

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-THIRD LEGISLATURE
REGULAR SESSION, 2018
FORTY-SECOND DAY

Charleston, West Virginia, Tuesday, February 20, 2018

The Senate met at 11:15 a.m.

(Senator Carmichael, Mr. President, in the Chair.)

Prayer was offered by Pastor Steve Harley, Gateway Christian Church, Scott Depot, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Corey Palumbo, a senator from the seventeenth district.

Pending the reading of the Journal of Monday, February 19, 2018,

At the request of Senator Maroney, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Senate proceeded to the second order of business and the introduction of guests.

The Senate then proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill 2464—A Bill to amend and reenact §46A-6-107 of the Code of West Virginia, 1931, as amended, relating to disclaimers and exclusions of warranties in consumer transactions for goods; permitting waivers of warranty for defects and malfunctions in certain used manufactured homes; permitting waivers of express and implied warranties in the sale of certain used manufactured homes; and providing for the manner and content of waivers executed by the buyer and seller for the sale of certain used manufactured homes.

Referred to the Committee on the Judiciary.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 4376—A Bill expiring funds to the balance of the Department of Health and Human Resources, Division of Health — Medical Cannabis Program Fund, fund 5420, fiscal year 2018, organization 0506, in the amount of \$2,953,990 from the Department of Health and Human Resource, Division of Health – The Vital Statistics Account, fund 5144, fiscal year 2018, organization 0506, and making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2018, to the Department of Health and Human Resource, Division of Health – The Vital Statistics Account, fund 5144, fiscal year 2018, organization 0506, to the Department of Health and Human Resources, Division of Health - Laboratory Services Fund, fund 5163, fiscal year 2018, organization 0506, to the Department of Health and Human Resource, Division of Health – Medical Cannabis Program Fund, fund 5420, fiscal year 2018, organization 0506, and to the Department of Health and Human Resources, Division of Human Services – Health Care Provider Tax, Medicaid State Share Fund, fund 5090, fiscal year 2018, organization 0511, by supplementing and amending chapter one, Acts of the Legislature, 1st extraordinary session, 2017, known as the budget bill.

Referred to the Committee on Finance.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 4389—A Bill expiring funds to the balance of the West Virginia Enterprise Resource Planning Board - Enterprise Resource Planning System Fund, fund 9080, fiscal year 2018, organization 0947, in the amount of \$1,133,000 from the Auditor's Office – Securities Regulation Fund, fund 1225, fiscal year 2018, organization 1200, and in the amount of \$1,133,000 from the Treasurer's Office, Banking Services Expense Fund, fund 1322, fiscal year 2018, organization 1300 for the fiscal year ending June 30, 2018.

Referred to the Committee on Finance.

A message from the Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill 4400—A Bill to repeal §33-20F-6 of the Code of West Virginia, 1931, as amended, and to amend and reenact §33-20F-3, §33-20F-5, and §33-20F-9 of said code, all relating to the West Virginia Physicians Mutual Insurance Company; removing language that is no longer relevant to the operation of the company as a private mutual insurance company; and adding language to accommodate policies written to physicians outside the State of West Virginia.

Referred to the Committee on the Judiciary.

A message from the Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill 4473—A Bill to amend and reenact §6B-2B-1, §6B-2B-2 and §6B-2B-4 of the Code of West Virginia, 1931, as amended, all relating to use of state funds for advertising to promote a public official or government office; defining terms; and clarifying limitations on the production of educational materials and press releases produced with public funds.

Referred to the Committee on the Judiciary.

The Senate proceeded to the fourth order of business.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 19th day of February, 2018, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(S. B. 62), Adjusting requirements for hiring school attendance directors.

And,

(Com. Sub. for H. B. 2546), Allowing replacement costs of employer provided property to be deducted from an employee's final paycheck if the property is not returned.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Roger Hanshaw,
Chair, House Committee.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Com. Sub. for Senate Bill 30, Relating generally to hunting with dogs.

And reports the same back with the recommendation that it do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Maynard, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

Senate Bill 112, Clarifying that natural resources police officers' subsistence allowance is pensionable.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on Pensions.

Respectfully submitted,

Mark R. Maynard,
Chair.

At the request of Senator Karnes, as chair of the Committee on Pensions, unanimous consent was granted to dispense with the second committee reference of the bill contained in the foregoing report from the Committee on Natural Resources.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Com. Sub. for Senate Bill 307 (originating in the Committee on Transportation and Infrastructure), Declaring fundraising on state highway or roadway by volunteer fire department is not obstruction or nuisance.

And reports back a committee substitute for same with the following title:

Com. Sub. for Com. Sub. for Senate Bill 307 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §17-16-1 of the Code of West Virginia, 1931, as amended, relating to declaring that fundraising conducted by a volunteer fire department, school sponsored or approved group, bona fide charity, or non-profit entity on a state highway or roadway within the boundaries of a municipality does not constitute an obstruction or nuisance if done during daylight hours, at signal controlled intersections requiring all vehicles to stop, or at a location approved by municipal law enforcement.

With the recommendation that the committee substitute for committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Blair, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Com. Sub. for Senate Bill 359, Authorizing Supreme Court establish curricula for mental hygiene commissioners and certain magistrates.

Com. Sub. for Senate Bill 467, Relating generally to Public Defender Services.

Com. Sub. for Senate Bill 490, Relating to Revised Uniform Athlete Agents Act of 2015.

And,

Com. Sub. for Senate Bill 501, Relating to accrued benefit of retirees in Deputy Sheriff Retirement System.

And reports the same back with the recommendation that they each do pass.

Respectfully submitted,

Craig Blair,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 491, Establishing fee for expungement of certain criminal convictions.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 491 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §61-11-26 of the Code of West Virginia, 1931, as amended, relating to distribution of portions of the filing fee charged for the expungement of certain criminal convictions upon proper petition.

And,

Senate Bill 549, Creating felony offense of intimidation or harassment of certain persons that causes injury or loss to person or property.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 549 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §61—5—27 of the Code of West Virginia, 1931, as amended, relating to equalizing the criminal penalties for intimidating and retaliating against public officers and employees, jurors, and witnesses; increasing penalty for intimidation of such persons to a felony; and establishing criminal penalties.

With the recommendation that the two committee substitutes do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Azinger, from the Committee on Banking and Insurance, submitted the following report, which was received:

Your Committee on Banking and Insurance has had under consideration

Senate Bill 493, Relating to WV Life and Health Insurance Guaranty Association Act.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 493 (originating in the Committee on Banking and Insurance)—A Bill to repeal §33-26B-1, §33-26B-2, §33-26B-3, §33-26B-4, §33-26B-5, §33-26B-6, §33-26B-7,

§33-26B-8, §33-26B-9, §33-26B-10, §33-26B-11, §33-26B-12, §33-26B-13, §33-26B-14, §33-26B-15, and §33-26B-16 of the Code of West Virginia, 1931, as amended; and to amend and reenact §33-26A-2, §33-26A-3, §33-26A-5, §33-26A-6, §33-26A-7, §33-26A-8, §33-26A-9, §33-26A-11, §33-26A-12, §33-26A-14, and §33-26A-19 of this code, all relating to guaranty associations; repealing West Virginia Health Maintenance Organization Guaranty Association Act; and updating West Virginia Life and Health Insurance Guaranty Association Act to maintain consistency with National Association of Insurance Commissioners Life and Health Insurance Guaranty Association Model Act.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Michael T. Azinger,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 521, Requiring chief executive of municipal law-enforcement agency be certified law-enforcement officer.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 521 (originating in the Committee on the Judiciary)—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §30-29-13, relating to requiring any newly appointed chief executive of a municipal law-enforcement agency to be a certified law-enforcement officer; and providing that chief executives employed prior to the effective date are exempt from this requirement.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 535, Dedicating increased court fees in criminal cases to fund training programs for law-enforcement officers.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 535 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §30-29-4 of the Code of West Virginia, 1931, as amended, relating to increasing a fee added to the usual court costs of all criminal proceedings and increasing fee

added to the amount of any cash or property bond posted for violation of any criminal law, the proceeds of which are dedicated to the funding of training, professional development, and certification programs for law-enforcement officers and to paying the expenses of the Law Enforcement Professional Standards Subcommittee.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 576, Relating to Patient Injury Compensation Fund.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Charles S. Trump IV,
Chair.

At the request of Senator Blair, as chair of the Committee on Finance, unanimous consent was granted to dispense with the second committee reference of the bill contained in the foregoing report from the Committee on the Judiciary.

Senator Blair, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Eng. Com. Sub. for House Bill 4024, Relating generally to direct cremation or direct burial expenses for indigent persons.

And has amended same.

And reports the same back with the recommendation that it do pass, as amended.

Respectfully submitted,

Craig Blair,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Eng. Com. Sub. for House Bill 4169, Requiring certain establishments and facilities to post human trafficking assistance notices.

And has amended same.

And reports the same back with the recommendation that it do pass, as amended.

Respectfully submitted,

Charles S. Trump,
Chair.

The Senate proceeded to the sixth order of business.

Senators Unger, Rucker, Blair, Trump, Plymale, and Beach offered the following resolution:

Senate Resolution 46—Recognizing the achievements and contributions of Berkeley County and its citizens to the great State of West Virginia.

