

# House Bill 2191

Introduced and printed pursuant to House Rule 12.00. Presession filed (at the request of House Interim Committee on Education)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Expands definition of "agent" for career schools.

## A BILL FOR AN ACT

Relating to agents of career schools; amending ORS 345.010 and 345.070.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 345.010 is amended to read:

345.010. As used in ORS 345.010 to 345.450 and 345.992 to 345.997:

(1) "Agent" means *[a person]* **an individual who:**

(a) **Is** employed by or for a career school, **or is working on behalf of the school under a contract**, for the purpose of procuring students, enrollees or subscribers **of the school** by solicitation in any form[,] **that is** made at a place or places other than the school office or place of business of *[such school.]* **the school; or**

(b) **At the request of a career school or under a contract with a career school, provides information technology services for the school and has control over information technology systems that are used for the purpose of procuring students, enrollees or subscribers of the school by solicitation in any form that is made by technology that is accessed at a place or places other than the school office or place of business of the school.**

(2) "Barbering" has the meaning given that term in ORS 690.005.

(3) "Board" means the State Board of Education.

(4) "Career school" or "school" means any private proprietary professional, technical, home study, correspondence, business or other school instruction, organization or person that offers any instruction or training for the purpose or purported purpose of instructing, training or preparing persons for any profession.

(5) "Esthetics" has the meaning given in ORS 690.005.

(6) "Hair design" has the meaning given in ORS 690.005.

(7) "License" means the authority the career school has been granted to operate under ORS 345.010 to 345.450.

(8) "Nail technology" has the meaning given in ORS 690.005.

(9) "Registration" means the approval by the Superintendent of Public Instruction of a teacher or agent to instruct in or to represent the school.

(10) "Superintendent" means Superintendent of Public Instruction.

**SECTION 2.** ORS 345.010, as amended by section 20, chapter 104, Oregon Laws 2012, is amended to read:

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 345.010. As used in ORS 345.010 to 345.450 and 345.992 to 345.997:

2 (1) "Agent" means [a person] **an individual who:**

3 **(a) Is employed by or for a career school, or is working on behalf of the school under a**  
4 **contract, for the purpose of procuring students, enrollees or subscribers of the school by sollicita-**  
5 **tion in any form[,] that is made at a place or places other than the school office or place of business**  
6 **of [such school.] the school; or**

7 **(b) At the request of a career school or under a contract with a career school, provides**  
8 **information technology services for the school and has control over information technology**  
9 **systems that are used for the purpose of procuring students, enrollees or subscribers of the**  
10 **school by solicitation in any form that is made by technology that is accessed at a place or**  
11 **places other than the school office or place of business of the school.**

12 (2) "Barbering" has the meaning given that term in ORS 690.005.

13 (3) "Career school" or "school" means any private proprietary professional, technical, home  
14 study, correspondence, business or other school instruction, organization or person that offers any  
15 instruction or training for the purpose or purported purpose of instructing, training or preparing  
16 persons for any profession.

17 (4) "Esthetics" has the meaning given in ORS 690.005.

18 (5) "Hair design" has the meaning given in ORS 690.005.

19 (6) "License" means the authority the career school has been granted to operate under ORS  
20 345.010 to 345.450.

21 (7) "Nail technology" has the meaning given in ORS 690.005.

22 (8) "Registration" means the approval by the Higher Education Coordinating Commission of a  
23 teacher or agent to instruct in or to represent the school.

24 **SECTION 3.** ORS 345.070 is amended to read:

25 345.070. (1) The employing school shall issue an identification credential to each agent regis-  
26 tered under ORS 345.010 to 345.450 in the form and size prescribed by the Superintendent of Public  
27 Instruction. Each agent shall carry the credential at all times while engaged as an agent of the  
28 school.

29 **(2) The requirements of this section apply only to agents described in ORS 345.010 (1)(a).**

30 **SECTION 4.** ORS 345.070, as amended by section 27, chapter 104, Oregon Laws 2012, is  
31 amended to read:

32 345.070. (1) The employing school shall issue an identification credential to each agent regis-  
33 tered under ORS 345.010 to 345.450 in the form and size prescribed by the Higher Education Coor-  
34 dinating Commission. Each agent shall carry the credential at all times while engaged as an agent  
35 of the school.

36 **(2) The requirements of this section apply only to agents described in ORS 345.010 (1)(a).**

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