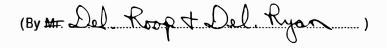
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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986

ENROLLED

HOUSE BILL No. 1937



Passed	march 8,	1986
In Effect	Fron	Passage

ENROLLED H. B. 1937

(By Delegate Roop and Delegate Ryan)

[Passed March 8, 1986; in effect from passage.]

AN ACT to amend and reenact section eight, article twelve, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to municipalities; general and specific powers; group insurance programs authorized; coverage for spouses and dependents of regular employees and for retired employees; and providing for guaranteed coverage of retirees, upon their payment of the full cost of coverage, as a condition precedent to a municipality changing insurance carriers.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 12. GENERAL AND SPECIFIC POWERS, DUTIES AND ALLIED RELATIONS OF MUNICIPALITIES, GO-VERNING BODIES AND MUNICIPAL OFFICERS AND EMPLOYEES; SUITS AGAINST MUNICIPALITIES.

§8-12-8. Group insurance programs authorized.

1 Every municipality shall have plenary power and 2 authority to negotiate for, secure and adopt for the 3 regular employees thereof (other than provisional, 4 temporary, emergency and intermittent employees) who 5 are in employee status with such municipality on and Enr. H. B. 1937]

6 after the effective date of this section and for their 7 spouses and dependents, a policy or policies of group 8 insurance written by a carrier or carriers chartered 9 under the laws of any state and duly licensed to do business in this state and covering life; health; hospital 10 11 care; surgical or medical diagnosis, care, and treatment; 12 drugs and medicines; remedial care; other medical 13 supplies and services; or any other combination of these; and any other policy or policies of group insurance 14 15 which in the discretion of the governing body bear a 16 reasonable relationship to the foregoing coverages. The 17 provisions and terms of any such group plan or plans 18 of insurance shall be approved in writing by the 19 insurance commissioner of this state as to form, rate and 20 benefits.

21 The municipality is hereby authorized and empo-22 wered to pay the entire premium cost, or any portion 23 thereof, of said group policy or policies. Whenever the 24 above-described regular employees shall indicate in 25 writing that they have subscribed to any of the aforesaid 26 insurance plans on a group basis and the entire cost 27 thereof is not paid by the municipality, the municipality 28 is hereby authorized and empowered to make periodic 29 premium deductions of the amount of the contribution 30 each such subscribing employee is required to make for 31 such participation from the salary or wage payments 32 due each such subscribing employee as specified in a 33 written assignment furnished to the municipality by 34 each such subscribing employee.

35 When a participating employee shall retire from his 36 employment, he may, if he so elects, remain a member 37 of the group plan and retain coverage for his spouse and 38 dependents, by paying the entire premium for the 39 coverage involved. Spouses and dependents of any 40 deceased member may remain a member of the group 41 plan by paying the entire premium for the coverage: 42 Provided, That nothing herein shall be construed as 43 prohibiting the municipality from paying a portion or 44 all of the cost of any coverage. In the event that a 45 municipality changes insurance carriers, as a condition 46 precedent to any such change, the municipality shall

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47 assure that all retirees, their spouses and dependents,

48 and the spouses and dependents of any deceased

49 member are guaranteed acceptance, at the same cost for

50 the same coverage as regular employees of similar age

51 groupings, their spouses and dependents.

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

Chairman Senate Committee

Chairm (1) House Committee

Originating in the House.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

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