WEST VIRGINIA LEGISLATURE 2020 REGULAR SESSION

Enrolled

Committee Substitute

for

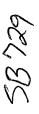
Senate Bill 729

SENATORS MANN, AZINGER, JEFFRIES, ROMANO, WELD,

BALDWIN, HARDESTY, STOLLINGS, HAMILTON, AND

ROBERTS, original sponsors

[Passed March 5, 2020; in effect 90 days from passage]



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- 1 AN ACT to amend and reenact §7-14D-14 of the Code of West Virginia, 1931, as amended,
- 2 relating to awards and benefits for disability under the Deputy Sheriff Retirement Act.

Be it enacted by the Legislature of West Virginia:

ARTICLE 14D. DEPUTY SHERIFF RETIREMENT SYSTEM ACT.

§7-14D-14. Awards and benefits for disability – duty related.

- 1 (a) Any member who after the effective date of this article and during covered employment:
- 2 (1) Has been or becomes either totally or partially disabled by injury, illness, or disease;
- 3 and

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- (2) The disability is a result of an occupational risk or hazard inherent in or peculiar to the services required of members; or
- (3) The disability was incurred while performing law-enforcement functions during either scheduled work hours or at any other time; and
- (4) In the opinion of the board, the member is by reason of the disability unable to perform adequately the duties required of a deputy sheriff, is entitled to receive and shall be paid from the fund in monthly installments the compensation under either subsection (b) or (c) of this section.
- (b) If the member is totally disabled, the member shall receive 90 percent of his or her average full monthly compensation for the 12-month contributory period preceding the member's disability award, or the shorter period if the member has not worked 12 months. Any member retired under this subsection, or under §7-14D-17 of this code, on or before July 1, 2020, shall have his or her monthly benefit payment increased by \$400.
- (c) If the member is partially disabled, the member shall receive 45 percent of his or her average full monthly compensation for the 12-month contributory period preceding the member's disability award, or the shorter period if the member has not worked 12 months.
- (d) If the member remains partially disabled until attaining 60 years of age, the member shall then receive the retirement benefit provided in §7-14D-11 and §7-14D-12 of this code.

CS for SB 729

- 21 (e) The disability benefit payments will begin the first day of the month following
- 22 termination of employment and receipt of the disability retirement application by the Consolidated
- 23 Public Retirement Board.

The Joint Committee on Enrolled Bi correctly enrolled.	Ils hereby certifies that	the foregoing bil	l is
Chairman, Senate Committee			
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Chairman, House Co	mmittee		20 Kommen
Originated in the Senate.		: 4 6 5	T III
In effect 90 days from passage.		11155	#: ()
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Day of March		2020.	
	Jane	June	20
		Governor	

PRESENTED TO THE GOVERNOR

KAR 1 8 2020

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