

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1977



ENROLLED

SENATE BILL NO. 429

(By Mr. Galperin)



PASSED April 5 1977

In Effect ninty days from Passage



ENROLLED
Senate Bill No. 429
(By MR. GALPERIN)

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

AN ACT to amend article two, chapter eighteen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section eight-a, relating to the hiring of probationary personnel and providing for notice in the event they are not hired or not recommended to be rehired and the reasons therefor; and hearing before board.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2. SCHOOL PERSONNEL.

§18A-2-8a. Notice to probationary personnel of nonrehiring; hearing.

1 The superintendent at a meeting of the board on or
2 before the first Monday in May of each year shall provide
3 in writing to the board a list of all probationary teachers
4 that he recommends to be rehired for the next ensuing
5 school year. The board shall act upon the superinten-
6 dent's recommendations at that meeting in accordance
7 with section one of this article. The board at this same
8 meeting shall also act upon the retention of other proba-
9 tionary employees as provided in sections four and five
10 of this article. Any such probationary teacher or other
11 probationary employee who is not rehired by the board
12 at that meeting shall be notified in writing, by certified

13 mail, return receipt requested, to such persons' last-
14 known addresses within ten days following said board
15 meeting, of their not having been rehired or not having
16 been recommended for rehiring.

17 Any probationary teacher who receives notice that he
18 has not been recommended for rehiring or other proba-
19 tionary employee who has not been reemployed may
20 within ten days after receiving the written notice request
21 a statement of the reasons for not having been rehired and
22 may request a hearing before the board. Such hearing
23 shall be held at the next regularly scheduled board of
24 education meeting or a special meeting of the board called
25 within thirty days of the request for hearing. At the
26 hearing, the reasons for the nonrehiring must be shown.

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

James L. Davis
Chairman Senate Committee

Lawrence C. Chestnut Jr.
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

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

W. Blankenship
Clerk of the House of Delegates

J. B. B. B.
President of the Senate

Donald L. Kopp
Speaker House of Delegates

The within is approved this the 26
day of April, 1977.

Paul R. Ryan Jr.
Governor



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OFFICE OF THE GOVERNOR

APPROVED AND SIGNED BY THE GOVERNOR

Date April 26, 1977

Time 2:45 p.m.

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OFFICE
SECY. OF STATE