

SB 587 5

FILED

2006 APR -5 P 3: 09

WEST VIRGINIA
LEGISLATURE

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 2006



ENROLLED

SENATE BILL NO. 587

(By Senator EPYETT, et al)



PASSED MARCH 11, 2006

In Effect July 1, 2006 Passage

FILED

2006 APR -5 P 3:09

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 587

(BY SENATORS EDGELL, PLYMALE, JENKINS, PREZIOSO,
DEMPSEY, HUNTER, MINARD AND KESSLER)

[Passed March 11, 2006; to take effect July 1, 2006.]

AN ACT to amend and reenact §5-5-1 of the Code of West Virginia, 1931, as amended, relating to expanding eligibility for certain incremental salary increases to certain higher education employees.

Be it enacted by the Legislature of West Virginia:

That §5-5-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 5. SALARY INCREASE FOR STATE EMPLOYEES.

§5-5-1. Definitions.

- 1 For the purposes of this article:
- 2 (a) "Eligible employee" means:
 - 3 (1) Any regular full-time employee of the state or any
 - 4 spending unit of the state who is eligible for membership

5 in any state retirement system of the State of West Vir-
6 ginia or other retirement plan authorized by the state:
7 *Provided*, That the mandatory salary increase required by
8 this article does not apply to any employee of the state
9 whose compensation is fixed by statute or by statutory
10 schedule other than employees described in this section.
11 Clerks, deputy clerks and magistrate assistants of magis-
12 trate courts are eligible for the incremental salary in-
13 creases provided in this article with the increases to be
14 allowable in addition to the maximum salaries and
15 compensation for the employee offices under the magis-
16 trate court system statutes of article one, chapter fifty of
17 this code. This article may not be construed to mandate an
18 increase in the salary of any elected or appointed officer of
19 the state;

20 (2) Any classified employee as defined in section two,
21 article nine, chapter eighteen-b of this code who is an
22 employee of a state institution of higher education, the
23 Higher Education Policy Commission or the Council for
24 Community and Technical College Education; or

25 (3) Any full-time faculty member as defined in section
26 one, article eight, chapter eighteen-b of this code who is an
27 employee of a state institution of higher education, the
28 Higher Education Policy Commission or the West Virginia
29 Council for Community and Technical College Education;

30 (b) "Years of service" means full years of totaled service
31 as an employee of the State of West Virginia. For full-time
32 faculty as defined in this section, each nine or more
33 months of contracted employment during a fiscal year
34 equals one full year of service; and

35 (c) "Spending unit" means any state office, department,
36 agency, board, commission, institution, bureau or other
37 designated body authorized to hire employees.

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

Charles White
.....
Chairman Senate Committee

W. Ben
.....
Chairman House Committee

Originated in the Senate.

To take effect July 1, 2006.

Darrell Holmes
.....
Clerk of the Senate

Gregg D. Eas
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

Robert
.....
Speaker House of Delegates

The within *is approved* this the *5th*
Day of *April*, 2006.

Paul Hancock
.....
Governor

PRESENTED TO THE
GOVERNOR

APR 03 2006

Time 2:15 pm