

as Section 14A, providing for the certification and regulation of private trade schools which operate a program of trade and/or technical education after July 1, 1945, or which will give pre-employment or supplementary training in certain occupational fields after the above mentioned date.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That a new Section be added to Article 77 of the Annotated Code of Maryland, title "Public Education", sub-title "The State Board of Education", to follow immediately after Section 14 of said Article and to be known as Section 14A, said new Section to read as follows:

14A. (a) After July 1, 1945, no private school or educational institution, however designated, which charges tuition or fees and offers a program of trade or technical education, or both, or which gives pre-employment or supplementary training, or both, in the fields of trade or industry shall begin or continue to operate or function in this State unless there shall be issued to it by the State Superintendent of Schools an annual certificate of approval, as hereinafter provided, which shall be in full force and effect.

(b) The State Superintendent of Schools shall issue a certificate of approval to any applicant operating or proposing to operate such a private school or educational institution whose conditions of entrance, scholarship, educational qualifications, standards and facilities are adequate and appropriate for the purposes, program, training and courses to be taught or given therein. Any such certificate may be revoked at any time for cause by the State Superintendent of Schools. Any applicant who has been denied a certificate, or whose certificate has been revoked, shall be entitled to a hearing before the State Board of Education, which may affirm, modify or reverse the action of the State Superintendent of Schools. Any applicant adversely affected by a decision of the State Board of Education affirming the action of the State Superintendent of Schools in denying or revoking a certificate, may appeal from the Board's decision to the Circuit Court of the County wherein the applicant purposes to operate, or to the Superior Court of Baltimore City, if the applicant proposes to operate therein. On any such appeal, the action of the State Board of Education shall be presumed by the Court to be proper and to best serve the public interest. The burden of proof shall be upon the appellant to show that the decision complained of is against the public interest, and that the State Board of Education's discretion in rendering its decision was not honestly and fairly exercised or was arbitrary or unsupported by any substantial evidence, or was unreasonable or beyond the powers of the Board or illegal. The appeal shall be heard by the Court without a jury. The deci-