

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

Senate Bill 706

By Senator Willis

[Introduced March 5, 2025; referred
to the Committee on the Judiciary]

1 A BILL to amend and reenact §18-2-5a of the Code of West Virginia, 1931, as amended, relating to
2 bringing the West Virginia Department of Education under rule-making review of the
3 Legislature.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-5a. Board rules to be filed with Legislature; West Virginia Department of Education rulemaking and review.

1 The State Board of Education shall file a copy of any rule that it proposes to promulgate,
2 adopt, amend or repeal under the authority of the Constitution or of this code with the Legislative
3 Oversight commission on education accountability pursuant to §29A-3B-1 *et seq.* of this code.
4 "Rule," as used herein, means a regulation, standard, statement of policy, or interpretation of
5 general application and future effect. Additionally, the West Virginia Department of Education shall
6 propose rules for legislative approval pursuant to §29A-3-1 *et seq.* of this code, and rulemaking by
7 the department shall not be implemented until the legislative rules have been approved by the
8 Legislature.

NOTE: The purpose of this bill is to bring the West Virginia Department of Education (WVDE) under rulemaking review of the Legislature.

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