

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1935



ENROLLED

HOUSE BILL No. 474

(By Mr. La Fourn)



PASSED March 9 1935

In Effect 90 days from Passage

474

ENROLLED
House Bill No. 474

(BY MR. LAFON)

[Passed March 9, 1935; in effect ninety days from passage.]

AN ACT to amend and reenact sections nine and sixteen, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, relating to standard uniform for members of the department of public safety and other equipment and supplies, and to prescribe penalty for impersonation of members of the department and for unlawful use of such standard uniform badge or other insignia adopted or used by said department.

Be it enacted by the Legislature of West Virginia:

That sections nine and sixteen, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted, so as to read as follows:

Section 9. The standard uniform to be used by the department of public safety on and after the first day of July,

3 one thousand nine hundred thirty-five, shall be as follows:
4 Forestry green blouse with West Virginia state police emblem
5 on sleeve; black shoulder strap; one inch black strip around
6 sleeve, four inches from end of sleeve; forestry green breeches
7 with one inch black strip down the side; trousers (slacks) with
8 one inch black stripe down the side for officers and clerks
9 regularly enlisted in the department; forestry green shirts with
10 West Virginia state police emblem on sleeve; black shoulder
11 straps; forestry green mackinaw with West Virginia state police
12 emblem on sleeve; black shoulder straps; one inch black stripe
13 around sleeve four inches from end of sleeve; campaign hat
14 of olive drab color; cordovan Sam Browne belt with holster;
15 cordovan leggings and shoes; the officers' uniform will have one
16 and one-quarter inch black stripe around the sleeve or blouse
17 and mackinaw, four inches from end of sleeve circumposed with
18 one-half inch gold braid, also black collars on blouse, with two
19 silver shoulder bars for captains, one silver shoulder bar for
20 first lieutenant and one gold shoulder bar for second lieutenant.
21 For non-commissioned officer the uniform blouse and shirt will
22 have thereon black chevrons of the appropriate rank.
23 The superintendent shall provide the members of the depart-

24 ment of public safety with suitable arms and weapons, and,
25 when and where he shall deem it necessary, with suitably
26 equipped horses and other means of conveyance. He shall also
27 provide the standard uniforms for all members of the depart-
28 ment, for officers, non-commissioned officers and privates herein
29 provided for. All uniforms and all arms, weapons and other
30 property furnished the members of the department of public
31 safety by the state of West Virginia shall be and remain the
32 property of the state.

33 The superintendent shall establish and maintain local head-
34 quarters at such places in West Virginia as are in his judgment
35 suitable and proper to render the department of public safety
36 most efficient for the purpose of preserving the peace, protecting
37 property, preventing crime, apprehending criminals and carry-
38 ing into effect all other provisions of this article. The superin-
39 tendent shall provide by lease or otherwise for housing and
40 quarters for the accommodation of the members of the depart-
41 ment of public safety, and shall provide all equipment and
42 supplies necessary for them in the performance of the duties
43 of their office.

Sec. 16. Every person is hereby prohibited and forbidden

2 directly or indirectly to wear, use or order to be used or worn,
3 copy or imitate in any respect or manner, the standard uniform
4 prescribed for members of the department of public safety by
5 this chapter; and any person not a member of said department
6 who shall violate the provisions of this chapter, for which no
7 other penalty is expressly provided, and any person who shall
8 falsely represent himself to be an officer or member of the
9 department of public safety, or to be under the order or direc-
10 tion of any officer or member of said department, or who shall,
11 unless an officer or member thereof, wear the standard uniform
12 prescribed for members of said department, or the badge or
13 other insignia adopted or used by said department, shall be
14 guilty of a misdemeanor, and, upon conviction thereof, shall be
15 fined not exceeding two hundred dollars, or imprisoned in
16 the county jail for a period of not exceeding six months, or
17 both fined and imprisoned, in the discretion of the court.

18 The term "person" as used in this chapter, unless otherwise
19 stated, shall include members of associations, corporations, its
20 agents and employees, and officers and officials of any town,
21 city or county.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Clinton L. Howard

Chairman Senate Committee

Arnold M. Vickers

Chairman House Committee

Originated in the *House of Delegates*

Takes effect *90 days from* passage.

Charles S. Stace

Clerk of the Senate

Geo. S. Stace

Clerk of the House of Delegates

Chas. E. Hodge

President of the Senate

John S. Peltier

Speaker House of Delegates.

The within.....this the.....

day of....., 1935.

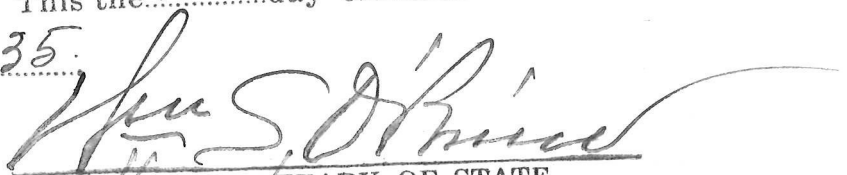
.....
Governor.

Filed in the office of the Secretary of State
of West Virginia. **MAR 15 1935**

Wm. S. O'BRIEN,
Secretary of State

I certify that the foregoing act,
having been presented to the Governor for
his approval, and not having been returned
by him to the House of the Legislature in
which it originated within the time pre-
scribed by the constitution of the state, has
become a law without his approval.

This the 15th day of March,
1935.



SECRETARY OF STATE