

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1963

ENROLLED

SENATE BILL NO. 40

Mr. ~~Payson~~, Mr. President and Mr. McKown

PASSED Mar - 1 - 1963

In Effect today Passage

Filed in Office of the Secretary of State
of West Virginia 3-9-63
JOE F. BURDETT
SECRETARY OF STATE

ENROLLED

Senate Bill No. 40

(By MR. CARSON, MR. PRESIDENT, and MR. MCKOWN)

[Passed March 1, 1963; in effect ninety days from passage.]

AN ACT to amend article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section thirty-nine, relating to the authority of the district boards of education to establish a summer school program in the elementary and secondary levels and to charge tuition therefor.

Be it enacted by the Legislature of West Virginia:

That article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section thirty-nine, to read as follows:

Section 39. Establishment of Summer School Programs;

2 **Tuition.**—Inasmuch as the present county school facilities
3 for the most part lie dormant and unused during the sum-
4 mer months, and inasmuch as there are many students
5 who are in need of remedial instruction and others who
6 desire accelerated instruction, it is the purpose of this
7 section to provide for the establishment of a summer
8 school program which program is to be separate and apart
9 from the full school term as established by each county.

10 The board of education of any county shall have author-
11 ity to establish a summer school program utilizing the
12 public school facilities and to charge tuition for students
13 who attend such summer school, such tuitions not to ex-
14 ceed in any case the actual cost of operation of such sum-
15 mer school program: *Provided*, That any deserving pupil
16 whose parents, in the judgment of the board, are unable
17 to pay such tuition, may attend without charge. The coun-
18 ty board of education shall have the authority to deter-
19 mine the term and curriculum of such summer schools
20 based upon the particular needs of the individual county.
21 The curriculum may include, but is not limited to, reme-

22 dial instruction, accelerated instruction, and the teaching
23 of manual arts. The term of such summer school program
24 may not be established in such a manner as to interfere
25 with the regular school term.

26 The county boards of education may employ as teach-
27 ers for this summer school program any certified teacher.
28 Certified teachers employed by the county board of edu-
29 cation to teach in the summer school program shall be
30 paid an amount to be determined by the board and shall
31 enter into a contract of employment in such form as is
32 prescribed by the county board of education.

33 Any funds accruing from such tuitions shall be credited
34 to a special fund of the county board of education which
35 is hereby established, which fund is to be used solely to
36 perpetuate and maintain the summer school program. The
37 funds shall be reported each year as of June thirtieth in
38 the manner required for other financial reports of the
39 board.

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

O. Roy Parker
Chairman Senate Committee

Ethel K. Crandall
Chairman House Committee

Originated in the Senate.

Takes effect 90 days passage.

Howard Meyer
Clerk of the Senate

A. Blankenship
Clerk of the House of Delegates

Howard W. Carson
President of the Senate

Julius W. Sigel
Speaker House of Delegates

The within approved this the 8th
day of March, 1963.

W. W. Baum
Governor

Presentation to the Governor

March 7, 1963

5:00 p.m.