

HOUSE BILL 1138

F2

5lr3373

By: **Delegate Fair**

Introduced and read first time: February 5, 2025

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education – Private Career Schools – Advertising**

3 FOR the purpose of authorizing certain private career schools to advertise certain
4 information and collect certain contact information before receiving a certificate of
5 approval from the Maryland Higher Education Commission to operate a private
6 career school in the State; and generally relating to private career schools.

7 BY repealing and reenacting, without amendments,

8 Article – Education

9 Section 10–101(a) and (j)

10 Annotated Code of Maryland

11 (2022 Replacement Volume and 2024 Supplement)

12 BY adding to

13 Article – Education

14 Section 11–212

15 Annotated Code of Maryland

16 (2022 Replacement Volume and 2024 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Education**

20 10–101.

21 (a) In this division the following words have the meanings indicated.

22 (j) “Private career school” means a privately owned and privately operated
23 institution of postsecondary education other than an institution of higher education that
24 furnishes or offers to furnish programs, whether or not requiring a payment of tuition or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 fee, for the purpose of training, retraining, or upgrading individuals for gainful employment
2 as skilled or semiskilled workers or technicians in recognized occupations or in new and
3 emerging occupations.

4 **11-212.**

5 **(A) A PRIVATE CAREER SCHOOL MAY ADVERTISE AND COLLECT CONTACT**
6 **INFORMATION FOR POTENTIAL NEW STUDENTS BEFORE RECEIVING A CERTIFICATE**
7 **OF APPROVAL TO OPERATE IN THE STATE IF:**

8 **(1) THE PRIVATE CAREER SCHOOL HAS:**

9 **(I) COMPLETED A MARKET SURVEY;**

10 **(II) SECURED A LEASE OR OWNS A PROPERTY FOR THE SCHOOL**
11 **BUILDING;**

12 **(III) COMPLETED ANY NECESSARY CONSTRUCTION,**
13 **RENOVATIONS, OR MODIFICATIONS TO THE SCHOOL BUILDING; AND**

14 **(IV) OBTAINED ALL EQUIPMENT AND PERMITS, EXCEPT FOR THE**
15 **CERTIFICATE OF APPROVAL, NECESSARY FOR OPERATING THE PRIVATE CAREER**
16 **SCHOOL;**

17 **(2) THE PRIVATE CAREER SCHOOL IS LIKELY TO BE ISSUED A**
18 **CERTIFICATE OF APPROVAL FROM THE COMMISSION; AND**

19 **(3) THE REQUEST TO BEGIN ADVERTISING IS APPROVED BY THE**
20 **SECRETARY.**

21 **(B) ADVERTISING FOR A PRIVATE CAREER SCHOOL APPROVED UNDER**
22 **SUBSECTION (A) OF THIS SECTION:**

23 **(1) MAY CONTAIN INFORMATION RELATING TO THE OPENING OF THE**
24 **PRIVATE CAREER SCHOOL, INCLUDING THE ANTICIPATED DATE OF OPENING,**
25 **PROGRAMS OF INSTRUCTION, AND THE APPLICATION PROCESS; AND**

26 **(2) SHALL DISCLOSE THAT THE PRIVATE CAREER SCHOOL IS**
27 **PENDING APPROVAL.**

28 **(C) THE SECRETARY SHALL ADOPT REGULATIONS SPECIFYING THE**
29 **PROCESS FOR APPROVAL TO ADVERTISE A PRIVATE CAREER SCHOOL UNDER THIS**
30 **SECTION.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
2 1, 2025.