WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971

ENROLLED
SENATE BILL NO. 326

(By Mr. McCourt, Mr. President and)
Mr. Carrigan

PASSED FEBRUARY 12, 1971

In Effect FROM Passage

326

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 2-15-71
ENROLLED

Senate Bill No. 326

(By Mr. McCourt, Mr. President, and Mr. Carrigan)

[Passed February 22, 1971; in effect from passage.]

AN ACT to amend chapter four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article two-a, relating to compensation for and expenses of members of the Legislature.

Be it enacted by the Legislature of West Virginia:

That chapter four 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-a, to read as follows:
ARTICLE 2A. COMPENSATION FOR AND EXPENSES OF MEMBERS OF THE LEGISLATURE.

PART I. GENERAL.

§4-2A-1. Implementation of resolutions of citizens legislative compensation commission; definition.

1 The purpose of this article is to implement from time to time the resolutions submitted by the citizens legislative compensation commission created by section thirty-three, article six of the West Virginia constitution. For the purposes of this article, the term "regular session" shall include any extension of a regular session of the Legislature.

PART II. COMPENSATION.

§4-2A-2. Basic compensation for services; proration.

1 (a) Each member of the Legislature shall receive as compensation for his services the sum of three thousand three hundred dollars per calendar year. For the year one thousand nine hundred seventy-one, said sum shall be payable to each member as soon as possible after the effective date of this article.

7 (b) Beginning in the year one thousand nine hundred
seventy-two and each year thereafter, said sum shall be payable twice a month during each regular session of the Legislature, without regard to any extension of such regular session. In the event of the death, resignation or removal of a member of the Legislature during the regular session of the Legislature in the year one thousand nine hundred seventy-two or in any year thereafter and the appointment and qualification of his successor during any such regular session, the compensation provided for in this section shall be prorated between the original member and his successor on the basis of the number of days served (including Saturdays and Sundays) as a member of the Legislature by each during said regular session.

(c) In the event of the death, resignation or removal of a member of the Legislature and the appointment and qualification of his successor subsequent to the regular session of the Legislature held in the calendar year in which such successor was appointed and qualified, none of the compensation provided for in this section shall be paid to such successor.
§4-2A-3. Compensation for members of the Legislature during any extraordinary session.

1 Each member of the Legislature shall receive, in addition to the basic compensation provided for in section two of this article, additional compensation of thirty-five dollars per day for each day served during any extraordinary session of the Legislature, including Saturdays and Sundays. Such additional compensation shall be paid from time to time during any such extraordinary session, as may be prescribed by rules established by the legislative auditor.

§4-2A-4. Additional compensation for president of Senate and speaker of House of Delegates.

1 In addition to the basic and additional compensation provided for in sections two and three of this article, the president of the Senate and the speaker of the House of Delegates shall receive additional compensation of fifteen dollars per day for each day served during any regular or extraordinary session as presiding officer, including Saturdays and Sundays. Such presiding officer compensation shall be paid from time to time during any
such session, as may be prescribed by rules established
by the legislative auditor.

§4-2A-5. Interim compensation for members of joint committee
on government and finance and commission on
interstate cooperation.

In addition to the basic and any additional and pre-
siding officer compensation provided for in sections two,
three and four of this article, each member of the joint
committee on government and finance and the commission
on interstate cooperation shall receive interim compen-
sation of thirty-five dollars per day for each day actually
engaged in the performance of interim duties as a mem-
ber of either such committee or commission between
regular sessions of the Legislature: Provided, That not
more than twenty-eight members of both such committee
and commission shall be entitled to receive the interim
compensation authorized in this section, and the total
additional interim compensation payable to any such
member and his replacement, if any, on such committee
or commission under the provisions of this section shall
not exceed the sum of one thousand fifty dollars per calendar year.

PART III. EXPENSES OF MEMBERS OF THE LEGISLATURE.

§4-2A-6. Travel expenses.

