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WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 1992

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ENROLLED

HOUSE BILL No. 4753

(By Delegates P. WHITE AND BROWNING)

— ● —

Passed MARCH 7, 1992

In Effect July 1, 1992 ~~Passage~~

ENROLLED

H. B. 4753

(By DELEGATES P. WHITE AND BROWNING)

[Passed March 7, 1992; in effect July 1, 1992.]

AN ACT to amend and reenact sections five-b and five-c, article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended; to amend article nine-a of said chapter by adding thereto a new section, designated section three-a; to amend and reenact sections four, ten and twelve of said article; and to amend and reenact sections one and two, article four, chapter eighteen-a, all relating to county boards of education; requiring the state board to appoint a school health services advisory committee to address the needs of medicaid eligible children; providing for the composition of the advisory committee and authorizing reimbursement of certain expenses; requiring first time public school enrollees to present a copy of the pupil's original birth record certified by vital statistics registrar; relating to setting the total state basic foundation program and foundation allowance for regional educational service agencies for the next fiscal year; prohibiting a county from being penalized if its enrollment increases in certain instances; reallocating certain step seven funds; providing adjustment to the allocated state aid share for counties under court order to refund prior year taxes, unable to collect property tax while court proceedings are pending or where values levied upon are less than those calculated under a certain code section; relating to eliminating in-field masters program; and setting state minimum salaries

for teachers with masters or above degrees effective on a date certain.

Be it enacted by the Legislature of West Virginia:

That sections five-b and five-c, article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; that article nine-a of said chapter be amended by adding thereto a new section, designated section three-a; that sections four, ten and twelve of said article be amended and reenacted; and that sections one and two, article four, chapter eighteen-a be amended and reenacted, all to read as follows:

CHAPTER 18. EDUCATION.

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-5b. Medicaid eligible children; school health services advisory committee.

1 (a) The state board shall become a medicaid provider
2 and seek out medicaid eligible students for the purpose
3 of providing medicaid and related services to students
4 eligible under the medicaid program and to maximize
5 federal reimbursement for all services available under
6 the Omnibus Budget Reconciliation Act of one thousand
7 nine hundred eighty-nine, as it relates to medicaid
8 expansion and any future expansions in the medicaid
9 program for medicaid and related services for which
10 state dollars are or will be expended: *Provided*, That the
11 state board may delegate this provider status and
12 subsequent reimbursement to regional educational
13 service agencies (RESA) and/or county boards: *Pro-*
14 *vided, however*, That annually the state board shall
15 report to the Legislature the number and age of children
16 eligible for medicaid, the number and age of children
17 with medicaid coverage, the types of medicaid eligible
18 services provided, the frequency of services provided,
19 the medicaid dollars reimbursed; and the problems
20 encountered in the implementation of this system and
21 that this report shall be on a county by county basis and
22 made available no later than the first day of January,
23 one thousand nine hundred ninety-two, and annually
24 thereafter.

25 (b) The state board shall appoint and convene a school
26 health services advisory committee to advise the
27 secretary of health and human resources and the state
28 superintendent on ways to improve the ability of
29 regional education service agencies, local school boards,
30 and department of health and human resources em-
31 ployees to provide medicaid eligible children with all the
32 school-based medicaid services for which they are
33 eligible and to ensure that the school-based medicaid
34 service providers bill for and receive all the medicaid
35 reimbursement to which they are entitled. The commit-
36 tee shall consist of at least the following individuals: the
37 person within the department of education responsible
38 for coordinating the provision of and billing for school-
39 based medicaid services in schools throughout the state,
40 who shall provide secretarial, administrative and
41 technical support to the advisory committee; the person
42 within the department of health and human resources
43 responsible for coordinating the enrollment of medicaid
44 eligible school children throughout the state; two
45 representatives of regional education services agencies
46 who are experienced with the process of billing medi-
47 caid for school-based health services; two department of
48 health and human resources employees responsible for
49 supervising employees, two persons jointly appointed by
50 the secretary of health and human resources and the
51 state superintendent; and one representative of the
52 governor's task force on school health.