Whereas, Berkeley County was founded in 1772, named for Lord Norborne Berkeley, and has a population of 104,169 people, making it the second most populated county in the state and the second oldest county in the state; and

Whereas, Berkeley County is located in the Eastern Panhandle, bordering Maryland to the north and Virginia to the south, and in close proximity to many major cities; and

Whereas, Martinsburg, named for Thomas Bryan Martin, is located in Berkeley County, and continues to be the focus of business in the county; and

Whereas, In the 1840s, the development of the B&O Railroad helped boost Berkeley County's economy by providing excellent transportation and helped transport goods; and

Whereas, Berkeley County was and is known for its apples, socks, frocks, and rocks, with a booming apple industry, garment industry, woolen mills, and limestone quarries in its rich valley land along many streams; and

Whereas, Many notable people have come from Berkeley County, such as surgeon and soldier Adam Stephen, Admiral Charles Boarman, Minister to France, Charles James Faulkner, Sr., and foremost journalist and illustrator, David Hunter Strother; and

Whereas, In 2014, Berkeley won second place in the Clean County Contest during the West Virginia Educational Conference on Litter Control and Solid Waste Management and the county won first place in the contest in 2015 and 2016; and

Whereas, In 2016, the Department of Environment Protection recognized Berkeley County schools for their energy efficiency and the Berkeley County Sheriff's Department was recognized as being number one in DUI arrests by the Safe Community Program; and

Whereas, Martinsburg has Berkeley County placed on the National Register of Historic Places with nine historic districts; and

Whereas, Berkeley County is already a landing spot for many major industries and employers throughout the country such as GM, Quad Graphics, Macy's, and Procter & Gamble.

Whereas, Procter & Gamble's new facility is scheduled to begin production in the first quarter of 2018. The construction of the facility in Berkeley County has created 1,000 temporary construction and 900 full-time jobs; and

Whereas, Berkeley County is a place where small-town communities thrive in a vibrant economy, offering art, history, and more; therefore, be it

Resolved by the Senate:

That the Senate hereby recognizes the achievements and contributions of Berkeley County and its citizens to the great State of West Virginia; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the appropriate representatives from Berkeley County.

At the request of Senator Unger, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Thereafter, at the request of Senator Ferns, and by unanimous consent, the remarks by Senators Unger, Rucker, Blair, Trump, and Plymale regarding the adoption of Senate Resolution 46 were ordered printed in the Appendix to the Journal.

On motion of Senator Ferns, at 11:42 a.m., the Senate recessed to present Senate Resolution 46.

The Senate reconvened at 11:46 a.m. today and resumed business under the sixth order, which agenda includes the making of main motions.

On motion of Senator Ferns, the Senate requested the return from the House of Delegates of **Eng. Senate Bill 398**, Relating to requirements for making consumer loans.

Passed by the Senate on yesterday, Monday, February 20, 2018,

The bill still being in the possession of the Senate,

On motion of Senator Ferns, the Senate reconsidered the vote as to the passage of the bill.

The vote thereon having been reconsidered,

The question again being "Shall Engrossed Senate Bill 398 pass?"

On the passage of the bill, the yeas were: Arvon, Azinger, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Gaunch, Karnes, Mann, Maroney, Maynard, Plymale, Rucker, Smith, Swope, Takubo, Trump, Weld, and Carmichael (Mr. President)—22.

The nays were: Baldwin, Beach, Facemire, Jeffries, Ojeda, Palumbo, Prezioso, Romano, Stollings, Sypolt, Unger, and Woelfel—12.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 398) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

The Senate proceeded to the seventh order of business.

Senate Concurrent Resolution 29, US Army SGT Benny Fleming Memorial Bridge.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Transportation and Infrastructure.

Senate Concurrent Resolution 30, Requesting study of legal procedures and fiscal means for state to acquire idle railway property.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on the Judiciary; and then to the Committee on Rules.

Senate Concurrent Resolution 31, Requesting study of eliminating “dead spots” in wireless coverage in WV.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Government Organization; and then to the Committee on Rules.

The Senate proceeded to the eighth order of business.

Eng. Com. Sub. for Com. Sub. for Senate Bill 319, Allowing individuals who completed home schooling be eligible for PROMISE scholarship without equivalent diploma.

On third reading, coming up in regular order, was read a third time and put upon its passage.

Pending discussion,

The question being “Shall Engrossed Committee Substitute for Committee Substitute for Senate Bill 319 pass?”

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for Com. Sub. for S. B. 319) passed with its title.

Senator Ferns moved that the bill take effect July 1, 2018.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for Com. Sub. for S. B. 319) takes effect July 1, 2018.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Senate Bill 406, Clarifying that ground emergency medical transportation is eligible for Medicare and Medicaid reimbursement.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 406) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for Senate Bill 415, Permitting wagering on certain professional or collegiate sports events authorized as WV Lottery Sports Wagering activities.

On third reading, coming up in regular order, was read a third time and put upon its passage.

Pending extended discussion,

(Senator Weld in the Chair.)

Pending discussion,

(Senator Carmichael, Mr. President, in the Chair.)

Pending discussion,

The question being "Shall Engrossed Committee Substitute for Senate Bill 415 pass?"

On the passage of the bill, the yeas were: Arvon, Baldwin, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Jeffries, Karnes, Mann, Maroney, Ojeda, Palumbo, Plymale, Rucker, Stollings, Swope, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—25.

The nays were: Azinger, Beach, Facemire, Gaunch, Maynard, Prezioso, Romano, Smith, and Sypolt—9.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 415) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Baldwin, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Jeffries, Karnes, Mann, Maroney, Ojeda, Palumbo, Plymale, Rucker, Stollings, Swope, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—25.

The nays were: Azinger, Beach, Facemire, Gaunch, Maynard, Prezioso, Romano, Smith, and Sypolt—9.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 415) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for Senate Bill 450, Collecting and analyzing statistical information pertaining to terminating pregnancies under Medicaid Program.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 450) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for Senate Bill 451, Relating generally to hunting and fishing.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—33.

The nays were: Azinger—1.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 451) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for Senate Bill 475, Industrial Hemp Development Act.

On third reading, coming up in regular order, was read a third time and put upon its passage.

Pending discussion,

The question being “Shall Engrossed Committee Substitute for Senate Bill 475 pass?”

On the passage of the bill, the yeas were: Arvon, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—33.

The nays were: Azinger—1.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 475) passed.

On motion of Senator Sypolt, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Com. Sub. for Senate Bill 475—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §19-16-3a, all relating generally to industrial hemp; authorizing the Commissioner of Agriculture to create and administer an industrial hemp seed certification program; authorizing the commissioner to obtain and develop seed varieties for industrial hemp production; permitting holders of an industrial hemp license to obtain a license for the development of industrial hemp varieties for certification; authorizing imposition of a fee to be determined by the commissioner; authorizing emergency rulemaking and requiring legislative rulemaking; and requiring the program be consistent with state and federal law.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Senate Bill 479, Establishing local government monitoring by Auditor.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 479) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 479) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Senate Bill 494, Considering members of State Teachers Retirement System absent while serving as officer with statewide professional association.

On third reading, coming up in regular order, was read a third time and put upon its passage.

Pending discussion,

The question being “Shall Engrossed Senate Bill 494 pass?”

On the passage of the bill, the yeas were: Arvon, Azinger, Blair, Boley, Boso, Cline, Drennan, Ferns, Gaunch, Karnes, Mann, Maynard, Rucker, Swope, Sypolt, Takubo, Trump, Weld, and Carmichael (Mr. President)—19.

The nays were: Baldwin, Beach, Clements, Facemire, Jeffries, Maroney, Ojeda, Palumbo, Plymale, Prezioso, Romano, Stollings, Unger, and Woelfel—14.

Absent: Smith—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 494) passed.

On motion of Senator Trump, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Senate Bill 494—A Bill to amend and reenact §18-7A-17 of the Code of West Virginia, 1931, as amended, relating to providing that, effective July 1, 2018, members and retirants of the State Teachers Retirement System shall be considered absent from service as a teacher or nonteacher while serving as an officer with a statewide professional teaching association.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for Senate Bill 512, Authorizing certain WV courthouse security officers carry concealed weapons.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 512) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 512) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. House Bill 4380, Making a supplementary appropriation to the Department of Agriculture.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard,

Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4380) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4380) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

Eng. House Bill 4381, Making a supplementary appropriation to the Department of Education.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4381) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4381) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

Eng. House Bill 4384, Making a supplementary appropriation to the Department of Transportation.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4384) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4384) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

Eng. House Bill 4386, Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – Community Mental Health Services.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4386) passed with its title.

Senator Ferns moved that the bill take effect from passage.

On this question, the yeas were: Arvon, Azinger, Baldwin, Beach, Blair, Boley, Boso, Clements, Cline, Drennan, Facemire, Ferns, Gaunch, Jeffries, Karnes, Mann, Maroney, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4386) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

The Senate proceeded to the ninth order of business.

Com. Sub. for Senate Bill 477, Relating to five-year sunset on tax credits and incentives.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

The Senate proceeded to the tenth order of business.

The following bills on first reading, coming up in regular order, were each read a first time and ordered to second reading:

Com. Sub. for Senate Bill 412, Relating to authority of county litter control officers.

