

1 **ENROLLED**

2 COMMITTEE SUBSTITUTE

3 FOR

4 **Senate Bill No. 238**

5 (BY SENATORS KESSLER (ACTING PRESIDENT) AND HALL, BY REQUEST OF THE
6 EXECUTIVE)

7 _____
8 [Passed March 12, 2011; in effect from passage.]
9 _____

10
11
12 AN ACT to amend and reenact §4-10-8 of the Code of West Virginia,
13 1931, as amended; to amend and reenact §5F-1-2 of said code;
14 to amend and reenact §5F-2-1 of said code; to amend and
15 reenact §6-7-2a of said code; to amend and reenact §9A-1-1,
16 §9A-1-2 and §9A-1-4 of said code; and to amend said code by
17 adding thereto four new sections, designated §9A-1-1a, §9A-1-
18 1b, §9A-1-1c and §9A-1-1d, all relating to redesignating the
19 Division of Veterans' Affairs as the Department of Veterans'
20 Assistance within the executive branch; establishing the time
21 period for review of the Department of Veterans' Assistance by
22 the Joint Standing Committee on Government Organization and
23 the Joint Committee on Government Operations; providing that
24 the Veterans' Council be part of the Department of Veterans'

1 Assistance; providing that the department be supervised by a
2 secretary-level administrator; establishing the salary of the
3 secretary; providing an effective date for redesignation;
4 clarifying the purpose of the Department of Veterans'
5 Assistance; making other changes to the code to comport with
6 the amendment; and providing technical and clerical cleanup."

7 *Be it enacted by the Legislature of West Virginia:*

8 That §4-10-8 of the Code of West Virginia, 1931, as amended,
9 be amended and reenacted; that §5F-1-2 of said code be amended and
10 reenacted; that §5F-2-1 of said code be amended and reenacted; that
11 §6-7-2a of said code be amended and reenacted; that §9A-1-1, §9A-1-
12 2 and §9A-1-4 of said code be amended and reenacted; and that said
13 code be amended by adding thereto four new sections, designated
14 §9A-1-1a, §9A-1-1b, §9A-1-1c and §9A-1-1d, all to read as follows:

15 **CHAPTER 4. THE LEGISLATURE.**

16 **ARTICLE 10. PERFORMANCE REVIEW ACT.**

17 **§4-10-8. Schedule of departments for agency review.**

18 (a) Each department shall make a presentation pursuant to the
19 provisions of this article, to the Joint Standing Committee and the
20 committee during the first interim meeting after the regular
21 session of the year in which the department is to be reviewed
22 pursuant to the schedule set forth in subsection (b) of this
23 section.

24 (b) An agency review shall be performed on one or more

1 agencies under the purview of each department at least once every
2 six years, commencing as follows:

3 (1) 2008, the Department of Administration;

4 (2) 2009, the Department of Education and the Arts, and the
5 Department of Education, including the Higher Education Policy
6 Commission and the West Virginia Council for Community and
7 Technical College Education;

8 (3) 2010, the Department of Revenue and the Department of
9 Commerce;

10 (4) 2011, the Department of Environmental Protection and the
11 Department of Military Affairs and Public Safety;

12 (5) 2012, the Department of Health and Human Resources,
13 including the Bureau of Senior Services;

14 (6) 2013, the Department of Transportation; and

15 (7) 2016, the Department of Veterans' Assistance.

16 **CHAPTER 5F. REORGANIZATION OF THE EXECUTIVE BRANCH OF STATE**

17 **GOVERNMENT.**

18 **ARTICLE 1. GENERAL PROVISIONS.**

19 **§5F-1-2. Executive departments created; offices of secretary**
20 **created.**

21 (a) There are created, within the executive branch of the
22 state government, the following departments:

23 (1) Department of Administration;

24 (2) Department of Education and the Arts;

- 1 (3) Department of Environmental Protection;
- 2 (4) Department of Health and Human Resources;
- 3 (5) Department of Military Affairs and Public Safety;
- 4 (6) Department of Revenue;
- 5 (7) Department of Transportation;
- 6 (8) Department of Commerce; and
- 7 (9) Effective July 1, 2011, Department of Veterans'
- 8 Assistance.

9 (b) Each department will be headed by a secretary appointed by
10 the Governor with the advice and consent of the Senate. Each
11 secretary serves at the will and pleasure of the Governor.

