

P.L. 2022, CHAPTER 76, *approved July 29, 2022*
Assembly, No. 1695 (*First Reprint*)

1 AN ACT concerning ¹**[information provided by]** career-oriented
2 programs of study at¹ institutions of higher education¹, degree-
3 granting proprietary institutions,¹ and private career schools,
4 ¹**[amending P.L.2009, c.197,]**¹ and supplementing ¹**[P.L.1989,**
5 **c.293 (C.34:15C-1 et seq.), and Title 45 of the Revised Statutes]**
6 P.L.2009, c.197 (C.18A:3B-44 et seq.) and P.L.2005, c.354
7 (C.34:15C-10.1)¹.

8
9 **BE IT ENACTED** by the Senate and General Assembly of the State
10 of New Jersey:

11
12 ¹**[**1. Section 2 of P.L.2009, c.197 (C.18A:3B-44) is amended to
13 read as follows:

14 2. a. **[A four-year public]** An institution of higher education
15 and a proprietary institution which has been authorized to offer
16 licensed degree programs shall provide for public inspection on its
17 website comprehensive information on the cost of attendance, the
18 graduation rates of admitted students, and the faculty of the
19 institution, and shall also provide for public inspection on its
20 website employment data for recent graduates of the institution.
21 The purpose of the information shall be to maximize the awareness
22 of students and their families of the costs associated with
23 enrollment in the institution, the institution's success in ensuring the
24 graduation and employment of its students, and the composition of
25 the teaching faculty that a student will encounter in his coursework.
26 The institution shall post, and annually update, a student consumer
27 information report on its website that includes, if applicable:

28 (1) overall two-year and three-year graduation rates, and overall
29 four-year and six-year graduation rates, as applicable;

30 (2) two-year and three-year graduation rates by demographic
31 group, and four-year and six-year graduation rates by demographic
32 group, as applicable;

33 (3) two-year and three-year graduation rates by major, and four-
34 year and six-year graduation rates by major, as applicable;

35 (4) two-year and three-year graduation rates for student-athletes,
36 and four-year and six-year graduation rates for student-athletes, as
37 applicable;

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹AssemblyAHI committee amendments adopted March 14, 2022.

- 1 (5) the student transfer rate, including the rate of students who
2 graduate from a county college and subsequently enroll in a four-
3 year institution of higher education;
- 4 (6) an overview of the institutions to which former students of
5 that **【college or university】** institution have transferred prior to the
6 completion of a degree;
- 7 (7) the cost for the current academic year of attending the
8 institution including tuition, student fees, room and board, and
9 books and materials;
- 10 (8) a description of the types of financial assistance offered
11 directly by the institution to both student-athletes and to students
12 who do not participate in athletic programs at the institution;
- 13 (9) the percent of student-athletes who receive financial
14 assistance directly from the institution and the average value of the
15 assistance and the percent of students who do not participate in
16 athletic programs at the institution who receive financial assistance
17 directly from the institution and the average value of the assistance;
- 18 (10) the total projected cost for an incoming freshman to live on
19 campus and complete a degree in four years and the total projected
20 cost for an incoming freshman to commute to school and complete a
21 degree in four years;
- 22 (11) the total projected cost for an incoming freshman to live on
23 campus and complete a degree in six years and the total projected
24 cost for an incoming freshman to commute to school and complete a
25 degree in six years;
- 26 (12) average student loan indebtedness of four-year graduates
27 for both students who live on campus and students who commute,
28 and average student loan indebtedness of two-year graduates;
- 29 (13) average student loan indebtedness of six-year graduates for
30 both students who live on campus and students who commute, and
31 average student loan indebtedness of three-year graduates;
- 32 (14) average student loan indebtedness of a student who
33 withdraws from the institution prior to the completion of a degree
34 program for both students who live on campus and students who
35 commute;
- 36 (15) an overview of the institution's faculty, including the
37 percentage of faculty employed as a tenured professor, the
38 percentage of faculty employed as a full-time non-tenured
39 professor, and the percentage of faculty employed as an adjunct or
40 visiting professor;
- 41 (16) the percentage of courses taught by each of the different
42 categories of faculty; **【and】**
- 43 (17) an indicator of each academic department's capacity to
44 serve the students majoring within that department's programs, as
45 determined by the **【Commission on】** Secretary of Higher
46 Education; and
- 47 (18) employment data beginning with data compiled for
48 students who graduate from the institution during the 2021-2022

