



HOW STATES CAN HELP STUDENTS HARMED BY HIGHER EDUCATION FRAUD

APPENDIX A

States with Student Protection Funds (SPFs)

State	# of SPFs	Are Students of For-profit Schools with Physical Presence Eligible?	Are Students of Nonprofit Schools with Physical Presence Eligible?	Students Eligible Based on School Closure	Students Eligible for Reasons Other Than School Closure
AZ	1	Y, except students of schools that are accredited by regional or specialized accrediting agency ¹	Y, except students of schools that are accredited by regional or specialized accrediting agency ²	Y	N
AR	1	Y, except students of degree-granting schools ³	Y, except students of degree-granting schools ⁴	Y	N
CA	1	Y, except students of schools accredited by the Western Association of Schools and Colleges (WASC) (but Heald College students still eligible) ⁵	Y, except students of schools accredited by WASC ⁶	Y	Y
CT	1	Y, except students of degree-granting schools ⁷	Y, except students of degree-granting schools ⁸	Y	N
FL	1	Y, except students of degree-granting schools ⁹	Y, except students of degree-granting schools ¹⁰	N ¹¹	N
GA	1	Y ¹²	Y ¹³	Y	N

1. Ariz. Rev. Stat. Ann. § 32-3072(D).

2. *Id.*

3. Ark. Code Ann. §§ 6-51-605(b), 6-61-301. See also, [Arkansas's responses](#) to survey from Nat'l Council for State Authorization Reciprocity Agreements, Question 2E1.

4. Ark. Code Ann. §§ 6-51-605(b), 6-61-301. See also, [Arkansas's responses](#) to survey from Nat'l Council for State Authorization Reciprocity Agreements, Question 2E1.

5. Students who attend a school accredited by WASC are not eligible for reimbursement from California's SPT, except for some Heald University students after its owner, Corinthian Colleges, Inc., collapsed and the California legislature amended the law to cover them. Cal. Educ. Code §§ 94874(i), 94923(b)(2)(D).

6. *Id.*

7. Conn. Gen. Stat. §§ 10a-22a(1), 10a-22u.

8. *Id.*

9. Fla. Stat. Ann. §§ 1005.02, 1005.02, 1005.37; Fla. Admin. Code Ann. R. 6E-4.005.

10. *Id.*

11. SPF funds may only be paid directly to schools where eligible students enroll to complete their programs after school closure. *Id.* § 1005.37.

12. Ga. Code Ann. §§ 20-3-250.2(18), 20-3-250.27.

13. *Id.*

States with Student Protection Funds (SPFs) (cont.)

State	# of SPFs	Are Students of For-profit Schools with Physical Presence Eligible?	Are Students of Nonprofit Schools with Physical Presence Eligible?	Students Eligible Based on School Closure	Students Eligible for Reasons Other Than School Closure
IN	2	Y ¹⁴	Y, except students of out-of-state schools and some regionally accredited and privately endowed degree-granting schools ¹⁵	Y	Y
KY	1	Y, except students of schools granting baccalaureate degrees or higher ¹⁶	Y, except students of schools granting baccalaureate degrees or higher ¹⁷	Y	Y
LA	1	Y, except students of schools exclusively granting baccalaureate degrees or higher ¹⁸	Y, except students of schools exclusively granting baccalaureate degrees or higher ¹⁹	Y	N
MD	1 ²⁰	Y, except students of degree-granting schools ²¹	Y, except students of degree-granting schools ²²	Y	Y
NE	2	Y ²³	Y, except students of schools offering baccalaureate degrees or higher ²⁴	Y	N
NV	1	Y ²⁵	Y ²⁶	Y	Y
NY	1	Y, except students of degree-granting schools ²⁷	Y, except students of degree-granting schools ²⁸	Y	Y
NC	1	Y, except students of degree-granting institutions ²⁹	N ³⁰	Y	N

14. Ind. Code §§ 21-18.5-2-12, 21-18.5-6-6, 22-4.1-21-9, 22-4.1-21-18.

15. Ind. Code §§ 21-18.5-2-12(b), 21-18.5-6-6, 22-4.1-21-9, 22-4.1-21-18.

16. Ky. Rev. Stat. Ann. §§ 1651.310, 165A.320.

17. *Id.*

18. La. Rev. Stat. Ann. §§ 17:3141.2, 17:3141.16.

19. *Id.*

20. Md. Code Ann., Educ., § 11-203(d)(1). While 2 SPFs are authorized, the agency has only set up one SPF for the non-degree granting school students.

