

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

Com. Sub. for

HOUSE BILL No. 951

(By Mr. Wilson and Mr. Seibert)



PASSED March 11, 1967

In Effect from Passage



FILED IN THE OFFICE
ROBERT D. DAILEY
SECRETARY OF STATE

THIS DATE 3-21-67

951

ENROLLED

Com. Sub. for House Bill No. 951

(By MR. WILSON and MR. SEIBERT)

[Passed March 11, 1967; in effect from passage.]

AN ACT to amend article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-four, relating to the control, supervision and regulation of all interscholastic athletic events, and such other extracurricular activities of students in public secondary schools by county boards of education; providing for the establishment of the West Virginia secondary school activities commission; providing for a delegation of such authority to said commission; providing for the composition of said commission; providing for the promulgation of rules and regulations by said commission, subject to the prior approval of the state board of education;

providing for the incorporation of said commission as a nonprofit, nonstock corporation; authorizing county boards of education to expend moneys for said commission; providing that all such moneys, as well as all moneys derived from events sponsored by said commission shall be quasi public funds and subject to an annual audit by the state tax commissioner, and providing for control, supervision and regulation of events and activities of private and parochial secondary schools.

Be it enacted by the Legislature of West Virginia:

That article two, 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 twenty-four, to read as follows:

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-24. Regulation of athletic events and other extracurricular activities of public, private and parochial secondary schools; delegation of authority to West Virginia secondary school activities commission; approval of rules and regulations of commission by state board of education.

- 1 The county boards of education are hereby granted
- 2 and shall exercise the control, supervision and regula-

3 tion of all interscholastic athletic events, and other ex-
4 tracurricular activities of the students in public sec-
5 ondary schools, and of said schools of their respective
6 counties. The county board of education may delegate
7 such control, supervision and regulation of interschol-
8 astic athletic events and band activities to the "West Vir-
9 ginia Secondary School Activities Commission," which
10 is hereby established.

11 The West Virginia secondary school activities com-
12 mission shall be composed of the principals, or their rep-
13 resentatives, of those secondary schools whose county
14 boards of education have certified in writing to the state
15 superintendent of schools that they have elected to dele-
16 gate the control, supervision and regulation of their
17 interscholastic athletic events and band activities of the
18 students in the public secondary schools in their respec-
19 tive counties to said commission. The West Virginia
20 secondary school activities commission is hereby em-
21 powered to exercise the control, supervision and regu-
22 lation, of interscholastic athletic events and band activ-
23 ities of secondary schools, delegated to it pursuant to

24 this section. The rules and regulations of the West Vir-
25 ginia secondary school activities commission shall con-
26 tain a provision for a proper review procedure and re-
27 view board and be promulgated in accordance with the
28 provisions of chapter twenty-nine-a of this code, but
29 shall, in all instances be subject to the prior approval
30 of the state board. The West Virginia secondary school
31 activities commission, may, with the consent of the
32 state board of education, incorporate under the name
33 of "West Virginia Secondary School Activities Com-
34 mission, Inc.," as a nonprofit, nonstock corporation un-
35 der the provisions of chapter thirty-one of this code.
36 County boards of education are hereby authorized to
37 expend moneys for and pay dues to the West Virginia
38 secondary school activities commission, and all moneys
39 paid to such commission, as well as moneys derived
40 from any contest or other event sponsored by said com-
41 mission, shall be quasi public funds as the same are
42 defined in article five, chapter eighteen, and such funds
43 of the commission shall be subject to an annual audit
44 by the state tax commissioner.

45 The West Virginia secondary school activities com-
46 mission shall promulgate reasonable rules and regula-
47 tions providing for the control, supervision and regu-
48 lation of the interscholastic athletic events and other
49 extracurricular activities of such private and parochial
50 secondary schools as elect to delegate to such commis-
51 sion such control, supervision and regulation, upon the
52 same terms and conditions, subject to the same regu-
53 lations and requirements and upon the payment of the
54 same fees and charges as those provided for public sec-
55 ondary schools. Any such private or parochial sec-
56 ondary school shall receive any monetary or other bene-
57 fits in the same manner and in the same proportion as
58 any public secondary school.

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

William Tompa
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect from passage.

J. Howard Hayes

Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard W. Carson
President of the Senate

H. Leban White
Speaker House of Delegates

The within *approved* this the *17*
day of *March*, 1967.

H. C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date 3/17/67

Time 4:50 P.m.