

Marshall University

**Marshall Digital Scholar**

---

Staff Council Minutes

Staff Council

---

4-15-2010

## **The Minutes of the Marshall University Staff Council Meeting, April 2010**

Marshall University Staff Council

Follow this and additional works at: [https://mds.marshall.edu/staffcouncil\\_minutes](https://mds.marshall.edu/staffcouncil_minutes)



Part of the [Higher Education Commons](#), and the [Higher Education Administration Commons](#)

---

**Marshall University Classified Staff Council**  
April 15, 2010, John Spotts Room (MSC 2E37)

**Members Present:** Nina Barrett, Barbara Black, Johnny Bradley, Bernice Bullock, Betty Cook, Mike Dunn, Toni Ferguson, Ronnie Hicks, Carol Hurula, Jennifer Jimison, Annalisha Johnson, Diana Lewis, William Lewis, Leonard Lovely, Dwayne McCallister, Okey Napier, Jan Parker, Kelly Preston, LuAnn South, Kris Standifur, Jennings Stiltner, Joe Wortham

**Members Absent:** Tootie Carter, Mary Waller

**Guests:** Dr. Stephen Kopp

The meeting was called to order by Chair Nina L. Barrett.

**Dr. Stephen Kopp – University President**

Dr. Kopp opened by recognizing that the salary schedule for the classified staff is still behind, but we are working hard to improve enrollment and retention. Additionally, we will most likely have a record setting freshman class this coming fall.

Dr. Kopp then opened the floor to questions:

- ***Has Recruitment focused any efforts in Sacramento, California?*** No, we haven't done a lot in California. We've been looking along the East coast and Florida already, but there's a real opportunity for us to market in California as well.
- ***What's your view on the proposed Occupation Tax?*** Speaking as a citizen of Huntington Dr. Kopp is opposed to it. Other cities he has seen that have tried this tax have suffered because businesses relocated outside the city limits. He would like to see a comprehensive systematic study performed of the various options that have been attempted and worked in other municipalities, and look to see if they would work here.
- ***What if we decided not to shop within the city limits?*** Dr. Kopp suggested we make a petition or resolution from the Classified Staff, Faculty Senate, and the students about their attitudes on this tax. It was then discussed that the people living in the city would have to pay twice and that after 5 years the tax would be reevaluated and the city would be back where it is now. Dr. Kopp also mentioned that Pullman Square is starting to grow and have businesses in previously vacant buildings, and if people started moving out at the end of their leases it would be very detrimental to the progress thus far.
- ***Tax Alternative*** – One alternative to an Occupation Tax that Dr. Kopp mentioned he has done some research on is called a *Service Tax*, which some other states have done. With a service tax you pay a tax on services you receive within the city, such as a haircut. Dr. Kopp mentioned that as a nation we've become more of a service economy rather than a manufacturing economy, but the tax structures are still based on a manufacturing economy so we need to take a hard look at changing the structure of taxes.
- ***If implemented, would the hospitals be included in the Service Tax?*** Most likely, and the taxes charged to the customer for services would go to the city/state rather than the health care system.
- ***Enrollment: What are we doing to advance retention?***
  - ❖ We have a comprehensive retention plan. As part of that plan there is a program we are subscribing to called **MAP-Works**, which sends out periodic surveys to freshman students. The surveys assess everything from making friends and feeling connected to

the University, to finding out those who haven't become socially engaged, and how students are doing academically. The goal of the program is to identify high risk students earlier in the semester, approximately 3 to 4 weeks in.