53 The school health services advisory committee shall
54 meet in the first instance at the direction of the state
55 superintendent, select a chairperson from among its
56 members, and meet thereafter at the direction of the
57 chairperson. The committee shall report its findings and
58 recommendations to the state board and department of
59 health and human resources which findings shall then
60 be included in the report to the Legislature by the state
61 board and department of health and human resources
62 provided for in subsection (a) of this section.

63 All actual and necessary travel expenses of the
64 members of the committee shall be reimbursed by the
65 member's employing agency, for those members not

66 employed by a state agency, the member's actual and
67 necessary travel expenses shall be paid by the state
68 board. All such expenses shall be reimbursed in the
69 same manner as the expenses of state employees are
70 reimbursed.

**§18-2-5c. Birth certificate required upon admission to
public school; required notice to local law-
enforcement agency of missing children.**

1 (a) No pupil shall be admitted for the first time to any
2 public school in this state unless the person enrolling the
3 pupil presents a copy of the pupil's original birth record
4 certified by the state registrar of vital statistics
5 confirming the pupil's identity, age, and state file
6 number of the original birth record. If a certified copy
7 of the pupil's birth record cannot be obtained, the person
8 so enrolling the pupil shall submit an affidavit explain-
9 ing the inability to produce a certified copy of the birth
10 record: *Provided*, That if any person submitting such
11 affidavit is in U.S. military service and is in transit due
12 to military orders, a three week extension shall be
13 granted to such person for providing the birth records.

14 (b) Upon the failure of any person enrolling a pupil
15 to furnish a certified copy of the pupil's birth record in
16 conformance with subsection (a) above, the principal of
17 the school in which the pupil is being enrolled or his
18 designee shall immediately notify the local law-enforce-
19 ment agency. The notice to the local law-enforcement
20 agency shall include copies of the submitted proof of the
21 pupil's identity and age and the affidavit explaining the
22 inability to produce a certified copy of the birth record.

23 (c) Within fourteen days after enrolling a transferred
24 pupil, the principal of the school in which the pupil has
25 been enrolled or his designee shall request that the
26 principal or his designee of the school in which the pupil
27 was previously enrolled transfer a certified copy of the
28 pupil's birth record.

29 (d) Principals and their designees shall be immune
30 from any civil or criminal liability in connection with
31 any notice to a local law-enforcement agency of a pupil
32 lacking a birth certificate or failure to give such notice

33 as required by this section.

ARTICLE 9A. PUBLIC SCHOOL SUPPORT.

§18-9A-3a. Total state basic foundation program and foundation allowance for regional educational service agencies for fiscal year 1992-93 only.

1 (a) Notwithstanding any other provisions of this
2 article to the contrary, the total basic foundation
3 program for the state for the fiscal year one thousand
4 nine hundred ninety-two—ninety-three shall be the sum
5 of the amounts computed in accordance with this
6 section, less the county's local share:

7 (1) Allowance for professional educators as deter-
8 mined in accordance with sections four and five-a of this
9 article;

10 (2) Allowance for service personnel as determined in
11 accordance with sections five and five-a of this article;

12 (3) Allowance for fixed charges as determined in
13 accordance with the provisions of sections six and six-
14 a of this article;

15 (4) Allowance for transportation cost in an amount at
16 least equal to the appropriation for such allowance in
17 the fiscal year one thousand nine hundred ninety-one—
18 ninety-two;

19 (5) Allowance for administrative cost in accordance
20 with the provisions of section eight of this article;

21 (6) Allowance for other current expense and substitute
22 employees in an amount at least equal to the appropri-
23 ation for such allowance in the fiscal year one thousand
24 nine hundred ninety-one—ninety-two; and

25 (7) Allowance to improve instructional programs in an
26 amount at least equal to the appropriation for such
27 allowance in the fiscal year one thousand nine hundred
28 ninety-one—ninety-two.

