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2015 MAR 27 A 11: 14

OFFICE WEST VIRGINIA SECRETARY OF STATE

## **WEST VIRGINIA LEGISLATURE**

48-28-8-4

FIRST REGULAR SESSION, 2015

# ENROLLED

# House Bill No. 2884

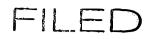
(By Delegate(s) Pasdon and Perry)



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Passed March 12, 2015

In effect ninety days from passage.



#### 2015 MAR 27 A 11: 14

### ENROLLE SECRETARY OF STATE H. B. 2884

(BY DELEGATE(S) PASDON AND PERRY)

[Passed March 12, 2015; in effect ninety days from passage.]

AN ACT to amend and reenact §18B-1D-9 of the Code of West Virginia, 1931, as amended, relating to modifying training and development requirement for certain members of Higher Education Policy Commission, council for community and technical college education and institutional governing boards.

Be it enacted by the Legislature of West Virginia:

That §18B-1D-9 of the Code of West Virginia, 1931, as amended, be amended and reenacted, to read as follows:

ARTICLE 1D. HIGHER EDUCATION ACCOUNTABILITY. \*

- §18B-1D-9. Commission, council and institutional governing board training and development; training and development requirements, applicability and exceptions.
  - 1 (a) The commission and council, either jointly or separately,
  - 2 shall coordinate periodic training and development opportunities

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3 for members of the commission, council and institutional4 governing boards as provided in this section.

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5 The training and development shall address the following 6 topics:

7 (1) State goals, objectives and priorities for higher 8 education;

9 (2) The accountability system for higher education set forth 10 in this article;

11 (3) The general powers and duties of members; and

12 (4) Ethical considerations arising from board membership.

13 (b) Training and development is required as follows:

(1) A member newly appointed to the commission, council or a governing board shall complete three hours of training and development by the end of the first fiscal year of service if the appointment is made in the first half of a fiscal year. If the appointment is made in the second half of a fiscal year the member shall complete three hours of training and development by the end of the first half of the second fiscal year.

(2) With the exception of the ex officio members of the
commission and the council and the student member of a
governing board, each member shall complete at least six hours
of training and development related to his or her duties within
two fiscal years of beginning service and within every two fiscal
years of service thereafter.

(c) Annually, by July 31, the chair of the commission,
council and each governing board shall certify to the commission
or council, as appropriate, the number of hours of training and
development that each member received during the preceding
fiscal year.

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32 (d) If the certification indicates that a board member has not 33 completed the training and development required by this section, 34 the commission or council, as appropriate, shall send a notice to the affected board member, and to the Governor and the 35 36 Secretary of State or to the institutional appointing entity that the 37 board member is disqualified from continued service 38 notwithstanding the provisions of sections five and six, article 39 six, chapter six of this code. The commission or council, as 40 appropriate, shall request the Governor or appointing entity to 41 appoint a replacement for that board member.

42 (e) Annually, by September 30, the commission and council 43 shall report to the Legislative Oversight Commission on 44 Education Accountability on the training and development that 45 members of the commission and council and the governing 46 boards under their respective jurisdictions have received during 47 the preceding fiscal year. This information shall be included in 48 the institutional and statewide report cards provided in section 49 eight of this article.

50 (f) As used in this section, "member" means all members of 51 the commission, council and the governing boards unless a 52 specific exception is provided in this section.

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

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<del>Chairman</del>, House Committee maber

Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Hoyse of Delegates nli Clerk of the Senate Speaker of the House of Delegates

President of the Senate

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#### PRESENTED TO THE GOVERNOR

MAR 20 2015

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