

# **WEST VIRGINIA LEGISLATURE**

## **2021 REGULAR SESSION**

**Introduced**

### **House Bill 2144**

BY DELEGATES TONEY, ROWAN AND PAYNTER

[Introduced February 10, 2021; Referred to the  
Committee on Education then Finance]

1 A BILL to amend and reenact §18A-4-8 of the Code of West Virginia, 1931, as amended, relating  
2 to modifying the definitions and pay grades of certain school cafeteria personnel.

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

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

**§18A-4-8. Employment term and class titles of service personnel; definitions.**

1 (a) The purpose of this section is to establish an employment term and class titles for  
2 service personnel. The employment term for service personnel may not be less than 10 months.  
3 A month is defined as 20 employment days. The county board may contract with all or part of  
4 these service personnel for a longer term.

5 (b) Service personnel employed on a yearly or 12-month basis may be employed by  
6 calendar months. Whenever there is a change in job assignment during the school year, the  
7 minimum pay scale and any county supplement are applicable.

8 (c) Service personnel employed in the same classification for more than the 200-day  
9 minimum employment term are paid for additional employment at a daily rate of not less than the  
10 daily rate paid for the 200-day minimum employment term.

11 (d) A service person may not be required to report for work more than five days per week  
12 without his or her agreement, and no part of any working day may be accumulated by the  
13 employer for future work assignments, unless the employee agrees thereto.

14 (e) If a service person whose regular work week is scheduled from Monday through Friday  
15 agrees to perform any work assignments on a Saturday or Sunday, the service person is paid for  
16 at least one-half day of work for each day he or she reports for work. If the service person works  
17 more than three and one-half hours on any Saturday or Sunday, he or she is paid for at least a  
18 full day of work for each day.

19 (f) A custodian, aide, maintenance, office and school lunch service person required to  
20 work a daily work schedule that is interrupted is paid additional compensation in accordance with  
21 this subsection.

22 (1) A maintenance person means a person who holds a classification title other than in a  
23 custodial, aide, school lunch, office or transportation category as provided in §18A-1-1 of this  
24 code.

25 (2) A service person's schedule is considered to be interrupted if he or she does not work  
26 a continuous period in one day. Aides are not regarded as working an interrupted schedule when  
27 engaged exclusively in the duties of transporting students;

28 (3) The additional compensation provided in this subsection:

29 (A) Is equal to at least one eighth of a service person's total salary as provided by the  
30 state minimum pay scale and any county pay supplement; and

31 (B) Is payable entirely from county board funds.

32 (g) When there is a change in classification or when a service person meets the  
33 requirements of an advanced classification, his or her salary shall be made to comply with the  
34 requirements of this article and any county salary schedule in excess of the minimum  
35 requirements of this article, based upon the service person's advanced classification and  
36 allowable years of employment.

37 (h) A service person's contract, as provided in §18A-2-5 of this code, shall state the  
38 appropriate monthly salary the employee is to be paid, based on the class title as provided in this  
39 article and on any county salary schedule in excess of the minimum requirements of this article.

40 (i) The column heads of the state minimum pay scale and class titles, set forth in ~~section~~  
41 ~~eight-a of this article~~ §18A-4-8a of this code, are defined as follows:

42 (1) "Pay grade" means the monthly salary applicable to class titles of service personnel;

43 (2) "Years of employment" means the number of years which an employee classified as a  
44 service person has been employed by a county board in any position prior to or subsequent to  
45 the effective date of this section and includes service in the armed forces of the United States, if  
46 the employee was employed at the time of his or her induction. For the purpose of ~~section eight-~~  
47 ~~a of this article~~ §18A-4-8a of this code, years of employment is limited to the number of years

48 shown and allowed under the state minimum pay scale as set forth in ~~section eight-a of this article~~  
49 §18A-4-8a of this code;

50 (3) "Class title" means the name of the position or job held by a service person;

51 (4) "Accountant I" means a person employed to maintain payroll records and reports and  
52 perform one or more operations relating to a phase of the total payroll;

