

MINUTES
BOARD OF PRIVATE OCCUPATIONAL SCHOOLS
June 22, 2021 9:31 a.m.

Join Zoom Meeting

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Meeting ID: 989 0801 6547

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Board Members Present:

Paul Garibay, Chair;	Ryan Minic, Vice Chair;
JoAnn Stevens, Secretary;	Shelley Krovitz;
Ellen Wamser;	Barbara Kearns; and
Jessica Houtz	

Division Staff Present:

Chief Occupational Education Officer/Director Lorna Candler;
Deputy Director & Compliance Officer Mary Kanaly;
Compliance Investigator Bradlee Uyemura;
Program Specialist Rachel Acosta;
Program Specialist April Cordova;
Program Specialist Carrie Harding;
Program Specialist Jonathan Rendon;
Program Specialist Assistant Bernadette Esquibel; and
Division Specialist Kristi Connors

Board Counsel Present:

Jacquelynn Rich Fredericks, First Assistant Attorney General, Office of the Colorado Attorney General; and
Natalie Powell, Senior Assistant Attorney General, Office of the Colorado Attorney General

Guests Present:

Steven Steele, IBMC College;
Ted Parker, Centriq Training;
Hillary Hilliard, Denver Integrative Massage School;
Prema Shakti, Alandi Ashram
Chef Victor Matthews, Paragon Culinary School;
Stephanie Herman, Accuity institute;
Jason Emery, Excel Driver Services;
Steve Waymel, Excel Driver Services;
Tracy Peterson, Bel-Rea Institute of Animal Technology;
Todd Cordrey, American Dream Real Estate School
Tristan Tran, Colorado Beauty College;

Kelsey Shibao, The CE Shop;
Angela Black, Barbizon School of Modeling and Acting;
Don Spence, Pilates Career Institute;
T. Sean Lujan, American Dream Real Estate School;
Erla Trujillo, Beauty Mark Skincare;
Igor Sergeev, Aplmed Academy;
Breana Gaskins, Aplmed Academy;
Marina Nelson, Aplmed Academy;
Amy Capwell, general public;
Daniel Slater, International Guide Academy;
Theresa Emery, Excel Driver Services;
Jason Emery, Excel Driver Services;
Kristi Shefferd, She She University;
Kim Smalley, Medical Sales College;
Mike Matoush, The CE Shop;
Imran Ali, Colorado Media School;
Greg Kimble, KMG Academy;
Cayla Kimble, KMG Academy;
Cindy Tusa, The White Magnolia Advanced Skin Care Institute;
Cheryl Morris, IntelliTec College;
Mike Euglow, Commercial Vehicle Training Center;
Veronica Styles; Veronica Styles Westland Beauty Academy;
Jana Lyons, Josh Lyons LLC;
Jim Rogers, Medical Sales College;
Victoria Sweet, Victoria James Salon Spa School;
Daniel Slater, International Guide Academy; and
Patrick Hirschberg, The CE Shop

Call to Order:

The regularly scheduled meeting of the Private Occupational Schools Board was called to order by Mr. Paul Garibay, Chair, at 9:31 a.m. The Board members, Division staff and guests were introduced. Board roll call was taken. A quorum was present.

Consideration of Approval of the May 25, 2021 Minutes:

Following review and consideration of the May 25, 2021 regular and executive session meeting minutes, Vice Chair Minic made a motion to approve the minutes as written. The motion was seconded and carried.

Additions / Changes to the Agenda:

No changes were made to the agenda

Director / Staff Report

COEO/Director Candler reported the following:

