



1 staff and funding; transportation of students; tort liability  
2 of community schools; requiring annual reports and  
3 assessments; and providing causes for nonrenewal or  
4 termination.

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

6 That the Code of West Virginia, 1931, as amended, be amended  
7 by adding thereto a new article, designated §18-5C-1, §18-5C-2,  
8 §18-5C-3, §18-5C-4, §18-5C-5, §18-5C-6, §18-5C-7, §18-5C-8, §18-5C-  
9 9, §18-5C-10, §18-5C-11, §18-5C-12, §18-5C-13, §18-5C-14, §18-5C-  
10 15, §18-5C-16, §18-5C-17, §18-5C-18 and §18-5C-19, all to read as  
11 follows:

12 **ARTICLE 5C. HIGHER EDUCATION COMMUNITY SCHOOLS.**

13 **§18-5C-1. Short title.**

14 This article shall be known and may be cited as the "Higher  
15 Education Community School Law."

16 **§18-5C-2. Legislative intent.**

17 It is the intent of the Legislature, in enacting this article,  
18 to provide opportunities for state universities and colleges to  
19 establish and maintain schools that operate in cooperation with the  
20 existing county school structure, as a method to accomplish all of  
21 the following:

- 22 (1) Improve pupil learning;  
23 (2) Increase learning opportunities for all pupils;

1 (3) Encourage the use of different and innovative teaching  
2 methods;

3 (4) Encourage curriculum and assessment development;

4 (5) Create new professional opportunities for teachers,  
5 including the opportunity to be responsible for the learning  
6 program at the school site;

7 (6) Provide parents and pupils with expanded choices in the  
8 types of educational opportunities that are available within the  
9 public school system; and

10 (7) Hold the schools established under this article  
11 accountable for meeting measurable academic standards and provide  
12 the school with a method to establish accountability systems.

13 **§18-5C-3. Definitions.**

14 As used in this article:

15 (1) "Agreement" means an agreement between a county board of  
16 education and a university or college establishing a community  
17 school under the provisions of this article.

18 (2) "County Board of Education" means the county board of  
19 education in the county in which a proposed or an approved  
20 community school is located.

21 (3) "Higher education community school" means a public school  
22 established and operated under the provisions of this article.

23 (4) "State board" means the State Board of Education.

1           (5) "State university and college" means a public four-year  
2 college or university with its primary campus in the school  
3 district, with an approved teacher education program that meets  
4 regional or national standards of accreditation.

5           (6) "Superintendent" means the State Superintendent of  
6 Schools.

7 **§18-5C-4. Authority to create community schools.**

8           (a) Notwithstanding any other provision of this code to the  
9 contrary, a state university or college may, pursuant to the  
10 provisions of this article, and with the cooperation of the county  
11 board of education in the county, establish a community school in  
12 the county where its principal campuses are maintained. State  
13 universities and colleges, with the cooperation of the county  
14 boards of education have the authority to effectuate the provisions  
15 of this article, notwithstanding any other provision of this  
16 chapter or chapters eighteen-a and eighteen-b of this code.

17           (b) A community school may provide instruction for  
18 kindergarten through twelfth grade. A community school is not  
19 required to provide instruction for all grades.

20 **§18-5C-5. Powers of community schools.**

21           (a) A community school established under this article has all  
22 powers necessary or desirable to carry out its agreement,  
23 including, but not limited to, the power to:

1 (1) Adopt a name and seal, as long as any name selected  
2 includes the words "community school";

3 (2) Sue and be sued, but only to the same extent and upon the  
4 same condition that political subdivisions can be sued;

5 (3) Acquire real property from public or private sources by  
6 purchase, lease, lease with an option to purchase or gift for use  
7 as a community school facility;

8 (4) Receive and disburse funds for community school purposes  
9 only;

10 (5) Make contracts and leases for the procurement of services,  
11 equipment and supplies;

12 (6) Incur temporary debts in anticipation of the receipt of  
13 funds; and

14 (7) Solicit and accept any gifts or grants for community  
15 school purposes.

16 (b) A community school has all other powers that are necessary  
17 to fulfill its agreement and which are not inconsistent with this  
18 article.

