ENROLLED
SENATE BILL NO. 40

PASSED .............. 1963

In Effect ............ 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;

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

The board of education of any county shall have authority to establish a summer school program utilizing the public school facilities and to charge tuition for students who attend such summer school, such tuitions not to exceed in any case the actual cost of operation of such summer school program: Provided, That any deserving pupil whose parents, in the judgment of the board, are unable to pay such tuition, may attend without charge. The county board of education shall have the authority to determine the term and curriculum of such summer schools based upon the particular needs of the individual county.

The curriculum may include, but is not limited to, reme-
dial instruction, accelerated instruction, and the teaching
of manual arts. The term of such summer school program
may not be established in such a manner as to interfere
with the regular school term.

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

Any funds accruing from such tuitions shall be credited
to a special fund of the county board of education which
is hereby established, which fund is to be used solely to
perpetuate and maintain the summer school program. The
funds shall be reported each year as of June thirtieth in
the manner required for other financial reports of the
board.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee
Chairman House Committee

Originated in the Senate.

Takes effect 90 days passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate
Speaker House of Delegates

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

Governor
President to the Governor

March 7, 1963

5:00 P.M.