- ❖ At the end of spring semester renovation will start in the Student Center to make a campus-wide **Advising Center** for all students. It will be academic advising and counseling.
- ❖ Retention is not just a Freshmen problem; it is a Sophomore, Junior, Senior problem also. For that reason freshmen coming in this fall will have a **4-year plan of study**. If they change their minds along the way, we'll just change their plan of study.
- ❖ We're working with Google to implement an **e-portfolio** for students to put their work in. It would be an opportunity to observe what they're doing and putting in their portfolio; a way for students to take charge of their education, plans and aspirations; and it would serve as a repository for their finest work, works in progress, or whatever they want to use it for. When students graduate their e-portfolio will go with them and be a way for potential employers to look at their work. We will want it to be able to look at what students put in it and monitor progress in key areas.
- **Traditional Classrooms** – Dr. Kopp talked about how in the traditional classroom setup we have no idea how much time students actually spend on tasks and course work. **Course Management Software** gives the ability to track and measure how much time on tasks students spend and how they spend their time, which we need to utilize more when designing courses. We need to take advantage of technology by designing interactive experiences so when students are out of the class they're working on projects that are meaningful. If we can get to the point where these out-of-class activities are more robust and powerful, instead of having students come to class 3 hours a week for a 3 credit course they could possibly go two hours a week. This would free up class time to expand enrollment.
- Dr. Kopp talked about a program we're currently experimenting with called **Wimba**, which is an interactive communication technology that allows faculty to see students, and students to see the classroom without being in the classroom. This may not work for freshmen, but beginning with the sophomore and junior years we're trying to pilot these things and find out what works, and authenticate that it's a valid approach to instruction that's meaningful to both student and faculty.
- Dr. Kopp mentioned we are looking into **Saturday classes** and starting freshmen in the 3<sup>rd</sup> term of summer to spread enrollment out if it's as large as we think it's going to be.
- Dr. Kopp talked about some **goals** he has for the campus:
  - ❖ One goal which is still up in the air due to legislation that came through last session has to do with the fact that on February 1<sup>st</sup> the Governor signed off on capital projects for the bonds. *Metrics for bond calculations*: it depends on what the rates are at a given time, but a good metric example is to say that for every \$1 you invest and have to put toward a bond table you can borrow effectively through the bonds \$15 dollars; 15 to 1. So if you have \$10 million in the line item of state budget, you can finance roughly \$150 million dollars worth of bonds for capital projects, depending on the time you go to the bond market.
  - ❖ Out of the bond issued: \$90 million was earmarked for higher education, and the rest was earmarked for statewide capital projects, all of which the Governor stipulated had to be renovation, and no new construction.
  - ❖ A senate bill went through that added \$5 million to the bond issued. Now the question is: Marshall was originally assigned \$22 million for renovation and capital

improvements, what we're trying to figure out regarding the new capital project on the drawing board for the engineering complex is whether this \$25 million is in addition to the \$22 million.

- ❖ Dr. Kopp is very motivated to moving on the \$22 million for renovations and deferred maintenance, which will allow us to focus more on the academic buildings and improve the academic environment including technology upgrades.
- **Will upgrading the classrooms include chairs?** Yes, it should.
- **What does enrollment for fall look like?** Dr. Kopp said he has not seen the actual numbers yet, but the percent increase is about the same as last year's increase. All typical indicators of enrollment are looking positive, but we won't really know until people show up in the fall.
- **How is summer school looking?** It's too early to tell, because oftentimes registrations come in late. If last year is any indication, we turned around what was an operational deficit into a small surplus simply by offering more classes the students wanted to take.
- **Are there any roofs on the list to be repaired?** There's a report on the web that deals with deferred maintenance and capital improvements and there are some roof projects on that list.
- Dr. Kopp then talked a little more about the **Advising Center**, which will centralize a lot of student services. There will still be advising in colleges as well, but this will address students who need an answer right away. It will be located where the Alumni Lounge was in the Memorial Student Center.

#### **ACCE Report – Mike Dunn**

At the request of Mike Dunn the ACCE report has been attached at the end of these minutes.

#### **Committee Reports:**

**Election Committee – Joe Wortham** – Committee did not meet; probably won't meet until next month sometime. We have one vacancy we need to fill now. Service awards luncheon dates and budget proposal are sitting in the president's office; no decision has been made yet.

**Legislative Committee – Carol Hurula** – No report.

**Personnel/Finance Committee – Lu Ann South** – No report.

**Physical Environment Committee – Bill Lewis** – Did not meet; no report.

**Staff Development Committee – Betty Cook** – No report.

**Faculty Senate Committees** – No Report

Johnny Bradley made a motion for the Executive Committee to draft a formal opposition to the payroll tax. It was seconded.

Nina said she would begin making a resolution. Leonard asked if we should do a petition signing and a letter from staff council; it was agreed we should do both in addition to getting with faculty senate.

