

1 pursuant to this chapter have the meanings ascribed to them unless
2 the context clearly indicates a different meaning:

3 (a) "School personnel" means all personnel employed by a
4 county board whether employed on a regular full-time basis, an
5 hourly basis or otherwise. "School personnel" is comprised of two
6 categories: Professional personnel and service personnel;

7 (b) "Professional person" or "professional personnel" means
8 those persons or employees who meet the certification requirements
9 of the state, licensing requirements of the state, or both, and
10 includes a professional educator and other professional employee;

11 (c) "Professional educator" has the same meaning as "teacher"
12 as defined in section one, article one, chapter eighteen of this
13 code. Professional educators are classified as follows:

14 (1) "Classroom teacher" means a professional educator who has
15 a direct instructional or counseling relationship with students and
16 who spends the majority of his or her time in this capacity;

17 (2) "Principal" means a professional educator who functions as
18 an agent of the county board and has responsibility for the
19 supervision, management and control of a school or schools within
20 the guidelines established by the county board. The principal's
21 major area of responsibility is the general supervision of all the
22 schools and all school activities involving students, teachers and
23 other school personnel;

1 (3) "Athletic director" means a professional educator who is
2 responsible for supervising the management and operation of the
3 athletic programs and activities of the school to which he or she
4 is assigned;

5 ~~(3)~~ (4) "Supervisor" means a professional educator who is
6 responsible for working primarily in the field with professional
7 and other personnel in instructional and other school improvement.
8 This category includes other appropriate titles or positions with
9 duties that fit within this definition; and

10 ~~(4)~~ (5) "Central office administrator" means a superintendent,
11 associate superintendent, assistant superintendent and other
12 professional educators who are charged with administering and
13 supervising the whole or some assigned part of the total program of
14 the countywide school system. This category includes other
15 appropriate titles or positions with duties that fit within this
16 definition;

17 (d) "Other professional employee" means a person from another
18 profession who is properly licensed and who is employed to serve
19 the public schools. This definition includes a registered
20 professional nurse, licensed by the West Virginia Board of
21 Examiners for Registered Professional Nurses, who is employed by a
22 county board and has completed either a two-year (sixty-four
23 semester hours) or a three-year (ninety-six semester hours) nursing

1 program;

2 (e) "Service person" or "service personnel", whether singular
3 or plural, means a nonteaching school employee who is not included
4 in the meaning of "teacher" as defined in section one, article one,
5 chapter eighteen of this code and who serves the school or schools
6 as a whole, in a nonprofessional capacity, including such areas as
7 secretarial, custodial, maintenance, transportation, school lunch
8 and aides. Any reference to "service employee" or "service
9 employees" in this chapter or chapter eighteen of this code means
10 service person or service personnel as defined in this section;

11 (f) "Principals Academy" or "academy" means the academy
12 created pursuant to section two-b, article three-a of this chapter;

13 (g) "Center for Professional Development" means the center
14 created pursuant to section one, article three-a of this chapter;

15 (h) "Job-sharing arrangement" means a formal, written
16 agreement voluntarily entered into by a county board with two or
17 more of its employees who wish to divide between them the duties
18 and responsibilities of one authorized full-time position;

19 (I) "Prospective employable professional person", whether
20 singular or plural, means a certified professional educator who:

21 (1) Has been recruited on a reserve list of a county board;

22 (2) Has been recruited at a job fair or as a result of contact
23 made at a job fair;

1 (3) Has not obtained regular employee status through the job
2 posting process provided in section seven-a, article four of this
3 chapter; and

4 (4) Has obtained a baccalaureate degree from an accredited
5 institution of higher education within the past year;

6 (j) "Dangerous student" means a student who is substantially
7 likely to cause serious bodily injury to himself, herself or
8 another individual within that student's educational environment,
9 which may include any alternative education environment, as
10 evidenced by a pattern or series of violent behavior exhibited by
11 the student, and documented in writing by the school, with the
12 documentation provided to the student and parent or guardian at the
13 time of any offense;

