

**BOARD OF PRIVATE OCCUPATIONAL SCHOOLS
BOARD MEETING
December 2, 2014 9:30 A.M.**

The Private Occupational Schools Board convened at the Auraria Higher Education Campus, Tivoli Student Center, Room 320, 900 Auraria Parkway, Denver, CO 80204. Steven W. Steele, Chair, called the meeting to order at 9:30 A.M. and greeted guests. The Board members, Division staff and guests were introduced. Board roll call was taken. A quorum and a two-third majority of the Board members were present.

Board Members Present:

Steven W. Steele, Chair	Arlene Rae Malay	Joseph James Wolf
Richard Semakula	Shelley Krovitz	Jean Robinson
Ledy Garcia-Eckstein		

Division Staff Present:

Lorna Candler, Director Officer	Mary Kanaly, Deputy Director & Compliance Bernadette Esquibel, Program Coordinator
Renee Belisle, Program Specialist	Voni Oerman, Program Specialist
Jessica Googins, Program Specialist	Loretta Perez, Administrative Assistant III

Board Counsel Present:

Kimberly Spiering, Assistant Attorney General, Office of the Colorado Attorney General

Guests Present:

Robert Smith, Essentials Therapeutic Massage Therapy – Grand Junction
Terri Smith, Essentials Therapeutic Massage Therapy – Grand Junction
Peter Gilkey, Denver Dental Assistant School – Denver
A.J. Peak, Colorado Dental Assisting School – Castle Rock & Lone Tree
Maggie Binet, The School of Floral Arts, LLC – Denver
Jon Farnlof, Colorado Real Estate School – Denver
Suzanne Scales, CollegeAmerica – Denver
Caroline Nguyen, International Institute of Cosmetic – Denver
Eric Juhlin, CollegeAmerica – CEO - All Locations

Approval of the October 28 2014 Board Meeting Public Session Minutes:

The Board reviewed the October 28, 2014, meeting minutes. Ms. Malay moved for approval of the minutes as read. The motion was seconded and passed.

Director's Report:

Director Candler would like to introduce and welcome Jessica Googins as the new Program Specialist in DPOS she come to us from DORA with a great deal of experience. We would also like to welcome back Voni Oerman.

Additions / Changes/ Corrections to the Agenda:

Director Candler announced that we have two additions to the agenda, d" Matters of Non Compliance/Legal Action, number "1" CollegeAmerica. CollegeAmerica is present; this is the matter of advertising that was tabled at the October 28, 2014 Board Meeting. The Division also received CollegeAmerica Chairman, Carl Barney's November 25, 2014 letter directed to Attorney General Suthers. We will address this letter and issues related to CollegeAmerica's advertising. Number "2" we would like to provide an update on Massage School of Colorado.

Staff Report:

Director Candler would like the Board to know that we do have a Change of Ownership with respect to Corinthian Colleges has been finalized with "ECMC" group. We will continue to monitor the schools very closely.

Director Candler also reported that at the October 28, 2014 Board Meeting; Sullivan & Cogliano Training Center, Miami, FL, was approved contingent on the dismissal of any lawsuits. We have not found the actual dismissal but we have found a web-site that the case has been dismissed. Our thought is that we don't have any legal argument to deny this out of state school at this time.

A. Consideration of Approval Programs / Stand Alone Courses

1. Executive Security International, Ltd – Grand Junction

Program Specialist Oerman brought to the Board's attention for review consideration one new stand alone course, Designated Defensive Marksmanship Program, proposed by Executive Security International, Ltd, Grand Junction. No school representative was present. The school is in compliance with the required surety level in the amount of \$14,000; until June 2015. Based upon the Board's consideration and determination that the above-referenced course for Executive Security International, Ltd, 715 Horizon Drive, Suite 301, Grand Junction, CO 81506 can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and with the Division's minimum requirements, Mr. Wolf moved to approve the above-referenced course effective December 2, 2014. The motion was seconded and unanimously passed.

