

1 COMMITTEE SUBSTITUTE

2 FOR

3 **H. B. 4433**

4 (By Delegates Williams, Ashley, Cann, Fern,
5 Iaquinta, Perry, R. Phillips, Pino,
6 Shaver and Varner)

7 (Originating in the Committee on Education)
8 [February 14, 2012]

9
10 A BILL to amend and reenact §18-2-34 the Code of West Virginia,
11 1931, as amended, relating to modifying the criteria for
12 awarding high school diplomas to certain veterans.

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

14 That §18-2-34 of the Code of West Virginia, 1931, as amended,
15 be amended and reenacted to read as follows:

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

17 **§18-2-34. High school diplomas for surviving veterans of World War
18 I, World War II, the Korean Conflict and War, the
19 Vietnam Conflict and certain other conflicts or wars.**

20 (a) Notwithstanding any provision of this code to the
21 contrary, the state board shall provide for the awarding of a high
22 school diplomas either by the county board in the county in which
23 the veteran resides or the county in which the veteran would have
24 received his or her diploma, whichever location the veteran chooses
25 diploma to any surviving World War I, veteran of World War II, the
26 Korean Conflict or War, the Vietnam Conflict, veteran or any other

1 conflict or war for which the state of West Virginia has authorized
2 a bonus to be paid, who:

3 (1) Left school prior to graduation and served in the Armed
4 Forces of the United States; ~~Provided, That a veteran of the~~
5 ~~Korean Conflict or the Vietnam Conflict must have been attending~~
6 ~~high school at the time he or she left prior to graduating and~~
7 ~~served in the Armed Forces of the United States;~~

8 (2) Did not receive a high school diploma;

9 (3) Was discharged from the armed ~~services~~ forces under
10 honorable conditions; and

11 (4) Completes the application process as provided by the joint
12 rules of the state board and the veterans' council.

13 (b) The state board and the veterans' council, created in
14 article one, chapter nine-a of this code, shall jointly propose
15 rules for the identification of eligible veterans and for ~~the~~
16 ~~awarding of~~ high school diplomas. The rules shall provide for an
17 application process and the credentials required to receive ~~the a~~
18 high school ~~diplomas~~ diploma.

19 (c) A diploma shall be awarded by the county board in the
20 county in which the veteran resides or in the county in which the
21 veteran would have received his or her diploma, whichever location
22 the veteran chooses.

23 ~~(c)~~ (d) For purposes of this section:

24 (1) ~~"World War I veteran" means any veteran who:~~

25 ~~(A) Performed wartime service between April 6, 1917, and~~

1 ~~November 11, 1918; or~~

2 ~~(B) Has been awarded the World War I Victory Medal;~~

3 ~~(2)~~ "World War II veteran" means any veteran who performed
4 wartime service between September 16, 1940, and December 31, 1946;

5 ~~(3)~~ (2) "Korean Conflict War veteran" means any veteran who
6 performed military service between June 27, 1950, and January 31,
7 1955; ~~and~~

8 ~~(4)~~ (3) "Vietnam Conflict veteran" means any veteran who
9 performed military service between February 28, 1961, and May 7,
10 1975.