



STATE OF INDIANA

COMMISSION ON
PROPRIETARY EDUCATION

302 West Washington Street
Room E201
Indianapolis, IN 46204-2767
<http://www.in.gov/cope>

January 31, 2008

WALTER MOODY
VICE PRESIDENT
BARCLAY COLLEGE
607 N KINGMAN
HAVILAND KS 67059

Mr. Moody:

The commission has reviewed the information provided by you concerning Barclay College.

On October 10, 1975 an OFFICIAL OPINION NO. 22 from the State of Indiana Offices of Attorney General Theodore L. Sendak was received by this commission. The conclusion of the document as stated as follows:

It is, therefore, my Official Opinion that private Bible Colleges are NOT subject to the so-called Private School Accreditation Act (Indiana Code of 1971, Section 20-1-19-1 through 20-1-19-24). Article 1, Sections 2, 3, and 4, of the Constitution of the State of Indiana, as well as the First Amendment to the Constitution of the United States, would render inapplicable to a private Bible College the provision of the Private School Accreditation Act which would attempt to withhold accreditation to a private Bible College which adheres to a particular religious doctrine.

The commission has determined that the program(s) or course(s) offered by your school are excluded from regulation in accordance with IC 20-1-19-1.

Should any changes in the institution's course offerings occur, the commission should be notified prior to their implementation. At that time a further review of the institution's status will be conducted.

Sincerely,

Ross Miller
Director of Accreditation



KANSAS BOARD OF REGENTS

1000 SW JACKSON • SUITE 520 • TOPEKA, KS 66612-1368

TELEPHONE – 785-296-3421
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August 31, 2009

Dr. Glenn W. Leppert
Vice President for Registration and Records
Barclay College (formerly Friends Bible College)
607 N. Kingman
Haviland, KS 67059

Dr. Leppert:

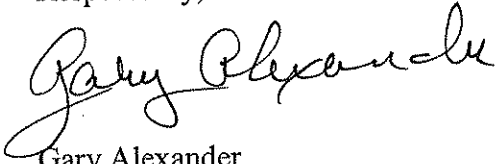
This letter is to confirm that Barclay College (formerly Friends Bible College) is not subject to the authority of the Kansas Board of Regents.¹ Through no fault of its own, Friends Bible College was not included in the list of exempt institutions when the authority to grant postsecondary institutions the right to grant academic and honorary degrees was transferred from the Kansas Department of Education to the Kansas Board of Regents. To correct this administrative error, the Kansas Board of Regents passed a resolution on September 19, 1980, affirming the College's authority to confer degrees and further declaring that "Friends Bible College be considered as an institution which has been granted approval to confer academic or honorary degrees by the State Board of Education under K.S.A. 17-6105 prior to its repeal." This 1980 resolution establishes Friends Bible College as a "grandfathered" institution, meaning that this institution is not and never was required to obtain Board approval prior to operating in Kansas or offering degrees. Therefore, the Board's 2009 *Directory of Private and Out-of-State Postsecondary Institutions* lists Barclay College (formerly Friends Bible College) under the category of Independent Postsecondary Institutions that "are not under the authority of the Kansas Board of Regents." We are not aware of any changes in facts or laws that would alter the

¹ When appropriate, Board approval of private or out-of-state postsecondary educational institutions occurs pursuant to K.S.A. 74-32,162 *et seq.*

1980 action taken by the Board. Consequently, it is both unnecessary and inappropriate for the Board to pass a new resolution regarding Barclay College's programs or the Board's authority over the College.

I have attached copies of the 1980 resolution and the relevant page from the June 20, 2009 Kansas *Directory of Private and Out-of-State Postsecondary Institutions*. Please let me know if you require further information.

Respectfully,

A handwritten signature in cursive script that reads "Gary Alexander". The signature is written in black ink and is positioned above the printed name.

Gary Alexander

Vice President for Academic Affairs

cc: Reginald L. Robinson, President and CEO, Kansas Board of Regents
Deborah Brown, U.S. Department of Education

RESOLUTION ADOPTED BY THE BOARD OF REGENTS, STATE OF KANSAS

September 19, 1980

It was moved by Mrs. McMullen and seconded by Mr. Smith upon the recommendation of the Academic Committee that the following resolution be adopted:

WHEREAS, on February 13, 1975, Friends Bible College filed with the Office of the Kansas Secretary of State documents to amend its articles of incorporation seeking the approval of the State Board of Education to confer academic or honorary degrees; and

WHEREAS, such filing was in accordance with the requirements of the laws of the State of Kansas then existing; and

WHEREAS, through no fault of Friends Bible College the State Board of Education failed to act on the application of Friends Bible College; and

WHEREAS, approval would have been granted for the conferring of degrees by reason of Friends Bible College meeting the standards of the State Board of Education; and

WHEREAS, the statutory authority of the State Board of Education to so act has now ceased and similar authority is now vested in the Board of Regents of the State of Kansas; and

NOW, THEREFORE, be it declared that Friends Bible College has been authorized to confer academic degrees during this period and that Friends Bible College be considered as an institution which has been granted approval to confer academic or honorary degrees by the State Board of Education under K.S.A. 17-6105 prior to its repeal.

