

E N R O L L E D

COMMITTEE SUBSTITUTE

FOR

H. B. 2825

(BY DELEGATE(S) PERDUE, PERRY, FERNS, MORGAN, POLING, M.,
STAGGERS, WHITE AND WILLIAMS)

[Passed April 13, 2013; 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 certain appointive state officers salaries.

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 such officers.

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

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

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

32 exceed \$175,000; Transportation, \$95,000: *Provided*, That if the
33 same person is serving as both the Secretary of Transportation
34 and the Commissioner of Highways, he or she shall be paid
35 \$120,000; Revenue, \$95,000; Military Affairs and Public Safety,
36 \$95,000; Administration, \$95,000; Education and the Arts,
37 \$95,000; Commerce, \$95,000; Veterans' Assistance, \$95,000;
38 and Environmental Protection, \$95,000: *Provided, however*, That
39 any officer specified in this subsection whose salary is increased
40 by more than \$5,000 as a result of the amendment and
41 reenactment of this section during the 2011 regular session of the
42 Legislature shall be paid the salary increase in increments of
43 \$5,000 per fiscal year beginning July 1, 2011 up to the maximum
44 salary provided in this subsection.

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

48 Director, Board of Risk and Insurance Management,
49 \$80,000; Director, Division of Rehabilitation Services, \$70,000;
50 Director, Division of Personnel, \$70,000; Executive Director,
51 Educational Broadcasting Authority, \$75,000; Secretary, Library
52 Commission, \$72,000; Director, Geological and Economic
53 Survey, \$75,000; Executive Director, prosecuting attorneys
54 Institute, \$70,000; Executive Director, Public Defender Services,
55 \$70,000; Commissioner, Bureau of Senior Services, \$75,000;
56 Director, State Rail Authority, \$65,000; Executive Director,
57 Women's Commission, \$45,000; Director, Hospital Finance
58 Authority, \$35,000; member, Racing Commission, \$12,000;
59 Chairman, Public Service Commission, \$85,000; members,
60 Public Service Commission, \$85,000; Director, Division of
61 Forestry, \$75,000; Director, Division of Juvenile Services,
62 \$80,000; and Executive Director, Regional Jail and Correctional
63 Facility Authority, \$80,000.

64 (c) Each of the following appointive state officers named in
65 this subsection shall be appointed by the Governor, by and with

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

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

77 Commissioner, State Tax Division, \$92,500; Insurance
78 Commissioner, \$92,500; Director, Lottery Commission,
79 \$92,500; Director, Division of Homeland Security and
80 Emergency Management, \$65,000; and Adjutant General,
81 \$125,000.

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

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

Chairman, House Committee

Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the House of Delegates

Clerk of the Senate

Speaker of the House of Delegates

President of the Senate

The within _____ this the _____
day of _____, 2013.

Governor

