

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 80

(By Senator Edgell)

[Originating in the Committee on Education;
reported March 22, 2013.]

A BILL 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 ~~shall~~ may be not less than one nor more than
4 four years: *Provided*, That his or her term ~~shall~~ may not
5 extend beyond that of the incumbent county superintendent.

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

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

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

17 (e) Rules for qualifications of assistant superintendents,
18 and directors and supervisors of instruction and of other
19 educational activities shall be fixed by the state board:
20 *Provided*, That the qualifications required for any assistant
21 superintendent ~~shall in no event~~ may not be higher than those
22 required for the county superintendent: *Provided, however*,
23 That the rules do not affect the status of any incumbent nor
24 his or her right to succeed himself or herself in his or her
25 assigned position.

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

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

35 (h) The job duties of a professional educator employed
36 under the provisions of this section, including a professional
37 educator employed as a “supervisor” or “central office
38 administrator” as defined in section one, article one, chapter
39 eighteen-a of this code, shall include substitute teaching on
40 at least three instructional days each school year: *Provided,*
41 That the substitute teaching requirement of this subsection
42 does not apply to the superintendent and those who have
43 never held a teaching certificate or an administrative
44 certificate.

45 ~~(h)~~ (i) All acts or parts of acts inconsistent with this
46 section are hereby repealed.