

HB 2170

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SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1999



# ENROLLED

## House Bill No. 2170

(By Delegate Smirl)



Passed March 11, 1999

In Effect Ninety Days from Passage

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WEST VIRGINIA LEGISLATURE  
SOUTH BOWLING GREEN

**ENROLLED**  
**H. B. 2170**

(BY DELEGATE SMIRL)

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[Passed March 11, 1999; in effect ninety days from passage.]

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AN ACT to amend article seven, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-three, relating to awarding a deputy his or her service pistol upon retirement subject to certain conditions.

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

That article seven, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-three, to read as follows:

**ARTICLE 7. TRAINING PROGRAMS FOR COUNTY EMPLOYEES, ETC.;**  
**COMPENSATION OF ELECTED COUNTY OFFICIALS;**  
**COUNTY ASSISTANTS, DEPUTIES AND EMPLOYEES,**  
**THEIR NUMBER AND COMPENSATION.**

**§7-7-23. Awarding service pistol upon retirement.**

1 (a) Upon the retirement of a deputy from the sheriff's  
2 department, the county commission shall authorize the sheriff  
3 to award to the retiring deputy his or her service pistol upon  
4 determining:

5 (1) That the retiring deputy is retiring honorably with at  
6 least twenty years of service; or

7       (2) The retiring deputy is retiring with less than twenty  
8 years of service based upon a determination that the deputy is  
9 totally physically disabled.

10       (b) Notwithstanding the provisions of subsection (a) of this  
11 section, a sheriff shall not award his or her service pistol to any  
12 retiring deputy medically determined to be mentally incapacitated  
13 or to constitute a danger to self or others.

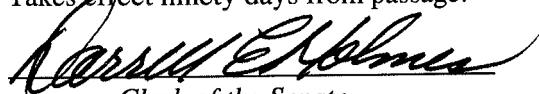
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

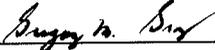
  
Chairman Senate Committee

  
Chairman House Committee

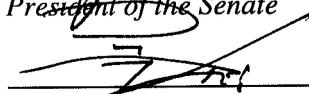
Originating in the House.

Takes effect ninety days from passage.

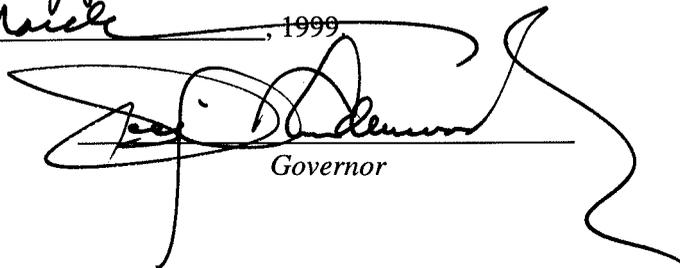
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within approved this the 24<sup>th</sup>  
day of March, 1999

  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/19/99

Time 10:05am