

**BOARD OF PRIVATE OCCUPATIONAL SCHOOLS  
BOARD MEETING**

**April 27, 2010 9:30 A.M.**

The Colorado Private Occupational Schools Board convened at the Auraria Higher Education Campus, Tivoli Student Center, Room 640, 900 Auraria Parkway, Denver, CO 80204.

Chair Robert Martin called the meeting to order at 9:36 A.M. and greeted guests. The Board members, Division staff and guests were introduced. Board roll call was taken and a quorum was present.

Board Members Present:

Robert Martin, Chair	Lisa Bennison Noll, Vice Chair	Jerry Sirbu
Buddy Douglass	Tom Narvaez	

Board Members Absent:

Winnifred Rovig	Karen Hall
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Division Staff Present:

Georgia Roberts, Deputy Director	Bernadette Esquibel, Program Specialist
Renee Belisle, Program Specialist	Voni Oerman, Program Specialist
Loretta Perez, Administrative Assistant	

Division Staff Available by Telephone:

Jim Parker, Director

Board Counsel Available by Telephone:

Lorna Candler, Assistant Attorney General, Office of the Colorado Attorney General

Guests Present:

Pastor George Quansah, Love Christian Fellowship – Denver  
Tamara Quansah, Love Christian Fellowship – Denver  
Antionette Milliner, Love Christian Fellowship – Denver  
Tom Falconer, i2 School for Professional Development – Colorado Springs  
Wendy Rolon, American Institute - Denver  
Joann Carlson, American Institute - Denver  
Sherry Gohr, American Institute - Denver  
Vicki McIntosh, Academy of Medical & Health Science, Inc. – Pueblo  
Lynn Whitesides, The Salon Professional Academy – Colorado Springs  
Marla Knapp, The Salon Professional Academy – Colorado Springs  
Lorna Silva, College of International Esthetics, Inc. – Arvada  
Doug Antone, New Horizons Colorado - Englewood  
Chad Velvin, New Horizons Colorado - Englewood  
Randal Nilsen, Longs Peak Academy – Longmont  
Debbie Nilsen, Longs Peak Academy – Longmont  
Cindy Williams, Healing Spirits Training – Boulder  
Jenn Reichling, Healing Spirits Training – Boulder

Jennifer Overbey, The Real Estate School – Boulder  
Farida Sharan, School of Natural Medicine International – Boulder  
Bill McAfee, Pikes Peak School of Real Estate – Colorado Springs  
Sheryl Daniel, Bear Mountain School of Massage – Ft. Collins  
Karen Collinson, The Collinson Message School – Colorado Springs  
Arlene Malay, College of International Esthetics, Inc. – Arvada  
Allan Short, Concorde Career College - Aurora

**Approval of the March 23, 2010 Board Meeting Minutes:**

The Board reviewed the Minutes of March 23, 2010 Board Meeting. Ms. Lisa Bennison Noll motioned for approval of the minutes as read. The motion was seconded and passed.

**Additions / Changes to the Agenda:**

- Deputy Director Roberts added CollegeAmerica, Denver Campus to agenda item “E” - Student Complaints/Matters of Non Compliance/Legal Action;
- Renewal consideration for Center for Professional Education, Lakewood was removed from the agenda at the school's request; and
- It was clarified that in regard to agenda section “C” involving Longs Peak Academy, Longmont, the school is seeking both renewal of its Certificate of Approval and approval of a Change of Ownership.

**Staff and Director Report:**

The Director Report was given by Deputy Director Roberts. In summary, it was reported that Winnifred Roving, Lisa Bennison Noll, Buddy Douglass and Thomas Narvaez have been reappointed in their terms by Governor Ritter, pending Senate approval. A senate confirmation hearing is currently being arranged and likely will be held on May 6, 2010.

In respect to revising and standardizing a Letter of Credit to be used by schools having this form of surety instrument, the Division thanked Board member Buddy Douglass for his banking industry-based perspective and recommendations. The Director and Assistant Attorney General plan to have a draft for Board review at its May meeting.

It was also reported that the Division has been working with Greenway University and the application process in what will probably be the Board's first medical marijuana occupational school. It is expected to come before the Board at the May meeting, seeking a provisional certificate of approval.

It was also mentioned that recently two schools, Ridgeview and Excelsior Youth Center, which teach minor age students became exempt from regulation as the training is not open to the public but rather is only available to an “exclusive community”; and because students are not charged directly for the training received, as it is a part of the incarceration terms and cost.

