WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1967

ENROLLED
SENATE BILL NO. 314

(By Mr. Tazara)

PASSED March 11, 1967
In Effect July 1, 1967

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 3-21-67
ENROLLED

Senate Bill No. 314
(By Mr. Tompos)

[Passed March 11, 1967; in effect July 1, 1967.]

AN ACT to amend and reenact section two, article five, chapter twenty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the workmen’s compensation appeal board.

Be it enacted by the Legislature of West Virginia:

That section two, article five, chapter twenty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 5. REVIEW.


There shall be a board to be known as the “Workmen’s Compensation Appeal Board”, which shall be referred to
in this article as the "board", to be composed of three
members, none of whom shall be a contributor to the
compensation fund or in any way connected with a con-
tributor thereto and none of whom shall be a beneficiary
of the compensation fund or in any way connected with
a beneficiary thereof. Two members of such board shall
be of opposite politics to the third, and all three shall be
citizens of this state who have resided therein for a period
of at least five years. All members of the board shall be
appointed by the governor for a term of six years. The
governor is hereby vested with power to remove any
member of the board in accordance with the provisions of
section four, article six, chapter six of this code. Notwith-
standing the provisions of section two-a, article seven,
chapter six of this code, they shall each receive an annual
salary of six thousand dollars, payable in monthly in-
stallments, and shall also be entitled to reasonable and
necessary traveling and other expenses incurred while
actually engaged in the performance of their duties. The
governor shall designate one of the members of the board
as chairman thereof, and the board shall meet at the
capitol or at such other places throughout the state as it may deem proper at regular sessions commencing on the first Tuesday in February, April, June, August, October and December, and continuing as long as may be necessary for the proper and expeditious transaction of the business before it. All clerical services required by the board shall be paid for by the compensation commissioner from any funds at his disposal. The board shall, from time to time, compile and promulgate such rules of practice and procedure as to it shall appear proper for the prompt and efficient discharge of its business and such rules shall be submitted to the supreme court of appeals for approval, and if approved by such court shall have the same force and effect as the approved rules of procedure of circuit courts. The board shall employ such clerical staff as may be necessary for the efficient conduct of its business but the number of such employees shall not exceed two.

Salaries of the board, and its employees, and all of its necessary operating expense shall be paid from the workmen's compensation fund. The board shall submit its annual budget to the state compensation commissioner for
inclusion as a separate item in the budget estimates prepared by him annually, and within the limits of such budget, all expenses of the board shall be the requisition of the commissioner. Salaries of the employees of the board shall be fixed by the board.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tampor
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1967.

H. Domenez Young
Clerk of the Senate

A. A. Blankenship
Clerk of the House of Delegates

Howard E. Corneau
President of the Senate

W. Lanier White
Speaker House of Delegates

The within approved this the 17

day of March, 1967.

Hered E. Smith
Governor
PRESENTED TO THE GOVERNOR

Date  3/17/67
Time  2:50pm