



## **Annual Report of Enforcement Actions**

**2016**

Pursuant to the California Private Postsecondary Education Act of 2009 (Act), California Education Code (CEC) 94941(d), the Bureau for Private Postsecondary Education (Bureau) is required to report annually, the number of temporary restraining orders, interim suspension orders, and disciplinary actions taken by the Bureau. The actions taken are to be disaggregated by each priority category established pursuant to subdivision (b) of CEC 94941.

Sections 94941(b) and (e) require the Bureau, in consultation with the advisory committee, to establish priorities for its inspections and other enforcement resources to ensure that institutions representing the greatest threat of harm to the greatest number of students are identified and disciplined by the Bureau or referred to the Attorney General, and to adopt regulations to establish priority categories for complaints and cases.

To date, the Bureau and the advisory committee have not fully developed these priorities; however regulations will be forthcoming that will establish the priority categories for enforcement and disciplinary actions.

While regulations have not yet been promulgated, the Bureau prioritizes complaints and all disciplinary actions are made available to the public and provided on the Bureau's website at [http://www.bppe.ca.gov/enforcement/disciplinary\\_actions.shtml](http://www.bppe.ca.gov/enforcement/disciplinary_actions.shtml).

In accordance with the Bureau's mission statement, the Bureau protects students and consumers through the oversight of California's private postsecondary educational institutions by conducting qualitative reviews of educational programs and operating standards, proactively combatting unlicensed activity, impartially resolving student and consumer complaints and conducting outreach.

<sup>1</sup>The following table does not include "notices to comply" issued to institutions for minor violations pursuant to CEC 94935. Further, while administrative citations are not formal disciplinary proceeds, they are issued by the Bureau pursuant to CEC 94936 for violations of law, so have been included in this report. Likewise, emergency decisions, while not identified as temporary restraining orders, include orders for temporary interim and are also included in this report.

For the 2016 Calendar Year, the Bureau took the following enforcement actions<sup>1</sup> based on alleged violations of the CEC and California Code of Regulations, Title 5, Division 7.5 (5, CCR):

|                               |    |
|-------------------------------|----|
| Administrative Citations      | 74 |
| Accusations:                  | 20 |
| Emergency Decisions:          | 3  |
| Interim Suspension Orders:    | 0  |
| Temporary Restraining Orders: | 0  |

**Administrative Citation Violations:**

| <u>CEC or 5, CCR Section Violated</u>                       | <u>Number of Times Cited</u> |
|---|------------------------------|
| CEC 94934 Annual Report                                     | 42                           |
| 5, CCR 74110 Annual Report                                  | 42                           |
| CEC 94886 Approval to Operate Required                      | 9                            |
| CEC 94913 Institutional Website Requirements                | 8                            |
| CEC 94926 Procedures Prior to Closing, Teach-Out Plans      | 4                            |
| CEC 94927 Institutions in Default of Enrollment Agreement   | 4                            |
| CEC 94927.5 Provision of Records to Bureau Prior to Closing | 4                            |

**Accusations and/or Emergency Decisions**

| <u>CEC or 5, CCR Section Violated</u> | <u>Number of Alleged Violations</u> |
|---------------------------------------|-------------------------------------|
| 5, CCR 71745 Financial Resources      | 17                                  |

|   |    |
|---|----|
|   |    |
| 5, CCR 71920 Student Records                                      | 10 |
| 5, CCR 74112 Uniform Data – Annual Report, Performance Fact Sheet | 9  |
| 5, CCR 71930 Maintenance of Records                               | 9  |

The Bureau continues to monitor these institutions as well as all institutions under the Bureau's authority to ensure the highest level of consumer protection for current as well as future private postsecondary education institution students.