1 academic year. The employment data shall include, but need not be
2 limited to, the employment rate and average annual salary of
3 students by academic major two years following the academic year
4 in which the students graduated from the institution, and the number
5 and percentage of students who are employed two years following
6 the academic year in which the students graduated from the
7 institution, as compiled in the comparative report and provided by
8 the Secretary of Higher Education pursuant to section 10 of P.L. ,
9 c. (C.) (pending before the Legislature as this bill).

10 The institution shall provide with all paper applications for
11 admission to the institution a hard copy of the information prepared
12 pursuant to this section.

13 b. **【A four-year public】** An institution of higher education and
14 a proprietary institution authorized to offer licensed degree
15 programs shall conform to the guidelines, criteria, and format
16 prescribed by the 【Commission on】 Secretary of Higher Education
17 in reporting the information required pursuant to this section.

18 c. **【A four-year public】** An institution of higher education and
19 a proprietary institution authorized to offer licensed degree
20 programs shall submit its student consumer information report to
21 the 【Commission on】 Secretary of Higher Education for inclusion
22 in a comparative profile of the student consumer information
23 reports of all 【four-year public】 institutions of higher education.

24 d. **【A four-year public】** An institution of higher education and
25 a proprietary institution authorized to offer licensed degree
26 programs shall ensure that the page of its Internet site which
27 includes its student consumer information report contains a link to
28 the page of the 【Commission on】 Secretary of Higher Education's
29 Internet site that includes the comparative profile required pursuant
30 to subsection b. of section 3 of this act.

31 e. **【A four-year public】** An institution of higher education and
32 a proprietary institution authorized to offer licensed degree
33 programs shall ensure that the Internet site for submitting an online
34 application to the institution contains a link to the institution's
35 student consumer information report.

36 f. **【A four-year public】** An institution of higher education and
37 a proprietary institution authorized to offer licensed degree
38 programs shall require the parent or guardian of a student applying
39 for admission into the institution, or the student if he is an
40 independent adult, to sign and submit a statement acknowledging
41 that he has reviewed the institution's student consumer information
42 report.

43 (cf: P.L.2009, c.197, s.2) ¹

44
45 ¹【2. Section 3 of P.L.2009, c.197 (C.18A:3B-45) is amended to
46 read as follows:

1 3. a. The **【Commission on】** Secretary of Higher Education
2 shall issue guidelines and criteria for collecting and calculating the
3 information required pursuant to section 2 of this act and shall
4 prescribe a uniform reporting method for posting the information.

5 b. The **【Commission on】** Secretary of Higher Education shall
6 annually compile the student consumer information reports
7 submitted pursuant to subsection c. of section 2 of this act into a
8 comparative profile of all **【four-year public】** institutions of higher
9 education and proprietary institutions authorized to offer licensed
10 degree programs. The **【commission】** secretary shall present the
11 information on its website in a manner that allows **【college】**
12 students and their families to easily compare student consumer
13 information across public institutions, across independent
14 institutions, and across proprietary institutions authorized to offer
15 licensed degree programs.

16 (cf: P.L.2009, c.197, s.3)¹

17
18 ¹**【3. (New section)** Within 12 months of the effective date of
19 P.L. , c. (C.) (pending before the Legislature as this bill),
20 the Secretary of Higher Education shall establish a performance
21 quality standard for programs of study offered by institutions of
22 higher education and proprietary institutions authorized to offer
23 licensed degree programs. The standard shall be based on the ratio
24 of the earnings of students in the programs to the tuition and fees
25 charged to those students net of any institutional grant aid. The
26 secretary shall ensure that the programs of study meet a minimum
27 acceptable level of performance for the standard, up to and
28 including revocation of an institution’s license to award academic
29 degrees.

