

SUBSTITUTE FOR
HOUSE BILL NO. 4040

A bill to amend 1943 PA 148, entitled
"Proprietary schools act,"
by amending section 1a (MCL 395.101a), as amended by 2016 PA 146.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1a. (1) This act shall be known and may be cited as the
2 "proprietary schools act".

3 (2) As used in this act:

4 (a) "Department" means the department of ~~licensing and~~
5 ~~regulatory affairs.~~ **labor and economic opportunity.**

6 (b) "Person" means an individual, partnership, corporation,
7 limited liability company, association, organization, or other
8 legal entity.

9 (c) "Proprietary school" means a school that uses a certain

1 plan or method to teach a trade, occupation, or vocation for a
2 consideration, reward, or promise of any kind. Proprietary school
3 includes, but is not limited to, a private business, trade, or home
4 study school. Proprietary school does not include any of the
5 following:

6 (i) A school or college possessing authority to grant degrees.

7 (ii) A school licensed by law through another board or
8 department of this state.

9 (iii) A school maintained or a program conducted, without
10 profit, by a person for that person's employees.

11 (iv) A school or program within a school that exclusively
12 provides yoga instruction, yoga teacher training, or both.

13 (v) A school that exclusively offers 1 or both of the
14 following:

15 (A) Apprenticeship programs registered under the national
16 apprenticeship act, 29 USC 50 to 50c, and approved through the
17 Office of Apprenticeship in the United States Department of Labor.

18 (B) Pre-apprenticeship or apprentice readiness programs
19 administered by a registered apprenticeship program under the
20 national apprenticeship act, 29 USC 50 to 50c, and approved through
21 the Office of Apprenticeship in the United States Department of
22 Labor.