

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963



ENROLLED

HOUSE BILL No. 96

(Mr. Spencer (By), Mrs. Singleton, and Mrs. Seibert.)



PASSED Feb. 15 1963

In Effect Ninety Days from Passage



96 #

Filed in Office of the Secretary of State  
of West Virginia 2-23-63  
JOE F. BURDETT  
SECRETARY OF STATE

ENROLLED

# House Bill No. 96

(By MR. SPEAKER, MR. SINGLETON, and MR. SEIBERT)

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[Passed February 15, 1963; in effect ninety days from passage.]

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AN ACT to amend and reenact section five, article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the general powers and duties of the state board of education and public school entrance age.

*Be it enacted by the Legislature of West Virginia:*

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

**Section 5. General Powers and Duties; Public School**  
**2 Entrance Age.**—Subject to and in conformity with the  
**3** constitution and laws of this state, the state board of

4 education shall determine the educational policies of the  
5 state, except as to the West Virginia university and  
6 Potomac state school, and shall make rules for carrying  
7 into effect the laws and policies of the state relating to  
8 education, including rules relating to the physical wel-  
9 fare of pupils, the education of feeble-minded and physi-  
10 cally disabled or crippled children of school age, school  
11 attendance, evening and continuation or part-time day  
12 schools, school extension work, the classification of  
13 schools, the issuing of certificates upon credentials, the  
14 distribution and care of free textbooks by the county  
15 boards of education, the general powers and duties of  
16 county boards of education, and of teachers, principals,  
17 supervisors and superintendents, and such other matters  
18 pertaining to the public schools of the state as may seem  
19 to the state board to be necessary and expedient.

20 Notwithstanding any other provision of law which may  
21 be to the contrary, and notwithstanding the rule-making  
22 powers given to the state board of education by this sec-  
23 tion, a child shall not be permitted to enter the public  
24 schools of this state in any school year, beginning with

25 the school year one thousand nine hundred sixty-three—  
26 sixty-four, unless such child be six years of age prior to  
27 November one of such school year. The term “public  
28 schools” as used in the preceding sentence shall not be  
29 deemed to include public kindergartens.

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

*O. Roy Parker*

Chairman Senate Committee

*Ethel L. Crandall*

Chairman House Committee

Originated in the House.

Takes effect NINETY DAYS FROM passage.

*Thomas Myers*

Clerk of the Senate

*A. Blankenship*

Clerk of the House of Delegates

*Howard W. Carson*

President of the Senate

*John W. Singleton Jr*

Speaker House of Delegates

The within approved this the 23<sup>rd</sup>  
day of February, 1963.

*W. W. Barron*

Governor

