

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-28-79

Time 1:30 p.m.

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1979



ENROLLED
Committee Substitute for
SENATE BILL NO. 424

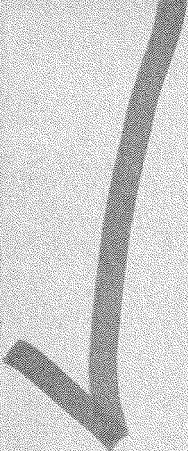
(By Mr. *Jelson*)



PASSED *March 10,* 1979

In Effect *July 1, 1979* ~~Passage~~

No. 424



ENROLLED
COMMITTEE SUBSTITUTE
FOR

Senate Bill No. 424

(MR. NELSON, *original sponsor*)

[Passed March 10, 1979; in effect July 1, 1979.]

AN ACT to amend and reenact section fifteen, article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section two-a, article four, chapter eighteen-a of said code, all relating to county boards of education and school personnel; providing for county boards of education to set school term opening and closing dates; providing that noninstructional days shall be rescheduled as instructional days in certain instances; and providing increases in the state supplemental salary schedule for teachers.

Be it enacted by the Legislature of West Virginia:

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

CHAPTER 18. EDUCATION.

ARTICLE 5. COUNTY BOARD OF EDUCATION.

§18-5-15. School term; employment term; instructional term; extension of terms; levies; ages of persons to whom schools are open.

1 The board shall provide a school term for its schools
2 which shall be comprised of (a) an employment term for
3 teachers, and (b) an instructional term for pupils.

4 The employment term for teachers shall be no less than
5 ten months, a month to be defined as twenty employment

6 days exclusive of Saturdays and Sundays: *Provided, That*
7 the board may contract with all or part of the personnel
8 for a longer term. The employment term shall be fixed
9 within such beginning and closing dates as established
10 by the state board: *Provided, however, That* the time
11 between the beginning and closing dates does not exceed
12 forty-three weeks.

13 Within the employment term there shall be an in-
14 structional term for pupils of not less than one hundred
15 eighty nor more than one hundred eighty-five instruc-
16 tional days. Instructional and noninstructional activities
17 may be scheduled during the same employment day. The
18 instructional term shall commence no earlier than the
19 first Tuesday following Labor Day and shall terminate
20 no later than the eighth day of June and shall not cover
21 a period greater than two hundred seventy-eight calendar
22 days.

23 Noninstructional days in the employment term may be
24 used for curriculum development, preparation for open-
25 ing and closing of the instructional term, in-service and
26 professional training of teachers, teacher-pupil-parent
27 conferences, professional meetings and other related ac-
28 tivities. However, no more than four such noninstruc-
29 tional days, except holidays, may be scheduled prior to
30 the first day of January in a school term.

31 Notwithstanding any other provisions of the law to the
32 contrary, if the board has cancelled instructional days
33 equal to the difference between the total instructional
34 days scheduled and one hundred eighty, each succeeding
35 instructional day cancelled shall be rescheduled, utilizing
36 only the remaining noninstructional days, except holi-
37 days, following such cancellation, which are available
38 prior to the second day before the end of the employ-
39 ment term established by such county board.

40 Where the employment term overlaps a teacher's par-
41 ticipation in a summer institute or institution of higher
42 learning for the purpose of professional growth, the
43 teacher may substitute, with the approval of the county
44 superintendent, such participation for not more than four
45 of the noninstructional days of the employment term.

46 The board may extend the instructional term beyond
 47 one hundred eighty-five instructional days provided the
 48 employment term is extended an equal number of days.
 49 If the state revenues and regular levies, as provided by
 50 law, are insufficient to enable the board of education to
 51 provide for the school term, the board may at any general
 52 or special election, if petitioned by at least five percent
 53 of the qualified voters in the district, submit the question
 54 of additional levies to the voters. If at the election sixty
 55 percent of the qualified voters cast their ballots in favor
 56 of the additional levy, the board shall fix the term and
 57 lay a levy necessary to pay the cost of the additional
 58 term. The additional levy fixed by the election shall not
 59 continue longer than five years without submission to the
 60 voters. The additional rate shall not exceed by more
 61 than one hundred percent the maximum school rate pre-
 62 scribed by article eight, chapter eleven of the code, as
 63 amended.

64 The public schools shall be open for the full instruc-
 65 tional term to all persons who have attained the entrance
 66 age as stated in section five, article two and section
 67 eighteen, article five, chapter eighteen of this code: *Pro-*
 68 *vided*, That persons over the age of twenty-one may enter
 69 only those programs or classes authorized by the state
 70 board of education and deemed appropriate by the county
 71 board of education conducting any such program or class:
 72 *Provided, however*, That authorization for such programs
 73 or classes shall in no way serve to affect or eliminate
 74 programs or classes offered by county boards of education
 75 at the adult level for which fees are charged to support
 such programs or classes.

CHAPTER 18A. SCHOOL PERSONNEL.

ARTICLE 4. SALARIES, WAGES, AND OTHER BENEFITS.

§18A-4-2a. State supplemental salaries.

1 In addition to the amount of state minimum salary
 2 received pursuant to section two of this article, on and
 3 after the first day of July, one thousand nine hundred
 4 seventy-nine, each teacher shall receive as a supplement
 5 thereto the specific additional amount prescribed in this

6 section for such teacher's years of experience and educa-
 7 tional level as hereinafter set forth. This salary suppl-
 8 ment and the increased fixed charges payments hereby
 9 required shall be paid outside the West Virginia public
 10 school support plan provided for in article nine-a, chapter
 11 eighteen of the code.

STATE SUPPLEMENTAL SALARY SCHEDULE

Educational Level									
(1) Years Exp.	(2) 4th Class	(3) 3rd Class	(4) 2nd Class	(5) AB	(6) AB +15	(7) MA	(8) MA +15	(9) MA +30	(10) Doc- torate
0	1350	1350	1350	1350	1560	1770	1980	2190	2400
1	1350	1350	1350	1466	1676	1886	2096	2306	2516
2	1350	1350	1350	1582	1792	2002	2212	2422	2632
3	1350	1350	1350	1698	1908	2118	2328	2538	2748
4	1350	1350	1350	1814	2024	2234	2444	2654	2864
5	1350	1350	1350	1930	2140	2350	2560	2770	2980
6	1350	1350	1350	2046	2256	2466	2676	2886	3096
7		1350	1350	2162	2372	2582	2792	3002	3212
8		1350	1350	2278	2488	2698	2908	3118	3328
9			1350	2394	2604	2814	3024	3234	3444
10			1350	2510	2720	2930	3140	3350	3560
11				2626	2836	3046	3256	3466	3676
12				2742	2952	3162	3372	3582	3792
13				2858	3068	3278	3488	3698	3908
14						3394	3604	3814	4024
15						3510	3720	3930	4140
16						3626	3836	4046	4256
17								4162	4372
18								4278	4488
19								4394	4604

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

James L. Davis
Chairman Senate Committee

Clarence C. Chestnut Jr.
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1979.

J. C. McLaughlin
Clerk of the Senate

W. A. Blankenship
Clerk of the House of Delegates

W. C. Brantley
President of the Senate

Lytle H. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *20*
day of *March*, 1979.

John D. Rhyne
Governor



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SECY. OF STATE