

NORTH CAROLINA GENERAL ASSEMBLY
1965 SESSION

CHAPTER 171
HOUSE BILL 220

AN ACT TO AUTHORIZE THE CO-OPERATION OF THE BOARD OF EDUCATION OF WATAUGA COUNTY, THE BOARD OF COMMISSIONERS OF WATAUGA COUNTY AND THE BOARD OF TRUSTEES OF APPALACHIAN STATE TEACHERS COLLEGE IN ESTABLISHING A LABORATORY OR DEMONSTRATION SCHOOL FOR THE PURPOSE OF TEACHER TRAINING.

The General Assembly of North Carolina do enact:

Section 1. As used herein, the following words are hereby defined to mean as set forth, unless otherwise clearly required by the context:

(a) Board: The word "Board" shall mean the Board of Education of Watauga County.

(b) Commissioners: The word "Commissioners" shall mean the Board of County Commissioners of Watauga County.

(c) High School: The words "High School" shall mean the Watauga High School in the Watauga Administrative Unit.

(d) College: The word "College" shall mean the Appalachian State Teachers College.

(e) Trustees: The word "Trustees" shall mean the Board of Trustees of Appalachian State Teachers College.

(f) President: The word "President" shall mean the President of Appalachian State Teachers College.

Sec. 2. General Control. (1) The High School shall be constructed and maintained by the Board and shall be made available to the President and Trustees for student teaching, observation, summer school programs, and other educational uses which a good public secondary school program should provide. The College will supplement the budget for instructional services in the High School to the extent that funds for such services are secured from the State. The policy of the College in providing supplementary support for the present Appalachian High School will be continued in the High School to the extent possible under State appropriations.

(2) The High School shall be under the general administration, supervision and control of the Board and shall be an integral part of the overall public school system in the Watauga Administrative Unit. The administration and control of all student teachers, graduate assistants, observation classes, and other educational functions directly related to the College Program in Teacher Education shall be shared jointly by officials of the

College and regular administrative officials assigned to the High School. Following the creation of the High School District No. 9, a local school committee shall be appointed for the High School by the Board which shall be representative of each existing elementary school district. The school committee for High School District No. 9 shall consist of not less than five nor more than nine persons, and the plan of representation as to existing elementary school districts shall be determined in the discretion of the Board. The local school committee now serving the Appalachian Elementary and High Schools will continue to be appointed by the Board, however, following the creation of High School District No. 9, this committee shall serve only the Appalachian Elementary School.

Sec. 3. Instructional Services. (1) The qualifications of all professional and other personnel shall be determined jointly by the Superintendent of Watauga County Schools and the President subject to the final approval by the Board and the Trustees. The Principal of the High School shall be nominated jointly by the Superintendent of Watauga County Schools and the President in accordance with the qualifications resulting from the determinations jointly made as herein provided, and elected by the local school committee, subject to final approval for contract purposes by the Board.

(2) All professional and nonprofessional personnel of the High School shall be nominated by the Principal, approved jointly by the Superintendent of Watauga County Schools and the President, elected by the local school committee, and subject to approval for contract purposes by the Board in accordance with qualifications established by joint action as heretofore provided in this Act. Any special or regular teachers employed by the College to supplement the regular State allotment shall be employed and placed under contract by officials of the College, subject to the approval of the Board.

(3) The salaries of extra personnel employed by the College and supplementary salaries paid to the regular State-allotted teachers or other personnel in the High School shall be paid by the College with the knowledge and concurrence of the Board. Teachers who are selected to work in the teacher education program of the College and whose salaries are to be supplemented by the College will be chosen by the College from among those duly elected to teach in this school. The assignment of all duties of personnel, except those subject to joint control as set forth in Section 2 of this Act, regardless of source of salary, shall be made by the Principal of the School, subject to the approval of the Superintendent of Watauga County Schools. The College will continue to supplement funds for the purchase of instructional aids and supplies for High School according to the purposes of this Act, to the extent that State appropriations for such purposes permit.

Sec. 4. Operation of Plants. (1) It shall be the duty of the Board and the Commissioners to appropriate and make available adequate funds to construct, equip, maintain, and to furnish water, lights, and power to the High School. The High School shall be made available to the College during the summer months in accordance with policies and agreements mutually accepted by both the College and the Board.

(2) It shall be the duty and responsibility of the Board and the Superintendent of Watauga County Schools to consult with officials of the College in the design and equipment of the High School for use as a laboratory school for the College and as a modern, up-to-date secondary school. In the event closed circuit television and other special teaching and learning devices are to be installed for use by the College, the College will provide the required equipment. The design of the building used by the High School will include necessary connections, both inside and outside the building, and will be provided by the Board. Nothing in this Act shall preclude College from providing funds for expansion, modernization, or improvement of the High School if such funds are available and such expansion meets the approval of the Board.

Sec. 5. Maintenance of Plants and Grounds; Fixed Charges; Auxiliary Agencies; Additional Capital Improvements. (1) The Board shall assume all responsibility for the maintenance and upkeep of buildings and grounds of the High School. The High School shall be insured under the regular insurance program of the Board. The organization and administration of the High School transportation program shall be under the general supervision of the Principal, Superintendent and the Board, It shall be the responsibility of the Board to provide cafeteria, library, and other auxiliary services required in a modern secondary school.

(2) It shall be the responsibility of the Board to expand the proposed High School whenever the need is evident and whenever funds are made available by the tax-levying authorities.

Sec. 6. Disagreements Between the Two Agencies. In case of an unresolved disagreement between the Board and the Trustees relative to policies and regulations governing the organization, supervision, and administration of the High School, the disagreement shall be referred to the North Carolina State Board of Education for decision, and the decision of the North Carolina State Board of Education shall be final. Either the College or the Board may terminate the authority granted under this Act or any agreements entered into pursuant to this Act upon giving twelve months' notice to either the College or the Board, according to which body shall seek termination, immediately after the close of the school year, and such termination shall be effective following the termination of the said twelve months' notice.

Sec. 7. All laws and clauses of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 8. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 5th day of April, 1965.