WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

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ENROLLED

HOUSE BILL No. 758

(By Mr. Stephens)

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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; accumulation 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 worked bear to hours regularly scheduled for full-time deputies.

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

(c) Deputies with fifteen or more years of service may accumulate not more than ninety sick leave days. Deputies with more than ten but less than fifteen years of service may accumulate not more than eighty sick leave days. Deputies with more than five but less than ten years of service may accumulate not more than seventy sick leave days. Deputies with not more than five years’ service may accumulate not more than sixty sick leave days. The accumulation of sick leave pursuant to this subsection shall begin as of the effective date of this act.

(d) In the event of illness, a full-time deputy may take emergency sick leave without pay after all accrued sick leave, annual leave and compensatory time available to such full-time deputy has been exhausted: Provided, That the total number of days of sick leave and emergency sick leave used during such illness shall not exceed the total number of days of sick leave which may be accumulated under the provisions of subsection (c) of this section by any full-time deputy with the same number of years of service.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]

Chairman Senate Committee

[Signature]

Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

[Signature]

Clerk of the Senate

[Signature]

Clerk of the House of Delegates

[Signature]

President of the Senate

[Signature]

Speaker House of Delegates

The within _______ this the ________ day of ________, 1981.

[Signature]

Governor