

# VIRGINIA ACTS OF ASSEMBLY - 2025 SESSION

## CHAPTER 226

*An Act to direct the State Council of Higher Education for Virginia to evaluate and make recommendations on exempting certain noncredit courses of instruction operated by private and out-of-state postsecondary institutions from requirements related to obtaining and maintaining certification to operate in the Commonwealth; report.*

[H 1995]

Approved March 21, 2025

**Be it enacted by the General Assembly of Virginia:**

**1.** *§ 1. That the State Council of Higher Education for Virginia (the Council) shall evaluate and make recommendations on amending § 23.1-226 of the Code of Virginia relating to certain activities and programs offered by private and out-of-state postsecondary schools that are exempt from the requirements for obtaining and maintaining certification by the Council to operate in the Commonwealth set forth in Article 3 (§ 23.1-213 et seq.) of Chapter 2 of Title 23.1 of the Code of Virginia, to exempt noncredit courses of instruction offered by an entity or organization in accordance with the requirements of a nationally recognized certifying body, including certified Scrum courses and those intended solely to prepare students for certification as project management professionals, provided that no such exempted course of instruction shall exceed the number of hours required by the applicable certifying body. In conducting its evaluation, the Council shall (i) consider the potential benefits exempting such noncredit courses of instruction from such requirements; (ii) consider any unintended or negative consequences that may result from exempting such noncredit courses of instruction from such requirements; (iii) consider how other states certify, regulate, exempt from regulation or certification, or otherwise treat such noncredit courses of instruction; and (iv) make recommendations on whether the provisions of § 23.1-226 of the Code of Virginia should be amended to exempt such noncredit courses of instruction from such requirements or such requirements should otherwise be modified and, if so, on any considerations or concerns that should be taken into account in doing so. The Council shall report its findings and recommendations to the Senate Committees on Finance and Appropriations and Education and Health and the House Committees on Appropriations and Education by November 1, 2025.*