

By: Senator(s) Ferris

To: Education

SENATE BILL NO. 2275  
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 75-60-15, MISSISSIPPI CODE OF 1972,  
2 TO RESTORE THE FEE ASSESSED UNDER THE MISSISSIPPI PROPRIETARY  
3 SCHOOL AND COLLEGE REGISTRATION LAW WHICH IS BASED ON THE  
4 APPLICANT SCHOOL'S GROSS ANNUAL TUITION INCOME; AND FOR RELATED  
5 PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 75-60-15, Mississippi Code of 1972, is  
8 amended as follows:

9 75-60-15. (1) The initial application fee shall be Five  
10 Hundred Dollars (\$500.00) which shall accompany each application  
11 for certificate of registration, and the renewal fee shall be Two  
12 Hundred Fifty Dollars (\$250.00). There shall be an additional  
13 initial fee based upon the applicant school's gross tuition income  
14 collected during the first year after registration, according to  
15 the following schedule:

16 GROSS ANNUAL TUITION INCOME FEE

17 0 - \$1,249,999.00..... 2/10 OF 1%

18 \$1,250,000.00 or above..... 1/10 of 1%

19 Such additional fee shall be paid within thirty (30) days  
20 after the end of such year. There shall be an additional annual  
21 renewal fee based upon the school's gross tuition income collected  
22 during the previous license year, according to the same schedule  
23 which shall accompany application for renewal. Such additional  
24 and renewal fees are each subject to a maximum fee of Ten Thousand  
25 Dollars (\$10,000.00) and a minimum fee of Fifty Dollars (\$50.00).

26 (2) If a renewal fee is not paid at least thirty (30) days  
27 prior to the expiration of a school's certificate of registration,

28 in addition to the renewal fee, there shall be a delinquent fee of  
29 one-tenth of one percent (1/10 of 1%) of such school's gross  
30 tuition revenues collected during the previous registration year,  
31 with a maximum fee of Two Thousand Five Hundred Dollars  
32 (\$2,500.00) and a minimum fee of Twenty-five Dollars (\$25.00).  
33 The reinstatement registration fee for a suspended school shall be  
34 Five Hundred Dollars (\$500.00). No portion of any license fee  
35 shall be subject to refund.

36 (3) A certificate of registration shall be issued or denied  
37 within sixty (60) days after receipt of the application by the  
38 commission.

39 (4) No new program of study shall be offered by any school  
40 holding a certificate of registration until it is registered with  
41 and approved by the commission in accordance with procedures which  
42 shall be established by the commission. After such course is  
43 registered in accordance with the approval procedures provided for  
44 herein, it shall be included as a part of any renewal of a  
45 certificate of registration. Each application for the original  
46 registration of a new course shall be accompanied by a fee of One  
47 Hundred Dollars (\$100.00).

48 (5) A certificate of registration shall be valid only for  
49 the school and courses for which it is issued and shall not  
50 include other schools or additional locations of a school unless  
51 each such additional location (a) offers only courses which are  
52 identical to courses offered at the registered location and (b) is  
53 under the same ownership, management and control as that of the  
54 registered location except as may be provided otherwise in this  
55 section. Such additional locations meeting such requirements  
56 shall be identified as "annexes" on a certificate application.  
57 Gross tuition revenues for the registered location and all annexes  
58 shall be combined for the purpose of determining fees payable  
59 under this section.

60 (6) The fee submitted with the application is not returnable  
61 to the applicant, even though a certificate of registration is not  
62 issued.

63 SECTION 2. It is the intent of the Legislature that since  
64 the purpose of this act is to restore language that was

65 inadvertently deleted during the 1998 Regular Session, the  
66 provisions of this act shall apply retroactively. This act shall  
67 take effect and be in force from and after July 1, 1998.