30 The secretary, in consultation with the Attorney General and the
31 Commissioner of Labor and Workforce Development, shall adopt,
32 in accordance with the “Administrative Procedure Act,” P.L. 1968,
33 c.410 (C.52:14B-1 et seq.), rules and regulations as may be
34 necessary to implement the provisions of this section. **】**¹

35
36 ¹**【4. (New section)** a. A private career school authorized to
37 offer an educational program required for licensure, registration or
38 certification in a profession or occupation regulated by a
39 professional or occupational board established in the Division of
40 Consumer Affairs shall provide for public inspection on its website
41 comprehensive information on the cost of attendance, the
42 graduation or completion rates of admitted students, and the faculty
43 of the school, and shall also provide for public inspection on its
44 website employment data for recent graduates. The purpose of the
45 information shall be to maximize the awareness of students of the
46 costs associated with enrollment in the school, the success in
47 ensuring the graduation and employment of its students, and the

1 composition of the teaching faculty that a student will encounter in
2 his coursework. The school shall post, and annually update, a
3 student consumer information report on its website that includes, if
4 applicable:

- 5 (1) overall graduation or completion rates;
- 6 (2) graduation or completion rates by demographic group;
- 7 (3) the student transfer rate;
- 8 (4) an overview of the schools to which former students have
9 transferred prior to the completion of an educational program;
- 10 (5) the amount of any school charges, including tuition and fees;
- 11 (6) a description of the types of financial assistance offered
12 directly by the school to students;
- 13 (7) the total projected cost for an incoming student to complete
14 the educational program;
- 15 (8) average student loan indebtedness of graduates;
- 16 (9) average student loan indebtedness of a student who
17 withdraws from the school prior to the completion of the
18 educational program;
- 19 (10) an overview of the school's faculty, including the
20 percentage of faculty employed on a full-time basis and the
21 percentage of faculty employed on a part-time basis; and
- 22 (11) employment data beginning with data compiled for
23 students who graduate from the school during the 2021-2022
24 academic year. The employment data shall include, but need not be
25 limited to, the employment rate and average annual salary of
26 students two years following the academic year in which the
27 students graduated from the school, as compiled in the comparative
28 report and provided by the Attorney General pursuant to section 10
29 of P.L. , c. (C.) (pending before the Legislature as this
30 bill).

31 The school shall provide with all paper applications for
32 admission a hard copy of the information prepared pursuant to this
33 subsection.

34 b. A private career school shall conform to the guidelines,
35 criteria, and format prescribed by the Attorney General in reporting
36 the information required pursuant to subsection a. of this section.
37 The institution shall submit its student consumer information report
38 to the Attorney General for inclusion in a comparative profile of the
39 student consumer information reports of all such schools.

40 c. A private career school shall ensure that the page of its
41 Internet site which includes its student consumer information report
42 contains a link to the page of the Attorney General's Internet site
43 that includes the comparative profile required pursuant to
44 subsection b. of section 5 of P.L. , c. (C.) (pending before
45 the Legislature as this bill).

46 d. A private career school shall ensure that the Internet site for
47 submitting an online application to the institution contains a link to
48 the institution's student consumer information report.

1 e. A private career school shall require a student applying for
2 admission to the school to sign and submit a statement
3 acknowledging that he has reviewed the school's student consumer
4 information report.】¹

5
6 ¹【5. (New section) a. The Attorney General shall issue
7 guidelines and criteria for collecting and calculating the information
8 required pursuant to section 4 of P.L. , c. (C.) (pending
9 before the Legislature as this bill) and shall prescribe a uniform
10 reporting method for posting the information.

11 b. The Attorney General shall annually compile the student
12 consumer information reports submitted pursuant to subsection b. of
13 section 4 of P.L. , c. (C.) (pending before the Legislature as
14 this bill) into a comparative profile of all private career schools
15 authorized to offer educational programs required for licensure,
16 registration, or certification in professions or occupations regulated
17 by a professional or occupational board established in the Division
18 of Consumer Affairs. The Attorney General shall present the
19 information on its website in a manner that allows students to easily
20 compare student consumer information across private career
21 schools.】¹

