

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ Bill No. _____, Page _____, Section _____, Line _____

by inserting after all of said line the following:

"173.616. 1. The following schools, training programs, and courses of instruction shall be exempt from the provisions of sections 173.600 to 173.618:

(1) A public institution;

(2) Any college or university represented directly or indirectly on the advisory committee of the coordinating board for higher education as provided in subsection 3 of section 173.005;

(3) An institution that is certified by the board as an "approved private institution" under subdivision (2) of section 173.1102;

(4) A not-for-profit religious school that is accredited by the American Association of Bible Colleges, the Association of Theological Schools in the United States and Canada, or a regional accrediting association, such as the North Central Association, which is recognized by the Council on Postsecondary Accreditation and the United States Department of Education; and

(5) Beginning July 1, 2008, all out-of-state public institutions of higher education, as such term is defined in subdivision (12) of subsection 2 of section 173.005.

1 2. The coordinating board shall exempt the following
2 schools, training programs and courses of instruction from the
3 provisions of sections 173.600 to 173.618:

4 (1) A not-for-profit school owned, controlled and operated
5 by a bona fide religious or denominational organization which
6 offers no programs or degrees and grants no degrees or
7 certificates other than those specifically designated as
8 theological, bible, divinity or other religious designation;

9 (2) A not-for-profit school owned, controlled and operated
10 by a bona fide eleemosynary organization which provides
11 instruction with no financial charge to its students and at which
12 no part of the instructional cost is defrayed by or through
13 programs of governmental student financial aid, including grants
14 and loans, provided directly to or for individual students;

15 (3) A school which offers instruction only in subject areas
16 which are primarily for avocational or recreational purposes as
17 distinct from courses to teach employable, marketable knowledge
18 or skills, which does not advertise occupational objectives and
19 which does not grant degrees;

20 (4) A course of instruction, study or training program
21 sponsored by an employer for the training and preparation of its
22 own employees;

23 (5) A course of study or instruction conducted by a trade,
24 business or professional organization with a closed membership
25 where participation in the course is limited to bona fide members
26 of the trade, business or professional organization, or a course
27 of instruction for persons in preparation for an examination
28 given by a state board or commission where the state board or
29 commission approves that course and school;

1 (6) A school or person whose clientele are primarily
2 students aged sixteen or under.

3 3. A school which is otherwise licensed and approved under
4 and pursuant to any other licensing law of this state shall be
5 exempt from sections 173.600 to 173.618, but a state certificate
6 of incorporation shall not constitute licensing for the purpose
7 of sections 173.600 to 173.618.

8 4. Any school, training program or course of instruction
9 exempted herein may elect by majority action of its governing
10 body or by action of its director to apply for approval of the
11 school, training program or course of instruction under the
12 provisions of sections 173.600 to 173.618. Notwithstanding the
13 provisions of subsections 1 and 2 of section 173.606 to the
14 contrary, any approval granted under this section to an otherwise
15 exempt school, training program, or course of instruction shall
16 expire at the end of five years. Upon application to and
17 approval by the coordinating board, such school training program
18 or course of instruction may become exempt from the provisions of
19 sections 173.600 to 173.618 at any subsequent time, except the
20 board shall not approve an application for exemption if the
21 approved school is then in any status of noncompliance with
22 certification standards and a reversion to exempt status shall
23 not relieve the school of any liability for indemnification or
24 any penalty for noncompliance with certification standards during
25 the period of the school's approved status."; and

26 Further amend the title and enacting clause accordingly.