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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1993



# ENROLLED

Com. Sub. for  
HOUSE BILL NO. 2075

(By Delegate Love.....)



Passed ..... April 10, ..... 1993

In Effect ..... Ninety Days From ..... Passage

**ENROLLED**  
COMMITTEE SUBSTITUTE  
FOR  
**H. B. 2075**  
(By DELEGATE LOVE)

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[Passed April 10, 1993: in effect ninety days from passage.]

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AN ACT to amend and reenact section sixteen, article fourteen-b, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section nine, article ten, chapter sixty-two of said code, all relating to correctional officers generally; defining the qualifications and duties of correctional officers; reducing the retraining requirements of correctional officers; and authorizing correctional officers to execute warrants when the person named in the warrant surrenders to the correctional officer.

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

That section sixteen, article fourteen-b, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that section nine, article ten, chapter sixty-two of said code be amended and reenacted, all to read as follows:

**CHAPTER 7. COUNTY COMMISSIONS  
AND OFFICERS.**

**ARTICLE 14B. CIVIL SERVICE FOR CORRECTIONAL OFFICERS.**

**§7-14B-16. Training and retraining programs for all correctional officers required.**

1 (a) The civil service commission of any such county  
2 shall establish or prescribe a training program which  
3 every correctional officer first appointed a correctional  
4 officer of such county on or after the effective date of  
5 this article, must satisfactorily complete during his  
6 probationary period.

7 (b) The civil service commission of any such county  
8 shall also establish or prescribe retraining programs of  
9 at least sixteen hours which every correctional officer,  
10 whether such correctional officer was first appointed  
11 before or after the effective date of this article, must  
12 satisfactorily complete annually after the effective date  
13 of this article, in order to continue as a correctional  
14 officer of such county.

## CHAPTER 62. CRIMINAL PROCEDURE.

### ARTICLE 10. PREVENTION OF CRIME.

#### §62-10-9. Power and authority of sheriffs and deputy sheriffs to make arrests.

1 Sheriffs and each of their deputies are hereby  
2 authorized and empowered within their respective  
3 counties to make arrests for any crime for which a  
4 warrant has been issued in violation of any laws of the  
5 United States or of this state, and to make arrests  
6 without warrant for all violations of any of the criminal  
7 laws of the United States, or of this state, when  
8 committed in their presence. A county correctional  
9 officer may execute a warrant, issued for the arrest of  
10 a person, only when the person named in the warrant  
11 voluntarily surrenders to the correctional officer at the  
12 county jail at which the correctional officer is employed.

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

*[Handwritten Signature]*  
.....  
Chairman Senate Committee

*Ernest C. Moore*  
.....  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*Harold R. Malone*  
.....  
Clerk of the Senate

*Donald S. Gapp*  
.....  
Clerk of the House of Delegates

*Walter R. Burdette*  
.....  
President of the Senate

*B. B. Stoll*  
.....  
Speaker of the House of Delegates

The within *is approved* ..... this the *3rd* .....  
day of *May* ..... 1993.

*Winston O. Agard*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/21/93

Time 11:21 am