WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1939

ENROLLED

HOUSE BILL No. 92

(By Mr. Speaker, Mr. Thomas)

PASSED Feb. 28, 1939

In Effect July 1, 1939 Passage
A BILL to amend and reenact sections two, three, five and seven, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, relating to the organization of the department of public safety, providing for the appointment of inspector, headquarters and supply sergeants, civilian employees, and fixing their salaries; providing for the creation, appointment and equipment of companies and platoons; providing for the appointment and reappointment of members of the department of public safety and fixing salaries, qualifications, terms and bonds.

Be it enacted by the Legislature of West Virginia:

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

Article 2. Department of Public Safety.

Section 2. Inspector; Headquarters and Supply Sergeants; Civilian Employees; Salaries. The superintendent shall appoint an inspector at an annual salary of three thousand six hundred dollars, with the grade of captain, and a headquarters sergeant and a supply sergeant at the annual salaries provided in section three of this article. He shall also appoint such civilian employees as may be necessary, whose salaries shall be fixed by the board of public works. Such inspector, headquarters sergeant and supply sergeant shall be enrolled and enlisted as members of the department of public safety.

Sec. 3. Companies or Platoons; How Constituted; Salaries and Bonds of Members. The superintendent shall create, appoint and equip a department of public safety which shall consist of four companies or platoons. Each company or platoon shall be composed of one captain, one lieutenant, one first sergeant, five sergeants, eight corporals, and such number of troopers as the superintendent may deside best, but
such number of troopers shall not at any time be less than thirty, or more than fifty-five in any one company or platoon.

Members of the department shall receive salaries, as follows:

A captain shall receive an annual salary of twenty-four hundred dollars; a lieutenant shall receive an annual salary of twenty-one hundred dollars; the headquarters sergeant, supply sergeant and first sergeants shall each receive an annual salary of one thousand six hundred eighty dollars, and shall receive an increase of thirty dollars per annum during continuous service at their respective grades until a maximum annual salary of one thousand eight hundred dollars is paid; sergeants shall receive an annual salary of one thousand five hundred sixty dollars, and shall receive an increase of thirty dollars per annum during continuous service at the grade of sergeant until a maximum annual salary of one thousand six hundred eighty dollars is paid; corporals shall each receive an annual salary of one thousand four hundred forty dollars, and shall receive an increase of thirty dollars per annum during continuous service at the grade of corporal until a maximum annual salary of one thousand five hundred sixty
dolars is paid; and each trooper shall receive a salary of
fifty dollars per month for the first three months of his
services, seventy-five dollars per month for the second three
months, one hundred dollars per month for the next
eighteen months, and thereafter shall receive an increase
of thirty dollars per annum during continuous service at
the grade of trooper until a maximum salary of one thou-
sand four hundred forty dollars per annum is paid.

In applying the foregoing salary schedule where salary in-
creases are provided for continuous service, all the members
of the department in service at the time this act becomes
effective shall be given credit for prior continuous service
in their respective grades, and shall be paid such salaries as
the same length of continuous service would entitle them to
receive under the provisions hereof.

Each member of the department of public safety, except
the superintendent and civilian employees, shall, before en-
tering upon the discharge of his duties, execute a bond with
security in the sum of three thousand five hundred dollars,
payable to the state of West Virginia, conditioned for the
faithful performance of his duties as such, and such bond
shall be approved as to form by the attorney general, and as
to sufficiency by the board of public works, and the same
shall be filed with the secretary of state and preserved in his
office.

Sec. 5. Appointment and Qualifications for Members;
Term. Preference in making appointments shall be given
wherever possible to honorably discharged soldiers, sailors
and marines of the United States army and navy. Each ap-
plicant for appointment shall be a person not less than
twenty-one nor more than forty-five years of age, of sound
constitution, of good moral character, and shall be required
to pass such mental and physical examinations as may be
provided for by the rules and regulations promulgated by the
superintendent. No person shall be barred from becoming a
member of the department of public safety because of his re-
ligious or political convictions.

Sec. 7. Reappointment of Members. No member who has
been removed, suspended or discharged under the provisions
of this article shall be eligible to be again appointed to the
department of public safety unless the consent of the gover-
nor thereto in writing is first had and obtained.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House of Delegates

Takes effect July 1, 1939

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

Approved this the 6th day of March, 1939.

[Signature]
Governor

Filed in the office of the Secretary of State of West Virginia, March 7, 1939.

Wm. S. O'Brien,
Secretary of State