

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4448

FISCAL
NOTE

By Delegate Howell

[Introduced January 10, 2024; Referred
to the Committee on Banking and Insurance then
Judiciary]

1 A BILL to amend and reenact §5-16-23 of the Code of West Virginia, 1931, as amended, relating to
 2 permitting former members of the Legislature to remain eligible for insurance plans offered
 3 to state officers or employees; providing for certain conditions to remain eligible; and
 4 providing that the former member’s continued participation in the insurance plans offered
 5 to state officers and employees does not require the state to bear, absorb or otherwise
 6 raise costs associated with a former member’s continued participation.

Be it enacted by the Legislature of West Virginia:

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-23. Members of Legislature may be covered, if cost of the entire coverage is paid by such members.

1 (a) Notwithstanding any other provision of this article to the contrary, members of the
 2 Legislature may participate in and be covered by any insurance plan or plans authorized
 3 hereunder for state officers and employees, except that all members of the Legislature who elect
 4 to participate in or to be covered by any such plan or plans shall pay their proportionate individual
 5 share of the full cost for all group coverage on themselves, their spouses, and dependents, so that
 6 there will be no cost to the state for the coverage of any such members, spouses, and dependents.

1 (b) Any member of the Legislature may remain eligible for any insurance plan or plans
 2 authorized for state officers or employees after the member separates or is otherwise no longer a
 3 member of the Legislature so long as: (1) Beginning on January 1, 2024, and continuing thereafter,
 4 the former member was currently enrolled in an insurance plan or plans authorized for state
 5 officers or employees on the date of separation; and (2) the former member shall continue to pay
 6 his or her proportionate individual share of the full cost for all group coverage on themselves and
 7 their spouses and dependents so that there will be no cost to the state for the coverage of any such
 8 former members, their spouses and dependents.

NOTE: The purpose of this bill is to permit legislative members to retain eligibility for state

insurance plans after leaving the Legislature so long as the former member pays his or her share of the full cost and no burden is placed on the state to absorb costs.

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