Com. Sub. for Com. Sub. for Senate Bill 474, Requiring that certain documents filed pursuant to WV Jobs Act which include records of wages be considered confidential.

Com. Sub. for Senate Bill 522, Relating generally to Administrative Procedures Act.

Senate Bill 523, Relating to tax treatment of pollution control facilities and wind power projects.

Com. Sub. for Senate Bill 543, Relating to confidentiality of medical records.

Senate Bill 626, Relating generally to coal mining.

And,

Eng. Com. Sub. for House Bill 4142, Providing certain employees of the Division of Corrections, Division of Juvenile Services, and West Virginia Regional Jail and Correctional Facility Authority a salary adjustment.

Pending announcement of meetings of standing committees of the Senate, including the Committee on Rules,

On motion of Senator Ferns, at 1:28 p.m., the Senate recessed until 4:30 p.m. today.

The Senate reconvened at 6:02 p.m. today and, at the request of Senator Ferns, and by unanimous consent, returned to the fourth order of business.

Senator Carmichael (Mr. President), from the Committee on Rules, submitted the following report, which was received:

Your Committee on Rules has had under consideration

Eng. Com. Sub. for Senate Bill 267, Increasing salaries of certain state employees.

Having been amended by the House of Delegates and received as a House message on Thursday, February 15, 2018, which was taken up for immediate consideration.

And has amended same.

And reports the same back with the recommendation that it do pass as last amended by the Committee on Rules.

Respectfully submitted,

Mitch Carmichael,
Chairman ex officio.

At the request of Senator Ferns, unanimous consent being granted, the bill (Eng. Com. Sub. for S. B. 267) contained in the preceding report from the Committee on Rules was taken up for immediate consideration.

The following amendment to the House of Delegates amendments to the bill, from the Committee on Rules, was reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 15. PUBLIC SAFETY

ARTICLE 2. WEST VIRGINIA STATE POLICE.

§15-2-5. Career progression system; salaries; exclusion from wages and hour law, with supplemental payment; bond; leave time for members called to duty in guard or reserves.

(a) The superintendent shall establish within the West Virginia State Police a system to provide for: The promotion of members to the supervisory ranks of sergeant, first sergeant, second lieutenant, and first lieutenant; the classification of nonsupervisory members within the field operations force to the ranks of trooper, senior trooper, trooper first class, or corporal; the classification of members assigned to the forensic laboratory as criminalist I-VIII; and the temporary reclassification of members assigned to administrative duties as administrative support specialist I-VIII.

(b) The superintendent may propose legislative rules for promulgation in accordance with ~~article three, chapter twenty-nine-a~~ §29A-3-1 et seq. of this code for the purpose of ensuring consistency, predictability, and independent review of any system developed under the provisions of this section.

(c) The superintendent shall provide to each member a written manual governing any system established under the provisions of this section and specific procedures shall be identified for the evaluation and testing of members for promotion or reclassification and the subsequent placement of any members on a promotional eligibility or reclassification recommendation list.

(d) Beginning on ~~July 1, 2014~~ July 1, 2018, members shall receive annual salaries payable at least twice per month as follows:

~~ANNUAL SALARY SCHEDULE (BASE PAY)~~

~~SUPERVISORY AND NONSUPERVISORY RANKS~~

Cadet During Training	\$ 33,994
Cadet Trooper After Training	\$ 41,258
Trooper Second Year	42,266
Trooper Third Year	42,649
Senior Trooper	43,048
Trooper First Class	43,654
Corporal	44,260
Sergeant	48,561
First Sergeant	50,712
Second Lieutenant	52,862
First Lieutenant	55,013
Captain	57,164
Major	59,314
Lieutenant Colonel	61,465

~~ANNUAL SALARY SCHEDULE (BASE PAY)~~

~~ADMINISTRATION SUPPORT SPECIALIST CLASSIFICATION~~

I	42,266
II	43,048

III	43,654
IV	44,260
V	48,561
VI	50,712
VII	52,862
VIII	55,013

ANNUAL SALARY SCHEDULE (BASE PAY)

CRIMINALIST CLASSIFICATION

I	42,266
II	43,048
III	43,654
IV	44,260
V	48,561
VI	50,712
VII	52,862
VIII	55,013

ANNUAL SALARY SCHEDULE (BASE PAY)

SUPERVISORY AND NONSUPERVISORY RANKS

<u>Cadet During Training</u>	<u>\$ 34,858</u>
<u>Cadet Trooper After Training</u>	<u>\$ 42,122</u>
<u>Trooper Second Year</u>	<u>43,130</u>
<u>Trooper Third Year</u>	<u>43,513</u>
<u>Senior Trooper</u>	<u>43,912</u>
<u>Trooper First Class</u>	<u>44,518</u>
<u>Corporal</u>	<u>45,124</u>
<u>Sergeant</u>	<u>49,425</u>

<u>First Sergeant.....</u>	<u>51,576</u>
<u>Second Lieutenant</u>	<u>53,726</u>
<u>First Lieutenant.....</u>	<u>55,877</u>
<u>Captain.....</u>	<u>58,028</u>
<u>Major</u>	<u>60,178</u>
<u>Lieutenant Colonel</u>	<u>62,329</u>

ANNUAL SALARY SCHEDULE (BASE PAY)

ADMINISTRATION SUPPORT SPECIALIST CLASSIFICATION

<u>I</u>	<u>43,130</u>
<u>II</u>	<u>43,912</u>
<u>III</u>	<u>44,518</u>
<u>IV</u>	<u>45,124</u>
<u>V</u>	<u>49,425</u>
<u>VI</u>	<u>51,576</u>
<u>VII</u>	<u>53,726</u>
<u>VIII</u>	<u>55,877</u>

ANNUAL SALARY SCHEDULE (BASE PAY)

CRIMINALIST CLASSIFICATION

<u>I</u>	<u>43,130</u>
<u>II</u>	<u>43,912</u>
<u>III</u>	<u>44,518</u>
<u>IV</u>	<u>45,124</u>
<u>V</u>	<u>49,425</u>
<u>VI</u>	<u>51,576</u>
<u>VII</u>	<u>53,726</u>
<u>VIII</u>	<u>55,877</u>

Beginning July 1, 2019, the annual salaries for members of each of the West Virginia State Police, the Administration Support Specialists, and the Criminalist classifications set forth in the schedules in this subsection shall be increased an additional \$432.

Each member of the West Virginia State Police whose salary is fixed and specified in this annual salary schedule is entitled to the length of service increases set forth in subsection (e) of this section and supplemental pay as provided in subsection (g) of this section.

(e) Each member of the West Virginia State Police whose salary is fixed and specified pursuant to this section shall receive, and is entitled to, an increase in salary over that set forth in subsection (d) of this section for grade in rank, based on length of service, including that service served before and after the effective date of this section with the West Virginia State Police as follows: Beginning on January 1, 2015, and continuing thereafter, at the end of two years of service with the West Virginia State Police, the member shall receive a salary increase of \$500 to be effective during his or her next year of service and a like increase at yearly intervals thereafter, with the increases to be cumulative.

(f) In applying the salary schedules set forth in this section where salary increases are provided for length of service, members of the West Virginia State Police in service at the time the schedules become effective shall be given credit for prior service and shall be paid the salaries the same length of service entitles them to receive under the provisions of this section.

(g) The Legislature finds and declares that because of the unique duties of members of the West Virginia State Police, it is not appropriate to apply the provisions of state wage and hour laws to them. Accordingly, members of the West Virginia State Police are excluded from the provisions of state wage and hour law. This express exclusion shall not be construed as any indication that the members were or were not covered by the wage and hour law prior to this exclusion.

In lieu of any overtime pay they might otherwise have received under the wage and hour law, and in addition to their salaries and increases for length of service, members who have completed basic training and who are exempt from federal Fair Labor Standards Act guidelines may receive supplemental pay as provided in this section.

The authority of the superintendent to propose a legislative rule or amendment thereto for promulgation in accordance with ~~article three, chapter twenty-nine-a~~ §29A-3-1 et seq. of this code to establish the number of hours per month which constitute the standard pay period for the members of the West Virginia State Police is hereby continued. The rule shall further establish, on a graduated hourly basis, the criteria for receipt of a portion or all of supplemental payment when hours are worked in excess of the standard pay period. The superintendent shall certify at least twice per month to the West Virginia State Police's payroll officer the names of those members who have worked in excess of the standard pay period and the amount of their entitlement to supplemental payment. The supplemental payment may not exceed \$200 per pay period. The superintendent and civilian employees of the West Virginia State Police are not eligible for any supplemental payments.

(h) Each member of the West Virginia State Police, except the superintendent and civilian employees, shall execute, before entering upon the discharge of his or her duties, a bond with security in the sum of \$5,000 payable to the State of West Virginia, conditioned upon the faithful performance of his or her duties, and the bond shall be approved as to form by the Attorney General and as to sufficiency by the Governor.

(i) In consideration for compensation paid by the West Virginia State Police to its members during those members' participation in the West Virginia State Police Cadet Training Program pursuant to ~~section eight, article twenty-nine, chapter thirty~~ §30-29-8 of this code, the West Virginia State Police may require of its members by written agreement entered into with each of them in advance of such participation in the program that, if a member should voluntarily discontinue employment any time within one year immediately following completion of the training program, he or she shall be obligated to pay to the West Virginia State Police a pro rata portion of such compensation equal to that part of such year which the member has chosen not to remain in the employ of the West Virginia State Police.

