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APPROVED AND SIGNED BY THE GOVERNOR

Date 3-30-82

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1982

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ENROLLED

SENATE BILL NO. 335

(By Mr. McGraw, Mr. President)

—•—
PASSED March 13, 1982

In Effect ninety days from Passage



ENROLLED

Senate Bill No. 335

(BY MR. MCGRAW, MR. PRESIDENT)

[Passed March 13, 1962; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article two, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to special officers in the enforcement of chapter seventeen-c, article seventeen, size, weight and load.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2. OBEDIENCE TO AND EFFECT OF TRAFFIC LAWS.

§17C-2-3. Enforcement of chapter; designation and bond of special officers; failure to obey police officer or special officers.

1 (a) It shall be the duty of the department of public
2 safety and its members to enforce the provisions of this
3 chapter and other laws of this state governing the opera-
4 tion of vehicles upon the streets and highways of this
5 state, as defined in section one, article two, chapter
6 seventeen-b of this code, or in other designated places
7 specifically referred to in a given section in this chapter;
8 and it shall be the duty of sheriffs and their deputies and
9 of the police of cities and towns to render to the depart-
10 ment of public safety such assistance in the performance
11 of said duties as the superintendent of the department of
12 public safety may require of them.

13 (b) The West Virginia commissioner of highways is
14 authorized to designate employees of the West Virginia

15 department of highways as special officers to enforce the
16 provisions of this chapter only when such special officers
17 are directing traffic upon bridges and the approaches to
18 bridges which are a part of the state road system when
19 any such bridge needs special traffic direction and the
20 superintendent of the department of public safety has
21 informed the West Virginia commissioner of highways
22 that he is unable to furnish personnel for such traffic
23 direction. The West Virginia commissioner of highways
24 may also designate certain employees of the West Vir-
25 ginia department of highways serving as members of
26 official weighing crews as special officers to enforce the
27 provisions of article seventeen of this chapter. The West
28 Virginia commissioner of highways shall provide a
29 blanket bond in the amount of ten thousand dollars for all
30 employees designated as special officers, as above pro-
31 vided.

32 (c) No person shall willfully fail or refuse to comply
33 with a lawful order or direction of any police officer
34 or such special officers invested by law with authority
35 to direct, control or regulate traffic.

36 (d) No person shall willfully fail or refuse to comply
37 with a lawful order or direction of any special officers
38 designated as such pursuant to the provisions of sub-
39 section (b) of this section.

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

R. P. Bayler
Chairman Senate Committee

Tony E. Whitlow
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Ed C. Smith
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Walter R. McInnis
President of the Senate

Walter H. Lee, Jr.
Speaker House of Delegates

The within is approved this the 30
day of March, 1982.

John I. Rhyne
Governor

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OFFICE OF THE GOVERNOR

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SECY. OF STATE