

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
**KEN HECHLER**  
**ADMINISTRATIVE LAW DIVISION**

Form #2

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**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: West Virginia Board of Education TITLE NUMBER: 126  
RULE TYPE: Legislative; CITE AUTHORITY: West Virginia Code 18-2-13f et seq. & West Virginia Code 18-20-5  
AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: Series 7 - Policy 1471

TITLE OF RULE BEING PROPOSED: Education in the State's Correctional Institutions: Mission and Goals

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON March 2, 1990 AT 9:00 a.m.

ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

Mr. Frank Andrews  
Bureau of General, Special and Professional Education  
Room B-318, Bldg. #6  
Capitol Complex  
Charleston, WV 25305

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

*Barbara L. Estep*  
January 18, 1990

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

TITLE 126  
LEGISLATIVE RULE  
WEST VIRGINIA BOARD OF EDUCATION  
CHAPTER 18-2-13f AND CHAPTER 18-20-5  
SERIES 7  
POLICY 1471

Title: Education in the State's Correctional Institutions: Mission and Goals

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Section 1: General

1.1 Scope - This legislative rule describes the mission and goals of the West Virginia Department of Education in providing educational programs and services for incarcerated juveniles and adults in facilities operated by the Department of Corrections. The mission statement and goals are intended to provide the foundation for the implementation of: 1) W. Va. Code §18-2-13f which requires the State Board of Education to provide an adequate and appropriate education for school-aged institutionalized juveniles in the state's correctional facilities, and 2) W. Va. Code §18-20-5 which requires the State Board of Education to provide education to adults in correctional institutions to the extent funds are provided by the legislature.

1.2 Authority - West Virginia Code 18-2-13f et seq. and West Virginia code 18-20-5

1.3 Filing Date -

1.4 Effective Date -

1.5 Repeal and Replace - None

Section 2. Definitions - As used in this policy:

2.1 "Mission Statement" means the purpose and broad description of the activities of the West Virginia Department of Education in the state's correctional institutions.

2.2 "Goals" mean the specific targets toward which the West Virginia Department of Education will direct activities in providing educational programs and services for incarcerated juveniles and adults. As used in this policy, goals do not represent entitlements or statements of regulatory compliance nor do they diminish state and federal requirements where such legal obligations are binding.

Section 3. Mission Statement

The mission of the West Virginia Department of Education in correctional facilities operated by the Department of Corrections is to provide comprehensive educational programs designed to meet the diverse needs of incarcerated juveniles and adults. These programs include offerings in general education,

basic skills instruction, GED preparation, pre-vocational and vocational education, special education and related services, remedial education, social/living skills education, counseling and transitional services, and other programs required to meet the educational needs of incarcerated individuals.

The provision of comprehensive educational programs affords opportunities for students to re-enter high school, attain a GED certificate, acquire marketable job skills, achieve basic literacy and functional life skills and make successful transitions to school, the workplace, postsecondary programs or other community or rehabilitative placements. To assist students in realizing these opportunities, and to provide education that is adequate and appropriate, the Department shall individualize each student's educational program in accordance with his or her unique needs, abilities, plan of treatment, length of incarceration, and realistic career goals.

#### Section 4. Goals

The goals for development of comprehensive education programs include:

1. To provide a comprehensive assessment of each student's educational and vocational needs and aptitudes.
2. To develop an individualized program plan for each incarcerated juvenile and adult in accordance with his or her unique needs, abilities, plan of treatment, length of incarceration, and realistic career goals.
3. To provide academic instruction to incarcerated juveniles to facilitate re-entry into the public school system or lead to attainment of a GED certificate.
4. To provide career exploration/pre-vocational programs that introduce students to employment areas, the world of work and the work ethic.
5. To provide vocational programs to incarcerated students that lead to the acquisition of entry level job skills and attitudes.
6. To provide special education and related services for incarcerated juvenile and adult exceptional students in accordance with applicable state and federal requirements.
7. To provide social/functional living skills training to assist juvenile and adult offenders in making a successful transition into society.
8. To provide remedial instruction to help incarcerated students overcome educational deficiencies.
9. To provide instruction that will enable adult offenders to obtain a GED certificate or raise their functional literacy level to the highest level attainable.
10. To provide counseling and transitional services which facilitate the successful reentry into high school, or entry into the workplace, postsecondary programs or other appropriate community or rehabilitative placements.

11. To develop programs which meet applicable state board of education policies and accreditation requirements (e.g., personnel qualifications, instructional time, textbooks).
12. To provide curriculum and instruction based upon the state's instructional goals and objectives, and appropriate to the characteristics and needs of adolescent and adult learners.
13. To provide regular evaluation of student progress to document/certify the attainment of grades, credits, competencies, and certificates.
14. To provide equal educational programs and services for male and female offenders.
15. To provide educational opportunities for incarcerated individuals who are in segregated/special custody settings.
16. To provide a comprehensive system of personnel development which includes an on-going staff induction and staff development program to assist personnel in developing and upgrading skills.
17. To maintain and foster a cooperative relationship with Department of Corrections' staff to ensure the achievement of educational and treatment goals for incarcerated juveniles and adults.

Section 5. Implementation Policies and Procedures

The state superintendent of schools is empowered to develop written implementation policies and procedures to accomplish the Board's mission and goals for education in the state's correctional institutions. Sources of authority for implementation policies shall include applicable State Board of Education policies, state statutes, federal laws and regulations and directives from the state superintendent of schools.

Section 6. Cooperation from County School Districts and RESAs

Each county school district and regional education service agency shall cooperate with the State Department of Education in providing an adequate and appropriate education for incarcerated juveniles and adults.