12 **ARTICLE 2. TRANSFER OF AGENCIES AND BOARDS.**

13 **§5F-2-1. Transfer and incorporation of agencies and boards; funds.**

14 (a) The following agencies and boards, including all of the
15 allied, advisory, affiliated or related entities and funds
16 associated with any agency or board, are incorporated in and
17 administered as a part of the Department of Administration:

18 (1) Building Commission provided in article six, chapter five
19 of this code;

20 (2) Public Employees Insurance Agency provided in article
21 sixteen, chapter five of this code;

22 (3) Governor's Mansion Advisory Committee provided in article
23 five, chapter five-a of this code;

24 (4) Commission on Uniform State Laws provided in article

1 one-a, chapter twenty-nine of this code;

2 (5) West Virginia Public Employees Grievance Board provided in
3 article three, chapter six-c of this code;

4 (6) Board of Risk and Insurance Management provided in article
5 twelve, chapter twenty-nine of this code;

6 (7) Boundary Commission provided in article twenty-three,
7 chapter twenty-nine of this code;

8 (8) Public Defender Services provided in article twenty-one,
9 chapter twenty-nine of this code;

10 (9) Division of Personnel provided in article six, chapter
11 twenty-nine of this code;

12 (10) The West Virginia Ethics Commission provided in article
13 two, chapter six-b of this code;

14 (11) Consolidated Public Retirement Board provided in article
15 ten-d, chapter five of this code; and

16 (12) Real Estate Division provided in article ten, chapter
17 five-a of this code.

18 (b) The following agencies and boards, including all of the
19 allied, advisory, affiliated or related entities and funds
20 associated with any agency or board, are incorporated in and
21 administered as a part of the Department of Commerce:

22 (1) Division of Labor provided in article one, chapter
23 twenty-one of this code, which includes:

24 (A) Occupational Safety and Health Review Commission provided

1 in article three-a, chapter twenty-one of this code; and

2 (B) Board of Manufactured Housing Construction and Safety
3 provided in article nine, chapter twenty-one of this code.

4 (2) Office of Miners' Health, Safety and Training provided in
5 article one, chapter twenty-two-a of this code. The following
6 boards are transferred to the Office of Miners' Health, Safety and
7 Training for purposes of administrative support and liaison with
8 the Office of the Governor:

9 (A) Board of Coal Mine Health and Safety and Coal Mine Safety
10 and Technical Review Committee provided in article six, chapter
11 twenty-two-a of this code;

12 (B) Board of Miner Training, Education and Certification
13 provided in article seven, chapter twenty-two-a of this code; and

14 (C) Mine Inspectors' Examining Board provided in article nine,
15 chapter twenty-two-a of this code.

16 (3) The West Virginia Development Office, which includes the
17 Division of Tourism and the Tourism Commission, provided in article
18 two, chapter five-b of this code;

19 (4) Division of Natural Resources and Natural Resources
20 Commission provided in article one, chapter twenty of this code;

21 (5) Division of Forestry provided in article one-a, chapter
22 nineteen of this code;

23 (6) Geological and Economic Survey provided in article two,
24 chapter twenty-nine of this code; and

1 (7) Workforce West Virginia provided in chapter twenty-one-a
2 of this code, which includes:

3 (A) Division of Unemployment Compensation;

4 (B) Division of Employment Service;

5 (C) Division of Workforce Development; and

6 (D) Division of Research, Information and Analysis.

7 (8) Division of Energy provided in article two-f, chapter
8 five-b of this code.

9 (c) The Economic Development Authority provided in article
10 fifteen, chapter thirty-one of this code is continued as an
11 independent agency within the executive branch.

12 (d) The Water Development Authority and the Water Development
13 Authority Board provided in article one, chapter twenty-two-c of
14 this code is continued as an independent agency within the
15 executive branch.

