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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2005



ENROLLED

House Bill No. 2350

(By Delegates Schadler, Marshall, Leggett and Williams)



Passed April 5, 2005

In Effect Ninety Days from Passage

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E N R O L L E D

H. B. 2350

(BY DELEGATES SCHADLER, MARSHALL, LEGGETT AND WILLIAMS)

[Passed April 5, 2005; in effect ninety days from passage.]

AN ACT to amend and reenact §18A-3-1 of the Code of West Virginia, 1931, as amended, relating to conditions for awarding teaching certificates.

Be it enacted by the Legislature of West Virginia:

That §18A-3-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 3. TRAINING, CERTIFICATION, LICENSING, PROFESSIONAL DEVELOPMENT.

§18A-3-1. Teacher preparation programs; program approval and standards; authority to issue teaching certificates.

- 1 (a) The education of professional educators in the state shall
- 2 be under the general direction and control of the State Board of
- 3 Education after consultation with the Secretary of Education
- 4 and the Arts and the chancellor for higher education who shall
- 5 represent the interests of teacher preparation programs within
- 6 the institutions of higher education in this state as those

7 institutions are defined in section two, article one, chapter
8 eighteen-b of this code.

9 The education of professional educators in the state
10 includes all programs leading to certification to teach or serve
11 in the public schools including: (1) Those programs in all
12 institutions of higher education, including student teaching in
13 the public schools; (2) beginning teacher internship programs;
14 (3) the granting of West Virginia certification to persons who
15 received their preparation to teach outside the boundaries of this
16 state, except as provided in subsection (b) of this section; (4)
17 any alternative preparation programs in this state leading to
18 certification, including programs established pursuant to the
19 provisions of section one-a of this article and programs which
20 are in effect on the effective date of this section; and (5) any
21 continuing professional education, professional development
22 and in-service training programs for professional educators
23 employed in the public schools in the state.

24 (b) The State Board of Education, after consultation with
25 the Secretary of Education and the Arts and the chancellor for
26 higher education who shall represent the interests of teacher
27 preparation programs within the institutions of higher education
28 in this state as those institutions are defined in section two,
29 article one, chapter eighteen-b of this code, shall adopt stan-
30 dards for the education of professional educators in the state
31 and for the awarding of certificates valid in the public schools
32 of this state subject to the following conditions:

33 (1) The standards approved by the Board for teacher
34 preparation shall include a provision for the study of multicul-
35 tural education. As used in this section, multicultural education
36 means the study of the pluralistic nature of American society
37 including its values, institutions, organizations, groups, status
38 positions and social roles;

39 (2) Effective the first day of January, one thousand nine
40 hundred ninety-three, the standards approved by the Board shall
41 also include a provision for the study of classroom management
42 techniques and shall include methods of effective management
43 of disruptive behavior which shall include societal factors and
44 their impact on student behavior; and

45 (3) Effective on the effective date of this section, any
46 teacher who: (i) Has graduated from a teacher preparation
47 program at a regionally accredited institution of higher educa-
48 tion; (ii) possesses the minimum of a bachelor's degree; and
49 (iii) holds a valid teaching certificate or certificates issued by
50 another state, or holds a certificate of eligibility issued by
51 another state and meets all of the requirements of the state for
52 full certification except employment, shall be, upon application,
53 awarded a teaching certificate or certificates for the same grade
54 level or levels and subject area or areas valid in the public
55 schools of this state, subject only to the provisions of section
56 ten of this article.

57 (c) To give prospective teachers the teaching experience
58 needed to demonstrate competence as a prerequisite to certifica-
59 tion, the State Board of Education may enter into an agreement
60 with county boards for the use of the public schools. Such
61 agreement shall recognize student teaching as a joint responsi-
62 bility of the teacher preparation institution and the cooperating
63 public schools and shall include: (1) The minimum qualifica-
64 tions for the employment of public school teachers selected as
65 supervising teachers; (2) the remuneration to be paid public
66 school teachers by the State Board, in addition to their contrac-
67 tual salaries, for supervising student teachers; and (3) minimum
68 standards to guarantee the adequacy of the facilities and
69 program of the public school selected for student teaching. The
70 student teacher, under the direction and supervision of the
71 supervising teacher, shall exercise the authority of a substitute
72 teacher.

73 (d) The State Superintendent of Schools may issue certifi-
74 cates to graduates of teacher education programs and alternative
75 teacher education programs approved by the State Board of
76 Education and in accordance with this section and rules adopted
77 by the State Board after consultation with the Secretary of
78 Education and the Arts and the chancellor for higher education.
79 A certificate to teach shall not be granted to any person who is
80 not a citizen of the United States, is not of good moral character
81 and physically, mentally and emotionally qualified to perform
82 the duties of a teacher and who has not attained the age of
83 eighteen years on or before the first day of October of the year
84 in which his or her certificate is issued; except that an exchange
85 teacher from a foreign country, or an alien person who meets
86 the requirements to teach, may be granted a permit to teach
87 within the public schools of the state.

88 (e) In consultation with the Secretary of Education and the
89 Arts and the chancellor for higher education, institutions of
90 higher education approved for teacher preparation may cooper-
91 ate with each other, with the center for professional develop-
92 ment and with one or more county boards in the organization
93 and operation of centers to provide selected phases of the
94 teacher preparation program such as student teaching, begin-
95 ning teacher internship programs, instruction in methodology
96 and seminar programs for college students, teachers with
97 provisional certification, professional support team members
98 and supervising teachers.

99 The institutions of higher education, the center for profes-
100 sional development and county boards may by mutual agree-
101 ment budget and expend funds for the operation of the centers
102 through payments to the appropriate fiscal office of the partici-
103 pating institutions, the center for professional development and
104 the county boards.

105 (f) The provisions of this section shall not be construed to
106 require the discontinuation of an existing student teacher
107 training center or school which meets the standards of the State
108 Board of Education.

109 (g) All institutions of higher education approved for teacher
110 preparation in the school year of one thousand nine hundred
111 sixty-two—sixty-three shall continue to hold that distinction so
112 long as they meet the minimum standards for teacher prepara-
113 tion. Nothing contained herein shall infringe upon the rights
114 granted to any institution by charter given according to law
115 previous to the adoption of this code.

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


Chairman Senate Committee

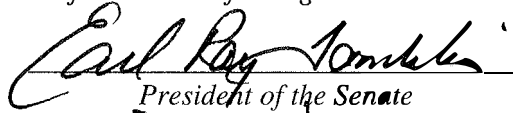

Chairman House Committee

Originating in the House.

In effect ninety days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 14th
day of April, 2005.


Governor

PRESENTED TO THE
GOVERNOR

Date 4/2/05

Time 2:50 