

# WEST VIRGINIA LEGISLATURE

## 2023 REGULAR SESSION

Introduced

### Senate Bill 87

FISCAL  
NOTE

By Senator Phillips

[Introduced January 11, 2023; referred  
to the Committee on Banking and Insurance; and  
then to the Committee on Finance]

1 A BILL to amend and reenact §5-16-5a of the Code of West Virginia, 1931, as amended, relating to  
 2 restoring major health care benefits to certain public employees who retired and then  
 3 returned to employment.

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

**ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.**

**§5-16-5a. Retiree premium subsidy from Retiree Health Benefit Trust for hires prior to July 1, 2010.**

1 The Finance Board may include in its financial plans a subsidy from the Retiree Health  
 2 Benefit Trust Fund created by article sixteen-d of this chapter for the cost of coverage under the  
 3 major health care benefits plans, only for retired employees who were hired before July 1, 2010.  
 4 Active or retired employees who were hired before July 1, 2010, but who separated from public  
 5 service but returned within two years of their separation may be restored to their original (pre-July  
 6 1, 2010) hire date, and active or retired employees who separated from public service with more  
 7 than 10 years of service prior to July 1, 2010, and returned within 10 years of their separation may  
 8 be restored to an adjusted hire date computed by adding the period of separation to the original  
 9 (pre-July 1, 2010) hire date.

NOTE: The purpose of this bill is to restore major health care benefits to certain public employees who retired and then returned to employment.

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