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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

— ● —

ENROLLED

HOUSE BILL No. 2293

(By ~~HE~~ Delegate Ashcraft)

— ● —

Passed April 8, 1989

In Effect Ninety Days from Passage

ENROLLED
H. B. 2293

(By DELEGATE ASHCRAFT)

[Passed April 8, 1989; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article twenty-eight, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to standardized testing requirements of nonpublic schools.

Be it enacted by the Legislature of West Virginia:

That section three, article twenty-eight, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 28. PRIVATE, PAROCHIAL OR CHURCH SCHOOLS, OR SCHOOLS OF A RELIGIOUS ORDER.

§18-28-3. Standardized testing requirements.

1 Each private, parochial or church school or school of
2 a religious order or other nonpublic school electing to
3 operate under this statute in lieu of the approval
4 requirements set forth as part of section one, article
5 eight, chapter eighteen, exemption A shall administer
6 on an annual basis during each school year to every
7 child enrolled therein between the ages of seven and
8 sixteen years either the comprehensive test of basic
9 skills, the California achievement test, the Stanford
10 achievement test or the Iowa tests of basic skills/tests
11 of achievement and proficiency, which test will be
12 selected by the chief administrative officer of each
13 school in the subjects of English, grammar, reading,

14 social studies, science and mathematics; and shall be
15 administered under standardized conditions as set forth
16 by the published instructions of the selected test.

17 Each child's testing results and the school composite
18 test results shall be made available to such child's
19 parents or legal guardians. Upon request of a duly
20 authorized representative of the West Virginia depart-
21 ment of education, the school composite test results shall
22 be furnished by the school or by a parents organization
23 composed of the parents or guardians of children
24 enrolled in said school to the state superintendent of
25 schools.

26 Each school to which this article applies shall:

27 (a) Establish curriculum objectives, the attainment of
28 which will enable students to develop the potential for
29 becoming literate citizens.

30 (b) Provide an instructional program that will make
31 possible the acquisition of competencies necessary to
32 become a literate citizen.

33 If such school composite test results for any single
34 year for English, grammar, reading, social studies,
35 science and mathematics fall below the fortieth percen-
36 tile on the selected tests, the school as herein described
37 shall initiate a remedial program to foster achievement
38 above that level. If after two consecutive calendar years
39 school composite test results are not above the fortieth
40 percentile level, attendance at the school may no longer
41 satisfy the compulsory school attendance requirement
42 exemption of exemption K, section one, article eight,
43 chapter eighteen, until such time as the percentile
44 standards herein set forth are met.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Fredrick L. Parks

Chairman Senate Committee

J. L. Satter

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Judith E. Mills

Clerk of the Senate

Donald T. Hays

Clerk of the House of Delegates

Sam B. Tucker

President of the Senate

B. R. [Signature]

Speaker of the House of Delegates

The within *is* approved this the *20th*
day of *April*, 1989.

Yaston Caperton

Governor

PRESENTED TO THE

GOVERNOR

Date 4/20/89

Time 10:22