

**TITLE 126  
PROCEDURAL RULE  
BOARD OF EDUCATION**

**SERIES 17  
RULES FOR REQUESTING AN EXCEPTION TO THE REGULATIONS FOR THE  
EDUCATION OF EXCEPTIONAL STUDENTS (2419.11)**

**§126-17-1. General.**

1.1. Scope. -- The accepted principle for appropriate educational opportunity in West Virginia public schools is that special education and related services shall be made available to all exceptional students between five (5) and 23 years of age and three and four year old preschool severely handicapped children. The provision of these educational services are implemented through the West Virginia Regulations for the Education of Exceptional Students (Policy 2419). The West Virginia Board of Education provides that a local school district superintendent may apply to the Board for exceptions to the Regulations for extenuating circumstances.

1.2. Authority. -- W. Va. Code §18-20-5.

1.3. Filing Date. -- June 3, 1991.

1.4. Effective Date. -- July 15, 1991.

**§126-17-2. Incorporation by Reference.**

2.1. Copy of the rules attached. Copies may be obtained in the Office of the Secretary of State and in the West Virginia Department of Education, Bureau of General, Special and Professional Education.

2.2. Summary of rules and regulations - Rules for requesting an exception to Policy 2419: Regulations for the Education of Exceptional Students contain the procedures to be followed when an exception is requested for extenuating circumstances.