

88595

RECEIVED

99 MAR 20 PM 1:35

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1999



ENROLLED

SENATE BILL NO. 588

Originating in the Committee on

(By Senator Education)



PASSED March 9, 1999

In Effect Ninety days from Passage

RECEIVED

99 MAR 20 PM 1:35

OFFICE

SECRETARY

ENROLLED

Senate Bill No. 588

(Originating in the Committee on Education)

[Passed March 9, 1999; in effect ninety days 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 thirty-three, relating to requiring the state board to promulgate antihazing rules for public school-sponsored student organizations.

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 thirty-three to read as follows:

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-33. Rules for antihazing.

- 1 (a) The Legislature hereby finds that hazing has become
- 2 a problem in a limited number of public school-sponsored
- 3 student organizations and that legal liability has already
- 4 resulted from some of those activities. It is the intent of
- 5 this section that problems with hazing in public school-
- 6 sponsored student organizations be addressed.

7 (b) The state board shall promulgate legislative rules in
8 accordance with article three-b, chapter twenty-nine-a of
9 this code that addresses hazing in the public school
10 system. The rules shall include at least the following:

11 (1) A definition of hazing;

12 (2) A definition of a public school-sponsored student
13 organization that includes both cocurricular and extracur-
14 ricular activities;

15 (3) A method to advise students and employees of the
16 problems associated with hazing;

17 (4) Appropriate penalties or procedures for establishing
18 penalties for students who haze while engaged in the
19 activities of a public school-sponsored student organiza-
20 tion; and

21 (5) Methods to prevent hazing in public school-sponsored
22 organizations.

23 (c) The state board shall consider the antihazing law set
24 forth in article sixteen, chapter eighteen in drafting the
25 rules required by this section.

26 (d) Nothing in this section or in the policy promulgated
27 in accordance with this section may be construed to
28 prevent a suspension or expulsion executed in accordance
29 with section one-a, article five, chapter eighteen-a of this
30 code.

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

Rand Schriver

Chairman Senate Committee

For L. Smith

Chairman House Committee

Originating in the Senate.

In effect ninety days from passage.

Russell E. Hobbs

Clerk of the Senate

Harry M. Bay

Clerk of the House of Delegates

Earl Ray Tomblin

President of the Senate

John A. E. ...

Speaker House of Delegates

The within..... *approved* this the *20th*
 Day of *March*, 19*89*

Jeffrey M. ...

Governor

PRESENTED TO THE

GOVERNOR

Date 3/16/99

Time 2:50 pm