WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1945

ENROLLED

SENATE BILL No. 52

(By Mr. Mitchell)

PASSED March 10, 1945

In Effect 90 days from Passage
AN ACT to amend and reenact section thirteen, article five, 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, by chapter sixty, acts of the Legislature, regular session, one thousand nine hundred thirty-five, and as last amended by chapter forty-nine, acts of the Legislature, regular session, one thousand nine hundred thirty-nine, relating to the authority of county boards of education, and authorizing the furnishing, at public expense, of transportation of school children participating in athletic, literary and band activities.
Be it enacted by the Legislature of West Virginia:

That section thirteen, article five, 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, as amended by chapter sixty, acts of the Legislature, regular session, one thousand nine hundred thirty-five, and as last amended by chapter forty-nine, acts of the Legislature, regular session, one thousand nine hundred thirty-nine, be amended and reenacted to read as follows:

Section 13. General Control of Schools; Consolidation; Transportation of Pupils.—The boards, subject to the provisions of this chapter and the rules and regulations of the state board, shall have authority:

(1) To control and manage all of the schools and school interests of the county;

(2) To establish needed high schools;

(3) To close any school which is unnecessary and to assign the pupils thereof to other schools;

(4) To consolidate schools;

(5) To close any elementary school whose average
daily attendance falls below twenty pupils for two months
in succession, and send the pupils to other schools in the
district or to schools in adjoining districts. The com-
penation of teachers in schools so closed shall cease;
(6) To provide at public expense adequate means of
transportation for all children of school age who live
more than two miles distant from school by the nearest
available road or path; and to provide at public expense
and according to such regulations as the board may es-
tablish, adequate means of transportation for school chil-
dren participating in athletic, literary and band activities:
Provided, That in all cases the buses or other transpor-
tation facilities owned by the board of education shall be
driven or operated only by drivers regularly employed by
the board of education: Provided further, That buses shall
be used for extra curricular activities as herein provided
only when the insurance provided for by this section
shall have been effected.
(7) To provide at public expense for insurance against
the negligence of the drivers of school buses, trucks, or
other vehicles operated by the board; and if the transpor-
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33 The board of any district shall expend under such regulations as it establishes for each child an amount not to exceed the proportion of all school funds of the district that each child would be entitled to receive if all the funds were distributed equally among all the children of school age in the district upon a per capita basis. No changes in textbooks except those provided by general law shall be made as a result of the passage of this act:

Provided, however, That at least one year of instruction in the history of the state of West Virginia shall be given prior to the eighth grade.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Charles C. Morris
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate

Takes effect 90-days from passage

Hannah
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

Ernest H. Teckers
President of the Senate

[Signature]
John E. Amos
Speaker House of Delegates

The within Approved this the 14th
day of March, 1945.

[Signature]
Governor.

[Signature]
M. S. O'Brien,
Secretary of State