

By: Menéndez

S.B. No. 234

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition against the use by a career school or college of certain advertising designed to mislead or deceive prospective students.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 132.151, Education Code, is amended to read as follows:

Sec. 132.151. PROHIBITIONS. A person may not:

(1) operate a career school or college without a certificate of approval issued by the commission;

(2) solicit prospective students for or on behalf of a career school or college without being registered as a representative of the career school or college as required by this chapter;

(3) accept contracts or enrollment applications for or on behalf of a career school or college from a representative who is not bonded as required by this chapter;

(4) utilize advertising designed to mislead or deceive prospective students, including any advertising that infers an endorsement or sponsorship by, or an affiliation with, the United States military or a federal or state government program for veterans, including through the use of any:

(A) military insignia, seal, or logo; or

(B) military-related terminology in the career

1 school or college's uniform resource locator (URL) address;

2           (5) fail to notify the commission of the closure of any  
3 career school or college within 72 hours of cessation of classes and  
4 make available accurate records as required by this chapter;

5           (6) negotiate any promissory instrument received as  
6 payment of tuition or other charge by a career school or college  
7 prior to completion of 75 percent of the applicable program,  
8 provided that prior to such time, the instrument may be transferred  
9 by assignment to a purchaser who shall be subject to all the  
10 defenses available against the career school or college named as  
11 payee; or

12           (7) violate any provision of this chapter.

13       SECTION 2. This Act takes effect September 1, 2017.