

1 SJR4
2 156454-2
3 By Senators Brewbaker and Waggoner
4 RFD: Rules
5 First Read: 14-JAN-14

1 SJR4

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4 ENROLLED, SJR4,

5 AFFIRMING THE CHARTER OF SOUTH UNIVERSITY,

6 MONTGOMERY AS AN EDUCATIONAL INSTITUTION IN THE STATE OF

7 ALABAMA, AUTHORIZED TO OPERATE POSTSECONDARY EDUCATIONAL

8 PROGRAMS.

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10 WHEREAS, South University, Montgomery has operated
11 as an educational institution in the State of Alabama since
12 1886, has been incorporated in the State of Alabama since
13 1952, and has been accredited by the Commission on Colleges of
14 the Southern Association of Colleges and Schools since 1997;
15 and

16 WHEREAS, On October 29, 2010, the United States
17 Department of Education promulgated a new state authorization
18 regulation at 34 C.F.R. §600.9 under its authority to
19 implement the Higher Education Act of 1965, as amended; and

20 WHEREAS, 34 C.F.R. §600.9(a) requires an institution
21 to be "established by name as an education institution by a
22 State through a charter, statute, constitutional provision, or
23 other action issued by an appropriate State agency or State
24 entity;" and

1 WHEREAS, 34 C.F.R. §600.9(a) requires an institution
2 to be subject to "a process to review and appropriately act on
3 complaints concerning the institution including enforcing
4 applicable State laws;" and

5 WHEREAS, this Legislature has the authority to issue
6 charters to private institutions operating in this State; and

7 WHEREAS, The Consumer Protection Section of the
8 Office of the Attorney General of Alabama is generally
9 responsible for accepting and, when appropriate, acting on the
10 complaints of students and prospective students submitted to
11 the Office; and

12 WHEREAS, this Legislature has the authority to
13 authorize the Office of the Attorney General to enforce the
14 Legislature's acts and resolutions; now therefore,

15 BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH
16 HOUSES THEREOF CONCURRING, That by copy of this resolution,
17 South University, Montgomery is hereby chartered as an
18 educational institution in this State and is hereby authorized
19 to continue to operate educational programs beyond secondary
20 education, including programs leading to a degree or
21 certificate. Additionally, the Office of the Attorney General
22 is authorized to continue to accept and, when appropriate, act
23 on complaints submitted by students or prospective students
24 regarding South University, Montgomery.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SJR4
Senate 15-JAN-14
I hereby certify that the within Senate Joint Resolution
originated in and was adopted by the Senate.

Patrick Harris
Secretary

House of Representatives
Adopted: 16-JAN-14

By: Senator Brewbaker