

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Form 3

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE OVERSIGHT COMMISSION ON
EDUCATION ACCOUNTABILITY

AGENCY: University System of WV Trustees TITLE NUMBER: 128

CITE AUTHORITY: 18B-10-7a

AMENDMENT TO AN EXISTING RULE: YES NO

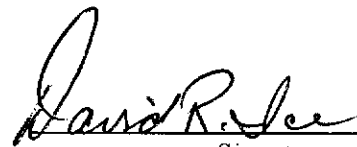
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING FILED PROPOSED: Series 67

TITLE OF RULE BEING PROPOSED: Reduced Tuition and Fee Program for State Residents
Who are at Least Sixty-five Years of Age

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A
PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR
FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE OVERSIGHT COMMISSION
ON EDUCATIONAL ACCOUNTABILITY FOR THEIR REVIEW.



Signature
Secretary, Ed. & the Arts

**TITLE 128
LEGISLATIVE RULE
UNIVERSITY SYSTEM OF WEST VIRGINIA
BOARD OF TRUSTEES
SERIES 67**

**TITLE: REDUCED TUITION AND FEE PROGRAM FOR STATE RESIDENTS WHO
ARE AT LEAST SIXTY-FIVE YEARS OF AGE**

SECTION 1. GENERAL

- 1.1 Scope - This rule establishes jointly with the State College System of West Virginia a reduced tuition and fee program for residents of West Virginia who are at least sixty-five years of age to take courses or classes at University System of West Virginia institutions on a space available basis.
- 1.2 Authority - W. Va. Code §18B-10-7a
- 1.3 Filing Date -
- 1.4 Effective Date -

SECTION 2. PURPOSE

- 2.1 The purpose of this rule is to establish jointly with the State College System of West Virginia a reduced tuition and fee program for residents of West Virginia who are at least sixty-five years of age to take courses or classes on a space available basis. The program includes an option for those who attend undergraduate and graduate courses on a no credit basis and an option for individuals who attend undergraduate and graduate courses for credit.

SECTION 3. ELIGIBILITY AND PARTICIPATION

- 3.1 A participant will be permitted to register for a course under either of the two options of this program provided that the participant is a resident of West Virginia and is at least sixty-five years of age.
- 3.2 A participant may register for a course under either of the two options of this program provided that classroom space is available.
- 3.3 A participant may register for a course under either of the two options of this program provided that the instructor of the course consents.
- 3.4 A participant will be subject to the institutional programmatic and financial guidelines for enrollees in this program and to the rules, regulations, procedures, and requirements, including course prerequisites, of the institution and the University System of West Virginia.

3.5 Each institution will determine the following for participation under either of the two options of this program. Such provisions, however, shall be consistent with those for other students enrolled at the institution.

3.5.1 A method of establishing priority for allowing a participant to register for and attend a course.

3.5.2 Whether to require a participant to pay special fees, including laboratory fees, if the fees are required of all other students.

3.5.3 Whether to require a participant to pay for parking.

SECTION 4. NO CREDIT OPTION

4.1 The total tuition and fees charged for each course under the no credit option, excluding laboratory and parking fees, may not exceed fifty dollars.

4.2 A grade or credit may not be given under the no credit option.

SECTION 5. CREDIT OPTION

5.1 The total tuition and fees charged in the program under the for credit option shall not exceed fifty percent of the normal rates charged to state residents by the institution.

SECTION 6. REGISTRATION

6.1 Each institution may develop an abbreviated student registration form for the convenience of participants in this program.

SECTION 7. REPORTING

7.1 Each institution will report on participation in this program to the State College and University Systems Central Office.

SECTION 8. INSTITUTIONAL GUIDELINES

8.1 Each institution shall develop guidelines to establish a reduced tuition and fee program for West Virginia residents who are at least sixty-five years of age to take classes on a space available basis. These guidelines shall be consistent with the provisions of this rule and shall be published in the college or university bulletin and/or other appropriate institutional publications. Further, these guidelines shall be filed with the Office of the Chancellor before implementation.

The University System of West Virginia

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W. Donald Weston, MD
Interim Chancellor

Cathy M. Armstrong
Chairman, Board of Trustees



June 29, 2000

Mr. David Ice
Secretary, Education and the Arts
Building 5, Room 205
Capitol Complex
Charleston, West Virginia 25305

Dear Mr. Ice:

On behalf of the University System Board of Trustees, I am forwarding the following legislative rule for filing with the Secretary of State and LOCEA:

Title 128, Series 67: Reduced Tuition and Fee Program for State Residents Who are at Least Sixty-five Years of Age.

As you know, this rule has gone through the extensive review and comment periods. Could you please review the attached and, if you approve, forward to the Secretary of State for filing. Thank you for your assistance.

Sincerely,

W. Donald Weston, MD
Interim Chancellor

Enclosure
/jd

DEPARTMENT OF EDUCATION AND THE ARTS
Office of the Secretary

State Capitol Bldg. 5, Room 205
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305
Telephone: (304) 558-2440
Fax No.: (304) 558-1311



David R. Ice
Cabinet Secretary

Cecil H. Underwood
Governor

July 11, 2000

The Honorable Ken Hechler
Secretary of State
1900 Kanawha Boulevard, East
Charleston, WV 25305

Dear Secretary Hechler:

Having gone to a public comment period, I am hereby approving for filing with your office the following legislative rule of the University System Board of Trustees. The rule is:

Title 128, Series 67: Reducing Tuition and Fee Program for State Residents Who are at Least Sixty-five Years of Age.

The rule is attached.

Sincerely,

A handwritten signature in black ink that reads "David R. Ice".

David R. Ice
Cabinet Secretary

cc: Dr. W. Donald Weston
Dr. John Thralls

Enclosure