(j) Any member of the West Virginia State Police who is called to perform active duty training or inactive duty training in the National Guard or any reserve component of the armed forces of the United States annually shall be granted, upon request, leave time not to exceed 30 calendar days for the purpose of performing the active duty training or inactive duty training and the time granted may not be deducted from any leave accumulated as a member of the West Virginia State Police.

CHAPTER 18. EDUCATION.

ARTICLE 9A. PUBLIC SCHOOL SUPPORT.

§18-9A-8. Foundation allowance for professional student support services.

(a) The basic foundation allowance to the county for professional student support personnel shall be the amount of money determined in accordance with the following:

(1) The sum of the state minimum salaries, as determined in accordance with the provisions of article four, chapter eighteen of this code, for all state aid eligible school nurse and counselor positions in the county during the two thousand eight fiscal year which number shall be reduced in the same proportion as the number of professional educators allowed to be funded under section four of this article to the total number of professional educators employed that are state aid eligible. In performing this calculation, the numerator shall be the number of professional educators actually funded under section four of this article and the denominator shall be the total number of professional educators employed that are eligible to be funded under section four of this article;

(2) The amount derived from the calculation in subdivision (1) of this subsection is increased by one half percent;

(3) The amount derived from the calculation in subdivision (2) of this subsection is the basic foundation allowance to the county for professional student support personnel for the two thousand nine fiscal year;

(4) For fiscal years two thousand ten, two thousand eleven, two thousand twelve and two thousand thirteen, the basic foundation allowance to the county for professional student support personnel increases by one-half percent per year over the allowance for the previous year; and

(5) For all fiscal years thereafter, the basic foundation allowance to the county for professional student support personnel remains the same amount as in the two thousand thirteen fiscal year, plus any additional amount of funding necessary to cover the increases in the State Minimum

Salary Schedule set forth in §18A-4-2 of this code effective for the fiscal year beginning July 1, 2018, and thereafter.

(b) The additional positions for counselors that may be created as a result of the one percent increase provided pursuant to this section shall be assigned to schools where the counselor can:

- (1) Enhance student achievement;
- (2) Provide early intervention for students in grades prekindergarten through five; and
- (3) Enhance student development and career readiness.

CHAPTER 18A. SCHOOL PERSONNEL.

ARTICLE 4. SALARIES, WAGES, AND OTHER BENEFITS.

§18A-4-2. State minimum salaries for teachers.

(a) It is the goal of the Legislature to increase the state minimum salary for teachers with zero years of experience and an A. B. degree, including the equity supplement, to at least \$43,000 by fiscal year 2019.

(b) ~~Beginning July 1, 2014 (1) For school year 2018 – 2019, and continuing thereafter, each teacher shall receive the amount prescribed in the state State Minimum Salary Schedule as set forth in this section; specific additional amounts prescribed in this section or article; and any county supplement in effect in a county pursuant to section five-a of this article §18A-4-5a of this code during the contract year.~~

STATE MINIMUM SALARY SCHEDULE

Years Exp.	4 th Class	3 rd Class	2 nd Class	A.B. A.B.	A.B. +15	M.A. M.A.	M.A. +15	M.A. +30	M.A. +45	Doc- torate
0	27,917	28,606	28,872	30,315	31,076	32,843	33,604	34,365	35,126	36,161
1	28,245	28,934	29,200	30,833	31,594	33,362	34,123	34,883	35,644	36,679
2	28,574	29,262	29,528	31,352	32,113	33,880	34,641	35,402	36,163	37,198
3	28,902	29,590	29,856	31,871	32,631	34,399	35,160	35,920	36,681	37,716
4	29,474	30,162	30,428	32,633	33,394	35,162	35,923	36,683	37,444	38,479
5	29,802	30,490	30,756	33,152	33,913	35,680	36,441	37,202	37,963	38,998
6	30,130	30,818	31,084	33,670	34,431	36,199	36,960	37,720	38,481	39,516
7	30,458	31,147	31,412	34,189	34,950	36,717	37,478	38,239	39,000	40,035
8	30,786	31,475	31,741	34,707	35,468	37,236	37,997	38,757	39,518	40,553
9	31,114	31,803	32,069	35,226	35,987	37,754	38,515	39,276	40,037	41,072
10	31,443	32,131	32,397	35,746	36,506	38,274	39,035	39,796	40,556	41,591
11	31,771	32,459	32,725	36,264	37,025	38,793	39,553	40,314	41,075	42,110
12	32,099	32,787	33,053	36,783	37,543	39,311	40,072	40,833	41,593	42,628

13	32,427	33,115	33,381	37,301	38,062	39,830	40,590	41,351	42,112	43,147
14	32,755	33,443	33,709	37,820	38,580	40,348	41,109	41,870	42,630	43,665
15	33,083	33,771	34,037	38,338	39,099	40,867	41,627	42,388	43,149	44,184
16	33,411	34,099	34,365	38,857	39,617	41,385	42,146	42,907	43,667	44,702
17	33,739	34,428	34,693	39,375	40,136	41,904	42,665	43,425	44,186	45,221
18	34,067	34,756	35,022	39,894	40,655	42,422	43,183	43,944	44,705	45,740
19	34,395	35,084	35,350	40,412	41,173	42,941	43,702	44,462	45,223	46,258
20	34,723	35,412	35,678	40,931	41,692	43,459	44,220	44,981	45,742	46,777
21	35,052	35,740	36,006	41,449	42,210	43,978	44,739	45,499	46,260	47,295
22	35,380	36,068	36,334	41,968	42,729	44,496	45,257	46,018	46,779	47,814
23	35,708	36,396	36,662	42,487	43,247	45,015	45,776	46,536	47,297	48,332
24	36,036	36,724	36,990	43,005	43,766	45,534	46,294	47,055	47,816	48,851
25	36,364	37,052	37,318	43,524	44,284	46,052	46,813	47,574	48,334	49,369
26	36,692	37,380	37,646	44,042	44,803	46,571	47,331	48,092	48,853	49,888
27	37,020	37,708	37,974	44,561	45,321	47,089	47,850	48,611	49,371	50,406
28	37,348	38,037	38,302	45,079	45,840	47,608	48,368	49,129	49,890	50,925
29	37,676	38,365	38,631	45,598	46,358	48,126	48,887	49,648	50,408	51,443
30	38,004	38,693	38,959	46,116	46,877	48,645	49,405	50,166	50,927	51,962
31	38,333	39,021	39,287	46,635	47,396	49,163	49,924	50,685	51,445	52,480
32	38,661	39,349	39,615	47,153	47,914	49,682	50,443	51,203	51,964	52,999
33	38,989	39,677	39,943	47,672	48,433	50,200	50,961	51,722	52,483	53,518
34	39,317	40,005	40,271	48,190	48,951	50,719	51,480	52,240	53,001	54,036
35	39,645	40,333	40,599	48,709	49,470	51,237	51,998	52,759	53,520	54,555

<u>Years</u> <u>Exp</u>	<u>4th</u> <u>Class</u>	<u>3rd</u> <u>Class</u>	<u>2nd</u> <u>Class</u>	<u>A.B.</u> <u>A.B.</u>	<u>A.B.</u> <u>+ 15</u>	<u>M.A.</u> <u>M.A.</u>	<u>M.A.</u> <u>+ 15</u>	<u>M.A.</u> <u>+ 30</u>	<u>M.A.</u> <u>+ 45</u>	<u>Doc-</u> <u>torate</u>
<u>0</u>	<u>28,725</u>	<u>29,414</u>	<u>29,680</u>	<u>31,123</u>	<u>31,884</u>	<u>33,651</u>	<u>34,412</u>	<u>35,173</u>	<u>35,934</u>	<u>36,969</u>
<u>1</u>	<u>29,053</u>	<u>29,742</u>	<u>30,008</u>	<u>31,641</u>	<u>32,402</u>	<u>34,170</u>	<u>34,931</u>	<u>35,691</u>	<u>36,452</u>	<u>37,487</u>
<u>2</u>	<u>29,382</u>	<u>30,070</u>	<u>30,336</u>	<u>32,160</u>	<u>32,921</u>	<u>34,688</u>	<u>35,449</u>	<u>36,210</u>	<u>36,971</u>	<u>38,006</u>
<u>3</u>	<u>29,710</u>	<u>30,398</u>	<u>30,664</u>	<u>32,679</u>	<u>33,439</u>	<u>35,207</u>	<u>35,968</u>	<u>36,728</u>	<u>37,489</u>	<u>38,524</u>
<u>4</u>	<u>30,282</u>	<u>30,970</u>	<u>31,236</u>	<u>33,441</u>	<u>34,202</u>	<u>35,970</u>	<u>36,731</u>	<u>37,491</u>	<u>38,252</u>	<u>39,287</u>
<u>5</u>	<u>30,610</u>	<u>31,298</u>	<u>31,564</u>	<u>33,960</u>	<u>34,721</u>	<u>36,488</u>	<u>37,249</u>	<u>38,010</u>	<u>38,771</u>	<u>39,806</u>
<u>6</u>	<u>30,938</u>	<u>31,626</u>	<u>31,892</u>	<u>34,478</u>	<u>35,239</u>	<u>37,007</u>	<u>37,768</u>	<u>38,528</u>	<u>39,289</u>	<u>40,324</u>
<u>7</u>	<u>31,266</u>	<u>31,955</u>	<u>32,220</u>	<u>34,997</u>	<u>35,758</u>	<u>37,525</u>	<u>38,286</u>	<u>39,047</u>	<u>39,808</u>	<u>40,843</u>
<u>8</u>	<u>31,594</u>	<u>32,283</u>	<u>32,549</u>	<u>35,515</u>	<u>36,276</u>	<u>38,044</u>	<u>38,805</u>	<u>39,565</u>	<u>40,326</u>	<u>41,361</u>

