

February 10, 2004

The Honorable Joe Manchin, III  
Secretary of State  
State of West Virginia  
Capitol Building 1, Suite 157-K  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305

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OFFICE OF THE SECRETARY OF STATE

Dear Secretary Manchin:

The West Virginia Board of Education, at its January 15, 2004 meeting, voted to provide the public a thirty day notice of its intent to repeal the 23 policies listed in the attached document. Comments are to be directed to the staff contact, as listed for each policy in the attachment, and addressed to the West Virginia Department of Education, Capitol Building 6, Room 358, 1900 Kanawha Boulevard, East, Charleston, West Virginia 25305. The deadline for receipt of comments is March 12, 2004.

Please advise me if any additional action is required to provide proper notice of the Board's action. Thank you for your attention to this matter.

Sincerely,



David Stewart  
State Superintendent of Schools

Attachment

**POLICIES PROPOSED TO BE REPEALED**

| <b>Number</b>        | <b>Title</b>  | <b>Reason</b>   | <b>Staff Contact</b> | <b>Adoption</b> | <b>Filing</b> | <b>Effective</b> |
|----------------------|---|---|----------------------|-----------------|---------------|------------------|
| 1100<br>126CSR5      | Guide to Senate Bill 300 Implementation   | This policy constituted a work plan for the implementation of SB 300. The requirements are covered in other policies  | Stan Hopkins         | NEW             | 12-16-96      | 7-1-97           |
| 1222.1<br>126CSR1    | Joint Policy on Vocational, Technical and Adult Education between the Boards of Education and Regents       | Outdated. The agreements addressed by this policy are now covered through the Community/Technical College Council.  | Stan Hopkins         | 11-10-78        | 12-27-82      | 2-25-83          |
| 2422.10<br>126CSR19  | Inclusion of Safety Education Concepts & Instructional Techniques into School Curricula                     | Now addressed in the content standards and objectives in other policies.  | Stan Hopkins         | 11-12-71        | 12-27-82      | 12-27-82         |
| 2443<br>126CSR49     | Four-Year Education Plan  | In WVBE Policy 2510 as the two and three-year Transition Plan required for all students. The career clusters and majors are an integral part of the now Five Year Plan. | Dee Braley           |                 | 1-29-91       | 3-12-91          |
| 2445.44<br>126CSR40  | Rules for Granting Exemptions to the Legal Requirements for the Adoption & Utilization of Textbook Programs | Conflicts with current textbook exemption policy.   | Stan Hopkins         |                 | 7-10-85       | 9-10-85          |
| 2530.10<br>126CSR45A | Career Exploration Learning Outcomes for the 7th & 8th Grades   | Career Exploration outcomes are currently addressed in WVBE Policy 2315.  | Stan Hopkins         |                 | 6-3-91        | 7-15-91          |
| 2540<br>126CSR46     | Criteria of Excellence: Programs for the Education of Exceptional Students                                  | WVBE Policy 2419 now includes these previous requirements as well as all current IDEA requirements.   | Dee Braley           | 10-85           | 10-30-86      | 12-30-86         |

| Number            | Title   | Reason  | Staff Contact   | Adoption | Filing   | Effective |
|-------------------|---|---|-----------------|----------|----------|-----------|
| 2550<br>126CSR47  | Criteria of Excellence: Educational Support Services  | Criteria set forth in this policy are contained in the following policies: WVBE Policies 2315, 2419, 2422.7, 2510, 4110, 4320, 4321.1, and 4336.                          | Melanie Purkey  | 10-86    | 10-30-86 | 12-30-86  |
| 4310A<br>126CSR84 | Curricular and Extra-curricular Activities-West Virginia Schools for the Deaf and the Blind | Outdated. New procedures in place.  | Jane McBride    | 2-9-79   | 12-27-82 | 12-27-82  |
| 4322<br>126CSR87  | Uniform Health Record Policy  | This information is now part of the Student Record collected through WVEIS. This procedure guarantees that the information collected is protected under WVBE Policy 4350. | Melanie Purkey  |          | 12-27-82 | 2-27-83   |
| 4333<br>126CSR88  | Education of Children Living More than Two Miles from School or Nearest Bus Route           | Covered in WVBE Policies 4334 and 4336  | Wayne Clutter   |          | 12-23-82 | 12-23-82  |
| 4334A<br>126CSR90 | Rules and Regulations for the Purchase of School Buses                                      | Covered in WVBE Policies 4334 and 4336  | Wayne Clutter   | 12-23-82 | 12-23-82 | 12-23-82  |
| 4334B<br>126CSR91 | School Bus Inspection Policy Statement  | Covered in WVBE Policies 4334 and 4336  | Wayne Clutter   | 12-23-82 | 12-23-82 | 12-23-82  |
| 4336A<br>126CSR93 | Transportation of School Children Participating in Athletic, Literary and Band Activities   | Covered in WVBE Policies 4334 and 4336  | Wayne Clutter   | 82       | 12-23-82 | 12-23-82  |
| 5140<br>126CSR132 | Regulations for the Preparation at Classroom, General Schools, and Clerical Aides           | Covered in WVBE Policy 5500.02  | Jack McClanahan |          | 12-27-82 | 2-27-83   |

| Number               | Title  | Reason   | Staff Contact  | Adoption | Filing   | Effective |
|----------------------|--|--|----------------|----------|----------|-----------|
| 5219.02<br>126CSR139 | Certification of School Nurses   | Now contained in WVBE Policy 5202.                 | Melanie Purkey | 5-8-87   | 6-29-87  | 8-28-87   |
| 5300<br>126CSR141    | Board of Education Relations with School Personnel   | Covered in Code and WVBE Policy 5310               | Joe Panetta    | 6-11-93  | 7-1-93   | 8-1-93    |
| 5610<br>126CSR151    | Resolution Regarding Minimum Pay Scales and Employment Terms of School Auxiliary and Service Personnel             | Policy not required, covered by statute            | Joe Panetta    | 5-9-75   | 12-23-82 | 12-23-82  |
| 5610A<br>126CSR152   | Resolution Establishing Additional Position Titles and Pay Grades for School Auxiliary and Service Personnel       | Policy not required, covered by statute            | Joe Panetta    | 5-9-75   | 12-23-82 | 12-23-82  |
| 7125<br>126CSR187    | Policy for the Establishment and Operation of Vocational Education Technical Committees                            | Provisions covered in WVBE Policy 2320.            | Stan Hopkins   | 4-1-87   | 4-1-87   | 6-1-87    |
| 7400.191<br>126CSR56 | School Advisory Councils   | Replaced by Local School Improvement Councils.     | John Riddle    |          | 8-14-89  | 9-26-89   |
| 8354<br>126CSR204    | Regulation For Charging Specially Funded Projects Unemployment Compensation Benefits by County Boards of Education | No longer required. Accounting procedure in place. | Joe Panetta    | NA       | 12-23-82 | 12-23-82  |
| 8400<br>126CSR205    | Procedure for Investing Proceeds of the State School Building Fund   | No longer required.                                | Joe Panetta    |          | 12-23-82 | 12-23-82  |