

H. B. 4054

(By Delegates M. Poling, Perry, Shaver,
Smith and D. Campbell)

[Introduced January 13, 2012; referred to the
Committee on Education then Finance.]

**FISCAL
NOTE**

A BILL to amend and reenact §18-9A-9 of the Code of West Virginia,
1931, as amended, relating to changing how the public school
support foundation allowance for current expense and
substitute employees is determined; basing a county's
foundation allowance on state-wide operation and maintenance
costs; and adjusting that allowance for net student population
and county density.

Be it enacted by the Legislature of West Virginia:

That §18-9A-9 of the Code of West Virginia, 1931, as amended,
be amended and reenacted to read as follows:

ARTICLE 9A. PUBLIC SCHOOL SUPPORT.

**§18-9A-9. Foundation allowance for other current expense and
substitute employees.**

The total allowance for other current expense and substitute
employees shall be the sum of the following:

~~(1) For current expense, ten percent of the sum of the~~

1 ~~computed state allocation for professional educators, professional~~
 2 ~~student support personnel and service personnel as determined in~~
 3 ~~sections four, five and eight of this article. Distribution to the~~
 4 ~~counties shall be made proportional to the average of each county's~~
 5 ~~average daily attendance for the preceding year and the county's~~
 6 ~~second month net enrollment; plus~~

7 (1) For each county for current expense, the state average
 8 expenditure per square foot for operation and maintenance for the
 9 latest available full fiscal year, exclusive of transportation and
 10 of all salaries, multiplied by the state average square footage per
 11 student of school buildings, multiplied by the net enrollment of
 12 the county and then, by the following percentage:

13 (A) For each high-density county, eighty percent;

14 (B) For each medium-density county, eighty-one and sixty-three
 15 one hundredths percent;

16 (C) For each low-density county, eighty-three and thirty-four
 17 one hundredths percent; and

18 (D) For each sparse-density county, eighty-five percent; plus

19 (2) For professional educator substitutes or current expense,
 20 two and five-tenths percent of the computed state allocation for
 21 professional educators and professional student support personnel
 22 as determined in sections four and eight of this article.
 23 Distribution to the counties shall be made proportional to the
 24 number of professional educators and professional student support

1 personnel authorized for the county in compliance with sections
2 four and eight of this article; plus

3 (3) For service personnel substitutes or current expense, two
4 and five-tenths percent of the computed state allocation for
5 service personnel as determined in section five of this article.
6 Distribution to the counties shall be made proportional to the
7 number of service personnel authorized for the county in compliance
8 with section five of this article; plus

9 (4) For academic materials, supplies and equipment for use in
10 instructional programs, \$200 multiplied by the number of
11 professional instructional personnel and professional student
12 support personnel employed in the schools of the county.
13 Distribution shall be made to each county for allocation to the
14 faculty senate of each school in the county on the basis of \$200
15 per professional instructional personnel employed at the school.
16 Faculty Senate means a faculty senate created pursuant to section
17 five, article five-a of this chapter. Decisions for the expenditure
18 of such funds shall be made at the school level by the faculty
19 senate in accordance with the provisions of ~~said~~ section five,
20 article five-a and shall not be used to supplant the current
21 expense expenditures of the county. Beginning ~~on~~ September 1,
22 1994, and every September thereafter, county boards shall forward
23 to each school for the use by faculty senates the appropriation
24 specified in this section. Each school ~~shall be~~ is responsible for

1 keeping accurate records of expenditures.

NOTE: The purpose of this bill is to change the foundation allowance for current expense and substitute employees of the public school support plan. The bill replaces the current ten percent allowance adjusted by school attendance with one that is based on state-wide operation and maintenance costs of schools adjusted by net student population and whether the county is a high, medium, low or sparse-density county.

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