1 **ENROLLED**

2 **Senate Bill No. 514**

3 (BY SENATORS PLYMALE AND MILLER)

4 _____

5 [Passed March 10, 2011; in effect from passage.]

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10 AN ACT to amend and reenact §18B-17-2 of the Code of West Virginia,

11 1931, as amended, relating to higher education; legislative

12 rules; and authorizing a rule for the Higher Education Policy

13 Commission regarding authorization of degree-granting

14 institutions.

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

16 That §18B-17-2 of the Code of West Virginia, 1931, as amended,

17 be amended and reenacted to read as follows:

18 **ARTICLE 17. LEGISLATIVE RULES.**

19 **§18B-17-2.   Authorizing rules of Higher Education Policy**

20 **Commission.**

21 (a) The legislative rule filed in the State Register on

22 October 15, 2004, relating to the Higher Education Policy

23 Commission (Underwood-Smith Teacher Scholarship Program rule) is

1 authorized.

2   (b) The legislative rule filed in the State Register on
3 October 15, 2004, relating to the Higher Education Policy
4 Commission (West Virginia Engineering, Science and Technology
5 Scholarship Program rule) is authorized.

6   (c) The legislative rule filed in the State Register on
7 October 15, 2004, relating to the Higher Education Policy
8 Commission (Medical Education Fee and Medical Student Loan Program
9 rule) is authorized.

10   (d) The legislative rule filed in the State Register on
11 October 27, 2005, relating to the Higher Education Policy
12 Commission (Authorization of degree-granting institutions) is
13 authorized.

14   (e) The legislative rule filed in the State Register on August
15 23, 2006, relating to the Higher Education Policy Commission (West
16 Virginia Higher Education Grant Program) is authorized.

17   (f) The legislative rule filed in the State Register on
18 January 4, 2008, relating to the Higher Education Policy Commission
19 (Providing Real Opportunities for Maximizing In-state Student
20 Excellence - PROMISE) is authorized.

21   (g) The legislative rule filed in the State Register on August
22 25, 2008, relating to the Higher Education Policy Commission
23 (Research Trust Program) is authorized.

24   (h) The legislative rule filed in the State Register on

1 January 8, 2009, relating to the Higher Education Policy Commission

2 (Guidelines for Governing Boards in Employing and Evaluating

3 Presidents) is authorized.

4   (i) The legislative rule filed in the State Register on

5 September 10, 2008, relating to the Higher Education Policy

6 Commission (Medical Student Loan Program) is authorized, with the

7 following amendment:

8   On page 2, subsection 5.1, following the words "financial aid

9 office" by inserting a new subdivision 5.1.3 to read as follows:

10 "United States citizenship or legal immigrant status while actively

11 pursuing United States citizenship."

12   (j) The legislative rule filed in the State Register on

13 December 1, 2008, relating to the Higher Education Policy

14 Commission (West Virginia Higher Education Grant Program) is

15 authorized.

16   (k) The legislative rule filed in the State Register on

17 January 26, 2009, relating to the Higher Education Policy

18 Commission (Accountability System) is authorized.

19   (l) The legislative rule filed in the State Register on May

20 20, 2009, relating to the Higher Education Policy Commission

21 (Energy and Water Savings Revolving Loan Fund Program) is

22 authorized.

23   (m) The legislative rule filed in the State Register on

24 January 27, 2010, relating to the Higher Education Policy

1 Commission (Providing Real Opportunities for Maximizing In-state

2 Student Excellence - PROMISE) is authorized.

3   (n) The legislative rule filed in the State Register on

4 December 8, 2010, relating to the Higher Education Policy

5 Commission (Authorization of Degree Granting Institutions) is

6 authorized, with the following amendment:

7   On page 28, subsection 9.1.b, following the words "Good cause

8 shall consist of" by inserting the words "any one or more of the

9 following".