

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

House Bill 2566

FISCAL
NOTE

BY DELEGATES HANSHAW (MR. SPEAKER), AND MILEY

[Introduced January 21, 2019; Referred

to the Committee on Finance.]

1 A BILL to amend and reenact §6-7-5 of the Code of West Virginia, 1931, as amended, relating to
 2 changing the rate at which certain judges are paid for mileage when traveling within the
 3 state.

Be it enacted by the Legislature of West Virginia:

ARTICLE 7. COMPENSATION AND ALLOWANCES.

§6-7-5. Mileage and expenses of judges.

1 A judge of the Supreme Court of Appeals and of a circuit court, ~~shall be~~ when using his or
 2 her own vehicle, is entitled to an allowance for mileage at the rate of ~~15¢~~ equal to the amount
 3 designated by the Travel Management Office of the Department of Administration for payment to
 4 state employees for each mile, to be computed according to the distance by the nearest
 5 practicable route necessarily traveled from ~~his~~ the judge's place of residence, to the place of
 6 holding any term of court in a county other than that of ~~his~~ the judge's residence, and from such
 7 place to ~~his~~ the judge's residence; and a judge of the circuit court shall be paid the sum of \$35
 8 per day as expenses while holding court in a county other than that in which ~~he~~ the judge resides:
 9 *Provided, That* no judge of a circuit court ~~shall~~ may be paid mileage and expenses for holding
 10 more than 10 terms of court in any county in any one year, including regular, adjourned and
 11 special terms. The mileage and expenses provided for in this article shall be paid to any judge
 12 out of the State Treasury as and when the salary of ~~such~~ the judge is payable.

NOTE: The purpose of this bill is to allow judges of the Supreme Court of Appeals and of circuit courts, when using their own vehicles, to be paid an allowance for mileage at the rate equal to the amount designated by the Travel Management Office of the Department of Administration for payment to state employees, for certain miles driven, instead of 15 cents per mile.

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