



Bureau of Private Postsecondary Education
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NOTICE TO COMPLY – CA 73078653 0913 (Ed. Code § 94935, 5 CCR § 75010)

Institution Name:	Nurses' Development Center, Inc.	Institution Telephone:	562-403-2115
Institution Code:	73078653	Administrator Name:	Ms. Arminda Crockett
Street Address:	17100 Norwalk Boulevard, Suite 106, Cerritos, CA 90703	Date of Inspection:	September 23, 2013

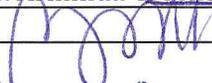
Nature and Facts of the Violation(s):

Education Code	Subsection and Description
§94904(a) - Ability to Benefit Students.	<p>(a) Before an ability-to-benefit student may execute an enrollment agreement, the institution shall have the student take an independently administered examination from the list of examinations prescribed by the United States Department of Education pursuant to Section 484(d) of the federal Higher Education Act of 1965 (20 U.S.C. Sec. 1070a et seq.) as it is, from time to time, amended. The student shall not enroll unless the student achieves a score, as specified by the United States Department of Education, demonstrating that the student may benefit from the education and training being offered.</p> <p>There is no verification in any of the student files reviewed which show proof of a passing ATB score (for those students who have not completed high school or GED). Thus, institution is admitting students without having the students take an independently administered exam from the list prescribed by the US Department of Education pursuant to Section 484(d) of the federal Higher Education Act of 1965.</p>

Code of Regulations	Subsection and Description
§71760 - Self Monitoring Procedures.	<p>Each institution shall develop and maintain adequate procedures used by the institution to assure that it is maintained and operated in compliance with the Act and this Division.</p> <p>Institution has not developed nor maintained adequate procedures to assure it is maintained and operated in compliance with the CPPEA Act of 2009 and CCR Division 7.5.</p>
§71920(b)(1)(A) - Student Records.	<p>(b) In addition to the requirements of section 94900, the file shall contain all of the following pertinent student records: (1) Written records and transcripts of any formal education or training, testing, or experience that are relevant to the student's qualifications for admission to the institution or the institution's award of credit or acceptance of transfer credits including the following:</p>

	<p>(A) Verification of high school completion or equivalency or other documentation establishing the student’s ability to do college level work, such as successful completion of an ability-to-benefit test.</p> <p>Catalog states in their ‘Admission Requirements’ that a “High School Diploma or GED or ATB “ is required for all of their programs offered; however, 14 of the 15 student files reviewed did not contain H.S. diploma, H.S. transcript verifying high school graduation, GED, nor verification of ATB passing score.</p>
<p>§71770(a)(1) - Admissions Standards and Transferred Credits Policy.</p>	<p>(a): The institution shall establish specific written standards for student admissions for each educational program. These standards shall be related to the particular educational program. An institution shall not admit any student who is obviously unqualified or who does not appear to have a reasonable prospect of completing the program. In addition to any specific standards for an educational program, the admissions standards must specify as applicable that: (1) Each student admitted to an undergraduate degree program, or a diploma program, shall possess a high school diploma or its equivalent, or otherwise successfully take and pass the relevant examination as required by section 94904 of the Code.</p> <p>This statute accompanies §71920 and §94904, since institution has not been referring or informing students they have the option to take and pass the relevant examination as required by 94904 of the Code (Ability to Benefit test) prior to admission.</p>

**Only minor violations are listed on the Notice to Comply.
Additional violations may have been identified that will be forwarded to the Enforcement Unit for further review.**

Inspector’s Name	Nicole Vinh
Inspector’s Signature	
Institution Administrator Name/Title:	Ms. Arminda Crockett, Owner/President/CAO/CEO/COO
Institution Administrator’s Signature:	

Education Code can be located at: http://www.bppe.ca.gov/lawsregs/ppe_act.shtml
Code of Regulations can be located at: <http://www.bppe.ca.gov/lawsregs/regs.shtml>

RETURN THIS FORM WITHIN THE SPECIFIED TIME FRAME WITH EITHER: 1) VERIFICATION OF COMPLIANCE OR 2) A NOTICE OF DISAGREEMENT

IMPORTANT COMPLIANCE NOTICE

California Education Code §94935 and California Code of Regulations §75010 provide that the Bureau for Private Postsecondary Education (Bureau) shall issue a Notice to Comply for minor violations detected during a compliance inspection by the Bureau.

By no later than 30 days from the date of the inspection, you must either: 1) Remedy the noncompliance item(s), sign the below declaration and submit this form to the Bureau, along with documentation describing how compliance was achieved; or 2) File with the Bureau a written notice of disagreement, specifying the minor violation(s) described in the Notice to Comply with which you disagree, and appealing it by requesting an informal office conference. If a written notice of disagreement is not timely filed with the Bureau, the right to appeal is deemed to have been waived.

Failure to timely remedy the noncompliance item(s) or file a written request for an informal office conference may result in the Bureau taking administrative enforcement action.

DECLARATION

Attached to this document is a list describing how compliance was achieved for each violation and supporting documentation. I declare under penalty of perjury that all violations identified in this Notice to Comply are corrected as described in the attachment.

Signature

Date

Print Name and Title

THIS DECLARATION OR A NOTICE OF DISAGREEMENT MUST BE SUBMITTED TO THE BUREAU BY **10/23/13**

Notice to Comply – CA 73078653 0913

Inspector's Initial: *tu*

Administrator's Initial: *Ma*