

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 2885

By Delegates Stephens, Willis, T. Clark, Lucas,
Barnhart, Chiarelli, Hillenbrand, DeVault, Ferrell,
Leavitt, and Brooks

[Introduced February 24, 2025; referred to the
Committee on Finance]

1 A BILL to amend and reenact §5-10-15a of the Code of West Virginia, 1931, as amended, relating
2 to allowing all members of the West Virginia Public Employees Retirement system apply
3 unused sick leave to retirement credit.

Be it enacted by the Legislature of West Virginia:

ARTICLE 10. WEST VIRGINIA PUBLIC EMPLOYEES RETIREMENT ACT.

**§5-10-15a. Retirement credited service through member's use, as option, of accrued annual
or sick leave days.**

1 (a) Any member accruing annual leave or sick leave days may, after June 27, 1988, elect
2 to use the days at the time of retirement to acquire additional credited service in this retirement
3 system. ~~Except as provided in subsection (b) of this section, the~~ The accrued days shall be applied
4 on the basis of two workdays credit granted for each one day of such accrued annual or sick leave
5 days, with each month of retirement service credit to equal 20 workdays and with any remainder of
6 10 workdays or more to constitute a full month of additional credit and any remainder of less than
7 10 workdays to be dropped and not used, notwithstanding any provisions of the code to the
8 contrary, including §5-16-12 of this code. ~~Such~~ This credited service shall be allowed and not
9 deemed considered to controvert the requirement of no more than 12 months credited service in
10 any year's period.

11 ~~(b) For those persons who first become members of the retirement system on or after July~~
12 ~~1, 2015, accrued annual or sick days may not be applied to acquire additional credited service~~

NOTE: The purpose of this bill is to permit the use of accrued unused sick leave days
credited toward retirement.

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