

No: 442

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1985

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SECRETARY OF STATE

ENROLLED
Committee Substitute for
SENATE BILL NO. 442

(By Mr. *R. Williams, et al.*)

PASSED April 8, 1985
In Effect ninety days from Passage

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 442

(MR. R. WILLIAMS, MR. BURDETTE, MRS. SPEARS, MR. COOK,
MR. NELSON, MR. ASH, MR. PARKER AND MR. HOLLIDAY,
original sponsors)

(Originating in the Committee on Education.)

[Passed April 8, 1985; in effect ninety days from passage.]

AN ACT to amend article twenty-four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section one-c; and to amend article twenty-six of said chapter by adding thereto a new section, designated section twenty-nine, all relating to establishing a medical education fee; providing for the collection, disposition and use of such fee; establishing a medical student loan program and fund; authorizing the board of regents to promulgate rules and regulations for administration of the loan program; establishing minimum eligibility requirements; and providing for loan forgiveness in certain instances.

Be it enacted by the Legislature of West Virginia:

That article twenty-four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section one-c; and that article twenty-six of said chapter be amended by adding thereto a new section, designated section twenty-nine, all to read as follows:

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

§18-24-1c. Medical education fee.

1 In addition to the fees specifically provided for in
2 sections one, one-a and one-b of this article, all medical
3 students enrolled for credit at the West Virginia Uni-
4 versity school of medicine, Marshall University school of
5 medicine and the West Virginia school of osteopathic
6 medicine shall pay a medical education fee. The board
7 of regents shall fix the fee rates for students at each
8 institution and may from time to time change these rates.
9 The fee imposed by this section is in addition to the
10 maximum fees allowed to be collected under the provi-
11 sions of section one of this article and is not limited
12 thereby. Refunds of the fee may be made in the same
13 manner as any other fee collected at state institutions of
14 higher education. Medical education fees collected shall
15 be deposited in a special revenue account which is hereby
16 created in the state treasury for the school at which the
17 fees are collected and shall be used by the school to offset
18 general operating costs: *Provided*, That the board of
19 regents may deposit a portion of the total fees collected
20 therein into the medical student loan fund account in
21 accordance with the provisions of section twenty-nine,
22 article twenty-six of this chapter. Before the first day
23 of July of each year, the board of regents shall provide
24 the legislative auditor with a report of the projected fee
25 collections for each of the schools of medicine.

ARTICLE 26. WEST VIRGINIA BOARD OF REGENTS.

**§18-26-29. Medical student loan program; establishment; ad-
ministration; eligibility; loan forgiveness.**

1 There is hereby created a medical student loan program
2 to be administered by the board. The purpose of this
3 program is to provide loans to state residents who demon-
4 strate financial need, meet academic standards and are
5 enrolled or accepted for enrollment at the West Virginia
6 University school of medicine, Marshall University school

7 of medicine or the West Virginia school of osteopathic
8 medicine.

9 (a) There is hereby established a special revolving
10 fund account under the board in the state treasury to be
11 known as the medical student loan fund which shall be
12 used to carry out the purposes of this section. The fund
13 shall consist of: (1) Amounts allocated by the board from
14 the medical education fee as established by section one-c,
15 article twenty-four of this chapter: *Provided*, That the
16 board may transfer to this fund for student loans an
17 amount not to exceed thirty-three percent of the total col-
18 lections from the medical education fee in any one year;
19 (2) appropriations provided by the Legislature; (3) prin-
20 cipal and interest repaid by medical student loan recipi-
21 ents; and (4) other amounts which may be available from
22 external sources. Balances remaining in the fund at the
23 end of the fiscal year shall not expire or revert. No loans
24 may be awarded under the provisions of this section until
25 the first day of July, one thousand nine hundred eighty-
26 six. All costs associated with the administration of this sec-
27 tion shall be paid from the medical student loan fund.

28 (b) The board shall promulgate rules and regulations
29 for the administration of the medical student loan pro-
30 gram. Such rules and regulations shall include, but not
31 be limited to, the areas of academic standards, financial
32 need, loan amounts, residency requirements, loan repay-
33 ment requirements, loan forgiveness provisions, interest
34 rates, collection procedures and financial management.
35 Loans shall be awarded at the institutional level in a
36 manner consistent with rules and regulations promulgated
37 by the board.

38 (c) An individual shall be eligible for loan considera-
39 tion if he is a resident of this state as defined by the
40 board, demonstrates financial need, meets established
41 academic standards and is enrolled or accepted for en-
42 rollment at one of the aforementioned schools of medicine
43 in a program leading to the degree of medical doctor (M.
44 D.) or doctor of osteopathy (D. O.): *Provided*, That the
45 individual has not yet received one of these degrees and
46 is not in default of any previous student loan.

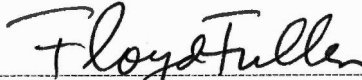
47 (d) The board, in conjunction with the state depart-
48 ment of health, shall determine qualifying medically
49 underserved areas and medical specialties in which there
50 is a shortage of physicians.

51 At the end of each fiscal year, any individual who has
52 received a medical student loan and who has actually
53 rendered services as a medical doctor or doctor of osteo-
54 pathy in this state in a designated medically underserved
55 area or in a designated medical specialty in which there
56 is a shortage of physicians, may submit to the board a
57 statement of service on a form provided for that purpose.
58 Upon receipt of such statement in proper form, the board
59 shall cancel appropriate portions of the outstanding loan
60 or loans in accordance with rules and regulations promul-
61 gated by the board.

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



Chairman Senate Committee



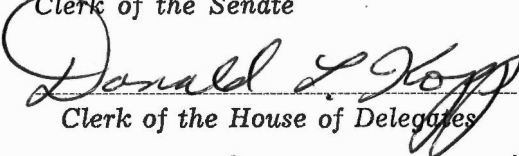
Chairman House Committee

Originated in the Senate.

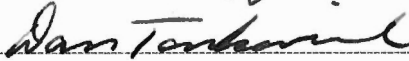
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

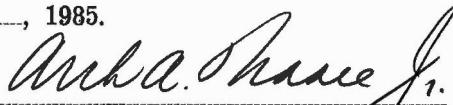


President of the Senate



Speaker House of Delegates

The within approved this the 22nd
day of April, 1985.



Governor

PRESENTED TO THE
GOVERNOR

Date 4/12/85

Time 9:58 A.M.