

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

House Bill 2705

BY DELEGATES ESPINOSA, MOYE, STATLER, UPSON,

DEAN, ROHRBACH, WILSON, ROMINE, R., WAGNER,

COOPER AND HIGGINBOTHAM

[Introduced February 24, 2017; Referred

to the Committee on Education.]

1 A BILL to repeal §18B-1-5a, §18B-1-8b, and §18B-1-10 of the Code of West Virginia, 1931, as
2 amended; to repeal §18B-1A-3 of said code; to repeal §18B-1B-10 and §18B-1B-13 of
3 said code; to repeal §18B-1D-1, §18B-1D-2, §18B-1D-3 and §18B-1D-4 of said code; to
4 repeal §18B-2-5 and §18B-2-7 of said code; to repeal §18B-3C-3, §18B-3C-5, §18B-3C-
5 7, §18B-3C-7a, §18B-3C-8, §18B-3C-10 and §18B-3C-12 of said code; to repeal §18B-
6 3E-1 and §18B-3E-2 of said code; to repeal §18B-3F-1, §18B-3F-2, §18B-3F-4, §18B-3F-
7 5, §18B-3F-6, §18B-3F-7, §18B-3F-8, §18B-3F-9 and §18B-3F-10 of said code; to repeal
8 §18B-5-2a of said code; to repeal §18B-7-9 and §18B-7-16 of said code; to repeal §18B-
9 10-4B of said code; to repeal §18B-11-1, §18B-11-2, §18B-11-3 and §18B-11-4 of said
10 code; to repeal §18B-12A-1, §18B-12A-2, §18B-12A-3, §18B-12A-4, §18B-12A-5, §18B-
11 12A-6, §18B-12A-7, §18B-12A-8, §18B-12A-9 and §18B-12A-10 of said code; to repeal
12 §18B-13-1, §18B-13-3, §18B-13-4 and §18B-13-5 of said code; to repeal §18B-14-1 and
13 §18B-14-9 of said code; to repeal §18B-18-1, §18B-18-2, §18B-18-3, §18B-18-4, §18B-
14 18-5, §18B-18-6, §18B-18-7, §18B-18-8, §18B-18-9 and §18B-18-10 of said code; to
15 repeal §18C-2-1, §18C-2-2, §18C-2-3, §18C-2-4, §18C-2-5, §18C-2-6, §18C-2-7, §18C-
16 2-8 and §18C-2-9 of said code, all relating to eliminating obsolete, duplicate or
17 unnecessary code language as it relates to higher education; repealing sections relating
18 to pilot program of delivering educational services via distance learning, Marshall
19 University Graduate College, and Potomac Branch of West Virginia University; repealing
20 section relating to peer institutions; repealing sections relating to goals of efficiency and
21 effectiveness; findings; reports to commission and legislative oversight commission on
22 education accountability, and study of issues affecting employees in public higher
23 education; repealing sections relating to higher education accountability; legislative intent
24 and purpose; short title; rules required, definitions, state vision for public higher education;
25 findings; establishment of objectives, and responsibilities of Higher Education Policy
26 Commission and Council for Community and Technical College Education; development

27 of public policy agendas; reports; institutional responsibilities; repealing sections relating
28 to establishment and operation of state school of osteopathic medicine; authority and duty
29 to purchase property; expand appropriations and conduct programs of the West Virginia
30 School of Osteopathic Medicine, and Authorization to sell all or part of Potomac State
31 College of West Virginia University parcels of land located in New Creek and Keyser
32 commonly known as the Potomac State College Farm listed on the public lands inventory
33 as 1PSC6. PSC Parcel No.6, 1PSC14. PSC Parcel No. 14 and 1PSC16. PSC Parcel No.
34 16; repealing sections relating to essential conditions for community and technical college
35 programs and services, appointment of community and technical college presidents, Blue
36 Ridge Community and Technical College, Bridgemont Community and Technical College;
37 Kanawha Valley Community and Technical College; Mountwest Community and
38 Technical College, freestanding community and technical colleges; tuition and fees, and
39 relationship between independent community and technical colleges and former
40 sponsoring institutions; repealing article relating to Eastern West Virginia Community and
41 Technical College; repealing article relating to reorganization of community and technical
42 colleges; repealing section relating to authorizing certain transfers within and among
43 general and special revenue accounts of state institutions of higher education; repealing
44 sections relating to higher education human resources reviews and study of employment
45 practices; repealing section relating to additional fee waivers for health sciences and
46 technology academy programs; repealing sections relating to center for regional progress
47 created; director powers; mission and purpose, institute for public affairs; creation and
48 purposes, institute for international trade development; creation and purpose, depositories
49 for assistive devices and services; repealing article relating to centers for economic
50 development and technology advancement; repealing article relating to higher education-
51 industry partnerships; repealing sections relating to sections relating to select committee
52 on outcomes-based funding models in higher education and legislative findings;

53 establishment of study committee; membership; recommendations on higher education
54 facilities; repealing article relating to eminent scholars endowment trust fund act; and
55 repealing article relating to guaranteed student loan program.

Be it enacted by the Legislature of West Virginia:

1 **§1. Repeal of sections relating to pilot program of delivering educational services**
2 **via distance learning, Marshall University Graduate College, and Potomac Branch of West**
3 **Virginia University.**

4 §18B-1-5a, §18B-1-8b, and §18B-1-10 of the Code of West Virginia, 1931, as amended,
5 are hereby repealed.

6 **§2. Repeal of section relating to peer institutions.**

7 §18B-1A-3 of the Code of West Virginia, 1931, as amended, is hereby repealed.