- Reported it has been a long, but highly successful year and recognized the Board members who worked diligently through the new processes created due to the pandemic. Also commended the Division's staff for adapting through new and unknown conditions.
- Commended schools who have come up with new and innovative methods of delivery to continue serving students.
- Deputy Director Kanaly testified before the Education Subcommittee for House Bill 21661.
- Deputy Director Kanaly and Division Specialist Kristi Connors attended the SHEEO webinar where the learning community presented a white paper which compared and contrasted state authorizing agencies across the nation. Colorado is in good standing in comparison to other states.
- Annual Filings look a little different this year with requirement to include more reporting on equity, diversity, and inclusion components for graduates. This data is important for the Division in order to contribute the Department's missions and goals.
- A public member Board position is vacant, and the Division is actively recruiting to fill it.
- Deputy Director Kanaly has renewed the Division's engagement with the truck driving task force and developing guidelines for evaluating truck driving school curriculum
- COEO/Director Candler has renewed the Division's efforts with the Human Trafficking Task Force and will be giving a joint presentation on the impacts of human trafficking on higher education.
- Recognized Board member Shelley Krovitz attending her last Board meeting. Her expertise and diligence related to corporations and legal entities to assist Division staff with complex issues has been greatly appreciated and will be missed immensely.
- Recognized Board Counsel Jacquelynn Rich-Fredericks attending her last Board meeting. The Division and Board greatly appreciate the dedication, leadership, and guidance over the years.
- Welcomed Natalie Powell as the Board's new Counsel.

New Business/Action Items:

A. Consideration of Approval of Out-of-State Provisional Certificate

1. Centriq Training – Kansas City – CH

Program Specialist Harding presented to the Board for review and consideration of a Provisional Certificate of Approval. A school representative was present.

Following review and consideration, Board member Kearns motioned to approve the Provisional Certificate of Approval effective July 1, 2021 and ending June 30, 2022. The motion was seconded and carried.

B. Consideration of Approval of Provisional Certificate

1. American Dream Real Estate School – Brighton – JR

Program Specialist Rendon presented to the Board for review and consideration of a Provisional Certificate. A school representative was present. A site visit was completed.

Following review and consideration, Vice Chair Minic motioned to approve the Provisional Certificate effective June 22, 2021 and ending June 30, 2022. The motion was seconded and carried.

Vice Chair Minic motioned to approve the new program: 160 Hour Real Estate Pre-Broker Licensing Course. The motion was seconded and carried.

2. She She University – Fort Collins – RA

Program Specialist Acosta presented to the Board for review and consideration of a Provisional Certificate of Approval. A school representative was present. A site visit was completed.

Following review and consideration, Board Secretary Stevens motioned to approve the Provisional Certificate effective June 22, 2021 and ending June 30, 2022. The motion was seconded and carried.

B. Consideration of Approval of Renewal

1. Alandi Ayurveda Gurukula – Boulder – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

2. Excel Driver Services – Henderson – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board Member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

3. KMG Academy – Boulder – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. Program Specialist Harding informed the Board of the applications deficiencies. The required financial information was not submitted by the owner by the deadline for review. Program Specialist Harding also noted for the Board that the school reduced their bond from \$250,000 down to \$50,000.

Following discussion of the missing financial information with the school's owner, Vice Chair Minic motioned to table discussion of KMG Academy to executive session. The motion was seconded and carried.

4. Aplmed Academy – Aurora – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted

Following discussion with the school's owner regarding the viability of the Massage Therapy Program being offered, Vice Chair Minic motioned to table discussion of Aplmed Academy to executive session. The motion was seconded and carried.

5. Medical Sales College – Lone Tree – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

6. International Guide Academy – Aurora – CH

Program Specialist Harding presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

7. Bel Rea Institute of Animal Technology – Denver – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

8. IntelliTec College – Grand Junction – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

9. IntelliTec College – Pueblo – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

10. Josh Lyons, LLC – Parachute – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

11. The White Magnolia Advanced Skin Care Institute – Fort Collins – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Secretary Stevens motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

12. Commercial Vehicle Training Center – Fort Lupton – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

13. Arch Dental Assistant Academy – Westminster - AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board Member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

14. Colorado Dental Assistant Academy – Boulder – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

15. Colorado Dental Assistant Academy – Greely – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

16. Colorado Dental Assistant Academy – Greenwood Village – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

17. Colorado Media School – Lakewood – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

18. Lash & Company – Thornton – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was not present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

19. Lash Blvd – Denver – AC

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

20. Beauty Mark – Arvada – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Secretary Stevens motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

21. Colorado Beauty College – Aurora – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

At 11:23 a.m. a motion was made by Vice Chair Minic for a recess. The motion was seconded and carried.

The Board meeting was called back to order at 11:51 a.m. by Chair Garibay.

