

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Introduced

House Bill 5321

By Delegates Statler and Toney

[Introduced February 09, 2026; referred to the
Committee on Education]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section,
 2 designated §18-20-13, relating to guaranteeing timely educational evaluations and
 3 continuity of services for children entering foster care.

Be it enacted by the Legislature of West Virginia:

ARTICLE 20. EDUCATION OF EXCEPTIONAL CHILDREN.

§18-20-13. Guaranteeing timely educational evaluations and continuity of services for
children entering foster care or transition homes.

1 For purposes of providing Individualized Education Program ("IEP") or 504 services, the
 2 evaluation period for children entering foster care or transition homes shall be limited to a
 3 maximum of 30 days.

NOTE: The purpose of this bill is to guarantee timely educational evaluations and continuity of services for children entering foster care or transition homes.

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