Deputy Director Roberts also gave an update to the Board about the Mile High Medical Academy “teach out” with Pima Medical, and reported that demand has been made to the

bond companies, with one seeking more information from the Division before issuing the claim check.

Staff reported that all contingency approvals concerning last month's Board actions had been met; recorded; and were on file.

### **New Business /Action Items:**

#### **A. Consideration of Renewal of Certificate of Approval**

##### **1. i2 School for Professional Development – Colorado Springs**

Program Specialist Oerman brought to the Board's attention for consideration of renewal i2 School for Professional Development, Colorado Springs. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum bond in the amount of \$8,480; that the school submitted a bond in the amount of \$30,000; 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, Mr. Douglass moved that the Standard Certificate of Approval be granted to i2 School for Professional Development, 1150 Academy Park Loop, Suite 136, Colorado Springs, CO 80910, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

##### **2. Academy of Medical & Health Science, Inc. - Pueblo**

Program Specialist Oerman brought to the Board's attention for consideration of renewal Academy of Medical & Health Science, Inc., Pueblo. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum surety level in the amount of \$15,000; that the school submitted a letter of credit in the amount of \$34,000; 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, Mr. Douglass moved that the Standard Certificate of Approval be granted to Academy of Medical & Health Science, Inc., 1339 S. Pueblo Blvd., #100, Pueblo, CO 81005, for the period beginning July 1, 2010 and ending June 30, 2013, contingent upon the discussed corrections being made. The motion was seconded and unanimously passed.

##### **3. Love Christian Fellowship - Denver**

Program Specialist Oerman brought to the Board's attention for consideration of renewal Love Christian Fellowship, Denver. School representatives were present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum surety level in the amount of \$5000; that the school submitted a certificate of deposit in the amount of \$5,000; 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, Mr. Narvaez moved that the Standard Certificate of Approval be

granted to Love Christian Fellowship, 4651 Tulsa Court, Denver, CO 80239, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**4. School of Natural Medicine International - Boulder**

Program Specialist Belisle brought to the Board's attention for consideration of renewal School of Natural Medicine International, Boulder. School representatives were present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum bond in the amount of \$5,000; that the school submitted a bond in the amount of \$5,000; 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, Mr. Narvaez moved that the Standard Certificate of Approval be granted to School of Natural Medicine International, 4645 N. Broadway, Unit B5, Boulder, CO 80304, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**5. Healing Spirits Massage Training - Boulder**

Program Specialist Belisle brought to the Board's attention for consideration of renewal Healing Spirits Massage Training, Boulder. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum bond in the amount of \$16,140; that the school submitted a bond in the amount of \$35,000; 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, Mr. Narvaez moved that the Standard Certificate of Approval be granted to Healing Spirits Massage Training, 100 Arapahoe Street, Unit 4, Boulder, CO 80302, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**6. Bear Mountain School of Massage – Ft. Collins**

Program Specialist Belisle brought to the Board's attention for consideration of renewal Bear Mountain School of Massage, Ft. Collins. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum surety level in the amount of \$5,000; that the school submitted a certificate of deposit in the amount of \$5,000; 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, Mr. Sirbu moved that the Standard Certificate of Approval be granted to Bear Mountain School of Massage, 506 S. College Avenue, Suite D., Ft. Collins, CO 80524, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**7. Pikes Peak School of Real Estate – Colorado Springs**

Program Specialist Belisle brought to the Board's attention for consideration of renewal Pikes Peak School of Real Estate, Colorado Springs. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum bond in the amount of \$5,000; that the school submitted a bond in the amount of \$5,000; 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, Mr. Douglass moved that the Standard Certificate of Approval be granted to Pikes Peak School of Real Estate, 5755 Mark Dabling Blvd., Suite 110, Colorado Springs, CO 80919, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**8. The Collinson Massage School – Colorado Springs**

Program Specialist Belisle brought to the Board's attention for consideration of renewal The Collinson Massage School, Colorado Springs. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum surety level in the amount of \$7,067; that the school submitted a certificate of deposit in the amount of \$15,000; 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, Mr. Narvaez moved that the Standard Certificate of Approval be granted to The Collinson Massage School, 2163 N. Academy Blvd, Colorado Springs, CO 80909, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**9. The Salon Professional Academy– Colorado Springs**

Program Specialist Belisle brought to the Board's attention for consideration of renewal The Salon Professional Academy, Colorado Springs. School representatives were present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum bond in the amount of \$114,968; that the school submitted a bond in the amount of \$136,000; 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, Mr. Narvaez moved that the Standard Certificate of Approval be granted to The Salon Professional Academy, 4388 Austin Bluffs Parkway, Colorado Springs, CO 80918, for the period beginning July 1, 2010 and ending June 30, 2013. The motion was seconded and unanimously passed.

