

**WEST VIRGINIA LEGISLATURE**  
**EIGHTY-FIRST LEGISLATURE**  
**REGULAR SESSION, 2013**



**ENROLLED**  
**COMMITTEE SUBSTITUTE**

FOR

**Senate Bill No. 80**

(SENATOR EDGELL, *ORIGINAL SPONSOR*)

[PASSED APRIL 9, 2013; TO TAKE EFFECT JULY 1, 2013.]

SB80

WEST VIRGINIA  
SECRETARY OF STATE

2013 APR 18 AM 10:46

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**AN ACT to amend and reenact §18-5-32 of the Code of West Virginia, 1931, as amended, relating to including substitute teaching in the job duties of certain professional educators employed by county boards of education in certain administrative and supervisory positions.**

*Be it enacted by the Legislature of West Virginia:*

That §18-5-32 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 5. COUNTY BOARD OF EDUCATION.**

**§18-5-32. Assistant superintendents; directors and supervisors of instruction and other educational activities.**

- 1 (a) The county board, upon the recommendation of the
- 2 county superintendent, may employ an assistant whose term
- 3 of employment may be not less than one nor more than four
- 4 years: *Provided*, That his or her term may not extend beyond
- 5 that of the incumbent county superintendent.

6 (b) The board may not employ more than one assistant for  
7 each two hundred teachers or major fraction thereof.

8 (c) The county board, upon the recommendation of the  
9 county superintendent, is authorized to employ general and  
10 special supervisors or directors of instruction and of other  
11 educational activities as may be considered necessary.

12 (d) The employment of the assistant superintendent shall  
13 be on a twelve-month basis. The period of employment for  
14 all others named herein shall be at the discretion of the  
15 county board.

16 (e) Rules for qualifications of assistant superintendents,  
17 and directors and supervisors of instruction and of other  
18 educational activities shall be fixed by the state board:  
19 *Provided*, That the qualifications required for any assistant  
20 superintendent may not be higher than those required for the  
21 county superintendent: *Provided, however*, That the rules do  
22 not affect the status of any incumbent nor his or her right to  
23 succeed himself or herself in his or her assigned position.

24 (f) The county board is authorized to reimburse the  
25 employees for their necessary traveling expenses upon  
26 presentation of a monthly, itemized, sworn statement  
27 approved by the county superintendent.

28 (g) Any person employed under the foregoing provision  
29 of this section, provided he or she holds a valid teacher's  
30 certificate, shall be given continuing contract status as a  
31 teacher and shall hold that status unless dismissed for  
32 statutory reasons.

33 (h) The job duties of a professional educator employed  
34 under the provisions of this section, including a professional  
35 educator employed as a "supervisor" or "central office  
36 administrator" as defined in section one, article one, chapter

37 eighteen-a of this code, shall include substitute teaching on at  
38 least three instructional days each school year: *Provided*,  
39 That the substitute teaching requirement of this subsection  
40 does not apply to the superintendent and those who have  
41 never held a teaching certificate or an administrative  
42 certificate.

43 (i) All acts or parts of acts inconsistent with this section  
44 are hereby repealed.

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

*Donist A. Adams*  
.....  
Chairman Senate Committee

*Tommy Wells*  
.....  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 2013.

*Joseph M. Minard*  
.....  
Clerk of the Senate

*Suzanne B. ...*  
.....  
Clerk of the House of Delegates

*Jeffrey ...*  
.....  
President of the Senate

*Keith ...*  
.....  
Speaker of the House of Delegates

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SECRETARY OF STATE

The within *is approved* this the *17th*  
Day of *April*, 2013.

*Carl R. ...*  
.....  
Governor

PRESENTED TO THE GOVERNOR

APR 15 2013

Time 4:14 pm