

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 293

Short Title: Proprietary Sch./Civil Penalties/AB.

(Public)

Sponsors: Representatives Bridgeman, Tolson; McLawhorn, Warren, and Melton.

Referred to: Education.

March 4, 1999

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE.

The General Assembly of North Carolina enacts:

Section 1. Chapter 115D of the General Statutes is amended by adding a new section to read:

"§ 115D-93.1. Operation without a license; penalty.

The State Board may assess a civil penalty not to exceed five thousand dollars (\$5,000) against any proprietary school owner who operates a school prior to being licensed by the State Board. A civil penalty assessed by the State Board pursuant to this section is final 30 days after the assessment is served on the owner unless the owner seeks judicial review pursuant to Article 4 of Chapter 150B of the General Statutes within that time. A civil penalty assessed pursuant to this section is in addition to all other penalties the State Board may impose against a proprietary school owner for violation of this Article.

The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2."

Section 2. This act becomes effective October 1, 1999.