19 **§18-5C-6. Community school requirements.**

20 Community schools are required to comply with the following  
21 provisions:

22 (1) Except as otherwise provided in this article, a community  
23 school is exempt from statutory requirements established in this

1 chapter and chapters eighteen-a and eighteen-b of this code, from  
2 rules of the state board and supervision by the superintendent not  
3 specifically applicable to community schools. Community schools  
4 are not exempt from other statutes applicable to public schools;

5 (2) A community school is accountable to the parents, the  
6 public and the state, with the delineation of that accountability  
7 reflected in the school's agreement. Strategies for meaningful  
8 parent and community involvement shall be developed and implemented  
9 by each school;

10 (3) A community school may not unlawfully discriminate in  
11 admissions, hiring or operation;

12 (4) A community school shall be nonsectarian in all  
13 operations;

14 (5) A community school may not advocate unlawful behavior;

15 (6) A community school is only subject to the laws and rules  
16 as provided in this article;

17 (7) A community school shall participate in any state  
18 assessment and accountability program conducted under article two-e  
19 of this chapter and shall cooperate with the office of education  
20 performance audits which shall annually conduct an on-site review  
21 of the school;

22 (8) A community school shall provide a minimum of one hundred  
23 eighty days of instruction or nine hundred hours per year of

1 instruction. Nothing in this subdivision precludes the use of  
2 computer and satellite linkages for delivering instruction to  
3 students; and

4 (9) Trustees of a community school are public officials.

5 **§18-5C-7. Board of trustees.**

6 (a) (1) Each school shall be operated by a board of trustees.  
7 The board consists of the president of the county board of  
8 education and one other board member elected by the board of  
9 education, and the dean of the school of education of the  
10 university or college and two other members appointed by the  
11 president of the university or college. Within thirty days after  
12 all the members representing the board of education and the  
13 university or college are appointed they shall jointly appoint two  
14 additional members. One of the additional members shall be a  
15 parent of a child enrolled in a public school in the county where  
16 the community school is proposed to be located. The other  
17 additional member shall be either, a teacher employed by the county  
18 board of education who is teaching in a public school in the county  
19 where the community school is proposed to be located or, a retired  
20 teacher residing in that county.

21 (2) After the students who will be attending the community  
22 school are selected and the teachers who will be teaching in the  
23 community school are selected, the board of trustees shall jointly

1 appoint two additional members. One of the additional members  
2 shall be a parent of a child who will attend the community school.  
3 The other additional member shall be a teacher who will be employed  
4 to teach in the community school.

5 (b) The president of the county board of education and the  
6 dean of the school of education serve as cochairs for as long as  
7 they remain in their positions. The members elected from the board  
8 of education serve for terms of four years or until they are no  
9 longer on the board of education, whichever occurs first. They may  
10 be reappointed. The members appointed by the president shall serve  
11 for four year terms. If the president appoints a person to serve  
12 on the board of trustees because the person holds a particular  
13 position with the university or college, the person serves only as  
14 long as he or she holds the position. All additional board members  
15 serve terms of four years or until they fail to qualify, as  
16 provided in subsection (a) of this section, whichever occurs first.  
17 Members may receive no compensation for their service on the board,  
18 but may be reimbursed for necessary expenses incurred as a member  
19 of the board.

20 **§18-5C-8. Powers of board of trustees.**

21 (a) The board of trustees of a community school has the  
22 responsibility for the operation of the school and the authority to  
23 decide matters related to its operation, including, but not limited



1 to, budgeting, curriculum and operating procedures, subject to the  
2 school's agreement. The board may employ, discharge and contract  
3 with necessary professional and nonprofessional employees subject  
4 to the school's agreement and the provisions of this article.

5 (b) The board of trustees is a public body as that term is  
6 used in article one, chapter twenty-nine-b of this code, and a  
7 governing body as that term is used in article nine-a, chapter six  
8 of this code.

9 **§18-5C-9. Establishment of community school, pilot project.**

10 (a) A community school, beginning in a school year prior to  
11 the school year starting in the year 2013, may only be established  
12 by West Virginia University or Marshall University, or both.

13 (b) A community school may only be established by creating a  
14 new school.

15 (c) An application to establish a community school shall be  
16 submitted to the county board of education where the community  
17 school will be located by November 15 of the school year preceding  
18 the school year in which the community school will be established,  
19 except that for a community school beginning in the school year  
20 starting in the year 2011, an application must be received by July  
21 1, 2011.