14 (k) "Alternative education" means an authorized departure from
15 the regular school program designed to provide educational and
16 social development for students whose disruptive behavior places
17 them at risk of not succeeding in the traditional school structures
18 and in adult life without positive interventions; and

19 (l) "Long-term substitute" means a substitute employee who
20 fills a vacant position:

21 That the county superintendent expects to extend for at least
22 thirty consecutive days, and is either:

23 (A) Listed in the job posting as a long-term substitute

1 position of over thirty days; or

2 (B) Listed in a job posting as a regular, full-time position
3 and:

4 (I) Is not filled by a regular, full-time employee; and

5 (ii) Is filled by a substitute employee.

6 For the purposes of section two, article sixteen, chapter five
7 of this code, long-term substitute does not include a retired
8 employee hired to fill the vacant position.

9 **ARTICLE 2. SCHOOL PERSONNEL.**

10 **§18A-2-9a. Duties and responsibilities of high school athletic**
11 **directors.**

12 (a) Upon the recommendation of the county superintendent of
13 schools, the county board of education shall employ and assign
14 through written contract, athletic directors to supervise the
15 management and the operation of high school athletic activities at
16 the school to which they are assigned. An athletic director shall
17 hold valid credentials appropriate for his or her assignment.
18 Beginning on July 1, 2011, the prerequisites for assignment as a
19 high school athletic director are:

20 (1) A West Virginia certified professional educator; and

21 (2) Compliance with one of the following education
22 requirements:

23 (A) A college degree in athletic administration;

1 (B) A masters degree in educational administration; or
2 (C) Completion of Leadership Training Classes provided
3 through the National Interscholastic Athletic Administration
4 Association (NIAAA) Leadership Training Program that are required
5 to become a certified athletic administrator;

6 (b) Any person employed in the capacity of athletic director
7 during, or prior to, the 2010 - 2011 school year is exempt from the
8 prerequisites set forth in subsection (a), except that the person
9 must complete the Leadership Training Courses set forth in
10 subdivision (2)(C), subsection (a) within three years of the
11 effective date of this legislation.

12 (c) Under the supervision of the school principal and in
13 accordance with the rules of the county board of education, the
14 athletic director shall assume administrative responsibility for
15 the planning, management, operation and evaluation of the total
16 athletic program for the school for which he or she is assigned.
17 The responsibilities of the athletic director include, but are not
18 limited to, the following: (1) Supervision of games; (2)
19 overseeing the athletic budget; (3) hiring of game officials; (4)
20 scheduling athletic contest; (5) knowing and upholding all county,
21 West Virginia Secondary Schools Activities Commission (WVSSAC) and
22 league rules; (6) maintain proper records as required by West
23 Virginia Secondary Schools Activities Commission (WVSSAC)

1 participation; (7) scheduling transportation for athletic teams;
2 (8) prepare and verify athletic eligibility lists; (9) supervise,
3 observe and evaluate coaches; (10) secure all needed personnel for
4 basic athletic event operations; (11) procure and care for athletic
5 equipment; and (12) other duties involving athletics as assigned by
6 the principal or as a part of a county job description for athletic
7 directors.

8 (d) Upon recommendation of the county superintendent of
9 schools, the county board of education shall, when needed, employ
10 and assign through written contract, assistant athletic directors
11 who shall work under the direction of the school principal and
12 athletic director. An assistant athletic director shall hold valid
13 credentials appropriate for his or her assignment. Beginning on
14 July 1, 2011, the prerequisite for assignment as a high school
15 assistant athletic director is the completion of the Leadership
16 Training Courses set forth in subdivision (2)(C), subsection (a).

17 (e) Any person employed in the capacity of assistant athletic
18 director during, or prior to, the 2010 - 2011 school year is exempt
19 from the prerequisite set forth in subsection (d), except that the
20 person must complete the Leadership Training Courses set forth in
21 subdivision (2)(C), subsection (a) within three years of the
22 effective date of this legislation.

NOTE: The purpose of this bill is to set standards for school athletic directors.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.

§18A-2-9a is new; therefore it has been completely underscored.