

1 **H. B. 2340**

2  
3 (By Delegates M. Smith, Lawrence, Poore and Wells)  
4 [Introduced February 13, 2013; referred to the  
5 Committee on Education then Finance.]  
6

**FISCAL  
NOTE**

7  
8  
9  
10 A BILL to amend the Code of West Virginia, 1931, as amended, by  
11 adding thereto two new sections, designated §18A-4-2c and  
12 §18A-4-8j; and to amend said code by adding thereto a new  
13 section, designated §18B-7-1a, all relating to providing pay  
14 rates for teachers and other personnel employed by county  
15 boards of education and institutions of higher education for  
16 work assignments outside of regular school days or regular  
17 employment duties or beyond contracted employment periods.

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

19 That the Code of West Virginia, 1931, as amended, be amended  
20 by adding thereto two new sections, designated §18A-4-2c and §18A-  
21 4-8j; and to amend said code by adding thereto a new section,  
22 designated §18B-7-1a, all to read as follows:

23 **CHAPTER 18A. SCHOOL PERSONNEL.**

24 **ARTICLE 4. SALARIES, WAGES AND OTHER BENEFITS.**

1 **§18A-4-2c. Teacher pay rate for work assignment outside regular**  
2 **school day or beyond a contracted employment period.**

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

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

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

22 **CHAPTER 18B. HIGHER EDUCATION.**

23 **ARTICLE 7. PERSONNEL GENERALLY.**

1 §18B-7-1a. Employee pay rate for work assignment outside regular  
2 employment duties or beyond contracted employment  
3 terms.

4 An employee of an institution of higher education performing  
5 any work assignment outside the regular employment duties or beyond  
6 contracted employment terms shall be compensated at a rate of pay  
7 equal to or greater than the calculated daily rate of pay based on  
8 the employee's current salary. All statutory and policy protections  
9 provided to the employee during regular employment extend to the  
10 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.