29 (b) Notwithstanding the provisions of section eight-a
30 of this article, the foundation allowance for regional
31 educational service agencies for the fiscal year one

32 thousand nine hundred ninety-two—ninety-three shall
33 be in an amount equal to the appropriation for such
34 allowance in the fiscal year one thousand nine hundred
35 ninety-one—ninety-two, unless a greater amount is
36 appropriated by the Legislature.

§18-9A-4. Foundation allowance for professional educators.

1 The basic foundation allowance to the county for
2 professional educators shall be the amount of money
3 required to pay the state minimum salaries, in accor-
4 dance with provisions of article four, chapter eighteen-
5 a of the code, to such personnel employed: *Provided,*
6 That in making this computation no county shall receive
7 an allowance for such personnel which number is in
8 excess of fifty-four and thirty-three one-hundredths
9 professional educators to each one thousand students in
10 adjusted enrollment: *Provided, however,* That for the
11 school year commencing on the first day of July, one
12 thousand nine hundred ninety-one, and thereafter, no
13 county shall receive an allowance for such personnel
14 which number is in excess of fifty-three and one-half
15 professional educators to each one thousand students in
16 adjusted enrollment: *Provided further,* That any county
17 not qualifying under the provision of section fourteen of
18 this article shall be eligible for a growth rate in
19 professional personnel in any one year not to exceed
20 twenty percent of its total potential increase under this
21 provision, except that in no case shall such limit be
22 fewer than five professionals: *And provided further,*
23 That the number of and the allowance for personnel
24 paid in part by state and county funds shall be prorated:
25 *And provided further,* That where two or more counties
26 join together in support of a vocational or comprehensive
27 high school or any other program or service, the
28 professional educators for such school or program may
29 be prorated among the participating counties on the
30 basis of each one's enrollment therein and that such
31 personnel shall be considered within the above-stated
32 limit: *And provided further,* That in the school year
33 beginning the first day of July, one thousand nine
34 hundred eighty-eight, and in each school year thereaf-

35 ter, each county board shall establish and maintain a
36 minimum ratio of fifty professional instructional
37 personnel per one thousand students in adjusted
38 enrollment: *And provided further*, That no county shall
39 have less than a total of five principals and central office
40 administrators. Any county board which does not
41 establish and maintain this minimum ratio shall suffer
42 a pro rata reduction in the allowance for professional
43 educators under this section: *And provided further*, That
44 no county shall be penalized if it has increases in
45 enrollment during that school year: *And provided*
46 *further*, That any county board which does not establish
47 and maintain this minimum ratio shall utilize any and
48 all allocations to it by provision of section fourteen of
49 this article solely to employ professional instructional
50 personnel until the minimum ratio is attained. Every
51 county shall utilize methods other than reductions in
52 force, such as attrition and early retirement, before
53 implementing their reductions in force policy to comply
54 with the limitations of this section. It is the intent of the
55 Legislature that in planning reductions in force to
56 comply with reduced ratios of professional educators to
57 students in adjusted enrollment, county boards shall
58 consider positions for elimination in the following order:
59 (1) Central office administrators, (2) assistant principals,
60 and (3) principals.

61 No county shall increase the number of administrative
62 personnel employed as either professional educators or
63 pay grade "H" service personnel above the number
64 which were employed, or for which positions were
65 posted, on the thirtieth day of June, one thousand nine
66 hundred ninety, and, therefore, county boards shall
67 whenever possible utilize classroom teachers for curric-
68 ulum administrative positions through the use of
69 modified or extended contracts: *Provided*, That the
70 governor shall submit a recommendation to the Legis-
71 lature at the beginning of the regular session thereof in
72 the year one thousand nine hundred ninety-one, which
73 proposes a method for establishing a responsible level
74 of administrative support for each county school system
75 and a pay scale differentiation on a daily rate between
76 classroom positions and administrative positions when

77 all other factors are equal.

