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WEST VIRGINIA LEGISLATURE

SECOND EXTRAORDINARY SESSION, 1991

— ● —

ENROLLED

HOUSE BILL No. 211

(By Delegate Mr. Spraker, Mr. Chambers
[By Request of the Executive])

— ● —

Passed October 14, 1991

In Effect November 1, 1991 ~~Passage~~

ENROLLED
H. B. 211

(By MR. SPEAKER, MR. CHAMBERS)
[By Request of the Executive]

[Passed October 14, 1991; in effect November 1, 1991.]

AN ACT to amend and reenact section eight-a, article four, chapter eighteen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to minimum monthly salaries for school service personnel; creating "a state minimum monthly pay scale pay grade II"; providing a school service personnel salary increase for the remainder of the employment term, one thousand nine hundred ninety-one — ninety-two, which is based upon a full-years amount under "state minimum pay scale pay grade II"; requiring the state department of education to provide general notification to service personnel of effect of prorationing; providing that, effective the first day of July, one thousand nine hundred ninety-two, the minimum monthly pay for school service personnel shall be in accordance with "state minimum pay scale pay grade II"; deleting certain provision relating to extra-duty minimum pay; and authorizing alternative minimum hourly rate of pay for extra-duty assignments if mutually approved.

Be it enacted by the Legislature of West Virginia:

That section eight-a, 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-4-8a. Service personnel minimum monthly salaries.**STATE MINIMUM PAY SCALE PAY GRADE I**

	Years of Employ- ment	A	B	C	D	E	F	G	H
1	0	933	953	993	1,043	1,093	1,153	1,183	1,253
2	1	955	975	1,015	1,065	1,115	1,175	1,205	1,275
3	2	977	997	1,037	1,087	1,137	1,197	1,227	1,297
4	3	999	1,019	1,059	1,109	1,159	1,219	1,249	1,319
5	4	1,021	1,041	1,081	1,131	1,181	1,241	1,271	1,341
6	5	1,043	1,063	1,103	1,153	1,203	1,263	1,293	1,363
7	6	1,065	1,085	1,125	1,175	1,225	1,285	1,315	1,385
8	7	1,087	1,107	1,147	1,197	1,247	1,307	1,337	1,407
9	8	1,109	1,129	1,169	1,219	1,269	1,329	1,359	1,429
10	9	1,131	1,151	1,191	1,241	1,291	1,351	1,381	1,451
11	10	1,153	1,173	1,213	1,263	1,313	1,373	1,403	1,473
12	11	1,175	1,195	1,235	1,285	1,335	1,395	1,425	1,495
13	12	1,197	1,217	1,257	1,307	1,357	1,417	1,447	1,517
14	13	1,219	1,239	1,279	1,329	1,379	1,439	1,469	1,539
15	14	1,241	1,261	1,301	1,351	1,401	1,461	1,491	1,561
16	15	1,263	1,283	1,323	1,373	1,423	1,483	1,513	1,583
17	16	1,285	1,305	1,345	1,395	1,445	1,505	1,535	1,605
18	17	1,307	1,327	1,367	1,417	1,467	1,527	1,557	1,627
19	18	1,329	1,349	1,389	1,439	1,489	1,549	1,579	1,649
20	19	1,351	1,371	1,411	1,461	1,511	1,571	1,601	1,671
21	20	1,373	1,393	1,433	1,483	1,533	1,593	1,623	1,693
22	21	1,395	1,415	1,455	1,505	1,555	1,615	1,645	1,715
23	22	1,417	1,437	1,477	1,527	1,577	1,637	1,667	1,737
24	23	1,439	1,459	1,499	1,549	1,599	1,659	1,689	1,759
25	24	1,461	1,481	1,521	1,571	1,621	1,681	1,711	1,781
26	25	1,483	1,503	1,543	1,593	1,643	1,703	1,733	1,803
27	26	1,505	1,525	1,565	1,615	1,665	1,725	1,755	1,825
28	27	1,527	1,547	1,587	1,637	1,687	1,747	1,777	1,847
29	28	1,549	1,569	1,609	1,659	1,709	1,769	1,799	1,869
30	29	1,571	1,591	1,631	1,681	1,731	1,791	1,821	1,891
31	30	1,593	1,613	1,653	1,703	1,753	1,813	1,843	1,913

STATE MINIMUM PAY SCALE PAY GRADE II

	Years of Employ- ment	A	B	C	D	E	F	G	H
1	0	950	970	1,010	1,060	1,110	1,170	1,200	1,270
2	1	972	992	1,032	1,082	1,132	1,192	1,222	1,292
3	2	994	1,014	1,054	1,104	1,154	1,214	1,244	1,314
4	3	1,016	1,036	1,076	1,126	1,176	1,236	1,266	1,336
5	4	1,038	1,058	1,098	1,148	1,198	1,258	1,288	1,358
6	5	1,060	1,080	1,120	1,170	1,220	1,280	1,310	1,380
7	6	1,082	1,102	1,142	1,192	1,242	1,302	1,332	1,402
8	7	1,104	1,124	1,164	1,214	1,264	1,324	1,354	1,424
9	8	1,126	1,146	1,186	1,236	1,286	1,346	1,376	1,446
10	9	1,148	1,168	1,208	1,258	1,308	1,368	1,398	1,468
11	10	1,170	1,190	1,230	1,280	1,330	1,390	1,420	1,490
12	11	1,192	1,212	1,252	1,302	1,352	1,412	1,442	1,512
13	12	1,214	1,234	1,274	1,324	1,374	1,434	1,464	1,534
14	13	1,236	1,256	1,296	1,346	1,396	1,456	1,486	1,556
15	14	1,258	1,278	1,318	1,368	1,418	1,478	1,508	1,578
16	15	1,280	1,300	1,340	1,390	1,440	1,500	1,530	1,600
17	16	1,302	1,322	1,362	1,412	1,462	1,522	1,552	1,622
18	17	1,324	1,344	1,384	1,434	1,484	1,544	1,574	1,644
19	18	1,346	1,366	1,406	1,456	1,506	1,566	1,596	1,666
20	19	1,368	1,388	1,428	1,478	1,528	1,588	1,618	1,688
21	20	1,390	1,410	1,450	1,500	1,550	1,610	1,640	1,710
22	21	1,412	1,432	1,472	1,522	1,572	1,632	1,662	1,732
23	22	1,434	1,454	1,494	1,544	1,594	1,654	1,684	1,754
24	23	1,456	1,476	1,516	1,566	1,616	1,676	1,706	1,776
25	24	1,478	1,498	1,538	1,588	1,638	1,698	1,728	1,798
26	25	1,500	1,520	1,560	1,610	1,660	1,720	1,750	1,820
27	26	1,522	1,542	1,582	1,632	1,682	1,742	1,772	1,842
28	27	1,544	1,564	1,604	1,654	1,704	1,764	1,794	1,864
29	28	1,566	1,586	1,626	1,676	1,726	1,786	1,816	1,886
30	29	1,588	1,608	1,648	1,698	1,748	1,808	1,838	1,908
31	30	1,610	1,630	1,670	1,720	1,770	1,830	1,860	1,930

32	CLASS TITLE	PAY GRADE
33	Accountant I	D
34	Accountant II	E
35	Accountant III	F
36	Aide I	A

37	Aide II	B
38	Aide III	C
39	Aide IV	D
40	Audiovisual Technician	C
41	Auditor	G
42	Braille or Sign Language Specialist	E
43	Bus Operator	D
44	Buyer	F
45	Cabinetmaker	G
46	Cafeteria Manager	D
47	Carpenter I	E
48	Carpenter II	F
49	Chief Mechanic	G
50	Clerk I	B
51	Clerk II	C
52	Computer Operator	E
53	Cook I	A
54	Cook II	B
55	Cook III	C
56	Crew Leader	F
57	Custodian I	A
58	Custodian II	B
59	Custodian III	C
60	Custodian IV	D
61	Director or Coordinator of Services	H
62	Draftsman	D
63	Electrician I	F
64	Electrician II	G
65	Electronic Technician I	F
66	Electronic Technician II	G
67	Executive Secretary	G
68	Food Services Supervisor	G
69	Foreman	G
70	General Maintenance	C
71	Glazier	D
72	Graphic Artist	D
73	Groundsman	B
74	Handyman	B
75	Heating and Air Conditioning Mechanic I	E
76	Heating and Air Conditioning Mechanic II	G
77	Heavy Equipment Operator	E
78	Inventory Supervisor	D

79	Key Punch Operator	B
80	Locksmith	G
81	Lubrication Man	C
82	Machinist	F
83	Mail Clerk	D
84	Maintenance Clerk	C
85	Mason	G
86	Mechanic	F
87	Mechanic Assistant	E
88	Office Equipment Repairman I	F
89	Office Equipment Repairman II	G
90	Painter	E
91	Paraprofessional	F
92	Plumber I	E
93	Plumber II	G
94	Printing Operator	B
95	Printing Supervisor	D
96	Programmer	H
97	Roofing/Sheet Metal Mechanic	F
98	Sanitation Plant Operator	F
99	School Bus Supervisor	E
100	Secretary I	D
101	Secretary II	E
102	Secretary III	F
103	Supervisor of Maintenance	H
104	Supervisor of Transportation	H
105	Switchboard Operator-Receptionist	D
106	Truck Driver	D
107	Warehouse Clerk	C
108	Watchman	B
109	Welder	F