53 (5) "Accountant II" means a person employed to maintain accounting records and to be  
54 responsible for the accounting process associated with billing, budgets, purchasing and related  
55 operations;

56 (6) "Accountant III" means a person employed in the county board office to manage and  
57 supervise accounts payable, payroll procedures, or both;

58 (7) "Accounts payable supervisor" means a person employed in the county board office  
59 who has primary responsibility for the accounts payable function and who either has completed  
60 12 college hours of accounting courses from an accredited institution of higher education or has  
61 at least eight years of experience performing progressively difficult accounting tasks.  
62 Responsibilities of this class title may include supervision of other personnel;

63 (8) "Aide I" means a person selected and trained for a teacher-aide classification such as  
64 monitor aide, clerical aide, classroom aide or general aide;

65 (9) "Aide II" means a service person referred to in the "Aide I" classification who has  
66 completed a training program approved by the state board, or who holds a high school diploma  
67 or has received a general educational development certificate. Only a person classified in an Aide  
68 II class title may be employed as an aide in any special education program

69 (10) "Aide III" means a service person referred to in the "Aide I" classification who holds a  
70 high school diploma or a general educational development certificate; and

71 (A) Has completed six semester hours of college credit at an institution of higher  
72 education; or

73 (B) Is employed as an aide in a special education program and has one year's experience

74 as an aide in special education;

75 (11) "Aide IV" means a service person referred to in the "Aide I" classification who holds a  
76 high school diploma or a general educational development certificate; and

77 (A) Has completed 18 hours of State Board-approved college credit at a regionally  
78 accredited institution of higher education, or

79 (B) Has completed 15 hours of State Board-approved college credit at a regionally  
80 accredited institution of higher education; and has successfully completed an in-service training  
81 program determined by the State Board to be the equivalent of three hours of college credit;

82 (12) "Audiovisual technician" means a person employed to perform minor maintenance on  
83 audiovisual equipment, films, and supplies and who fills requests for equipment;

84 (13) "Auditor" means a person employed to examine and verify accounts of individual  
85 schools and to assist schools and school personnel in maintaining complete and accurate records  
86 of their accounts;

87 (14) "Autism mentor" means a person who works with autistic students and who meets  
88 standards and experience to be determined by the State Board. A person who has held or holds  
89 an aide title and becomes employed as an autism mentor shall hold a multiclassification status  
90 that includes both aide and autism mentor titles, in accordance with ~~section eight-b of this article~~  
91 §18A-4-8b of this code;

92 (15) "Braille specialist" means a person employed to provide braille assistance to students.  
93 A service person who has held or holds an aide title and becomes employed as a braille specialist  
94 shall hold a multiclassification status that includes both aide and braille specialist title, in  
95 accordance with ~~section eight-b of this article~~ §18A-4-8b of this code;

96 (16) "Bus operator" means a person employed to operate school buses and other school  
97 transportation vehicles as provided by the State Board;

98 (17) "Buyer" means a person employed to review and write specifications, negotiate  
99 purchase bids and recommend purchase agreements for materials and services that meet

100 predetermined specifications at the lowest available costs;

101 (18) "Cabinetmaker" means a person employed to construct cabinets, tables, bookcases  
102 and other furniture;

103 (19) "Cafeteria manager" means a person referred to in the Cook III classification who is  
104 employed to direct the operation of a food services program in a school, including assigning duties  
105 to employees, approving requisitions for supplies and repairs, keeping inventories, inspecting  
106 areas to maintain high standards of sanitation, monitoring freezers and temperatures on  
107 equipment, communicating with the food service supervisor or food service director, preparing  
108 financial reports and keeping records pertinent to food services of a school; an appropriate time  
109 per day will be for ordering/emailing and paper work as needed. Cafeteria managers will be  
110 classified as pay grade E beginning July 1, 2021;

111 (20) "Carpenter I" means a person classified as a carpenter's helper;

112 (21) "Carpenter II" means a person classified as a journeyman carpenter;