16 (e) The following agencies and boards, including all of the
17 allied, advisory and affiliated entities, are transferred to the
18 Department of Environmental Protection for purposes of
19 administrative support and liaison with the office of the Governor:

20 (1) Air Quality Board provided in article two, chapter
21 twenty-two-b of this code;

22 (2) Solid Waste Management Board provided in article three,
23 chapter twenty-two-c of this code;

24 (3) Environmental Quality Board, or its successor board,

1 provided in article three, chapter twenty-two-b of this code;

2 (4) Surface Mine Board provided in article four, chapter
3 twenty-two-b of this code;

4 (5) Oil and Gas Inspectors' Examining Board provided in
5 article seven, chapter twenty-two-c of this code;

6 (6) Shallow Gas Well Review Board provided in article eight,
7 chapter twenty-two-c of this code; and

8 (7) Oil and Gas Conservation Commission provided in article
9 nine, chapter twenty-two-c of this code.

10 (f) The following agencies and boards, including all of the
11 allied, advisory, affiliated or related entities and funds
12 associated with any agency or board, are incorporated in and
13 administered as a part of the Department of Education and the Arts:

14 (1) Library Commission provided in article one, chapter ten of
15 this code;

16 (2) Educational Broadcasting Authority provided in article
17 five, chapter ten of this code;

18 (3) Division of Culture and History provided in article one,
19 chapter twenty-nine of this code; and

20 (4) Division of Rehabilitation Services provided in article
21 ten-a, chapter eighteen of this code.

22 (g) The following agencies and boards, including all of the
23 allied, advisory, affiliated or related entities and funds
24 associated with any agency or board, are incorporated in and

1 administered as a part of the Department of Health and Human
2 Resources:

3 (1) Human Rights Commission provided in article eleven,
4 chapter five of this code;

5 (2) Division of Human Services provided in article two,
6 chapter nine of this code;

7 (3) Bureau for Public Health provided in article one, chapter
8 sixteen of this code;

9 (4) Office of Emergency Medical Services and Emergency Medical
10 Service Advisory Council provided in article four-c, chapter
11 sixteen of this code;

12 (5) Health Care Authority provided in article twenty-nine-b,
13 chapter sixteen of this code;

14 (6) Commission on Mental Retardation provided in article
15 fifteen, chapter twenty-nine of this code;

16 (7) Women's Commission provided in article twenty, chapter
17 twenty-nine of this code; and

18 (8) The Child Support Enforcement Division provided in chapter
19 forty-eight of this code.

20 (h) The following agencies and boards, including all of the
21 allied, advisory, affiliated or related entities and funds
22 associated with any agency or board, are incorporated in and
23 administered as a part of the Department of Military Affairs and
24 Public Safety:

- 1 (1) Adjutant General's Department provided in article one-a,
2 chapter fifteen of this code;
- 3 (2) Armory Board provided in article six, chapter fifteen of
4 this code;
- 5 (3) Military Awards Board provided in article one-g, chapter
6 fifteen of this code;
- 7 (4) West Virginia State Police provided in article two,
8 chapter fifteen of this code;
- 9 (5) Division of Homeland Security and Emergency Management and
10 Disaster Recovery Board provided in article five, chapter fifteen
11 of this code and Emergency Response Commission provided in article
12 five-a of said chapter;
- 13 (6) Sheriffs' Bureau provided in article eight, chapter
14 fifteen of this code;
- 15 (7) Division of Justice and Community Services provided in
16 article nine-a, chapter fifteen of this code;
- 17 (8) Division of Corrections provided in chapter twenty-five of
18 this code;
- 19 (9) Fire Commission provided in article three, chapter
20 twenty-nine of this code;
- 21 (10) Regional Jail and Correctional Facility Authority
22 provided in article twenty, chapter thirty-one of this code; and
- 23 (11) Board of Probation and Parole provided in article twelve,
24 chapter sixty-two of this code.

1

2 (i) The following agencies and boards, including all of the
3 allied, advisory, affiliated or related entities and funds
4 associated with any agency or board, are incorporated in and
5 administered as a part of the Department of Revenue:

6 (1) Tax Division provided in chapter eleven of this code;

7 (2) Racing Commission provided in article twenty-three,
8 chapter nineteen of this code;

9 (3) Lottery Commission and position of Lottery Director
10 provided in article twenty-two, chapter twenty-nine of this code;

11 (4) Insurance Commissioner provided in article two, chapter
12 thirty-three of this code;

13 (5) West Virginia Alcohol Beverage Control Commissioner
14 provided in article sixteen, chapter eleven of this code and
15 article two, chapter sixty of this code;

16 (6) Board of Banking and Financial Institutions provided in
17 article three, chapter thirty-one-a of this code;

18 (7) Lending and Credit Rate Board provided in chapter
19 forty-seven-a of this code;

20 (8) Division of Banking provided in article two, chapter
21 thirty-one-a of this code;

22 (9) The State Budget Office provided in article two of this
23 chapter;

24 (10) The Municipal Bond Commission provided in article three,

1 chapter thirteen of this code;

2 (11) The Office of Tax Appeals provided in article ten-a,
3 chapter eleven of this code; and

4 (12) The State Athletic Commission provided in article five-a,
5 chapter twenty-nine of this code.

