

1 **H. B. 4306**

2
3 (By Delegates Staggers, Frazier, Ellington,
4 Fleischauer and Martin)

5
6 [Introduced January 26, 2012; referred to the
7 Committee on Banking and Insurance then Finance.]

8 **FISCAL
NOTE**

9
10 A BILL to amend and reenact §5-16-23 of the Code of West Virginia,
11 1931, as amended, relating to public employees insurance
12 generally; and providing that members of the Legislature whose
13 income is limited to their legislative compensation may be
14 covered at the same rate as government employees.

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

16 That §5-16-23 of the Code of West Virginia, 1931, as amended,
17 be amended and reenacted to read as follows:

18 **ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.**

19 **§5-16-23. Members of Legislature may be covered.**

20 Notwithstanding the definition of the term "employee"
21 contained in section two of this article and notwithstanding any
22 other provision of this article to the contrary:

23 (a) Except as provided in subsection (b) of this section,
24 Members of the Legislature may participate in and be covered by any
25 insurance plan or plans authorized hereunder for state officers and

1 employees except that ~~all~~ members of the Legislature who elect to
2 participate in or to be covered by any such plan or plans pursuant
3 to this subsection shall pay their proportionate individual share
4 of the full cost for all group coverage on themselves and their
5 spouses and dependents, so that there will be no cost to the state
6 for the coverage of any such members, spouses and dependents;

7 (b) Members of the legislature who receive no outside or
8 supplemental income besides legislative compensation shall be
9 eligible for coverage under the West Virginia Public Employees
10 Insurance health coverage plan and pay the same employee share of
11 the cost for all group coverage for themselves and their spouses
12 and dependents as state officers and employees pay.

NOTE: The purpose of this bill is to provide that members of the Legislature whose income is limited to legislative compensation may participate in the Public Employees Insurance Agency insurance program at the same rate as other employees.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.