113 (22) "Chief mechanic" means a person employed to be responsible for directing activities  
114 which ensure that student transportation or other county board-owned vehicles are properly and  
115 safely maintained;

116 (23) "Clerk I" means a person employed to perform clerical tasks;

117 (24) "Clerk II" means a person employed to perform general clerical tasks, prepare reports  
118 and tabulations, and operate office machines;

119 (25) "Computer operator" means a qualified person employed to operate computers;

120 (26) "Cook I" means a person employed as a cook's helper;

121 (27) "Cook II" means a person employed to ~~interpret menus and to~~ prepare and serve  
122 meals in a food service program of a school. This definition includes a service person who has  
123 been employed as a "Cook I" for a period of four years;

124 (28) "Cook III" means a person employed to assist the cafeteria manager, interpret menus  
125 and to prepare and serve meals, make reports, prepare requisitions for supplies, order equipment

126 and repairs for a food service program of a school system, and act as the cafeteria manager if  
127 that employee is absent;

128 (29) "Crew leader" means a person employed to organize the work for a crew of  
129 maintenance employees to carry out assigned projects;

130 (30) "Custodian I" means a person employed to keep buildings clean and free of refuse;

131 (31) "Custodian II" means a person employed as a watchman or groundsman;

132 (32) "Custodian III" means a person employed to keep buildings clean and free of refuse,  
133 to operate the heating or cooling systems and to make minor repairs;

134 (33) "Custodian IV" means a person employed as a head custodian. In addition to  
135 providing services as defined in "Custodian III" duties may include supervising other custodian  
136 personnel;

137 (34) "Director or coordinator of services" means an employee of a county board who is  
138 assigned to direct a department or division.

139 (A) Nothing in this subdivision prohibits a professional person or a professional educator  
140 from holding this class title;

141 (B) Professional personnel holding this class title may not be defined or classified as  
142 service personnel unless the professional person held a service personnel title under this section  
143 prior to holding the class title of "director or coordinator of services;"

144 (C) The director or coordinator of services is classified either as a professional person or  
145 a service person for state aid formula funding purposes;

146 (D) Funding for the position of director or coordinator of services is based upon the  
147 employment status of the director or coordinator either as a professional person or a service  
148 person; and

149 (E) A person employed under the class title "director or coordinator of services" may not  
150 be exclusively assigned to perform the duties ascribed to any other class title as defined in this  
151 subsection: *Provided*, That nothing in this paragraph prohibits a person in this position from being

152 multi-classified;

153 (35) “Draftsman” means a person employed to plan, design and produce detailed  
154 architectural/engineering drawings;

155 (36) “Early childhood classroom assistant teacher I” means a person who does not  
156 possess minimum requirements for the permanent authorization requirements, but is enrolled in  
157 and pursuing requirements;

158 (37) “Early childhood classroom assistant teacher II” means a person who has completed  
159 the minimum requirements for a state-awarded certificate for early childhood classroom assistant  
160 teachers as determined by the State Board;

161 (38) “Early childhood classroom assistant teacher III” means a person who has completed  
162 permanent authorization requirements, as well as additional requirements comparable to current  
163 paraprofessional certificate;

164 (39) “Educational sign language interpreter I” means a person employed to provide  
165 communication access across all educational environments to students who are deaf or hard of  
166 hearing, and who holds the Initial Paraprofessional Certificate – Educational Interpreter pursuant  
167 to State Board policy;

168 (40) “Educational sign language interpreter II” means a person employed to provide  
169 communication access across all educational environments to students who are deaf or hard of  
170 hearing, and who holds the Permanent Paraprofessional Certificate – Educational Interpreter  
171 pursuant to State Board policy;

172 (41) “Electrician I” means a person employed as an apprentice electrician helper or one  
173 who holds an electrician helper license issued by the State Fire Marshal;

174 (42) “Electrician II” means a person employed as an electrician journeyman or one who  
175 holds a journeyman electrician license issued by the State Fire Marshal;

