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OFFICE OF WEST VIRGINIA  
LEGISLATIVE SERVICE

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

— ● —

# ENROLLED

HOUSE BILL No. 2868

(By ~~HB~~ Delegate Harley )

— ● —

Passed April 8, 1989

In Effect June Passage

**ENROLLED**  
**H. B. 2868**  
(By DELEGATE FARLEY)

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[Passed April 8, 1989; in effect from passage.]

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AN ACT to amend and reenact section three, article one, chapter five-f of the code of West Virginia, one thousand nine hundred thirty-one, as amended; to amend and reenact section three, article two of said chapter; to amend and reenact section two-a, article seven, chapter six of said code; to amend and reenact section five, article two, chapter fifteen of said code; to amend and reenact section three, article one, chapter twenty-four of said code; to amend and reenact section ten-a, article one, chapter fifty-one of said code, and to amend and reenact section thirteen, article two of said chapter fifty-one, all relating to salaries of certain state officers, judges and justices; setting the salaries of secretaries of departments; increasing the salaries of certain state officers; setting the salaries of certain other state appointed officers and employees; setting effective dates and providing for phase-in of certain salary increases; providing for filing sworn statement by certain state appointive officers as to compensation of their employees; making terms of public service commissioners at will and pleasure of governor; increasing salaries of members of department of public safety and providing effective date; increasing salaries of circuit court judges and supreme court justices and providing effective dates thereof.

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

That section three, article one, chapter five-f of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; that section three, article two of said chapter be amended and reenacted; that section two-a, article seven, chapter six of said code be amended and reenacted; that section five, article two, chapter fifteen of said code be amended and reenacted; that section three, article one, chapter twenty-four of said code be amended and reenacted; that section ten-a, article one, chapter fifty-one of said code be amended and reenacted, and that section thirteen, article two of said chapter fifty-one be amended and reenacted, all to read as follows:

**CHAPTER 5F. REORGANIZATION OF THE  
EXECUTIVE BRANCH OF STATE GOVERNMENT.**

**ARTICLE 1. GENERAL PROVISIONS.**

**§5F-1-3. Oath; bond; compensation.**

1       (a) Each person appointed to serve as a secretary shall  
2       take the oath or affirmation prescribed by section five,  
3       article four of the constitution, and such oath shall be  
4       certified by the person who administers the same and  
5       filed in the office of the secretary of state.

6       (b) Each person so appointed shall give bond in the  
7       penalty of twenty-five thousand dollars conditioned for  
8       the faithful performance of the duties of the office,  
9       which bond shall be approved by the attorney general  
10      as to form and by the governor as to sufficiency. The  
11      surety of such bond may be a bonding or surety  
12      company, in which case the premium shall be paid out  
13      of the appropriation made for the administration of the  
14      department.

15      (c) Each secretary shall receive a salary of seventy  
16      thousand dollars per year.

17      (d) The salary and expenses necessary for each  
18      secretary and all expenditures for personal services for  
19      the office of secretary shall be paid from and within  
20      existing appropriations made to the agencies and boards  
21      transferred to the department headed by that secretary,  
22      and revised expenditure schedules shall be submitted to  
23      the commissioner of finance and administration and the

24 legislative auditor stating the amount and source of  
25 funds to be expended: *Provided*, That for fiscal years  
26 beginning the first day of July, one thousand nine  
27 hundred eighty-nine, such amounts shall follow the  
28 procedures described in chapter five-a of this code.

## ARTICLE 2. TRANSFER OF AGENCIES AND BOARDS.

### §5F-2-3. Administrators; appointment; oath; bond; compensation.

1 (a) Notwithstanding any other provision of this code  
2 (including subsections (h) and (i), section one of this  
3 article) to the contrary, each administrator required by  
4 other provisions of this code to be appointed by the  
5 governor shall:

6 (1) Continue to be appointed by the governor by and  
7 with the advice and consent of the Senate and each such  
8 administrator shall serve at the will and pleasure of the  
9 governor, and the governor may appoint a person to fill  
10 more than one such position of administrator and may  
11 appoint a secretary to fill one or more positions of such  
12 administrator, but each person appointed as such an  
13 administrator must possess whatever qualifications are  
14 elsewhere specified in this code as being required for  
15 appointment to such position;

