APPROVED AND SIGNED BY THE GOVERNOR

Date 4-28-81

NJ: 756

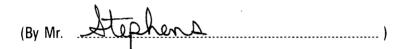
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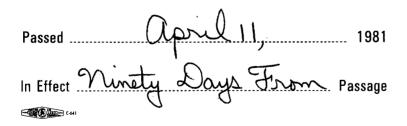
WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981

ENROLLED

HOUSE BILL No. 758





ENROLLED H. B. 758

(By Mr. Stephens)

[Passed April 11, 1981; in effect ninety days from passage.]

AN ACT to amend article fourteen, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section seventeen-b, relating to providing for sick leave for deputy sheriffs; accumlation thereof; emergency sick leave.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 14. CIVIL SERVICE FOR DEPUTY SHERIFFS.

§7-14-17b. Sick leave for deputy sheriffs.

(a) The county commission of each county shall allow the
 sheriff's deputies sick leave with pay to be computed as follows:
 Full-time deputies shall be entitled to one and one-half days
 sick leave for each calendar month worked, or greater part
 thereof; part-time deputies shall be entitled to sick leave at the
 same rate and in the same proportion that hours actually work ed bears to hours regularly scheduled for full-time deputies.

8 (b) Sick leave shall be granted only when illness on the 9 part of or injury to the deputy incapacitates him for duty: 10 *Provided*, That the sheriff of the county in which the deputy 11 is employed shall have the authority to require the deputy to 12 produce a statement from an attending physician for each 13 day of sick leave beyond two days. This statement shall
14 include dates of treatment and also state that the deputy was
15 unable to work. In the absence of the required physician's
16 statement, annual leave shall be charged for the entire
17 period.

18 (c) Deputies with fifteen or more years of service may ac-19 cumulate not more than ninety sick leave days. Deputies 20 with more than ten but less than fifteen years of service may 21 accumulate not more than eighty sick leave days. Deputies 22 with more than five but less than ten years of service may 23 accumulate not more than seventy sick leave days. Deputies with not more than five years' service may accumulate not 24 25 more than sixty sick leave days. The accumulation of sick 26 leave pursuant to this subsection shall begin as of the effective 27 date of this act.

28 (d) In the event of illness, a full-time deputy may take 29 emergency sick leave without pay after all accrued sick leave, 30 annual leave and compensatory time available to such full-31 time deputy has been exhausted: Provided. That the total number of days of sick leave and emergency sick leave used 32 33 during such illness shall not exceed the total number of days 34 of sick leave which may be accumulated under the provisions 35 of subsection (c) of this section by any full-time deputy with the same number of years of service. 36

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

, Chairman Senate Committee Whitlen.

Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Clerk of the Senate

(ABlankersh Clerk of the House of Del ega President of the Senate Speaker House of Delegates The within day of _ , 1981. Governor

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SECY. OF STATE 81 APR 29 P1: 24 TEGENTED