

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1977

— ● —

ENROLLED

*Committee Substitute for*

HOUSE BILL No. 1547

(By Mr. Orunty.....)

— ● —

PASSED April 8,..... 1977

In Effect ninety days from..... Passage



**ENROLLED**  
**COMMITTEE SUBSTITUTE**  
**FOR**

**H. B. 1547**

(By MR. PRUNTY)

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(Originating in the House Committee on Education)

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[Passed April 8, 1977; in effect ninety days from passage.]

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AN ACT to amend article twenty-six, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-five, relating to tenure of position with respect to tenured professional and other teaching personnel at higher educational institutions; tenure of position; insuring tenure when on leave to accept governmental appointments.

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

That article twenty-six, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended, by adding thereto a new section, designated section twenty-five, to read as follows:

**ARTICLE 26. WEST VIRGINIA BOARD OF REGENTS.**

**§18-26-25. Leave of absence for governmental service.**

- 1 Any other provision of law to the contrary notwithstanding,
- 2 any tenured professional or other teaching personnel at any

3 higher educational institution subject to the control and super-  
4 vision of the West Virginia board of regents, who shall, with the  
5 consent of the governing authority of the higher educational in-  
6 stitutions by which he is employed, absent himself from his  
7 duties at such institution to accept employment in any  
8 nonelected governmental capacity shall be afforded such bene-  
9 fits of academic tenure, rank and position as if such person  
10 had remained continuously in the position retained and held  
11 at such higher educational institutions immediately preceding  
12 any such absence: *Provided*, That in no event shall such leave  
13 of absence exceed four years: *Provided, however*, That any  
14 individual who remains in governmental employment which  
15 exceeds the limitations imposed by this section shall forfeit  
16 all rights to academic tenure, rank and position formerly  
17 held by him at such institution.

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

*James L. Davis*  
Chairman Senate Committee

*Clarence C. Christensen*  
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

*J. C. Dillon, Jr.*  
Clerk of the Senate

~~*V. B. Stender*~~  
~~Clerk of the House of Delegates~~  
*M. J. Bolch*  
President of the Senate

*Donald L. Kopp*  
Speaker House of Delegates

The within is approved this the 24  
day of April, 1977.

*John D. R. [Signature]*  
Governor

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OFFICE OF THE GOVERNOR

APPROVED AND SIGNED BY THE GOVERNOR

Date April 24, 1977

Time 3:30 p.m.

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OFFICE  
SECY. OF STATE