78 Every county board of education shall annually
79 determine the number of professional educators em-
80 ployed that exceeds the number allowed by the public
81 school support plan and determine the amount of salary
82 supplement that would be available per state authorized
83 employee if all expenditures for such excess employees
84 were converted to annual salaries for state authorized
85 professional educators within their county. Such infor-
86 mation shall be published annually in each school report
87 card of each such county.

**§18-9A-10. Foundation allowance to improve instruc-
tional programs.**

1 (a) For the school year beginning on the first day of
2 July, one thousand nine hundred, ninety-two only,
3 thirty-one million, two hundred sixteen thousand, eight
4 hundred three dollars, in addition to funds which accrue
5 from allocations due to increase in total local share
6 above that computed for the school year beginning on
7 the first day of July, one thousand nine hundred ninety-
8 two, from balances in the general school fund, or from
9 appropriations for such purpose shall be allocated to
10 increase state support of counties as follows:

11 (1) Twenty percent of these funds shall be allocated
12 to the counties proportional to adjusted enrollment; and

13 (2) Each county whose allocation in subsection (1) is
14 less than one hundred fifty thousand dollars in any fiscal
15 year shall then receive an amount which equals the
16 difference between such amount received and one
17 hundred fifty thousand dollars.

18 (b) The remainder of these funds shall be allocated
19 according to the following plan for progress toward
20 basic resources per pupil equity:

21 Beginning with the county which has the lowest basic
22 resources per pupil and progressing through the
23 counties successively to and beyond the county with the
24 highest basic resources per pupil, the funds available
25 shall be allocated in amounts necessary to increase
26 moneys available to the county or counties to the basic

27 resources per pupil level, as nearly as is possible, of the
28 county having the next higher basic resources per pupil:
29 *Provided*, That no county shall lose or gain more than
30 fifteen percent over the previous year's allocation:

31 (c) Any county whose allocation under subsections (a)
32 and (b) of this section is less than two hundred seventy-
33 five thousand dollars shall receive an additional
34 appropriation which equals the difference between such
35 allocation and two hundred seventy-five thousand
36 dollars.

37 (d) To be eligible for its allocation under this section,
38 a county board shall lay the maximum regular tax rates
39 set out in section six-c, article eight, chapter eleven of
40 this code: *Provided*, That moneys allocated by provision
41 of this section shall be used to improve instructional
42 programs according to a plan for instructional improve-
43 ment which the affected county board shall file with the
44 state board by the first day of August of each year, to
45 be approved by the state board by the first day of
46 September of that year if such plan substantially
47 complies with standards to be adopted by the state
48 board: *Provided, however*, That for the school year
49 beginning on the first day of July, one thousand nine
50 hundred ninety-two, up to fifteen percent of this
51 allocation may be used to employ professional educators
52 and/or service personnel in counties after all applicable
53 provisions of sections four and five of this article have
54 been fully utilized.

55 Prior to the use of any funds from this section for
56 personnel costs, the county board must receive author-
57 ization from the state superintendent of schools. The
58 state superintendent shall require the district board to
59 demonstrate: (1) The need for the allocation, (2)
60 efficiency and fiscal responsibility in staffing, and (3)
61 sharing of services with adjoining counties and the
62 regional educational service agency for that county in
63 the use of the total local district board budget. District
64 boards shall make application for available funds by the
65 first day of May, one thousand nine hundred ninety-two.
66 On or before the first day of June, the state superintend-
67 ent shall review all applications and notify applying

68 district boards of the distribution of the allocation. Such
69 funds shall be distributed during the fiscal year as
70 appropriate. The state superintendent shall require the
71 county board to demonstrate the need for an allocation
72 for personnel based upon the county's inability to meet
73 the requirements of state law or state board policy:
74 *Provided*, That the funds available for personnel under
75 this section may not be used to increase the total number
76 of professional noninstructional personnel in the central
77 office beyond four. Such instructional improvement plan
78 shall be made available for distribution to the public at
79 the office of each affected county board.

