

SB 589 S

FILED

2007 APR -4 PM 3: 53

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SEVENTY-EIGHTH LEGISLATURE
REGULAR SESSION, 2007

ENROLLED

Senate Bill No. 589

(By SENATORS KESSLER AND MCKENZIE)

[Passed March 10, 2007; in effect from passage.]

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(BY SENATORS KESSLER AND MCKENZIE)

[Passed March 10, 2007; in effect from passage.]

AN ACT to amend and reenact §29-6-7 of the Code of West Virginia, 1931, as amended, relating to expanding the powers and duties of the Director of Personnel to allow monetary incentives in programs developed to improve the efficiency and effectiveness of public service.

Be it enacted by the Legislature of West Virginia:

That §29-6-7 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 6. CIVIL SERVICE SYSTEM.

§29-6-7. Director of personnel; appointment; qualifications; powers and duties.

1 (a) The Secretary of the Department of Administration
2 shall appoint the director. The director shall be a
3 person knowledgeable of the application of the merit
4 principles in public employment as evidenced by the
5 obtainment of a degree in business administration,
6 personnel administration, public administration or the
7 equivalent and at least five years of administrative
8 experience in personnel administration.

9 (b) The director shall:

10 (1) Consistent with the provisions of this article,
11 administer the operations of the division, allocating the
12 functions and activities of the division among sections
13 as the director may establish;

14 (2) Maintain a personnel management information
15 system necessary to carry out the provisions of this
16 article;

17 (3) Supervise payrolls and audit payrolls, reports or
18 transactions for conformity with the provisions of this
19 article;

20 (4) Plan, evaluate, administer and implement
21 personnel programs and policies in state government
22 and to political subdivisions after agreement by the
23 parties;

24 (5) Supervise the employee selection process and
25 employ performance evaluation procedures;

26 (6) Develop programs to improve efficiency and
27 effectiveness of the public service, including, but not
28 limited to, employee training, development, assistance
29 and incentives, which, notwithstanding any provision of
30 this code to the contrary, may include a one-time
31 monetary incentive for recruitment and retention of
32 employees in critically understaffed classifications. The
33 director, in consultation with the board, shall determine
34 which classifications are critically understaffed. The
35 one-time monetary incentive program shall continue
36 until the thirtieth day of June, two thousand nine. The
37 director shall report annually on or before the thirty-
38 first day of December, commencing in the year two
39 thousand seven, to the Joint Committee on Government
40 and Finance. The annual report shall provide all
41 relevant information on the one-time monetary
42 incentive program and the understaffed classifications
43 in state agencies;

44 (7) Establish pilot programs and other projects for a
45 maximum of one year outside of the provisions of this
46 article, subject to approval by the board, to be included
47 in the annual report;

48 (8) Establish and provide for a public employee
49 interchange program and may provide for a voluntary
50 employee interchange program between public and
51 private sector employees;

52 (9) Establish an internship program;

53 (10) Assist the Governor and Secretary of the
54 Department of Administration in general workforce
55 planning and other personnel matters;

56 (11) Make an annual report to the Governor and
57 Legislature and all other special or periodic reports as
58 may be required;

59 (12) Assess cost for special or other services;

60 (13) Recommend rules to the board for
61 implementation of this article; and

62 (14) Conduct schools, seminars or classes for
63 supervisory employees of the state regarding handling
64 of complaints and disciplinary matters and the
65 operation of the state personnel system.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

White
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Darrell E. Roberts
.....
Clerk of the Senate

Bryce W. Boy
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within *is* approved this
the *4th* Day of *April*, 2007.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

APR 03 2007

Time 1:40 pm