Bernice Bullock made a motion that we do scheduling for Council meetings in the future in MSC BE-5.

**Future Agenda Items**

None

There being no more business the meeting was adjourned.

Minutes taken and prepared by: \_\_\_\_\_  
Katie M. Easter, Program Assistant, Staff Council

Minutes approved by: \_\_\_\_\_  
Nina L. Barrett, Chair, Staff Council

Minutes read by: \_\_\_\_\_  
Stephen J. Kopp, University President



**AGENDA**  
**APRIL 13, 2010**  
**R. EMMETT BOYLE CONFERENCE CENTER**  
**(ACADEMIC, SPORTS AND RECREATION COMPLEX)**  
**WEST LIBERTY STATE UNIVERSITY**  
**9:00 A.M.**

ACCE members should refer to the PDF document Mary Ann Edwards sent and I have attached for further details for lodging, parking, and directions to campus. Link to campus map:

<http://www.westliberty.edu/admissions/files/2010/03/map-w-back-directions-09-2.pdf>

1. Call to Order / Establish a Quorum
2. Welcome – Dr. McCullough, Provost/Chief Administrative Officer/Executive Vice President-**Very appreciative of ACCE and Classified Employees, and stated that West Liberty was in agreement with content of SB 480**
3. Approval of March Minutes-**Attached**
4. Liaison Report (Vice Chancellor Walthers)- **Did not make it to the meeting; discussion about who would actually be the liaison with ACCE since Margaret Buttrick now works for Kanawha County, and that the JEC was dormant at the moment until she was replaced, but could be called together by the Vice-Chancellor if need be.**
5. ACCE Committee Reports
  - A) Legislative Committee (Mike Dunn) -**handout attached along with conversation about SB 480**
  - B) Benefits Committee (Bill Porterfield)-**Open enrollment discussion**
  - C) Retreat Committee (Ellen Moore) – **Registration instructions for ACCE planning retreat on July 26-28 at Hawks Nest.**
  - D) Web / Communications (Verne Britton)
  - E) By-Laws Revisions Ad-Hoc Committee (Paul Martinelli)

6. Old Business

A) Items from members

7. New Business

A) SB480 --- Next Steps -Seems that we have different things that could happen “if” the Governor wants to bring the bill back in special session; ACCE best case scenario would be for the Governor to bring the bill back in special session **as is** to just “fix” the “technical deficiency” in the bill. Although things were taken out that we had wished to stay, it was at a point that classified employees could live with this version.

The Governor could bring the bill back re-written in which case there is little to no time to ask for changes in a special session; ACCE is very concerned that a new version would have institutional accountability extremely “watered down.” This is a real worry for ACCE as this group knows that unless something is done the freedom given to Marshall University and WVU in regards to allowing them to control their own long and short term investments “sunsets” at the end of June, 2010. ACCE again went through the entire bill “again” and listed what we (classified employees) had to have in it, which was most of the personnel parts of the current bill. Lots of discussion came forth as to what happens if the Governor proposes a very “watered down” version, do we no longer support it then?

If nothing happens this summer in regard to a Higher ed personnel bill, we start again from scratch next year.

1) Issues we could move forward with now? It is a known fact that lots of what is in 480, is in state code now, just that no one is accountable for making sure anything gets done. **“If”** nothing happens, lots could still be done if BOG’s, the HEPC and Presidents really want “best practices” followed on their campuses. A complete list of these provisions to come later.

B) Travel policies for ACCE members- ACCE travel is covered in 18b of state code, most reps have had no problem, seems that Blue Ridge makes things difficult.

C) ACCE July Retreat Update

D) WVNET merger with WVOT -Very politically “hot” issue, ACCE was asked to get info as to what WVNET does for each individual campus

E) Other New Business-Next ACCE meeting is May 18<sup>th</sup> at WVU, **June 15<sup>th</sup> meeting will be at MARSHALL!**

8. Announcements by members

9. Adjourn

**WV Council for Community and Technical College Education  
Meeting of April 15, 2010**

**ITEM:** 2010 Legislative Session Update

**INSTITUTIONS:** All

**RECOMMENDED RESOLUTION:** Information Item

**STAFF MEMBER:** Bruce Walker

**BACKGROUND:**

The following provides a summary of bills of note for higher education that received passage during the 2010 legislative session.