6 (j) The following agencies and boards, including all of the
7 allied, advisory, affiliated or related entities and funds
8 associated with any agency or board, are incorporated in and
9 administered as a part of the Department of Transportation:

10 (1) Division of Highways provided in article two-a, chapter
11 seventeen of this code;

12 (2) Parkways, Economic Development and Tourism Authority
13 provided in article sixteen-a, chapter seventeen of this code;

14 (3) Division of Motor Vehicles provided in article two,
15 chapter seventeen-a of this code;

16 (4) Driver's Licensing Advisory Board provided in article two,
17 chapter seventeen-b of this code;

18 (5) Aeronautics Commission provided in article two-a, chapter
19 twenty-nine of this code;

20 (6) State Rail Authority provided in article eighteen, chapter
21 twenty-nine of this code; and

22 (7) Public Port Authority provided in article sixteen-b,
23 chapter seventeen of this code.

24 (k) The Veterans' Council provided in article one, chapter

1 nine-a of this code, including all of the allied, advisory,
2 affiliated or related entities and funds associated with it, is
3 incorporated in and administered as a part of the Department of
4 Veterans' Assistance.

5 (l) Except for powers, authority and duties that have been
6 delegated to the secretaries of the departments by the provisions
7 of section two of this article, the position of administrator and
8 the powers, authority and duties of each administrator and agency
9 are not affected by the enactment of this chapter.

10 (m) Except for powers, authority and duties that have been
11 delegated to the secretaries of the departments by the provisions
12 of section two of this article, the existence, powers, authority
13 and duties of boards and the membership, terms and qualifications
14 of members of the boards are not affected by the enactment of this
15 chapter. All boards that are appellate bodies or are independent
16 decision makers shall not have their appellate or independent
17 decision-making status affected by the enactment of this chapter.

18 (n) Any department previously transferred to and incorporated
19 in a department by prior enactment of this section means a division
20 of the appropriate department. Wherever reference is made to any
21 department transferred to and incorporated in a department created
22 in section two, article one of this chapter, the reference means a
23 division of the appropriate department and any reference to a
24 division of a department so transferred and incorporated means a

1 section of the appropriate division of the department.

2 (o) When an agency, board or commission is transferred under
3 a bureau or agency other than a department headed by a secretary
4 pursuant to this section, that transfer is solely for purposes of
5 administrative support and liaison with the Office of the Governor,
6 a department secretary or a bureau. Nothing in this section
7 extends the powers of department secretaries under section two of
8 this article to any person other than a department secretary and
9 nothing limits or abridges the statutory powers and duties of
10 statutory commissioners or officers pursuant to this code.

11 **CHAPTER 6. GENERAL PROVISIONS RESPECTING OFFICERS.**

12 **ARTICLE 7. COMPENSATION AND ALLOWANCES.**

13 **§6-7-2a. Terms of certain appointive state officers; appointment;**
14 **qualifications; powers and salaries of such officers.**

15 (a) Each of the following appointive state officers named in
16 this subsection shall be appointed by the Governor, by and with the
17 advice and consent of the Senate. Each of the appointive state
18 officers serves at the will and pleasure of the Governor for the
19 term for which the Governor was elected and until the respective
20 state officers' successors have been appointed and qualified. Each
21 of the appointive state officers are subject to the existing
22 qualifications for holding each respective office and each has and
23 is hereby granted all of the powers and authority and shall perform
24 all of the functions and services heretofore vested in and

1 performed by virtue of existing law respecting each office.

