

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1964

ENROLLED

JUDICIARY COMMITTEE SUBSTITUTE  
FOR SENATE BILL NO. 5

(By Mr. Carson, Mr. President,  
and Mr. Tompos,  
ORIGINAL SPONSORS)

PASSED January 28 1964

In Effect From Passage



FILED IN THE OFFICE OF  
JOE F. BURDETT  
SECRETARY OF STATE  
THIS DATE 2-1-64

5  
#

**ENROLLED**

JUDICIARY

COMMITTEE SUBSTITUTE

FOR

**Senate Bill No. 5**

(MR. CARSON, MR. PRESIDENT, and MR. TOMPOS,

original sponsors)

[Passed January 28, 1964; in effect from passage.]

AN ACT to amend chapter twenty-one-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article two-b, relating to the acceptance by the commissioner of the department of employment security of granted funds provided by the United States department of labor, bureau of employment security, and empowering the commissioner to approve and the state auditor to make periodic deductions from salaries of regular employees thereof

who agree thereto; said granted funds and the deductions from salaries to be applied to the payment of insurance premiums on policies under group insurance plans in favor of the regular employees of the department of employment security.

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

That chapter twenty-one-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article, designated article two-b, to read as follows:

**Article 2B. Group Insurance Plans for Regular Employees.**

**Section 1. Inaugurating Group Insurance Plans.**—The  
2 commissioner of the West Virginia department of employ-  
3 ment security is hereby authorized and empowered to  
4 negotiate for, secure and adopt for the regular employees  
5 thereof (other than provisional, temporary, emergency,  
6 and intermittent employees) who are in employee status  
7 with the West Virginia department of employment se-  
8 curity on and after the effective date of this article, a  
9 policy or policies of group insurance written by a carrier  
10 or carriers chartered under the laws of any state and duly

11 licensed to do business in this state and covering life;  
12 health; hospital care; surgical or medical diagnosis, care,  
13 and treatment; drugs and medicines; remedial care; other  
14 medical supplies and services; or any other combination  
15 of these; and any other policy or policies of group insur-  
16 ance which in the discretion of the commissioner bear a  
17 reasonable relationship to the foregoing coverages; but  
18 subject to the terms and conditions of this article.

**Sec. 2. Granted Funds by United States Department of**

2 **Labor, Bureau of Employment Security.**—The group in-  
3 surance plans so authorized to be established shall be  
4 subject to the following terms and conditions:

5 The commissioner is hereby authorized and empowered  
6 to accept on behalf of the regular employees of the de-  
7 partment of employment security, who in writing agree  
8 to participate in any plan of group insurance, granted  
9 funds provided by the United States department of labor,  
10 bureau of employment security, to pay the agency's share  
11 of the premium cost of said group policy or policies.  
12 The state of West Virginia shall not pay, or be liable for

13 the payment of, any portion of said premiums for such  
14 group insurance.

**Sec. 3. Terms, Conditions and Administration Gener-**

2 **ally.**—The provisions and terms of any such group plan  
3 or plans of insurance shall comply in all respects with  
4 the conditions and requirements of the United States de-  
5 partment of labor, bureau of employment security, and  
6 shall be approved in writing by the insurance commis-  
7 sioner of the state of West Virginia as to form, rate and  
8 benefits.

**Sec. 4. Payroll Deductions.**—(a) Whenever the above-

2 described regular employees shall indicate in writing that  
3 they have subscribed to any of the aforesaid insurance  
4 plans on a group basis, the commissioner of the depart-  
5 ment of employment security is hereby authorized and  
6 empowered to approve periodic premium deductions from  
7 the salary payments due such employees as specified in a  
8 written assignment furnished the commissioner by each  
9 such employee subscribing to a group insurance plan,  
10 which deductions shall be made by the auditor of the state  
11 of West Virginia.

12 (b) Upon proper requisition of the commissioner, the  
13 auditor shall periodically issue a warrant payable as speci-  
14 fied in the requisition, for the total deductions from the  
15 salaries of employees participating in any such group in-  
16 surance plan. To promote efficiency and economy in mak-  
17 ing deductions and issuing warrants as provided herein,  
18 the auditor is authorized to promulgate rules and regu-  
19 lations specifying the form and the time and manner of  
20 presentation of requisitions issued pursuant to this sec-  
21 tion.

22 (c) When a participating employee shall retire from  
23 his employment, he may, if he so elects and the insurance  
24 carrier or carriers agree, remain a member of the group  
25 plan by paying the entire premium for the coverage  
26 involved.

**Sec. 5. Custodian; Disbursements.**—The state treasurer  
2 shall be custodian of the funds under the aforesaid group  
3 insurance plans, and disbursements from the funds to pay  
4 all premiums shall be made only upon warrants signed by  
5 the state auditor and the state treasurer.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Roy Lasker*  
Chairman Senate Committee

*Abel L. Randall*  
Chairman House Committee

Originated in the Senate.

Takes effect From passage.

*Howard Myers*  
Clerk of the Senate

*C. G. Blankenship*  
Clerk of the House of Delegates

*Howard Robinson*  
President of the Senate

*Julius W. Singlefanck*  
Speaker House of Delegates

The within approved this the 1st  
day of February, 1964.

*W. W. Bann*  
Governor

