

MINUTES
BOARD OF PRIVATE OCCUPATIONAL SCHOOLS
March 22, 2016 9:30 A.M.

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

Board Members Present:

Steven W. Steele, Chair	Arlene Rae Malay	Joseph James Wolf
Richard Semakula	Shelley Krovitz	Paul Garibay

Division Staff Present:

Lorna Candler, Director	Mary Kanaly, Deputy Director & Compliance Officer
Bernadette Esquibel, Program Coordinator	Jessica Googins, Program Specialist
Lisa Hill, Program Specialist	April Cordova, Program Specialist
Loretta Perez, Administrative Assistant III	

Board Counsel Present:

Kimberly Spiering, Assistant Attorney General, Office of the Colorado Attorney General

Guests Present:

Lisa Duffy, Cheeks International Academy of Beauty Culture
Randy Meyers, CDL Certifiers/CDL Trainers
Gina Simpson, Colorado School of Healing Arts
Patti Jacobs, Career Colleges Consulting
Andy Floyd, Colorado Culinary Academy
Terri Goldman, Life Time Academy
Efrain Feliciano, Barber University of Denver
Pat Ross, Barber University of Denver
Jan Wagner, DaVinci Coders
Michael Morgan, DaVinci Coders
Thomas Allen, Colorado Culinary Academy
Bruce Batky, Skill Distillery
Janet Perry, At-Home Professions
Steven Rubin, Colorado Academy of Veterinary Technology
Mark Manton, Massage Therapy Institute of Colorado

Call to Order:

The regularly scheduled meeting of the Private Occupational Schools Board was called to order by Steven W. Steele, Chair, at 9:30 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 February 23, 2016 Minutes:

Following review and consideration of the February 23, 2016 meeting minutes, a motion was made by Ms. Malay to approve the minutes as written. The motion was seconded and carried.

Additions / Changes to the Agenda:

Director Candler informed the Board that we had one addition to the Agenda, under Action Item, "D" Consideration of Approval Provision Certificate of Approval, under number "1" Barber University of Denver, one Program.

Director Report:

Director Candler announced that we have a new Board Member Mr. Timothy L. Brooks, he is unable to attend this meeting, but will be present at the next meeting.

Director Candler also announced that at the end of the meeting she would like to show the Board members the presentation that was provided at the DHE Landscape Meeting that was held on March 9, 2016.

We also had a report from Zenith formerly known as Corinthian that the Division may be seeing some negative reporting in the news and they had an indication that the press was going to be talking about state regulators.

No updates on Kaplan at this time but expect to hear something in the near future regarding the name change.

Deputy Director Kanaly gave an update date on the PSI Training that the staff attended.

New Business/Action Items:

A. Consideration of Approval Programs / Stand Alone Courses

1. Executive Security International, LTD – Grand Junction

Program Specialist Googins presented to the Board for review and consideration one new stand alone course; Celebrity Protection/Behavioral Intelligence. A school representative was available by telephone. The Board determined that the school has adequate surety coverage.

Following review and consideration of the new course, Ms. Malay motioned to approve the above-referenced course effective March 22, 2016. The motion was seconded and carried.

2. Massage Therapy Institute of Colorado - Denver

Program Specialist Googins presented to the Board for review and consideration three new stand alone courses: 1. Manual Therapy and Medical Massage, 2. Complementary Massage Methods and 3. PNF Tech Qi Gong, New Strategies for Pain Relief. A School representative was present. The Board determined that the school has adequate surety coverage.

Following review and consideration of the new courses, Ms. Malay motioned to approve the above-referenced courses effective March 22, 2016. The motion was seconded and carried.

3. Colorado Culinary Academy – Greenwood Village

Program Specialist Googins presented to the Board for review and consideration one new program and one new stand alone course. The program is Classic Culinarian; and the course is: Baking and Pastry Fundamentals. School representatives were present. The Board determined that the school has adequate surety coverage.

Following review and consideration of the new program and new course, Ms. Malay motioned to approve the above-referenced program and course effective March 22, 2016. The motion was seconded and carried.

4. DaVinci Coders -Westminster

Program Specialist Hill presented to the Board for review and consideration one new standalone course; Programming with Python. School representatives were present. The Board determined that the school has adequate surety coverage.

Following review and consideration of the new course, Ms. Malay motioned to approve the above-referenced course effective March 22, 2016. The motion was seconded and carried.

5. IBMC College – Fort Collins

Mr. Steele recused himself from this matter only. A quorum was still present.

Program Specialist Hill presented to the Board for review and consideration one new program: Medical Office Administration. A school representative was present. The Board determined that the school has adequate surety coverage.

