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STATE OF WEST VIRGINIA

**WEST VIRGINIA LEGISLATURE**  
**REGULAR SESSION, 1973**



**ENROLLED**

HOUSE BILL No. 946

(By Mr. Diismae and Mc Stone)



PASSED April 14 1973

In Effect 90 days from Passage



FILED IN THE OFFICE  
EDGAR F. HEICKELL III  
SECRETARY OF STATE  
THIS DATE 5/2/73

946

ENROLLED

# House Bill No. 946

(By MR. DINSMORE AND MR. STONE)

[Passed April 14, 1973; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article twenty-four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to education; fees to be paid by students; and authorizing the employment of attorneys at state colleges and universities to perform legal services for students.

*Be it enacted by the Legislature of West Virginia:*

That section one, article twenty-four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 24. FEES AND OTHER MONEY COLLECTED AT STATE INSTITUTIONS OF HIGHER EDUCATION.**

**§18-24-1. Enrollment, tuition and other fees at educational institutions; refund of fees.**

1 The governing boards of state educational institutions shall  
2 fix enrollment, tuition and other fees for each semester or  
3 school term for the different classes or categories of students  
4 enrolling at the state educational institutions, and may in-  
5 clude among such fees any one or more of the following:  
6 (1) Health service fees; (2) infirmary fees; (3) student  
7 activities, recreational, athletic and extracurricular fees, which  
8 said fees may be used to finance a students' attorney to perform  
9 legal services for students in civil matters at the state univer-

10 sities and state colleges: *Provided*, That such legal services  
11 shall be limited to only those types of cases, programs or  
12 services approved by the administrative head of the state edu-  
13 cational institution where such legal services are to be per-  
14 formed; and (4) graduate center fees, and branch college  
15 fees, or either, if the establishment and operation of graduate  
16 centers or branch colleges are otherwise authorized by law. All  
17 fees collected under (1), (2) and (3) shall be paid into special  
18 funds and shall be used only for the purposes for which the fees  
19 are collected; and all fees collected at any graduate center or at  
20 any branch college shall be paid into special funds and shall be  
21 used solely for the maintenance and operation of the  
22 graduate center or branch college at which they were col-  
23 lected: *Provided*, That except in the case of graduate cen-  
24 ter fees or branch college fees, the minimum tuition fee  
25 for full-time resident students shall be twenty-five dol-  
26 lars per semester and the minimum tuition fee for full-  
27 time nonresident students shall be one hundred seventy-  
28 five dollars per semester at all state institutions of higher  
29 education except West Virginia University: *Provided, how-*  
30 *ever*, That the minimum tuition fee for full-time resident  
31 students at West Virginia University shall be forty dol-  
32 lars per semester and the minimum tuition fee for full-  
33 time nonresident students at West Virginia University shall  
34 be two hundred five dollars per semester: *Provided further*,  
35 That except for graduate center fees, branch college fees  
36 and the student union fees hereinafter authorized, the maxi-  
37 mum fees to be collected under this section for resident students  
38 shall not exceed two hundred dollars per semester; and for  
39 nonresident students, five hundred dollars per semester. The  
40 schedule of all fees, and any charges therein, shall be  
41 entered in the minutes of the meeting of the governing board,  
42 and the governing board shall file with the state auditor and  
43 director of the budget division a certified copy of such  
44 schedule and changes.

45 In addition to the fees mentioned in the preceding para-  
46 graph, the governing board of any state educational in-  
47 stitution may impose and collect a student union building  
48 fee. All such building fees collected at the institution shall  
49 be paid into a special student union building fund for  
50 such institution, which is hereby created in the state treasury,

51 and shall be used only for the construction, operation  
52 and maintenance of a student union building or a com-  
53 bination student union and dining hall building or for the  
54 renovation of an existing structure for use as a student  
55 union building or a combination student union and dining hall  
56 building or for the payment of the principal of and interest on  
57 any bond issued to finance part or all of the construction of a  
58 student union building or a combination student union and  
59 dining hall building or the renovation of an existing structure  
60 for use as a student union building or a combination student  
61 union and dining hall building, all as more fully provided in  
62 section six of this article. Any moneys in such funds not  
63 immediately needed for such purposes may be invested in any  
64 such bonds or other securities as are now or hereafter be  
65 authorized as proper investments for state funds.

66 Refund, as an erroneous payment, may be made of any  
67 such fees, upon the voluntary or involuntary withdrawal from  
68 classes of any student, until eight weeks of the school semester  
69 or term have expired, but no refund may be made thereafter.

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

H. David Darby  
Chairman Senate Committee

Blaine C. Christian Jr  
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard W. Carson  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

W. T. Brotherton Jr  
President of the Senate

Lewis J. Manna  
Speaker House of Delegates

The within approved this the 27th  
day of April, 1973.

Arch A. Shaver Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 4/27/73

Time 2:05 p.m.