

(2) The programs, training, and courses to be offered by the institution.

(C) (1) IF THE STATE BOARD FOR HIGHER EDUCATION BELIEVES THAT AN INSTITUTION OF POSTSECONDARY EDUCATION THAT APPLIES FOR A CERTIFICATE OF APPROVAL DOES NOT MEET THE CONDITIONS OR STANDARDS NECESSARY FOR THE ISSUANCE OF THE CERTIFICATE, IT SHALL GIVE THE INSTITUTION WRITTEN NOTICE OF THE SPECIFIC DEFICIENCIES.

(2) WITHIN 20 DAYS OF RECEIPT OF A NOTICE OF DEFICIENCIES, THE INSTITUTION MAY REQUEST A HEARING BEFORE THE BOARD, AND WITHIN 60 DAYS OF RECEIPT OF THE REQUEST THE BOARD SHALL HOLD A HEARING TO DETERMINE IF THE CERTIFICATE OF APPROVAL SHOULD BE ISSUED.

(3) IF, WITHIN 6 MONTHS FROM THE DATE ON WHICH THE APPLICATION FOR CERTIFICATION WAS SUBMITTED TO THE STATE BOARD FOR HIGHER EDUCATION, THE INSTITUTION HAS RECEIVED NEITHER A CERTIFICATE OF APPROVAL UNDER SUBSECTION (B) OF THIS SECTION NOR WRITTEN NOTICE OF DEFICIENCIES UNDER THIS SUBSECTION, IT MAY REQUEST WITHIN 20 DAYS, A HEARING BEFORE THE BOARD TO DETERMINE IF THE CERTIFICATE OF APPROVAL SHOULD BE ISSUED.

(D) (1) ANY INSTITUTION OF POSTSECONDARY EDUCATION THAT IS DENIED A CERTIFICATE OF APPROVAL BY THE BOARD AFTER A HEARING GRANTED UNDER SUBSECTION (C) OF THIS SECTION HAS THE RIGHT TO JUDICIAL REVIEW PROVIDED BY THE ADMINISTRATIVE PROCEDURE ACT.

(2) THE DECISION OF THE BOARD SHALL BE PRESUMED CORRECT, AND THE INSTITUTION HAS THE BURDEN OF PROVING OTHERWISE.

(3) THE BOARD SHALL BE A PARTY TO THE PROCEEDING.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1979.

Approved May 14, 1979.

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CHAPTER 279

(Senate Bill 745)

AN ACT concerning

Community Colleges - Statewide and Regional Programs

FOR the purpose of enabling the State Board for Community Colleges to designate certain programs as statewide or