

Article 4. Compliance Inspections and Complaint Processing

75200. Compliance Inspections.

~~(a) As part of the Bureau's compliance program, the first inspection of an institution pursuant to this section shall be an announced inspection.~~

(~~b~~a) The Bureau shall provide not less than seven (7) days notice from the time of service of the notice of any announced inspection. Notice shall be given in writing by email or mail to a person listed in section 71130(a) or 71135.

~~(c) An institution shall be subject to the same number of unannounced inspections in a two-year period as announced inspections. The relevant two-year period shall begin on the date of the first announced inspection.~~

(~~b~~b) The Bureau shall determine the priority and number of total compliance inspections, comprising of both announced and unannounced inspections, and as necessary immediate inspections for any institution by evaluating relevant factors including: the risk factors listed in section 94941(c) of the Code, priority of complaints based on section 75300, size of the institution, number and types of programs offered, time elapsed since last inspection, history of its approval to operate, ~~number and type of complaints~~, and enforcement history.

(~~c~~e) The Bureau is not precluded from conducting an investigation of an institution whether or not it has conducted some or all of its compliance inspections in the ~~two-year~~ five year period.

Note: Authority cited: Sections 94877, ~~and~~ 94932.5 and 94941, Education Code. Reference: Section 94929.5, 94929.7, 94932.5, 94934 and 94941, Education Code.

75210. Notice to Students of Results of Inspection.

In addition to any other requirement for disclosing information about an institution, the Bureau shall, at the time of any inspection, cause to be posted in a conspicuous place or places at the institution, the following notice:

Notice to Students

This institution is subject to regular compliance inspections by the Bureau for Private Postsecondary Education. Information regarding the dates of inspections conducted and the results of those inspections can be found at the Bureau's website at www.bppe.ca.gov/enforcement/inspection_results.

This institution was last inspected on [date].

The notice(s) shall contain the date of the most recent compliance inspection. The institution shall maintain and keep unobstructed the posted notice(s) for not less than 90 days from the date of posting.

Note: Authority cited: Sections 94877 and 94932.5, Education Code. Reference: Section 94932.5, Education Code.

75300. Complaint Prioritization

(a) In addition to the priorities set in section 94941(e) of the Code, the Bureau determines the following complaint types will also be of high priority:

- (1) Financial harm to students;
- (2) Financial instability of institution;
- (3) Breach of enrollment agreement;
- (4) Maintenance or condition of facilities and equipment that could lead to harm to the public;
- (5) Operation of an institution inconsistent with approval status.

Note: Authority cited: Sections 94877 and 94941, Education Code. Reference: Sections 94929.5, 94929.7, 94934 and 94941 Education Code