**Major Bills**

**House Bill 4026:**

- The bill creates a new requirement for the Commission and Council to develop jointly or separately, by December 31, 2011, a system capital development plan for approval by LOCEA. The plan is to include the following:
  - System goals for capital development;
  - Explanation of how these goals align with state goals, objectives and priorities in §18B-1 and §18B-1d;
  - A process to prioritize capital projects for state funding based on their ability to further state and system goals, priorities and objectives;
  - A building renewal formula to calculate the dollar benchmark that should be collected annually to invest in facilities to minimize deferred maintenance and to determine if adequate investments are occurring;
  - A process for governing boards to follow in developing and submitting campus development plans to the Commission and Council;
  - A process for the governing boards to follow to ensure that sufficient funds are generated and invested to properly maintain buildings;
  - A discussion addressing how capital fees dedicated to debt service are to be used when old system bonds are paid off in 2012; and
  - System capital development plans are to be developed in consultation with the governing boards and institution staff, and interested parties are to be given the opportunity to comment.
- Campus development plans are currently required by Series 12, except that institution 10-year campus development plans now must be adopted and aligned with the system capital development plan by June 30, 2013.
  - The campus development plans must align with system capital development plan, institution's approved master plan and compact, and current campus development plan objectives and include the following:



- Governing board's development strategy;
- Assessment of general condition and suitability of buildings and facilities, including deferred maintenance, code issues, ADA and energy efficiency;
- Assessment of projected enrollment and demographic changes on facilities needs;
- List of deferred maintenance projects;
- Building and facilities in need of renovation or demolition;
- Major site improvements, vehicular and pedestrian circulation improvements, and parking and landscaping improvements;
- Infrastructure and telecommunication improvement;
- Delineation of property acquisition boundaries appropriate for size and mission;
- Proposed new facilities and building sites;
- List of capital projects in priority order;
- Estimates of timing, phasing and cost;
- Delineation of how campuses in close proximity should interact to minimize duplication of facilities, improve efficiencies and be aesthetically compatible;
- Impact of plan on local community and input afforded to local entities;
- Any other requirements of the Commission and Council;
- Plan to include all current and proposed facilities – E&G and auxiliary;
- Five-year update on institution progress by governing board to Council or Commission and plans for the next five years;
- Plan to be updated at least once during the ten-year period; and
- Governing board may not implement a plan or update that has not been approved by the Commission or Council.
- There are new provisions which relate to identifying and funding maintenance projects.
- Commission and Council to submit annual prioritized capital appropriation requests to State Budget Office.
- Commission and Council to develop a process to be followed for governing boards to submit prioritized E&G project lists so the Commission and Council can submit their prioritized state-level lists to the State Budget Office.
- Project lists are to include the following:
  - Projects included in campus development plans, except when extraordinary circumstances exist to include another project;

- Current estimate of project cost - size and scope may not change unless approved in accordance with campus development approval process;
  - Additional information required by Commission or Council;
- Commission and Council to rank the projects according to priorities in the system capital development plan and they may not submit projects to State Budget Office if they determine that the projects cannot be funded through the appropriation process;
- Commission and Council to develop a process for submitting maintenance projects for submission to the State Budget Office.
- Commission and Council to provide governing boards the building renewal calculations for their campuses annually by April 1 which identifies the investment needed for maintenance.
- Governing boards to make realistic revenue estimates of funds available for maintenance projects and submit proposed maintenance projects, consistent with campus development plans, which are to be funded from these revenues.
- Commission and Council to report to LOCEA on revenue available, as well as shortfalls, based on the building renewal formula.
- Commission to work with institutions to make sure adequate funds are available for maintenance.
- Council shall work with the Legislature to make sure revenue is available for maintenance projects at CTC institutions.
- Commission and governing boards may issue revenue bonds.
- Governing boards may fund capital improvements on a cash basis, or with revenue bonds which must be approved by the Commission.
- Institutions must get approval of Commission or Council to initiate projects over \$1 million, except Marshall and WVU need to seek approval only for projects over \$15 million.
- Prior to approving bonding, Commission or Council must evaluate:
  - Institution's debt capacity;
  - Capacity to generate revenue sufficient to complete the project;
  - Ability to fund on-going operations and maintenance;
  - Impact on students;
  - Other factors considered appropriate.
- Commission may pledge all or part of the fees of any and all institutions for system bonds.
- Fees and revenue pledged for outstanding bonds remains pledged until the debt is paid.
- A three tiered approach is taken by the bill regarding oversight of capital project management based on the dollar value of construction contracts let.
- There is little difference in the requirements for two upper tiers, which include those institutions averaging over \$50 million in projects over a five-year rolling period in the first tier and those institutions averaging \$20 million to \$50 million in the second tier except:

