WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1984

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ENROLLED

SENATE BILL NO. 188

(By Mr. Williams)

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PASSED January 10, 1984

In Effect ninety days from Passage
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Senate Bill No. 188
(By Mr. Williams)

[Passed March 10, 1984; in effect ninety days from passage.]

AN ACT to amend article seven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section one-b, relating to the certification and appointment of federal law-enforcement officers as special conservation officers; powers and duties of special conservation officers; written agreement between the director of the department of natural resources and a federal agency regarding the appointment of federal employees as special conservation officers; terms, conditions and limitations of the exercise of powers and duties by special conservation officers; qualifications for certification and appointment; and compensation of special conservation officers by the state or its political subdivisions not permitted.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 7. LAW ENFORCEMENT, PROCEDURES AND PENALTIES; MOTORBOATING.

§20-7-1b. Designation of certain federal law-enforcement officers as special conservation officers.

1. The Legislature finds that it is in the mutual interest of
the department and certain land management agencies of
the United States to cooperate in the enforcement of state
statutes and regulations within and adjacent to units of the
National Park System, National Forests, and U. S. Army
Corps of Engineers’ projects located within the state of
West Virginia.

Accordingly, the director of the department of natural
resources may enter into a written agreement with a federal
agency providing for the appointment of employees of the
federal agency as special conservation officers and setting
forth the terms and conditions within which such federal
employees may exercise the powers and duties of special
conservation officers. The terms and conditions in the
agreement shall grant a special conservation officer
appointed pursuant to the agreement the same powers and
duties as prescribed for a full-time salaried conservation
officer of the department, but shall limit a special
conservation officer in the exercise of his or her powers and
duties to areas within the boundaries of the federal units to
which such officer is assigned in his or her federal
employment and to situations outside the boundaries of
such federal units where such exercise is for the mutual aid
of conservation officers as set forth in the agreement.

Any federal employee whose duties involve the
enforcement of the criminal laws of the United States and
who possesses a valid law-enforcement certification issued
by a federal land management agency which certifies the
meeting of requirements at least equivalent to the law-
enforcement officer training requirements promulgated
pursuant to article twenty-nine, chapter thirty of this code,
may be certified under the provisions of said article twenty-
ine and appointed as a special conservation officer under
the provisions of this section. Any special conservation
officer so appointed may not receive compensation or
benefits from the state or any political subdivisions thereof
for the performance of his or her duties as a special
conservation officer.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

In 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 bill is approved this the 30th day of March, 1984.

Governor