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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1971

ENROLLED

COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 100

(By Mr. McCOURT, MR. PRESIDENT)
AND MR. PALUMBO - ORIGINAL SPONSORS

PASSED MARCH 12 1971

In Effect FROM Passage



FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE

THIS DATE 4-2-71

100
101

ENROLLED

COMMITTEE SUBSTITUTE
FOR

Senate Bill No. 100

(By MR. McCOURT, MR. PRESIDENT, and MR. PALUMBO,
original sponsors)

[Passed March 12, 1971; in effect from passage.]

AN ACT to amend and reenact section sixteen-a, article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to transfer of students between school districts.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 5. COUNTY BOARD OF EDUCATION.

§18-5-16a. Authorization to transfer pupils from one district to another; payment of tuition; and net enrollment.

1 Whenever, in the opinion of the board of education
2 of any county, the education and welfare of a pupil will
3 be enhanced, the board of education of such county shall
4 have the authority to transfer any such pupil or pupils
5 on a part-time or full-time basis from one school district
6 to another school district within the state: *Provided*, That
7 the boards of education of both the transferor and the
8 transferee districts agree to the same. Whenever a pupil
9 is transferred from one school district to another dis-
10 trict on a full-time or part-time basis, the board of edu-
11 cation of the school district in which the pupil is a bona
12 fide resident shall pay to the board of education of the
13 school district to which the pupil is transferred a tuition
14 that is agreed upon by both such boards. Tuition for each
15 full-time pupil shall not exceed the difference between
16 the state aid per pupil received by the county to which
17 the pupil is transferred and the county cost per pupil in
18 the county to which said pupil is transferred.

19 For purposes of net enrollment as defined in section
20 two of article nine-a of this chapter: (1) Whenever a
21 pupil is transferred on a full-time basis from one school

22 district to another district pursuant to the provisions of
23 this section, the county to which the pupil is transferred
24 shall include such pupil in its net enrollment; and (2)
25 Whenever a pupil is transferred on a part-time basis
26 from one school district to another school district pur-
27 suant to the provisions of this section, the county in
28 which the student is a bona fide resident shall count the
29 pupil in its net enrollment.

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

Russell H. Beall

Chairman Senate Committee

Phyllis Butledge

Chairman House Committee

Originated in the Senate.

To take effect from passage.

John M. Myers

Clerk of the Senate

W. A. Blankenship

Clerk of the House of Delegates

E. B. Boush

President of the Senate

Lewis N. McManus

Speaker House of Delegates

The within *approved* this the *1st*
April, 1971.

Arch A. Moore Jr.

Governor

PRESENTED TO THE
GOVERNOR

Date 3/17/71

Time 11:50 A.m.

RECEIVED

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OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA