

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4394

FISCAL
NOTE

By Delegate Gearheart

[Introduced January 10, 2024 ; Referred
to the Committee on the Judiciary]

1 A BILL to amend and reenact §18-5-1 of the Code of West Virginia, 1931, as amended, relating to
 2 election of members of county boards of education; providing for two members to be
 3 elected as at large members and the remaining three to be elected on the basis of
 4 magisterial districts.

Be it enacted by the Legislature of West Virginia:

ARTICLE 5. COUNTY BOARD OF EDUCATION.

**§18-5-1. Supervision and control of county school districts; number, nomination and
election of members.**

1 Each county school district shall be under the supervision and control of a county board of
 2 education, which shall be composed of five members, nominated and elected by the voters of the
 3 respective county without reference to political party affiliation. ~~No more than two members shall~~
 4 ~~be elected from the same magisterial district~~ Two members shall be "at large members" and may
 5 be elected without regard to where they reside within the county. The other three members shall,
 6 for the purpose of regional diversity within the county, be district members, none of whom shall be
 7 elected from the same magisterial district as the other district members. Nothing in this statute
 8 requires that every magisterial district in a county have an elected district member.

NOTE: The purpose of this bill is to provide for some county school board members to be elected as at large members and others to be elected on the basis of their magisterial district of residence.

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