2. Colorado Institute of Massage Therapy – Colorado Springs

Program Specialist Oerman brought to the Board's attention for review consideration one new stand alone course, Nerve Compression Syndromes, proposed by Colorado Institute of Massage Therapy. No school representative was present. Motion made by Ms. Robinson that this matter be tabled at this time. The motion was seconded and unanimously passed

3. Colorado Real Estate School - Denver

Program Coordinator Esquibel brought to the Board's attention for review consideration one new stand alone course, Community Association Licensing Course, proposed by Colorado Real

Estate School, Denver. A school representative was present. The school is in compliance with the required surety level in the amount of \$70,000; until June 2015. Based upon the Board's consideration and determination that the above-referenced course for Colorado Real Estate School, 4155 E Jewell Avenue, #400, Denver, CO 80222 can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and with the Division's minimum requirements, Mr. Semakula moved to approve the above-referenced course effective December 2, 2014. The motion was seconded and unanimously passed.

4. International Institute of Cosmetics - Denver

Program Specialist Belisle brought to the Board's attention for review consideration one new program, Massage, proposed by International Institute of Cosmetics. A school representative was present. Motion made by Ms. Robinson that this matter be tabled at this time. The motion was seconded and unanimously passed.

B. Consideration of Renewal of Certificate of Approval with Programs/Courses

1. Essentials Therapeutic Massage School – Grand Junction

Program Specialist Oerman brought to the Board's attention for consideration of renewal Essentials Therapeutic Massage School and for review and consideration one new stand-alone course: Practitioner of Medical Massage (P.M.M.). A school representative was present. After discussion and consideration, the school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required surety level in the amount of \$20,000; that the school submitted a bond in the amount of \$20,000; and that the school can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and in compliance with the Division's minimum requirements, Ms. Malay moved that the Standard Certificate of Approval be granted to Essentials Therapeutic Massage School, 557 Highway 50, Grand Junction, CO 81503 for the period beginning July 1, 2015 and ending June 30, 2018, and the above-referenced course be approved effective December 2, 2014. The combined motion was seconded and unanimously passed.

C. Consideration of Approval of Provisional Certificate of Approval

1. The School of Floral Arts, LLC - Denver

Program Coordinator Esquibel brought to the Board's attention for consideration, The School of Floral Arts, LLC, Denver, a new school with one program: Program in Floral Design. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required surety level in the amount of \$15,200; that the school submitted a bond in the amount of \$15,200; and that the school can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and in compliance with the Division's minimum requirements. The board raised concerns about the use of the word "certificate" in conjunctions with the national affiliation membership. In a combined motion, Ms. Malay moved that a Provisional Certificate of Approval be granted to The School of Floral Arts, LLC,

4800 Dahlia Street, Denver, CO 80216 for the period beginning December 2, 2014, ending June 30, 2016, and that the program before the Board be approved conditioned upon clarifying the terms related to national certification. The combined motion was seconded and unanimously passed.

2. Denver Dental Assistant School - Denver

Program Specialist Belisle brought to the Board's attention for consideration, Denver Dental Assistant School, Denver, a new school with one program: Dental Assistant. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required surety level in the amount of \$22,820; that the school submitted a bond in the amount of \$25,000; and that the school can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and in compliance with the Division's minimum requirements, Ms. Malay in a combined motion moved that a Provisional Certificate of Approval be granted to Denver Dental Assistant School, 155 Cook Street, Suite 110, Denver, CO 80206 for the period beginning December 2, 2014, ending June 30, 2016, and that the program before the Board be approved. The combined motion was seconded and unanimously passed.

3. Colorado Dental Assisting School – Castle Rock

Program Specialist Belisle brought to the Board's attention for consideration, Colorado Dental Assisting School, Castle Rock, a new school with one new stand alone course: Entry Level Dental Assisting. School representatives were present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required surety level in the amount of \$99,875; that the school submitted a bond (\$33,291.66 coverage per campus if 25 students are distributed amongst the three campuses evenly) in the amount of \$100,000; and that the school can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and in compliance with the Division's minimum requirements, Ms. Malay in a combined motion moved that a Provisional Certificate of Approval be granted to Colorado Dental Assisting School, 562 Castle Pines Parkway, Suite C-8, Castle Rock, CO 80108, for the period beginning December 2, 2014, ending June 30, 2016, and that the course before the Board be approved. The combined motion was seconded and unanimously passed.

