WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1968

ENROLLED

HOUSE BILL No. 326

(By Mrs. Simerland, M. Watson)

PASSED February 8, 1968

In Effect

FILED IN THE OFFICE
ROBERT D. BALEY
SECRETARY OF STATE
THIS DATE 2-16-68
ENROLLED

House Bill No. 326
(By Mrs. Smirl and Mr. Watson)

[Passed February 8, 1968; in effect from passage.]

AN ACT to amend and reenact section seven, article five-a, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section seven, article six-a of said chapter, all relating to residency requirements for firemen and police-men.

Be it enacted by the Legislature of West Virginia:

That section seven, article five-a, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that section seven, article six-a of said chapter be amended and reenacted, all to read as follows:
ARTICLE 5A. CIVIL SERVICE FOR POLICE DEPARTMENTS.

§8-5A-7. Examinations; eligible lists.

1. All examinations for positions or promotions shall be practical in their character, and shall relate to such matters, and include such inquiries, as will fairly and fully test the comparative merit and fitness of the person or persons examined to discharge the duties of the employment sought by him or them. All examinations shall be open to all applicants who have fulfilled the preliminary requirements, stated in other sections of this article. All applicants for any position in the police department shall, as hereinafter stated, subject to regulations adopted by the civil service commission, be required to submit to a physical examination before being admitted to the regular examinations held by the commission. Said applicant shall have been a resident for one year next preceding the date of his application, of the city or municipality in which he seeks to obtain employment in the police department: Provided, That if the commission deems it necessary it may consider applicants who are not residents of the city or municipality but who have been
residents of the county in which the city or municipality is situated for the same period of time. Adequate public notice of the time and place of every examination held under the provisions of this article, together with information as to the kind of position or place to be filled, shall be given at least one week prior to such examination. The said commission shall adopt reasonable regulations for permitting the presence of representatives of the press at the examinations. The commission shall post, in a public place at its office, the eligible list, containing the names and grades of those who have passed examinations or positions in police departments, under this article, and shall indicate thereon such appointments as may be made from said list.

ARTICLE 6A. PAID FIRE DEPARTMENTS.

§8-6A-7. Character and notice of examinations; qualifications of applicants; press representatives; posting eligible list.

All examinations for positions or promotions shall be practical in their character, and shall relate to such matters, and include such inquiries, as will fairly and fully test the comparative merit and fitness of the persons
examined to discharge the duties of the employment sought by them. All examinations shall be open to all applicants who have fulfilled the preliminary requirements, stated in other sections of this article. All applicants for any position in the fire department shall, as hereinafter stated, subject to regulations adopted by the civil service commission, be required to submit to a physical examination before being admitted to the regular examination held by the commission. Said applicant shall have been a resident for one year next preceding the date of his application, of the city or municipality in which he seeks to obtain employment on the fire department: Provided, That if the commission deems it necessary it may consider applicants who are not residents of the city or municipality but who have been residents of the county in which the city or municipality is situated for a period of at least one year. Adequate public notice of the time and place of every examination held under the provisions of this article together with information as to the kind of position or place to be filled, shall be given at least one week prior to such
examinations. The said commission shall adopt reason-
able regulations for permitting the presence of repre-
sentatives of the press at the examinations. The com-
mission shall post, in a public place at its office, the
eligible list, containing the names and grades of those
who have passed examinations for positions in fire de-
partments, under this article, and shall indicate thereon
such appointments as may be made from said lists.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Jampar
Chairman Senate Committee

Clayton L. Davidson
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard H. White
Clerk of the Senate

C. R. Blankenship
Clerk of the House of Delegates

Howard W. Cassen
President of the Senate

W. Flaxan White
Speaker of the House of Delegates

The within approved this the 14th day of February, 1968.

Hulett E. Smith
Governor
PRESENTED TO THE GOVERNOR

Date: 2/13/68
Time: 2:20 P.M.

RECEIVED

Feb 15 1 63 PM '68
OFFICE OF
SECRETARY OF STATE.
STATE OF WEST VIRGINIA