22 (d) Within forty-five days of receipt of an application, the  
23 county board of education in which the proposed community school is

1 to be located shall hold at least one public hearing on the  
2 provisions of the community school application. The hearing is  
3 subject to the provisions of article nine-a, chapter six of this  
4 code. At least forty-five days shall transpire between the first  
5 public hearing and the final decision of the board on the community  
6 school application, except that for a community school beginning in  
7 the school year starting in the year 2011, only thirty days are  
8 required to transpire between the first public hearing and the  
9 final decision of the board.

10 (e) (1) Not later than seventy-five days after the first  
11 public hearing on the application, the county board of education  
12 shall grant or deny the application. For a community school  
13 beginning in the school year starting in the year 2011, the county  
14 board of education shall grant or deny the application no later  
15 than thirty days after the first public hearing.

16 (2) A community school application submitted under this  
17 article shall be evaluated by the county board of education based  
18 on criteria, including, but not limited to, the following:

19 (A) The demonstrated, sustainable support for the community  
20 school plan by teachers, parents, other community members and  
21 students, including comments received at the public hearing held  
22 under subsection (d) of this section;

23 (B) The capability of the community school, in terms of

1 support and planning, to provide comprehensive learning experiences  
2 to students pursuant to the adopted agreement;

3 (C) The extent to which the application considers the  
4 information requested in section ten of this article and conforms  
5 to the legislative intent outlined in section two of this article;  
6 and

7 (D) The extent to which the community school may serve as a  
8 model for other public schools.

9 (3) A community school application is approved by the county  
10 board of education of a county upon affirmative vote by a majority  
11 of all the members. Formal action approving or denying the  
12 application shall be taken by the county board of education at a  
13 public meeting, with notice or consideration of the application  
14 given by the board, under the provisions of article nine-a, chapter  
15 six of this code.

16 (4) Written notice of the board's action shall be sent to the  
17 university or college. If the application is denied, the reasons  
18 for the denial including a description of deficiencies in the  
19 application shall be clearly stated in the notice sent by the  
20 county board of education to the university or college.

21 (f) At the option of the university or college a denied  
22 application may be revised and resubmitted to the county board of  
23 education. When an application is revised and resubmitted to the

1 county board of education, the board may schedule additional public  
2 hearings on the revised application. The board shall consider the  
3 revised and resubmitted application at the first board meeting  
4 occurring at least forty-five days after receipt of the revised  
5 application by the board. For a revised application resubmitted  
6 for a community school desiring to begin in the school year  
7 starting in the year 2011, the board shall consider the application  
8 at the first board meeting occurring at least thirty days after its  
9 receipt. The board shall provide notice of consideration of the  
10 revised application under the provisions of article nine-a, chapter  
11 six of this code.

12 **§18-5C-10. Contents of application.**

13 An application to establish a community school shall include  
14 all of the following information:

- 15 (1) The identification of the community school applicant;
- 16 (2) The name of the proposed community school;
- 17 (3) The grade or age levels served by the school;
- 18 (4) A description of how parental participation will be  
19 encouraged in the planning and the operation of the community  
20 school;
- 21 (5) The agreement and education goals of the community school,  
22 the curriculum to be offered and the methods of assessing whether  
23 students are meeting educational goals;

1           (6) The admission policy and criteria for evaluating the  
2 admission of students which shall comply with the requirements of  
3 section thirteen of this article;

4           (7) Procedures which will be used regarding the suspension or  
5 expulsion of pupils. The procedures shall comply, as applicable,  
6 with section eight, article eight of this chapter and section one-  
7 a, article five chapter eighteen-a of this code;

8           (8) Information on the manner in which community groups will  
9 be involved in the community school planning process;

10          (9) The financial plan for the community school and the  
11 provisions which will be made for auditing the school under article  
12 nine, chapter six of this code;

13          (10) Procedures which shall be established to review  
14 complaints of parents regarding the operation of the community  
15 school;

16          (11) A description of and address of the physical facility in  
17 which the community school will be located and the ownership of the  
18 facility and any lease arrangements;

19          (12) Information on the proposed school calendar for the  
20 community school, including the length of the school day and school  
21 year consistent with the provisions of section fifteen, article  
22 eight of this chapter;

23          (13) The proposed faculty and a professional development plan

1 for the faculty of the community school; and

2       (14) Whether any agreements have been entered into or plans  
3 developed with the county board of education regarding  
4 participation of the community school students in extracurricular  
5 activities within the county. Notwithstanding any provision to the  
6 contrary, a county of residence may not prohibit a student of a  
7 community school from participating in any extracurricular activity  
8 of that county of residence if the student is able to fulfill all  
9 of the requirements of participation in the activity and the  
10 community school does not provide the same extracurricular  
11 activity.