- The rule promulgated by an institution for capital project management for the second tier needs to be approved by the Commission while the first tier's rule does not require approval.
  - The first tier must employ a LEED certified professional.
  - The Commission will employ a LEED certified professional for the benefit of all other institutions.
- For the third tier, mainly the CTCs, the projects will be managed at the system level.
- Governing boards are to maintain a list of deferred maintenance projects and provide it annually to the Commission and Council.
- Governing boards are to strive to invest annually an amount for maintenance consistent with the building renewal formula maintained by the Commission and Council.
- The Commission and Council are to determine if the governing boards are meeting the investment requirements to minimize deferred maintenance and are to conduct periodic evaluations of facilities to gauge the institution's performance.
- The bill continues the facilities information system already in place for:
  - Acquisition of statewide data.
  - Classification of space based on national standards to allow facilities comparisons among state institutions, peers and on a national level.
  - Inventory of buildings and rooms.
  - Submitting capital project requests.
  - Tracking the cost and completion of projects.
  - Calculating the building renewal formula.
- Various code provisions already in code elsewhere were moved to the new article and reenacted. These include provisions dealing with the sale or conveyance of property, leasing, lease-purchase agreements, construction of auxiliary facilities and collection of auxiliary fees to operate them, review of real property agreements and condemnation.
- Commission and Council jointly shall propose a rule or rules for Legislative approval to implement the bill.
- By July 1, 2013, and annually thereafter the Commission and Council shall provide a general status report to LOCEA in the progress being made in implementing the statewide capital development plan and the campus development plan.
- Process for reporting shall be included in the Legislative rule. Effective 90 days from passage (3/12/10).

**House Bill 4145:** The bill is intended to make state institutions of higher education more "veteran-friendly" for veterans of the Armed Forces. Commission and Council to implement measures that provide academic and social support to student veterans that include:

- Establishing community and technical college programs which grant academic credit for certain technical and vocational military training.

- Awarding other academic credit for Armed Forces experiences.
- Sponsoring veterans organizations.
- Training faculty as veteran liaisons.
- Promoting the Regents Bachelor of Arts Degree.
- Coordinating existing disability services.
- Providing appropriate counselors.
- Developing training materials for counselors.
- Facilitating regular statewide meetings on veterans' issues.
- Periodically appraising state programs.
- Create collaborative relationships between veterans and alumni and employers.
- Report annually to Legislature by September 1 on progress in implementing procedures. Effective 90 days from passage (3/13/10).

**House Bill 4359:** Present law requires any contractor on a public improvement project of over \$1 million to hire 75% of their employees from West Virginia or any county bordering West Virginia within 75 miles. This bill lowers the cap to \$500,000 and extends it any county within 50 miles of West Virginia. Effective 90 days from passage (3/11/10).

**House Bill 4670:** Authorizes the expenditure of up to \$80 million in bond proceeds for capital projects of the Council for Community and Technical College Education and authorizes West Liberty University to expend \$153,367 in proceeds from a property sale. Effective from passage.

**Senate Bill 185:** Allows a 20% tax credit against state business franchise tax if an entity has an agreement with the Research Corporation or Center for Economic Development at MU or WVU and develops a patent in the state for direct use in a manufacturing process. Credit goes to 30% if 80% of the credit is reinvested in property purchased for purposes of developing additional patents, improving a patent or providing stipends to retain students to develop such patents. Gives a 20% credit for use of a patent developed in the state in a manufacturing process. Credit goes to 30% if 80% invested in capital improvements to add product lines or increase productivity. Effective 90 days from passage (3/11/10).