**B. Consideration of Approval Programs/Stand Alone Courses**

**1. The Real Estate School - Boulder**

Program Specialist Oerman brought to the Board's attention for review and consideration three new stand alone courses: (1) Renovation Lending: FHA 203(k)/203(ks) Loan; (2) Colorado Down Payment Assistance Program; and (3) 5 Star Client Service, proposed by The Real Estate School, Boulder. A school representative was present. The school satisfied

the Board's inquiry. Based upon the Board having determined that the above-referenced courses for The Real Estate School, 4750 Table Mesa Drive, Boulder, CO 80305 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, Ms. Bennison Noll moved to approve the above-referenced new courses effective April 27, 2010. The combined motion was seconded and unanimously passed.

## **2. College of International Esthetics, Inc., - Arvada**

Program Specialist Esquibel brought to the Board's attention for review and consideration five new stand alone courses: (1) Nutritional Consultant; (2) Master Herbalist; (3) Herbalist; (4) Chinese Face, Tongue, Nail Analysis; and (5) Iridology/kinesiology, proposed by College of International Esthetics, Inc., Arvada. School representative were present. The school satisfied the Board's inquiry. Based upon the Board having determined that the above-referenced courses for College of International Esthetics, Inc., 7330 W 52<sup>nd</sup> Avenue, Suite T, Arvada, CO 80002 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. Sirbu moved to approve the above-referenced new courses effective April 27, 2010, contingent upon the discussed correction that one course be changed to a program. The motion was seconded and unanimously passed.

## **3. American International Beauty College - Denver**

Program Specialist Esquibel brought to the Board's attention for review and consideration one new stand alone course, Hair Removal by Waxing, proposed by American International Beauty College, Denver. A school representative was available by telephone. The school satisfied the Board's inquiry. Based upon the Board having determined that the above-referenced program for American International Beauty College, 655 S. Federal Blvd., Unit B & C, Denver, CO 80219 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, Ms. Bennison Noll moved to approve the above-referenced new course effective April 27, 2010. The motion was seconded and unanimously passed.

## **4. The CE Shop, Inc. - Fargo, ND**

Program Specialist Belisle brought to the Board's attention for review and consideration two new stand alone courses: (1) Colorado Annual Commission Update 2010; and (2) Short Sales and Foreclosure Risk Management, proposed by The CE Shop, Inc., Fargo, ND. No school representative was available. Based upon the Board having determined that the above-referenced courses for The CE Shop, Inc., 23 Broadway N., Suite 300, Fargo, ND 58102 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. Narvaez moved to approve the above-referenced new courses effective April 27, 2010. The combined motion was seconded and unanimously passed.

5. **National Beauty College - Denver**

Program Specialist Belisle brought to the Board's attention for review and consideration one new program, 8 Hours Electric File Safety Class, proposed by National Beauty College, Denver. No school representative was available. Based upon the Board having determined that the above-referenced program for National Beauty College, 2370 W. Alameda Avenue, Unit 12, Denver, CO 80223 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, Ms. Bennison Noll moved to approve the above-referenced new program effective April 27, 2010. The motion was seconded and unanimously passed.

6. **Concorde Career College - Aurora**

Program Specialist Oerman brought to the Board's attention for review and consideration one new program, Occupational Therapy Assistant, proposed by Concorde Career College, Aurora. A school representative was present. The school satisfied the Board's inquiry. Based upon the Board having determined that the above-referenced program for Concorde Career College, 111 N. Havana Street, Aurora, CO 80010 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. Sirbu moved to approve the above-referenced new program effective April 27, 2010. The motion was seconded and unanimously passed.

**C. Consideration of Renewal of Certificate of Approval/Change of Ownership**

1. **Longs Peak Academy – Longmont**

Program Specialist Belisle brought to the Board's attention for consideration of renewal and change of ownership. A school representative was present. The school satisfied the Board's inquiry. Upon determining that the school is in compliance with the required minimum surety level in the amount of \$65,700; that the school submitted a certificate of deposit in the amount of \$75,000; 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, Mr. Sirbu moved that the Standard Certificate of Approval be granted to Longs Peak Academy, 700 Ken Pratt Blvd., Suite 510, Longmont, CO 80510, for the period beginning July 1, 2010 and ending June 30, 2013, and that the Change of Ownership be granted April 27, 2010. The motion was seconded and unanimously passed.