12 **§18-5C-11. Term and form of agreement.**

13       Upon approval of a community school application under section  
14 nine of this article, a written agreement shall be developed which  
15 shall contain the provisions of the community school application.  
16 This written agreement, when approved by the county board of  
17 education and the community school's board of trustees acts as  
18 legal authorization for the establishment of a community school.  
19 This written agreement is legally binding on both the county board  
20 of education and the community school's board of trustees. The  
21 agreement shall be for a period of no less than three, nor more  
22 than five years, and may be renewed for five year periods upon  
23 reauthorization by the county board of education.

1 **§18-5C-12. Facilities.**

2       The community school facility is exempt from public school  
3 facility rules, except those pertaining to the health or safety of  
4 the pupils.

5 **§18-5C-13. Enrollment.**

6       (a) All resident children in this state qualify for admission  
7 to a community school within the provisions of subsection (b) of  
8 this section. If more students apply to the community school than  
9 the number of attendance slots available in the school, then  
10 students shall be selected on a random basis by the board of  
11 trustees from a pool of qualified applicants meeting the  
12 established eligibility criteria and submitting an application by  
13 the deadline established by the community school. The community  
14 school may give preference in enrollment to a child of a parent who  
15 has actively participated in the development of the community  
16 school and to siblings of students who are presently, or were  
17 previously, enrolled in the community school.

18       (b) (1) A community school may not discriminate in its  
19 admission policies or practices, except as provided in subdivision  
20 (2) of this subsection, on the basis of intellectual ability,  
21 athletic ability, measures of achievement or aptitude, status as a  
22 person with a disability, proficiency in the English language or  
23 any other basis that would be illegal if used by a county board of

1 education.

2 (2) A community school may limit admission to a particular  
3 grade level.

4 **§18-5C-14. School staff.**

5 (a) The board of trustees shall determine the level of  
6 compensation and all terms and conditions of employment of the  
7 staff, except as may otherwise be provided in this article.  
8 Professional staff members of a community school shall hold  
9 appropriate state certification, as determined by the board of  
10 trustees.

11 (b) Each community school application shall list the general  
12 qualifications needed to staff any noncertified positions.

13 (c) All employees of a community school shall participate in  
14 the teachers' defined contribution retirement system, provided in  
15 article seven-b of this chapter, to the same extent as if they were  
16 employees of the county board of education. Except, that employees  
17 transferring from a county board of education shall participate in  
18 the retirement system they participated in as an employee of the  
19 board of education. The community school shall make any required  
20 employer's contribution to the county board of education's  
21 retirement plan.

22 (d) Every employee of a community school shall be provided the  
23 same health care benefits as the employee would be provided if he



1 or she were an employee of the county board of education. The  
2 community school shall make any required employer's contribution to  
3 the county board of education's health plan.

4 (e) Any public school employee offered employment at a  
5 community school, by its board of trustees, may request a leave of  
6 absence from the employing county board of education for up to five  
7 years in order to work in a community school. Approval for a leave  
8 may not be unreasonably withheld.

9 (f) Temporary professional employees on leave from a county  
10 board of education may accrue tenure in the noncommunity public  
11 school system the same as they would under article two, chapter  
12 eighteen-a of this code if they had continued to be employed by  
13 that county. Professional employees on leave from a county board  
14 of education retain their continuing contract status rights, as  
15 defined in article two, chapter eighteen-a of this code, in the  
16 school entity from which they came. A temporary professional  
17 employee or professional employee may not have tenure rights as  
18 against a community school. Both temporary professional employees  
19 and professional employees continue to accrue seniority in the  
20 school entity from which they came if they return to that school  
21 entity when the leave ends.

22 (g) Any temporary professional employee or professional  
23 employee who leaves employment at a community school has the right

1 to return to a comparable position for which the person is  
2 properly certified in the school entity which granted the leave of  
3 absence.

