

1 ENGROSSED

2 COMMITTEE SUBSTITUTE

3 FOR

4 **Senate Bill No. 347**

5 (By Senators Snyder, Miller, Green, Sypolt, Unger and  
6 Fitzsimmons)

7 \_\_\_\_\_  
8 [Originating in the Committee on the Judiciary;  
9 reported April 1, 2013.]

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13 A BILL to amend the Code of West Virginia, 1931, as amended, by  
14 adding thereto a new section, designated §6C-3-2a, relating to  
15 requiring the Public Employees Grievance Board in conjunction  
16 with the Division of Personnel to provide training seminars  
17 for chief administrators and persons who conduct level one  
18 hearings and conferences under the public employees' grievance  
19 process; stating certain training requirements; requiring  
20 chief administrators and persons who conduct level one  
21 hearings and conferences to obtain certain training; and  
22 permitting a registration fee for the training.

23 *Be it enacted by the Legislature of West Virginia:*

24 That the Code of West Virginia, 1931, as amended, be amended

1 by adding thereto a new section, designated §6C-3-2a, to read as  
2 follows:

3 **ARTICLE 3. WEST VIRGINIA PUBLIC EMPLOYEES GRIEVANCE BOARD.**

4 **§6C-3-2a. Level one hearing and conference training seminars.**

5 (a) The Public Employees Grievance Board, in conjunction with  
6 the Division of Personnel, shall provide at least one training  
7 seminar each year for chief administrators and persons who conduct  
8 level one hearings and conferences, under the provisions of article  
9 two of this chapter, to help ensure level one hearings and  
10 conferences are being conducted in a uniform manner. The Public  
11 Employees Grievance Board, in conjunction with the Division of  
12 Personnel, shall also create a version of the training appropriate  
13 for teaching over the Internet and place the training on the Public  
14 Employees Grievance Board website.

15 (b) Each training seminar shall include instruction on the  
16 following:

17 (1) The time limits involved in a grievance;

18 (2) The process and procedure for each level of the grievance  
19 procedure;

20 (3) The rights of participants in the grievance procedure;

21 (4) Writing the decision; and

22 (5) Any other topic the Public Employees Grievance Board or  
23 the Division of Personnel determine necessary or informative.

24 (c) On and after January 1, 2014, all chief administrators and

1 persons who conduct level one hearings and conferences, under the  
2 provisions of article two of this chapter, shall have attended a  
3 training seminar provided in accordance with this section.

4 (d) A newly appointed chief administrator and a newly  
5 appointed person who conducts level one hearings and conferences,  
6 under the provisions of article two of this chapter, shall attend  
7 the training seminar prior to conducting level one hearings and  
8 conferences: *Provided*, That a newly appointed chief administrator  
9 or a newly appointed person who conducts level one hearings and  
10 conferences may conduct a level one hearing or conference if, prior  
11 to the level one hearing or conference, the person both completes  
12 the online version of the training authorized by subsection (a) of  
13 this section and agrees to complete the full training the next time  
14 the full training is offered.

15 (e) The Public Employees Grievance Board and the Division of  
16 Personnel may charge a registration fee for the training seminar to  
17 cover the cost of providing the training seminar.