80 (e) Commencing with the school year beginning on the
81 first day of July, one thousand nine hundred ninety-two,
82 twenty-one million, four hundred forty thousand, four
83 hundred ninety-three dollars shall be paid into the
84 school building capital improvements fund created by
85 section six, article nine-d of this chapter, and shall be
86 used solely for the purposes of said article nine-d. In
87 each fiscal year thereafter, fifty percent of the funds
88 which accrue due to an increase in local share above that
89 computed for the school year beginning on the first day
90 of July, one thousand nine hundred eighty-seven, shall
91 be paid into the school building capital improvements
92 fund created by section six, article nine-d of this
93 chapter, and shall be used solely for the purposes of said
94 article nine-d: *Provided*, That if funds are available and
95 appropriated in each such subsequent fiscal year, not
96 less than seven million seven hundred thousand dollars
97 shall be added to the amount of the prior year's
98 appropriation for such fund.

§18-9A-12. County basic foundation; total basic state aid allowance.

1 (a) The basic foundation program for each county for
2 the fiscal year shall be the sum of the amounts computed
3 in accordance with the provisions of sections four, five,
4 six, seven, eight, nine and ten of this article. On the first
5 working day of July in each year, the state board shall
6 determine the basic foundation program for each county
7 for that fiscal year. Data used in the computations
8 relating to net and adjusted enrollment, and the number

9 of professional educators, shall be for the second month
10 of the prior school term. Transportation expenditures
11 used in these computations shall be for the most recent
12 year in which data are available. The allocated state aid
13 share of the county's basic foundation program shall be
14 the difference between the cost of its basic foundation
15 program and the county's local share as determined in
16 section eleven of this article, except as provided in
17 subsection (b) of this section.

18 (b) The allocated state aid share shall be adjusted in
19 the following circumstances in the following manner:
20 *Provided*, That prior to such adjustment, the state tax
21 commissioner shall provide the state board, by the
22 fifteenth day of January of each year a certified listing
23 of those counties in which such adjustment shall be
24 made pursuant to this subsection, together with the
25 amount of revenue which will not be available to each
26 county board in the ensuing fiscal year as a result of the
27 circumstance.

28 (1) In those instances where the local share as
29 computed under section eleven of this article is not
30 reflective of local funds available because the county is
31 under a final court order to refund or credit property
32 taxes paid in prior years, the allocated state aid share
33 shall be the county's basic foundation program, minus
34 the local share as computed under section eleven of this
35 article, plus the amount of property tax the county is
36 unable to collect or must refund due to the final court
37 order.

38 (2) In those instances where the local share as
39 computed under section eleven of this article is not
40 reflective of local funds available because the county is
41 collecting tax based upon an assessed value which is less
42 than that determined by the tax commissioner in the
43 most recent published survey of property valuations in
44 the state due to an error in the published survey, which
45 error is certified to by the tax commissioner, the
46 allocated state aid share shall be the county's basic
47 foundation program, minus the local share as computed
48 under section eleven of this article, plus the amount of
49 property tax the county is unable to collect based on

50 differences in the assessed valuation between those in
51 the most recent published survey of valuation and the
52 corrected assessed value actually levied upon by the
53 county.

54 (3) In instances where a county is unable to collect
55 property taxes from a taxpayer during the pendency of
56 any court proceedings, the allocated state aid share shall
57 be the county's basic foundation program minus the
58 local share as computed under section eleven of this
59 article, plus the amount the county is unable to collect
60 as a result of the pending court proceedings as certified
61 by the tax commissioner: *Provided*, That the county is
62 required to reimburse the amount of allocated state aid
63 share attributable to the amount of property tax it later
64 receives upon completion of court proceedings, which
65 shall be paid into the general revenue fund of the state.