Each member of the Legislature shall be entitled to be reimbursed, upon submission of an expense voucher, for expenses incurred incident to travel in the performance of his duties as a member of the Legislature or any committee of the Legislature, whether such committee is operating under general law or resolution, including, but not limited to, attendance at party caucuses held in advance of the date of the assembly of the Legislature in regular session in odd-numbered years for the purpose of selecting candidates for officers of the two houses, at the rate of ten cents per mile for the most direct usually traveled route, if travel is by private automobile, or for actual transportation costs for direct route travel, if travel is by public carrier, or for any combination of such means of transportation actually used, plus the cost of necessary taxi or limousine service, tolls and parking fees
in connection therewith, but during any regular or extra-
ordinary session, travel expenses shall not be paid to any
member for more than one round trip to and from the
seat of government and to and from his place of residence
for each week of any such session.

§4-2A-7. Reimbursement for expenses incurred during any
session.

In addition to reimbursement for any travel expenses,
as provided for in section six of this article, each mem-
er of the Legislature shall also be entitled to be re-
imbursed, upon submission of an expense voucher there-
for, for all reasonable and necessary expenses actually
incurred in connection with any regular or extraordi-
nary session of the Legislature, but the total of any
and all such reimbursed expenses, exclusive of reim-
bursement for any such travel expenses as aforesaid,
shall not exceed lodging expenses of fifteen dollars per
day or one hundred five dollars per week and meal and
miscellaneous expenses of ten dollars per day or seventy
dollars per week. A receipt for the amount paid for
lodging shall be submitted with the expense voucher,
but a receipt shall not be required to be submitted with any such expense voucher for meal and miscellaneous expenses. In lieu of reimbursement for lodging expenses pursuant to the provisions of this section, any member of the Legislature shall be entitled to be reimbursed, upon submission of an expense voucher, for expenses incurred incident to daily travel to and from his place of residence and to and from the seat of government at a rate of ten cents per mile for the most direct usually traveled route, but the total of such daily travel expenses shall not exceed fifteen dollars per day.

§4-2A-8. Interim expenses.

In addition to any travel expenses and any such reimbursements for any and all such session expenses as provided for in sections six and seven of this article, each member of the Legislature serving as a member of any committee of the Legislature established by and operating under general law and designated for the performance of interim assignments by the Legislature or otherwise duly authorized to perform interim assignments between regular sessions of the Legislature shall
also be entitled to be reimbursed, upon submission of
an expense voucher therefor, for all reasonable and nec-
cessary expenses actually incurred incident to the per-
formance of duties as a member of any such committee,
but the total of any and all such reimbursed interim
expenses, exclusive of reimbursement for any such travel
and session expenses as aforesaid, shall not under any
circumstances exceed lodging expenses of fifteen dollars
per day or meal and miscellaneous expenses of ten dol-


In addition to reimbursement for travel expenses as
authorized in section six of this article, each member
of the Legislature traveling from West Virginia to an
out-of-state point or points and return incident to the
5 performance of his duties as a member of the Legislature or any committee of the Legislature, whether
6 such committee is operating under general law or resolution, shall be entitled to be reimbursed, upon sub-
7 mission of an expense voucher therefor, at a rate not to
8 exceed thirty-five dollars per day in lieu of actual and
9 necessary expenses for lodging and meals. No receipts
10 shall be required to be submitted with any such ex-
11 pense voucher.

§4-2A-10. Affidavits required; approval by legislative auditor of vouchers; rules authorized.

1 Any expense voucher submitted pursuant to the provisions of sections six, seven, eight or nine of this article
2 must be verified by the affidavit of the member incurring such expense and all such expense vouchers shall
3 be approved by the legislative auditor prior to submission for payment.
4
5 The legislative auditor is hereby authorized to adopt
6 such rules as may be necessary to implement or effectuate
7 the provisions of this article.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 15th day of February, 1971.

Governor