

No: 458

APPROVED AND SIGNED BY THE GOVERNOR

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Date 3-27-83

OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1983

ENROLLED

SENATE BILL NO. 458

(By Mrs. Sears)

PASSED March 11 1983

In Effect ninety days from Passage



ENROLLED
Senate Bill No. 458
(BY MRS. SPEARS)

[Passed March 11, 1983; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article six, chapter twenty-nine of the code of West Virginia. one thousand nine hundred thirty-one, as amended, relating to the civil service system; definitions; date of termination of the Vietnam conflict.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 6. CIVIL SERVICE SYSTEM.

§29-6-2. Definition of terms.

1 As used in this article unless the context clearly indi-
2 cates otherwise:

3 (1) "Agency" means any administrative unit of state
4 government, including any authority, board, bureau, com-
5 mission, committee, council, department or office.

6 (2) "Appointing authority" means a person or group
7 of persons authorized by an agency to make appoint-
8 ments to positions in the classified or classified-exempt
9 service.

10 (3) "Class" or "class of positions" means a group of
11 positions sufficiently similar in duties, training, experi-
12 ence and responsibilities, as determined by specifications,
13 that the same qualifications, the same title, and the same
14 schedule of compensation and benefits may be equitably
15 applied to each position in the group.

16 (4) "Classification plan" means the plan by which
17 positions in the classified service and classified-exempt
18 service have been allocated by class.

19 (5) "Classified-exempt service" means an employee
20 whose position satisfies the definitions for "class" and
21 "classify" but who is not covered under the civil service
22 system or employed by the board of regents.

23 (6) "Classified service" means an employee whose job
24 satisfies the definitions for "class" and "classify" and who
25 is covered under the civil service system.

26 (7) "Classify" means to group all positions in classes
27 and to allocate every position to the appropriate class in
28 the classification plan.

29 (8) "Policymaking position" means a position in which
30 the person occupying it (a) acts as an adviser to, or for-
31 mulates plans for the implementation of broad goals for,
32 the executive or administrative head of the agency, (b) is
33 in charge of a major administrative component of the
34 agency and (c) reports directly and is directly account-
35 able to the administrative or executive head of the agen-
36 cy.

37 (9) "Position" means a particular job which has been
38 classified based on specifications.

39 (10) "Specification" means a description of a class of
40 position which defines the class, provides examples of
41 work performed and the minimum qualifications required
42 for employment.

43 (11) "Veteran" means any person who has served in the
44 armed forces of the United States of America during
45 World War I (April 6, 1917—November 11, 1918), World
46 War II (December 7, 1941—December 31, 1946), the Ko-
47 rean Conflict (June 27, 1950—January 31, 1955), or the
48 Vietnam Conflict (August 5, 1964—May 7, 1975), and who
49 has received a discharge under honorable conditions from
50 such service.

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

[Handwritten Signature]
Chairman Senate Committee

[Handwritten Signature]
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Handwritten Signature]
Clerk of the Senate

[Handwritten Signature]
Clerk of the House of Delegates

[Handwritten Signature]
President of the Senate

[Handwritten Signature]
Speaker House of Delegates

The within is approved this the 27
day of March, 1983.

[Handwritten Signature]
Governor

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