2 The annual salary of each named appointive state officer is as
3 follows:

4 Commissioner, Division of Highways, \$92,500; Commissioner,
5 Division of Corrections, \$80,000; Director, Division of Natural
6 Resources, \$75,000; Superintendent, State Police, \$85,000;
7 Commissioner, Division of Banking, \$75,000; Commissioner, Division
8 of Culture and History, \$65,000; Commissioner, Alcohol Beverage
9 Control Commission, \$75,000; Commissioner, Division of Motor
10 Vehicles, \$75,000; Chairman, Health Care Authority, \$80,000;
11 members, Health Care Authority, \$70,000; Director, Human Rights
12 Commission, \$55,000; Commissioner, Division of Labor, \$70,000;
13 Chairperson, Board of Parole, \$55,000; members, Board of Parole,
14 \$50,000; members, Employment Security Review Board, \$17,000; and
15 Commissioner, Workforce West Virginia, \$75,000. Secretaries of the
16 departments shall be paid an annual salary as follows: Health and
17 Human Resources, \$95,000; Transportation, \$95,000: *Provided*, That if
18 the same person is serving as both the Secretary of Transportation
19 and the Commissioner of Highways, he or she shall be paid \$120,000;
20 Revenue, \$95,000; Military Affairs and Public Safety, \$95,000;
21 Administration, \$95,000; Education and the Arts, \$95,000;
22 Commerce, \$95,000; Veterans' Assistance, \$95,000; and Environmental
23 Protection, \$95,000; *Provided, however*, That, any officer whose
24 salary is increased by the reenactment of this subsection during

1 the regular session of the Legislature in 2011 by more than \$5,000
2 shall be paid the salary increase in increments of \$5,000 per
3 fiscal year beginning July 1, 2011, up to the maximum salary
4 provided in this subsection.

5 (b) Each of the state officers named in this subsection shall
6 continue to be appointed in the manner prescribed in this code, and
7 shall be paid an annual salary as follows:

8 Director, Board of Risk and Insurance Management, \$80,000;
9 Director, Division of Rehabilitation Services, \$70,000; Director,
10 Division of Personnel, \$70,000; Executive Director, Educational
11 Broadcasting Authority, \$75,000; Secretary, Library Commission,
12 \$72,000; Director, Geological and Economic Survey, \$75,000;
13 Executive Director, prosecuting attorneys Institute, \$70,000;
14 Executive Director, Public Defender Services, \$70,000;
15 Commissioner, Bureau of Senior Services, \$75,000; Director, State
16 Rail Authority, \$65,000; Executive Director, Women's Commission,
17 \$45,000; Director, Hospital Finance Authority, \$35,000; member,
18 Racing Commission, \$12,000; Chairman, Public Service Commission,
19 \$85,000; members, Public Service Commission, \$85,000; Director,
20 Division of Forestry, \$75,000; Director, Division of Juvenile
21 Services, \$80,000; and Executive Director, Regional Jail and
22 Correctional Facility Authority, \$80,000.

23 (c) Each of the following appointive state officers named in
24 this subsection shall be appointed by the Governor, by and with the

1 advice and consent of the Senate. Each of the appointive state
2 officers serves at the will and pleasure of the Governor for the
3 term for which the Governor was elected and until the respective
4 state officers' successors have been appointed and qualified. Each
5 of the appointive state officers are subject to the existing
6 qualifications for holding each respective office and each has and
7 is hereby granted all of the powers and authority and shall perform
8 all of the functions and services heretofore vested in and
9 performed by virtue of existing law respecting each office.

10 The annual salary of each named appointive state officer shall
11 be as follows:

12 Commissioner, State Tax Division, \$92,500; Insurance
13 Commissioner, \$92,500; Director, Lottery Commission, \$92,500;
14 Director, Division of Homeland Security and Emergency Management,
15 \$65,000; and Adjutant General, \$92,500.

16 (d) No increase in the salary of any appointive state officer
17 pursuant to this section may be paid until and unless the
18 appointive state officer has first filed with the State Auditor and
19 the Legislative Auditor a sworn statement, on a form to be
20 prescribed by the Attorney General, certifying that his or her
21 spending unit is in compliance with any general law providing for
22 a salary increase for his or her employees. The Attorney General
23 shall prepare and distribute the form to the affected spending
24 units.

