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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 1992

— ● —

# ENROLLED

*Com. Sub. For*

HOUSE BILL No. *4007*

(By Delegate *Gallagher* )

— ● —

Passed *March 6,* 1992

In Effect *Ninety Days From* Passage

**ENROLLED**  
COMMITTEE SUBSTITUTE  
FOR  
**H. B. 4007**  
(By DELEGATE GALLAGHER)

[Passed March 6, 1992; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article ten, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to county humane officers and providing for the designation of the county dog warden as an alternative or additional humane officer.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 10. HUMANE OFFICERS.**

**§7-10-1. Deputy sheriffs as humane officers.**

1     The sheriff of each county of this state shall annually  
2     designate, by a record made in the office of the clerk  
3     of the county commission, one of his or her deputies to  
4     act as humane officer of the county; or, if the county  
5     commission and sheriff agree, the county dog warden  
6     may be designated to act as the humane officer or as  
7     an additional humane officer; any person designated to  
8     act as a humane officer and all peace officers designated  
9     by law as a humane officer or an additional humane  
10    officer shall investigate all complaints made to him or

11 her of cruel or inhumane treatment of animals within  
12 the county and he or she shall personally see that the  
13 law relating to the prevention of cruelty to animals is  
14 enforced. The wilful failure of such designee to inves-  
15 tigate any complaint made to him or her and to take  
16 proper measures in such case or to perform his or her  
17 duty in any other respect may constitute good cause for  
18 removal from employment.

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

*Thomas Leek*  
Chairman Senate Committee

*Ernest C. Moore*  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*Shirley E. Holmes*  
Clerk of the Senate

*Donald L. Hupp*  
Clerk of the House of Delegates

*Paul Finkbeiner*  
President of the Senate

*Robert C. Byrd*  
Speaker of the House of Delegates

The within is approved this the 27<sup>th</sup>  
day of June, 1992.

*Gaston Caperton*  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/17/50

Time 2:45 pm