

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1991

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

1991 MAR 20 PM 4:50

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SENATE BILL NO. 180

(By Senator Heck, et al)

PASSED March 8, 1991

In Effect 90 days from Passage

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1991 MAR 20 PM 4:51

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 180

(BY SENATORS HECK, WITHERS, FELTON, WAGNER,
LUCHT AND HUMPHREYS)

[Passed March 8, 1991; in effect ninety days from passage.]

AN ACT to amend and reenact sections seven and eight, article nine-b, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to school employees employment term; and prohibiting county boards of education from reducing employee salaries by reducing days in the employment term.

Be it enacted by the Legislature of West Virginia:

That sections seven and eight, article nine-b, 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 9B. STATE BOARD OF SCHOOL FINANCE.

§18-9B-7. Determination by the board of finance before final approval of budget; length of term.

- 1 The board of finance, before giving its final approval
- 2 to a proposed budget, shall require that:
- 3 (1) Estimates of revenue and receipts are reasonable
- 4 and accurate;
- 5 (2) Amounts are budgeted so as to cover actual

6 requirements of school operation; and

7 (3) Amounts are budgeted so as to maintain the
8 schools of the county for the employment term and
9 the instructional term as defined in section fifteen,
10 article five of this chapter.

**§18-9B-8. Projected expenditures order of revision in
budget.**

1 If the board of finance finds that the proposed
2 budget for a county will not maintain the proposed
3 educational program as well as other financial obliga-
4 tions of their county board of education it may require
5 that the budget be revised, but in no case shall permit
6 the reduction of the instructional term pursuant to the
7 provisions contained in section fifteen, article five of
8 this chapter nor the employment term below two
9 hundred days. Any required revision in the budget for
10 this purpose may be made in the following order:

11 (1) Postpone expenditures for permanent improve-
12 ments and capital outlays except from the permanent
13 improvement fund;

14 (2) Reduce the amount budgeted for maintenance
15 exclusive of service personnel so as to guarantee the
16 payment of salaries for the employment term; or

17 (3) Adjust amounts budgeted in any other way so as
18 to assure the required employment term of two
19 hundred days and the required instructional term of
20 one hundred eighty days under the applicable provi-
21 sions of law.

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

Donner Heck
.....
Chairman Senate Committee

Ernest C. Moore
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Samuel E. Adams
.....
Clerk of the Senate

Donald L. Kopp
.....
Clerk of the House of Delegates

Walter Burdette
.....
President of the Senate

BB + CCR
.....
Speaker House of Delegates

The within is approved this the 20th day of March, 1991.

Gaston Caperton
.....
Governor

PRESENTED TO THE

GOVERNOR

Date

3/14/91

Time

4:10pm