**D. Notification of School Closings**

The Division informed the Board of the following recent school closure:

1. Columbine Fly Fishing Guide School – Colorado Springs

The Board recessed for a break at 10:09 A.M. and reconvened at 10:24 A.M.

Director Parker and Lorna Chandler, Assistant Attorney General, joined the meeting at 10:24 A.M. via telephone

## **E. Student Complaints/Matters of Non Compliance/Legal Action**

### **1. Alleged False and Deceptive Advertising - Bartending Schools**

Director Parker; Assistant Attorney General Candler via telephone; and Deputy Director Roberts reported to the Board ongoing concerns relating to the advertising and marketing practices by two approved, competing bartending schools, Bartending & Casino College and ABC Bartending. In summary, the Division reported that it has been communicating with and monitoring both schools in particular regarding on-line marketing practices and enrollment. The Division provided specific details in a memorandum to the Board which identified alleged negative representations to students about business competitors, filed student complaints and the Division's efforts thus far to address such matters. The Division sought the Board review and perspective. Upon due deliberation and discussion, Mr. Douglass moved that the Board direct the Division Director to:

(1) Issue a cease and desist letter to ABC Bartending Denver and its owner and director in respect to advertising and marketing in association with the Bartending College, Sacramento, CA;

(2) Provide options conveyed in a letter to the Bartending College, Sacramento, CA and its owner which directs it to either cease and desist from advertising and recruiting for ABC Bartending, Denver; or to make application without any further delay to the Board of Private Occupational Schools to operate as a private occupational school and to seek approval to act as an agent if it is the intent to continue to advertise and recruit Colorado residents for ABC Bartending Denver; and

(3) Reference and incorporate in the above directed communications the Division's past directives and jurisdictional clarification sent to the respective bartending schools.

The motion was seconded and unanimously passed.

### **2. College America - Denver**

Director Parker and Assistant Attorney General Candler via telephone updated the Board on concerns regarding CollegeAmerica, Denver Campus.

The Board indicating it would like to consult its legal counsel before further discussion or action, Mr. Martin, Chair, called for a motion to convene in executive session pursuant to §24-6-402(3) (a)(II), C.R.S., to confer with the Board's attorney regarding legal options available concerning CollegeAmerica, Denver Campus and to receive legal advice on specific questions related thereto, and pursuant to §24-6-402(3)(a)(III); to discuss personnel data required to be kept confidential pursuant to section §12-59-105.4. Ms. Bennison Noll so motioned; it was seconded; and duly passed. Members of the general public left the meeting room. The regular public board meeting recorder was turned off, and the Board of Private Occupational School duly convened into executive session at 10:31 A.M. for the



purposes described above as requiring confidentiality. No member of the general public was present. The executive session recorder was turned on.

Executive session having concluded, the public session of the Board meeting reconvened at 10:38 A.M. The executive session recorder was stopped and the regular public meeting recorder was turned on. Members of the general public and school representatives were invited to once again attend.

Assistant Attorney General Candler affirmed for the public record that the Executive Session was for the sole purpose of providing legal advice to the Board and to otherwise engage in what in good faith is believed to be an attorney-client privileged discussion or complaint matters required to be kept confidential.

After due deliberation and discussion, a motion was made by Mr. Douglass to direct the Division to send a Notice of Noncompliance to CollegeAmerica, Denver Campus, and to give the school a brief, but reasonable time to respond. The motion was seconded and unanimously passed.

#### **Other Business:**

##### **A. Reconsideration of Proposed Rule for Reporting of Student Graduate Data**

Deputy Director Roberts requested that the Board reconsider the proposed rule requiring schools to report to the Division on an annual basis its student graduate data. This matter was tabled at the March 23, 2010 meeting, pending additional clarification about the use of such data by the Division or Department. After additional discussion and upon due deliberation, Mr. Narvaez moved that the Board direct the Division's Director to file a Notice of Public Rulemaking Hearing with the Colorado Secretary of State, pursuant to section 24-4-103, of the Colorado Revised Statutes, and otherwise go forward arranging for public comment concerning the proposed annual student data reporting rule. The motion was seconded and unanimously passed.

#### **Adjournment:**

Having no further business, Mr. Narvaez moved for adjournment. The motion was seconded and passed. The Board meeting adjourned at 11:01 A.M.

The next regularly scheduled meeting of the Board is Tuesday, May 25, 2010, 9:30 A.M. and will be held at:

Auraria Higher Education Campus  
Tivoli Student Center, Room 320  
900 Auraria Parkway  
Denver, CO 80204