

#4729

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1988



ENROLLED

HOUSE BILL No. 4729

(By ~~ME~~ Deleg. Linn)



Passed March 12, 1988

In Effect Ninety Days from Passage

ENROLLED
H. B. 4729

(By DELEGATE GIVEN)

[Passed March 12, 1988; in effect ninety days from passage.]

AN ACT to amend article six, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section one-a; and to amend and reenact section two of said article six, all relating to authorizing municipalities to establish local emergency telephone systems and enter into agreements with counties; definitions.

Be it enacted by the Legislature of West Virginia:

That article six, chapter twenty-four 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-a; and that section two of said article be amended and reenacted, all to read as follows:

ARTICLE 6. LOCAL EMERGENCY TELEPHONE SYSTEM.

§24-6-1a. Municipal emergency telephone systems.

1 Effective the first day of April, one thousand nine
2 hundred eighty-eight, and thereafter, the provisions of
3 this article shall also be applicable to municipalities of
4 this state. Where the provisions of this article refer to
5 the word "county" or "counties," henceforth such
6 references shall be considered to include the word
7 "municipality" or "municipalities" with respect to the
8 subject matter therein, except and unless such reference
9 to "municipality" or "municipalities" would not have a
10 logical and clear meaning within such context.

11 It is the intent of this section to make this article
12 equally applicable to counties and municipalities alike
13 and to allow county commissions and the officials of
14 municipalities to enter into such agreements between
15 them or the telephone company as may be necessary to
16 accomplish the purposes provided for by this article:
17 *Provided*, That if any county has a system in place,
18 municipalities may not adopt a different system without
19 county approval.

§24-6-2. Definitions.

1 As used in this article, unless the context clearly
2 requires a different meaning:

3 (1) "County answering point" means a facility to
4 which enhanced emergency telephone system calls for a
5 county are initially routed for response, and where
6 county personnel respond to specific requests for
7 emergency service by directly dispatching the approp-
8 riate emergency service provider, relaying a message to
9 the appropriate provider or transferring the call to the
10 appropriate provider.

11 (2) "Emergency services organization" means the
12 organization established under article five, chapter
13 fifteen of this code.

14 (3) "Emergency service provider" means any emer-
15 gency services organization or public safety unit.

16 (4) "Emergency telephone system" means a telephone
17 system which through normal telephone service facili-
18 ties automatically connects a person dialing the primary
19 emergency telephone number to an established public
20 agency answering point, but does not include an
21 enhanced emergency telephone system.

22 (5) "Enhanced emergency telephone system" means a
23 telephone system which automatically connects the
24 person dialing the primary emergency number to the
25 county answering point and in which the telephone
26 network system automatically provides to personnel
27 receiving the call, immediately on answering the call,
28 information on the location and the telephone number
29 from which the call is being made, and upon direction

30 from the personnel receiving the call routes or dis-
31 patches such call by telephone, radio or any other
32 appropriate means of communication to emergency
33 service providers that serve the location from which the
34 call is made.

35 (6) "Public agency" means the state, and any munic-
36 ipality, county, public district or public authority which
37 provides or has authority to provide fire-fighting, police,
38 ambulance, medical, rescue or other emergency
39 services.

40 (7) "Public safety unit" means a functional division of
41 a public agency which provides fire-fighting, police,
42 medical, rescue or other emergency services.

43 (8) "Telephone company" means a public utility which
44 is engaged in the provision of telephone service.

Handwritten signatures and initials, including "J. A. ...", "M. ...", and "S. ...".

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

Bruce S. Williams
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Judd C. Hillis
Clerk of the Senate

Donald G. Kopp
Clerk of the House of Delegates

Don Tolson
President of the Senate

Rob Bell
Speaker of the House of Delegates

The within *approved* this the *28th*
March day of _____, 1988.

Arch A. Moore, Jr.
Governor

PRESENTED TO THE

GOVERNOR

Date 3/23/88

Time 4:02 p.m.

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