

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2012



ENROLLED

COMMITTEE SUBSTITUTE FOR House Bill No. 4070

(By Delegates M. Poling and Guthrie)



Passed March 9, 2012

To Take Effect Ninety Days From Passage

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FOR

H. B. 4070

(BY DELEGATES M. POLING AND GUTHRIE)

[Passed March 9, 2012; to take effect ninety days from passage.]

AN ACT to amend and reenact §18-10A-2a of the Code of West Virginia, 1931, as amended, relating to changing the basis for the county salary supplement equivalent pay rate for division of rehabilitation teachers from the amount paid to teachers by the board of education of the county in which facility in which the teacher works is located to the amount paid to teachers by the board of education of the county in which the division of rehabilitation administrative headquarters are located.

Be it enacted by the Legislature of West Virginia:

That §18-10A-2a of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 10A. REHABILITATION SERVICES.

§18-10A-2a. Rehabilitation teachers.

- 1 (a) Notwithstanding any other provision of this code to
- 2 the contrary, beginning July 1, 2012, rehabilitation teachers

3 shall be paid at the equivalent rate of pay of teachers,
4 pursuant to section two, article four, chapter eighteen-a of
5 this code. Rehabilitation teachers shall be paid outside the
6 public school support plan, defined in section one, article
7 nine-a of this chapter, and shall receive the equivalent of the
8 salary supplement paid to teachers employed by the county
9 board within the county where the administrative
10 headquarters of the division are located, pursuant to section
11 five-a, article four, chapter eighteen-a of this code.

12 (b) For purposes of this section, the following words shall
13 be construed as follows:

14 (1) "Rehabilitation teacher" means any person employed
15 by the division and who meets the certification requirements
16 of section two-a, article three, chapter eighteen-a of this code,
17 or who has been certified to teach by a state or nationally
18 recognized organization, as approved by the office of the
19 secretary of education and the arts. The teachers shall
20 maintain current certification in their teaching areas in order
21 to remain employed and may teach only in the areas in which
22 they are certified: *Provided*, That teachers who were
23 employed on or before April 1, 1995, are exempt from the
24 following requirements:

25 (A) Certification pursuant to section two-a, article three,
26 chapter eighteen-a of this code;

27 (B) Maintenance of current certification in their teaching
28 areas in order to remain employed; and

29 (C) Teaching only in the areas in which they are certified.

30 (2) "Equivalent rate of pay" means an annualized rate
31 based on a two hundred forty-day teaching schedule and
32 includes pay for vacation and legal state holidays.

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

Chairman, House Committee

Chairman, Senate Committee

Originating in the House.

To take effect ninety days from passage.

Clerk of the House of Delegates

Clerk of the Senate

Speaker of the House of Delegates

President of the Senate

The within _____ this the _____
day of _____, 2012.

Governor