

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.**