WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1965

ENROLLED

SENATE BILL NO. 29

(By Mr. [Signature] Mr. President
and Mr. [Signature])

PASSED February 12, 1965

In Effect July 1, 1965

#29

FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 2-16-65
ENROLLED
FINANCE
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 29
(Mr. Carson [Mr. President] and Mr. McKown
original sponsors)

[Passed February 12, 1965; in effect July 1, 1965.]

AN ACT to amend and reenact section two, article seven, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to amend article nine-a of said chapter by adding thereto a new section, designated section twelve-a, relating to salaries for teachers and improvement of supporting services.

Be it enacted by the Legislature of West Virginia:

That section two, article seven, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted, and that article nine-a
of said chapter be amended by adding thereto a new section, designated section twelve-a, all to read as follows:

**Article 7. Teachers.**

**Section 2. Salaries for Teachers; Basic Salaries; Advanced Salaries.**—For the purpose of this section, assistant superintendents, directors and supervisors of instruction, and elementary and secondary principals shall be defined as teachers. Salaries shall be defined as: (a) "Basic salaries" which shall mean the salaries paid to teachers with zero years of experience and in accordance with the classification of certification and of training of said teachers; and (b) "advanced salaries" which shall mean the basic salary plus an experience increment based on the allowable years of experience of the respective teachers in accordance with the schedule established herein for the applicable classification of certification and of training of said teachers. "Classification of certification" means the class or type of certificate issued by the state superintendent of schools under the statutory provisions of this chapter. "Classification of training" means the number of collegiate or graduate hours necessary to
meet the requirements stipulated in the definitions set
forth in the next paragraph in items (two) to (ten)
inclusive.

The column heads of the state minimum salary sched-
ule, set forth below, are defined as follows:

(1) "Years experience" means the number of years
 taught by the teacher and allowed under each classifi-
cation of the said state minimum salary schedule.

(2) "Fourth Class" means all certificates previously
 identified as (a) "certificates secured by examination",
(b) "other first grade certificates", and (c) "short course
certificates".

(3) "Third Class" means all certificates previously
 identified as (a) "standard normal certificates" and (b)
"third class temporary (sixty-four semester hours) cer-
tificates".

(4) "Second Class" means all certificates previously
 identified as "second class temporary certificates based
upon the required ninety-six hours of college work".

(5) "B.A." means a bachelor's degree, from an accred-
ited institution of higher education, which has been issued
to, or for which the requirements for such have been met, by a person who qualifies for and holds a professional certificate or its equivalent.

(6) “B.A. + 15” means a bachelor's degree as defined above plus fifteen hours of graduate work, from an accredited institution of higher education certified to do graduate work, in an approved planned-program at the graduate level which requirements have been met by a person who qualifies for and holds a professional certificate or its equivalent under the above-defined bachelor's degree.

(7) “M.A.” means a master's degree, earned in an institution of higher education approved to do graduate work, which has been issued to or the requirements for such have been met by a person who qualifies for and holds a professional certificate under the above defined bachelor's degree.

(8) “M.A. + 15” means the above defined master's degree plus fifteen hours of graduate work, earned in an institution of higher education approved to do graduate work: Provided, That the person is qualified and holds a professional certificate or its equivalent.
(9) "M.A. + 30" means the above defined master's degree plus thirty graduate hours, earned in an institution approved to do graduate work: Provided, That the person holds or is qualified to hold a professional certificate or its equivalent.

(10) "Doctorate" means a doctor's degree, which is of the type normally associated with the educational system, from a university qualified and approved to confer such a degree: Provided, That the person who holds or is qualified to hold such a degree meets the requirements for a professional certificate or its equivalent.

### State Minimum Salary Schedule

<table>
<thead>
<tr>
<th>Years Exp.</th>
<th>4th Class</th>
<th>3rd Class</th>
<th>2nd Class</th>
<th>B.A.</th>
<th>B.A. + 15</th>
<th>M.A.</th>
<th>M.A. + 15</th>
<th>M.A. + 30</th>
<th>Doctorate</th>
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</tbody>
</table>
The state board of education shall establish the minimum salary schedule for teachers where specialized training may be required for vocational, technical and adult education and such other permits as may be authorized by said board.

County boards of education in fixing the salaries of teachers shall use as a minimum the salaries in the schedule set forth above as to classification of certification and of training and as to the years of experience, said schedule being based upon a ten-month employment term.