4 (h) The provisions of subsection (d), section fifteen-c,  
5 article five of this chapter apply to community schools. The  
6 community school shall obtain the information required by that  
7 subsection on all individuals who will have direct contact with  
8 students prior to accepting them for a position with the community  
9 school.

10 **§18-5C-15. Funding for community schools.**

11 (a) Funding for a community school shall be provided in the  
12 following manner:

13 (1) There may be no tuition charge for a resident student  
14 attending a community school.

15 (2) The community school shall receive for each student  
16 enrolled no less than the budgeted total expenditure per average  
17 daily membership of the prior school year. This amount shall be  
18 paid by the county board of education in the county of residence of  
19 the community school.

20 (3) A community school may request the county board of  
21 education in which the community school is located to provide  
22 services to assist the community school to address the specific  
23 needs of special education and exceptional students.

1           (4) Payments shall be made to the community school in twelve  
2 equal monthly payments, by the fifth day of each month, within the  
3 operating school year. A student enrolled in a community school  
4 shall be included in the average daily membership of the student's  
5 county of residence for the purpose of providing education funding  
6 payments pursuant to article nine-a of chapter eighteen of this  
7 code. If a county board of education fails to make a payment to a  
8 community school as prescribed in this clause the superintendent  
9 shall deduct the amount, as documented by the community school,  
10 from any and all state payments made to the county board of  
11 education after receipt of documentation from the community school.

12           (b) The state board shall provide temporary financial  
13 assistance to a county board of education due to the enrollment of  
14 students in a community school who attended a nonpublic school in  
15 the prior school year in order to offset the additional costs  
16 directly related to the enrollment of those students in a public  
17 community school. The state board shall pay the county board of  
18 education of the county of residence of a student enrolled in a  
19 nonpublic school in the prior school year who is attending a  
20 community school an amount equal to the county board of education  
21 of the county of residence's basic education subsidy for the  
22 current school year divided by the county's average daily  
23 membership for the prior school year. This payment may occur only

1 for the first year of the attendance of the student in a community  
2 school starting with the school year beginning in 2011. Total  
3 payments of temporary financial assistance to county board of  
4 educations on behalf of a student enrolling in a community school  
5 who attended a nonpublic school in the prior school year shall be  
6 limited to funds appropriated for this program in a fiscal year.  
7 If the total of the amount needed for all students enrolled in a  
8 nonpublic school in the prior school year who enroll in a community  
9 school exceeds the appropriation for the temporary financial  
10 assistance program, the amount paid to a county board of education  
11 for each qualifying student shall be pro rata reduced. Receipt of  
12 funds under this subsection do not preclude a county board of  
13 education or state university or college from applying for funding  
14 grants.

15 (c) The state board, with funds appropriated by the  
16 Legislature and other available funds, shall create a grant program  
17 to provide temporary transitional funding to a county board of  
18 education due to the budgetary impact relating to any student  
19 attending a community school. A county board of education that  
20 approves a community school may apply for a grant under this  
21 subsection. The state board shall develop criteria which shall  
22 include, but not be limited to, the overall fiscal impact on the  
23 budget of the county board of education resulting from students of

1 a county attending a community school. The criteria shall be  
2 published in the State Register. Payments under this subsection  
3 shall be made for the first year of operation of the community  
4 school.

5 (d) A community school may receive, hold, manage and use,  
6 absolutely or in trust, any devise, bequest, grant, endowment, gift  
7 or donation of any property, real or personal and mixed or both  
8 real and personal, which is made to the community school for any of  
9 the purposes of this article.

10 (e) A trustee of a community school, or any board of trustees  
11 of a community school, or any other person affiliated in any way  
12 with a community school may not demand or request, directly or  
13 indirectly, any gift, donation or contribution of any kind from any  
14 parent, teacher, employee or any other person affiliated with the  
15 community school as a condition for employment or enrollment or  
16 continued attendance of any pupil. Any donation, gift or  
17 contribution received by a community school shall be given freely  
18 and voluntarily.

19 **§18-5C-16. Transportation.**

20 Students who reside in the county in which the community  
21 school is located shall be provided transportation to the community  
22 school on the same terms and conditions as transportation is  
23 provided to students attending the schools of the county.

1 **§18-5C-17. Tort liability.**

2 (a) For purposes of tort liability, employees of the community  
3 school are considered public employees and the board of trustees is  
4 considered the public employer in the same manner as political  
5 subdivisions and local agencies.

