

EDUCATIONAL APPROVAL BOARD

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Chapter EAB 1

PROCEDURE

EAB 1.01 Officers

EAB 1.02 Meetings

History: Chapter EAB 1 as it existed on December 31, 1972 was repealed and a new chapter EAB 1 was created, Register, December, 1972, No. 204, effective January 1, 1973.

EAB 1.01 Officers. The board shall be composed of:

(1) **NUMBER.** The officers of the board shall be a chairman, vice chairman and secretary as provided by section 15.07 (2), Wis. Stats., and shall be elected by the board from among its own members.

(2) **ELECTION AND TERM OF OFFICE.** The officers of the board shall be elected annually by the board at the first regular meeting of each calendar year and shall hold office until their successors shall be elected. Any vacancy occurring during the calendar year shall be filled by election at the next regular meeting.

(3) **CHAIRMAN.** The chairman shall preside at all meetings of the board and executive committee of officers, shall with the executive committee of officers, have general supervision of the affairs of the board when the board is not meeting, shall create by appointment from among the members of the board such committees as he may deem necessary to perform properly the functions of the board, and shall be a member ex officio of all such committees, shall call special meetings of the board as required, and shall perform all duties incident to the office of chairman and such other duties as may be prescribed by the board from time to time.

(4) **VICE CHAIRMAN.** The vice chairman shall, in the event of the absence of the chairman, perform the duties of the chairman and when so acting shall have all the powers of and be subject to all the restrictions on the chairman, and he shall perform such other duties as may be prescribed by the board from time to time.

(5) **SECRETARY.** The secretary shall keep the minutes of the meetings of the board, shall see that all notices are duly given in accordance with the provisions of these rules of procedure or as required by law, shall be custodian of all records of the board, and shall perform all duties incident to the office of secretary and such duties as may be prescribed by the board from time to time.

(6) **EXECUTIVE COMMITTEE OF OFFICERS.** The chairman, vice chairman and secretary shall constitute the executive committee of officers of the board and shall act for the board pursuant to such policies as the board may adopt when the board is not meeting. Actions of the executive committee of officers shall be subject to ratification by the board at its next regular meeting or special meeting called for the purpose of considering ratification of such action.

(a) *Interim action by executive committee of officers.* When the board is not meeting, the executive committee of officers or its duly

authorized representative shall, in respect to the duties imposed on the board by these rules and section 38.51, Wis. Stats., supervise and direct the investigation and evaluation of schools and the courses of study offered by such schools, determine whether or not such schools and such courses meet the standards and criteria established by the board, and prepare recommendations based on such investigations for consideration by the board.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.

EAB 1.02 Meetings. (1) **REGULAR MEETINGS.** The board shall hold regular meetings 12 times each calendar year in the second full week of each month, the first such regular meeting of each calendar year to be the annual meeting for the election of officers. In the event that a majority of the members cannot meet on the dates set for such regular meetings, the chairman may select the closest date thereto acceptable to a majority of the membership.

(2) **SPECIAL MEETINGS.** Special meetings of the board may be called at any time by the chairman, or the chairman shall call such special meetings at the direction of the governor of the state of Wisconsin or upon written request of a majority of the members of the board.

(3) **NOTICE.** Written notice stating the place, day and hour of the meeting, and in case of a special meeting, the purpose or purposes for which the meeting is called, shall be delivered to each member either personally or by mail not less than 10 days prior to such meeting. An informal agenda may also accompany said notice. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail, addressed to the member at his official address as it appears on the records of the board with postage thereon prepaid.

(4) **QUORUM.** Four members of the board shall constitute a quorum.

(5) **RULES OF ORDER.** Meetings of the board shall be conducted according to and governed by Roberts Rules of Order except as otherwise provided in these rules of procedure.

(6) **RETIREMENT OF MEMBERS.** All members of the board serve, at the pleasure of the governor, and upon retirement of the member from his principal employment he shall continue to serve as a member of the board until such time as he may be replaced on the board by the governor or until his resignation from the board or death.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.

(4) **MISREPRESENTATION OF OPPORTUNITY.** The making of false, untrue, or deceptive statements or representations or any statement or representation which has the tendency or capacity to mislead or deceive students, prospective students, or the public regarding any opportunities in any vocation or field of activity as a result of the completion of any given course of instruction or educational service is an unfair and deceptive trade practice.

Whenever reference is made to a course in accounting or law, there must be affirmative disclosure of the fact that the successful completion of the course will not entitle the student to take the Wisconsin C.P.A. examination or the Wisconsin bar examination.

(5) A school shall not deceptively designate or refer to its sales representatives and solicitors as "registrars", "counselors", "advisors", or by words of similar import or misrepresent in any other manner, the titles, qualifications, training, experience or status of its salesmen, agents, employes, or other representatives.

(6) In obtaining leads to prospective students, a school shall not represent that it is conducting a talent hunt, contest, or similar test, unless such is the fact and such representation is accompanied by a clear and conspicuous disclosure of the industry member's name and address and the fact that it is a school if such is not apparent from its name. An industry member which conducts a talent hunt, contest, or similar test among the prospective students should keep accurate records concerning the results thereof.

(7) A school shall not use any photograph, cut, engraving, or illustration in catalogs, sales literature, or otherwise in such a manner as to convey a false impression as to the size, importance, or location of the school or its equipment.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.

EAB 4.08 Required disclosures. All schools approved by the board must include in all advertisements and promotional material used in the state of Wisconsin:

- (1) The name and location of the school;
- (2) The fact that educational services or vocational training are offered for sale if not apparent from the context;
- (3) The entire cost of such training including fees for tuition, books, supplies, equipment, etc., if any representations are made as to the cost of such training;
- (4) Affirmative disclosure that any endorsements or recommendations are paid testimonials if in fact such testimonials were given for consideration.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.

EAB 4.09 Definition of school. Within chapter EAB 4, "school", unless otherwise specified, shall mean the school and its officers, agents, representatives, and solicitors.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.

EAB 4.10 Substantiation of claims. Any school making any material representation of fact must maintain records adequate to substantiate that representation.

History: Cr. Register, December, 1972, No. 204, eff. 1-1-73.