WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2005

ENROLLED

COMMITTEE SUBSTITUTE
FOR
House Bill No. 2466

(By Delegates Spencer, Moore and Marshall)

Passed April 7, 2005

In Effect Ninety Days from Passage
AN ACT to repeal §18-14-1 of the code of West Virginia, 1931, as amended; and to amend and reenact §18-5-32 of said code, all relating to education; eliminating provisions that created unlawful classifications based on race; deleting an obsolete provision relating to the cooperative extension service; and removing obsolete language relating to Bluefield State College.

Be it enacted by the Legislature of West Virginia:

That §18-14-1 of the Code of West Virginia, 1931, as amended, be repealed; and that §18-5-32 of said code be amended and reenacted, all to read as follows:

ARTICLE 5. COUNTY BOARD OF EDUCATION.
§18-5-32. Assistant superintendents; directors and supervisors of instruction and other educational activities.

(a) The county board, upon the recommendation of the county superintendent, may employ an assistant whose term of employment shall be not less than one nor more than four years: Provided, That his or her term shall not extend beyond that of the incumbent county superintendent.

(b) The board shall not employ more than one assistant for each two hundred teachers or major fraction thereof.

(c) The county board, upon the recommendation of the county superintendent, is authorized to employ general and special supervisors or directors of instruction and of other educational activities as may be considered necessary.

(d) The employment of the assistant superintendent shall be on a twelve-month basis. The period of employment for all others named herein shall be at the discretion of the county board.

(e) Rules for qualifications of assistant superintendents, and directors and supervisors of instruction and of other educational activities shall be fixed by the State Board: Provided, That the qualifications required for any assistant superintendent shall in no event be higher than those required for the county superintendent: Provided, however, That the rules do not affect the status of any incumbent nor his or her right to succeed himself or herself in his or her assigned position.

(f) The county board of education is authorized to reimburse the employees for their necessary traveling expenses upon presentation of a monthly, itemized, sworn statement approved by the county superintendent.
(g) Any person employed under the foregoing provision of this section, provided he or she holds a valid teacher’s certificate, shall be given continuing contract status as a teacher and shall hold that status unless dismissed for statutory reasons.

(h) All acts or parts of acts inconsistent with this section are hereby repealed.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 20th day of April, 2005.

Governor
PRESENTED TO THE GOVERNOR

APR 14 2005

Time 3:10 pm