66 (c) The allocated state aid share shall be adjusted in
67 any county receiving payments or contributions in lieu
68 of property taxes. In instances where a county receives
69 payments or contributions in lieu of property taxes, the
70 allocated state aid share shall be the county's basic
71 foundation program minus the local share as computed
72 under section eleven of this article, plus any amounts
73 added pursuant to subsection (b) of this section minus
74 the payments or contributions in lieu of property taxes
75 which are distributed by the sheriff to the county board
76 of education. In determining the amount of such
77 contribution or payment in lieu of taxes, each county
78 commission shall provide to the state tax commissioner,
79 by the first day of January of each year, the total
80 amount of such payments or contributions paid to the
81 county and the proportion of the total amount that has
82 been or will be distributed to the county board of
83 education. The state tax commissioner then shall
84 provide the state board, by the fifteenth day of January
85 of each year, a certified listing of those counties in which
86 an adjustment pursuant to this section shall be made,
87 together with the amount of revenue which will be
88 available to each county board in the ensuing fiscal year
89 as a result of contribution or payment in lieu of taxes.

90 (d) Total basic state aid to the county shall be the

91 computed state share of basic foundation support. After
 92 such computation is completed, the state board shall
 93 immediately certify to each county board the amount of
 94 state aid allocated to the county for that fiscal year,
 95 subject to any qualifying provisions of this article.

CHAPTER 18A. SCHOOL PERSONNEL.

ARTICLE 4. SALARIES, WAGES AND OTHER BENEFITS.

§18A-4-1. Definitions.

1 For the purpose of this article, salaries shall be
 2 defined as: (a) "Basic salaries" which shall mean the
 3 salaries paid to teachers with zero years of experience
 4 and in accordance with the classification of certification
 5 and of training of said teachers; and (b) "advanced
 6 salaries" which shall mean the basic salary plus an
 7 experience increment based on the allowable years of
 8 experience of the respective teachers in accordance with
 9 the schedule established herein for the applicable
 10 classification of certification and of training of said
 11 teachers.

12 "Classification of certification" means the class or type
 13 of certificate issued by the state superintendent under
 14 the statutory provisions of this chapter. "Classification
 15 of training" means the number of collegiate or graduate
 16 hours necessary to meet the requirements stipulated in
 17 the definitions set forth in the next paragraph in items
 18 (2) to (11), inclusive.

19 The column heads of the state minimum salary
 20 schedule set forth in section two of this article are
 21 defined as follows:

22 (1) "Years of experience" means the number of years
 23 the teacher has been employed in the teaching profes-
 24 sion, including active work in educational positions
 25 other than the public schools, and service in the armed
 26 forces of the United States if the teacher was under
 27 contract to teach at the time of induction. For a
 28 registered professional nurse employed by a county
 29 board, "years of experience" means the number of years
 30 the nurse has been employed as a public school health
 31 nurse, including active work in a nursing position

32 related to education, and service in the armed forces if
33 the nurse was under contract with the county board at
34 the time of induction. For the purpose of section two of
35 this article, the experience of a teacher or a nurse shall
36 be limited to that allowed under their training classi-
37 fication as found in the minimum salary schedule.

38 (2) "Fourth class" means all certificates previously
39 identified as: (a) "Certificates secured by examination";
40 and (b) "other first grade certificates".

41 (3) "Third class" means all certificates previously
42 identified as: (a) "Standard normal certificates"; and (b)
43 "third class temporary (sixty-four semester hours)
44 certificates".

45 (4) "Second class" means all certificates previously
46 identified as "second class temporary certificates based
47 upon the required ninety-six hours of college work".