110 On and after the first day of July, one thousand nine
111 hundred ninety, the minimum monthly pay for each
112 service employee whose employment is for a period of
113 more than three and one-half hours a day shall be at least
114 the amounts indicated in the "state minimum pay scale
115 pay grade I" as set forth in this section, and the
116 minimum monthly pay for each service employee whose
117 employment is for a period of three and one-half hours
118 or less a day shall be at least one half the amount
119 indicated in the "state minimum pay scale pay grade I"
120 set forth in this section: *Provided*, That upon the effective

121 date of this section through the remainder of the school
122 year one thousand nine hundred ninety-one — ninety-
123 two, in lieu of the minimum monthly pay scale pay grade
124 for service employees in effect as set forth in this section,
125 each service employee shall be paid such amount as he
126 or she would be due under the provisions of this section
127 over his or her full employment term on the basis of the
128 “state minimum pay scale pay grade II”. The difference
129 between such amount and any amount already paid to
130 such employee in such school year shall be prorated over
131 such portion of the employees employment term as
132 remains: *Provided, however,* That the state department
133 of education shall notify each service employee that the
134 amounts paid to them for the remainder of their
135 employment term in the school year one thousand nine
136 hundred ninety-one — ninety-two will be greater than
137 they would normally be due under the minimum
138 monthly pay scale, because of the pro rata distribution,
139 and that their minimum monthly salaries will decrease
140 slightly during the next school year when the salary
141 increase is paid over the full employment term: *Provided*
142 *further,* That on and after the first day of July, one
143 thousand nine hundred ninety-two, the minimum
144 monthly pay for each service employee whose employ-
145 ment is for a period of more than three and one-half
146 hours a day shall be at least the amounts indicated in
147 the “state minimum pay scale pay grade II” as set forth
148 in this section, and the minimum monthly pay for each
149 service employee whose employment is for a period of
150 three and one-half hours or less a day shall be at least
151 one half the amount indicated in the “state minimum pay
152 scale pay grade II” set forth in this section. An additional
153 ten dollars per month shall be added to the minimum
154 monthly pay of each service employee who holds a high
155 school diploma or its equivalent.

156 Any service employee required to work on any legal
157 school holiday shall be paid at a rate one and one-half
158 times such employee’s usual hourly rate.

159 Any full-time service personnel required to work in
160 excess of their normal working day during any week
161 which contains a school holiday for which they are paid

162 shall be paid for such additional hours or fraction thereof
163 at a rate of one and one-half times their usual hourly rate
164 and paid entirely from county board of education funds.

165 No service employee shall have his or her daily work
166 schedule changed during the school year without such
167 employee's written consent, and such employee's re-
168 quired daily work hours shall not be changed to prevent
169 the payment of time and one-half wages or the employ-
170 ment of another employee.

171 The minimum hourly rate of pay for extra-duty
172 assignments as defined in section eight-b of this article
173 shall be no less than one-seventh of the employee's daily
174 total salary for each hour the employee is involved in
175 performing the assignment and paid entirely from local
176 funds: *Provided*, That an alternative minimum hourly
177 rate of pay for performing extra-duty assignments
178 within a particular category of employment may be
179 utilized if the alternate hourly rate of pay is approved
180 both by the county board of education and by the
181 affirmative vote of a two-thirds majority of the regular
182 full-time employees within that classification category of
183 employment within that county: *Provided, however*, That
184 the vote shall be by secret ballot if so requested by a
185 service personnel employee within that classification
186 category within that county. The salary for any fraction
187 of an hour the employee is involved in performing the
188 assignment shall be prorated accordingly. When per-
189 forming extra-duty assignments, employees who are
190 regularly employed on a one-half day salary basis shall
191 receive the same hourly extra-duty assignment pay
192 computed as though such an employee were employed on
193 a full-day salary basis.

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

Homer Heck

Chairman Senate Committee

Ernest C. Moore

Chairman House Committee

Originating in the House.

Takes effect November 1, 1991.

Darrell E. Holmes

Clerk of the Senate

Donald G. Kopp

Clerk of the House of Delegates

Kitt Budette

President of the Senate

Robert C. Calvert

Speaker of the House of Delegates

The within *is approved* this the *24th*
day of *October*, 1991.

Yaston Caperton

Governor

PRESENTED TO THE

GOVERNOR

Date 10/18/91

Time 4:35 pm