

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1961



ENROLLED

Committee Substitute for
HOUSE BILL No. 330.....

(By Mr. *Amick*.....)



PASSED *March 9,*.....1961

In Effect *Thirty Days from*..... Passage



Filed in Office of the Secretary of State
of West Virginia MAR 17 1961
JOE F. BURDETT
SECRETARY OF STATE

ENROLLED
COMMITTEE SUBSTITUTE FOR
House Bill No. 330

[Passed March 9, 1961; in effect ninety days from passage.]

AN ACT to amend and reenact section four-d, article three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the powers and duties of the state fire marshal and city officials within certain municipalities.

Be it enacted by the Legislature of West Virginia:

That section four-d, article three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

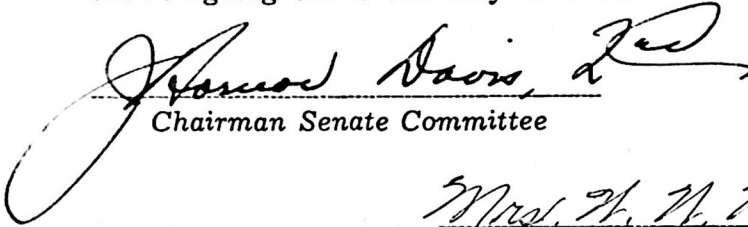
Section 4-d. *Powers of Fire Marshal and City Officials*

2 *Within Certain Municipalities.*—The powers herein grant-
3 ed in sections four-a, four-b, and four-c may also be exer-
4 cised, except as to public and private school buildings,
5 including colleges and universities, public and private
6 hospitals and nursing homes, and buildings owned or op-

7 erated by or for the state of West Virginia or any division
8 or agency thereof or public corporation performing any
9 function of the state other than municipalities, within
10 any municipality which has adopted, or which shall here-
11 after upon the request of the fire marshal adopt, ordi-
12 nances by which the fire chief or other appropriate muni-
13 cipal officer is given substantially the same powers con-
14 tained in said sections four-a, four-b and four-c, by the
15 appropriate municipal officer or officers; but the powers
16 granted the state fire marshal by sections four-a, four-b
17 and four-c shall continue to be exercised exclusively by
18 the state fire marshal within each such municipality with
19 respect to public and private school buildings, including
20 colleges and universities, public and private hospitals and
21 nursing homes, and buildings owned or operated by or
22 for the state of West Virginia or any division or agency
23 thereof or public corporation performing any function
24 of the state other than municipalities, located within each
25 such municipality: *Provided, however,* That the inspec-
26 tions of the foregoing excepted buildings authorized to be
27 made by section four-a and any regulations adopted pur-

28 suant thereto, and by section sixteen may be made by the
29 appropriate officials or officers of any fire department of
30 any city which has adopted or which shall hereafter, upon
31 the request of the fire marshal, adopt ordinances by which
32 the fire chief of other appropriate municipal officer is
33 given substantially the same power as contained in sec-
34 tions four-a, four-b and four-c. Any fire hazard found
35 within any excepted building by any municipal fire de-
36 partment shall be reported by it to the state fire marshal.

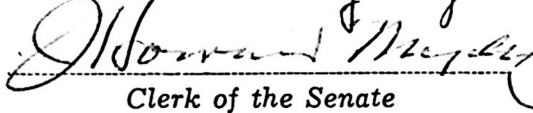
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

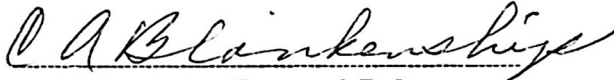

Chairman Senate Committee



Chairman House Committee


Originated in the House.

Takes effect ninety days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within approved this the 17th
day of March, 1961.


Governor

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JOE F. BURDETT
SECRETARY OF STATE