

**WEST VIRGINIA
SECRETARY OF STATE**

KEN HECHLER

ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark in this Box

FILED

MAY 12 3 08 PM '00

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

RULE TYPE: Legislative; CITE AUTHORITY: W. Va. Constitution, Article XII, §2, W.Va. Code §18-2-34

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: 96

TITLE OF RULE BEING PROPOSED: High School Diploma for Veterans (4355)

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 June 12, 2000 AT 4:45 p.m.. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Ms. Karen K. Larry

Administrative Assistant to State Superintendent

West Virginia Department of Education

1900 Kanawha Boulevard East, Bldg. 6, Room 262

Charleston, West Virginia 25305-0330

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



Dr. David Stewart
State Superintendent of Schools

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

**EXECUTIVE SUMMARY
WEST VIRGINIA BOARD OF EDUCATION**

POLICY NUMBER AND TITLE: Policy 4355
High School Diploma for Veterans

PUBLIC COMMENT PERIOD ENDS: June 12, 2000 **ADOPTED** _____

BACKGROUND:

House Bill 4078 passed during the regular session of the West Virginia Legislature requires the state board to promulgate rules for the identification of eligible veterans and for the awarding of high school diplomas to those eligible veterans who served in World War I, World War II, the Korean Conflict, and the Vietnam Conflict but who did not graduate from high school.

PURPOSE:

This legislative rule establishes the procedures and regulations for providing a high school diploma to eligible veterans of World War I, World War II, the Korean Conflict, and the Vietnam Conflict.

126CSR96

TITLE 126
LEGISLATIVE RULE
BOARD OF EDUCATION

SERIES 96
High School Diploma for Veterans (4355)

FILED
May 12 3 08 PM '00
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SECRETARY OF STATE

§126-96-1. General.

1.1. Scope – This legislative rule establishes the procedures and regulations for providing a high school diploma to veterans of World War I, World War II, the Korean Conflict, and the Vietnam Conflict.

1.2. Authority – W. Va. Constitution, Article XII, §2; W.Va. Code §18-2-34.

1.3. Filing Date –

1.4. Effective Date –

§126-96-2. Applicability.

2.1. West Virginia Code §18-2-34 requires the state board to promulgate rules for the identification of eligible veterans and for the awarding of high school diplomas to those veterans who served in World War I, World War II, the Korean Conflict, and the Vietnam Conflict but who did not graduate from high school.

2.2. This policy, *High School Diplomas for Veterans*, prescribes the procedures for identifying veterans eligible to obtain a high school diploma and for the awarding of the high school diploma. The policy also provides for the application process for said diploma and specifies the credentials required to receive the high school diploma.

§126-96-3. Definitions.

3.1. "World War I veteran" means any veteran who performed wartime service between April 6, 1917 and November 11, 1918 or has been awarded the World War I Victory Medal.

3.2. "World War II veteran" means any veteran who performed wartime service between September 16, 1940 and December 31, 1946.

3.3. "Korean Conflict veteran" means any veteran who performed military service between June 27, 1950 and January 31, 1955.

3.4. "Vietnam Conflict veteran" means any veteran who performed military service between February 28, 1961 and May 7, 1975.

§126-96-4. Administration.

4.1. The West Virginia Board of Education and the West Virginia Veterans' Council shall jointly administer the program for the *High School Diploma for Veterans*.

§126-96-5. Application.

5.1. The Office of Veterans Affairs will notify veterans of World War I, World War II, the Korean Conflict, and the Vietnam Conflict of the availability of the diploma for veterans. This notification will include the application form to receive such diploma, as designed by the West Virginia Board of Education and the Office of Veterans Affairs.

5.1.1. This application form shall include:

- a. veteran's military service and personal information;
- b. high school information including the name of the high school attended and the county in which located, the years attended high school, the year left high school to enter the service, the year that would have been the graduation year;
- c. the veteran's preference to receive the diploma from the county of current residence or the county of the high school attended.

5.1.2. The veteran will return the completed application form to the Director of the Office of Veterans Affairs. Upon verifying the application, the Director of the Office of Veterans Affairs will forward the application to the West Virginia Department of Education.

5.1.3. West Virginia Department of Education staff will notify the appropriate county of the veteran's preference to receive the diploma from the county of current residence or the county of the high school attended.

§126-96-6. Awarding of the High School Diploma.

6.1. Awarding counties are to partner with a local Veterans Affairs Office or other veterans' organization to provide appropriate ceremonies for veterans receiving this diploma. These ceremonies may be held as part of the county's high school graduation ceremony or as a separate ceremony.

6.2. The diploma to be awarded to veterans through this program is the awarding county's standard diploma.

Policy 4355: High School Diploma for Veterans

Please use this form when commenting on proposed Policy 4355. You may attach additional sheets if necessary.

Individual/Organization: _____

Title: _____

Street Address: _____ **City/State/Zip:** _____

Comments/Suggestions

126-96-1. General

126-96-2. Applicability

126-96-3. Definitions

126-96-4. Administration

126-96-5. Application

126-96-6. Awarding of the High School Diploma

Return comments by June 12, 2000 to:

**Karen K. Larry
Administrative Assistant to the State Superintendent
West Virginia Department of Education
Building 6, Room 262
1900 Kanawha Boulevard, East
Charleston, WV 25305-0330
E-mail: klarry@access.k12.wv.us
FAX: (304) 558-0882**

FISCAL NOTE WORKSHEET

(Submit 4 Copies)

HD NO _____ DRAFT NO _____ BILL NO _____ RESOLUTION NO _____

SUBJECT Policy 4355: High School Diploma for Veterans

SOURCE OF REVENUE: GENERAL FUND SPECIAL OTHER (SPECIFY) _____

COST OF ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET OTHER (SPECIFY) _____

INCOME ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET OTHER (SPECIFY) _____

SHOW OVER-ALL EFFECT IN ITEMS 1 AND 2 & GIVE EXPLANATION OF BREAKDOWN BY FISCAL YEAR INCLUDING LONG-RANGE EFFECT					
EFFECT OF PROPOSAL	ANNUAL		FISCAL YEAR		
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
1. ESTIMATED TOTAL COST	\$	\$	\$	\$	\$
PERSONAL SERVICES CURRENT EXPENSES REPAIRS/ ALTERATIONS EQUIPMENT OTHER	\$	\$	\$	\$	\$
2. ESTIMATED TOTAL REVENUES	\$	\$	\$	\$	\$

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

NO COST

DATE

May 11, 2000

AGENCY

West Virginia Department of Education

AUTHORIZED REPRESENTATIVE