176 (43) “Electronic technician I” means a person employed at the apprentice level to repair  
177 and maintain electronic equipment;



178           ~~(44)~~ “Electronic technician II” means a person employed at the journeyman level to repair  
179 and maintain electronic equipment;

180           ~~(45)~~ “Executive secretary” means a person employed as secretary to the county school  
181 superintendent or as a secretary who is assigned to a position characterized by significant  
182 administrative duties;

183           ~~(46)~~ “Food services supervisor” means a qualified person who is not a professional person  
184 or professional educator as defined in §18A-1-1 of this code. The food services supervisor is  
185 employed to manage and supervise a county school system’s food service program. The duties  
186 include preparing in-service training programs for cooks and food service employees, instructing  
187 personnel in the areas of quantity cooking with economy and efficiency and keeping aggregate  
188 records and reports;

189           (47) “Foreman” means a skilled person employed to supervise personnel who work in the  
190 areas of repair and maintenance of school property and equipment;

191           (48) “General maintenance” means a person employed as a helper to skilled maintenance  
192 employees, and to perform minor repairs to equipment and buildings of a county school system;

193           (49) “Glazier” means a person employed to replace glass or other materials in windows  
194 and doors and to do minor carpentry tasks;

195           (50) “Graphic artist” means a person employed to prepare graphic illustrations;

196           (51) “Groundsman” means a person employed to perform duties that relate to the  
197 appearance, repair and general care of school grounds in a county school system. Additional  
198 assignments may include the operation of a small heating plant and routine cleaning duties in  
199 buildings;

200           (52) “Handyman” means a person employed to perform routine manual tasks in any  
201 operation of the county school system;

202           (53) “Heating and air conditioning mechanic I” means a person employed at the apprentice  
203 level to install, repair and maintain heating and air conditioning plants and related electrical

204 equipment;

205 (54) "Heating and air conditioning mechanic II" means a person employed at the  
206 journeyman level to install, repair and maintain heating and air conditioning plants and related  
207 electrical equipment;

208 (55) "Heavy equipment operator" means a person employed to operate heavy equipment;

209 (56) "Inventory supervisor" means a person employed to supervise or maintain operations  
210 in the receipt, storage, inventory and issuance of materials and supplies;

211 (57) "Key punch operator" means a qualified person employed to operate key punch  
212 machines or verifying machines;

213 (58) "Licensed practical nurse" means a nurse, licensed by the West Virginia Board of  
214 Examiners for Licensed Practical Nurses, employed to work in a public school under the  
215 supervision of a school nurse;

216 (59) "Locksmith" means a person employed to repair and maintain locks and safes;

217 (60) "Lubrication man" means a person employed to lubricate and service gasoline or  
218 diesel-powered equipment of a county school system;

219 (61) "Machinist" means a person employed to perform machinist tasks which include the  
220 ability to operate a lathe, planer, shaper, threading machine and wheel press. A person holding  
221 this class title also should have the ability to work from blueprints and drawings;

222 (62) "Mail clerk" means a person employed to receive, sort, dispatch, deliver or otherwise  
223 handle letters, parcels and other mail;

224 (63) "Maintenance clerk" means a person employed to maintain and control a stocking  
225 facility to keep adequate tools and supplies on hand for daily withdrawal for all school  
226 maintenance crafts;

227 (64) "Mason" means a person employed to perform tasks connected with brick and block  
228 laying and carpentry tasks related to these activities;

229 (65) "Mechanic" means a person employed to perform skilled duties independently in the

230 maintenance and repair of automobiles, school buses and other mechanical and mobile  
231 equipment to use in a county school system;

232 (66) "Mechanic assistant" means a person employed as a mechanic apprentice and  
233 helper;

234 (67) "Multiclassification" means a person employed to perform tasks that involve the  
235 combination of two or more class titles in this section. In these instances the minimum salary  
236 scale is the higher pay grade of the class titles involved;

237 (68) "Office equipment repairman I" means a person employed as an office equipment  
238 repairman apprentice or helper;

