

No. 260

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WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1984

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ENROLLED

Committee Substitute for
SENATE BILL NO. 260

(By *McHenry, Mr. Stutsman, et al.*)

—•—

PASSED March 10, 1984

In Effect from Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR

Senate Bill No. 260

(MR. HOLMES, MR. WHITACRE, MR. CHERNENKO AND MRS. SPEARS,
original sponsors)

[Passed March 10, 1984; in effect from passage.]

AN ACT to amend and reenact section seven, article twenty-four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to fees and other money collected at state institutions of higher education; disposition of funds received from fees and contracts from athletic events, bowl games and post season tournaments; authority to transfer funds to academic programs.

Be it enacted by the Legislature of West Virginia:

That section seven, 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.

§18-24-7. Fees and money derived from athletic contests.

1 The directors of athletics at state institutions of higher
2 education may fix and charge admission fees to athletic
3 contests at state institutions of higher education and may
4 enter into contracts, spend and receive money under such
5 contracts for the student athletic teams of state education-
6 al institutions to contest with other athletic teams inside

7 or outside the state. All money received from such fees
8 and contracts shall be deposited into the athletic accounts
9 of the state institutions of higher education.

10 All money derived from such fees and under such
11 contracts shall be used to defray the cost of maintaining
12 the athletic department and athletic program of such
13 institutions. The operation of training camps and training
14 tables and providing room accommodations for partici-
15 pants in the athletic program of such institutions shall be
16 recognized and considered as a proper part of such main-
17 tenance, but the specific mention of training camps and
18 training tables and providing room accommodations shall
19 not be construed or understood to limit in any way the
20 general power and authority otherwise granted and con-
21 ferred by this section: *Provided*, That (1) one percent of
22 the total gross receipts deposited into the athletic ac-
23 counts, and (2) not less than twenty-five percent of the
24 net receipts from televised athletic events, bowl games
25 and postseason tournaments deposited into the athletic
26 accounts shall be transferred into a separate and distinct
27 special revenue account for each individual state institu-
28 tion of higher education, which special revenue account
29 shall be designated "athletic facilities construction, re-
30 pair or replacement reserve account," in the state trea-
31 sury. Such revenues shall be used only for construction,
32 repair or replacement of athletic facilities at the same
33 individual state institution of higher education to which
34 such special revenue account is credited. Notwithstanding
35 any other provision in this section to the contrary, in
36 the year in which they are received, no more than twenty-
37 five percent of the net receipts from televised athletic
38 events, bowl games and postseason tournaments deposit-
39 ed into athletic accounts may be transferred into other
40 accounts of the same state institution of higher education
41 having such receipts for the support of academic pro-
42 grams to meet an occasional rather than recurrent need or
43 expense, and in accord with legislative rules promulgated
44 by the board of regents pursuant to chapter twenty-nine-a
45 of this code, notwithstanding any other provision of this
46 code to the contrary.

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

James L. Davis
Chairman Senate Committee

Donald Anello
Chairman House Committee

Originated in the Senate.

In effect from passage.

Todd C. With
Clerk of the Senate

Donald L. Kopp
Clerk of the House of Delegates

Warren P. McHear
President of the Senate

W. H. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *27*
day of *March*, 1984.

John P. McHenry
Governor

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