16 (2) Take the oath of office or affirmation prescribed  
17 by section five, article four of the constitution, and such  
18 oath shall be certified by the person who administers the  
19 same and filed in the office of the secretary of state;

20 (3) Give bond in the penalty of fifteen thousand  
21 dollars conditioned for the faithful performance of the  
22 duties of the office, which bond shall be approved by the  
23 attorney general as to form and by the secretary as to  
24 sufficiency. The surety of such bond may be a bonding  
25 or surety company, in which case the premium shall be  
26 paid out of the appropriation made for the administra-  
27 tion of the department; and

28 (4) Receive an annual salary as shall be fixed from  
29 time to time by law or as otherwise provided.

30 (b) Each administrator required by other provisions

31 of this code to be appointed in any manner other than  
32 by the governor shall continue to be appointed, shall  
33 take such oath of office, give such bond and receive such  
34 salary as shall be so specified by such other provisions  
35 of this code.

## CHAPTER 6. GENERAL PROVISIONS RESPECTING OFFICERS.

### ARTICLE 7. COMPENSATION AND ALLOWANCES.

#### **§6-7-2a. Terms of certain appointive state officers; appointment; qualifications; powers and salaries of such officers.**

1 (a) Notwithstanding any other provision of this code  
2 to the contrary, each of the following appointive state  
3 officers named in this subsection shall be appointed by  
4 the governor, by and with the advice and consent of the  
5 Senate. Each of such appointive state officers shall serve  
6 at the will and pleasure of the governor for the term for  
7 which the governor was elected and until the respective  
8 state officers' successors have been appointed and  
9 qualified. Each of such appointive state officers shall  
10 hereafter be subject to the existing qualifications for  
11 holding each such respective office and each shall have  
12 and is hereby granted all of the powers and authority  
13 and shall perform all of the functions and services  
14 heretofore vested in and performed by virtue of existing  
15 law respecting each such office.

16 Beginning on the first day of January, one thousand  
17 nine hundred ninety, the annual salary of each such  
18 named appointive state officer shall be as follows:

19 Administrator, division of highways, sixty thousand  
20 dollars; administrator, division of health, fifty-seven  
21 thousand two hundred dollars; administrator, division of  
22 human services, forty-seven thousand eight hundred  
23 dollars; administrator, state tax division, forty-nine  
24 thousand nine hundred dollars; administrator, division  
25 of energy, sixty-five thousand dollars; administrator,  
26 division of finance and administration, forty-seven  
27 thousand eight hundred dollars; administrator, division  
28 of corrections, forty-five thousand dollars; administra-

29 tor, division of community and industrial development,  
30 sixty-three thousand six hundred dollars; administrator,  
31 division of worker's compensation, forty-five thousand  
32 dollars; administrator, division of commerce, sixty-two  
33 thousand five hundred dollars; administrator, division of  
34 natural resources, forty-seven thousand eight hundred  
35 dollars; administrator, division of public safety, forty-  
36 four thousand six hundred dollars; administrator,  
37 lottery division, sixty thousand dollars; director, public  
38 employees insurance agency, fifty-five thousand dollars;  
39 administrator, division of employment security, forty-  
40 five thousand dollars; administrator, division of bank-  
41 ing, thirty-eight thousand three hundred dollars;  
42 administrator, division of insurance, thirty-six thousand  
43 seven hundred dollars; administrator, division of culture  
44 and history, thirty-eight thousand three hundred  
45 dollars; chairman, public service commission, fifty  
46 thousand dollars; members, public service commission,  
47 forty-six thousand two hundred dollars; administrator,  
48 alcohol beverage control commission, thirty-eight  
49 thousand three hundred dollars; administrator, division  
50 of motor vehicles, forty thousand dollars; director,  
51 division of personnel, thirty-eight thousand three  
52 hundred dollars; adjutant general, thirty-five thousand  
53 seven hundred dollars; chairman, health care cost  
54 review authority, forty thousand dollars; members,  
55 health care cost review authority, thirty-six thousand  
56 five hundred dollars; director, human rights commis-  
57 sion, forty thousand dollars; administrator, division of  
58 labor, thirty-five thousand seven hundred dollars;  
59 administrator, division of veterans affairs, thirty-two  
60 thousand dollars; administrator, division of emergency  
61 services, thirty-two thousand dollars; administrator,  
62 non-intoxicating beer commission, thirty-two thousand  
63 dollars; members, board of probation and parole,  
64 twenty-eight thousand three hundred dollars; members,  
65 employment security review board, seventeen thousand  
66 dollars; members, worker's compensation appeal board,  
67 seventeen thousand eight hundred dollars.

