

# WEST VIRGINIA LEGISLATURE

## 2016 REGULAR SESSION

Introduced

### House Bill 2389

FISCAL  
NOTE

2015 Carryover

(By Delegates Rodighiero and Hicks)

[Introduced January 13, 2016; referred to the  
Committee on Finance.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §5-5-2a; to amend said code by adding thereto a new section, designated §5-  
 3 10-22l; to amend said code by adding thereto a new section, designated §18-7A-26w; and  
 4 to amend said code by adding thereto two new sections, designated §18A-4-2c and §18A-  
 5 4-8j, all relating to granting all public employees, all teachers, all service employees, all  
 6 public employee retirees, all teacher retirees and all service employee retirees a \$1,000  
 7 per year permanent pay increase.

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

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
 2 section, designated §5-5-2a; to amend said code by adding thereto a new section, designated §5-  
 3 10-22l; to amend said code by adding thereto a new section, designated §18-7A-26w; and to  
 4 amend said code by adding thereto two new sections, designated §18A-4-2c and §18A-4-8j, all  
 5 to read as follows:

**CHAPTER 5. GENERAL POWERS AND AUTHORITY OF THE  
 GOVERNOR, SECRETARY OF STATE, AND ATTORNEY GENERAL;  
 BOARD OF PUBLIC WORKS; MISCELLANEOUS AGENCIES,  
 COMMISSIONS, OFFICES, PROGRAMS, ETC.**

**ARTICLE 5. SALARY INCREASE FOR STATE EMPLOYEES.**

**§5-5-2a. Granting \$1,000 annual salary increase effective July 1, 2015.**

1 (a) Every employee on July 1, 2015, shall receive an annual salary increase of \$1,000 per  
 2 year. This increase shall be permanent.

3 (b) This increase is in addition to any across-the-board, cost-of-living or percentage salary  
 4 increases which may be granted in any fiscal year by the Legislature.

5        (c) This section shall not be construed to prohibit other pay increases based on merit,  
6 seniority, promotion or other reason, if funds are available for the other pay increases. However,  
7 the executive head of each spending unit shall first grant the mandated increase in compensation  
8 in this section to all eligible employees prior to the consideration of any increases based on merit,  
9 seniority, promotion or other reason.

**ARTICLE 10. WEST VIRGINIA PUBLIC EMPLOYEES RETIREMENT ACT.**

**§5-10-22l. Granting \$1,000 supplemental increase for annuitants effective July 1, 2015.**

1        (a) Every annuitant, and beneficiaries of deceased members, on July 1, 2015, shall  
2 receive an annual retirement increase of \$1,000 per year. This increase shall be permanent.

3        (b) The supplement provided by this section is subject to any applicable limitations thereon  
4 under Section 415 of the Internal Revenue Code of 1986, as amended.

**CHAPTER 18. EDUCATION.**

**ARTICLE 7A. STATE TEACHERS RETIREMENT SYSTEM.**

**§18-7A-26w. Granting \$1,000 supplemental increase annuitants effective July 1, 2015.**

1        (a) Every annuitant, and beneficiaries of deceased members, on July 1, 2015, shall  
2 receive an annual retirement increase of \$1,000 per year. This increase shall be permanent.

3        (b) The supplement provided by this section is subject to any applicable limitations thereon  
4 under Section 415 of the Internal Revenue Code of 1986, as amended.

**CHAPTER 18A. SCHOOL PERSONNEL.**

**ARTICLE 4. SALARIES, WAGES AND OTHER BENEFITS.**

**§18A-4-2c. Granting \$1,000 annual salary increase effective July 1, 2015.**

1        (a) Every teacher on July 1, 2015, shall receive an annual salary increase of \$1,000 per  
2 year. This increase shall be permanent.

3           (b) This increase is in addition to any across-the-board, cost-of-living or percentage salary  
4 increases which may be granted in any fiscal year by the Legislature.

5           (c) This section shall not be construed to prohibit other pay increases based on merit,  
6 seniority, promotion or other reason, if funds are available for the other pay increases. However,  
7 the executive head of each spending unit shall first grant the mandated increase in compensation  
8 in this section to all eligible employees prior to the consideration of any increases based on merit,  
9 seniority, promotion or other reason.

**§18A-4-8j. Granting \$1,000 annual salary increase effective July 1, 2015.**

1           (a) All school personnel, other than teachers, on July 1, 2015, shall receive an annual  
2 salary increase of \$1,000 per year. This increase shall be permanent.

3           (b) This increase is in addition to any across-the-board, cost-of-living or percentage salary  
4 increases which may be granted in any fiscal year by the Legislature.

5           (c) This section shall not be construed to prohibit other pay increases based on merit,  
6 seniority, promotion or other reason, if funds are available for the other pay increases. However,  
7 the executive head of each spending unit shall first grant the mandated increase in compensation  
8 in this section to all eligible employees prior to the consideration of any increases based on merit,  
9 seniority, promotion or other reason.

NOTE: The purpose of this bill is to grant all public employees, all teachers, all service employees, all public employee retirees, all teacher retirees and all service employee retirees a \$1,000 per year permanent pay increase.

These sections are new; therefore, they have been completely underscored.