Following review and consideration, Specialist Hill requested that the Board approve the program with a contingency of the Advisory Committee Minutes being received by the Division. Ms. Malay motioned to approve the above-referenced program with the contingency. The motion was seconded and carried.

B. Consideration of Renewal of Certificate of Approval

1. Skill Distillery – Greenwood Village

Program Specialist Cordova presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Mr. Wolf motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

2. At-Home Professions – Fort Collins

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Mr. Wolf motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

3. Life Time Academy – Colorado Springs

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Mr. Semakula motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

4. Life Time Academy – Centennial

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Mr. Semakula motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

5. Colorado Academy of Veterinary Technology – Colorado Springs

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Ms. Malay motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

6. CDL Certifiers/CDL Trainers – Pueblo West

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval. 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 renewal, Ms. Malay motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019. The motion was seconded and carried.

C. Consideration of Renewal of Certificate of Approval with Programs

1. Bangs! A Cosmetology School - Durango

Program Specialist Googins presented to the Board for review and consideration renewal of the school's Certificate of Approval and one revised program, Cosmetology; Course 101, Program A, Residential, 1800 Contact. A school representative was not 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 renewal and revised program, Mr. Wolf motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019 and the above-referenced program effective March 22, 2016. The motion was seconded and carried.

2. Cheeks International Academy of Beauty Culture - Greeley

Program Specialist Hill presented to the Board for review and consideration renewal of the school's Certificate of Approval and three revised programs: 1. Hairstyling, 2. Nail Technician and 3. Cosmetology. 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 renewal and revised programs, Ms. Malay motioned to approve the Standard Certificate of Approval for the period beginning July 1, 2016 and ending June 30, 2019 and the above-referenced programs effective March 22, 2016. The motion was seconded and carried

D. Consideration of Approval of Provisional Certificate of Approval

1. Barber University of Denver - Denver

Program Specialist Cordova presented to the Board for review and consideration a new school with one new program: Art and Science of Barbering. School representatives were present. The Board determined that the school has adequate surety coverage at this time and can be reasonably maintained in compliance with the minimum standards as prescribed by the Private Occupational Education Act of 1981, as amended.

Following review and consideration of the new school and program, Ms. Malay motioned to approve the Provisional Certificate of Approval for the period beginning March 22, 2016 and ending June 30, 2017 and to approve the above-referenced program. The motion was seconded and carried.

E. Notification of School Closings / Change of Status (No action required)

Program Specialist Googins reported the closing of Stillwater College of Allied Health - Denver.

No action taken.

Other Business Information Only:

Assessment Update: At the last meeting we discussed the notice of noncompliance related to untimely payment of assessment fees and the Board granted the Division authority to issue such notice on noncompliance. Therefore, the Division issued forty one notices. As a result of the Notices, all but five schools have paid or replied to the notice of noncompliance. Per the Board instructions, the Division drafted Notices to Fine to issue to those who have not paid their assessment. As the Board ordered, we have issued fines according to the fine schedule: 1st violation \$100.00; 2nd violation \$300.00' 3rd violation \$500.00. If schools have more than 3 late assessment periods or fail to comply with payment of the Notice of Fine, the school(s) will be brought before the board on a case by case basis.

In accordance with the directive of the Board, the Division will be issuing fines as detailed under the fine schedule. Two schools will be fined \$100.00; one school will be fined \$300.00; and two schools will be fined \$500.00.

The Division has sent out a postcard for the 3rd quarter 2016, which will be due on April 15, 2016. The postcard specifies the ramifications for untimely payment of assessment fees. Additionally, this information has been posted on our web site.

CIT University (Thomas Guerriero): the summary suspension was sent out via email and by us mail which has been returned. The Division has attempted calling all his phone number. Upon locating the address of the federal penitentiary where Mr. Guerriero is imprisoned, the notice has been being resent. If Mr. Guerriero does not reply, we will summarize all efforts made to contact the school owner in a Motion to Dismiss to the ALJ. Pursuant to the Summary Suspension Order, the school has been closed.

Massage School of Colorado: Mr. Quinn has filed a Complaint for Judicial Review and a Request for Stay before the District Court. The Division will be conferring with the Attorney General's Office to file a response.

CollegeAmerica: Mr. Juhlin sent a monthly update; Director Candler will send the update to all Board members via e-mail, any questions, can be discussed at the next Board meeting.

Adjournment:

Mr. Semakula motioned to adjourn the meeting at 10:47 p.m. The motion was seconded and carried.

The next regularly scheduled meeting of the Board is Tuesday April 26, 2016, at 9:30 A.M. and will be held at:

Auraria Higher Education Campus
Tivoli Student Center, Room 320
900 Auraria Parkway, Denver, CO 80204
Telephone (303) 862-3001