



West Virginia School Discipline Sources Cited

Excerpted from West Virginia Compilation of
School Discipline Laws and Regulations

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West Virginia State Codes Cited

West Virginia Revised Statutes

Chapter 18. Education

Article 2. State Board of Education

- [§18-2-6.](#) Classification and standardization of schools; standards for degrees and diplomas; certificates of proficiency; establishment of alternative education programs
- [§18-2-13.](#) Character education integration
- [§18-2-33.](#) Rules for antihazing

Article 2C. Harassment, Intimidation or Bullying Prohibition

- [§18-2C-1.](#) Legislative findings
- [§18-2C-2.](#) Definitions
- [§18-2C-3.](#) Policy prohibiting harassment, intimidation or bullying
- [§18-2C-4.](#) Immunity
- [§18-2C-5.](#) Policy training and education
- [§18-2C-6.](#) Liability

Article 5. County Board of Education

- [§18-5-15f.](#) Affirmation regarding the suspension or expulsion of a pupil from school
- [§18-5-48.](#) Safety and security measures for school facilities; Safe Schools Fund created

Article 8. Compulsory School Attendance

- [§18-8-4.](#) Duties of attendance director and assistant directors; complaints, warrants, and hearings
- [§18-8-5.](#) Duties of principal, administrative head or other chief administrator
- [§18-8-6a.](#) Incentive for county board participation in circuit court juvenile probation truancy programs
- [§18-8-8.](#) Child suspended for failure to comply with requirements and regulations treated as unlawfully absent

Article 9F. School Access Safety Act

- [§18-9F-3.](#) School access safety plan
- [§18-9F-9.](#) Crisis response plan

Chapter 18A. School Personnel

Article 5. Authority; Rights; Responsibility

- [§18A-5-1.](#) Authority of teachers and other school personnel; exclusion of students having infectious diseases; suspension or expulsion of disorderly students; corporal punishment abolished
- [§18A-5-1a.](#) Possessing deadly weapons on premises of educational facilities; possessing a controlled substance on premises of educational facilities; assaults and batteries committed by students upon teachers or other school personnel; temporary suspension, hearing; procedure, notice and formal hearing; extended suspension; sale of narcotic; expulsion; exception; alternative education

- [§18A-5-1b.](#) Alternative procedures for expulsion hearings by county boards
- [§18A-5-1c.](#) Bill of rights and responsibilities for students and school personnel
- [§18A-5-1d.](#) Return to school through Juvenile Drug Court for certain students
- [§18A-5-8.](#) Authority of certain aides to exercise control over students; compensation; transfers.

Chapter 49. Child Welfare

Article 4. Court Actions

- [§49-4-717.](#) Sexting educational diversion program; requirements

Article 5. Record Keeping Database

Chapter 61. Crimes and Their Punishment

Article 7. Dangerous Weapons

- [§61-7-2.](#) Definitions
- [§61-7-11a.](#) Possessing deadly weapons on premises of educational facilities; reports by school principals; suspension of driver's license; possessing deadly weapons on premises housing courts of law and family law courts

West Virginia Regulations

Title 126. Legislative Rule, Board of Education

Series 42. Assuring the Quality of Education: Regulations for Education Programs (2510)

- §126-42-7. County board of education responsibilities

Series 67. Comprehensive School Counseling Programs (2315)

- §126-67-3. Comprehensive school counseling program description
- §126-67-4. Counties board responsibilities
- §126-67-5. Delivery components of comprehensive school counseling program

Series 81. Attendance (4110)

- §126-81-1. General
- §126-81-2. Rationale
- §126-81-3. Policy development
- §126-81-4. Definitions
- §126-81-5. Responsibilities
- §126-81-6. County attendance policy components
- §126-81-7. Severability

Series 99. Expected Behavior in Safe and Supportive Schools (4373)

- §126-99-1. General
- §126-99-2. Purpose
- §126-99-5. Severability