WEST virginia legislature

2022 regular session

Introduced

Senate Bill 146

By Senators Weld and Rucker

[Introduced January 12, 2022; referred to

the Committee on the Judiciary]

A BILL to amend and reenact §18-3-6 of the Code of West Virginia, 1931, as amended, relating to upholding and applying the Superintendent of Schools’ interpretation of school law and State Board of Education rules.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. STATE SUPERINTENDENT OF SCHOOLS.

§18-3-6. Interpretation of school laws and rules of State Board of Education.

At the request in writing of any citizen, teacher, school official, county or state officer, the State Superintendent of Schools shall give his or her interpretation of the meaning of any part of the school law or of the rules of the State Board of Education. Any interpretation provided pursuant to this section shall be upheld and applied by affected entities and parties, including, but not limited to, the West Virginia Public Employees Grievance Board.

Note: The purpose of this bill is to require entities and parties to uphold and apply the Superintendent of Schools’ interpretation of school law and State Board of Education rules.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.