

HOUSE BILL No. 2305

By Committee on Higher Education Budget

2-7

1 AN ACT concerning postsecondary educational institutions; relating to the
2 Kansas private and out-of-state postsecondary educational institution
3 act; exempting Cleveland university; amending K.S.A. 2016 Supp. 74-
4 32,164 and repealing the existing section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2016 Supp. 74-32,164 is hereby amended to read as
8 follows: 74-32,164. The Kansas private and out-of-state postsecondary
9 educational institution act shall not apply to:

10 (a) An institution supported primarily by Kansas taxation from either
11 a local or state source;

12 (b) an institution or training program which offers instruction only for
13 avocational or recreational purposes as determined by the state board;

14 (c) a course or courses of instruction or study, excluding degree-
15 granting programs, sponsored by an employer for the training and
16 preparation of its own employees, and for which no tuition or other fee is
17 charged to the student;

18 (d) a course or courses of instruction or study sponsored by a
19 recognized trade, business or professional organization having a closed
20 membership for the instruction of the members of the organization, and for
21 which no tuition or other fee is charged to the student;

22 (e) an institution which is otherwise regulated and approved under
23 any other law of this state;

24 (f) a course or courses of special study or instruction having a closed
25 enrollment and financed or subsidized on a contract basis by local or state
26 government, private industry, or any person, firm, association or agency,
27 other than the student involved;

28 (g) an institution financed or subsidized by federal or special funds
29 which has applied to the state board for exemption from the provisions of
30 this act and which has been declared exempt by the state board because it
31 has found that the operation of such institution is outside the purview of
32 this act;

33 (h) the Kansas City college and bible school, inc.;

34 (i) *the Cleveland university-Kansas City;*

35 ~~(j)~~ (j) any postsecondary educational institution which was granted
36 approval to confer academic or honorary degrees by the state board of

- 1 education under the provisions of K.S.A. 17-6105, prior to its repeal; and
2 ~~(j)~~ (k) any institution that does not have a physical presence in Kansas
3 and that is otherwise subject to this act, but only to the extent that and for
4 the period of time that such institution is participating in the state
5 authorization reciprocity agreement as authorized under K.S.A. 2016
6 Supp. 74-32,194, and amendments thereto, for the purpose of providing
7 distance education to students in this state. As used in this subsection, the
8 term "distance education" has the meaning ascribed thereto in K.S.A. 2016
9 Supp. 74-32,194, and amendments thereto.
- 10 Sec. 2. K.S.A. 2016 Supp. 74-32,164 is hereby repealed.
- 11 Sec. 3. This act shall take effect and be in force from and after its
12 publication in the statute book.