approval. Such an institution must not be  
3 considered not to have a physical presence in this State  
4 unless it has received a written finding from the Board  
5 that it has a limited physical presence. In determining  
6 whether an institution has no physical presence, the Board  
7 shall require all of the following:

8 (A) Evidence of authorization to operate in at  
9 least one other state and that the school is in good  
10 standing with that state's authorizing agency.

11 (B) Evidence that the school has a means of  
12 receiving and addressing student complaints in  
13 compliance with any federal or state requirements.

14 (C) Evidence that the institution is providing no  
15 instruction in this State.

16 (D) Evidence that the institution is not providing  
17 core academic support services, including, but not  
18 limited to, admissions, evaluation, assessment,  
19 registration, financial aid, academic scheduling, and  
20 faculty hiring and support in this State.

21 (7) A school or program within a school that  
22 exclusively provides yoga instruction, yoga teacher  
23 training, or both.

24 (Source: P.A. 97-650, eff. 2-1-12.)