

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #2

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1989 FEB -8 PM 3:54

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

RULE TYPE: Legislative; CITE AUTHORITY 18-2-11

AMENDMENT TO AN EXISTING RULE: YES ___ NO X

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 157 (Policy 5530)

TITLE OF RULE BEING PROPOSED: Sabbatical Leave Policy for Professional
Educators and Teacher Aides

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON March 10, 1989 AT 9:00 a.m.

ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

West Virginia Department of Education
Room B-318, Bldg. #6
Capitol Complex
Charleston, WV 25305

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

Barbara L. Estep

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

TITLE 126
LEGISLATIVE INTERPRETIVE RULE
WEST VIRGINIA BOARD OF EDUCATION
CHAPTER 18
SERIES 157

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Title: Sabbatical Leave Policy for Professional Educators and Teacher Aides

Section 1. General

1.1 Scope - This legislative/interpretive rule establishes guidelines for the development of a sabbatical leave policy for professional educators and teacher aides by county boards of education. Participation in a sabbatical leave program is optional for county boards of education.

1.2 Authority - West Virginia Code §18-2-11

1.3 Filing Date -

1.4 Effective Date -

Section 2. Purpose

The intent of this policy is to establish a sabbatical leave program for professional educators and teacher aides. Sabbatical leaves may be granted generally on a full-time basis to conduct research, completion of an advanced degree related to subject area, teacher exchange program, completion of baccalaureate degree for aides, or participation in other professional development activities that would contribute to the improvement of both the individual and his/her services to students in the county school district.

Section 3. Eligibility

3.1 Professional Educator - Any professional educator, as defined in section one, article one, chapter eighteen-a of the Code of West Virginia, who is employed full-time and has a minimum of ten years of public school service in West Virginia is eligible to apply for a sabbatical leave.

3.2 Teacher Aide - Teacher aides who have a minimum of ten years of West Virginia public school service and have a cumulative grade point of 3.2 on a possible 4.0 scale, and have successfully completed at least 64 semester hours of course work at an approved institution of higher education, are eligible to apply for sabbatical leave.

Section 4. Selection Criteria

4.1 Professional Educators and Teacher Aides -- The following criteria shall be utilized in selecting applicants for sabbatical leave:

- a. Completion of an application
- b. The need of individual applicant with respect to current job assignment
- c. The needs of the school system with respect to identified deficiencies
- d. Priority given to applicants who have not been previously granted sabbatical leave.

- e. Additional criteria may be established by the county school district.

Section 5. Sabbatical Leave Requirements/Conditions

5.1 Not less than 95 percent of sabbatical leaves granted shall be for classroom teachers.

5.2 Employees may be compensated during the sabbatical leave period up to one-half of their regular salary.

5.3 While on sabbatical leave, employees shall be deemed to be employed full-time for the purposes of years of experience, accumulation of seniority, participation in the Teachers Retirement System and the Public Employees Insurance Program. Employees who are on sabbatical leave shall be reported to the state board of education on the personal services report and their positions can be counted up to one-half full-time equivalent in the school foundation support program. Employees returning from leave shall be assigned to the same position from which they left unless another assignment is agreed to by both parties. In no case may an assignment be made which would invalidate the employee's certification status or bring about a demotion in position or salary.

5.4 Employees receiving sabbatical leave shall be required to return to employment by the board which granted the leave for a period of at least one year for each year on leave or repay the compensation and benefits received during that time and have deducted the retirement credit and years of service credit accrued during the sabbatical leave.

Section 6. Sabbatical Leave Advisory Committee

The county staff development council shall constitute the sabbatical leave committee for reviewing applications and making recommendations to the superintendent. The superintendent will submit the recommendations of the county staff development council to the county board of education for approval of the applicants to whom leave will be awarded. If a teacher aide is not a member of the county staff development council, a representative will need to be added to the sabbatical leave committee.

Section 7. Application Requirements and Procedures

7.1 Applications shall be submitted to the county superintendent or his designee at least six months prior to the anticipated beginning of the sabbatical leave. Applications shall be reviewed and recipients selected at least three months prior to start of leave.

7.2 See Appendix A for sample application.

Section 8. Final Report

A report indicating evidence of professional experiences shall be filed with the county superintendent within six weeks after the employee returns from sabbatical leave. The report may include transcript of grades where course work was involved, degree earned, written reports and other requirements that are agreed upon between the employee and board of education.

APPENDIX A

SABBATICAL LEAVE APPLICATION

Name: _____

Address: _____

Telephone: _____ (Home) _____ (Business)

Work Location: _____

Job Classification: _____

Years employed by _____ County Schools: _____

Have you previously been granted sabbatical leave by _____ County Schools? Yes No If Yes, when? _____

Proposed dates of sabbatical leave: _____ to _____

If completing a degree:

Name of institution in which sabbatical leave will be taken:

Address: _____

Contact Person: _____

Have you been admitted to the institution? Yes No

Date of acceptance: _____
(Please attach letter of assurance that you have been accepted.)

If conducting research or completing other professional development activities give a brief description. (Use an attached sheet.)

Please state briefly the benefit of the sabbatical leave (a) to the school district and (b) to you. (Use an attached sheet.)

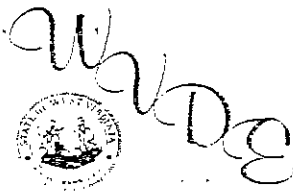
If my application for a sabbatical leave is favorably acted upon, I hereby agree to successfully complete such sabbatical leave under the terms and conditions that are prescribed by the Sabbatical Leave Policy.

Signature _____ Date _____

OFFICE USE ONLY

Date Received: _____

Approved _____ Not Approved _____ Funds Allotted: _____



M E M O R A N D U M

TO: Persons Addressed

FROM: John Pisapia, State Superintendent of Schools

RE: Policy 5530: Sabbatical Leave Policy for Professional Educators and Teacher Aides

DATE: January 17, 1989

At its January 13, 1989 meeting, the West Virginia Board of Education approved the attached Policy 5530.

The sabbatical leave policy establishes a sabbatical leave program for professional educators and teacher aides. Sabbatical leaves may be granted generally on a full-time basis to conduct research, to complete an advanced degree related to a subject area, to complete a baccalaureate degree for aides and to participate in a teacher exchange program or other professional development activity which contributes to the improvement of both the recipient and his/her service to students.

If you have any questions regarding this policy, please contact your liaison within the department.

JP:ajs:l715g

Attachment