WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2014

ENROLLED
COMMITTEE SUBSTITUTE
FOR
House Bill No. 2606

(By Delegates Hartman, Cambell, A. Evans, Rowan, Boggs and Lynch)

Passed March 8, 2014

In effect from passage.
AN ACT to amend and reenact §6-7-2a of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §29-18-4a, all relating to having the salary of the executive director of the West Virginia State Rail Authority set by the authority; and limiting such salary.

Be it enacted by the Legislature of West Virginia:

That §6-7-2a of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that said code be amended by adding thereto a new section, designated §29-18-4a, all to read as follows:
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.

(a) Each of the following appointive state officers named in this subsection shall be appointed by the Governor, by and with the advice and consent of the Senate. Each of the appointive state officers serves at the will and pleasure of the Governor for the term for which the Governor was elected and until the respective state officers' successors have been appointed and qualified. Each of the appointive state officers are subject to the existing qualifications for holding each respective office and each has and is hereby granted all of the powers and authority and shall perform all of the functions and services heretofore vested in and performed by virtue of existing law respecting each office.

The annual salary of each named appointive state officer is as follows:

Commissioner, Division of Highways, $92,500;
Commissioner, Division of Corrections, $80,000; Director,
Division of Natural Resources, $75,000; Superintendent, State Police, $85,000; Commissioner, Division of Banking, $75,000;
Commissioner, Division of Culture and History, $65,000;
Commissioner, Alcohol Beverage Control Commission,
$75,000; Commissioner, Division of Motor Vehicles, $75,000;
Chairman, Health Care Authority, $80,000; members, Health Care Authority, $70,000; Director, Human Rights Commission,
$55,000; Commissioner, Division of Labor, $70,000; prior to July 1, 2011, Director, Division of Veterans Affairs, $65,000;
Chairperson, Board of Parole, $55,000; members, Board of Parole, $50,000; members, Employment Security Review Board,
$17,000; and Commissioner, Workforce West Virginia, $75,000.
Secretaries of the departments shall be paid an annual salary as
follows: Health and Human Resources, $95,000; Transportation, $95,000: Provided, That if the same person is serving as both the Secretary of Transportation and the Commissioner of Highways, he or she shall be paid $120,000; Revenue, $95,000; Military Affairs and Public Safety, $95,000; Administration, $95,000; Education and the Arts, $95,000; Commerce, $95,000; Veterans’ Assistance, $95,000; and Environmental Protection, $95,000: Provided, however, That any officer specified in this subsection whose salary is increased by more than $5,000 as a result of the amendment and reenactment of this section during the 2011 regular session of the Legislature shall be paid the salary increase in increments of $5,000 per fiscal year beginning July 1, 2011 up to the maximum salary provided in this subsection.

(b) Each of the state officers named in this subsection shall continue to be appointed in the manner prescribed in this code, and shall be paid an annual salary as follows:

Director, Board of Risk and Insurance Management, $80,000; Director, Division of Rehabilitation Services, $70,000; Director, Division of Personnel, $70,000; Executive Director, Educational Broadcasting Authority, $75,000; Secretary, Library Commission, $72,000; Director, Geological and Economic Survey, $75,000; Executive Director, prosecuting attorneys Institute, $70,000; Executive Director, Public Defender Services, $70,000; Commissioner, Bureau of Senior Services, $75,000; Executive Director, Women’s Commission, $45,000; Director, Hospital Finance Authority, $35,000; member, Racing Commission, $12,000; Chairman, Public Service Commission, $85,000; members, Public Service Commission, $85,000; Director, Division of Forestry, $75,000; Director, Division of Juvenile Services, $80,000; and Executive Director, Regional Jail and Correctional Facility Authority, $80,000.

(c) Each of the following appointive state officers named in this subsection shall be appointed by the Governor, by and with the advice and consent of the Senate. Each of the appointive state
officers serves at the will and pleasure of the Governor for the
term for which the Governor was elected and until the respective
state officers’ successors have been appointed and qualified.
Each of the appointive state officers are subject to the existing
qualifications for holding each respective office and each has
and is hereby granted all of the powers and authority and shall
perform all of the functions and services heretofore vested in and
performed by virtue of existing law respecting each office.

The annual salary of each named appointive state officer
shall be as follows:

Commissioner, State Tax Division, $92,500; Insurance
Commissioner, $92,500; Director, Lottery Commission,
$92,500; Director, Division of Homeland Security and
Emergency Management, $65,000; and Adjutant General,
$125,000.

(d) No increase in the salary of any appointive state officer
pursuant to this section may be paid until and unless the
appointive state officer has first filed with the State Auditor and
the Legislative Auditor a sworn statement, on a form to be
prescribed by the Attorney General, certifying that his or her
spending unit is in compliance with any general law providing
for a salary increase for his or her employees. The Attorney
General shall prepare and distribute the form to the affected
spending units.

CHAPTER 29. MISCELLANEOUS BOARDS AND OFFICERS.

ARTICLE 18. WEST VIRGINIA STATE RAIL AUTHORITY.

§29-18-4a. West Virginia State Rail Authority director’s salary set
by the authority.

(a) Notwithstanding any other provisions of this code to the
contrary, the salary of the Executive Director of the State Rail
Authority shall be set by the authority: Provided, That the salary
set by the State Rail Authority for the Executive Director may not be less than $60,000 and not more than $70,000 per year.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Denny Well
Chairman, House Committee

Rocky Fulgemnone
Chairman, Senate Committee

Originating in the House.
In effect from passage.

Gregg D. Selby
Clerk of the House of Delegates

Joseph W. Minsche
Clerk of the Senate

Tim Fabby
Speaker of the House of Delegates

Jim W. Investig
President of the Senate

The within is approved this the 21st
day of March, 2014.

Earl Ray Tomblin
Governor
PRESENTED TO THE GOVERNOR

MAR 20 2014

Time 11:05 am