239 (69) "Office equipment repairman II" means a person responsible for servicing and  
240 repairing all office machines and equipment. A person holding this class title is responsible for the  
241 purchase of parts necessary for the proper operation of a program of continuous maintenance  
242 and repair;

243 (70) "Painter" means a person employed to perform duties painting, finishing and  
244 decorating wood, metal and concrete surfaces of buildings, other structures, equipment,  
245 machinery and furnishings of a county school system;

246 (71) "Paraprofessional" means a person certified pursuant to §18A-3-2a of this code to  
247 perform duties in a support capacity including, but not limited to, facilitating in the instruction and  
248 direct or indirect supervision of students under the direction of a principal, a teacher or another  
249 designated professional educator.

250 (A) A person employed on the effective date of this section in the position of an aide may  
251 not be subject to a reduction in force or transferred to create a vacancy for the employment of a  
252 paraprofessional;

253 (B) A person who has held or holds an aide title and becomes employed as a  
254 paraprofessional shall hold a multiclassification status that includes both aide and  
255 paraprofessional titles in accordance with ~~section eight-b of this article~~ §18A-4-8b of this code;

256 and

257 (C) When a service person who holds an aide title becomes certified as a paraprofessional  
258 and is required to perform duties that may not be performed by an aide without paraprofessional  
259 certification, he or she shall receive the paraprofessional title pay grade;

260 (72) "Payroll supervisor" means a person employed in the county board office who has  
261 primary responsibility for the payroll function and who either has completed 12 college hours of  
262 accounting from an accredited institution of higher education or has at least eight years of  
263 experience performing progressively difficult accounting tasks. Responsibilities of this class title  
264 may include supervision of other personnel;

265 (73) "Plumber I" means a person employed as an apprentice plumber and helper;

266 (74) "Plumber II" means a person employed as a journeyman plumber;

267 (75) "Printing operator" means a person employed to operate duplication equipment, and  
268 to cut, collate, staple, bind and shelve materials as required;

269 (76) "Printing supervisor" means a person employed to supervise the operation of a print  
270 shop;

271 (77) "Programmer" means a person employed to design and prepare programs for  
272 computer operation;

273 (78) "Roofing/sheet metal mechanic" means a person employed to install, repair, fabricate  
274 and maintain roofs, gutters, flashing and duct work for heating and ventilation;

275 (79) "Sanitation plant operator" means a person employed to operate and maintain a water  
276 or sewage treatment plant to ensure the safety of the plant's effluent for human consumption or  
277 environmental protection;

278 (80) "School bus supervisor" means a qualified person:

279 (A) Employed to assist in selecting school bus operators and routing and scheduling  
280 school buses, operate a bus when needed, relay instructions to bus operators, plan emergency  
281 routing of buses and promote good relationships with parents, students, bus operators and other

282 employees; and

283 (B) Certified to operate a bus or previously certified to operate a bus;

284 (81) "Secretary I" means a person employed to transcribe from notes or mechanical  
285 equipment, receive callers, perform clerical tasks, prepare reports and operate office machines;

286 (82) "Secretary II" means a person employed in any elementary, secondary, kindergarten,  
287 nursery, special education, vocational, or any other school as a secretary. The duties may include  
288 performing general clerical tasks; transcribing from notes; stenotype, mechanical equipment or a  
289 sound-producing machine; preparing reports; receiving callers and referring them to proper  
290 persons; operating office machines; keeping records and handling routine correspondence.  
291 Nothing in this subdivision prevents a service person from holding or being elevated to a higher  
292 classification;

293 (83) "Secretary III" means a person assigned to the county board office administrators in  
294 charge of various instructional, maintenance, transportation, food services, operations and health  
295 departments, federal programs or departments with particular responsibilities in purchasing and  
296 financial control or any person who has served for eight years in a position which meets the  
297 definition of "Secretary II" or "Secretary III";

298 (84) "Sign support specialist" means a person employed to provide sign supported speech  
299 assistance to students who are able to access environments through audition. A person who has  
300 held or holds an aide title and becomes employed as a sign support specialist shall hold a  
301 multiclassification status that includes both aide and sign support specialist titles, in accordance  
302 with ~~section eight-b of this article~~ §18A-4-8b of this code.

