

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965

ENROLLED

SENATE BILL NO. 249

(By Mr. Cason, Mr. President, and
Mr. Lambert)

PASSED March 11, 1965

In Effect per Passage



FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 3-18-65

249

ENROLLED

Senate Bill No. 249

(By MR. CARSON, MR. PRESIDENT, and MR. LAMBERT)

[Passed March 11, 1965; in effect from passage.]

AN ACT to amend article one, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section two-b, and to amend and reenact section one, article four of said chapter, relating to appointment of security officers by the commissioner of finance and administration, the authority and powers of such officers, the removal of the authority of the director of the general services division to appoint guards, and some of the general duties and responsibilities of such director.

Be it enacted by the Legislature of West Virginia:

That article one, chapter five-a of the code of West Virginia,

one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section two-b; and that section one, article four of said chapter be amended and reenacted, all to read as follows:

Article 1. Department of Finance and Administration.

Section 2-b. Security Officers; Appointment; Oath;

2 Carrying Weapons; Powers and Duties Generally, etc.—

3 In addition to the other powers given and assigned to the
4 commissioner in this chapter, he is hereby authorized to
5 appoint bona fide residents of this state to act as security
6 officers upon any premises owned or leased by the state
7 of West Virginia and under the jurisdiction of the com-
8 missioner, subject to the conditions and restrictions here-
9 inafter imposed. Before entering upon the performance
10 of his duties as such security officer, each person so ap-
11 pointed shall qualify therefor in the same manner as is
12 required of constables by the taking and filing of an
13 oath of office as required by article one, chapter six of
14 this code. No such person shall have authority to carry
15 a gun or any other dangerous weapon until he shall have
16 obtained a license therefor in the manner prescribed by

17 section two, article seven, chapter sixty-one of this code.

18 It shall be the duty of any person so appointed and
19 qualified to preserve law and order on any premises
20 under the jurisdiction of the commissioner to which he
21 may be assigned by the commissioner. For this purpose
22 he shall as to offenses committed on such premises have
23 and may exercise all the powers and authority and shall
24 be subject to all the responsibilities of regularly elected
25 constables of the county. The assignment of security
26 officers to any premises under the jurisdiction of the
27 commissioner shall not be deemed to supersede in any
28 way the authority or duty of other peace officers to
29 preserve law and order on such premises.

30 The commissioner may at his pleasure revoke the au-
31 thority of any such officer by filing a notice to that effect
32 in the office of the clerk of each county in which his
33 oath of office was filed, and in the case of officers licensed
34 to carry a gun or other dangerous weapons by notifying
35 the clerk of the circuit court of the county in which the
36 license therefor was granted.

Article 4. General Services Division.**Section 1. Care, Control and Custody of Capitol Build-**

2 **ings and Grounds.**—The director shall be charged with
3 the full responsibility for the care, control and custody
4 of the capitol buildings and in this connection he shall:

5 (1) Furnish janitors for the capitol buildings and
6 grounds, together with all the departments therein, or
7 connected therewith, regardless of the budget or budgets,
8 departmental or otherwise, from which such janitors
9 are paid, and shall furnish janitorial supplies, light, heat
10 and ventilation for all the rooms and corridors of the
11 buildings. Under the direction of the president of the
12 senate and speaker of the house of delegates, the director
13 shall have charge of the halls and committee rooms of
14 the two houses and any other quarters at the state capitol
15 provided for the use of the Legislature or its staff, and
16 keep the same properly cleaned, warmed and in good
17 order, and shall do and perform such other duties in
18 relation thereto as either house may require;

19 (2) Furnish messenger service to the various state
20 departments. Department heads shall be consulted with

21 reference to the amount of messenger service required
22 for their departments. Janitor-messengers, or messengers,
23 shall receive from the director compensation for total
24 services in the same manner as other employees are paid.

25 (3) Have immediate control and direction of the
26 switchboard telephone service for the various depart-
27 ments of the state capitol. Changes in telephone instru-
28 ments or equipment in the various departments of the
29 state capitol shall be referred to the director, and pay-
30 ment for any such changes will not be honored unless
31 such changes have been approved by the director. A
32 simple accounting system shall be installed and main-
33 tained by the director for all telephone service to the
34 state departments;

35 (4) Landscape and take care of the lawns and gardens;

36 (5) Direct the making of all minor repairs to and al-
37 terations of the capitol buildings and governor's mansion
38 and the grounds of such buildings and mansion. Major
39 repairs and alterations shall be made under the super-
40 vision of the director, subject to the direction of the board.

41 The offices of the assistants and employees appointed

42 to perform these duties shall be located where desig-
43 nated by the board, except that they shall not be located
44 in any of the legislative chambers, offices, rooms or halls.
45 Office hours shall be so arranged that emergency or tele-
46 phone service shall be available at all times. The hours
47 of employment shall be so arranged that janitorial serv-
48 ice shall not interfere with other employment during
49 regular office hours.

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

Boyd Parker
Chairman Senate Committee

James W. Loop
Chairman House Committee

Originated in the Senate.

Takes effect *June* Passage.

Howard Thayer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard Wilson
President of the Senate

R. Labaree White
Speaker House of Delegates

The within *approved* this the *18*
day of *March*, 1965.

Hubert C. Smith
Governor