68 Prior to the first day of January, one thousand nine  
69 hundred ninety, each of the aforesaid officers shall  
70 continue to receive the annual salaries they were

71 receiving as of the last day of March, one thousand nine  
72 hundred eighty-nine.

73 (b) Notwithstanding any other provisions of this code  
74 to the contrary, each of the state officers named in this  
75 subsection shall continue to be appointed in the manner  
76 prescribed in this code, and shall be paid an annual  
77 salary as follows, except that any increase in salary over  
78 and above the salary being received by any of the  
79 following state officers as of the last day of March, one  
80 thousand nine hundred eighty-nine, shall not become  
81 effective until the first day of January, one thousand  
82 nine hundred ninety:

83 Chancellor, board of regents, seventy thousand  
84 dollars; state superintendent of schools, seventy thou-  
85 sand dollars; administrator, division of risk and insu-  
86 rance management, forty-two thousand dollars; director,  
87 division of rehabilitation services, fifty-five thousand  
88 dollars; executive director, educational broadcasting  
89 authority, forty-seven thousand five hundred dollars;  
90 secretary, library commission, forty-seven thousand five  
91 hundred dollars; director, geologic and economic survey,  
92 forty-seven thousand five hundred dollars; executive  
93 director, water development authority, fifty-four thou-  
94 sand two hundred dollars; executive secretary, teacher's  
95 retirement system, forty-seven thousand two hundred  
96 dollars; executive secretary, public employees retire-  
97 ment system, forty thousand one hundred dollars;  
98 director, air pollution control commission, forty-four  
99 thousand eight hundred dollars; executive director,  
100 public legal services council, forty seven thousand five  
101 hundred dollars; director, commission on aging, forty  
102 thousand dollars; commissioner, oil and gas conservation  
103 commission, forty thousand dollars; director, farm  
104 management commission, thirty-two thousand five  
105 hundred dollars; state fire administrator, twenty-five  
106 thousand two hundred dollars; executive secretary,  
107 municipal bond commission, thirty thousand two  
108 hundred dollars; director, railroad maintenance author-  
109 ity, thirty-two thousand five hundred dollars; executive  
110 secretary, women's commission, thirty thousand one  
111 hundred dollars; executive director, regional jail

112 authority, forty-two thousand six hundred dollars;  
113 director, hospital finance authority, twenty-five thou-  
114 sand eight hundred dollars.

115 (c) No increase in the salary of any appointive state  
116 officer pursuant to this section shall be paid until and  
117 unless such appointive state officer shall have first filed  
118 with the state auditor and the legislative auditor a  
119 sworn statement, on a form to be prescribed by the  
120 attorney general, certifying that such spending unit is  
121 in compliance with any general law providing for a  
122 salary increase for his employees. The attorney general  
123 shall prepare and distribute such form to the affected  
124 spending units: *Provided*, That no decrease in salary  
125 shall be effective for any current appointive state officer  
126 appointed prior to the first day of January, one thousand  
127 nine hundred eighty-nine: *Provided, however*, That such  
128 decreases shall take effect at such time as any appoin-  
129 tive office is vacated.

## CHAPTER 15. PUBLIC SAFETY.

### ARTICLE 2. DEPARTMENT OF PUBLIC SAFETY.

#### **§15-2-5. Salaries; exclusion from wage and hour law, with supplemental payment; bond; leave time for members called to duty in guard or reserves.**

1 Members of the department shall receive annual  
2 salaries pursuant to appropriation by the Legislature,  
3 payable at least monthly as follows:

4 Any lieutenant colonel shall receive an annual salary  
5 of thirty-three thousand six hundred seventy-two  
6 dollars; any major shall receive an annual salary of  
7 thirty-one thousand fifty-six dollars; any captain shall  
8 receive an annual salary of twenty-eight thousand nine  
9 hundred forty-four dollars; any first lieutenant shall  
10 receive an annual salary of twenty-seven thousand three  
11 hundred seventy-two dollars; any second lieutenant shall  
12 receive an annual salary of twenty-five thousand eight  
13 hundred dollars; any master sergeant or first sergeant  
14 shall receive an annual salary of twenty-four thousand  
15 two hundred twenty-eight dollars; any sergeant shall

16 receive an annual salary of twenty-two thousand six  
17 hundred fifty-six dollars; any corporal shall receive an  
18 annual salary of twenty-one thousand seventy-two  
19 dollars; any trooper first class shall receive an annual  
20 salary of nineteen thousand five hundred dollars; and  
21 any newly enlisted trooper shall receive a salary of one  
22 thousand four hundred five dollars monthly during the  
23 period of his basic training, and upon the satisfactory  
24 completion of such training and assignment to active  
25 duty, each such trooper shall receive, during the  
26 remainder of his first year's service, a salary of one  
27 thousand five hundred fourteen dollars monthly. During  
28 the second year of his service in the department, each  
29 trooper shall receive an annual salary of eighteen  
30 thousand five hundred fifty-two dollars; during the third  
31 year of his service each such trooper shall receive an  
32 annual salary of eighteen thousand eight hundred fifty-  
33 two dollars; and during the fourth and fifth year of such  
34 trooper's service and for each year thereafter, he shall  
35 receive an annual salary of nineteen thousand ninety-  
36 two dollars: *Provided*, That effective on the first day of  
37 January, one thousand nine hundred ninety, any  
38 lieutenant colonel shall receive an annual salary of  
39 thirty-five thousand three hundred fifty-two dollars; any  
40 major shall receive an annual salary of thirty-two  
41 thousand six hundred four dollars; any captain shall  
42 receive an annual salary of thirty thousand three  
43 hundred ninety-six dollars; any first lieutenant shall  
44 receive an annual salary of twenty-eight thousand seven  
45 hundred forty dollars; any second lieutenant shall  
46 receive an annual salary of twenty-seven thousand  
47 ninety-six dollars; any master sergeant or first sergeant  
48 shall receive an annual salary of twenty-five thousand  
49 four hundred forty dollars; any sergeant shall receive an  
50 annual salary of twenty-three thousand seven hundred  
51 eighty-four dollars; any corporal shall receive an annual  
52 salary of twenty-two thousand one hundred twenty-eight  
53 dollars; any trooper first class shall receive an annual  
54 salary of twenty thousand four hundred seventy-two  
55 dollars; and any newly enlisted trooper shall receive a  
56 salary of one thousand four hundred seventy-five dollars  
57 monthly during the period of his basic training, and

58 upon the satisfactory completion of such training and  
59 assignment to active duty, each such trooper shall  
60 receive, during the remainder of his first year's service,  
61 a salary of one thousand five hundred ninety dollars  
62 monthly. During the second year of his service in the  
63 department, each trooper shall receive an annual salary  
64 of nineteen thousand four hundred seventy-six dollars;  
65 during the third year of his service each such trooper  
66 shall receive an annual salary of nineteen thousand eight  
67 hundred dollars; and during the fourth and fifth year  
68 of such trooper's service and for each year thereafter,  
69 he shall receive an annual salary of twenty thousand  
70 fifty-two dollars.

71 Each member of the department whose salary is fixed  
72 and specified herein shall receive and be entitled to an  
73 increase in salary over that hereinbefore set forth, for  
74 grade in rank, based on length of service, including that  
75 heretofore and hereafter served with the department as  
76 follows: At the end of five years of service with the  
77 department, such member shall receive a salary  
78 increase of three hundred dollars to be effective during  
79 his next three years of service and a like increase at  
80 three-year intervals thereafter, with such increases to be  
81 cumulative.

82 In applying the foregoing salary schedule where  
83 salary increases are provided for length of service,  
84 members of the department in service at the time this  
85 article becomes effective shall be given credit for prior  
86 service and shall be paid such salaries as the same  
87 length of service will entitle them to receive under the  
88 provisions hereof.