303 (85) "Supervisor of maintenance" means a skilled person who is not a professional person  
304 or professional educator as defined in §18A-1-1 of this code. The responsibilities include directing  
305 the upkeep of buildings and shops, and issuing instructions to subordinates relating to cleaning,  
306 repairs and maintenance of all structures and mechanical and electrical equipment of a county  
307 board;

308 (86) "Supervisor of transportation" means a qualified person employed to direct school  
309 transportation activities properly and safely, and to supervise the maintenance and repair of  
310 vehicles, buses and other mechanical and mobile equipment used by the county school system.  
311 After July 1, 2010, all persons employed for the first time in a position with this classification title  
312 or in a multiclassification position that includes this title shall have five years of experience working  
313 in the transportation department of a county board. Experience working in the transportation  
314 department consists of serving as a bus operator, bus aide, assistant mechanic, mechanic, chief  
315 mechanic or in a clerical position within the transportation department;

316 (87) "Switchboard operator-receptionist" means a person employed to refer incoming  
317 calls, to assume contact with the public, to direct and to give instructions as necessary, to operate  
318 switchboard equipment and to provide clerical assistance;

319 (88) "Truck driver" means a person employed to operate light or heavy duty gasoline and  
320 diesel-powered vehicles;

321 (89) "Warehouse clerk" means a person employed to be responsible for receiving, storing,  
322 packing and shipping goods;

323 (90) "Watchman" means a person employed to protect school property against damage  
324 or theft. Additional assignments may include operation of a small heating plant and routine  
325 cleaning duties;

326 (91) "Welder" means a person employed to provide acetylene or electric welding services  
327 for a school system; and

328 (92) "WVEIS data entry and administrative clerk" means a person employed to work under  
329 the direction of a school principal to assist the school counselor or counselors in the performance  
330 of administrative duties, to perform data entry tasks on the West Virginia Education Information  
331 System, and to perform other administrative duties assigned by the principal.

332 (j) Notwithstanding any provision in this code to the contrary, and in addition to the  
333 compensation provided for service personnel in ~~section eight-a of this article~~ §18A-4-8a of this

334 code, each service person is entitled to all service personnel employee rights, privileges and  
335 benefits provided under this or any other chapter of this code without regard to the employee's  
336 hours of employment or the methods or sources of compensation.

337 (k) A service person whose years of employment exceeds the number of years shown and  
338 provided for under the state minimum pay scale set forth in ~~section eight-a of this article~~ §18A-4-  
339 8a of this code may not be paid less than the amount shown for the maximum years of  
340 employment shown and provided for in the classification in which he or she is employed.

341 (l) Each county board shall review each service person's job classification annually and  
342 shall reclassify all service persons as required by the job classifications. The state superintendent  
343 may withhold state funds appropriated pursuant to this article for salaries for service personnel  
344 who are improperly classified by the county boards. Further, the state superintendent shall order  
345 a county board to correct immediately any improper classification matter and, with the assistance  
346 of the Attorney General, shall take any legal action necessary against any county board to enforce  
347 the order.

348 (m) Without his or her written consent, a service person may not be:

349 (1) Reclassified by class title; or

350 (2) Relegated to any condition of employment which would result in a reduction of his or  
351 her salary, rate of pay, compensation or benefits earned during the current fiscal year; or for which  
352 he or she would qualify by continuing in the same job position and classification held during that  
353 fiscal year and subsequent years.

354 (n) Any county board failing to comply with the provisions of this article may be compelled  
355 to do so by mandamus and is liable to any party prevailing against the board for court costs and  
356 the prevailing party's reasonable attorney fee, as determined and established by the court.

