WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2001

ENROLLED

House Bill No. 2526
(By Delegates Douglas, Kuhn, Butcher, Hatfield, Manchin, Prunty and Leggett)

Passed March 28, 2001
In Effect July 1, 2001
AN ACT to amend and reenact section four, article sixteen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to continuing the public employees insurance agency finance board.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-4. Public employees insurance agency finance board continued; qualifications, terms and removal of members; quorum; compensation and expenses; termination date.

(a) There is hereby continued the public employees insurance agency finance board, which consists of the director and six members appointed by the governor with the advice and
(b) Of the six members appointed by the governor, one
member shall represent the interests of education employees,
one shall represent the interests of public employees, one shall
represent the interests of organized labor and three shall be
selected from the public at large. The governor shall appoint the
member representing the interests of education employees from
a list of three names submitted by the largest organization of
education employees in this state. The governor shall appoint
the member representing the interests of organized labor from
a list of three names submitted by the state’s largest organiza-
tion representing labor affiliates. The three members appointed
from the public shall each have experience in the financing,
development or management of employee benefit programs. All
new appointments made after the first day of July, one thousand
nine hundred ninety-four, shall be selected to represent the
different geographical areas within the state and all members
shall be residents of West Virginia. No member may be
removed from office by the governor except for official
misconduct, incompetence, neglect of duty, neglect of fiduciary
duty or other specific responsibility imposed by this article, or
gross immorality.

(c) The director shall serve as chairperson of the finance
board, which shall meet at times and places specified by the call
of the director or upon the written request to the director of at
least two members. Notice of each meeting shall be given in
writing to each member by the director at least three days in
advance of the meeting. Four members constitutes a quorum.
The board shall pay each member the same compensation and
expense reimbursement as is paid to members of the Legislature
for their interim duties, as recommended by the citizens
legislative compensation commission and authorized by law for
each day or portion of a day engaged in the discharge of official
duties.

(d) Pursuant to the provisions of article ten, chapter four of
this code, the finance board shall terminate on the first day of
July, two thousand three, unless extended by legislation enacted
before the termination date.

(e) Upon termination of the board and notwithstanding any
provisions in this article to the contrary, the director is autho-
rized to assess monthly employee premium contributions and
to change the types and levels of costs to employees only in
accordance with this subsection. Any assessments or changes
in costs imposed pursuant to this subsection shall be imple-
mented by legislative rule proposed by the director for promul-
gation pursuant to the provisions of article three, chapter
twenty-nine-a of this code; any employee assessments or costs
previously authorized by the finance board shall then remain in
effect until amended by rule of the director promulgated
pursuant to this subsection.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect July 1, 2001.

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 April, 2001.

Governor