**Senate Bill 219:** Allows the Secretary for Administration to establish a Fleet Management Office to manage all motor vehicles owned or possessed by the State or any of its agencies. Provides that such vehicles may not be used for personal purposes other than for de minimis personal use. Allows the Secretary to promulgate emergency rules regarding the use, purchase, and maintenance of all motor vehicles. Removes the higher education exemption from such rules. Allows a central motor pool to be established. Effective 90 days from passage (3/13/10).

**Senate Bill 499:** Codifies the new names of Bridgemont Community and Technical College, Mountwest Community and Technical College and Kanawha Valley Community and Technical College. Clarifies that New River Community and Technical College is headquartered in or near Beckley. Effective from passage.

**Senate Bill 543:** Authorizes the Energy and Water Savings Revolving Loan Fund Program and PROMISE rules of the Policy Commission. Effective from passage.

**Senate Bill 611:** Has Policy Commission provide offices to Chancellor in Kanawha County rather than just Charleston. Has Council provide offices to Chancellor in Charleston or outside Charleston at a technology and research center. Requires offices for Vice Chancellor of Administration in Kanawha County. Provides that current employees of WVNET shall not be moved from Monongalia County without legislative approval. Effective from passage.

**Senate Bill 612:** Provides an additional \$5 million a year to the Policy Commission from the State Excess Lottery Revenue Fund for debt payment on new capital improvement revenue bonds. Allows the Governor to certify a revised list to the Economic Development Authority of capital improvement projects for higher education funded from former EAST bonds at any time prior to issuance of the bonds. The Governor is to consult with the Policy Commission prior to certifying any such list. Effective from passage.

#### **Other Bills**

**House Bill 2485:** Adds pharmacy interns to those individuals who may possess or handle certain quantities of pseudoephedrine and other chemical precursors of methamphetamine without criminal penalty. Effective 90 days from passage (3/12/10).

**House Bill 3152:** Provides that no one may represent himself as an "athletic trainer" unless licensed by the West Virginia Board of Physical Therapy. Effective 90 days from passage (3/13/10).

**House Bill 4134:** Repeals a number of code provisions, including a sunset provision for the Rural Health Advisory Panel. Effective 90 days from passage (3/13/10).

**House Bill 4176:** Department of Health and Human Resources and Insurance Commission to propose a joint rule governing the development and use of uniform application forms for credentialing, recredentialing or updating information of health care practitioners as may be required by health care entities. Effective 90 days from passage (3/11/10).

**House Bill 4374:** Provides that a caregiver for minors may obtain an affidavit from the minor's parent or guardian allowing the caregiver to consent to ordinary health care for that minor which shall be honored by a health care facility or practitioner. Effective 90 days from passage (3/08/10).

**House Bill 4582:** Provides that nonresident vendors in bidding on state contracts receive a preference of up to 5% over other nonresident vendors if they are a small,

woman or minority-owned business. Department of Administration to propose legislative rules for certification of such businesses and deny certification if the state the nonresident business is in does not provide the same preference to such West Virginia businesses. Effective 90 days from passage (3/13/10).

**Senate Bill 81:** Requires the Board of Pharmacy to establish an official prescription program that will issue official tamper-free prescription paper to health care providers. After July 1, 2011, all prescriptions would have to be written on this prescription paper. Exclusion for oral, electronic or out of state prescriptions and those dispensed within a health facility for use in the facility. Effective 90 days from passage (3/11/10).

**Senate Bill 230:** Defines the scope of practice for optometrists and allows them to examine, diagnose and treat certain conditions of the human eye. They may not perform surgery except as may be allowed by code or rule, use a therapeutic laser, use Schedule II controlled substances, treat systemic disease or refer to themselves as a specialist in surgery of the eye. Effective 90 days from passage (3/13/10).

**Senate Bill 236:** Designates the Department of Agriculture as the lead state agency in matters pertaining to aquaculture. A member of the WVU Extension Service will sit on the Aquaculture Advisory Board. Effective 90 days from passage (3/13/10).

**Senate Bill 365:** Would give all health care practitioners who prescribe or dispense controlled substances electronic or online access by July 1, 2011 to the Controlled Substances Monitoring Program database. Effective 90 days from passage (3/11/10).

