# APPROVED AND SIGNED BY THE GOVERNOR

Date 4-28-81

Time

## WEST VIRGINIA LEGISLATURE REGULAR SESSION, 1981



Hallielay ) (By Mr......

PASSED \_\_\_\_\_\_ 1981 In Effect <u>Minuty Buy from</u> Passage

#### ENROLLED

COMMITTEE SUBSTITUTE

FOR

### Senate Bill No. 194

(MR. HOLLIDAY, original sponsor)

[Passed April 11, 1981; in effect ninety days from passage.]

AN ACT to amend and reenact section fourteen, article four, chapter eighteen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to school personnel; salaries, wages and other benefits; duty-free lunch period for teachers; establishing and implementing a daily planning period for teachers.

Be it enacted by the Legislature of West Virginia:

That section fourteen, article four, chapter eighteen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

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

## §18A-4-14. Duty-free lunch period for teachers; daily planning period for teachers.

1 Notwithstanding the provisions of section seven, article 2 two of this chapter, every public school teacher:

3 (1) Shall be provided a daily lunch recess of not less than
4 thirty consecutive minutes, and no teacher shall be assigned
5 any responsibilities during this recess.

6 (2) Shall be provided at least one planning period per day 7 for each teacher to be used to complete necessary 8 preparations for the instruction of pupils. Such planning 9 period shall be the length of the usual class period in the 10 school to which the teacher is assigned, and shall be not less 11 than thirty minutes. No teacher shall be assigned any 12 responsibilities during this period.

#### Enr. Com. Sub. for S. B. No. 194] 2

Principals, and assistant principals, where applicable, shall
cooperate in carrying out the provisions of this subsection,
including, but not limited to, assuming control of the class
period or supervision of students during the time the teacher
is engaged in the planning period. Substitute teachers may
also be utilized to assist with classroom responsibilities under
this subsection.

20(3) Nothing in this section shall be construed to prevent 21 any teacher from exchanging his right to a lunch recess or a 22 daily planning period for any compensation or benefit 23mutually agreed upon by that teacher and the county 24 superintendent of schools or his agent: Provided, That the 25parties may not agree to terms which are different from those 26 available to any other teacher within the individual school or 27 in any way discriminate among teachers within the individual 28 school.

3 [Enr. Com. Sub. for S. B. No. 194

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

Chairman Senate Zommittee

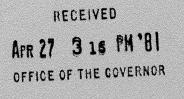
Jonn E. Whit

Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

ndd C. Willis 4-Clerk of the Senate A Clankership Clerk of the House of Delegates President of the Senate Speaker House of Delegates this the 2,5 The within ....., 1981. day of. Go ernor dialo 2



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