89 The Legislature finds and declares that there is  
90 litigation pending in the circuit court of Kanawha  
91 County on the question whether members of the  
92 department of public safety are covered by the provi-  
93 sions of the state wage and hour law, article five-c,  
94 chapter twenty-one of this code. The Legislature further  
95 finds and declares that because of the unique duties of  
96 members of the department, it is not appropriate to  
97 apply said wage and hour provisions to them. Accord-  
98 ingly, members of the department of public safety are

99 hereby excluded from the provisions of said wage and  
100 hour law. The express exclusion hereby enacted shall  
101 not be construed as any indication that such members  
102 were or were not heretofore covered by said wage and  
103 hour law.

104 In lieu of any overtime pay they might otherwise have  
105 received under the wage and hour law, and in addition  
106 to their salaries and increases for length of service,  
107 members who have completed basic training may  
108 receive supplemental pay as hereinafter provided.

109 The superintendent shall, within thirty days after the  
110 effective date hereof, promulgate a rule or regulation to  
111 establish the number of hours per month which shall  
112 constitute the standard work month for the members of  
113 the department. Such rule or regulation shall further  
114 establish, on a graduated hourly basis, the criteria for  
115 receipt of a portion or all of such supplemental payment  
116 when hours are worked in excess of said standard work  
117 month. Such rule or regulation shall be promulgated  
118 pursuant to the provisions of chapter twenty-nine-a of  
119 this code. The superintendent shall certify monthly to  
120 the department's payroll officer the names of those  
121 members who have worked in excess of the standard  
122 work month and the amount of their entitlement to  
123 supplemental payment.

124 The supplemental payment shall be in an amount  
125 equal to one and one-half percent of the annual salary  
126 of a trooper during his second year of service, not to  
127 exceed two hundred twenty-five dollars monthly:  
128 *Provided*, That effective the first day of January, one  
129 thousand nine hundred ninety, said supplemental  
130 payment may be up to but not exceeding two hundred  
131 thirty-six dollars monthly. The superintendent and  
132 civilian employees of the department shall not be  
133 eligible for any such supplemental payments.

134 Each member of the department, except the superin-  
135 tendent and civilian employees, shall execute, before  
136 entering upon the discharge of his duties, a bond with  
137 security in the sum of five thousand dollars payable to  
138 the state of West Virginia, conditioned upon the faithful

139 performance of his duties, and such bond shall be  
140 approved as to form by the attorney general and to  
141 sufficiency by the governor.

142 Any member of the department who is called to  
143 perform active duty for training or inactive duty  
144 training in the national guard or any reserve component  
145 of the armed forces of the United States annually shall  
146 be granted upon request leave time not to exceed thirty  
147 calendar days for the purpose of performing such active  
148 duty for training or inactive duty training, and the time  
149 so granted shall not be deducted from any leave  
150 accumulated as a member of the department.

## CHAPTER 24. PUBLIC SERVICE COMMISSION.

### ARTICLE 1. GENERAL PROVISIONS.

#### **§24-1-3. Commission continued; membership; chairman; compensation.**

1 (a) The public service commission of West Virginia,  
2 heretofore established, is continued and directed as  
3 provided by this chapter, chapter twenty-four-a and  
4 chapter twenty-four-b. In addition, after having con-  
5 ducted a performance audit through its joint committee  
6 on government operations, pursuant to section nine,  
7 article ten, chapter four of this code, the Legislature  
8 hereby finds and declares that the public service  
9 commission should be continued and reestablished.  
10 Accordingly, notwithstanding the provisions of section  
11 four, article ten, chapter four of this code, the public  
12 service commission shall continue to exist until the first  
13 day of July, one thousand nine hundred ninety-two. The  
14 public service commission may sue and be sued by that  
15 name. Such public service commission shall consist of  
16 three members who shall be appointed by the governor  
17 with the advice and consent of the Senate. The commis-  
18 sioners shall be citizens and residents of this state and  
19 at least one of them shall be duly licensed to practice  
20 law in West Virginia, of not less than ten years' actual  
21 experience at the bar. No more than two of said  
22 commissioners shall be members of the same political  
23 party. Each commissioner shall, before entering upon  
24 the duties of his office, take and subscribe to the oath

25 provided by section five, article IV of the constitution,  
26 which oath shall be filed in the office of the secretary  
27 of state. The governor shall designate one of the  
28 commissioners to serve as chairman at the governor's  
29 will and pleasure. The chairman shall be the chief  
30 administrative officer of the commission. The governor  
31 may remove any commissioner only for incompetency,  
32 neglect of duty, gross immorality, malfeasance in office  
33 or violation of subsection (c) of this section.