21. *Id.*

22. *Id.*

23. Neb. Rev. Stat. §§ 85-2403(6), 85-2423, 85-1603(17), 85-1657.

24. *Id.* §§ 85-2403(6), 85-2423.

25. Nev. Rev. Stat. § 394.099, 394.553.

26. *Id.*

27. NY Educ. Law §§ 5001(1), (2)(a), 5007. Legislation was introduced in 2019 to create a SPF for proprietary degree-granting institutions, but the bill was not enacted. New York Senate, 2019-2020 Reg. Session, Bill No. 5562 (introduced May 1, 2019).

28. NY Educ. Law §§ 5001(1), (2)(a), 5007.

29. N.C. Gen. Stat. §§ 115D-87(2), 115D-95.1.

30. While the law defines proprietary schools to include non-degree granting nonprofit charitable organizations (N.C. Gen. Stat. § 115D-87(2)), North Carolina reports that nonprofit schools are not covered by the law. See [response of the Office of Proprietary Schools, North Carolina Community College System](#) to survey from Nat'l Council for State Authorization Reciprocity Agreements, Question 2A1.

State	# of SPFs	Are Students of For-profit Schools with Physical Presence Eligible?	Are Students of Nonprofit Schools with Physical Presence Eligible?	Students Eligible Based on School Closure	Students Eligible for Reasons Other Than School Closure
OH	1	Y, except students of certain accredited schools that grant baccalaureate or higher degrees ³¹	Y, except students of schools that offer instruction in broad specific areas defined by statute ³²	Y	N
OR	1	Y, except students of degree-granting schools ³³	Y, except students of degree-granting schools ³⁴	Y	N
TN	1	Y ³⁵	Y, except students of some accredited schools ³⁶	Y	N
TX	1	Y, except students of degree-granting programs ³⁷	Y, except students of degree-granting programs ³⁸	Y	N
WA	2	Y, except students of some accredited degree-granting schools ³⁹	Y, except students of some accredited degree-granting schools ⁴⁰	Y	Y for non-degree granting schools; ⁴¹ N for degree-granting schools ⁴²
WI	1	Y ⁴³	Y, except some accredited in-state non-profit schools ⁴⁴	Y	Y ⁴⁵

31. Ohio Rev. Code Ann. §§ 3332.02(H), 3333.046.

32. *Id.* §§ 3332.02(B), 1713.01(A).

33. Or. Rev. Stat. §§ 345.015(10), 348.603.

34. *Id.*

35. Tenn. Code Ann. §§ 49-7-2003, 49-7-2018.

36. *Id.* §§ 49-7-2003, 49-7-2004, 49-7-2018.

37. Tex. Educ. Code Ann. §§ 61.304(a) (Tex. Higher Educ. Coordinating Board approves private postsecondary schools for the purpose of offering degree programs; state law provides no SPF fund for these students), 132.051, 132.415 (Tex. Workforce Comm'n administers SPF for private postsecondary schools that offer non-degree programs).

38. *Id.*

39. Wash. Rev. Code § 28B.85.040(3)(b).

40. *Id.*

41. *Id.*

42. *Id.* § 28B.85.040(3).

43. Wis. Stat. § 440.52(1)(e)(9).

44. *Id.* § 440.52(1)(e)(1), (9).

45. Wis. Admin. Code [Safety and Prof. Servs.] § 404.06(3)(a).