

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4358

**FISCAL
NOTE**

BY DELEGATES HAMILTON, ELDRIDGE, RODIGHIERO,

HICKS, MARCUM AND WESTFALL

[Introduced January 30, 2018; Referred to the
committee on the Judiciary then Finance.]

1 A BILL to amend and reenact §6-7-2a of the Code of West Virginia, 1931, as amended, relating
 2 to increasing the compensation of members and chairperson of the Board of Parole.

Be it enacted by the Legislature of West Virginia:

ARTICLE 7. COMPENSATION AND ALLOWANCES.

**§6-7-2a. Terms of certain appointive state officers; appointment; qualifications; powers
 and salaries of officers.**

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

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

10 Commissioner, Division of Highways, \$92,500; Commissioner, Division of Corrections,
 11 \$80,000; Director, Division of Natural Resources, \$75,000; Superintendent, State Police,
 12 \$85,000; Commissioner, Division of Banking, \$75,000; Commissioner, Division of Culture and
 13 History, \$65,000; Commissioner, Alcohol Beverage Control Commission, \$75,000;
 14 Commissioner, Division of Motor Vehicles, \$75,000; Director, Human Rights Commission,
 15 \$55,000; Commissioner, Division of Labor, \$70,000; prior to July 1, 2011, Director, Division of
 16 Veterans Affairs, \$65,000; Chairperson, Board of Parole, ~~\$55,000~~ \$65,000; members, Board of
 17 Parole, ~~\$50,000~~ \$60,000; members, Employment Security Review Board, \$17,000; and
 18 Commissioner, Workforce West Virginia, \$75,000. Secretaries of the departments shall be paid
 19 an annual salary as follows: Health and Human Resources, \$95,000: *Provided*, That effective July
 20 1, 2013, the Secretary of the Department of Health and Human Resources shall be paid an annual

21 salary not to exceed \$175,000; Transportation, \$95,000: *Provided, however,* That if the same
22 person is serving as both the Secretary of Transportation and the Commissioner of Highways, he
23 or she shall be paid \$120,000; Revenue, \$95,000; Military Affairs and Public Safety, \$95,000;
24 Administration, \$95,000; Education and the Arts, \$95,000; Commerce, \$95,000; Veterans'
25 Assistance, \$95,000; and Environmental Protection, \$95,000: *Provided further,* That any officer
26 specified in this subsection whose salary is increased by more than \$5,000 as a result of the
27 amendment and reenactment of this section during the 2011 regular session of the Legislature
28 shall be paid the salary increase in increments of \$5,000 per fiscal year beginning July 1, 2011,
29 up to the maximum salary provided in this subsection.

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

32 Director, Board of Risk and Insurance Management, \$80,000; Director, Division of
33 Rehabilitation Services, \$70,000; Director, Division of Personnel, \$70,000; Executive Director,
34 Educational Broadcasting Authority, \$75,000; Secretary, Library Commission, \$72,000; Director,
35 Geological and Economic Survey, \$75,000; Executive Director, Prosecuting Attorneys Institute,
36 \$80,000; Executive Director, Public Defender Services, \$70,000; Commissioner, Bureau of
37 Senior Services, \$75,000; Executive Director, Women's Commission, \$45,000; Director, Hospital
38 Finance Authority, \$35,000; member, Racing Commission, \$12,000; Chairman, Public Service
39 Commission, \$85,000; members, Public Service Commission, \$85,000; Director, Division of
40 Forestry, \$75,000; Director, Division of Juvenile Services, \$80,000; Executive Director, Regional
41 Jail and Correctional Facility Authority, \$80,000 and Executive Director of the Health Care
42 Authority, \$80,000.

43 (c) Each of the following appointive state officers named in this subsection shall be
44 appointed by the Governor, by and with the advice and consent of the Senate. Each of the
45 appointive state officers serves at the will and pleasure of the Governor for the term for which the
46 Governor was elected and until the respective state officers' successors have been appointed

47 and qualified. Each of the appointive state officers are subject to the existing qualifications for
48 holding each respective office and each has and is hereby granted all of the powers and authority
49 and shall perform all of the functions and services heretofore vested in and performed by virtue
50 of existing law respecting each office.

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

52 Commissioner, State Tax Division, \$92,500; Insurance Commissioner, \$92,500; Director,
53 Lottery Commission, \$92,500; Director, Division of Homeland Security and Emergency
54 Management, \$65,000; and Adjutant General, \$125,000.

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

NOTE: The purpose of this bill is to increase the compensation for the members and chairperson of the Board of Parole.

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