

WEST VIRGINIA LEGISLATURE
EIGHTY-FIRST LEGISLATURE
REGULAR SESSION, 2014



ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 322

(SENATORS KESSLER (MR. PRESIDENT) AND M. HALL,
BY REQUEST OF THE EXECUTIVE)

[PASSED MARCH 5, 2014; TO TAKE EFFECT JULY 1, 2014.]

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Senate Bill No. 322

(SENATORS KESSLER (MR. PRESIDENT) AND M. HALL,
BY REQUEST OF THE EXECUTIVE)

[Passed March 5, 2014; to take effect July 1, 2014.]

AN ACT to amend and reenact §6-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing state agencies, state institutions of higher education and the Higher Education Policy Commission to transition all employees, officers and officials, except elected officials, into payment in arrears and to pay employees biweekly as part of the standardization of the state's accounting and payroll functions under the Enterprise Resource Planning Board.

Be it enacted by the Legislature of West Virginia:

That §6-7-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 7. COMPENSATION AND ALLOWANCES.

§6-7-1. State officials, officers and employees to be paid at least twice per month; new employees paid in arrears; effective date.

1 All full-time and part-time salaried and hourly officials,
2 officers and employees of the state, state institutions of higher
3 education and the Higher Education Policy Commission shall
4 be paid at least twice per month, and under the same
5 procedures and in the same manner as the State Auditor
6 currently pays agencies: *Provided*, That on and after July 1,
7 2002, all new officials, officers and employees of the state, a
8 state institution of higher education and the Higher Education
9 Policy Commission, statutory officials, contract educators
10 with higher education and any exempt official who does not
11 earn annual and sick leave, except elected officials, shall be
12 paid one pay cycle in arrears. The term “new employee”
13 does not include an employee who transfers from one state
14 agency, a state institution of higher education or the Higher
15 Education Policy Commission to another state agency,
16 another state institution of higher education or the Higher
17 Education Policy Commission without a break in service:
18 *Provided, however*, That, after July 1, 2014, all state
19 employees paid on a current basis will be converted to
20 payment in arrears. For accounting purposes only, any
21 payments received by such employees at the end of the pay
22 cycle of the conversion pay period will be accounted for as a
23 credit due the state. Notwithstanding any other code
24 provision to the contrary, any such credit designation made
25 for accounting of this conversion will be accounted for by the
26 Auditor at the termination of an employee’s employment and
27 such accounting shall be documented in the employee’s final
28 wage payment. Nothing contained in this section is intended
29 to increase or diminish the salary or wages of any official,
30 officer or employee.

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

Originated in the Senate.

To take effect July 1, 2014.

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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 this
the Day of, 2014.

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Governor