

Effective 1/1/2024

13-34-302 Registration statement for state authorization certificate -- Expiration.

- (1) A postsecondary school may submit a registration statement to obtain a state authorization certificate if the postsecondary school is accredited by an accrediting agency recognized by the United States Department of Education.
- (2) To obtain a state authorization certificate, a postsecondary school shall submit a registration statement on a form approved by the division that includes:
 - (a) proof of current accreditation from the postsecondary school's accrediting agency; and
 - (b) all information required by division rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- (3)
 - (a) Except as provided in Subsection (3)(b), a state authorization certificate expires two years after the division issues the state authorization certificate to an accredited postsecondary school.
 - (b) Notwithstanding Subsection (3)(a), the division may extend the period for which a state authorization certificate is effective so that expiration dates are staggered throughout the year.
- (4) A state authorization certificate that the division issues to a longstanding nonprofit accredited postsecondary school:
 - (a) expires two years after the division issues the state authorization certificate;
 - (b) establishes the postsecondary school by name as an educational institution in accordance with 34 C.F.R. Sec. 600.9(a)(1)(i);
 - (c) makes the postsecondary school independent of the state system of higher education; and
 - (d) authorizes the postsecondary school to operate educational programs in the state that are beyond secondary education, including programs that lead to a degree or certificate.
- (5) A state authorization certificate that the division issues to a public postsecondary school does not expire.
- (6) A postsecondary school may satisfy Subsection (2)(a) by demonstrating to the division that the postsecondary school is:
 - (a) within a grace period provided by the United States Department of Education for obtaining new accreditation; or
 - (b) otherwise considered by the United States Department of Education to have recognized accreditation.

Enacted by Chapter 458, 2023 General Session