WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1987

ENROLLED
Com. Sub. for
HOUSE BILL No. 2467

(By Delegate 

Passed 

In Effect 

C-641
ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2167
(By Delegate Given)

[Passed March 14, 1987; in effect July 1, 1987.]

AN ACT to amend article twenty-two, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-six-a, relating to supplemental pension benefits for retired policemen, firemen and their spouses, and tying those supplemental benefits to increases in the consumer price index.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 22. RETIREMENT BENEFITS GENERALLY; POLICEMEN'S PENSION AND RELIEF FUND; FIREFIGHTERS PENSION AND RELIEF FUND; PENSION PLANS FOR EMPLOYEES OF WATERWORKS SYSTEM, SEWERAGE SYSTEM OR COMBINED WATERWORKS AND SEWERAGE SYSTEM.

§8-22-26a. Supplemental pension benefits entitlement; benefit payable; application of section; construction.

1 (a) Commencing with the fiscal year beginning on the
first day of July, one thousand nine hundred eighty-seven, any member receiving benefits and any surviving spouse of a member receiving benefits under the provisions of this article, is entitled to receive a supplemental pension benefit if the member or the surviving spouse meets the entitlement of subsection (b) of this section.

(b) Entitlement to supplemental benefits under this section is established if any member or surviving spouse receives less than six hundred dollars per month in pension benefits under this article during the fiscal year ending on the thirtieth day of June, one thousand nine hundred eighty-seven, less than seven hundred dollars per month in pension benefits under this article during the fiscal year ending on the thirtieth day of June, one thousand nine hundred eighty-eight, less than eight hundred dollars per month in pension benefits under this article during the fiscal year ending on the thirtieth day of June, one thousand nine hundred eighty-nine, less than nine hundred dollars per month in pension benefits under this article during the fiscal year ending on the thirtieth day of June, one thousand nine hundred ninety, less than one thousand dollars per month in pension benefits under this article during the fiscal year ending on the thirtieth day of June, one thousand nine hundred ninety-one; entitlement means that the member or surviving spouse shall receive the minimum pension benefit defined in subsection (c) of this section.

(c) The member or surviving spouse entitled by subsection (b) of this section shall receive as a supplemental pension benefit an amount based on a percentage increase equal to any increase in the consumer price index as calculated by the United States Department of Labor, Bureau of Statistics, for the preceding year. The supplemental pension benefit payable under the provisions of this section shall be paid in equal monthly installments and the amount of the benefit so paid shall be considered in determining such member's or spouse's eligibility for the supplemental pension benefit for any subsequent fiscal year.

(d) This section applies only through the fiscal year
ending on the thirtieth day of June, one thousand nine
hundred ninety-two, and must be reviewed and reen-
acted prior to that date.

(e) This section shall be construed liberally to effec-
tuate the purpose of establishing minimum pension
benefits under this article for members and surviving
spouses.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.


Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

Approved this the 2nd day of April, 1987.

Governor