

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1974



ENROLLED

*Committee Substitute for*  
HOUSE BILL No. 679

(By Mr. *Bruntz*)



PASSED *March 5,* 1974

In Effect *Thirty Days From* Passage



679

FILED IN THE OFFICE  
EDGAR F. WELLS III  
SECRETARY OF STATE  
THIS DATE 3-18-74

**ENROLLED**  
**COMMITTEE SUBSTITUTE**  
**FOR**  
**H. B. 679**  
**(By MR. PRUNTY)**

[Passed March 5, 1974; in effect ninety days from passage.]

AN ACT to amend article five, chapter six of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section eleven, relating to members of the Legislature maintaining employee status while serving in the Legislature.

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

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

**ARTICLE 5. TERMS OF OFFICE; MATTERS AFFECTING THE RIGHT TO HOLD OFFICE.**

**§6-5-11. Members of Legislature not to be discriminated against in connection with seniority rights; pension coverage or benefits or insurance coverage or benefits provided by employer.**

1 In order to encourage dedicated public service, it shall be  
2 unlawful for any private employer to discriminate against an  
3 employee who is a member of the Legislature, in connection

4 with any employee seniority rights, employee pension coverage  
5 or benefits or employee insurance coverage or benefits, because  
6 of such employee's absence from work to attend regular or ex-  
7 traordinary sessions of the Legislature: *Provided*, That such  
8 employee continues to contribute his share of the costs for any  
9 such coverage or benefits when such contribution is required  
10 by his employer. Any employee shall have a cause of action  
11 against his employer for violation of the provisions of this  
12 section and such cause of action may be enforced in a civil  
13 action for such purpose.

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

H. Warren Dasky  
Chairman Senate Committee

Arnell C. Johnston  
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Haward Wilson  
Clerk of the Senate

V. Blankenship  
Clerk of the House of Delegates

H. T. Brotherton, Jr.  
President of the Senate

Lewis H. McHenry  
Speaker House of Delegates

The within approved this the 18th  
day of March, 1974.

Arch A. Hanig, Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/8/74  
Time 11:47 a.m.