

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #5

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OFFICE OF THE SECRETARY OF STATE

**NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

CITE AUTHORITY: W. Va. Code 18-2-5

RULE TYPE: PROCEDURAL INTERPRETIVE

EXEMPT LEGISLATIVE RULE
CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

AMENDMENT TO AN EXISTING RULE: YES , NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 118 (Policy 5112)

TITLE OF RULE BEING AMENDED: Athletic Trainers in the Public
Schools of West Virginia

IF NO, SERIES NUMBER OF NEW RULE BEING ADOPTED: _____

TITLE OF RULE BEING ADOPTED: _____

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE
EFFECTIVE DATE OF THIS RULE IS November 30, 1990

Barbara L. Estep
October 19, 1990

FISCAL NOTE WORKSHEET

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

SUBJECT POLICY 5112 - REVISIONS FUND _____

SOURCE OF REVENUE: GENERAL SPECIAL OTHER (SPECIFY) _____

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

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

SHOW OVER-ALL EFFECT IN ITEMS 1 AND 2 AND ITEM 3 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 AND ALTERATIONS					
EQUIPMENT					
OTHER					
2. ESTIMATED TOTAL REVENUES	\$	\$	\$	\$	\$

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

IMPACTS
FISCAL:

STATE STAFF:

DATE

AGENCY

AUTHORIZED REPRESENTATIVE

June 27, 1990

West Virginia Department of Education

TITLE 126
PROCEDURAL RULE
WEST VIRGINIA BOARD OF EDUCATION
CHAPTER 18-2
SERIES 118

Title: Athletic Trainers in the Public Schools of West Virginia

Section 1. General

1.1 Scope - These legislative rules establish the employment and eligibility criteria of athletic trainers in the public schools of West Virginia and provide for the professional development of athletic trainers.

1.2 Authority - W. Va. Code 18-2-5

1.3 Filing Date - October 19, 1990

1.4 Effective Date - November 30, 1990

Section 2. Foreword

2.1 The purpose of the athletic trainer policy is to provide for the professional development of an individual to function as a state certified athletic trainer to improve the health care of student athletes in the public schools of West Virginia. The term "state certified" refers to the holder of any or all of the documents issued by the state superintendent under the state law and regulations of the West Virginia Board of Education which empowers an individual to serve as an athletic trainer.

Section 3. General Rules

3.1 Each county board of education shall employ a state certified athletic trainer(s) for county board sanctioned senior high school football practices and games. High schools which do not have a state certified trainer or waiver may not participate in county board sanctioned football practices and games.

3.2 Each county board of education shall be encouraged to employ a state-certified athletic trainer for county board sanctioned middle and junior high school football practices and games.

3.3 County school administrators are encouraged to assign athletic trainers to work with other school athletic programs and related school programs.

3.4 The county superintendent may request a waiver from the Athletic Trainer Review Board. Such a request must contain documentation that a certified trainer could not be employed, describe how alternate services will be provided and delineate a plan for securing the services of a certified trainer. These exceptions will be approved for one year with legitimate reasons, i.e., illness, courses not offered and other extenuating circumstances.

Section 4. Certification Procedures Governing Athletic Trainers

4.1 See policy 5202 Minimum Requirements for the Licensure of Educational Personnel

Section 5. Issuance of Professional Service Certificate

5.1 The endorsement on the Professional Service Certificate may stand alone, shall not require other certificates as a prerequisite, and must be renewed in accordance with renewal requirements for professional certificates approved by the West Virginia Board of Education. Only an individual who holds a bachelor's degree from an accredited institution of higher education, has completed a state approved athletic trainer program in an accredited institution of higher education, and has the recommendation of the institution of higher education shall be eligible for the Professional Service Certificate endorsed for athletic trainer.

Section 6. Continuing Education Requirements

6.1 The renewal, conversion, and permanent status of the Professional Service Certificate will be in keeping with continuing education guidelines approved by the West Virginia Board of Education in conformity with the School Laws of West Virginia related to the Professional Certificate.

6.2 Any individual employed as an athletic trainer by a county school system on the basis of a permit or professional certificate shall participate in county and state approved continuing education programs based on A Systematic Program of Continuing Education for Public School Personnel in West Virginia. In the development of county continuing education programs for athletic trainers, consideration should be given to statewide needs assessment data related to the roles and responsibilities of athletic trainers.

Section 7. Approval of Educational Personnel Programs

7.1 Programs for the professional development of athletic trainers shall comply with the program standards for athletic trainers approved by the West Virginia Board of Education.

The issuance and renewal of certificates and the review, approval, and monitoring of professional development programs for athletic trainers shall be under the jurisdiction of the West Virginia Board of Education through the West Virginia Department of Education.

Section 8. Need for Cooperative Efforts

8.1 The West Virginia Board of Education, in its interest to create safer athletic programs in the public schools, endorses cooperative efforts in the implementation of this policy by the West Virginia Department of Education, county school systems, and institutions of higher education which have or plan to develop and implement state approved professional development programs for athletic trainers.

Section 9. Governing Principles for Employment and Assignment *

9.1 An individual must serve as an athletic trainer without simultaneous coaching responsibilities in the same sport.

9.2 An athletic trainer must be in attendance at all county board of education sanctioned football practices and games except when excused by the county superintendent or designee.

9.3 The decision whether or not a student athlete participates in a practice or game is the responsibility of the athletic trainer except in the presence of a physician who has the ultimate decision-making responsibility.

* Included from policy 5013.1 (Series 112)

3165m

DISCRIMINATION PROHIBITED: The West Virginia Department of Education does not discriminate on the basis of sex, race, color, religion, handicapping condition, age and national origin in employment and in the administration of any of its education programs and activities.



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(Plus all the volunteer
help we can get)

STATE OF WEST VIRGINIA

SECRETARY OF STATE

Building 1, Suite 157-K
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Charleston, WV 25305-0770

TO: Barbara Estep

AGENCY: Education

FROM: JUDY COOPER, DIRECTOR, ADMINISTRATIVE LAW DIVISION

DATE: July 6, 1992

THE ATTACHED RULE RECENTLY FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF THE RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 118 TITLE: 126 Education

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: _____

TITLE OF PERSON SIGNING: _____

DATE: _____

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: Barbara L. Estep

TITLE OF PERSON SIGNING: Exec. Sec. W Board of Ed.

DATE: July 31, 1992

NOTE: IF YOU ARE NOT THE PERSON WHO HANDLES THIS RULE, PLEASE FORWARD TO THE CORRECT PERSON.