**Senate Bill 446:** Clarifies that surviving spouse or dependent of an employee with PEIA coverage just prior to their death are entitled to be included in a comprehensive group health insurance plan. Effective 90 days from passage (3/13/10).

**Senate Bill 449:** Clarifies that PEIA will cover expenses due to preexisting conditions but employees may join only at time of hire, during annual open enrollment or because of a "qualifying event" under IRS code. Effective 90 days from passage (3/13/10).

**Senate Bill 453:** Provides that Secretary of State is to provide access to State Register electronically. Effective 90 days from passage (3/13/10).

**Senate Bill 477:** Requires any state officer or agency required by code to provide the Legislature, its committees, or its members and employees with any report to also provide a copy to the Legislative Librarian electronically or as required by Legislative Manager. Effective from passage.

**Senate Bill 584:** Requires the Center for Nursing to collect data on an annual basis from employers and nurses regarding vacancy rates, turnover and other information on hard to fill vacancies for nurses. Effective 90 days from passage (3/10/10).

**Senate Bill 597:** Any woman seeking an abortion has to execute a form prior to the

abortion that she had an opportunity to view an ultrasound image of the fetus. The form shall state it is the woman's decision to view or decline. Effective 90 days from passage (3/13/10).

**Senate Bill 618:** Provides a licensure procedure for osteopathic physician assistants and clarifies responsibilities and ability to prescribe drugs. Effective 90 days from passage (3/11/10).

**WV Council for Community and Technical College Education  
Meeting of April 15, 2010**

**ITEM:** WVNET Update

**INSTITUTIONS:** All

**RECOMMENDED RESOLUTION:** Information Item

**STAFF MEMBER:** Kevin Walthers

**BACKGROUND:**

The West Virginia Network for Educational Telecomputing (WVNET) is a service organization providing telecommunications and computing services within West Virginia. WVNET was created in 1975 to provide central computing facilities and wide-area network communications linking its "central site" computing resources in Morgantown with the campus computing systems at most of the colleges and universities throughout the state. Over the years, WVNET evolved into the primary source for internet and computing services for higher education institutions. WVNET also provides internet access for K-12 schools through the federal E-rate program.

West Virginia Code §18B-4-2 (k) authorizes the Vice Chancellor for Administration to manage WVNET and for the Vice Chancellor to establish a Computer Advisory Board. This entity is representative of higher education and other users of WVNET and recommends to the Council policies for a statewide shared computer system.

**Community College Services**

With the creation of the community college system and with the separation of component community colleges into freestanding community colleges, WVNET has taken on an expanded role for developing community college computing infrastructure. With limited staff and financial resources, community colleges rely on WVNET to host central applications shared among the institutions. This structure allows each college to maintain independent control over information and campus data while taking advantage of lower costs through shared staffing.

WVNET supports the Community and Technical College Education System with the following services:

- Banner hosting and Banner staffing support
- Web CT hosting and support
- Centralized state technology purchasing contract renewal and use
- Wide area network maintenance
- Router maintenance



- LAN troubleshooting support
- Circuit connectivity/bandwidth
- Internet service
- E-mail and spam filtering
- Server operating system licenses, Microsoft Office Licenses, Banner licenses, Microsoft OS licenses, etc.
- Oracle license assessment
- Help desk services
- Administrative applications including WVFIMS, Banner and its various modules
- Grant work with partner institutions and with the higher education system
- Tape backup and redundant backup services for institutions

Council staff are closely monitoring the discussions regarding WVNET's future. Of utmost importance to the Council is that core, enterprise systems continue to function without interruption, regardless of management structure or location. Additionally, the technical expertise offered by WVNET staff is a critical component to managing many of the services provided to the community colleges.

**WV Council for Community and Technical College Education  
Meeting of April 15, 2010**

**ITEM:** Update on the Community and Technical College Capital Improvement Revenue Bond Projects

**INSTITUTIONS:** All

**RECOMMENDED RESOLUTION:** Information Item

**STAFF MEMBER:** Richard Donovan

**BACKGROUND:**

An update on progress to implement the following projects will be provided at the Council meeting.

