

## **AMENDED RULES SECTION 4.5**

**Replace Section 4.5 with the following:**

### **Section 4.5 Requirements Specific to Category 1 Relocation**

- (a) 30 Days: An Application for Change of Location (Appl. #11) must be completed and returned to the Executive Director of NACCAS thirty (30) days prior to the date the school plans on relocating.
  
- (b) Visit within 90 days: Within 90 days of the category 1 relocation, the institution shall undergo an on-site evaluation, in accordance with Part 3 of these *Rules*, to review the institution's compliance with all NACCAS standards, in accordance with the Category 1 Relocation Visit Check List. The visit shall be conducted by a NACCAS staff person and a Practitioner Evaluator. The institution must have available to the evaluation team all of the documents and information listed in Appendix #14A. The visit shall be conducted at the school's expense.

## AMENDED RULES SECTION 4.14

### Add new Sec. 4.14(h) as follows:

#### **Section 4.14 Teach-Out and Teach-Out Agreements**

- (h) For purposes of these Rules, the term “Teach-Out Event” shall mean the occurrence of any one or more of the following events involving a NACCAS-accredited institution:
1. The U.S. Department of Education notifies the Commission that the Secretary of Education has initiated an emergency action against the institution, in accordance with section 487(c)(1)(G) of the Higher Education Act (or a successor statute)(the “HEA”), or an action to limit, suspend, or terminate an institution participating in any title IV, HEA program, in accordance with section 487(c)(1)(F) of the HEA (or a successor Statute), and that a Teach-Out Plan is required.
  2. The Commission acts to withdraw the accreditation of the institution.
  3. The Commission acts to place the institution’s accreditation on Probation.
  4. The institution notifies the Commission that it intends to (a) cease operations entirely or (b) cancel a program after students are enrolled.
  5. A State licensing or authorizing agency notifies the Commission that an institution's license or legal authorization to provide an educational program has been or will be revoked.

## AMENDED RULES SECTION 4.15

### Replace Section 4.15 with the following:

#### **Section 4.15    Commission Action on Substantive Changes**

With respect to applications for substantive changes under this Part, the record for the application will be taken up and considered by the full Commission.

- (a) The Commission may receive recommendations from the Executive Director and/or a designated committee.
  
- (b) The full Commission may approve the change, and continue the institution's accreditation or take any of the actions set out in Part 8 of these *Rules*. Such approval may be given prior to the effective date of the change for which approval by the Commission is sought; provided, however, that:
  - (1) Such approval shall be subject to such stipulations as the Commission shall deem appropriate (including the stipulation that change occur not later than a fixed date); and
  - (2) The effective date of such approval shall be the date on which such stipulations are met, and shall in no case be retroactive.
  
- (c) Deny Approval: A denial of approval of a change under this Part is appealable in accordance with Part 9 of these *Rules*.

**AMENDED RULES SECTION 4.16**

**Add new Section 4.16(f) as follows:**

**Section 4.16 Definitions of Non-Substantive Changes**

- (f) Changes to the official contact person for the institution.

**AMENDED RULES SECTION 10.0(a)**

**Replace Section 10.0(a) with the following:**

**Section 10.0    Publication of Proposed Material Changes**

(a)        The Commission shall publish in the NACCAS newsletter (or in any other mailing distributed to all accredited schools and the NACCAS mailing list) all proposed material changes in its Standards and Criteria, *Rules of Practice and Procedure*, policy statements, any other document which contains requirements or procedures with which a school must comply in order to secure and/or maintain accredited status. Interpretation of existing Standards and Criteria, *Rules of Practice and Procedure* and other documents need not comply with the requirements of Part 10. The Commission shall also publish, in advance of Commission action, the names of schools seeking initial accreditation, renewal of accreditation, or approval of Additional Locations.

## AMENDED RULES SECTION 10.5

**Replace Section 10.5 with the following:**

### **Section 10.5    Petitions for Variance**

The Commission shall accept for consideration at its regular meetings where accreditation actions are taken, petitions for variance of these *Rules of Practice and Procedure*, the Appendices to these Rules or NACCAS' Policies filed by a school. If a school wishes to petition the Commission for a variance from these *Rules of Practice and Procedure*, the Appendices or NACCAS' Policies it shall do so by filing with the Executive Director, in writing, a Petition for Variance. Such petition shall cite the specific section of these *Rules of Practice and Procedure*, the Appendices or NACCAS' Policies from which a variance is sought. It shall include an explanation of all factors and considerations to support the variance sought. A petition needs to be submitted at least forty-five (45) days prior to the Commission meeting where it is to be considered. The petitioning school may also request to personally appear before the Commission to argue in support of the Petition for Variance.

Decisions by the Commission on a Petition for Variance shall be made in the same procedural manner as other accrediting actions of the Commission.

The denial of a Petition for Variance is not appealable.

**AMENDED RULES SECTION 10.7**

**Replace Section 10.7 with the following:**

Section 10.7     Variance in Case of Disaster

The Commission may grant variances of compliance with some standards and procedures to schools affected by floods, tornadoes, hurricanes, fires, wild fires, earthquakes or other disasters. Variances shall be in areas set out in NACCAS Policy on Disasters.