

**AN ORDER OF THE TEXAS WORKFORCE COMMISSION REGARDING A WAIVER OF
CAREER SCHOOLS AND COLLEGES RULE 40 TAC §807.14(b)(2), LOCATIONS
FOR CENTRAL TEXAS ALLIED HEALTH INSTITUTE**

WHEREAS, 40 Texas Administrative Code (TAC) §807.4(a)(1)-(3) authorizes the Commission to grant a waiver of one or more of the requirements of 40 TAC Chapter 807 to a school who requests a waiver, shows extreme extenuating circumstances exist and meets the requirements for waiver; and

WHEREAS, Central Texas Allied Health Institute (CTAHI) has diligently sought suitable additional classroom space within one mile of their main campus to comply with 40 TAC §807.14(b)(2) and due to the scarcity of available spaces suitable for classroom use in downtown Austin only found suitable space available on the campus of Huston-Tillotson University, just under two miles from CTAHI's main campus; and

WHEREAS, compliance with 40 TAC §807.14(b)(2) would require CTAHI to forego expansion, leading to overcrowding of their existing classrooms and waitlisted students, or alternatively requiring they open a new school two miles from their existing campus, at prohibitive expense to CTAHI, including a doubling of all of their administrative staff and student services as neither school would qualify to provide those services to the other; and

WHEREAS, CTAHI has requested a waiver of the requirements of 40 TAC §807.14(b)(2) and has shown that the requested waiver will not negatively impact students and instead permit the school to expand its classrooms and provide more students training.

NOW THEREFORE, the Commission finds good cause exists to grant the waiver, and specifically finds as follows:

Extreme extenuating circumstances exist due to the scarcity of suitable classroom space in the downtown Austin real estate market; and

Enforcing the requirements of 40 TAC §807.14(b)(2) on CTAHI would cause undue economic hardship to CTAHI and have a negative impact on CTAHI's ability to provide its students with the skills and knowledge required for employment; and

Granting the waiver will not diminish or sacrifice the quality of education provided by CTAHI or impact the statutorily required approval criteria of the school.

IT IS ORDERED THAT THE WAIVER of 40 TAC §807.14(b)(2) requested by CTAHI for additional classrooms located on the Huston-Tillotson University campus **IS GRANTED**.

Signed this 28th day of February 2023, upon the affirmative vote of a majority of the Commission present and voting.

Bryan Daniel, Chairman and Commissioner Representing the Public

Aaron Demerson, Commissioner Representing Employers

Alberto Treviño, III, Commissioner Representing Labor