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WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1984

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ENROLLED

SENATE BILL NO. 26

(By Mr. Palumbo)

—•—

PASSED March 10, 1984

In Effect from Passage



ENROLLED
Senate Bill No. 26
(BY MR. PALUMBO)

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

AN ACT to amend and reenact section four, article fifteen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the equal right of blind and disabled persons to use public facilities; trained dogs permitted in public facilities.

Be it enacted by the Legislature of West Virginia:

That section four, article fifteen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 15. WHITE CANE LAW.

§5-15-4. Equal right to use public facilities.

- 1 (a) Blind and disabled persons shall have the same right
- 2 as persons with normal sight to the full and free use of the
- 3 highways, roads, streets, sidewalks, walkways, public
- 4 buildings, public facilities, and other public places.
- 5 (b) Blind and disabled persons are entitled to full and
- 6 equal accommodations, advantages, facilities and
- 7 privileges of all common carriers, airplanes, motor vehicles,
- 8 railroad trains, motor buses, streetcars, boats or any other
- 9 public conveyances or modes of transportation, hotels,
- 10 lodging places, restaurants, other places of public
- 11 accommodation, amusement or resort, and other places to

12 which the general public is invited, subject only to the
13 conditions and limitations established by law and
14 applicable alike to all persons.

15 (c) Every blind person, every deaf person and every
16 person who is physically disabled because of any
17 neurological, muscular or skeletal disorder that causes
18 weakness or inability to perform any physical function
19 shall have the right to be accompanied by a guide or support
20 dog, wearing a harness, especially trained for the purpose,
21 which serves as a guide, leader, listener or support in any of
22 the places, accommodations or conveyances specified in
23 subsection (b) of this section without being required to pay
24 an extra charge for the admission of such guide or support
25 dog, but the blind, deaf or disabled person shall, upon
26 request, present for inspection credentials issued by an
27 accredited school for training guide or support dogs. The
28 blind, deaf or disabled person shall be liable for any damage
29 done by such guide or support dog to the premises or
30 facilities or to persons using such premises or facilities.
31 Such dog shall not occupy a seat in any public conveyance
32 and shall be upon a leash while using the facilities of a
33 common carrier.

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

James L. Davis
.....
Chairman Senate Committee

Ronald Aullo
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

John C. Wick
.....
Clerk of the Senate

Donald L. Kopp
.....
Clerk of the House of Delegates

Waverly McShaw
.....
President of the Senate

William M. Sew Jr.
.....
Speaker House of Delegates

The within... *is approved* this the ... *30*
day of ... *March*, 1984.

..... *John A. Zylman*
Governor

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