357 (o) Notwithstanding any provision of this code to the contrary, a service person who holds  
358 a continuing contract in a specific job classification and who is physically unable to perform the  
359 job's duties as confirmed by a physician chosen by the employee, shall be given priority status

360 over any employee not holding a continuing contract in filling other service personnel job  
361 vacancies if the service person is qualified as provided in ~~section eight-e of this article~~ §18A-4-8e  
362 of this code.

363 (p) Any person employed in an aide position on the effective date of this section may not  
364 be transferred or subject to a reduction in force for the purpose of creating a vacancy for the  
365 employment of a licensed practical nurse.

366 (q) Without the written consent of the service person, a county board may not establish  
367 the beginning work station for a bus operator or transportation aide at any site other than a county  
368 board-owned facility with available parking. The workday of the bus operator or transportation  
369 aide commences at the bus at the designated beginning work station and ends when the  
370 employee is able to leave the bus at the designated beginning work station, unless he or she  
371 agrees otherwise in writing. The application or acceptance of a posted position may not be  
372 construed as the written consent referred to in this subsection.

373 (r) Itinerant status means a service person who does not have a fixed work site and may  
374 be involuntarily reassigned to another work site. A service person is considered to hold itinerant  
375 status if he or she has bid upon a position posted as itinerant or has agreed to accept this status.  
376 A county board may establish positions with itinerant status only within the aide and autism mentor  
377 classification categories and only when the job duties involve exceptional students. A service  
378 person with itinerant status may be assigned to a different work site upon written notice 10 days  
379 prior to the reassignment without the consent of the employee and without posting the vacancy.  
380 A service person with itinerant status may be involuntarily reassigned no more than twice during  
381 the school year. At the conclusion of each school year, the county board shall post and fill,  
382 pursuant to ~~section eight-b of this article~~ §18A-4-8b of this code, all positions that have been filled  
383 without posting by a service person with itinerant status. A service person who is assigned to a  
384 beginning and ending work site and travels at the expense of the county board to other work sites  
385 during the daily schedule, is not considered to hold itinerant status.



386 (s) Any service person holding a classification title on June 30, 2013, that is removed from  
387 the classification schedule pursuant to amendment and reenactment of this section in the year  
388 2013, has his or her employment contract revised as follows:

389 (1) Any service person holding the braille or sign language specialist classification title has  
390 that classification title renamed on his or her employment contract as either braille specialist or  
391 sign support specialist. This action does not result in a loss or reduction of salary or supplement  
392 by any employee. Any seniority earned in the braille or sign language specialist classification prior  
393 to July 1, 2013, continues to be credited as seniority earned in the braille specialist or sign support  
394 specialist classification;

395 (2) Any service person holding the paraprofessional classification title and holding the  
396 initial paraprofessional certificate – educational interpreter has the title educational sign language  
397 interpreter I added to his or her employment contract. This action does not result in a loss or  
398 reduction of salary or supplement by any employee. Any seniority earned in the paraprofessional  
399 classification prior to July 1, 2013, continues to be credited as seniority earned in the educational  
400 sign language interpreter I classification; and

401 (3) Any service person holding the paraprofessional classification title and holding the  
402 permanent paraprofessional certificate – educational interpreter has the title educational sign  
403 language interpreter II added to his or her employment contract. This action does not result in a  
404 loss or reduction of salary or supplement by any employee. Any seniority earned in the  
405 paraprofessional classification prior to July 1, 2013, continues to be credited as seniority earned  
406 in the educational sign language interpreter II classification;

407 (t) Any person employed as an aide in a kindergarten program who is eligible for full  
408 retirement benefits before the first day of the instructional term in the 2020-2021 school year, may  
409 not be subject to a reduction in force or transferred to create a vacancy for the employment of a  
410 less senior early childhood classroom assistant teacher;

411 (u) A person who has held or holds an aide title and becomes employed as an early

412 childhood classroom assistant teacher shall hold a multiclassification status that includes aide  
413 and/or paraprofessional titles in accordance with section eight-b of this article.

NOTE: The purpose of this bill is to modify the definitions and pay grades of certain school cafeteria personnel.

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