WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1959

Committee Substitute for
ENROLLED
SENATE BILL NO. 154
(By Mr. Comm on Finance)

PASSED March 7, 1959

In Effect From Passage

Filed in Office of the Secretary of State of West Virginia
MAR 16 1959
JOE F. BURDETT
SECRETARY OF STATE
AN ACT to amend article one-a, chapter twenty-five of the code
of West Virginia, one thousand nine hundred thirty-one,
as amended, by amending and reenacting section one, and
by adding thereto a new section designated section one-b,
relating to the minimum tuition fees charged at state insti-
tutions of higher education and the imposition, collec-
tion and use of an additional registration fee at said insti-
tutions.

Be it enacted by the Legislature of West Virginia:

That article one-a, chapter twenty-five of the code of West
Virginia, one thousand nine hundred thirty-one, as amended,
be amended, by amending and reenacting section one, and by adding thereto a new section designated section one-b, to read as follows:

Section 1. Enrollment and other Fees at Educational Institutions; Refund of Fees.—The governing boards of state educational institutions shall fix enrollment, tuition, and other fees for each semester or school term for the different classes or categories of students enrolling at the state educational institutions, and may include among such fees any one or more of the following: (1) Health service fees; (2) infirmary fees; (3) student activities, recreational, athletic and extracurricular fees; and (4) graduate center fees, if the establishment of graduate centers of science and engineering are otherwise authorized by law. All fees collected under (1), (2) and (3) shall be paid into special funds and shall be used only for the purposes for which the fees are collected; and all fees collected at any graduate center shall be paid into a special fund and shall be used solely for the maintenance and operating of the graduate center at which they were collected: Provided, however, That except in the case of graduate center fees, the
minimum tuition fee for full-time resident students shall be twenty-five dollars per semester and the minimum tuition fee for full-time nonresident students shall be one hundred seventy-five dollars per semester at all state institutions of higher education except the university: and, Provided further, That the minimum tuition fee for full-time resident students at the university shall be forty dollars per semester and the minimum tuition fee for full-time non-resident students at the university shall be two hundred five dollars per semester: and, Provided, further, That except for the graduate center fees the maximum fees to be collected under this section for resident students shall not exceed two hundred dollars per semester; and for non-resident students, five hundred dollars per semester. The schedule of fees, and any changes therein, shall be entered in the minutes of the meeting of the governing board, and the governing board shall file with the state auditor and director of the budget division a certified copy of such schedule and changes. In addition to the fees mentioned in the preceding paragraph, but subject to all requirements and within the lim-
its fixed thereby, the governing board of any state educa-
tional institution may impose and collect a student union
building fee. All such building fees collected at the insti-
tution shall be paid into a special fund and shall be used
only for the eventual construction and operation of a stu-
dent union building or a combination student union-din-
ing hall building or for the renovation of an existing
structure for use as a student union building or a combi-
nation student union-dining hall building or for the pay-
ment of principal of and interest on any bonds issued to
finance part or all of the construction of a student union
building or a combination student union-dining hall build-
ing or the renovation of an existing structure for use as a
student union building. Until such time as the special
fund, together with any other moneys available for the
purpose, may be large enough to defray the cost of pro-
viding a student union building or a combination student
union-dining hall building, all moneys in the fund may be
invested in any such bonds or other securities as are now
or may hereafter be authorized as proper investments for
state funds.
Refund, as an erroneous payment, may be made of any such fees, upon the voluntary or involuntary withdrawal from classes of any student, until eight weeks of the school semester or term have expired, but no refund may be made thereafter.

Sec. 1-b. Additional Registration Fee at Educational Institutions; Refund of Fee; Special Capital Improvement Funds Created.—In addition to all other fees imposed by the governing boards of state educational institutions there is hereby imposed and the governing boards are hereby directed to provide for the collection of an additional registration fee from all students in the amounts as hereinafter provided.

For full time students at state institutions of higher education, except the university, the additional registration fee shall be fifty dollars per semester and for all part time and summer school students the governing board shall provide for such fee in proportion to, but not exceeding, that paid by full time students. For full time students at the university the additional registration fee shall be fifty dollars per semester and for all part time and summer
school students at said institution the governing board
shall provide for such fee in proportion to, but not ex-
ceeding, that paid by full time students.

One-third of the proceeds derived from this fee col-
lected at all state colleges other than the university from
the students thereof, and one-third of the proceeds de-
rived from said fee collected at the university from the
students thereof, shall be deposited in the state treasury
to the account of the state fund general revenue.

There is hereby created in the state treasury a special
non-revolving capital improvements fund, to be expended
by the board of governors for West Virginia university
and Potomac state college of West Virginia university.

On and after the first day of July, one thousand nine hun-
dred fifty-nine, there shall be paid into such special fund
two-thirds of the additional registration fee collected at
the university or Potomac state college aforesaid under
the provisions of this section, from students at West Vir-
ginia university and Potomac state college aforesaid. The
board of governors shall have authority to pledge all or
such part of the revenue paid into this special non-re-
volving capital improvements fund as may be needed to meet the cost of construction of a predetermined capital improvements program for West Virginia university and/or Potomac state college in the order of priority as shall have been agreed upon by the board of governors and presented to the board of public works for inclusion in the annual budget bill.

There is hereby created in the state treasury a special non-revolving capital improvements fund, to be expended by the board of education for West Virginia state colleges, except Potomac state college of West Virginia university. On and after the first day of July, one thousand nine hundred fifty-nine, there shall be paid into such special fund two-thirds of the additional registration fee collected under the provisions of this section, from students at such colleges aforesaid. The board of education shall have authority to pledge all or such part of the revenue paid into this special non-revolving capital improvements fund as may be needed to meet the cost of construction of a predetermined capital improvements program for one or more of such colleges in the order of priority as shall have
been agreed upon by the board of education and presented to the board of public works for inclusion in the annual budget bill.

Neither of the next two preceding paragraphs in any manner contemplates or authorizes the expenditure of any funds from the two special non-revolving capital improvements funds created by this section for the servicing of bonds for construction purposes. Expenditures from such special non-revolving capital improvements funds shall be undertaken only with the approval of the Legislature as indicated by a direct appropriation for this purpose.

The fee imposed by this section shall be in addition to the maximum fees allowed to be collected pursuant to chapter twenty-five, article one-a, section one of this code and shall not be limited thereby.

Refunds of this fee may be made in the same manner as any other fee collected at state educational institutions.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the Senate.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

Ralph Bees
President of the Senate

Speaker House of Delegates

The within approved this the 14th day of March, 1959.

Governor