

H. B. 3059

1
2
3
4
5
6
7
8
9

(By Delegates Smith, Hall, Lawrence, Poore,
Rodighiero and Wells)

[Introduced February 8, 2011; referred to the
Committee on Education then Finance.]

**FISCAL
NOTE**

A BILL to amend the Code of West Virginia, 1931, as amended, by
adding thereto two new sections, designated §18A-4-2c and
§18A-4-8j; and to amend said code by adding thereto a new
section, designated §18B-7-1a, all relating to providing pay
rates for teachers and other personnel employed by county
boards of education and institutions of higher education for
work assignments outside of regular school days or regular
employment duties or beyond contracted employment periods.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended
by adding thereto two new sections, designated §18A-4-2c and
§18A-4-8j; and to amend said code by adding thereto a new section,
designated §18B-7-1a, all to read as follows:

CHAPTER 18A. SCHOOL PERSONNEL.

ARTICLE 4. SALARIES, WAGES AND OTHER BENEFITS.

§18A-4-2c. Teacher pay rate for work assignment outside regular

1 **school day or beyond a contracted employment period.**

2 Any teacher employed by a county board of education or a
3 regional educational service agency performing any work assignment
4 outside the regular school day or beyond a contracted employment
5 period shall be compensated at a rate of pay equal to or greater
6 than the calculated daily rate of pay based on the employee's
7 current salary. All statutory and policy protections provided to
8 the employee during regular employment extend to the employment
9 occurring outside the normal workday or contract.

10 **§18A-4-8j. Teacher pay rate for work assignment outside regular**
11 **school day or beyond a contracted employment period.**

12 Any service personnel employed by a county board of education
13 or a regional educational service agency performing any work
14 assignment outside the regular school day or beyond a contracted
15 employment period shall be compensated at a rate of pay equal to or
16 greater than the calculated daily rate of pay based on the
17 employee's current salary. All statutory and policy protections
18 provided to the employee during regular employment extend to the
19 employment occurring outside the normal workday or contract.

20 **CHAPTER 18B. HIGHER EDUCATION.**

21 **ARTICLE 7. PERSONNEL GENERALLY.**

22 **§18B-7-1a. Employee pay rate for work assignment outside regular**
23 **employment duties or beyond contracted employment**
24 **terms.**

1 Any employee of an institution of higher education performing
2 any work assignment outside the regular employment duties or beyond
3 contracted employment terms shall be compensated at a rate of pay
4 equal to or greater than the calculated daily rate of pay based on
5 the employee's current salary. All statutory and policy protections
6 provided to the employee during regular employment extend to the
7 employment occurring outside the normal workday or contract.

NOTE: The purpose of this bill is to provide pay rates for teachers and service personnel employed by county boards of education and institutions of higher education for work assignments outside regular school days or regular employment duties or beyond contracted employment periods.

These sections are new; therefore, they have been completely underscored.