

**Matthew Huckaby**

Arizona

**From:** Keith Blanchard <Keith.Blanchard@azppse.gov>  
**Sent:** Monday, April 08, 2013 11:20 AM  
**To:** Matthew Huckaby  
**Subject:** RE: Arkansas State University Distance education

Matthew,

The Arizona State Board would not require licensure of distance education programs as long as there will be no physical presence in Arizona, as defined by A.R.S. § 32-3001(5). The Board defines physical presence as the use of any Arizona address, Arizona phone numbers, contact information of anyone listing an Arizona address or program offerings in Arizona. The Board does not license, regulate or have any jurisdiction over public institutions. Based on the information you provided, the operation of ASU would not require licensure by this Board.

Persons who are not operating private postsecondary programs under the Board's jurisdiction are not required by law to obtain a statement of exemption or waiver from the Board. Similarly, the Board is not required to issue statements of exemption or waiver.

We appreciate your attention to Arizona licensure requirements.

Sincerely,

Keith

Keith E. Blanchard, M.B.A.  
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Arizona State Board for Private Postsecondary Education  
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This response is being provided to you per your request. It does not constitute legal advice. It is not binding on the Arizona State Board for Private Postsecondary Education and is intended only as a clarification of the Board's interpretation or application of the questions raised in email.

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**From:** Matthew Huckaby [mailto:mhuckaby@astate.edu]  
**Sent:** Monday, April 08, 2013 6:47 AM  
**To:** Teri Stanfill  
**Cc:** Keith Blanchard  
**Subject:** Arkansas State University Distance education