



WEST VIRGINIA
H I G H E R
E D U C A T I O N
P O L I C Y
C O M M I S S I O N

J. Thomas Jones
Chairman

J. Michael Mullen
Chancellor

July 11, 2002

The Honorable Joe Manchin
Secretary of State
State Capitol
Charleston, WV 25305

FILED

2002 JUL 11 P 4:05

Dear Secretary Manchin:

Attn: Judy Cooper

WEST VIRGINIA
SECRETARY OF STATE

On behalf of the Higher Education Policy Commission, I am filing rules with technical changes that were approved on June 21, 2002, by the Higher Education Policy Commission. These rules are being transferred from the former University System Board of Trustees (Title 128) and State College System Board of Directors (Title 131) to the Policy Commission (Title 133) with technical changes to reflect the changes made by Senate Bill 653. The rules are as follows:

Title 133, Series 35: Correspondence, Business, Occupational and Trade Schools, which replaces Title 131, Series 3.

Title 133, Series 36: Sports Programs at Community and Technical Colleges, which replaces Title 128, Series 53, and Title 131, Series 53

Title 133, Series 37: Increased Flexibility for Community and Technical Colleges, which replaces Title 131, Series 25

Title 133, Series 38: Employee Leave, which replaces Title 128, Series 35, and Title 131, Series 35

Title 133, Series 39: Classified Employees, which replaces Title 128, Series 31, and Title 131, Series 31

Title 133, Series 40: Equal Opportunity and Affirmative Action, which replaces Title 128, Series 45, and Title 131, Series 45.

The Higher Education Policy Commission also voted at the June 21 meeting to abolish the following rule of the former systems and transfer jurisdiction to the individual institutional governing boards:

Title 128, Series 39, and Title 131, Series 39, Measles & Rubella Immunization.

Sincerely,

J. Michael Mullen
Chancellor

SCANNED

**TITLE 133
PROCEDURAL RULE
HIGHER EDUCATION POLICY COMMISSION**

FILED

**SERIES 36
SPORTS PROGRAMS AT COMMUNITY AND TECHNICAL COLLEGES**

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

SECTION 1. GENERAL

- 1.1 Scope - This rule governs sports at community and technical colleges.
- 1.2 Authority - West Virginia Code § 18B-1-6, 18B-1-8.
- 1.3 Filing Date - November 8, 1979
- 1.4 Effective Date - January 8, 1980

SECTION 2. POLICY

- 2.1 The primary vehicle for student participation in sports activities at community and technical colleges will normally be the institutional intramural program and physical education classes. Any competitive activities beyond those provided through these programs shall be of a recreational or sports club nature. Should competition occur between public community and technical colleges located in the state or with other institutions of higher education, activities must be conducted so as to exclude the following:
 - 2.1.1 Tackle football;
 - 2.1.2 Intercollegiate conference affiliations;
 - 2.1.3 Scholarships awarded on the basis of athletic ability;
 - 2.1.4 State appropriations to defray operating or personnel costs; and
 - 2.1.5 Addition of physical facilities constructed for the primary purpose of supporting intercollegiate sports.