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GETTOE WEST VIRGINIA SECRETARY OF STATE

## WEST VIRGINIA LEGISLATURE REGILAR SESSION, 2002

ENROLLED

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SENATE BILL NO. \_\_\_\_\_\_\_\_\_

(By Senator \_\_\_\_\_\_\_)

In Effect NINCTY DAYS FROM Passage

FILED

2002 MAR 21 P 6: 44

OFFICE WEST VIRGINIA SECRETARY OF STATE

## ENROLLED

COMMITTEE SUBSTITUTE

FOR

## Senate Bill No. 180

(SENATOR ROWE, original sponsor)

[Passed March 7, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section three-d, article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing volunteer fire companies or paid fire departments to charge property owners and other persons for services rendered in connection with cleanup, preventing and extinguishing fires and other emergencies; establishing maximum fee for each incident; providing exception to maximum fee; and requiring itemized bill.

Be it enacted by the Legislature of West Virginia:

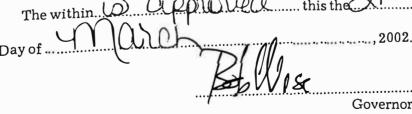
That section three-d, article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 1. COUNTY COMMISSIONS GENERALLY.

§7-1-3d. Levy for, establishment and operation of fire prevention units; financial aid.

The county commission in any county may levy for and may erect, maintain and operate fire stations and fire 3 prevention units and equipment therefor in the county: 4 Provided. That if a county commission establishes a separate fire protection unit in any city in West Virginia that is now operating under the provisions of the state civil service act for paid fire departments, then the new unit shall be operated in accordance with the provisions of the civil service act. Any county commission may render financial aid to any one or more public fire protection 10 facilities in operation in the county for the general benefit 11 12 of the public in the prevention of fires. Any county commission may also authorize volunteer fire companies 13 14 or paid fire departments to charge reasonable reimburse-15 ment fees for personnel and equipment used in performing 16 fire-fighting services, victim rescue or cleanup of debris or 17 hazardous materials by department personnel. The rate 18 for any such fees to be charged to property owners or other 19 persons responsible or liable for payment for such services 20 must be approved by the county commission and must be 21 reasonable: Provided, however, That no fee for any single 22 incident or accident shall exceed five hundred dollars, 23 except an incident or accident involving hazardous 24 materials. The county commission shall require that any fees charged pursuant to the authority conferred by this 25 26 section must be in writing and be itemized by specific services rendered and the rate for each service. 27

[Enr. Com. Sub. for S. B. No. 180 The Joint Committee on Enrolled Bills hereby certifies that the oregoing bill is cyrrectly enrolled. Chairman Senate Committee Chairman House Committee Originated in the Senate. In effect ninety days from passage. Clerk of the Senate Clerk of the House of Delegates President of the Senate Speaker House of Delegates





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