<u>9</u>	<u>31,922</u>	<u>32,611</u>	<u>32,877</u>	<u>36,034</u>	<u>36,795</u>	<u>38,562</u>	<u>39,323</u>	<u>40,084</u>	<u>40,845</u>	<u>41,880</u>
<u>10</u>	<u>32,251</u>	<u>32,939</u>	<u>33,205</u>	<u>36,554</u>	<u>37,314</u>	<u>39,082</u>	<u>39,843</u>	<u>40,604</u>	<u>41,364</u>	<u>42,399</u>
<u>11</u>	<u>32,579</u>	<u>33,267</u>	<u>33,533</u>	<u>37,072</u>	<u>37,833</u>	<u>39,601</u>	<u>40,361</u>	<u>41,122</u>	<u>41,883</u>	<u>42,918</u>
<u>12</u>	<u>32,907</u>	<u>33,595</u>	<u>33,861</u>	<u>37,591</u>	<u>38,351</u>	<u>40,119</u>	<u>40,880</u>	<u>41,641</u>	<u>42,401</u>	<u>43,436</u>
<u>13</u>	<u>33,235</u>	<u>33,923</u>	<u>34,189</u>	<u>38,109</u>	<u>38,870</u>	<u>40,638</u>	<u>41,398</u>	<u>42,159</u>	<u>42,920</u>	<u>43,955</u>
<u>14</u>	<u>33,563</u>	<u>34,251</u>	<u>34,517</u>	<u>38,628</u>	<u>39,388</u>	<u>41,156</u>	<u>41,917</u>	<u>42,678</u>	<u>43,438</u>	<u>44,473</u>
<u>15</u>	<u>33,891</u>	<u>34,579</u>	<u>34,845</u>	<u>39,146</u>	<u>39,907</u>	<u>41,675</u>	<u>42,435</u>	<u>43,196</u>	<u>43,957</u>	<u>44,992</u>
<u>16</u>	<u>34,219</u>	<u>34,907</u>	<u>35,173</u>	<u>39,665</u>	<u>40,425</u>	<u>42,193</u>	<u>42,954</u>	<u>43,715</u>	<u>44,475</u>	<u>45,510</u>
<u>17</u>	<u>34,547</u>	<u>35,236</u>	<u>35,501</u>	<u>40,183</u>	<u>40,944</u>	<u>42,712</u>	<u>43,473</u>	<u>44,233</u>	<u>44,994</u>	<u>46,029</u>
<u>18</u>	<u>34,875</u>	<u>35,564</u>	<u>35,830</u>	<u>40,702</u>	<u>41,463</u>	<u>43,230</u>	<u>43,991</u>	<u>44,752</u>	<u>45,513</u>	<u>46,548</u>
<u>19</u>	<u>35,203</u>	<u>35,892</u>	<u>36,158</u>	<u>41,220</u>	<u>41,981</u>	<u>43,749</u>	<u>44,510</u>	<u>45,270</u>	<u>46,031</u>	<u>47,066</u>
<u>20</u>	<u>35,531</u>	<u>36,220</u>	<u>36,486</u>	<u>41,739</u>	<u>42,500</u>	<u>44,267</u>	<u>45,028</u>	<u>45,789</u>	<u>46,550</u>	<u>47,585</u>
<u>21</u>	<u>35,860</u>	<u>36,548</u>	<u>36,814</u>	<u>42,257</u>	<u>43,018</u>	<u>44,786</u>	<u>45,547</u>	<u>46,307</u>	<u>47,068</u>	<u>48,103</u>
<u>22</u>	<u>36,188</u>	<u>36,876</u>	<u>37,142</u>	<u>42,776</u>	<u>43,537</u>	<u>45,304</u>	<u>46,065</u>	<u>46,826</u>	<u>47,587</u>	<u>48,622</u>
<u>23</u>	<u>36,516</u>	<u>37,204</u>	<u>37,470</u>	<u>43,295</u>	<u>44,055</u>	<u>45,823</u>	<u>46,584</u>	<u>47,344</u>	<u>48,105</u>	<u>49,140</u>
<u>24</u>	<u>36,844</u>	<u>37,532</u>	<u>37,798</u>	<u>43,813</u>	<u>44,574</u>	<u>46,342</u>	<u>47,102</u>	<u>47,863</u>	<u>48,624</u>	<u>49,659</u>
<u>25</u>	<u>37,172</u>	<u>37,860</u>	<u>38,126</u>	<u>44,332</u>	<u>45,092</u>	<u>46,860</u>	<u>47,621</u>	<u>48,382</u>	<u>49,142</u>	<u>50,177</u>
<u>26</u>	<u>37,500</u>	<u>38,188</u>	<u>38,454</u>	<u>44,850</u>	<u>45,611</u>	<u>47,379</u>	<u>48,139</u>	<u>48,900</u>	<u>49,661</u>	<u>50,696</u>
<u>27</u>	<u>37,828</u>	<u>38,516</u>	<u>38,782</u>	<u>45,369</u>	<u>46,129</u>	<u>47,897</u>	<u>48,658</u>	<u>49,419</u>	<u>50,179</u>	<u>51,214</u>
<u>28</u>	<u>38,156</u>	<u>38,845</u>	<u>39,110</u>	<u>45,887</u>	<u>46,648</u>	<u>48,416</u>	<u>49,176</u>	<u>49,937</u>	<u>50,698</u>	<u>51,733</u>
<u>29</u>	<u>38,484</u>	<u>39,173</u>	<u>39,439</u>	<u>46,406</u>	<u>47,166</u>	<u>48,934</u>	<u>49,695</u>	<u>50,456</u>	<u>51,216</u>	<u>52,251</u>
<u>30</u>	<u>38,812</u>	<u>39,501</u>	<u>39,767</u>	<u>46,924</u>	<u>47,685</u>	<u>49,453</u>	<u>50,213</u>	<u>50,974</u>	<u>51,735</u>	<u>52,770</u>
<u>31</u>	<u>39,141</u>	<u>39,829</u>	<u>40,095</u>	<u>47,443</u>	<u>48,204</u>	<u>49,971</u>	<u>50,732</u>	<u>51,493</u>	<u>52,253</u>	<u>53,288</u>
<u>32</u>	<u>39,469</u>	<u>40,157</u>	<u>40,423</u>	<u>47,961</u>	<u>48,722</u>	<u>50,490</u>	<u>51,251</u>	<u>52,011</u>	<u>52,772</u>	<u>53,807</u>
<u>33</u>	<u>39,797</u>	<u>40,485</u>	<u>40,751</u>	<u>48,480</u>	<u>49,241</u>	<u>51,008</u>	<u>51,769</u>	<u>52,530</u>	<u>53,291</u>	<u>54,326</u>
<u>34</u>	<u>40,125</u>	<u>40,813</u>	<u>41,079</u>	<u>48,998</u>	<u>49,759</u>	<u>51,527</u>	<u>52,288</u>	<u>53,048</u>	<u>53,809</u>	<u>54,844</u>
<u>35</u>	<u>40,453</u>	<u>41,141</u>	<u>41,407</u>	<u>49,517</u>	<u>50,278</u>	<u>52,045</u>	<u>52,806</u>	<u>53,567</u>	<u>54,328</u>	<u>55,363</u>

(2) For school year 2019 – 2020, each teacher shall receive the amount prescribed in the State Minimum Salary Schedule as set forth in this section, plus \$404; specific additional amounts prescribed in this section or article; and any county supplement in effect in a county pursuant to §18A-4-5a of this code during the contract year.

(3) For school year 2020 – 2021, each teacher shall receive the amount prescribed in the State Minimum Salary Schedule as set forth in this section, plus \$808; specific additional amounts prescribed in this section or article; and any county supplement in effect in a county pursuant to §18A-4-5a of this code during the contract year.

(c) Six hundred dollars shall be paid annually to each classroom teacher who has at least 20 years of teaching experience. The payments: (i) Shall be in addition to any amounts prescribed in the applicable State Minimum Salary Schedule; (ii) shall be paid in equal monthly installments; and (iii) shall be considered a part of the state minimum salaries for teachers.