8 **§3. Repeal of sections relating to goals of efficiency and effectiveness; findings;**
9 **reports to commission and legislative oversight commission on education accountability,**
10 **and study of issues affecting employees in public higher education.**

11 §18B-1B-10 and §18B-1B-13 of the Code of West Virginia, 1931, as amended, is hereby
12 repealed.

13 **§4. Repeal of sections relating to higher education accountability; legislative intent**
14 **and purpose; short title; rules required, definitions, state vision for public higher**
15 **education; findings; establishment of objectives, and responsibilities of Higher Education**
16 **Policy Commission and Council for Community and Technical College Education;**
17 **development of public policy agendas; reports; institutional responsibilities.**

18 §18B-1D-1, §18B-1D-2, §18B-1D-3 and §18B-1D-4 of the Code of West Virginia, 1931,
19 as amended, is hereby repealed.

20 **§5. Repeal of sections relating to establishment and operation of state school of**
21 **osteopathic medicine; authority and duty to purchase property; expand appropriations**
22 **and conduct programs of the West Virginia School of Osteopathic Medicine, and**

23 **Authorization to sell all or part of Potomac State College of West Virginia University parcels**
24 **of land located in New Creek and Keyser commonly known as the Potomac State College**
25 **Farm listed on the public lands inventory as 1PSC6. PSC Parcel No.6, 1PSC14. PSC Parcel**
26 **No. 14 and 1PSC16. PSC Parcel No. 16.**

27 §18B-2-5 and §18B-2-7 of said code the Code of West Virginia, 1931, as amended, is
28 hereby repealed.

29 **§6. Repeal of sections relating to essential conditions for community and technical**
30 **college programs and services, community and technical college, appointment of**
31 **community and technical college presidents, Blue Ridge Community and Technical**
32 **College, Bridgemont Community and Technical College; Kanawha Valley Community and**
33 **Technical College; Mountwest Community and Technical College, freestanding**
34 **community and Technical colleges; tuition and fees, and relationship between**
35 **independent community and technical colleges and former sponsoring institutions.**

36 §18B-3C-3, §18B-3C-5, §18B-3C-7, §18B-3C-7a, §18B-3C-8, §18B-3C-10 and §18B-3C-
37 12 of the Code of West Virginia, 1931, as amended, is hereby repealed.

38 **§7. Repeal of article relating to Eastern West Virginia Community and Technical**
39 **College.**

40 §18B-3E-1 and §18B-3E-2 of the Code of West Virginia, 1931, as amended, is hereby
41 repealed.

42 **§8. Repeal of article relating to reorganization of community and technical colleges.**

43 §18B-3F-1, §18B-3F-2, §18B-3F-4, §18B-3F-5, §18B-3F-6, §18B-3F-7, §18B-3F-8, §18B-
44 3F-9 and §18B-3F-10 of the Code of West Virginia, 1931, as amended, is hereby repealed.

45 **§9. Repeal of section relating to authorizing certain transfers within and among**
46 **general and special revenue accounts of state institutions of higher education.**

47 §18B-5-2a of the Code of West Virginia, 1931, as amended, is hereby repealed.

48 **§10. Repeal of sections relating to higher education human resources reviews and**
49 **study of employment practices.**

50 §18B-7-9 and §18B-7-16 of the Code of West Virginia, 1931, as amended, is hereby
51 repealed.

52 **§11. Repeal of section relating to additional fee waivers for health sciences and**
53 **technology academy programs.**

54 §18B-10-4B of the Code of West Virginia, 1931, as amended, is hereby repealed.

55 **§12. Repeal of sections relating to center for regional progress created; director**
56 **powers; mission and purpose, institute for public affairs; creation and purposes, institute**
57 **for international trade development; creation and purpose, depositories for assistive**
58 **devices and services.**

59 §18B-11-1, §18B-11-2, §18B-11-3 and §18B-11-4 of the Code of West Virginia, 1931, as
60 amended, is hereby repealed.

61 **§13. Repeal of article relating to centers for economic development and technology**
62 **advancement.**

63 §18B-12A-1, §18B-12A-2, §18B-12A-3, §18B-12A-4, §18B-12A-5, §18B-12A-6, §18B-
64 12A-7, §18B-12A-8, §18B-12A-9 and §18B-12A-10 of the Code of West Virginia, 1931, as
65 amended, is hereby repealed.

66 **§14. Repeal of article relating to higher education-industry partnerships.**

67 §18B-13-1, §18B-13-3, §18B-13-4 and §18B-13-5 of the Code of West Virginia, 1931, as
68 amended, is hereby repealed.

69 **§15. Repeal of sections relating to select committee on outcomes-based funding**
70 **models in higher education and legislative findings; establishment of study committee;**
71 **membership; recommendations on higher education facilities.**

72 §18B-14-1 and §18B-14-9 of the Code of West Virginia, 1931, as amended, is hereby
73 repealed.

74 **§16. Repeal of article relating to eminent scholars endowment trust fund act.**

75 §18B-18-1, §18B-18-2, §18B-18-3, §18B-18-4, §18B-18-5, §18B-18-6, §18B-18-7, §18B-
76 18-8, §18B-18-9 and §18B-18-10 of the Code of West Virginia, 1931, as amended, is hereby
77 repealed.

78 **§17. Repeal of article relating to guaranteed student loan program.**

79 §18C-2-1, §18C-2-2, §18C-2-3, §18C-2-4, §18C-2-5, §18C-2-6, §18C-2-7, §18C-2-8, and
80 §18C-2-9 and of the Code of West Virginia, 1931, as amended, is hereby repealed.

NOTE: The purpose of this bill is to remove obsolete, duplicative and/or unnecessary language from state code.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.