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OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 89

(BY SENATORS LAIRD AND MILLER)

[Passed March 11, 2015; in effect ninety days from passage.]

AN ACT to amend and reenact §6-7-2a of the Code of West Virginia, 1931, as amended, relating to compensation for public officials generally; increasing the annual salary of the Executive Director of the West Virginia Prosecuting Attorneys Institute; and clarifying and restoring language accurately stating the compensation range for the Secretary of the Department of Health and Human Resources that was omitted by inadvertent clerical error in previous legislation.

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 to read as follows:

ARTICLE 7. COMPENSATION AND ALLOWANCES.

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

- 1 (a) Each of the following appointive state officers named
- 2 in this subsection shall be appointed by the Governor, by and
- 3 with the advice and consent of the Senate. Each of the

4 appointive state officers serves at the will and pleasure of the
5 Governor for the term for which the Governor was elected
6 and until the respective state officers' successors have been
7 appointed and qualified. Each of the appointive state officers
8 are subject to the existing qualifications for holding each
9 respective office and each has and is hereby granted all of the
10 powers and authority and shall perform all of the functions
11 and services heretofore vested in and performed by virtue of
12 existing law respecting each office.

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

15 Commissioner, Division of Highways, \$92,500;
16 Commissioner, Division of Corrections, \$80,000; Director,
17 Division of Natural Resources, \$75,000; Superintendent,
18 State Police, \$85,000; Commissioner, Division of Banking,
19 \$75,000; Commissioner, Division of Culture and History,
20 \$65,000; Commissioner, Alcohol Beverage Control
21 Commission, \$75,000; Commissioner, Division of Motor
22 Vehicles, \$75,000; Chairman, Health Care Authority,
23 \$80,000; members, Health Care Authority, \$70,000; Director,
24 Human Rights Commission, \$55,000; Commissioner,
25 Division of Labor, \$70,000; prior to July 1, 2011, Director,
26 Division of Veterans Affairs, \$65,000; Chairperson, Board of
27 Parole, \$55,000; members, Board of Parole, \$50,000;
28 members, Employment Security Review Board, \$17,000; and
29 Commissioner, Workforce West Virginia, \$75,000.
30 Secretaries of the departments shall be paid an annual salary
31 as follows: Health and Human Resources, \$95,000:
32 *Provided*, That effective July 1, 2013, the Secretary of the
33 Department of Health and Human Resources shall be paid an
34 annual salary not to exceed \$175,000; Transportation,
35 \$95,000: *Provided, however*, That if the same person is
36 serving as both the Secretary of Transportation and the
37 Commissioner of Highways, he or she shall be paid

38 \$120,000; Revenue, \$95,000; Military Affairs and Public
39 Safety, \$95,000; Administration, \$95,000; Education and the
40 Arts, \$95,000; Commerce, \$95,000; Veterans' Assistance,
41 \$95,000; and Environmental Protection, \$95,000: *Provided*
42 *further*, That any officer specified in this subsection whose
43 salary is increased by more than \$5,000 as a result of the
44 amendment and reenactment of this section during the 2011
45 regular session of the Legislature shall be paid the salary
46 increase in increments of \$5,000 per fiscal year beginning
47 July 1, 2011 up to the maximum salary provided in this
48 subsection.

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

52 Director, Board of Risk and Insurance Management,
53 \$80,000; Director, Division of Rehabilitation Services,
54 \$70,000; Director, Division of Personnel, \$70,000; Executive
55 Director, Educational Broadcasting Authority, \$75,000;
56 Secretary, Library Commission, \$72,000; Director,
57 Geological and Economic Survey, \$75,000; Executive
58 Director, Prosecuting Attorneys Institute, \$80,000; Executive
59 Director, Public Defender Services, \$70,000; Commissioner,
60 Bureau of Senior Services, \$75,000; Executive Director,
61 Women's Commission, \$45,000; Director, Hospital Finance
62 Authority, \$35,000; member, Racing Commission, \$12,000;
63 Chairman, Public Service Commission, \$85,000; members,
64 Public Service Commission, \$85,000; Director, Division of
65 Forestry, \$75,000; Director, Division of Juvenile Services,
66 \$80,000; and Executive Director, Regional Jail and
67 Correctional Facility Authority, \$80,000.

68 (c) Each of the following appointive state officers named
69 in this subsection shall be appointed by the Governor, by and
70 with the advice and consent of the Senate. Each of the

71 appointive state officers serves at the will and pleasure of the
72 Governor for the term for which the Governor was elected
73 and until the respective state officers' successors have been
74 appointed and qualified. Each of the appointive state officers
75 are subject to the existing qualifications for holding each
76 respective office and each has and is hereby granted all of the
77 powers and authority and shall perform all of the functions
78 and services heretofore vested in and performed by virtue of
79 existing law respecting each office.

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

82 Commissioner, State Tax Division, \$92,500; Insurance
83 Commissioner, \$92,500; Director, Lottery Commission,
84 \$92,500; Director, Division of Homeland Security and
85 Emergency Management, \$65,000; and Adjutant General,
86 \$125,000.

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

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

Mark R. Chapman
.....
Chairman Senate Committee

Jim B. McEl
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Clark A. Barnes
.....
Clerk of the Senate

Steph J. Harris
.....
Clerk of the House of Delegates

William P. Sal
.....
President of the Senate

Paul P. M
.....
Speaker of the House of Delegates

The within *is approved* this the *18th*
Day of *March*, 2015.

Carl Ray Toole
.....
Governor

PRESENTED TO THE GOVERNOR

MAR 13 2015

Time 11:15 AM