(d) To meet the objective of salary equity among the counties as set forth in ~~section five of this article~~ §18A-4-5 of this code, each teacher shall be paid an equity supplement amount as applicable for his or her classification of certification or classification of training and years of experience as follows, subject to the provisions of that section:

(1) For “4th Class” at zero years of experience, \$1,781. An additional \$38 shall be paid for each year of experience up to and including 35 years of experience;

(2) For “3rd Class” at zero years of experience, \$1,796. An additional \$67 shall be paid for each year of experience up to and including 35 years of experience;

(3) For “2nd Class” at zero years of experience, \$1,877. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(4) For “A. B.” at zero years of experience, \$2,360. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(5) For “A. B. + 15” at zero years of experience, \$2,452. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(6) For “M. A.” at zero years of experience, \$2,644. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(7) For “M. A. + 15” at zero years of experience, \$2,740. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(8) For “M. A. + 30” at zero years of experience, \$2,836. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience;

(9) For “M. A. + 45” at zero years of experience, \$2,836. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience; and

(10) For “Doctorate” at zero years of experience, \$2,927. An additional \$69 shall be paid for each year of experience up to and including 35 years of experience.

These payments: (i) Shall be in addition to any amounts prescribed in the applicable State Minimum Salary Schedule, any specific additional amounts prescribed in this section and article and any county supplement in effect in a county pursuant to ~~section five-a of this article~~ §18A-4-5a of this code; (ii) shall be paid in equal monthly installments; and (iii) shall be considered a part of the state minimum salaries for teachers.

§18A-4-8a. Service personnel minimum monthly salaries.

(a) The minimum monthly pay for each service employee shall be as follows:

(1) ~~Beginning July 1, 2014, For school year 2018 – 2019, and continuing thereafter,~~ the minimum monthly pay for each service employee whose employment is for a period of more than three and one-half hours a day shall be at least the amounts indicated in the ~~state~~ State Minimum Pay Scale Pay Grade and the minimum monthly pay for each service employee whose employment is for a period of three and one-half hours or less a day shall be at least one-half the amount indicated in the ~~state~~ State Minimum Pay Scale Pay Grade set forth in this subdivision.

STATE MINIMUM PAY SCALE PAY GRADE

<u>Years</u> <u>Exp.</u>	<u>PAY GRADE</u>							
	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>	<u>G</u>	<u>H</u>
0	1,660	1,681	1,723	1,776	1,829	1,892	1,924	1,997
1	1,692	1,714	1,755	1,808	1,862	1,925	1,956	2,030
2	1,725	1,746	1,788	1,841	1,894	1,957	1,989	2,062
3	1,757	1,779	1,821	1,874	1,927	1,990	2,022	2,095
4	1,790	1,812	1,853	1,906	1,959	2,023	2,054	2,129
5	1,823	1,844	1,886	1,939	1,992	2,055	2,087	2,161
6	1,855	1,877	1,920	1,972	2,025	2,088	2,120	2,194
7	1,889	1,909	1,952	2,004	2,057	2,121	2,152	2,227
8	1,922	1,942	1,985	2,037	2,090	2,153	2,185	2,259
9	1,954	1,975	2,018	2,071	2,123	2,186	2,217	2,292
10	1,987	2,008	2,050	2,103	2,155	2,220	2,251	2,325
11	2,020	2,041	2,083	2,136	2,188	2,252	2,284	2,357
12	2,052	2,074	2,115	2,169	2,222	2,285	2,316	2,390
13	2,085	2,106	2,148	2,201	2,254	2,317	2,349	2,423
14	2,118	2,139	2,181	2,234	2,287	2,350	2,382	2,455
15	2,150	2,172	2,213	2,266	2,319	2,383	2,414	2,488
16	2,183	2,204	2,246	2,299	2,352	2,415	2,447	2,521
17	2,215	2,237	2,280	2,332	2,385	2,448	2,480	2,554

18	2,248	2,270	2,312	2,364	2,417	2,481	2,512	2,587
19	2,282	2,302	2,345	2,397	2,450	2,513	2,545	2,619
20	2,314	2,335	2,378	2,431	2,483	2,546	2,578	2,653
21	2,347	2,367	2,410	2,463	2,515	2,579	2,610	2,687
22	2,380	2,401	2,443	2,496	2,548	2,612	2,644	2,719
23	2,412	2,434	2,476	2,529	2,582	2,646	2,678	2,753
24	2,445	2,466	2,508	2,561	2,614	2,680	2,711	2,787
25	2,478	2,499	2,541	2,594	2,648	2,712	2,745	2,819
26	2,510	2,532	2,573	2,628	2,682	2,746	2,777	2,853
27	2,543	2,564	2,606	2,660	2,714	2,778	2,811	2,886
28	2,576	2,597	2,640	2,694	2,748	2,812	2,845	2,920
29	2,608	2,631	2,673	2,726	2,781	2,846	2,877	2,954
30	2,642	2,663	2,707	2,760	2,814	2,878	2,911	2,987
31	2,675	2,697	2,741	2,794	2,848	2,912	2,945	3,020
32	2,709	2,730	2,773	2,827	2,880	2,946	2,977	3,054
33	2,743	2,763	2,807	2,861	2,914	2,978	3,011	3,087
34	2,775	2,797	2,841	2,895	2,948	3,012	3,045	3,120
35	2,809	2,831	2,873	2,927	2,980	3,046	3,078	3,154
36	2,843	2,864	2,907	2,961	3,015	3,079	3,112	3,186
37	2,875	2,898	2,941	2,995	3,049	3,113	3,145	3,220
38	2,909	2,930	2,973	3,027	3,081	3,146	3,178	3,254
39	2,943	2,964	3,007	3,061	3,115	3,179	3,212	3,286
40	2,975	2,998	3,040	3,094	3,149	3,213	3,245	3,320

Years
Exp.

PAY GRADE

	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>	<u>G</u>	<u>H</u>
<u>0</u>	<u>1,704</u>	<u>1,725</u>	<u>1,767</u>	<u>1,820</u>	<u>1,873</u>	<u>1,936</u>	<u>1,968</u>	<u>2,041</u>
<u>1</u>	<u>1,736</u>	<u>1,758</u>	<u>1,799</u>	<u>1,852</u>	<u>1,906</u>	<u>1,969</u>	<u>2,000</u>	<u>2,074</u>
<u>2</u>	<u>1,769</u>	<u>1,790</u>	<u>1,832</u>	<u>1,885</u>	<u>1,938</u>	<u>2,001</u>	<u>2,033</u>	<u>2,106</u>
<u>3</u>	<u>1,801</u>	<u>1,823</u>	<u>1,865</u>	<u>1,918</u>	<u>1,971</u>	<u>2,034</u>	<u>2,066</u>	<u>2,139</u>
<u>4</u>	<u>1,834</u>	<u>1,856</u>	<u>1,897</u>	<u>1,950</u>	<u>2,003</u>	<u>2,067</u>	<u>2,098</u>	<u>2,173</u>
<u>5</u>	<u>1,867</u>	<u>1,888</u>	<u>1,930</u>	<u>1,983</u>	<u>2,036</u>	<u>2,099</u>	<u>2,131</u>	<u>2,205</u>
<u>6</u>	<u>1,899</u>	<u>1,921</u>	<u>1,964</u>	<u>2,016</u>	<u>2,069</u>	<u>2,132</u>	<u>2,164</u>	<u>2,238</u>

