

Sec. 10a-22x-2. Definitions

(a) "Commissioner" means the commissioner of higher education.

(b) "Deduction," for the purpose of determining a school's net income for calculating payment to the account, means the exclusion of amounts paid to a school by or on behalf of a student from the total amount received by a school for such student or on behalf of such student. Such "deduction" includes, but is not limited to:

(1) Amounts paid for expendable materials or equipment which becomes the property of the student.

(2) Amounts paid for services other than instructional services, such as nonrefundable application and registration fees which are not applied to tuition.

(3) Money refunded by a school to students who do not complete their instruction or training as provided by Section 10a-22x of the General Statutes.

Specific amounts, in addition to the above, to be excluded must be identified by the school and must receive advanced approval from the commissioner or his designee.

(c) "Direct Expenses" means all necessary expenditures incurred by the state treasurer and state comptroller for keeping records for the account, all necessary expenditures for brokerage commissions and other investment expenses for maintenance of said account, and direct expenses of the commissioner for the determination of insolvency and processing of applications for payments from said account and state department of higher education direct expenses which are in excess of its normal expenditures for accounting, auditing and clerical services required to administer and monitor the account.

(d) "Account" means the private occupational school student protection account for private occupational schools provided for in section 10-14i of the general statutes.

(e) "Insolvent" means when the aggregate of a school's property shall not, at a fair valuation, be sufficient in amount to pay its debts, provided such debts are owing in excess of \$1,000 and it is unable to pay said debts as they mature.

(f) "Net Tuition Income" means monies paid to a school for tuition and fees less allowable deductions pursuant to subsection (b) of this section.

(g) "Parent or guardian" means the mother or father of a person under eighteen years of age or one who is legally appointed to the care and management of a person under eighteen years of age or of a person incapable of managing his or her own affairs.

(h) "Program" means occupational instruction in any trade, industrial, commercial or service occupation, which is designed to provide skills for employment in any trade, industrial, commercial or service occupation.

(i) "School" means a private occupational school.

(j) "Student" means a person who has made a tuition payment or for whom a tuition payment has been made; except, that in the case of a correspondence or home study school authorized in accordance with the provisions of Section 10-7b of the General Statutes, "Student" shall mean only a person who is a Connecticut resident enrolled in such school. If such person is under eighteen years of age or is incapable of managing his or her own affairs, then it shall mean the parent or guardian of that person and such person.

(k) "Tuition" means money or other compensation paid or credited to a school by a student or on behalf of a student which is applied to the costs of instruction and training actually received or to be received by the student. Money or other compensation paid or

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credited to a school on behalf of a student includes such individual student financial aid as grants, scholarships or loans. Fees paid by or on behalf of a student to a school for instructional services or for instructional use of equipment and other instructional related materials and supplies are considered to be tuition. Tuition is limited to payments made by or on behalf of students for enrollment in programs approved by the commissioner under the authority of Section 10a-22b of the General Statutes.

(Effective August 24, 1987; Transferred and Amended July 25, 1997)