34 (b) The unexpired term of members of the public  
35 service commission at the time this subsection becomes  
36 effective are continued through the thirtieth day of  
37 June, one thousand nine hundred seventy-nine. In  
38 accordance with the provisions of subsection (a) of this  
39 section, the governor shall appoint three commissioners,  
40 one for a term of two years, one for a term of four years  
41 and one for a term of six years, all the terms beginning  
42 on the first day of July, one thousand nine hundred  
43 seventy-nine. All future appointments are for terms of  
44 six years, except that an appointment to fill a vacancy  
45 is for the unexpired term only. The commissioners  
46 whose terms are terminated by the provisions of this  
47 subsection are eligible for reappointment.

48 (c) No person while in the employ of, or holding any  
49 official relation to, any public utility subject to the  
50 provisions of this chapter, or holding any stocks or bonds  
51 thereof, or who is pecuniarily interested therein, may  
52 serve as a member of the commission or as an employee  
53 thereof. Nor may any such commissioner be a candidate  
54 for or hold public office, or be a member of any political  
55 committee, while acting as such commissioner; nor may  
56 any commissioner or employee of said commission  
57 receive any pass, free transportation or other thing of  
58 value, either directly or indirectly, from any public  
59 utility or motor carrier subject to the provisions of this  
60 chapter. In case any of the commissioners becomes a  
61 candidate for any public office or a member of any  
62 political committee, the governor shall remove him from  
63 office and shall appoint a new commissioner to fill the  
64 vacancy created.

65 (d) Effective the first day of July, one thousand nine

66 hundred eighty-four, and in light of the assignment of  
67 new, substantial additional duties embracing new areas  
68 and fields of activity under certain legislative enact-  
69 ments, each commissioner shall receive a salary of  
70 thirty-nine thousand two hundred forty dollars a year  
71 to be paid in monthly installments from the special  
72 funds in such amounts as follows:

73 (1) From the public service commission fund collected  
74 under the provisions of section six, article three of this  
75 chapter, thirty thousand two hundred ten dollars;

76 (2) From the public service commission motor carrier  
77 fund collected under the provisions of section six, article  
78 six, chapter twenty-four-a of this code, seven thousand  
79 five hundred twenty-five dollars; and

80 (3) From the public service commission gas pipeline  
81 safety fund collected under the provisions of section  
82 three, article five, chapter twenty-four-b of this code,  
83 one thousand five hundred five dollars.

84 In addition to this salary provided for all commission-  
85 ers, the chairman of the commission shall receive three  
86 thousand five hundred dollars a year to be paid in  
87 monthly installments from the public service commis-  
88 sion fund collected under the provisions of section six,  
89 article three of this chapter, on and after the first day  
90 of July, one thousand nine hundred eighty-four.

91 (e) Effective the first day of July, one thousand nine  
92 hundred eighty-five, and in light of the assignment of  
93 new, substantial additional duties embracing new areas  
94 and fields of activity under certain legislative enact-  
95 ments, each commissioner shall receive a salary of forty-  
96 one thousand dollars a year to be paid in monthly  
97 installments from the special funds in such amounts as  
98 follows:

99 (1) From the public service commission fund collected  
100 under the provisions of section six, article three of this  
101 chapter, thirty-one thousand six hundred dollars;

102 (2) From the public service commission motor carrier  
103 fund collected under the provisions of section six, article  
104 six, chapter twenty-four-a of this code, seven thousand

105 nine hundred dollars; and

106 (3) From the public service commission gas pipeline  
107 safety fund collected under the provisions of section  
108 three, article five, chapter twenty-four-b of this code,  
109 one thousand five hundred dollars.

110 In addition to this salary provided for all commission-  
111 ers, the chairman of the commission shall receive three  
112 thousand six hundred seventy-five dollars a year to be  
113 paid in monthly installments from the public service  
114 commission fund collected under the provisions of  
115 section six, article three of this chapter, on and after the  
116 first day of July, one thousand nine hundred eighty-five.

