

# WEST VIRGINIA LEGISLATURE

2022 REGULAR SESSION

**ENROLLED**

**Committee Substitute**

**for**

**Senate Bill 641**

BY SENATOR NELSON

[Passed March 11, 2022; in effect 90 days from passage]

FILED

2022 MAR 30 P 5:12

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

SB641

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1 AN ACT to amend and reenact §7-14D-7 of the Code of West Virginia, 1931, as amended, relating  
2 to the deputy sheriff retirement system; allowing the Consolidated Public Retirement  
3 Board to set employer contribution levels; requiring the level to be set actuarially; and  
4 providing an effective date.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 14D. DEPUTY SHERIFF RETIREMENT SYSTEM ACT.**

**§7-14D-7. Members' contributions; employer contributions.**

1 (a) There shall be deducted from the monthly salary of each member and paid into the  
2 fund an amount equal to eight and one-half percent of his or her monthly salary. An additional  
3 amount shall be paid to the fund by the county commission of the county in which the member is  
4 employed in covered employment in an amount determined by the board: *Provided*, That in any  
5 year preceding July 1, 2011, the total of the contributions provided in this section, to be paid by  
6 the county commission, may not exceed 10 and one-half percent of the total payroll for the  
7 members in the employ of the county commission: *Provided, however*, That on or after July 1,  
8 2011, the total of the contributions provided in this section, to be paid by the county commission,  
9 may not exceed 13 percent of the total payroll for the members in the employ of the county  
10 commission: *Provided further*, That effective July 1, 2023, the total amount of the contributions of  
11 the county commission shall be set actuarially by the Consolidated Public Retirement Board. If  
12 the board finds that the benefits provided by this article can be actually funded with a lesser  
13 contribution, then the board shall reduce the required member or employer contributions or both.  
14 The sums withheld each calendar month shall be paid to the fund no later than 15 days following  
15 the end of the calendar month.

16 (b) Any active member who has concurrent employment in an additional job or jobs and  
17 the additional employment requires the deputy sheriff to be a member of another retirement  
18 system which is administered by the Consolidated Public Retirement Board pursuant to §5-10D-  
19 1 *et seq.* of this code shall make an additional contribution to the fund of eight and one-half percent

20 of his or her monthly salary earned from any additional employment which requires the deputy  
21 sheriff to be a member of another retirement system which is administered by the Consolidated  
22 Public Retirement Board pursuant to §5-10D-1 *et seq.* of this code. An additional amount shall be  
23 paid to the fund by the concurrent employer for which the member is employed in an amount  
24 determined by the board: *Provided*, That in any year preceding July 1, 2011, the total of the  
25 contributions provided in this section, to be paid by the concurrent employer, may not exceed 10.5  
26 percent of the monthly salary of the employee: *Provided, however*, That on or after July 1, 2011,  
27 the total of the contributions provided in this section, to be paid by the concurrent employer, may  
28 not exceed 13 percent of the monthly salary of the employee: *Provided further*, That effective July  
29 1, 2023, the total amount of the contributions of the county commission shall be set actuarially by  
30 the Consolidated Public Retirement Board. If the board finds that the benefits provided by this  
31 article can be funded with a lesser contribution, then the board shall reduce the required member  
32 or employer contributions or both. The sums withheld each calendar month shall be paid to the  
33 fund no later than 15 days following the end of the calendar month.

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

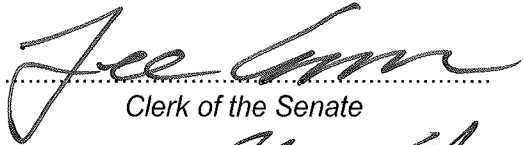
  
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Chairman, Senate Committee

  
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Chairman, House Committee

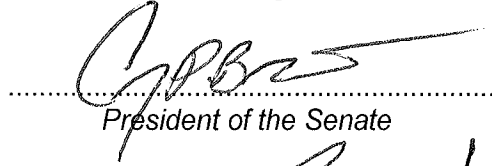
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Originated in the Senate.

In effect 90 days from passage.

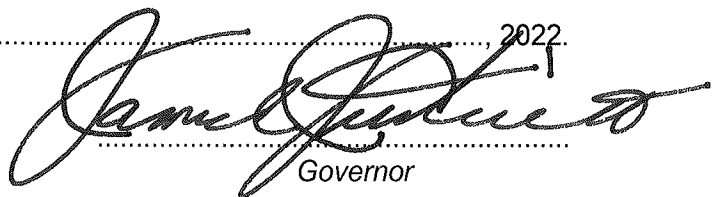
  
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Clerk of the Senate

  
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Clerk of the House of Delegates

  
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President of the Senate

  
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Speaker of the House of Delegates

The within is approved this the 30<sup>th</sup>  
Day of March ..... 2022

  
.....  
Governor

PRESENTED TO THE GOVERNOR

MAR 15 2022

Time 4:11 pm