WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED
Committee Substitute for
SENATE BILL NO. 635

(By Mr. McGraw, Mr. President)

PASSED April 14, 1981
In Effect from Passage
ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 635
(MR. McGRAW, MR. PRESIDENT, original sponsor)

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

AN ACT to amend and reenact section twenty-five, article twenty-six, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to changing provisions for leave of absence for a tenured professional for nonelected governmental employment while retaining tenure, rank and position.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 26. WEST VIRGINIA BOARD OF REGENTS.
§18-26-25. Effect of leave of absence on academic tenure, rank, etc.

1 Any other provision of law to the contrary notwithstanding any tenured professional at any higher educational institution subject to the control and supervision of West Virginia board of regents, who shall, with the consent of the governing authority of the higher educational institutions by which he is employed, absent himself from his duties at such institution to accept employment in any nonelected governmental capacity shall be afforded such benefits of academic tenure, rank and position as if such person had remained continuously in
the position retained and held at such higher educational institutions immediately preceding any such absence: 

Provided, That such leave of absence shall not exceed two years: Provided, however, That tenure and rank may be retained during an absence of more than two years if the president of the institution from which such person is on leave of absence submits in writing during each of such years a request for such retention to the board of regents, and the board of regents approves such request for each such year: Provided further, That any individual who remains in governmental employment with leave granted in accordance with this section shall forfeit all rights to academic tenure, rank and position formerly held by him at such institution after the eighth year of such employment.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within _______ approved _______ this the _______.

day of _______ _______ _______.

Governor