

# WEST VIRGINIA LEGISLATURE

## 2019 REGULAR SESSION

**Introduced**

### **House Bill 2104**

**FISCAL  
NOTE**

(BY DELEGATE CAPUTO)

[ Introduced January 9, 2019; Referred  
to the Committee on Pensions and Retirement then  
Finance.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §5-10-22l; and to amend said code by adding thereto a new section,  
 3 designated §18-7A-26w, all relating to increasing benefits of retired state personnel and  
 4 retired teachers by five percent a year for the next three consecutive years.

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

**CHAPTER 5. GENERAL POWERS AND AUTHORITY OF THE  
 GOVERNOR, SECRETARY OF STATE AND ATTORNEY GENERAL;  
 BOARD OF PUBLIC WORKS; MISCELLANEOUS AGENCIES,  
 COMMISSIONS, OFFICES, PROGRAMS, ETC.**

**ARTICLE 10. WEST VIRGINIA PUBLIC EMPLOYEES RETIREMENT ACT.**

**§5-10-22l. Supplemental benefits for certain annuitants.**

1 As an additional supplement to other retirement allowances provided, each annuitant shall  
 2 receive, effective July 1, 2019, upon application, an increased amount, payable monthly, which is  
 3 the product of his or her present retirement allowance multiplied by five percent; effective July 1,  
 4 2020, upon application, an increased amount, payable monthly, which is the product of his or her  
 5 present retirement allowance multiplied by five percent; and, effective July 1, 2021, upon  
 6 application, an increased amount, payable monthly, which is the product of his or her present  
 7 retirement allowance multiplied by five percent.

**CHAPTER 18. STATE BOARD OF EDUCATION.**

**ARTICLE 7A. STATE TEACHERS RETIREMENT SYSTEM.**

**§18-7A-26w. Additional benefits for certain annuitants.**

1 Effective July 1, 2019, as an additional supplement to other retirement allowances  
 2 provided, each annuitant who retired before July 1, 1995, shall, upon written application, in  
 3 addition to such approved annuities an increased amount, payable monthly, which is the product

4 of his or her present retirement allowance multiplied by five percent; effective July 1, 2020, upon  
5 application, an increased amount, payable monthly, which is the product of his or her present  
6 retirement allowance multiplied by five percent; and, effective July, 1, 2021, upon application, an  
7 increased amount, payable monthly, which is the product of his or her present retirement  
8 allowance multiplied by five percent.

NOTE: The purpose of this bill is to give retired state personnel and retired teachers a five percent a year increase in retirement benefits over the next three consecutive years.

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