

SB 285

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1996



ENROLLED

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

96 MAR -5 PM 4:47

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SENATE BILL NO. 285

(By Senator Anderson, et al)



PASSED February 23, 1996

In Effect 90 days from Passage

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SECRETARY OF STATE

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Senate Bill No. 285

(BY SENATORS ANDERSON, WOOTON, BOWMAN,
BUCKALEW, DEEM, DITTMAR, GRUBB, MILLER, OLIVERIO,
ROSS, SCHOONOVER AND SCOTT)

[Passed February 23, 1996; in effect ninety days from passage.]

AN ACT to amend and reenact section six, article seven, chapter twenty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the enforcement of laws governing the public service commission; clarifying the duties of law-enforcement officers, prosecuting attorneys and motor carrier inspectors; authorizing motor carrier inspectors to carry handguns in the course of their official duties; establishing qualifications to carry such handguns; providing for the payment of handgun training; clarifying scope of authority of motor carrier inspectors; and making certain technical revisions.

Be it enacted by the Legislature of West Virginia:

That section six, article seven, chapter twenty-four-a of the

code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 7. COMPLAINTS, DAMAGES AND VIOLATIONS.

§24A-7-6. Duty of prosecuting attorneys and law-enforcement officers to enforce chapter; regulatory authority of commission; qualifications of commission employees designated as motor carrier inspectors.

1 It shall be the duty of the West Virginia state police
2 and the sheriffs of the counties in West Virginia to make
3 arrests and the duty of the prosecuting attorneys of the
4 several counties to prosecute all violations of this
5 chapter and of other chapters governing the regulatory
6 authority of the commission. The commission employees
7 designated as motor carrier inspectors shall have the
8 same authority as law-enforcement officers to enforce
9 the provisions of this chapter and the provisions of other
10 chapters of this code governing the regulatory authority
11 of the commission as such provisions apply to entities
12 and persons regulated by the commission in any county
13 or city of this state. Notwithstanding any provision of
14 this code to the contrary, such motor carrier inspectors
15 may carry handguns in the course of their official duties
16 after meeting specialized qualifications established by
17 the governor's committee on crime, delinquency and
18 correction, which qualifications shall include the suc-
19 cessful completion of handgun training, including a
20 minimum of four hours training in handgun safety, paid
21 for by the commission and comparable to the handgun
22 training provided to law-enforcement officers by the
23 West Virginia state police: *Provided*, That nothing in
24 this section shall be construed to include motor carrier
25 inspectors within the meaning of law-enforcement
26 officers as defined in section one, article twenty-nine,
27 chapter thirty of this code.

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

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

[Handwritten Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within *is approved* this the *5th* day of *March*, 1996.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

Date 2/28/96

Time 12:16pm