

# **WEST VIRGINIA LEGISLATURE**

**2023 REGULAR SESSION**

**Committee Substitute**

**for**

**Senate Bill 667**

By Senators Grady, Weld, Smith, and Taylor

[Originating in the Committee on Education; reported  
on February 23, 2023]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §18-2-25e, relating to requiring the Legislative Auditor to conduct periodic  
3 performance audits of the West Virginia Secondary Schools Activities Commission.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 2. STATE BOARD OF EDUCATION.**

**§18-2-25e. Requiring the Legislative Auditor to conduct periodic performance audits of the  
West Virginia Secondary Schools Activities Commission.**

1 The Legislative Auditor may, at reasonable and prudent intervals, conduct performance  
2 audits of the commission. For this purpose, as recognized in *B.P.J., et al. v. West Virginia State*  
3 *Board of Education, et al.*, the Legislature finds that the West Virginia Secondary School Activities  
4 Commission is a state actor. The Legislative Auditor shall have the power and authority to examine  
5 the revenues, expenditures, and performance of the commission, which shall allow the Legislative  
6 Auditor to inspect all records and accounts of the commission and to examine the personnel of the  
7 commission. For any legally protected information provided or disclosed to the Legislative Auditor  
8 pursuant to this section, the Legislative Auditor shall protect the confidentiality, privacy, or security  
9 of the protected information in like manner and with the same duty as is required of the  
10 commission. The Legislative Auditor shall complete an initial performance audit of the commission  
11 by December 1, 2023, and, on that date, deliver a report thereof to the Joint Committee on  
12 Government and Finance and to the Legislative Oversight Commission on Education  
13 Accountability.