**Community and Technical College Capital Improvement  
Revenue Bond Projects**

Institution	Project	Proposed Bond Funding
Marshall Community and Technical College	Instruction Facility	\$13,500,000
Blue Ridge Community and Technical College	Instruction Facility	\$13,500,000
WV State Community and Technical College	Instruction Facility	\$13,500,000
New River Community and Technical College	Instruction Facility (Beckley Campus)	\$13,500,000
New River Community and Technical College	Renovation of Classroom Facility (Greenbrier Campus)	\$3,000,000
WVU at Parkersburg	Classroom and Lab Facility & Child Development Center	\$6,000,000
WV Northern Community College	Purchase and Renovation Classroom and Lab Facility Wheeling Campus, and Weirton Campus Addition	\$6,000,000
Southern WV Community and Technical College	New Classroom and Lab Facility (Williamson Campus)	\$6,000,000
Community and Technical College at WVU Tech	Renovation of Davis Hall	\$3,000,000
<b>BOND PROJECTS TOTAL</b>		<b>\$78,000,000</b>

David K. Hendrickson  
Chair



Brian Noland  
Chancellor

West Virginia Higher Education Policy Commission  
1018 Kanawha Boulevard East, Suite 700  
Charleston, WV 25301  
(304) 558-0699  
www.hepc.wvnet.edu

## MEMORANDUM

TO: Council of Presidents

FROM: Brian Noland *B. Noland*

DATE: March 30, 2010

RE: Fiscal Year 2011 Budget Bill Highlights

---

The following provides an overview of the Fiscal Year 2011 budget bill (Senate Bill No. 213) which was signed by the Governor on March 25, 2010. The budget reflects a five percent reduction for FY 2011 as directed by the Budget Office. Institutional reductions are expected to be backfilled by funds from the American Reinvestment and Recovery Act (ARRA).

### Budget Bill Highlights

- Financial Aid. The final budget includes \$3,686,664 in additional funding for financial aid.
- Higher Education Grant Program - \$686,664. The budget includes the statutorily mandated two percent increase from House Bill No. 4049 (2006). The total appropriation for the Higher Education Grant Program is \$35,019,864.
- PROMISE Scholarship Program - \$3,000,000. The final budget includes \$3,000,000 in additional funding which matches the requirements of Senate Bill No. 373. The total appropriation for the PROMISE Scholarship Program is \$48,000,000.
- Operating Budgets. The final budget contains approximately \$8.9 million in reductions for institutional operating budgets.
- HEPC Institutions - (\$8,891,725). The FY 2011 budget is \$8,891,725 less than the FY 2010 base budget of the four-year institutions. The reductions in the budgets vary

March 30, 2010

Page 2

for each institution, but generally are in the four to five percent range. Both Marshall University and Fairmont State University each received an additional \$2.5 million in their budgets.

- Funding for PEIA benefits – \$661,974. The final appropriation included a four percent increase for the Commission's share of PEIA insurance costs.
- HEPC Unclassified – \$100,000. The Conferees' budget included an additional \$300,000 in the Unclassified line item. Of these funds, \$100,000 was transferred from funds originally appropriated through the WVNET line item. The remaining \$200,000 was intended to fund the "FACTS for Higher Education Program" as outlined in SB 480. The latter amount was vetoed by the governor (see below).
- Higher Education Improvement Fund – \$5,000,000. The Higher Education Improvement Fund was increased \$5,000,000 to provide debt service for excess lottery revenue bonds as a result of the passage of Senate Bill No. 612.

**The following items were vetoed by the Governor.**

- Higher Education Improvements – \$600,000. A new activity (658) was added by the conference committee for improvements. The funding was dedicated to the following institutions:
  - West Virginia School of Osteopathic Medicine: \$150,000 for Rural Outreach Vehicle Emergency Response.
  - Marshall Medical School: \$150,000 for the Center for Rural Health.
  - WVU School of Health Sciences: \$100,000 for Blanchette Rockefeller.
  - Glenville State College \$200,000: for courses offered in conjunction with the Corrections Academy.
- HEPC Unclassified – \$200,000. The Unclassified appropriation included \$200,000 for "FACTS for Higher Education" in Senate Bill No. 480. The bill did not pass the Legislature.

Please advise regarding questions or comments concerning any of the above or attached.

cc: Chief Financial Officers

Attachment

### **With Governor's Veto**

[illegible]

