

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945

ENROLLED

Committee Substitute for

SENATE BILL No. 200

Originating in the Senate Committee on Education

(By Mr. _____)

PASSED March 9 1945

In Effect 90 days from Passage

JARRETT PRINTING COMPANY, CHARLESTON, W. VA.



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COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 200

[Originating in the Senate Committee on Education]

[Passed March 9, 1945; in effect ninety days from passage.]

AN ACT to amend and reenact sections one, one-a, one-b, and one-c, article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to membership, eligibility, term of office and organization of county boards of education.

Be it enacted by the Legislature of West Virginia:

That sections one, one-a, one-b, and one-c, of article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted, all to read as follows:

Section 1. *Members; Non-partisan Elections.* — Each
2 county school district shall be under the supervision and
3 control of a county board of education, which shall be
4 composed of five members, nominated and elected by the
5 voters of the respective county without reference to
6 political party affiliation. No more than two members
7 shall be elected from the same magisterial district.

Sec. 1-a. *Eligibility of Members.*—No person shall be
2 eligible for membership on any county board of educa-
3 tion who is not a citizen, resident in such county, or who
4 accepts a position as teacher in any school district, or
5 who is an elective member of any political party execu-
6 tive committee, or who becomes a candidate for any
7 other office than to succeed himself.
8 No member of any board of education shall be eligible
9 for nomination or election to any public office, other than
10 to succeed himself, unless and until after his membership
11 on the board has been terminated at or before the time
12 of his filing for such nomination for, or appointment to,
13 such elective public office.

Sec. 1-b. *Term of Office.*—At the general election in

2 the year one thousand nine hundred forty-six, one mem-
3 ber shall be elected for a term of six years; at the general
4 election in the year one thousand nine hundred forty-
5 eight, two members shall be elected for a term of six
6 years; and at the general election in the year one thou-
7 sand nine hundred fifty, two members shall be elected
8 for a term of six years. As the terms provided above
9 expire, the offices shall be filled for six-year terms at
10 the time of each regular general election.

11 The term of office of any member of any county board
12 of education shall immediately cease, and a vacancy
13 shall exist, upon occurrence of ineligibility as prescribed
14 in section one-a of this article.

15 This section, however, shall in no manner be construed
16 so as to affect the unexpired terms of county school
17 board members who hold office or were elected under
18 prior existing law, except that the term of office for
19 which they were elected shall expire on the thirty-first
20 day of December next following the general election
21 at which their successors in office were elected.

22 The terms of newly elected members shall begin on
23 the first day of January next following the general
24 election at which they were elected.

Sec. 1-c. *Organization of Board of Education.*—On the
2 first Monday of January, following each biennial general
3 election, each respective board of education shall organize
4 and elect, for a two-year term, a president from its own
5 membership and report same promptly to the state
6 superintendent of schools.

7 All previous acts or parts of acts, to the extent that
8 they are inconsistent with the foregoing provisions of
9 this act, are hereby repealed.

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

Charles C Morris

Chairman Senate Committee

J. Lee Givens, Jr.

Chairman House Committee

Originated in the

Senate

Takes effect

90-days from

passage

Howard Hughes

Clerk of the Senate

J. A. Shipps

Clerk of the House of Delegates

Arnold M. Vickers

President of the Senate

John E. Amos

Speaker House of Delegates

The within

Approved

this the

15th

day of

March

, 1945.

Clarence Medsker

Governor.

Filed in the office of the Secretary of State

of West Virginia

MAR 16 1945

Wm. S. O'BRIEN,

Secretary of State