



DECLARATION

- 1) That the West Virginia Board of Education (WVBE) declares that extraordinary circumstances exist in Tyler County Schools that warrant immediate intervention pursuant to W. Va. Code §18-2E-5;
- 2) That nonapproval status shall be assigned to Tyler County Schools;
- 3) That the conditions precedent to WVBE intervention in the county school system exist and delaying the intervention would not be in the best interests of the students or the staff of Tyler County Schools;
- 4) That the authority of the Tyler County Board of Education shall be limited in areas that compromise the delivery of a thorough and efficient education to its students as designated by the WVBE by rule, which may include, but is not limited to, delegating decision-making authority regarding these matters to the State Superintendent or her designee;
- 5) That the WVBE delegates to the State Superintendent or her designee the authority to fill positions of administrators and principals with individuals determined by the State Superintendent or her designee to be the most qualified for the positions;
- 6) That the WVBE grants the State Superintendent or her designee the authority to take action necessary to correct the extraordinary circumstances;
- 7) That the WVBE voids the authority of the Tyler County Board of Education as to finances, personnel, federal programs, and any other areas designated by the WVBE by rule and delegate decision-making authority to the State Superintendent or her designee regarding those matters;
- 8) That the current contract for the superintendent of Tyler County Schools shall remain valid through the end of the business day on June 30, 2025, and thereafter the State Superintendent shall appoint a county superintendent for Tyler County Schools, and any other contracts regarding employment of the county superintendent be voided;
- 9) That the WVBE delegates to the State Superintendent or her designee the authority to conduct hearings on personnel matters, the referral of investigations to other agencies and the authority to appoint a designee for the limited purpose of conducting hearings while reserving to the State Superintendent the authority to render the resulting decision, if needed;

- 10) That the WVBE voids the authority of the Tyler County Board of Education as to the ability to conduct real estate transactions and delegates to the State Superintendent or her designee the authority to act in lieu of the Tyler County Board of Education in a transfer, sale, purchase, or other transaction regarding real estate;
- 11) That the WVBE delegates to the State Superintendent or her designee the authority to replace administrators and principals in low-performing schools and to transfer them to alternate professional positions within the county at her discretion;
- 12) That the WVBE directs the current and future Tyler County superintendents and the State Superintendent, after consultation with the Tyler County Board of Education, to jointly develop and present to the WVBE at a future meeting a set of standards and/or a strategic plan that must be implemented in order for the Tyler County Board of Education to regain control of the school system; and,
- 13) That the WVBE directs the current and future Tyler County superintendents to provide written and/or oral progress reports to the WVBE as requested.

Nancy J. White
President



May 14, 2025
Date