48 (5) "A.B." means a bachelor's degree, from an
49 accredited institution of higher education, which has
50 been issued to, or for which the requirements for such
51 have been met by, a person who qualifies for or holds
52 a professional certificate or its equivalent. A registered
53 professional nurse with a bachelor's degree, who is
54 licensed by the West Virginia board of examiners for
55 registered professional nurses and employed by a county
56 board, shall be within this classification for payment in
57 accordance with sections two and two-a of this article.

58 (6) "A.B. plus 15" means a bachelor's degree as
59 defined above plus fifteen hours of graduate work, from
60 an accredited institution of higher education certified to
61 do graduate work, in an approved planned program at
62 the graduate level which requirements have been met
63 by a person who qualifies for or holds a professional
64 certificate or its equivalent.

65 (7) "M.A." means a master's degree, earned in an
66 institution of higher education approved to do graduate
67 work, which has been issued to, or the requirements for
68 such have been met by, a person who qualifies for or
69 holds a professional certificate or its equivalent.

70 (8) "M.A. plus 15" means the above-defined master's

71 degree plus fifteen hours of graduate work, earned in
72 an institution of higher education approved to do
73 graduate work, if the person is qualified for or holds a
74 professional certificate or its equivalent.

75 (9) "M.A. plus 30" means the above-defined master's
76 degree plus thirty graduate hours, earned in an
77 institution approved to do graduate work, if the person
78 is qualified for or holds a professional certificate or its
79 equivalent.

80 (10) "Doctorate" means a doctor's degree, earned from
81 a university qualified and approved to confer such a
82 degree, which has been issued to or the requirements for
83 such have been met by a person who qualifies for or
84 holds a professional certificate or its equivalent.

85 For purposes of advanced salary classification,
86 graduate work completed after the first day of July, one
87 thousand nine hundred ninety-four, shall be related to
88 the public school program, as prescribed by the state
89 board.

90 Notwithstanding the requirements set forth in subdi-
91 visions (6), (8) and (9) of this section relating to hours
92 of graduate work at an institution certified to do such
93 work, fifteen undergraduate credit hours from a
94 regionally accredited institution of higher education,
95 earned after the effective date of this section, may be
96 utilized for advanced salary classification if such hours
97 are in accordance with: (a) The teacher's current
98 classification of certification and of training; (b) a
99 designated instructional shortage area documented by
100 the employing county superintendent; or (c) an identi-
101 fied teaching deficiency documented through the state
102 approved county personnel evaluation system.

103 Effective the first day of July, one thousand nine
104 hundred ninety-four, the following definition shall be
105 applicable.

106 (11) "M.A. plus 45" means the above-defined master's
107 degree plus forty-five graduate hours, earned in an
108 institution approved to do graduate work, if the person
109 is qualified for or holds a professional certificate or its

110 equivalent.

§18A-4-2. State minimum salaries for teachers.

1 Effective the first day of July, one thousand nine
 2 hundred ninety-two and thereafter, each teacher shall
 3 receive the amount prescribed in the “state minimum
 4 salary schedule” as set forth in this section, specific
 5 additional amounts prescribed in this section or article,
 6 and any county supplement in effect in a county
 7 pursuant to section five-a of this article during the
 8 contract year.

