

Requested by Representative SMITH WARNER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2976**

1 On page 1 of the printed bill, line 3, after “345.340” delete the rest of the
2 line and insert “, 345.992 and 348.992.”.

3 Delete lines 7 through 30.

4 On page 2, delete line 1 and insert:

5 **“SECTION 2. The Higher Education Coordinating Commission and**
6 **the Department of Veterans’ Affairs shall adopt by rule minimum**
7 **standards for the licensing under ORS 345.010 to 345.450 of a career**
8 **school. The standards adopted under this section apply in addition to**
9 **the requirements of ORS 345.325 and shall be reasonably calculated to**
10 **ensure that:**

11 **“(1) For a career school that collects \$1 million or more in annual**
12 **gross tuition revenue, at least 20 percent of the annual revenue re-**
13 **ceived by each campus of a career school physically located in this**
14 **state comes from a source other than:**

15 **“(a) A loan that is guaranteed by the career school; or**

16 **“(b) Education-related moneys from the federal government, in-**
17 **cluding any federal tuition assistance or veterans’ federal tuition as-**
18 **sistance; and**

19 **“(2) For a career school that collects less than \$1 million in annual**
20 **gross tuition revenue, at least 10 percent of the annual revenue re-**
21 **ceived by each campus of a career school physically located in this**

1 **state comes from a source other than:**

2 **“(a) A loan that is guaranteed by the career school; or**

3 **“(b) Education-related moneys from the federal government, in-**
4 **cluding any federal tuition assistance or veterans’ federal tuition as-**
5 **sistance.**

6 **“SECTION 3.** ORS 345.992 is amended to read:

7 **“345.992. (1) In addition to any other penalty provided by law, any person**
8 **who violates any provision of ORS 345.020, 345.030, 345.070, 345.115 or**
9 **345.117, or who engages in an unlawful trade practice as defined by ORS**
10 **646.608 shall incur a civil penalty for each violation in the amount prescribed**
11 **by the schedule adopted under ORS 345.995.**

12 **“(2) Any school that violates any provision of section 2 of this 2019**
13 **Act shall incur a civil penalty for each violation in the amount of**
14 **\$5,000.**

15 **“[(2)] (3) Civil penalties under this section shall be imposed as provided**
16 **in ORS 183.745.”.**

17 **On page 4, after line 44, insert:**

18 **“SECTION 9. Section 10 of this 2019 Act is added to and made a part**
19 **of ORS 348.594 to 348.615.**

20 **“SECTION 10. The Higher Education Coordinating Commission and**
21 **the Department of Veterans’ Affairs shall adopt by rule minimum**
22 **standards for the authorization of school programs under ORS 348.594**
23 **to 348.615. The standards adopted under this section apply in addition**
24 **to the standards and procedures adopted under ORS 348.606 and shall**
25 **be reasonably calculated to ensure that:**

26 **“(1) For a school that collects \$1 million or more in annual gross**
27 **tuition revenue, at least 20 percent of the annual revenue received by**
28 **each campus of a school physically located in this state comes from a**
29 **source other than:**

30 **“(a) A loan that is guaranteed by the school; or**

1 **“(b) Education-related moneys from the federal government, in-**
2 **cluding any federal tuition assistance or veterans’ federal tuition as-**
3 **sistance; and**

4 **“(2) For a school that collects less than \$1 million in annual gross**
5 **tuition revenue, at least 10 percent of the annual revenue received by**
6 **each campus of a school physically located in this state comes from a**
7 **source other than:**

8 **“(a) A loan that is guaranteed by the school; or**

9 **“(b) Education-related moneys from the federal government, in-**
10 **cluding any federal tuition assistance or veterans’ federal tuition as-**
11 **sistance.**

12 **“SECTION 11. Any person who violates any provision of section 10**
13 **of this 2019 Act:**

14 **“(1) Shall incur a civil penalty for each violation in the amount of**
15 **\$5,000; and**

16 **“(2) Is not subject to criminal penalties under ORS 348.992.**

17 **“SECTION 12. ORS 348.992 is amended to read:**

18 **“348.992. Except as provided in section 11 of this 2019 Act, violation**
19 **of any of the provisions of ORS 348.594 to 348.615 by any person individually**
20 **or on behalf of an organization or group is a Class B misdemeanor.”.**

21