1 requirements for the qualification and appointment of the secretary
2 provided in section four of this article, the Governor shall
3 appoint the secretary, by and with the advice and consent of the
4 Senate, for the term for which the Governor is elected and until a
5 successor shall have been appointed and qualified. The Secretary
6 shall serve at the will and pleasure of the Governor. Any
7 reference in this code to the Division of Veterans' Affairs or to
8 the Department of Veterans' Affairs means the Department of
9 Veterans' Assistance. Any reference in this code to the Director
10 of the Division of Veterans' Affairs means the Secretary of the
11 Department of Veterans' Assistance. As used in this chapter,
12 "secretary" means the Secretary of Veterans' Assistance and
13 "division" means Department of Veterans' Assistance.

14 (b) The department may receive federal funds.

15 (c) The secretary serves at the will and pleasure of the
16 Governor. The annual compensation of the secretary shall be as
17 specified in section two-a, article seven, chapter six of this
18 code.

19 **§9A-1-1b. Powers and duties of the secretary.**

20 (a) The secretary controls and supervises the department and
21 is responsible for the work of each department employee.

22 (b) The secretary has the power and authority specified in
23 this article, in article two, chapter five-f of this code and as
24 otherwise specified in this chapter.

1 (c) The secretary may employ staff, assistants and employees
2 as necessary for the efficient operation of the department.

3 (d) The secretary may delegate his or her powers and duties to
4 assistants and employees, but the secretary is responsible for all
5 official acts of the department.

6 **§9A-1-1c. Reports by secretary.**

7 The secretary shall report annually to the Governor concerning
8 the conduct of the department and make other reports as the
9 Governor may require.

10 **§9A-1-1d. Right of appeal from interference with functioning of**
11 **agency.**

12 Any governmental entity may appeal to the Governor for review
13 upon a showing that application of the secretary's authority may
14 interfere with the successful functioning of that entity. The
15 Governor's decision controls on appeal.

16 **§9A-1-2. Veterans' Council; administration of department.**

17 There is continued the "Veterans' Council" consisting of nine
18 members who must be citizens and residents of this state and who
19 have served in and been honorably discharged or separated under
20 honorable conditions from the Armed Forces of the United States and
21 whose service was within a time of war as defined by the laws of
22 the United States, either Public Law No. 2 -- 73rd Congress, or
23 Public Law No. 346 -- 78th Congress, and amendments thereto.
24 Where feasible, two members of the council shall be veterans of

1 either World War II or the Korean Conflict, at least two members of
2 the council shall be veterans of the Vietnam era, at least one
3 member shall be a veteran of the first Gulf War and at least one
4 member shall be a veteran of the Afghanistan or Iraqi Conflicts.
5 The members of the veterans' council shall be selected with special
6 reference to their ability and fitness to effectuate the purposes
7 of this article. If an eligible veteran is not available or cannot
8 be selected, a veteran who is a citizen and resident of this state,
9 who served in and was honorably discharged or separated under
10 honorable conditions from the Armed Forces of the United States and
11 who served during any time of war or peace may be selected.

12 A secretary and such veterans' affairs officers, assistants
13 and employees as the secretary considers advisable, shall
14 administer the West Virginia Department of Veterans' Assistance.

15 **§9A-1-4. Duties and functions of Veterans' Council; appointment of**
16 **secretary; honoring academic achievement at military**
17 **academies.**

18 (a) It is the duty and function of the Veterans' Council to
19 advise the secretary on the general administrative policies of the
20 department, to select, at their first meeting in each fiscal year
21 commencing on July 1, a chairperson to serve one year, to advise
22 the secretary on rules as may be necessary, to advise the Governor
23 and the Legislature with respect to legislation affecting the
24 interests of veterans, their widows, dependents and orphans and to

1 make annual reports to the Governor respecting the service of the
2 department. The secretary has the same eligibility and
3 qualifications prescribed for members of the Veterans' Council.
4 The secretary ex officio shall maintain all records of the
5 Veterans' Council.

6 (b) The Veterans' Council may annually honor each West
7 Virginian graduating from the U.S. Military Academy, the U.S.
8 Naval Academy, the U.S. Air Force Academy and the U.S. Coast
9 Guard Academy with the highest grade point average by bestowing
10 upon him or her the "West Augusta Award." The award shall be in a
11 design and form established by the council and include the famous
12 Revolutionary War phrase from which the award's name is derived:
13 "Once again our brethren from West Augusta have answered the call
14 to duty." The council shall coordinate the manner of recognition of
15 the recipient at graduation ceremonies with each academy.