9 STATE MINIMUM SALARY SCHEDULE

| 10 | (1) | (2) | (3) | (4) | (5) | (6) | (7) |
|----|-------|--------|--------|--------|--------|--------|--------|
| 11 | Years | 4th | 3rd | 2nd | | A.B. | |
| 12 | Exp. | Class | Class | Class | A.B. | +15 | M.A. |
| 13 | 0 | 16,816 | 17,453 | 17,708 | 18,918 | 19,653 | 21,361 |
| 14 | 1 | 17,032 | 17,669 | 17,924 | 19,318 | 20,053 | 21,761 |
| 15 | 2 | 17,248 | 17,886 | 18,141 | 19,718 | 20,453 | 22,161 |
| 16 | 3 | 17,465 | 18,102 | 18,357 | 20,118 | 20,853 | 22,561 |
| 17 | 4 | 17,917 | 18,554 | 18,810 | 20,754 | 21,489 | 23,197 |
| 18 | 5 | 18,133 | 18,771 | 19,026 | 21,154 | 21,889 | 23,597 |
| 19 | 6 | 18,350 | 18,987 | 19,242 | 21,554 | 22,289 | 23,997 |
| 20 | 7 | | 19,203 | 19,459 | 21,954 | 22,689 | 24,397 |
| 21 | 8 | | 19,420 | 19,675 | 22,354 | 23,089 | 24,797 |
| 22 | 9 | | | 19,891 | 22,754 | 23,489 | 25,197 |
| 23 | 10 | | | 20,107 | 23,155 | 23,890 | 25,598 |
| 24 | 11 | | | | 23,555 | 24,290 | 25,998 |
| 25 | 12 | | | | 23,955 | 24,690 | 26,398 |
| 26 | 13 | | | | 24,355 | 25,090 | 26,798 |
| 27 | 14 | | | | | | 27,198 |
| 28 | 15 | | | | | | 27,598 |
| 29 | 16 | | | | | | 27,998 |
| 30 | 17 | | | | | | |
| 31 | 18 | | | | | | |
| 32 | 19 | | | | | | |
| 33 | | (8) | (9) | (10) | | | |
| 34 | Years | M.A. | M.A. | Doc- | | | |
| | Exp. | +15 | +30 | torate | | | |
| 35 | 0 | 22,096 | 22,831 | 23,831 | | | |

| | | | | |
|----|----|--------|--------|--------|
| 36 | 1 | 22,496 | 23,231 | 24,231 |
| 37 | 2 | 22,896 | 23,631 | 24,631 |
| 38 | 3 | 23,296 | 24,031 | 25,031 |
| 39 | 4 | 23,932 | 24,667 | 25,667 |
| 40 | 5 | 24,332 | 25,067 | 26,067 |
| 41 | 6 | 24,732 | 25,467 | 26,467 |
| 42 | 7 | 25,132 | 25,867 | 26,867 |
| 43 | 8 | 25,532 | 26,267 | 27,267 |
| 44 | 9 | 25,932 | 26,667 | 27,667 |
| 45 | 10 | 26,333 | 27,068 | 28,068 |
| 46 | 11 | 26,733 | 27,468 | 28,468 |
| 47 | 12 | 27,133 | 27,868 | 28,868 |
| 48 | 13 | 27,533 | 28,268 | 29,268 |
| 49 | 14 | 27,933 | 28,668 | 29,668 |
| 50 | 15 | 28,333 | 29,068 | 30,068 |
| 51 | 16 | 28,733 | 29,468 | 30,468 |
| 52 | 17 | | 29,868 | 30,868 |
| 53 | 18 | | 30,268 | 31,268 |
| 54 | 19 | | 30,668 | 31,668 |

55 Six hundred dollars shall be paid annually to each
56 classroom teacher who has at least twenty years of
57 teaching experience. Such payments shall be in addition
58 to any amounts prescribed in the "state minimum salary
59 schedule", shall be paid in equal monthly installments,
60 and shall be deemed a part of the state minimum
61 salaries for teachers.

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

James Lee

Chairman Senate Committee

Ernest C. Morse

Chairman House Committee

Originating in the House.

Takes effect July 1, 1992.

Darrell E. Holmes

Clerk of the Senate

Donald R. Keys

Clerk of the House of Delegates

Scott Burdette

President of the Senate

Rob Cole

Speaker of the House of Delegates

The within is approved _____ this the 31ST
day of March, 1992.

Yaston Caperton

Governor

PRESENTED TO THE

GOVERNOR/

Date 3/27/92

Time 3:45 pm