WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1937

ENROLLED

HOUSE BILL No. 66

(By Mr. Oldham)

PASSED March 13, 1937

In Effect 90 days from Passage
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House Bill No. 66
(By Mr. Oldham)

[Passed March 13, 1937; in effect ninety days from passage.]

AN ACT to amend and reenact sections one, two, three and ten, article four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter eight, acts of the Legislature, first extraordinary session, one thousand nine hundred thirty-three, relating to election, qualifications, removal and duties of county superintendents.

Be it enacted by the Legislature of West Virginia:

That sections one, two, three and ten, article four, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter eight, acts of the Legislature, first extraordinary session, one thousand nine hundred thirty-three, be amended and reenacted to read as follows:

Section 1. Election of County Superintendents; Term.

2 The county superintendent shall be elected by the county
board of education for a term of not more than four years.

The superintendent shall be elected on the first Monday in
July and take office immediately thereafter. The president of
the board of education, immediately upon the election of the
superintendent, shall certify the election to the state super-
intendent. The superintendent in office at the time of the
passage of this act shall continue in office until the expira-
tion of his present term.

Sec. 2. Qualifications and Health Certificate. The super-
intendent, at the time of his election, shall have a bachelor’s
degree, including at least twelve hours’ credit in school ad-
ministration and supervision, and at least five years’ ex-
perience in public school teaching and/or supervision, within
the state of West Virginia.

The superintendent shall file with the president of the
board, before entering upon the discharge of his duties, a
health certificate from a reputable physician, on a form pre-
scribed by the state superintendent of schools, certifying that
he is physically fit for the duties of his office and that he has
no infectious or contagious diseases.
Sec. 3. Removal of Superintendent. The board may remove the superintendent from office for immorality, incompetency, insubordination, intemperance or wilful neglect of duty; but the charges shall be stated in writing and the superintendent shall be given an opportunity to be heard by the board upon not less than ten days' notice: Provided, however, That a superintendent so suspended, shall not forfeit his salary for the period of suspension.

Sec. 10. Duties of County Superintendent. The county superintendent shall:

1. Act as the chief executive officer of the board, and execute under the direction of the state board all its educational policies.

2. Receive applications of teachers and submit them to the board of education together with his recommendations.

3. Assign, transfer, suspend, promote or dismiss teachers and all other school employees of the district, subject only to the approval of the board.

4. Organize and attend district institutes; organize and direct reading circles and boys' and girls' clubs.
(5) Close temporarily a school when conditions are detrimental to the health, safety or welfare of the pupils.

(6) Certify all expenditures and monthly payrolls of teachers and employees.

(7) Be the secretary of the board and attend all meetings of the board or its committees, except when his tenure, salary or administration is under consideration.

(8) Administer oaths and examine under oath witnesses in any proceedings pertaining to the schools of the district, and have the testimony reduced to writing.

(9) Exercise all other authority granted by this chapter or required by the board or state board.

(10) Act in case of emergency as the best interests of the schools demand.

I certify that the foregoing act, having been presented to the Governor for his approval, and not having been returned by him to the House of the Legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

This the 19th day of March...

[Signature]

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

Chairman Senate Committee

Chairman House Committee

Originated in the

Takes effect............................................passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within.........................................this the

day of............................................., 1937.

Governor.

Filed in the office of the Secretary of State of West Virginia MAR 19 1937

Wm. S. O'Brien,
Secretary of State