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OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1976

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ENROLLED

SENATE BILL NO. 469

(By Mr. Beatherton, Jr. President, Jr. Hanson)

—•—

PASSED March 13, 1976

In Effect from Passage



FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/29/76

ENROLLED

Senate Bill No. 469

(By MR. BROTHERTON, MR. PRESIDENT, and MR. ROGERSON)

[Passed March 13, 1976; in effect from passage.]

AN ACT to amend and reenact section eighteen, article sixteen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to allowing public employees to continue their coverage under the public employees insurance act by paying their proportionate share of premium costs during medical leave of absence not exceeding one year.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-18. Rules and regulations for administration of article; eligibility of certain retired employees and dependents of deceased members for coverage; employees on medical leave of absence entitled to coverage.

1 The board shall promulgate such rules and regulations
2 as may be required for the effective administration of the
3 provisions of this article. All rules and regulations of
4 the board and all hearings held by the board shall be
5 promulgated and held in accordance with the provisions
6 of chapter twenty-nine-a of the code.

7 Such regulations shall provide that any employee of the
8 state who has been compelled or required by law to retire
9 before reaching the age of sixty-five years shall be
10 eligible for coverage at their own expense for the total

11 cost of coverage, as provided under this article, and the
12 dependents of any deceased member shall be entitled to
13 continue their participation and coverage upon payment
14 of the total cost for such coverage. Any employee who
15 voluntarily retires, as provided by law, shall be eligible
16 to participate in the public employees health insurance
17 program at his own expense for the total cost of such
18 coverage.

19 Any employee who is on a medical leave of absence,
20 approved by his employer, shall, subject to the following
21 provisions of this paragraph, be entitled to continue his
22 coverage until he returns to his employment, and such
23 employee and employer shall continue to pay their pro-
24 portionate share of premium costs as provided by this
25 article: *Provided*, That the employer shall be obligated
26 to pay its proportionate share of the premium cost
27 only for a period of one year: *Provided, however*, That
28 during the period of such leave of absence, the employee
29 shall, at least once each month, submit to the employer
30 the statement of a qualified physician certifying that
31 the employee is unable to return to work.

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

James L. Davis

Chairman Senate Committee

Clarence C. Chustar Jr.

Chairman House Committee

Originated in the Senate.

To take effect from passage.

J. C. Sellen Jr.

Clerk of the Senate

W. B. Blackenship

Clerk of the House of Delegates

W. B. Blackenship

President of the Senate

Levin F. M. Manna

Speaker House of Delegates

The within approved this the 26th
March, 1976
day of _____

Arthur A. Manna Jr.

Governor

PRESENTED TO THE
GOVERNOR

Date 3/22/76

Time 11:40 a.m.