WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1996

ENROLLED

Com. Sub. Cm.

HOUSE BILL No. 2341

(By Delegate S. Smirk, R. Kiss, Hutchison,
Amore, Leggatt and Pino)

Passed March 9, 1996

In Effect Ninety Days from Passage
АН ACT to amend article five, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section fifteen-a, relating generally to emergency services; authorizing paid leave for not more than fifteen work days for a state employee who is a certified disaster service volunteer of the American Red Cross; requiring American Red Cross to request leave; requiring approval by supervisors; and providing that no loss of pay or benefits will result from leave.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 5. EMERGENCY SERVICES.

§15-5-15a. Paid leave for disaster service volunteers.

1 Any state employee who is a certified disaster service volunteer of the American Red Cross may be granted leave from his or her state employment with pay, for not
more than fifteen work days in each year, to participate in
specialized disaster relief services for the American Red
Cross. Leave shall be granted under this section upon the
request of the American Red Cross for the services of that
employee and only upon the approval of that employee's
immediate supervisor. Leave shall be granted without loss
of pay, annual leave, sick leave, earned overtime compen-
sation, seniority or compensatory time. The state shall
compensate an employee granted leave under this section
at the employee's regular rate of pay for those regular
work hours during which the employee is absent from his
or her state employment. Any supervisor granting leave
to an employee for purposes of participating in special-
ized disaster relief shall make a report to the governor
which includes the name of the employee and the cost of
salary and benefits of that employee during the period of
the leave. The governor shall keep a record of the total
cost of the salary and benefits of employees who have
been granted leave and in no event shall the total cost for
all state agencies exceed one hundred thousand dollars:
Provided, That upon approval of the governor and repay-
ment of the cost to the employing agency, from the civil
contingent fund, leave may be granted in an excess of a
total cost of one hundred thousand dollars if a state of
emergency has been proclaimed pursuant to section six of
this article.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signatures]

Chairman Senate Committee
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

[Signatures]

Clerk of the Senate
Clerk of the House of Delegates
President of the Senate
Speaker of the House of Delegates

The within is approved this the day of , 1996.

Governor