22
23 ¹【6. (New section) Within 12 months of the effective date of
24 P.L. , c. (C.) (pending before the Legislature as this bill), the
25 Attorney General shall establish a performance quality standard for
26 private career schools authorized to offer an educational program
27 required for licensure, registration, or certification in a profession
28 or occupation regulated by a professional or occupational board
29 established in the Division of Consumer Affairs. The performance
30 quality standard shall be based on the ratio of the earnings of
31 students in private career schools to the tuition and fees charged to
32 those students net of any school grant aid. The Attorney General
33 shall ensure that private career schools meet a minimum acceptable
34 level of performance for this standard, up to and including
35 revocation of a school's authorization to offer educational programs
36 regulated by a professional or occupational board in the Division of
37 Consumer Affairs.

38 The Attorney General, in consultation with the Secretary of
39 Higher Education and the Commissioner of Labor and Workforce
40 Development, shall adopt, in accordance with the "Administrative
41 Procedure Act," P.L. 1968, c.410 (C.52:14B-1 et seq.), rules and
42 regulations as may be necessary to implement the provisions of this
43 section.】¹

44
45 ¹【7. (New section) a. A private career school authorized by the
46 Department of Labor and Workforce Development to offer one or
47 more occupational training programs shall provide for public

1 inspection on its website comprehensive information on the cost of
2 attendance, the graduation or completion rates of students, and the
3 faculty of the school, and shall also provide for public inspection on
4 its website employment data for recent graduates of the school. The
5 purpose of the information shall be to maximize the awareness of
6 students of the costs associated with enrollment in the school, the
7 success in ensuring the graduation and employment of its students,
8 and the composition of the teaching faculty that a student will
9 encounter in his coursework. The school shall post, and annually
10 update, a student consumer information report on its website that
11 includes, if applicable:

- 12 (1) overall graduation or completion rates;
- 13 (2) graduation or completion rates by demographic group;
- 14 (3) the student transfer rate;
- 15 (4) an overview of the schools to which former students have
16 transferred prior to the completion of a program;
- 17 (5) the amount of any school charges, including tuition and fees;
- 18 (6) a description of the types of financial assistance offered
19 directly by the school to students;
- 20 (7) the total projected cost for an incoming student to complete
21 a program;
- 22 (8) average student loan indebtedness of graduates;
- 23 (9) average student loan indebtedness of a student who
24 withdraws from the school prior to the completion of an
25 occupational program;
- 26 (10) an overview of the school's faculty, including the
27 percentage of faculty employed on a full-time basis and the
28 percentage of faculty employed on a part-time basis; and
- 29 (11) employment data beginning with data compiled for
30 students who graduate from the school during the 2021-2022
31 academic year. The employment data shall include, but need not be
32 limited to, the employment rate and average annual salary of
33 students two years following the academic year in which the
34 students graduated from the school, as compiled in the comparative
35 report and provided by the Commissioner of Labor and Workforce
36 Development pursuant to section 10 of P.L. , c. (C.)
37 (pending before the Legislature as this bill).

38 The school shall provide with all paper applications for
39 admission to the school a hard copy of the information prepared
40 pursuant to this subsection.

41 b. The private career school shall conform to the guidelines,
42 criteria, and format prescribed by the commissioner in reporting the
43 information required pursuant to this section. The school shall
44 submit its student consumer information report to the commissioner
45 for inclusion in a comparative profile of the student consumer
46 information reports of all such schools.

47 c. A private career school shall ensure that the page of its
48 Internet site which includes its student consumer information report

1 contains a link to the page of the department's Internet site that
2 includes the comparative profile required pursuant to subsection b.
3 of section 8 of P.L. , c. (C.) (pending before the Legislature
4 as this bill).

5 d. A private career school shall ensure that the Internet site for
6 submitting an online application to the school contains a link to the
7 school's student consumer information report.

8 e. A private career school shall require a student applying for
9 admission to sign and submit a statement acknowledging that he has
10 reviewed the school's student consumer information report. **1**

11

12 **1**[8. (New section) a. The Commissioner of Labor and
13 Workforce Development shall issue guidelines and criteria for
14 collecting and calculating the information required pursuant to
15 section 7 of P.L. , c. (C.) (pending before the Legislature as
16 this bill) and shall prescribe a uniform reporting method for posting
17 the information.