117 (f) Effective the first day of July, one thousand nine  
118 hundred eighty-eight, and in light of the assignment of  
119 new, substantial additional duties embracing new areas  
120 and fields of activity under certain legislative enact-  
121 ments, each commissioner shall receive a salary of forty-  
122 four thousand dollars a year to be paid in monthly  
123 installments from the special funds in such amounts as  
124 follows:

125 (1) From the public service commission fund collected  
126 under the provisions of section six, article three of this  
127 chapter, thirty-three thousand nine hundred dollars;

128 (2) From the public service commission motor carrier  
129 fund collected under the provisions of section six, article  
130 six, chapter twenty-four-a of this code, eight thousand  
131 five hundred dollars; and

132 (3) From the public service commission gas pipeline  
133 safety fund collected under the provisions of section  
134 three, article five, chapter twenty-four-b of this code,  
135 one thousand six hundred dollars.

136 In addition to this salary provided for all commission-  
137 ers, the chairman of the commission shall receive three  
138 thousand six hundred seventy-five dollars a year to be  
139 paid in monthly installments from the public service  
140 commission fund collected under the provisions of  
141 section six, article three of this chapter, on and after the  
142 first day of July, one thousand nine hundred eighty-  
143 eight.

144 (g) Effective the first day of January, one thousand  
145 nine hundred ninety, each commissioner shall receive  
146 the salary set forth in section two-a, article seven,  
147 chapter six of this code to be paid in monthly instal-  
148 lments from the special funds in such amounts as  
149 follows:

150 (1) From the public service commission fund collected  
151 under the provisions of section six, article three of this  
152 chapter, thirty-five thousand five hundred ninety-five  
153 dollars;

154 (2) From the public service commission motor carrier  
155 fund collected under the provisions of section six, article  
156 six, chapter twenty-four-a of this code, eight thousand  
157 nine hundred twenty-five dollars; and

158 (3) From the public service commission gas pipeline  
159 safety fund collected under the provisions of section  
160 three, article five, chapter twenty-four-b of this code,  
161 one thousand six hundred eighty dollars.

162 In addition to this salary provided for all commission-  
163 ers, the chairman of the commission shall receive three  
164 thousand eight hundred dollars a year to be paid in  
165 monthly installments from the public service commis-  
166 sion fund collected under the provisions of section six,  
167 article three of this chapter, on and after the first day  
168 of January, one thousand nine hundred ninety.

## CHAPTER 51. COURTS AND THEIR OFFICERS.

### ARTICLE 1. SUPREME COURT OF APPEALS.

#### §51-1-10a. Salary of justices.

1 The salary of each of the justices of the supreme court  
2 of appeals shall be fifty-five thousand dollars per year:  
3 *Provided*, That beginning the first day of January, one  
4 thousand nine hundred ninety, the salary of each of the  
5 justices of the supreme court shall be seventy-two  
6 thousand dollars per year.

### ARTICLE 2. CIRCUIT COURTS; CIRCUIT JUDGES.

#### §51-2-13. Salaries of judges of circuit courts.

1 The salaries of the judges of the various circuit courts

2 shall be paid solely out of the state treasury. No county,  
3 county commission, board of commissioners or other  
4 political subdivision shall supplement or add to such  
5 salaries.

6 The annual salary of all circuit judges shall be fifty  
7 thousand dollars per year: *Provided*, That beginning the  
8 first day of January, one thousand nine hundred ninety,  
9 the annual salary of all circuit judges shall be sixty-five  
10 thousand dollars per year.

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

*Frederick L. Purser*  
Chairman Senate Committee

*Bernard V. Kelly*  
Chairman House Committee

Originating in the House.

Takes effect from passage.

*Irvin C. Wicks*  
Clerk of the Senate

*Donald T. Kopp*  
Clerk of the House of Delegates

*Sam D. Tinsman*  
President of the Senate

*Robert Carl*  
Speaker of the House of Delegates

The within *is approved* this the *27th*  
day of *April*, 1989.

*Winston Caputo*  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/21/89

Time 3:00 *je*