

HOUSE BILL 517

Introduced by Peck, et al.

2/01	Introduced
2/02	Referred to Education & Cultural Resources
2/13	Hearing
2/17	Tabled in Committee

1 HOUSE BILL NO. 517
2 INTRODUCED BY Park Jurgens
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD
5 OF REGENTS TO APPROVE COURSE OFFERINGS OF CERTAIN
6 EDUCATIONAL INSTITUTIONS THAT DO NOT MAINTAIN A CAMPUS
7 WITHIN THE STATE; AMENDING SECTIONS 20-25-107 AND 20-30-102,
8 MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 20-25-107, MCA, is amended to read:

12 "20-25-107. Regulation of award of degrees -- penalty.

13 (1) No A person, corporation, association, or institution
14 shall may not issue any degree or such any similar literary
15 honors as are usually granted by universities or colleges
16 without the prior approval of by the regents of the adequacy
17 of the course of study.

18 (2) This Except as provided in subsection (3), this
19 section does not apply to any educational institution
20 accredited by an educational accrediting association whose
21 accrediting is found by the regents to be generally
22 recognized by state and other universities in the United
23 States.

24 (3) An educational institution provided for in
25 subsection (2) that does not maintain a full-time

1 comprehensive campus within the state shall submit to the
2 regents an application for approval of any course for which
3 credits may be earned toward an academic degree. The regents
4 shall review the application for course approval and approve
5 or disapprove the course. The educational institution may
6 not offer the course until the regents approve the course.

7 (3)(4) Violation of this section is a misdemeanor."

8 **Section 2.** Section 20-30-102, MCA, is amended to read:

9 "20-30-102. Exemptions. The following are exempt from
10 the provisions of this chapter:

11 (1) any program or course of instruction of an
12 institution accredited by a national or regional accrediting
13 agency recognized by the board of regents of higher
14 education and notification of such recognition having been
15 given to the department by the board for which the board has
16 given the department notification of recognition and of
17 course approval as provided in 20-25-107(3);

18 (2) education sponsored by a trade, business,
19 professional, or fraternal organization principally for the
20 membership of the organization or offered without the
21 payment of fees, unless such the education is offered as
22 leading toward educational credentials;

23 (3) avocational or recreational education and
24 institutions offering such only avocational or recreational
25 education exclusively;

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1 (4) education offered by charitable or religious
2 institutions, organizations, or agencies, unless such the
3 education is offered as leading toward educational
4 credentials;

5 (5) institutions possessing a valid certificate issued
6 by the federal aviation agency;

7 (6) schools of cosmetology possessing a valid
8 certificate of registration issued under the provisions of
9 Title 37, chapter 31."

10 NEW SECTION. Section 3. Extension of authority. Any
11 existing authority to make rules on the subject of the
12 provisions of [this act] is extended to the provisions of
13 [this act].

14 NEW SECTION. Section 4. Effective date. [This act] is
15 effective September 1, 1990.

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