

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

HOUSE BILL No. 788

(By Mr. Lohr and Mr. Cain)



PASSED March 9, 1967

In Effect Twenty days from Passage



FILED IN THE OFFICE
ROBERT D. GALEY
SECRETARY OF STATE
THIS DATE 3-20-67

788

ENROLLED
House Bill No. 788

(By MR. LOHR and MR. CAIN)

[Passed March 9, 1967; in effect ninety days from passage.]

AN ACT to amend article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-four, relating to security officers for all colleges and universities.

Be it enacted by the Legislature of West Virginia:

That article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-four, to read as follows:

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-24. Appointment of security guards at colleges and universities.

1 The state board of education is hereby authorized to
2 appoint bona fide residents of this state to act as security
3 officers upon any premises owned or leased at any col-
4 lege or university under its jurisdiction, subject to the
5 conditions and restrictions hereinafter imposed. Before
6 entering upon the performance of his duties as such
7 security officer in any county, each person so appointed
8 shall qualify therefor in the same manner as is required
9 of constables by the taking and filing of an oath of office as
10 required by article one, chapter six of this code and
11 by the posting of an official bond as required by article
12 two, chapter six of this code. No such person shall have
13 authority to carry a gun or any other dangerous weapon
14 until he shall have obtained a license therefor in the
15 manner prescribed by section two, article seven, chapter
16 sixty-one of this code: *Provided, however,* That no en-
17 rolled student at any such college or university shall be
18 appointed as a security officer.

19 It shall be the duty of any person so appointed and
20 qualified to preserve law and order on any premises
21 under the jurisdiction of the board to which he may be

22 assigned by the president of the university or colleges.
23 For this purpose he shall as to offenses committed on such
24 premises have and may exercise all the powers and
25 authority and shall be subject to all the responsibilities
26 of regularly elected constables of the county. The assign-
27 ment of security officers to any premises under the juris-
28 diction of the board shall not be deemed to supersede in
29 any way the authority or duty of other peace officers
30 to preserve law and order on such premises

31 The salary of all such security officers shall be paid
32 by the board. The board shall also furnish such security
33 officers with an official uniform and other equipment
34 and shall furnish and require each such officer while
35 on duty to wear a metallic shield with an appropriate in-
36 scription and to carry credentials certifying to his identity
37 and to his authority as a security officer. If an automo-
38 bile is not provided for his use by the board, such security
39 officer shall be reimbursed at the rate of ten cents per
40 mile for the use of a private automobile used in pursuance
41 of his necessary duties hereunder.

42 The state board of education may at its pleasure re-

43 voke the authority of any such officer by filing a notice
44 to that effect in the office of the clerk of each county in
45 which his oath of office was filed, and in the case of
46 officers licensed to carry a gun or other dangerous wea-
47 pons by notifying the clerk of the circuit court of the
48 county in which the license therefor was granted.

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

William Tompkins
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Meyers
Clerk of the Senate

W. Blankenship
Clerk of the House of Delegates

Howard E. Carson
President of the Senate

W. Laban White
Speaker House of Delegates

The within approved this the 17
day of March, 1967.

Hullett C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date 3/17/67

Time 3:45 P.m.