22. Denver Integrative Massage School – Denver – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Secretary Stevens motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

23. International Academy of Elite Esthetics & Micropigmentation – Wheat Ridge – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

24. Pueblo School of Cosmetology – Pueblo – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

25. Semion Academy – Denver – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

26. Pilates Career Institute – Fort Collins – JR

Program Specialist Rendon presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

27. Paragon Culinary School – Colorado Springs – JR

Program Specialist Rendon presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

28. Barbizon School of Modeling – Greenwood Village – JR

Program Specialist Rendon presented to the Board for review and consideration renewal of the school's Certificate of Approval. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Wamser motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

29. National Beauty College – Denver – JR

Program Specialist Rendon presented to the Board for review and consideration renewal of the school's Certificate of Approval. The school's owner was present. A site visit was conducted. Program Specialist Rendon informed the Board of a missing item from the school's application. A safety inspection report

for the property was not included by the deadline for review. The school's owner explained that he was unsuccessful in reaching the safety inspector for his location.

COEO/Director Candler presented additional information to the Board regarding the school's accreditation with NACAAS and Title IV funding access. The school's owner informed the Board that the school was in the process of withdrawing from their approval to provide Title V1 funds for their students and planned to end their participation in the accreditation process.

Following further discussion with the school's owner regarding financial aid for students, Board member Wamser motioned to table discussion of National Beauty College to executive session. The motion was seconded and carried.

C. Consideration of Approval of Renewal with New Program(s)/Stand-Alone Course(s) or Major Revisions

1. Victoria James Salón Spa School – Loveland – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval and consideration of one major program revision: Cosmetology Program. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

Following review and consideration of the major program revision, Vice Chair Minic motioned to approve the previously mentioned program revision effective June 22, 2021. The motion was seconded and carried.

2. Westland Beauty Academy – Lakewood – RA

Program Specialist Acosta presented to the Board for review and consideration renewal of the school's Certificate of Approval and consideration of one new Stand-Alone course: Microneedling. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Secretary Stevens motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024. The motion was seconded and carried.

Following review and consideration of the new Microneedling Stand-Alone Course, Secretary Stevens motioned to approve the previously mentioned new course effective June 22, 2021. The motion was seconded and carried.

D. Consideration of Approval of Renewal with Change of Ownership

1. The CE Shop, LLC – Greenwood Village – JR

Program Specialist Rendon presented to the Board for review and consideration of renewal with change of ownership. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the renewal, Board member Kearns motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021, and ending June 30, 2024. The motion was seconded and carried.

Following review and consideration of the change of ownership, Board member Wamser motioned to approve the change of ownership from The CE Shop Inc. to The CE Shop, LLC effective June 22, 2021. The motion was seconded and carried.

E. Consideration of New Program(s)/Stand-Alone Course(s) or Major Revisions

1. IBMC College – Longmont – JR

At this time, Board member Kearns recused herself.

Program Specialist Rendon presented to the Board for review and consideration of major revisions to two current programs: Dental Assisting and Dental Office Administration. A school representative was present. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the major revisions, Vice Chair Minic motioned to approve the major revisions to the Dental Assisting and Dental Office Administration programs effective June 22, 2021. The motion was seconded and carried.

Board member Kearns rejoined the meeting.

F. Consideration of Approval of Change of Ownership

1. Acuity Institute, LLC – Denver – JR

Program Specialist Rendon presented to the Board for review and consideration an application for change of ownership. A school representative was present. A site visit was conducted. The Board determined that the school has adequate surety coverage and can maintain compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the change of ownership, Board member Wamser motioned to approve the change of ownership from QPM Solutions, LLC to Mindedge Inc. effective June 22, 2021. The motion was seconded and carried.

Other Business:

1. Legal Update

The Board's Counsel, Jacquelyn Rich Fredericks, updated the Board on the following items:

a. Auguste Escoffier

- i. Counsel prepared and provided to the Division on June 7, 2021, a letter to the file regarding the Board/Division's concerns about the school's unregistered agents.

b. CDL College

- i. On May 10, 2021, Board Counsel remitted a pre-litigation conferral and demand for compliance to The Hartford. They maintain their denial. On May 24, Board Counsel filed the Complaint in Denver District Court. After reviewing the in-state agent structure elected by the surety, Board Counsel is considering re-filing in a different jurisdiction to mitigate against any challenge about jurisdiction.