18 b. The commissioner shall annually compile the student
19 consumer information reports submitted pursuant to subsection b. of
20 section 7 of P.L. , c. (C.) (pending before the Legislature as
21 this bill) into a comparative profile of all private career schools
22 authorized to offer one or more occupational training programs. The
23 commissioner shall present the information on its website in a
24 manner that allows students to easily compare student consumer
25 information across private career schools regulated by the
26 department. **1**

27

28 **1**[9. (New section) Within 12 months of the effective date of
29 P.L. , c. (C.) (pending before the Legislature as this bill), the
30 Commissioner of Labor and Workforce Development shall establish
31 standards for private career schools authorized by the department to
32 offer one or more occupational training programs. The standards
33 shall be based on the ratio of the earnings of students in private
34 career schools to the tuition and fees charged to those students net
35 of any school grant aid. The commissioner shall ensure that private
36 career schools meet a minimum acceptable level of performance for
37 the standard, up to and including revocation of a school's certificate
38 of approval.

39 The commissioner, in consultation with the Secretary of Higher
40 Education and the Attorney General, shall adopt, in accordance with
41 the "Administrative Procedure Act," P.L. 1968, c.410 (C.52:14B-
42 1 et seq.), rules and regulations as may be necessary to implement
43 the provisions of this section. **1**

44

45 **1**[10. (New section) a. As used in this section, "career-oriented
46 program of study" means a program that delivers occupation-
47 specific skills and knowledge of all aspects of an industry, provides

1 technical skill proficiency, and culminates in the attainment of an
2 industry-recognized postsecondary credential.

3 b. No later than the beginning of the 2021-2022 academic year,
4 the Secretary of Higher Education, the Department of Labor and
5 Workforce Development, and the Division of Consumer Affairs
6 shall enter into a memorandum of understanding to develop a data
7 system that will collect the employment data for students who
8 graduate or withdraw prior to the completion of a degree program
9 from an institution of higher education or from a proprietary
10 institution authorized to offer licensed degree programs in the State,
11 or from a private career school, to produce an employment
12 comparative report for all institutions and schools.

13 The Department of Labor and Workforce Development shall also
14 initiate efforts to enter into an agreement with other states for the
15 sharing of unemployment insurance information for the purposes of
16 P.L. , c. (C.) (pending before the Legislature as this bill).

17 c. An institution of higher education, a proprietary institution
18 authorized to offer licensed degree programs, and a private career
19 school shall submit to the department, as applicable, for each
20 student who graduates or withdraws from the institution or school
21 in an academic year or school year:

22 (1) the student's social security number;

23 (2) the student's degree program or professional and
24 occupational program;

25 (3) the student's graduation date or date of withdrawal and
26 portion of the program completed at withdrawal from the institution
27 or school;

28 (4) information on the student's loan debt obtained from the
29 federal student loan program and any loans the institution or school
30 has certified, arranged, or is otherwise aware of, or of which it
31 should reasonably be aware; and

32 (5) institutional or school charges for which the student is
33 responsible net of any institutional or school grant aid.

34 An institution of higher education, a proprietary institution
35 authorized to offer licensed degree programs, and a private career
36 school shall also submit to the department the clear identification of
37 the institution's or school's career-oriented programs of study.

38 The department shall adopt standards and procedures to prevent
39 any State agency from publishing, disclosing, or releasing
40 information which could identify any individual and shall not
41 publish, disclose, or otherwise release information which could
42 identify any individual.

43 d. The department shall submit the employment information
44 compiled pursuant to this section to the Secretary of Higher
45 Education, the Attorney General, and the Commissioner of Labor
46 and Workforce Development. The secretary, Attorney General, and
47 commissioner, respectively, shall use the information to compile an
48 employment comparative report for each institution of higher

1 education, degree-granting proprietary institution, and private
2 career school which shall include, as applicable:

3 (1) the employment rate and average annual salary of students
4 by academic major, in the case of an academic degree program, or
5 program in the case of private career schools, two years following
6 graduation from the institution or school;

7 (2) the employment rate and average annual salary of students
8 two years following the academic year in which the students
9 graduated from the institution or school; and

10 (3) the employment rate and average annual salary of students
11 two years following withdrawal from the institution or school prior
12 to the completion of a degree program or school program.

