Texas Workforce Commission Chapter 807 Career Schools and Colleges Rules Waiver Discussion Paper

Background

Texas Workforce Commission (TWC) Chapter 807 Career Schools and Colleges (CSC) rule §807.4(a)(1)–(3) states that upon demonstration of extreme extenuating circumstances, a school governed by Chapter 807 may request a waiver from one or more requirements detailed in the chapter. TWC may grant a waiver only ". . . upon a specific finding of good cause establishing" the following circumstances:

- Imposing the rule requirement from which the waiver is sought will cause the school undue economic hardship and negatively impact the school's ability to provide its students with the skills and knowledge required for employment.
- Granting the waiver will not diminish or sacrifice the quality of education.
- Granting the waiver will not limit the statutorily required application approval criteria described in Texas Education Code (TEC) §132.055.

Issue

CSC staff received a request from the Central Texas Allied Health Institute (CTAHI) to waive §807.14(b)(2), which states the following:

§807.14. Locations.

(b) The Agency may approve the following as exempt from applying for approval for a new or additional location, if requested at least 30 days in advance:

(2) classes at facilities used for additional classrooms for instructional services only, which are within a one-mile radius of the main campus and are dependent on the main campus for administration, supervision, fiscal control, and student services.

CTAHI has requested that TWC waive the rule, enabling CTAHI to add an additional classroom located approximately 1.9 miles from its main campus. The waiver will allow CTAHI to add the classroom without applying for an additional certificate of approval. In seeking the waiver, CTAHI has met the conditions and requirements listed in §807.4.

Decision Point

Staff seeks direction on CTAHI's request that TWC waive §807.14(b)(2).