4. Colorado Dental Assisting School – Lone Tree

Program Specialist Belisle brought to the Board's attention for consideration, Colorado Dental Assisting School, Lone Tree, a new school with one new standalone course: Entry Level Dental Assisting. School representatives were present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required surety level in the amount of \$99,875; that the school submitted a bond (\$33,291.66 coverage per campus if 25 students are distributed amongst the three campuses evenly) in the amount of \$100,000; and that the school can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended, and in compliance with the Division's minimum requirements, Ms. Malay in a combined motion moved that a Provisional Certificate of Approval be granted to Colorado Dental Assisting School, 9227 E. Lincoln Avenue, Suite 100, Lone Tree, CO 80124, for the period beginning December 2, 2014, ending June 30,

2016, and that the course before the Board be approved. The combined motion was seconded and unanimously passed.

D. Matters of Non Compliance / Legal Action

1. CollegeAmerica – Advertisings – All Locations

The Chair of the Board, Steven Steele must recuse himself from this matter in order to prevent any appearances of impropriety.

Mr. Juhlin, was present to answer any question the Board may have regarding the advertising. Several questions were asked by the various Board members including: how the scholarship moneys were awarded; further inquiries about the requirements for both obtaining and maintaining a scholarship; whether CollegeAmerica could provide statistics for the number of scholarships awarded for each Colorado campus; and to provide the amounts that were actually granted for the scholarships that were awarded for the year 2014 separate and distinguished from the total amount of money that was available for scholarships in 2014. Ms. Malay specifically asked "of the total that was awarded, what was the total amount available?"

After a lengthy discussion, the conclusion was that Board members needed the following information to make informed decisions:

How many students apply for scholarship awards, and of those who apply how many (or what percentage) are awarded funds (and in what amounts), and how many (what percentage are denied), both in the State of Colorado and per campus in Colorado.

The Board clarified today that this information should include data from all of 2014. Mr. Juhlin agreed to provide the Board with this information (through the Division) within two weeks of the receipt of the request in writing.

2. Massage School of Colorado - Broomfield

Ms. Spiering, Assistant Attorney General, advised the Board the Mr. Quinn has responded to the litigation, a response had been filed, therefore this matter has been set a two day hearing starting, January 7, 2015, she can only provide the board with very little information, just in case there is an appeal this matter may be referred back to the Board.

Other Business:

Ms. Kanaly, Deputy Director & Compliance Officer advised that Board that Yoga studios are offering Teacher Training Courses to the public. The division has sent out letters with the Regulation Determination Questionnaire. Of the 51 questionnaire sent out, 18 of the yoga schools have responded. 1 of the schools discontinued offering the teacher training classes, 2 were found to be exempt due to religious affiliation and 15 fall under the DPOS jurisdiction. The Division received a copy of a letter sent out by the Yoga Alliance to what appears to be all registered Yoga Schools in Colorado. The letter suggests that Yoga schools contact their state legislators to help fight against the regulations of Yoga Teacher training. Ms. Kanaly will keep the board updated.

Ms. Kanaly, Deputy Director & Compliance Officer updated the Board on a complaint that we received on Concord Career College, the school has offered a full refund (\$29,000.00) to the student, but the student and student's mother has declined the full refund. The student and mother were posting negative information on web-site, and they have refused to stop. Therefore, DPOS has closed the complaint.

Adjournment:

There being no other business, Ms. Garcia-Eckstein motioned to adjourn the Board meeting. The motion was seconded and duly passed. The Board of Private Occupational Schools' Meeting of December 2, 2014, adjourned at 11:43 A.M.

The next regularly scheduled meeting of the Board is Tuesday January 27, 2015, at 9:30 A.M. and will be held at:

Auraria Higher Education Campus
Tivoli Student Center, Room 320
900 Auraria Parkway, Denver, CO 80204
Telephone (303) 866-2723