Motion carried unanimously.

INDEPENDENT POSTSECONDARY INSTITUTIONS

In 1978 the responsibility for authorizing non-public educational institutions to confer degrees in Kansas was transferred from the State Board of Education to the Board of Regents. At that time, twenty-two schools were exempted from the scope of the legislation. In 1980, Barclay College was added to the list. These institutions remain exempted from the 2004 legislation, and are not under the authority of the Kansas Board of Regents.

Baker University – Baldwin City
Barclay College - Haviland
Benedictine College - Atchison
Bethany College - Lindsborg
Bethel College – North Newton
Central Baptist Theological Seminary – Kansas City
Central Christian College - McPherson
Donnelly College – Kansas City
Friends University – Friends University
Hesston College – Hesston
Kansas Newman College - Wichita
Kansas Wesleyan University - Salina
Manhattan Christian College - Manhattan
Marymount College – Salina (closed)
McPherson College - McPherson
Mid-America Nazarene University - Olathe
Ottawa University - Ottawa
St. John's College – Winfield (closed)
St. Mary College - Leavenworth
St. Mary of the Plains College – Dodge City (closed)
Southwestern College - Winfield
Sterling College - Sterling
Tabor College - Hillsboro

EXEMPTED POSTSECONDARY INSTITUTIONS

The law does offer exemptions as stated in **KS74-32,164**. The Kansas private and out-of-state postsecondary educational institution act shall not apply to:

- (a) An institution supported primarily by Kansas taxation from either a local or state source;
- (b) an institution or training program which offers instruction only for a vocational or recreational purposes as determined by the state board;
- (c) a course or courses of instruction or study, excluding degree granting programs, sponsored by an employer for the training and preparation of its own employees, and for which no tuition or other fee is charged to the student;
- (d) a course or courses of instruction or study sponsored by a recognized trade, business or professional organization having a closed membership for the instruction of the members of the organization, and for which no tuition or other fee is charged to the student;

Glenn
*Let me know if I
need to do something.*
Herb

Frazier, Herb

From: Stverak, Andrea [Andrea.Stverak@ed.gov]
Sent: Wednesday, September 02, 2009 8:26 AM
To: Frazier, Herb
Cc: Haase, Ryan; Brumback, Phillip; Corwin, Dvak; LoBosco, Ralph
Subject: Department of Education PPA - Action Required - Barclay College

Dear Mr. Frazier:

The Kansas City School Participation Team (SPT) has completed its review of Barclay College's (OPEID 00191700) application to participate in the Title IV, HEA programs.

Our analysis of the materials which you submitted indicates that the Institution meets the minimum requirements of institutional eligibility, administrative capability, and financial responsibility as set forth in 34 CFR Parts 600 and 668.

To complete the recertification process, the Institution must access the PPA/ECAR page at <http://eligcert.ed.gov/eapp/owa/ppaecar> (on the EAPP Web site) and review the PPA transmittal letter. In addition, print, review, sign and return TWO copies of the Program Participation Agreement (PPA) to the SPT at the address in the transmittal letter.

We have discovered that when using Microsoft Internet Explorer version 7 (IE7) to print the Program Participation Agreement (PPA) a line of text will sometimes not print out at the top or bottom of the page. (This was not an issue with previous versions of Internet Explorer.) Therefore, we ask that if you are printing the PPA using IE7 you carefully review the document in Print Preview before you print the two copies of the document. If you do find a line of text missing, please follow these instructions and check the PPA again.

1. While in Print Preview, use the drop down box to change the Shrink to Fit value to 100%.
2. Carefully review the PPA to ensure no lines are skipped.
3. If any lines are still missing, change the view to 95%. (One of these two values usually works.)
4. If you continue to have problems you can print the PPA using the Mozilla Firefox browser.
5. If you still have problems with the PPA printing correctly, contact your School Participation Team for assistance.

Should you have any questions, please contact the Kansas City SPT at (816) 268-0410.