<u>7</u>	<u>1,933</u>	<u>1,953</u>	<u>1,996</u>	<u>2,048</u>	<u>2,101</u>	<u>2,165</u>	<u>2,196</u>	<u>2,271</u>
<u>8</u>	<u>1,966</u>	<u>1,986</u>	<u>2,029</u>	<u>2,081</u>	<u>2,134</u>	<u>2,197</u>	<u>2,229</u>	<u>2,303</u>
<u>9</u>	<u>1,998</u>	<u>2,019</u>	<u>2,062</u>	<u>2,115</u>	<u>2,167</u>	<u>2,230</u>	<u>2,261</u>	<u>2,336</u>
<u>10</u>	<u>2,031</u>	<u>2,052</u>	<u>2,094</u>	<u>2,147</u>	<u>2,199</u>	<u>2,264</u>	<u>2,295</u>	<u>2,369</u>
<u>11</u>	<u>2,064</u>	<u>2,085</u>	<u>2,127</u>	<u>2,180</u>	<u>2,232</u>	<u>2,296</u>	<u>2,328</u>	<u>2,401</u>
<u>12</u>	<u>2,096</u>	<u>2,118</u>	<u>2,159</u>	<u>2,213</u>	<u>2,266</u>	<u>2,329</u>	<u>2,360</u>	<u>2,434</u>
<u>13</u>	<u>2,129</u>	<u>2,150</u>	<u>2,192</u>	<u>2,245</u>	<u>2,298</u>	<u>2,361</u>	<u>2,393</u>	<u>2,467</u>
<u>14</u>	<u>2,162</u>	<u>2,183</u>	<u>2,225</u>	<u>2,278</u>	<u>2,331</u>	<u>2,394</u>	<u>2,426</u>	<u>2,499</u>
<u>15</u>	<u>2,194</u>	<u>2,216</u>	<u>2,257</u>	<u>2,310</u>	<u>2,363</u>	<u>2,427</u>	<u>2,458</u>	<u>2,532</u>
<u>16</u>	<u>2,227</u>	<u>2,248</u>	<u>2,290</u>	<u>2,343</u>	<u>2,396</u>	<u>2,459</u>	<u>2,491</u>	<u>2,565</u>
<u>17</u>	<u>2,259</u>	<u>2,281</u>	<u>2,324</u>	<u>2,376</u>	<u>2,429</u>	<u>2,492</u>	<u>2,524</u>	<u>2,598</u>
<u>18</u>	<u>2,292</u>	<u>2,314</u>	<u>2,356</u>	<u>2,408</u>	<u>2,461</u>	<u>2,525</u>	<u>2,556</u>	<u>2,631</u>
<u>19</u>	<u>2,326</u>	<u>2,346</u>	<u>2,389</u>	<u>2,441</u>	<u>2,494</u>	<u>2,557</u>	<u>2,589</u>	<u>2,663</u>
<u>20</u>	<u>2,358</u>	<u>2,379</u>	<u>2,422</u>	<u>2,475</u>	<u>2,527</u>	<u>2,590</u>	<u>2,622</u>	<u>2,697</u>
<u>21</u>	<u>2,391</u>	<u>2,411</u>	<u>2,454</u>	<u>2,507</u>	<u>2,559</u>	<u>2,623</u>	<u>2,654</u>	<u>2,731</u>
<u>22</u>	<u>2,424</u>	<u>2,445</u>	<u>2,487</u>	<u>2,540</u>	<u>2,592</u>	<u>2,656</u>	<u>2,688</u>	<u>2,763</u>
<u>23</u>	<u>2,456</u>	<u>2,478</u>	<u>2,520</u>	<u>2,573</u>	<u>2,626</u>	<u>2,690</u>	<u>2,722</u>	<u>2,797</u>
<u>24</u>	<u>2,489</u>	<u>2,510</u>	<u>2,552</u>	<u>2,605</u>	<u>2,658</u>	<u>2,724</u>	<u>2,755</u>	<u>2,831</u>
<u>25</u>	<u>2,522</u>	<u>2,543</u>	<u>2,585</u>	<u>2,638</u>	<u>2,692</u>	<u>2,756</u>	<u>2,789</u>	<u>2,863</u>
<u>26</u>	<u>2,554</u>	<u>2,576</u>	<u>2,617</u>	<u>2,672</u>	<u>2,726</u>	<u>2,790</u>	<u>2,821</u>	<u>2,897</u>
<u>27</u>	<u>2,587</u>	<u>2,608</u>	<u>2,650</u>	<u>2,704</u>	<u>2,758</u>	<u>2,822</u>	<u>2,855</u>	<u>2,930</u>
<u>28</u>	<u>2,620</u>	<u>2,641</u>	<u>2,684</u>	<u>2,738</u>	<u>2,792</u>	<u>2,856</u>	<u>2,889</u>	<u>2,964</u>
<u>29</u>	<u>2,652</u>	<u>2,675</u>	<u>2,717</u>	<u>2,770</u>	<u>2,825</u>	<u>2,890</u>	<u>2,921</u>	<u>2,998</u>
<u>30</u>	<u>2,686</u>	<u>2,707</u>	<u>2,751</u>	<u>2,804</u>	<u>2,858</u>	<u>2,922</u>	<u>2,955</u>	<u>3,031</u>
<u>31</u>	<u>2,719</u>	<u>2,741</u>	<u>2,785</u>	<u>2,838</u>	<u>2,892</u>	<u>2,956</u>	<u>2,989</u>	<u>3,064</u>
<u>32</u>	<u>2,753</u>	<u>2,774</u>	<u>2,817</u>	<u>2,871</u>	<u>2,924</u>	<u>2,990</u>	<u>3,021</u>	<u>3,098</u>
<u>33</u>	<u>2,787</u>	<u>2,807</u>	<u>2,851</u>	<u>2,905</u>	<u>2,958</u>	<u>3,022</u>	<u>3,055</u>	<u>3,131</u>
<u>34</u>	<u>2,819</u>	<u>2,841</u>	<u>2,885</u>	<u>2,939</u>	<u>2,992</u>	<u>3,056</u>	<u>3,089</u>	<u>3,164</u>

<u>35</u>	<u>2,853</u>	<u>2,875</u>	<u>2,917</u>	<u>2,971</u>	<u>3,024</u>	<u>3,090</u>	<u>3,122</u>	<u>3,198</u>
<u>36</u>	<u>2,887</u>	<u>2,908</u>	<u>2,951</u>	<u>3,005</u>	<u>3,059</u>	<u>3,123</u>	<u>3,156</u>	<u>3,230</u>
<u>37</u>	<u>2,919</u>	<u>2,942</u>	<u>2,985</u>	<u>3,039</u>	<u>3,093</u>	<u>3,157</u>	<u>3,189</u>	<u>3,264</u>
<u>38</u>	<u>2,953</u>	<u>2,974</u>	<u>3,017</u>	<u>3,071</u>	<u>3,125</u>	<u>3,190</u>	<u>3,222</u>	<u>3,298</u>
<u>39</u>	<u>2,987</u>	<u>3,008</u>	<u>3,051</u>	<u>3,105</u>	<u>3,159</u>	<u>3,223</u>	<u>3,256</u>	<u>3,330</u>
<u>40</u>	<u>3,019</u>	<u>3,042</u>	<u>3,084</u>	<u>3,138</u>	<u>3,193</u>	<u>3,257</u>	<u>3,289</u>	<u>3,364</u>

(2) For school year 2019 – 2020, and continuing thereafter, the minimum monthly pay for each service employee whose employment is for a period of more than three and one-half hours a day shall be at least the amounts indicated in the State Minimum Pay Scale Pay Grade, plus \$22; and the minimum monthly pay for each service employee whose employment is for a period of three and one-half hours or less a day shall be at least one-half the amount indicated in the State Minimum Pay Scale Pay Grade, plus \$11.

~~(2)~~ (3) Each service employee shall receive the amount prescribed in the State Minimum Pay Scale Pay Grade in accordance with the provisions of this subsection according to their class title and pay grade as set forth in this subdivision:

CLASS TITLE	PAY GRADE
Accountant I	D
Accountant II	E
Accountant III	F
Accounts Payable Supervisor	G
Aide I	A
Aide II	B
Aide III	C
Aide IV	D
Audiovisual Technician	C
Auditor	G
Autism Mentor	F
Braille Specialist	E
Bus Operator	D

Buyer	F
Cabinetmaker	G
Cafeteria Manager	D
Carpenter I	E
Carpenter II	F
Chief Mechanic	G
Clerk I	B
Clerk II	C
Computer Operator	E
Cook I	A
Cook II	B
Cook III	C
Crew Leader	F
Custodian I	A
Custodian II	B
Custodian III	C
Custodian IV	D
Director or Coordinator of Services	H
Draftsman	D
Early Childhood Classroom Assistant Teacher I	E
Early Childhood Classroom Assistant Teacher II	E
Early Childhood Classroom Assistant Teacher III	F
Educational Sign Language Interpreter I	F
Educational Sign Language Interpreter II	G
Electrician I	F
Electrician II	G

Electronic Technician I	F
Electronic Technician II	G
Executive Secretary	G
Food Services Supervisor	G
Foreman	G
General Maintenance	C
Glazier	D
Graphic Artist	D
Groundsman	B
Handyman	B
Heating and Air Conditioning Mechanic I	E
Heating and Air Conditioning Mechanic II	G
Heavy Equipment Operator	E
Inventory Supervisor	D
Key Punch Operator	B
Licensed Practical Nurse	F
Locksmith	G
Lubrication Man	C
Machinist	F
Mail Clerk	D
Maintenance Clerk	C
Mason	G
Mechanic	F
Mechanic Assistant	E
Office Equipment Repairman I	F
Office Equipment Repairman II	G

PainterE

Paraprofessional F

Payroll Supervisor G

Plumber IE

Plumber II G

Printing OperatorB

Printing SupervisorD

ProgrammerH

Roofing/Sheet Metal Mechanic F

Sanitation Plant Operator G

School Bus SupervisorE

Secretary ID

Secretary IIE

Secretary III F

Sign Support SpecialistE

Supervisor of MaintenanceH

Supervisor of TransportationH

Switchboard Operator-ReceptionistD

Truck DriverD

Warehouse ClerkC

WatchmanB

Welder F

WVEIS Data Entry and Administrative ClerkB

(b) An additional \$12 per month is added to the minimum monthly pay of each service person who holds a high school diploma or its equivalent.

(c) An additional \$11 per month also is added to the minimum monthly pay of each service person for each of the following:

(1) A service person who holds 12 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(2) A service person who holds 24 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(3) A service person who holds 36 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(4) A service person who holds 48 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(5) A service employee who holds 60 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(6) A service person who holds 72 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(7) A service person who holds 84 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(8) A service person who holds 96 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(9) A service person who holds 108 college hours or comparable credit obtained in a trade or vocational school as approved by the state board;

(10) A service person who holds 120 college hours or comparable credit obtained in a trade or vocational school as approved by the state board.

(d) An additional \$40 per month also is added to the minimum monthly pay of each service person for each of the following:

(1) A service person who holds an associate's degree;

(2) A service person who holds a bachelor's degree;

(3) A service person who holds a master's degree;

(4) A service person who holds a doctorate degree.

