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WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1986




ENROLLED

SENATE BILL NO. 181

(By Senators Tucker and Jarrell)



PASSED March 8, 1986

In Effect July 1, 1986 



**ENROLLED**  
**Senate Bill No. 181**  
(BY SENATORS TUCKER AND JARRELL)

[Passed March 8, 1986; to take effect July 1, 1986.]

AN ACT to amend article five, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section three, relating to permissible payment, at option of state employee and in lump sum amount, of the accrued and unused annual leave of such employee at conclusion of employment; definition; time for paying; and application in determining amount thereof.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 5. SALARY INCREASE FOR STATE EMPLOYEES.**

**§5-5-3. Optional payment to employee in lump sum amount for accrued and unused annual leave at conclusion of employment; application thereof.**

1 Every eligible employee, as defined in section one of  
2 this article, at the conclusion of such employee's active  
3 employment by resignation, death, retirement or other-  
4 wise, may be paid in lump sum amount, at their option,  
5 for their accrued and unused annual leave at the em-  
6 ployee's usual rate of pay at such time. Such lump sum

7 payment shall be made by the time of what would have  
8 been the employee's next regular payday had his employ-  
9 ment continued; and in determining the amount of such  
10 annual leave entitlement, weekends, holidays or other  
11 periods of normal, non-countable time shall be excluded.

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

Bruce O. Williams  
Chairman Senate Committee

Floyd Fulbr  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1986.

John C. Withers  
Clerk of the Senate

Donald J. Kopp  
Clerk of the House of Delegates

Sam Terhune  
President of the Senate

Joseph P. Allright  
Speaker House of Delegates

The within approved this the 25th  
March day of \_\_\_\_\_, 1986.

And a. Shanks  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/20/86

Time 3:38 p.m.

RECEIVED

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UNITED STATES  
SECURITY SERVICE

FILED IN THE  
OFFICE OF THE  
ATTORNEY GENERAL  
WEST VIRGINIA

THIS DATE 3/26/86