

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

Senate Bill 685

By Senator Nelson

[Introduced February 7, 2024; referred
to the Committee on Banking and Insurance]

12 ~~shall be for the following terms:~~

13 ~~One member shall be appointed for a term ending June 30, 2003;~~

14 ~~One member shall be appointed for a term ending June 30, 2004;~~

15 ~~One member shall be appointed for a term ending June 30, 2005; and~~

16 ~~One member shall be appointed for a term ending June 30, 2006.~~

17 ~~(3) Except for appointments to fill vacancies, each subsequent appointment shall be for a~~
18 ~~term ending June 30 of the fourth year following the year the preceding term expired. In the event a~~
19 ~~vacancy occurs it shall be filled by appointment for the unexpired term. A member whose term has~~
20 ~~expired shall continue in office until a successor has been duly appointed and qualified. No~~
21 ~~member of the board may be removed from office by the Governor except for official misconduct,~~
22 ~~incompetency, neglect of duty, or gross immorality.~~

23 ~~(4) Members of the board appointed prior to the reenactment of this article during the sixth~~
24 ~~extraordinary session of the 2001 Legislature, shall serve until December 15, 2001.~~

25 ~~(b) The Insurance Commissioner of West Virginia shall serve as secretary of the board~~
26 ~~without vote and shall make available to the board the information, facilities and services of the~~
27 ~~office of the state Insurance Commissioner.~~

28 ~~(c) The members of the board shall receive from the executive director of the board the~~
29 ~~same compensation authorized by law for members of the Legislature for the interim duties for~~
30 ~~each day, or portion thereof, the member is engaged in the discharge of official duties. All board~~
31 ~~members shall be reimbursed for their actual and necessary expenses incurred in the discharge of~~
32 ~~official duties, except that mileage shall be reimbursed at the same rate as that authorized for~~
33 ~~members of the Legislature.~~

34 ~~(d) Notwithstanding any provision of this section to the contrary, the board is subject to the~~
35 ~~provisions of section twelve of this article~~

36 (a) The State Board of Risk and Insurance Management is hereby continued. Effective July
37 1, 2024, the board shall be composed of five voting members:

38 (1) The vice chancellor of health sciences of the West Virginia Higher Education Policy
39 Commission, or his or her designee; and

40 (2) Four citizen members with at least ten years of experience in the insurance industry
41 who shall be appointed by the Governor with the advice and consent of the Senate: *Provided*, That
42 one member shall be appointed by the Governor from a list of three eligible persons submitted to
43 the Governor by the President of the Senate, and one member shall be appointed by the Governor
44 from a list of three eligible persons submitted to the Governor by the Speaker of the House of
45 Delegates.

46 (b) Initial appointment of the citizen members shall be for the following terms:

47 (1) One member shall be appointed for a term ending June 30, 2026;

48 (2) One member shall be appointed for a term ending June 30, 2027;

49 (3) One member shall be appointed for a term ending June 30, 2028; and

50 (4) One member shall be appointed for a term ending June 30, 2029.

51 (c) Except for appointments to fill vacancies, each subsequent appointment of a citizen
52 member shall be for a term ending June 30 of the fourth year following the year the preceding term
53 expired. In the event a vacancy occurs it shall be filled by appointment for the unexpired term. A
54 citizen member whose term has expired shall continue in office until a successor has been duly
55 appointed and qualified. No citizen member of the board may be removed from office by the
56 Governor except for official misconduct, incompetency, neglect of duty, or gross immorality.

57 (d) Citizen members of the board appointed prior to the effective date of the reenactment of
58 this section during the regular session of the Legislature, 2024 shall serve until June 30, 2024:
59 *Provided*, That any citizen member of the board appointed prior to the effective date of the
60 reenactment of this section during the regular session of the Legislature, 2024 who meets the
61 experience requirement of this section as reenacted may be reappointed to serve on the board.

62 (e) The Insurance Commissioner of West Virginia shall serve as secretary of the board
63 without vote and shall make available to the board the information, facilities, and services of the

64 office of the state Insurance Commissioner.

65 (f) The members of the board shall receive from the executive director of the board the
66 same compensation authorized by law for members of the Legislature for the interim duties for
67 each day, or portion thereof, the member is engaged in the discharge of official duties. All board
68 members shall be reimbursed for their actual and necessary expenses incurred in the discharge of
69 official duties, except that mileage shall be reimbursed at the same rate as that authorized for
70 members of the Legislature.

NOTE: The purpose of this bill is to continue and reconstitute the membership of the Board of Risk and Insurance Management.

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