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AB-1731 Postsecondary education: Title 38 awards: postsecondary educational institutions: application for approval or renewal. (2021-2022)

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Assembly Bill No. 1731

CHAPTER 380

An act to add Section 67102.5 to the Education Code, relating to postsecondary education.

[Approved by Governor September 17, 2022. Filed with Secretary of State September 17, 2022.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1731, Davies. Postsecondary education: Title 38 awards: postsecondary educational institutions: application for approval or renewal.

Existing law establishes the Title 38 award program, which provides student financial aid to military veterans under the administration of the California State Approving Agency for Veterans Education (CSAAVE). Existing law requires an institution headquartered or operating in California desiring to enroll students eligible for federal Title 38 awards to apply for approval of its courses to CSAAVE, and authorizes CSAAVE to approve the application of the school when the school and its courses satisfy specified criteria and any additional reasonable criteria established by CSAAVE.

This bill would require, on or before January 1, 2024, CSAAVE to establish regulations requiring postsecondary educational institutions to provide specified information to CSAAVE as part of an application for approval or renewal.

This bill would state that its provisions are severable.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 67102.5 is added to the Education Code, to read:

67102.5. On or before January 1, 2024, CSAAVE shall establish regulations requiring postsecondary educational institutions to provide the following information to CSAAVE as part of an application for approval or renewal:

- (a) The institution's most recent cohort default rate as reported to the United States Department of Education.
- (b) For institutions other than the University of California, the California State University, and the California Community Colleges, evidence that the institution meets financial responsibility requirements that shall be established by CSAAVE.
- (c) Evidence of the institution's accreditation status.
- (d) Whether a student, former student, or public prosecutor has filed a lawsuit against the institution for fraud, misrepresentation, or deceit within five years before the institution's application for approval or renewal, including both pending and resolved

lawsuits.

(e) If the institution makes an implied or express representation that it prepares students to work in a profession, occupation, trade, or career field requiring licensure or certification by the state, the following information shall also be disclosed:

(1) Whether the institution has obtained a required approval by the appropriate state licensing or certifying agency for the profession, occupation, trade, or career field.

(2) Whether the institution meets all requirements necessary to allow a student to lawfully obtain a state license or certificate.

(3) The license or certificate passage rate for each program.

(4) An employment market assessment for nondegree programs.

(f) To the extent that a School Performance Fact Sheet accepted by the Bureau for Private Postsecondary Education pursuant to Section 94910, documents submitted to the United States Department of Education, documents submitted to the United States Department of Veterans Affairs, or previously submitted applications to CSAAVE contain information required by this section or a CSAAVE application, the institution may provide, as part of the application, a copy of the information previously submitted or a reference, including, but not limited to, an internet website link, to the fact sheet or documents.

SEC. 2. The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.