

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959

Committee Substitute for

ENROLLED

SENATE BILL NO. 154

(By Mr. Comm on Finance)

PASSED March 7, 1959 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

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 154

(Originating in the Committee on Finance)

[Passed March 7, 1959; in effect from passage.]

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 institutions of higher education and the imposition, collection and use of an additional registration fee at said institutions.

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

19 minimum tuition fee for full-time resident students shall
20 be twenty-five dollars per semester and the minimum
21 tuition fee for full-time nonresident students shall be one
22 hundred seventy-five dollars per semester at all state in-
23 situations of higher education except the university: and,
24 *Provided further*, That the minimum tuition fee for full-
25 time resident students at the university shall be forty
26 dollars per semester and the minimum tuition fee for full-
27 time non-resident students at the university shall be two
28 hundred five dollars per semester: and, *Provided, further*,
29 That except for the graduate center fees the maximum
30 fees to be collected under this section for resident students
31 shall not exceed two hundred dollars per semester; and
32 for non-resident students, five hundred dollars per semes-
33 ter. The schedule of fees, and any changes therein, shall
34 be entered in the minutes of the meeting of the governing
35 board, and the governing board shall file with the state
36 auditor and director of the budget division a certified copy
37 of such schedule and changes.

38 In addition to the fees mentioned in the preceding para-
39 graph, but subject to all requirements and within the lim-

40 its fixed thereby, the governing board of any state educa-
41 tional institution may impose and collect a student union
42 building fee. All such building fees collected at the insti-
43 tution shall be paid into a special fund and shall be used
44 only for the eventual construction and operation of a stu-
45 dent union building or a combination student union-din-
46 ing hall building or for the renovation of an existing
47 structure for use as a student union building or a combi-
48 nation student union-dining hall building or for the pay-
49 ment of principal of and interest on any bonds issued to
50 finance part or all of the construction of a student union
51 building or a combination student union-dining hall build-
52 ing or the renovation of an existing structure for use as a
53 student union building. Until such time as the special
54 fund, together with any other moneys available for the
55 purpose, may be large enough to defray the cost of pro-
56 viding a student union building or a combination student
57 union-dining hall building, all moneys in the fund may be
58 invested in any such bonds or other securities as are now
59 or may hereafter be authorized as proper investments for
60 state funds.

61 Refund, as an erroneous payment, may be made of any
62 such fees, upon the voluntary or involuntary withdrawal
63 from classes of any student, until eight weeks of the school
64 semester or term have expired, but no refund may be
65 made thereafter.

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

9 For full time students at state institutions of higher ed-
10 ucation, except the university, the additional registration
11 fee shall be fifty dollars per semester and for all part time
12 and summer school students the governing board shall
13 provide for such fee in proportion to, but not exceeding,
14 that paid by full time students. For full time students at
15 the university the additional registration fee shall be fifty
16 dollars per semester and for all part time and summer

17 school students at said institution the governing board
18 shall provide for such fee in proportion to, but not ex-
19 ceeding, that paid by full time students.

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

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

30 On and after the first day of July, one thousand nine hun-
31 dred fifty-nine, there shall be paid into such special fund
32 two-thirds of the additional registration fee collected at
33 the university or Potomac state college aforesaid under
34 the provisions of this section, from students at West Vir-
35 ginia university and Potomac state college aforesaid. The
36 board of governors shall have authority to pledge all or
37 such part of the revenue paid into this special non-re-

38 volving capital improvements fund as may be needed to
39 meet the cost of construction of a predetermined capital
40 improvements program for West Virginia university
41 and/or Potomac state college in the order of priority as
42 shall have been agreed upon by the board of governors
43 and presented to the board of public works for inclusion
44 in the annual budget bill.

45 There is hereby created in the state treasury a special
46 non-revolving capital improvements fund, to be expended
47 by the board of education for West Virginia state colleges,
48 except Potomac state college of West Virginia university.
49 On and after the first day of July, one thousand nine hun-
50 dred fifty-nine, there shall be paid into such special fund
51 two-thirds of the additional registration fee collected
52 under the provisions of this section, from students at such
53 colleges aforesaid. The board of education shall have au-
54 thority to pledge all or such part of the revenue paid into
55 this special non-revolving capital improvements fund as
56 may be needed to meet the cost of construction of a pre-
57 determined capital improvements program for one or
58 more of such colleges in the order of priority as shall have

59 been agreed upon by the board of education and presented
60 to the board of public works for inclusion in the annual
61 budget bill.

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

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

74 Refunds of this fee may be made in the same manner
75 as any other fee collected at state educational institutions.

*Approved 2/14/59
Earl A. Underwood*

*OK
Carlsbamberg
by
EAP*

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

W. M. Jasper
Chairman Senate Committee

Eugene Andrews
Chairman House Committee

Originated in the Senate.

Takes effect *From* passage.

Howard Meyer
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Ralph Bean
President of the Senate

N. R. Parley
Speaker House of Delegates

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

Jeff Henderson
Governor

