

Workers' Compensation Board of Review

Post Office Box 50540
 Charleston, WV 25305-0540
 304-558-3354
 2/11/2019

LEGAL AUTHORITY: 23-5-11**BOARD TYPE:****BOARD CATEGORY:**

PURPOSE: The board of review shall exercise exclusive jurisdiction over all appeals from the workers' compensation office judges including any and all appeals pending with the board of appeals on the thirty-first day of January, two thousand four.

SEAT RESTRICTIONS: The Governor shall appoint, from names submitted by the "workers' compensation board of review nominating committee", with the advice and consent of the Senate, three qualified attorneys to serve as members of the board of review. If the Governor does not select a nominee for any vacant position from the names provided by the nominating committee, he shall notify the nominating committee of that circumstance and the committee shall provide additional names for consideration by the Governor. A member of the board of review may be removed by the Governor for official misconduct, incompetence, neglect of duty, gross immorality or malfeasance and then only after notice and opportunity to respond and present evidence. No more than two of the members of the board may be of the same political party. A member of the board of review must, at the time he or she takes office and thereafter during his or her continuance in office, be a resident of this state, be a member in good standing of the West Virginia state bar, have a minimum of ten years' experience as an attorney admitted to practice law in this state prior to appointment and have a minimum of five years' experience in preparing and presenting cases or hearing actions and making decisions on the basis of the record of those hearings before administrative agencies, regulatory bodies or courts of record at the federal, state or local level. (k) No member of the board of review may hold any other office, or accept any appointment or public trust, nor may he or she become a candidate for any elective public office or nomination thereto. Violation of this subsection requires the member to vacate his or her office. No member of the board of review may engage in the practice of law during his or her term of office. Terms are for 6 years.

MEETING TIME/PLACE:) The board of review shall meet as often as necessary to hold review hearings, at such times and places as the chairman may determine. Two members shall be present in order to conduct review hearings or other business. All decisions of the board shall be determined by a majority of the members of the board.

COMPENSATION: The members of the board of review shall be paid an annual salary of eighty-five thousand dollars. Members are entitled to be reimbursed for actual and necessary travel expenses incurred in the discharge of official duties in a manner consistent with the guidelines of the travel management office of the Department of Administration. However, after 7/01/2008 the Governor sets the salary providing it does not exceed \$110,000.

CURRENT MEMBERSHIP:

seat 3	Mr. G. Nicholas Casey Jr.	DEMOCRAT	12/4/2017	12/31/2022	Kanawha
seat 2	Ms. Rita Hedrick Helmick	DEMOCRAT	12/4/2003	12/31/2020	Kanawha
seat 1	Mr. James D. Gray Esq.	REPUBLICAN	12/4/2003	12/31/2018	Harrison