WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1989

ENROLLED

HOUSE BILL No. 2293
(By Delegate Ashcraft)

Passed April 8, 1989
In Effect Ninety Days from Passage
AN ACT to amend and reenact section three, article twenty-eight, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to standardized testing requirements of nonpublic schools.

Be it enacted by the Legislature of West Virginia:

That section three, article twenty-eight, 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 28. PRIVATE, PAROCHIAL OR CHURCH SCHOOLS, OR SCHOOLS OF A RELIGIOUS ORDER.

§18-28-3. Standardized testing requirements.

1. Each private, parochial or church school or school of a religious order or other nonpublic school electing to operate under this statute in lieu of the approval requirements set forth as part of section one, article eight, chapter eighteen, exemption A shall administer on an annual basis during each school year to every child enrolled therein between the ages of seven and sixteen years either the comprehensive test of basic skills, the California achievement test, the Stanford achievement test or the Iowa tests of basic skills/tests of achievement and proficiency, which test will be selected by the chief administrative officer of each school in the subjects of English, grammar, reading,
social studies, science and mathematics; and shall be
administered under standardized conditions as set forth
by the published instructions of the selected test.

Each child's testing results and the school composite
test results shall be made available to such child's
parents or legal guardians. Upon request of a duly
authorized representative of the West Virginia depart-
ment of education, the school composite test results shall
be furnished by the school or by a parents organization
composed of the parents or guardians of children
enrolled in said school to the state superintendent of
schools.

Each school to which this article applies shall:

(a) Establish curriculum objectives, the attainment of
which will enable students to develop the potential for
becoming literate citizens.

(b) Provide an instructional program that will make
possible the acquisition of competencies necessary to
become a literate citizen.

If such school composite test results for any single
year for English, grammar, reading, social studies,
science and mathematics fall below the fortieth percen-
tile on the selected tests, the school as herein described
shall initiate a remedial program to foster achievement
above that level. If after two consecutive calendar years
school composite test results are not above the fortieth
percentile level, attendance at the school may no longer
satisfy the compulsory school attendance requirement
exemption of exemption K, section one, article eight,
chapter eighteen, until such time as the percentile
standards herein set forth are met.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Frederick Parks
Chairman Senate Committee

J. L. Latte
Chairman House Committee

Originating in the House.
Takes effect ninety days from passage.

J. W. Smith
Clerk of the Senate

Donald T. Vegh
Clerk of the House of Delegates

Tony B. Tindall
President of the Senate

B JCOE
Speaker of the House of Delegates

The within be approved this the ______ day of ______, 1989.

Jaston Coperton
Governor
PRESENTED TO THE
GOVERNOR
Date 4/20/89
Time 10:02