

# **WEST VIRGINIA LEGISLATURE**

## **2026 REGULAR SESSION**

**Introduced**

### **House Bill 4644**

By Delegate Brooks

[Introduced January 21, 2026; referred to the

Committee on Education]

1 A BILL to amend and reenact §18-4-2 of the Code of West Virginia, 1931, as amended, relating to  
2 requiring that county superintendents of schools be West Virginia residents.

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

**ARTICLE 4. COUNTY SUPERINTENDENT OF SCHOOLS.**

**§18-4-2. Qualifications; health certificate; disability; acting superintendent.**

1 (a) A county superintendent shall hold a professional administrative certificate endorsed  
2 for superintendent, or a first class permit endorsed for superintendent, subject to the following:

3 (1) A superintendent who holds a first class permit may be appointed for one year only, and  
4 may be reappointed two times for an additional year each upon an annual evaluation by the county  
5 board and a determination of satisfactory performance and reasonable progress toward  
6 completion of the requirements for a professional administrative certificate endorsed for  
7 superintendent;

8 (2) Any candidate for superintendent, assistant superintendent or associate  
9 superintendent, who possesses an earned doctorate from an accredited institution of higher  
10 education and either has completed three successful years of teaching in public education or has  
11 the equivalent of three years of experience in management or supervision as defined by state  
12 board rule, after employment by the county board shall be granted a permanent administrative  
13 certificate and shall be a licensed county superintendent;

14 (3) The state board shall promulgate a legislative rule in accordance with §29A-3B-1 et  
15 seq. of this code, to address those cases where a county board finds that course work needed by  
16 the county superintendent who holds a first class permit is not available or is not scheduled at state  
17 institutions of higher education in a manner which will enable the county superintendent to  
18 complete normal requirements for a professional administrative certificate within the three-year  
19 period allowed under the permit; and

20 (4) Any person employed as assistant superintendent or educational administrator prior to  
21 June 27, 1988, and who was previously employed as superintendent is not required to hold the

22 professional administrative certificate endorsed for superintendent.

23 (b) In addition to other requirements set forth in this section, a county superintendent shall  
24 meet the following health-related conditions of employment:

25 (1) Before entering upon the discharge of his or her duties, file with the president of the  
26 county board a certificate from a licensed physician certifying the following:

27 (A) A tuberculin skin test, of the type Mantoux test (PPD skin test), approved by the  
28 Commissioner of the Bureau for Public Health has been made within four months prior to the  
29 beginning of the term of the county superintendent; and

30 (B) The county superintendent does not have tuberculosis in a communicable state based  
31 upon the test results and any further study;

32 (2) The commissioner may require selective testing of superintendents for tuberculosis  
33 when there is reason to believe that they may have been exposed to the tuberculosis organism or  
34 they have signs and symptoms indicative of the disease. The county superintendent should  
35 contact the local health department in instances where they have reason to suspect that they have  
36 been exposed to tuberculosis or have symptoms indicative of the disease. Positive reactors to the  
37 skin test are to be referred immediately to licensed health care practitioner for evaluation and  
38 indicated treatment or further studies;

39 (3) A county superintendent who is certified by a licensed health care practitioner to have  
40 tuberculosis in a communicable stage shall have his or her employment discontinued or  
41 suspended until the disease has been arrested and is no longer communicable; and

42 (4) A county superintendent who fails to complete required follow-up examinations as set  
43 forth in this subsection shall be suspended from employment until a report of examination is  
44 confirmed.

45 (c) A county superintendent shall be a West Virginia resident.

NOTE: The purpose of this bill is to require that county superintendents of schools be West

Virginia residents.

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