

CBHE Rule on Out-of-State Public Institutions

- 1) Definitions.
 - i) CBHE: The Coordinating Board for Higher Education created by § 173.005(2), RSMo.
 - ii) MDHE: The Missouri Department of Higher Education created by § 173.005(1), RSMo.
 - iii) Out-of-state public institution: An educational institution as defined by § 173.005.11(a), RSMo.
 - iv) Course: A defined and unique educational offering with discrete objectives and requirements in support of a program, whether conducted in person, by mail, or through any telecommunication medium.
 - v) Program: A complete academic or vocational educational offering that fulfills the requirements for the awarding of a certificate or a degree. A program may consist of one or more courses and shall, upon satisfactory completion, fulfill an academic, occupational, or other training objective.
 - vi) Offer: To enroll or seek to enroll anyone residing in the state of Missouri in a course or program beyond the high school level.
- 2) No out-of-state public institution shall offer programs or courses in Missouri without receiving prior approval of the CBHE to do so. Failure to seek and receive approval prior to the delivery of instruction and/or the enrollment of students shall be sufficient cause to deny approval to offer courses or programs.
- 3) Approval from the CBHE to offer programs or courses shall be valid for a period of no more than three years. During the period of approval, the out-of-state public institution must provide annual data reports concerning their operations in Missouri as specified by the MDHE.
- 4) Degree Program Approval: As of July 1, 2008, the standards for approving degree programs of out-of-state public institutions will be substantially identical to the standards for Missouri public institutions of higher education, with the exception of the standards relating to program financing. The proposal components will be those required by the MDHE under the “Policies and Procedures for the Review of Academic Program Proposals” adopted by the CBHE on April 17, 1997 and standards for approval will be those specified in that policy.
- 5) Course Approval: All courses offered by an out-of-state public institution that are not creditable toward a degree program approved by the MDHE for delivery in Missouri must meet, as determined by the MDHE, the following criteria in order to be approved by the CBHE:

- a) The course must be applicable to a recognized program offered by the delivering institution on its home campus;
 - b) The course must be of adequate content and duration so as to be considered consistent with similar coursework offered on the institution's home campus or with coursework in the same subject area offered by other higher education institutions;
 - c) The course must be taught by regular institutional faculty with educational and experiential qualifications that, in the judgment of the MDHE, are in excess of the level of the program to which the course is applicable;
 - d) Students enrolling in the course must have access to adequate academic and student support services, including but not limited to advising, library, financial assistance, and technical assistance;
 - e) Students enrolling in the course must have access to adequate information regarding the course content and objectives, all costs associated with enrollment, and the applicability of the course to degree programs offered by the delivering institution; and
 - f) Courses offered by telecommunication means must have evidence of sufficient support from the home campus to ensure students have the means to achieve the stated objectives in a manner consistent with students enrolled on the home campus and must be aligned with the "Principles of Good Practice for Distance-Learning/Web-Based Courses" adopted by the CBHE on April 13, 2000.
- 6) In order to be approved, the applicant institution must:
- a) Provide documentation that the courses and programs offered by the institution in Missouri are included within the scope of accreditation currently granted by the institution's recognized accrediting body and, as applicable, any applicable programmatic accrediting agency; and
 - b) Agree to comply with all CBHE policies relating to data collection, cooperation, and resolution of disputes.
- 7) Nothing in this regulation shall be construed or interpreted so that students attending an out-of-state public institution of higher education are considered to be attending a Missouri public institution of higher education for purposes of obtaining student financial assistance.