6 (b) The Board of Risk and Insurance Management shall provide  
7 adequate liability and other appropriate insurance for a community  
8 school, its employees and the board of trustees of the community  
9 school. The community school is responsible for the cost of the  
10 insurance.

11 **§18-5C-18. Annual reports and assessments.**

12 (a) The county board of education shall annually assess  
13 whether each community school is meeting the goals of its agreement  
14 and shall conduct a comprehensive review prior to granting a five  
15 year renewal of the agreement. The county board of education shall  
16 have reasonable access to the records and facilities of the  
17 community school to ensure that the community school is in  
18 compliance with its agreement and this article and that  
19 requirements for testing, civil rights and student health and  
20 safety are being met.

21 (b) In order to facilitate the county board of education's  
22 review, each community school shall submit an annual report no  
23 later than August 1 of each year to the county board of education

1 and the superintendent.

2 (c) Five years following the effective date of this article,  
3 the superintendent shall contract with an independent professional  
4 consultant with expertise in public and private education. The  
5 consultant shall receive input from members of the educational  
6 community and the public on the community school program. The  
7 consultant shall submit a report to the superintendent, the  
8 Governor and the Joint Committee on Government and Finance and an  
9 evaluation of the community school program, which shall include a  
10 recommendation on the advisability of the continuation,  
11 modification, expansion or termination of the program and any  
12 recommendations for changes in the structure of the program.

13 **§18-5C-19. Causes for nonrenewal or termination.**

14 (a) During the term of the agreement or at the end of the term  
15 of the agreement, the county board of education may choose to  
16 revoke or not to renew the agreement based on any of the following:

17 (1) One or more material violations of any of the conditions,  
18 standards or procedures contained in the written agreement approved  
19 pursuant to section eleven of this article;

20 (2) Failure to meet any requirements for student performance  
21 set forth in, or promulgated under, the provisions of article two-  
22 e, chapter eighteen of this code or failure to meet any performance  
23 standard set forth in the written agreement approved pursuant to

1 section eleven of this article;

2 (3) Failure to meet generally accepted standards of fiscal  
3 management or audit requirements;

4 (4) Violation of provisions of this article; or

5 (5) Violation of any provision of law from which the community  
6 school has not been exempted, including federal laws and  
7 regulations governing children with disabilities.

8 (b) A member of the board of trustees who is convicted of a  
9 felony or any crime involving moral turpitude is immediately  
10 disqualified from serving on the board of trustees.

11 (c) Any notice of revocation or nonrenewal of an agreement  
12 given by the county board of education shall state the grounds for  
13 the action with reasonable specificity and give reasonable notice  
14 to the board of trustees of the community school of the date on  
15 which a public hearing concerning the revocation or nonrenewal will  
16 be held. The county board of education shall conduct the hearing,  
17 present evidence in support of the grounds for revocation or  
18 nonrenewal stated in its notice and give the community school  
19 reasonable opportunity to offer testimony before taking final  
20 action. Formal action revoking or not renewing a community school  
21 agreement requires an affirmative vote by a majority of all members  
22 of the county board of education at a public meeting after the  
23 public has had thirty days to provide comments to the board.



1 (d) When a community school agreement is revoked or is not  
2 renewed, the community school shall be dissolved.

3 (e) When a community school agreement is revoked or is not  
4 renewed, a student who attended the community school shall apply to  
5 another public school in the student's county of residence. Normal  
6 application deadlines will be disregarded under these  
7 circumstances. All student records maintained by the community  
8 school shall be forwarded to the county board of education in which  
9 the student resides.

10

NOTE: The purpose of this bill is to authorize public universities and colleges with an accredited education program to operate public schools in cooperation with the local county board of education. It establishes a pilot project allowing only West Virginia University and Marshall University to operate public schools in cooperation with the Monongalia and Cabell County Boards of Education for school years beginning prior to 2013.

§18-5C-1, §18-5C-2, §18-5C-3, §18-5C-4, §18-5C-5, §18-5C-6, §18-5C-7, §18-5C-8, §18-5C-9, §18-5C-10, §18-5C-11, §18-5C-12, §18-5C-13, §18-5C-14, §18-5C-15, §18-5C-16, §18-5C-17, §18-5C-18 and §18-5C-19 are new; therefore, strike-throughs and underscoring have been omitted.