

# **WEST VIRGINIA LEGISLATURE**

## **2024 REGULAR SESSION**

**Enrolled**

**Committee Substitute**

**for**

**Senate Bill 557**

By Senators Oliverio, Caputo, Hamilton, Grady,

Maroney, Queen, and Deeds

[Passed March 9, 2024, in effect 90 days from  
passage]

1 AN ACT to amend and reenact §8-15-10a of the Code of West Virginia, 1931, as amended,  
2 relating to compensation for firefighters who are required to work holidays; establishing  
3 that firefighters who are required to work during a legal holiday are entitled to  
4 compensation for their entire shift even if the shift spans two calendar days.

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

**ARTICLE 15. FIRE FIGHTING; FIRE COMPANIES AND DEPARTMENTS; CIVIL  
SERVICE FOR PAID FIRE DEPARTMENTS.**

**§8-15-10a. Holiday compensation for firefighters.**

1 (a) From the effective date of this section, if any member of a paid fire department is  
2 required to work during a legal holiday as is specified in §2-2-1(a) of this code, or if a legal holiday  
3 falls on the member's regular scheduled day off, he or she shall be allowed equal time off, at such  
4 time as may be approved by the chief executive officer of the department under whom he or she  
5 serves or, in the alternative, shall be paid at a rate not less than one and one-half times his or her  
6 regular rate of pay: *Provided*, That if a special election of a political subdivision other than a  
7 municipality falls on a Saturday or Sunday, the municipality may choose not to recognize the day  
8 of the election as a holiday if a majority of municipality's city council votes not to recognize the day  
9 of the election as a holiday.

10 (b) Effective July 1, 2024, unless otherwise provided by contract, collective bargaining  
11 agreement, or settlement agreement, if any member of a paid fire department is required to work  
12 during a legal holiday as is specified in §2-2-1(a) of this code, or if a legal holiday falls on the  
13 member's regular scheduled day off, he or she shall be allowed time off equal to his or her shift  
14 even if the shift spans two calendar days, at such time as may be approved by the chief executive  
15 officer of the department under whom he or she serves or, in the alternative, shall be paid at a rate  
16 not less than one and one-half times his or her regular rate of pay, equal to his or her shift, even if  
17 the shift spans two calendar days: *Provided*, That if a special election of a political subdivision

18 other than a municipality falls on a Saturday or Sunday, the municipality may choose not to  
19 recognize the day of the election as a holiday if a majority of the municipality's city council votes  
20 not to recognize the day of the election as a holiday.