AN ACT to amend and reenact §18B-10-7 of the Code of West Virginia, 1931, as amended, relating to granting tuition waivers to the children and spouses of parole and probation officers killed in the line of duty.

Be it enacted by the Legislature of West Virginia:

That §18B-10-7 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 10. FEES AND OTHER MONEY COLLECTED AT STATE INSTITUTIONS OF HIGHER EDUCATION.

§18B-10-7. Tuition and fee waivers for children and spouses of officers and firefighters killed in the line of duty.

1 (a) Each state institution of higher education shall
2 permit any person to attend its undergraduate courses and
classes if classroom space is available without charging
the person any tuition or any fees if:

(1) The person is the child or spouse of an individual who
was:

(A) A law-enforcement officer as defined in section one,
article twenty-nine, chapter thirty of this code;
(B) A correctional officer at a state penal institution;
(C) A parole officer;
(D) A probation officer;
(E) A conservation officer; or
(F) A registered firefighter; and
(2) Killed in the line of duty while:

(A) Employed by the state or any political subdivision of
the state; or
(B) A member of a volunteer fire department serving a
political subdivision of this state.

(b) The state institution of higher education may require
the person to pay:

(1) Special fees, including any laboratory fees, if the fees
are required of all other students taking a single or that
particular course; and
(2) Parking fees.

c) The governing boards may promulgate rules:

(1) For determining the availability of classroom space;
(2) As it considers necessary to implement this section;
and

(3) Regarding requirements for attendance, which may
not exceed such requirements for other persons.
31  (d) The governing boards may extend to persons attending courses and classes under this section any rights, privileges or benefits extended to other students which it considers appropriate.
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.

To take effect July 1, 2006.

Clerk of the Senate

Clerk of the House of Delegates

Président of the Senate

Speaker House of Delegates

The within is approved this the Day of April, 2006.

Governor