

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1784

To amend title 38, United States Code, to ensure that State approving agencies provide timely responses to applications for approval of courses of education and provide justifications for disapproval of courses, to provide for the review of the disapproval of courses by State approving agencies, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

OCTOBER 14, 2009

Mr. ENSIGN introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

---

## A BILL

To amend title 38, United States Code, to ensure that State approving agencies provide timely responses to applications for approval of courses of education and provide justifications for disapproval of courses, to provide for the review of the disapproval of courses by State approving agencies, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. ENHANCEMENT OF PROCESS FOR APPROVAL**  
2 **OF ACCREDITED COURSES.**

3 Section 3675 of title 38, United States Code, is  
4 amended by adding at the end the following new sub-  
5 sections:

6 “(d)(1) Not later than 90 days after a State approv-  
7 ing agency receives an application from an educational in-  
8 stitution for approval of a course of education under this  
9 section, the State approving agency shall transmit to such  
10 educational institution a response to such application in  
11 writing.

12 “(2) If a State approving agency disapproves under  
13 this section a course that is offered by an educational in-  
14 stitution, the State approving agency shall transmit to the  
15 educational institution a justification for such disapproval.

16 “(e)(1) The Secretary may, upon application therefor  
17 by an educational institution, review the determination of  
18 a State approving agency to disapprove pursuant to this  
19 section a course of education offered by the educational  
20 institution.

21 “(2) The Secretary may overturn a determination re-  
22 viewed by the Secretary under paragraph (1). Any action  
23 by the Secretary under this paragraph shall be within the  
24 sole discretion of the Secretary, and shall not be subject  
25 to judicial review.

1           “(3) A course of education covered by the overturning  
2 under paragraph (2) of a determination of disapproval of  
3 a State approving agency shall be deemed approved by the  
4 State approving agency for purposes of this section.”.

○