c. Colorado Springs School of Massage

- i. On May 19, 2021, Board Counsel provided an Attestation to the Division to send to the owner for signature. School owner returned the signed attestation to Counsel on June 15, 2021.

d. Mr. K's Floral Design School of Denver

- i. Board Counsel filed Notice of Charges with the Office of Administrative Courts on May 19, 2021. A setting hearing will be held in July.

e. Rock Creek Laser

- i. At the May Board meeting, the Board voted to issue a Notice of Charges with the Office of Administrative Courts. On June 2, 2021, Board Counsel met with attorney for Rock Creek Laser to discuss potential settlement. On June 4, 2021, the school owner agreed to close the school. Board Counsel provided an Affidavit of Voluntary Surrender to the school's attorney for signature.

f. Worldwide College of Auctioneering

- i. Current school owner responded to Notice of Noncompliance on June 3, 2021 with notification of their intention to cease operations in Colorado. On June 10, 2021, Board Counsel provided an Affidavit of Voluntary Surrender to the school. On June 18, 2021, the school returned the executed Affidavit along with a list of students from two years prior to closure.

- g. Board Counsel is working with the Division on revisions to the proposed language for DPOS policy regarding schools' ability to temporarily cease Board-approved in-person learning in response to a COVID-19 occurrence. This issue will be discussed at the July Board meeting.

2. College of International Esthetics, Inc.

Compliance Investigator Uyemura provided an update on the status of the Division obtaining the student records. Former owner is in the process of scanning the student transcripts and records of completion. The Division will provide an update as to progress of scanning records.

Following the discussion of Other Business, COEO/Director Candler raised the possibility of returning to in-person Board meetings in the future. COEO/Director Candler asked Board members and Division staff to consider for discussion at the July Board meeting when and how this could be accomplished.

Following review and consideration of each of the previous matters discussed during the regular portion of the Board meeting, Vice Chair Minic motioned to convene in executive session with the Board's Counsel to seek legal advice pursuant to C.R.S. §24-6-402(3)(a)(II), on the following matters: KMG Academy, Aplmed Academy, and National Beauty College, in consideration of relevant parts of the Private Occupational School Act, C.R.S. §23-64-101 et seq. and the Rules and Regulations, 8 CCR 1504-1. The motion was seconded and carried. The public session recorder was turned off.

The Board of Private Occupational Schools convened in executive session with its attorney of record, the Division Director, and Division staff at 1:24 p.m.

After the review and consideration of the matters previously mentioned, Chair Garibay resumed regular session at 2:11 p.m. The executive session recorder was turned off. The public session recorder was turned on and the general public was welcomed back.

First Assistant Attorney General, Jacquelynn Rich Fredericks, affirmed for the record that this executive session was for the sole purpose of providing legal advice to the Board and to otherwise engage in good faith in what is believed to be attorney-client privileged discussions.

Following executive session, the Board resumed its agenda as follows:

KMG Academy

Following discussion of the renewal in public session, Vice Chair Minic motioned to direct Board Counsel to move forward with issuing a Notice of Noncompliance regarding the Bond lapse. The motion was seconded and carried.

Vice Chair Minic motioned to extend the Certificate of Approval until the July Board meeting with the condition that the school submit the complete financial records as required to the Division by July 13, 2021, for review. The motion was seconded and carried.

Aplmed Academy

Following discussion of the renewal in public session, Vice Chair Minic motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2021 and ending June 30, 2024 with the condition that school owner verify with the Division their massage therapy equipment and supplies are sufficient to offer the program to students. The motion was seconded and carried.

National Beauty College

Following discussion of the renewal in public session, Board member Kearns motioned to extend the Certificate of Approval until the July Board meeting with the condition that the school submit the current safety inspection, an updated catalog, and a current student roster including their contact

information, start date, percent complete, percent paid, funding source, enrollment agreements and any addendums to the Division by July 13, 2021, for review. The motion was seconded and carried.

Adjournment:

Vice Chair Minic motioned to adjourn the meeting at 2:43 p.m. The motion was seconded and carried.

The next regularly scheduled meeting of the Board is Tuesday, July 27, 2021, at 9:30 a.m. and will be held via the web conference application, Zoom; meeting details will be posted on the Division's website: highered.colorado.gov/dpos.