

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

Senate Bill 39

FISCAL
NOTE

BY SENATORS WELD, BOSO, AND BALDWIN

[Introduced January 9, 2019; Referred
to the Committee on Education; and then to the Committee
on Finance]

1 A BILL to amend and reenact §18B-10-1a of the Code of West Virginia, 1931, as amended,
 2 relating generally to in-state residency tuition rates; providing that members of a reserve
 3 unit in West Virginia shall qualify as residents for purposes of calculating tuition rates;
 4 striking the requirement that members of the National Guard participate in the National
 5 Guard education services program; and providing that current members of the United
 6 States armed forces shall qualify as residents for purposes of calculating tuition rates.

Be it enacted by the Legislature of West Virginia:

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

**§18B-10-1a. Resident tuition rates for ~~National Guard~~ members of the National Guard,
 Reserve and Armed Forces.**

1 (a) The term “resident” or “residency”, or any other term or expression used to designate
 2 a West Virginia resident student, when used to determine the rate of tuition to be charged students
 3 attending community colleges and state-related and state-owned institutions of higher education
 4 shall be construed to include the following:

5 (1) Members of the National Guard or Reserve who are not residents of West Virginia but
 6 who are active members of a National Guard or Reserve unit in West Virginia; ~~who are~~
 7 ~~participating in the National Guard education services program~~ and

8 (2) Current members of the United States Armed Forces who reside in West Virginia.

9 (b) ~~A member of the National Guard who qualifies as a resident~~ A person who qualifies as
 10 a resident, as that term is defined in subsection (a) of this section, on the first day of the semester
 11 or term of the college or institution, shall be charged resident tuition rates.

12 (c) The provisions of this section apply at the beginning of the semester or term
 13 immediately following the effective date of this section.

NOTE: The purpose of this bill is to provide certain members of the National Guard,

Reserve and Armed Forces with in-state tuition rates.

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