(e) An additional \$11 per month is added to the minimum monthly pay of each service person for each of the following:

(1) A service person who holds a bachelor's degree plus 15 college hours;

(2) A service person who holds a master's degree plus 15 college hours;

(3) A service person who holds a master's degree plus 30 college hours;

(4) A service person who holds a master's degree plus 45 college hours; and

(5) A service person who holds a master's degree plus 60 college hours.

(f) To meet the objective of salary equity among the counties, each service person is paid an equity supplement, as set forth in ~~section five of this article~~ §18A-4-5 of this code, of \$164 per month, subject to the provisions of that section. These payments: (i) Are in addition to any amounts prescribed in the applicable State Minimum Pay Scale Pay Grade, any specific additional amounts prescribed in this section and article and any county supplement in effect in a county pursuant to ~~section five-b of this article~~ §18A-4-5b of this code; (ii) are paid in equal monthly installments; and (iii) are considered a part of the state minimum salaries for service personnel.

(g) When any part of a school service person's daily shift of work is performed between the hours of 6:00 p. m. and 5:00 a. m. the following day, the employee is paid no less than an additional \$10 per month and one half of the pay is paid with local funds.

(h) Any service person required to work on any legal school holiday is paid at a rate one and one-half times the person's usual hourly rate.

(i) Any full-time service personnel required to work in excess of their normal working day during any week which contains a school holiday for which they are paid is paid for the additional hours or fraction of the additional hours at a rate of one and one-half times their usual hourly rate and paid entirely from county board funds.

(j) A service person may not have his or her daily work schedule changed during the school year without the employee's written consent and the person's required daily work hours may not be changed to prevent the payment of time and one-half wages or the employment of another employee.

(k) The minimum hourly rate of pay for extra duty assignments as defined in ~~section eight-b of this article~~ §18A-4-8b of this code is no less than one seventh of the person's daily total salary for each hour the person is involved in performing the assignment and paid entirely from local funds: *Provided*, That an alternative minimum hourly rate of pay for performing extra duty assignments within a particular category of employment may be used if the alternate hourly rate of pay is approved both by the county board and by the affirmative vote of a two-thirds majority of the regular full-time persons within that classification category of employment within that county: *Provided, however*, That the vote is by secret ballot if requested by a service person within that classification category within that county. The salary for any fraction of an hour the employee is involved in performing the assignment is prorated accordingly. When performing extra duty assignments, persons who are regularly employed on a one-half day salary basis shall receive the same hourly extra duty assignment pay computed as though the person were employed on a full-day salary basis.

(l) The minimum pay for any service personnel engaged in the removal of asbestos material or related duties required for asbestos removal is their regular total daily rate of pay and no less than an additional \$3 per hour or no less than \$5 per hour for service personnel supervising asbestos removal responsibilities for each hour these employees are involved in asbestos-related duties. Related duties required for asbestos removal include, but are not limited to, travel, preparation of the work site, removal of asbestos, decontamination of the work site, placing and removal of equipment and removal of structures from the site. If any member of an asbestos crew is engaged in asbestos-related duties outside of the employee's regular employment county, the daily rate of pay is no less than the minimum amount as established in the employee's regular employment county for asbestos removal and an additional \$30 per each day the employee is

engaged in asbestos removal and related duties. The additional pay for asbestos removal and related duties shall be payable entirely from county funds. Before service personnel may be used in the removal of asbestos material or related duties, they shall have completed a federal Environmental Protection Act-approved training program and be licensed. The employer shall provide all necessary protective equipment and maintain all records required by the Environmental Protection Act.

(m) For the purpose of qualifying for additional pay as provided in ~~section eight of this article §18A-5-8 of this code~~, an aide is considered to be exercising the authority of a supervisory aide and control over pupils if the aide is required to supervise, control, direct, monitor, escort, or render service to a child or children when not under the direct supervision of a certified professional person within the classroom, library, hallway, lunchroom, gymnasium, school building, school grounds, or wherever supervision is required. For purposes of this section, “under the direct supervision of a certified professional person” means that certified professional person is present, with and accompanying the aide.

Following discussion,

The question being on the adoption of the Rules committee amendment to the House of Delegates amendments to the bill (Eng. Com. Sub. for S. B. 267), and on this question, Senator Prezioso demanded the yeas and nays.

The roll being taken, the yeas were: Arvon, Azinger, Baldwin, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Gaunch, Karnes, Mann, Rucker, Smith, Swope, Sypolt, Takubo, Trump, Weld, and Carmichael (Mr. President)—21.

The nays were: Beach, Facemire, Jeffries, Maynard, Ojeda, Palumbo, Plymale, Prezioso, Romano, Stollings, Unger, and Woelfel—12.

Absent: Maroney—1.

So, a majority of those present and voting having voted in the affirmative, the President declared the Rules committee amendment to the House of Delegates amendments to the bill adopted.

On motion of Senator Ferns, the Senate concurred in the House of Delegates amendments, as amended.

Engrossed Committee Substitute for Senate Bill 267, as amended, was then put upon its passage.

Pending extended discussion,

The question being “Shall Engrossed Committee Substitute for Senate Bill 267 pass?”

On the passage of the bill, the yeas were: Arvon, Azinger, Baldwin, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Gaunch, Karnes, Mann, Maynard, Palumbo, Plymale, Prezioso, Rucker, Smith, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—27.

The nays were: Beach, Facemire, Jeffries, Ojeda, Romano, and Stollings—6.

Absent: Maroney—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 267) passed with its House of Delegates amended title.

Senator Ferns moved that the bill take effect July 1, 2018.

On this question, the yeas were: Arvon, Azinger, Baldwin, Blair, Boley, Boso, Clements, Cline, Drennan, Ferns, Gaunch, Karnes, Mann, Maynard, Palumbo, Plymale, Prezioso, Rucker, Smith, Swope, Sypolt, Takubo, Trump, Unger, Weld, Woelfel, and Carmichael (Mr. President)—27.

The nays were: Beach, Facemire, Jeffries, Ojeda, Romano, and Stollings—6.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 267) takes effect July 1, 2018.

Ordered, That The Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Ferns, at 6:32 p.m., the Senate adjourned until tomorrow, Wednesday, February 21, 2018, at 11 a.m.

SENATE CALENDAR

**Wednesday, February 21, 2018
11:00 AM**

THIRD READING

Eng. Com. Sub. for S. B. 477 - Relating to five-year sunset on tax credits and incentives

SECOND READING

- Com. Sub. for S. B. 412 - Relating to authority of county litter control officers
- Com. Sub. for Com. Sub. for S. B. 474 - Requiring that certain documents filed pursuant to WV Jobs Act which include records of wages be considered confidential
- Com. Sub. for S. B. 522 - Relating generally to Administrative Procedures Act
- S. B. 523 - Relating to tax treatment of pollution control facilities and wind power projects (original similar to HB 4286, HB 4517, SB 150)
- Com. Sub. for S. B. 543 - Relating to confidentiality of medical records
- S. B. 626 - Relating generally to coal mining (original similar to HB 4340)
- Eng. Com. Sub. for H. B. 4142 - Providing certain employees of the Division of Corrections, Division of Juvenile Services, and West Virginia Regional Jail and Correctional Facility Authority a salary adjustment

FIRST READING

- Com. Sub. for S. B. 30 - Relating generally to hunting with dogs
- S. B. 112 - Clarifying that natural resources police officers' subsistence allowance is pensionable
- Com. Sub. for Com. Sub. for S. B. 307 - Declaring fundraising on state highway or roadway by volunteer fire department is not obstruction or nuisance
- Com. Sub. for S. B. 359 - Authorizing Supreme Court establish curricula for mental hygiene commissioners and certain magistrates
- Com. Sub. for S. B. 467 - Relating generally to Public Defender Services
- Com. Sub. for S. B. 490 - Relating to Revised Uniform Athlete Agents Act of 2015
- Com. Sub. for S. B. 491 - Establishing fee for expungement of certain criminal convictions
- Com. Sub. for S. B. 493 - Relating to guaranty associations
- Com. Sub. for S. B. 501 - Relating to accrued benefit of retirees in Deputy Sheriff Retirement System (original similar to HB4516)

- Com. Sub. for S. B. 521 - Requiring chief executive of municipal law-enforcement agency be certified law-enforcement officer (original similar to HB4526)
- Com. Sub. for S. B. 535 - Dedicating increased court fees in criminal cases to fund training programs for law-enforcement officers
- Com. Sub. for S. B. 549 - Creating felony offense of intimidation or harassment of certain persons that causes injury or loss to person or property (original similar to SB 533)
- S. B. 576 - Relating to Patient Injury Compensation Fund
- Eng. Com. Sub. for H. B. 4024 - Relating generally to direct cremation or direct burial expenses for indigent persons - (Com. amend. pending)
- Eng. Com. Sub. for H. B. 4169 - Requiring certain establishments and facilities to post human trafficking assistance notices - (Com. amend. and title amend. pending)

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2018

Wednesday, February 21, 2018

9 a.m.	Health & Human Resources	(Room 451M)
9 a.m.	Energy, Industry & Mining	(Room 208W)
10 a.m.	Education	(Room 451M)
10 a.m.	Government Organization	(Room 208W)
1 p.m.	Economic Development	(Room 208W)
2 p.m.	Pensions	(Room 451M)
2 p.m.	Agriculture & Rural Development	(Room 208W)