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OFFICE OF  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA

**WEST VIRGINIA LEGISLATURE**  
**REGULAR SESSION, 1975**



**ENROLLED**

**SENATE BILL NO. 253**

(By Mr. Rogerson.....)



PASSED March 9,..... 1975

In Effect July 1, 1975 ~~.....~~



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# ENROLLED

## Senate Bill No. 253

(By MR. ROGERSON)

[Passed March 9, 1975; in effect July 1, 1975.]

AN ACT to amend and reenact section two, article nine-a, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend article four, chapter eighteen-a of said code by adding thereto a new section, designated section two-a, all relating to providing for a salary increase for teachers outside the West Virginia public school support plan and the payment of the increased fixed charges payments required thereby; and relating to certain definitions and a certain rule of construction with respect to the West Virginia public school support plan.

*Be it enacted by the Legislature of West Virginia:*

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

### CHAPTER 18. EDUCATION.

#### ARTICLE 9A. PUBLIC SCHOOL SUPPORT.

##### §18-9A-2. Definitions; construction.

- 1 (a) For the purpose of this article:
- 2 "State board" means the West Virginia board of educa-
- 3 tion.
- 4 "County board" or "board" means a county board of
- 5 education.
- 6 "Professional salaries" means the state legal-mandated
- 7 salaries of the professional educators as provided in
- 8 article four, chapter eighteen-a of this code.

9 "Professional educator" shall be synonymous with and  
10 shall have the same meaning as "teacher" as defined  
11 in section one, article one, chapter eighteen of this code.

12 "Employment term" means the months of employment  
13 as defined in section fifteen, article five of this chapter.

14 "Net enrollment" means the number of pupils enrolled  
15 in special education programs, early childhood programs  
16 and grades one to twelve, inclusive, of the public schools  
17 of the county.

18 "Adjusted enrollment" means the net enrollment plus  
19 twice the number of pupils enrolled for special education,  
20 all adjusted to the equivalent of the instructional term  
21 and in accordance with such eligibility requirements and  
22 regulations as established by the state board, but no  
23 pupil shall be counted more than once by reason of  
24 transfer within the county or from another county within  
25 the state, and no pupil shall be counted who attends  
26 school in this state from another state.

27 "Levies for general current expense purposes" means  
28 on each hundred dollars of valuation, nineteen and six-  
29 tenths cents on Class I property, thirty-nine and two-  
30 tenths cents on Class II property, and seventy-eight and  
31 four-tenths cents on Classes III and IV property.

32 (b) Notwithstanding any other provision of this article  
33 to the contrary, the salary increase given in section two-a,  
34 article four, chapter eighteen-a of this code and the in-  
35 creased fixed charges payments required thereby shall  
36 not cause an increase in any of the amounts computed in  
37 the total state basic foundation program hereinafter pro-  
38 vided for. The salary increase and increased fixed charges  
39 payments shall be paid for outside the West Virginia  
40 public school support plan.

## **CHAPTER 18A. SCHOOL PERSONNEL.**

### **ARTICLE 4. SALARIES, WAGES AND OTHER BENEFITS.**

#### **§18A-4-2a. Salary increase for teachers and school service personnel.**

1 In addition to the amount of state minimum salary he  
2 would receive pursuant to the provisions of section two of  
3 this article, each teacher shall receive as a salary in-

4 crease an amount of five hundred dollars. This salary  
5 increase and the increased fixed charges payments re-  
6 quired thereby shall be paid for outside the West Vir-  
7 ginia public school support plan provided for in article  
8 nine-a, chapter eighteen of this code.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis  
Chairman Senate Committee

Lawrence C. Chustar Jr  
Chairman House Committee

Originated in the Senate.

Takes effect July 1, 1975.

James W. McLaughlin Jr  
Clerk of the Senate

W. A. Blankenship  
Clerk of the House of Delegates

W. B. Miller  
President of the Senate

Lewis T. McManis  
Speaker House of Delegates

The within approved this the 25th  
day of March, 1975.

Arch A. Moore Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/20/15  
Time 4:30 p.m.