13 The secretary, Attorney General, and commissioner shall
14 distribute the employment comparative report to each institution of
15 higher education, proprietary institution authorized to offer licensed
16 degree programs, and private career school for inclusion on the
17 institution's or school's website and inclusion in the student
18 consumer information report prepared by the institution or school. **1**¹

19

20 **1**¹[11. (New section) Three years following the effective date of
21 P.L. , c. (C.) (pending before the Legislature as this bill),
22 the Secretary of Higher Education, Attorney General, and
23 Commissioner of Labor and Workforce Development shall submit a
24 report to the Governor and, pursuant to section 2 of P.L.1991, c.164
25 (C.52:14-19.1), the Legislature. The report shall include
26 recommendations on the ability to use the data collected pursuant to
27 subsection c. of section 10 of P.L. , c. (C.) (pending before
28 the Legislature as this bill) to establish a Statewide gainful
29 employment requirement that requires an institution or school to
30 demonstrate that its graduates earn enough to adequately repay their
31 student loans by meeting a certain debt-to-income ratio, and any
32 other recommendations for establishing a gainful employment
33 requirement. **1**¹

34

35 **1**¹1. (New section) a. As used in this section, "career-oriented
36 program of study" means a program that provides occupation-specific
37 knowledge and technical skill proficiency that culminates in the
38 attainment of a license for a specific occupation or is represented by
39 the institution as preparing students for employment in a specific
40 occupation. "Career-oriented program of study" shall not include a
41 program dedicated primarily to the education or training of ministers,
42 priests, rabbis or other professional persons in the field of religion.

43 b. Within 12 months of the effective date of P.L. , c. (C.)
44 (pending before the Legislature as this bill), the Secretary of Higher
45 Education shall establish a performance quality standard for career-
46 oriented programs of study offered by institutions of higher education
47 and degree-granting proprietary institutions. In establishing the
48 standard, the secretary shall consider the ratio of the tuition and fees

1 charged to students in the career-oriented program net of any
2 institutional grant aid to the average earnings of New Jersey workers
3 employed in the specific occupation for which the career-oriented
4 program prepares students.

5 c. The secretary shall ensure that career-oriented programs of
6 study offered by institutions of higher education and degree-granting
7 proprietary institutions meet a minimum acceptable level of
8 performance, as determined by the secretary. In the event that the
9 secretary determines that a program does not meet the minimum
10 acceptable level of performance, the secretary shall suspend or
11 terminate that program and take additional action to suspend or revoke
12 the institution's license to award academic degrees.

13 d. An institution of higher education or degree-granting
14 proprietary institution shall submit to the secretary the clear
15 identification of the institution's career-oriented programs of study in a
16 form and in a manner as determined by the secretary.

17 e. The secretary shall adopt, in accordance with the
18 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.),
19 rules and regulations as may be necessary to implement the provisions
20 of this section.¹

21

22 ¹2. (New section) a. Within 12 months of the effective date of
23 P.L. , c. (C.) (pending before the Legislature as this bill), the
24 Commissioner of Labor and Workforce Development shall establish
25 performance quality standards for:

26 (1) private career schools, referred to and defined as "qualifying
27 schools" under section 4 of P.L.1989, c.293 (C.34:15C-1), authorized
28 jointly under section 13 of P.L.2005, c.354 (C.34:15C-10.1) by the
29 Commissioner of Labor and Workforce Development and the
30 Commissioner of Education to operate in New Jersey; and

31 (2) private career schools authorized by a professional or
32 occupational board established within the Division of Consumer
33 Affairs, in the Department of Law and Public Safety, to offer an
34 educational program required for licensure, registration, or
35 certification in a profession or occupation regulated by a professional
36 or occupational board established within the division.

37 b. In establishing the performance quality standards, the
38 Commissioner of Labor and Workforce Development shall consider
39 the ratio of the tuition and fees charged to students in the program net
40 of any institutional grant aid to the average earnings of New Jersey
41 workers employed in the specific occupation for which the program
42 prepares students.