For teachers employed for a longer or shorter term, or on a part-time basis, said minimum salary shall be in ratio to said schedule in accordance with the classification and experience of such teachers. Salaries under said schedule shall be uniform throughout the state as to cer-
County boards of education may establish for teachers local salary schedules which shall be in excess of the minimums scheduled by this section. Such county schedules shall be uniform throughout the county as to classification of certification, of training, and as to the experience of the teachers.

In addition thereto, said boards may fix higher salaries for teachers assigned to or employed for duties other than regular instructional duties, for teachers of one-teacher schools, for principals, and for other supervisory and administrative personnel; and may provide additional compensation for any teacher assigned duties in addition to his regular instructional duties wherein such non-instructional duties are not a part of the scheduled hours of the regular school day, as may be defined by the state board. Such additional salary increments or compensation shall conform to the regulations of the state board of education and such shall be uniform for all persons performing like duties within said county.

Upon the change of the certification or training classi-
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110 classification of any teacher, his salary shall be made to comply
111 with requirements of state schedules and of any county
112 schedules, where such exist, based upon his new classifi-
113 cation and allowable years of experience thereunder.
114 In determining the number of regular terms of school
115 a teacher has taught, county boards of education shall
116 credit as teaching experience: (1) active work in educa-
117 tional positions other than teaching and (2) service in
118 the armed forces of the United States provided the teacher
119 was under contract to teach at the time of his induction.
120 No teacher shall be given credit for more than one year
121 of experience for any school year.
122 The above state minimum salary schedule for teachers
123 shall go into effect in the order of the following steps:
124 Step one—During the school year one thousand nine
125 hundred sixty-five—sixty-six: (1) the basic salaries for
126 all teachers shall be increased an amount equal to one-
127 half the difference between the salaries established in
128 the above state minimum salary schedule, except columns
129 (6), (8), and (9), adjusted to an employment term of nine
130 and one-half months, and the legal minimum basic salaries
which were in effect during the school year one thousand
nine hundred sixty-four—sixty-five; (2) the experience
increment for all teachers shall be increased an amount
equal to one third the difference between the experience
increment established in the above state minimum salary
schedule, adjusted to an employment term of nine and
one-half months, and the legal minimum experience in-
crements which were in effect during the school year one
thousand nine hundred sixty-four—sixty-five.

Step two—During the school year one thousand nine
hundred sixty-six—sixty-seven: (1) the basic salaries for
all teachers shall be those established in the above state
minimum salary schedule, except columns (6), (8), and
(9), adjusted to an employment term of nine and one-
half months; (2) the experience increment for all teach-
ers shall be increased an amount equal to one half the
difference between the experience increment established
in the above state minimum salary schedule, adjusted to the
employment term of nine and one-half months, and the ex-
perience increments which were in effect during the school
year one thousand nine hundred sixty-five—sixty-six.
Step three—Beginning with the school year one thousand nine hundred sixty-seven-sixty-eight, and for each year thereafter, the basic and advanced salaries shall be those established in the above state minimum salary schedule.

Any board of education failing to comply with the provisions of this section may be compelled to do so by mandamus.

Article 9-A. Allocation of State Aid for Schools.

Section 12-a. Improvement of Supporting Services.—

For the purpose of providing supplementary aid to the counties for the improvement of supporting services to the instructional program, there shall be allocated an amount equal to thirty-five per cent of the difference between the current allocation made under the provisions of section twelve of this article and that allocation made under the provisions of said section twelve for the school year one thousand nine hundred sixty-four-sixty-five. The amount so determined shall be distributed among the counties on a per pupil basis, with one-half allocated
according to net enrollment and the remaining one-half according to weighted pupils.

Appropriations under this section shall go into the current expense fund of the county school budget and shall not be used as a substitute for any expenditure in the current operating program, now in effect in any county, which is supported in whole or in part in any county by regular or special levies: Provided, however,

That no moneys so appropriated shall be used for sites and buildings in the capital outlay item of such fund.

Further, the intent of this act is that the improvement and procurement of instructional supporting services such as instructional aids and aides, secretarial help, custodial care, ordinary maintenance, transportation, and the protection of all school personnel in such areas as salaries, social security, sick leave and workmen's compensation shall be the first charge upon the use of such funds.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Roy Parke
Chairman Senate Committee

James W. Hoop
Chairman House Committee

Originated in the Senate.

Takes effect July 1, 1965  Passage:

Samuel M. McMillen
Clerk of the Senate

Clerk of the House of Delegates

Howard E. Conner
President of the Senate

A. Jahan White
Speaker House of Delegates

The within approved this the 16th day of February, 1965.

Herbert C. Smith
Governor
Presented to the Governor's Office
Feb. 16, 1965
10:23 a.m.