43 (1) In the event that the Commissioner of Labor and Workforce
44 Development determines that a program offered by a private career
45 school does not meet the minimum acceptable level of performance,
46 the Commissioner of Labor and Workforce Development and the
47 Commissioner of Education shall, pursuant to section 13 of P.L.2005,

1 c.354 (C.34:15C-10.1), revoke, suspend or make conditional the
2 certificate of approval issued under that law.

3 (2) In the event that the Commissioner of Labor and Workforce
4 Development determines that an educational program required for
5 licensure, registration, or certification in a profession or occupation
6 regulated by a professional or occupational board established within
7 the Division of Consumer Affairs does not meet the minimum
8 acceptable level of performance, the Commissioner of Labor and
9 Workforce Development shall issue a written determination directing
10 the applicable board within the Division of Consumer Affairs to
11 suspend or revoke the private career school's license or accreditation
12 to offer such program.

13 c. All private career schools, including those operating with a
14 certificate of approval issued jointly by the Commissioner of Labor
15 and Workforce Development and the Commissioner of Education, and
16 those authorized by a professional or occupational board established
17 within the Division of Consumer Affairs to offer an educational
18 program required for licensure, registration, or certification in a
19 profession or occupation regulated by a professional or occupational
20 board established within the Division of Consumer Affairs, shall
21 submit a quarterly report to the Commissioner of Labor and Workforce
22 Development that includes:

23 (1) the tuition and fees charged for each program;

24 (2) a record for each student enrolled in each program. The student
25 record shall include, but not be limited to: the student's social security
26 number, gender, date of birth, date of enrollment, any date of
27 completion, date of termination, date of start in a job, date of
28 application for a license, licensing examination result, date of issuance
29 of a license, and any credential issued; and

30 (3) any additional information that may be required by the
31 Commissioner of Labor and Workforce Development.

32 d. Each private career school may be required by the
33 Commissioner of Labor and Workforce Development to submit
34 additional reports on a more frequent basis.

35 (1) In the event that the Commissioner of Labor and Workforce
36 Development determines that a program offered by a private career
37 school has failed to submit any report required under this section, the
38 Commissioner of Labor and Workforce Development and the
39 Commissioner of Education shall, pursuant to section 13 of P.L.2005,
40 c.354 (C.34:15C-10.1), revoke, suspend or make conditional the
41 certificate of approval issued under that law.

42 (2) In the event that the Commissioner of Labor and Workforce
43 Development determines that an educational program required for
44 licensure, registration, or certification in a profession or occupation
45 regulated by a professional or occupational board established within
46 the Division of Consumer Affairs has failed to submit any report
47 required under this section, the Commissioner of Labor and Workforce
48 Development shall issue a written determination directing the

1 applicable board within the division to suspend or revoke the private
2 career school's license or accreditation to offer such program.

3 e. Upon receiving the written determination from the
4 Commissioner of Labor and Workforce Development directing the
5 suspension or revocation of the private career school's license or
6 accreditation to offer a program, the applicable board within the
7 Division of Consumer Affairs may delay the effective date of the
8 suspension or revocation for a reasonable time if it determines that
9 doing so is necessary for the applicable board, or the affected private
10 career school at the direction of the applicable board, to protect the
11 interests of students.

12 f. Nothing in this section shall be construed to affect the authority
13 of a professional or occupational board established within the Division
14 of Consumer Affairs to suspend or revoke the license or accreditation
15 of a private career school pursuant to Title 45 of the Revised Statutes.

16 g. The Commissioner of Labor and Workforce Development, in
17 consultation with the Commissioner of Education and the Attorney
18 General, shall adopt, in accordance with the "Administrative
19 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), rules and
20 regulations as may be necessary to implement the provisions of this
21 section.¹

22

23 ¹**[12.]** 3.¹ This act shall take effect immediately.

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27

28 Requires Secretary of Higher Education and DOLWD to
29 establish performance quality standards for career-oriented
30 programs of study offered by institutions of higher education,
31 degree-granting proprietary institutions, and private career schools.