

SB 339

FILED

2002 MAR 21 P 6:44

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 2002



ENROLLED

COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 339

(By Senator ROSS, ET AL)



PASSED MARCH 8, 2002

In Effect FROM Passage

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OFFICE WEST VIRGINIA
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COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 339

(SENATORS ROSS, ANDERSON, MINARD, SNYDER, BOLEY AND
MINEAR, *original sponsors*)

[Passed March 8, 2002; in effect from passage.]

AN ACT to amend and reenact article six, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to the promulgation of administrative rules by the various executive or administrative agencies and the procedures relating thereto; legislative mandate or authorization for the promulgation of certain legislative rules by various executive or administrative agencies of the state; authorizing certain of the agencies to promulgate certain legislative rules in the form that the rules were filed in the state register; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the legislative rule-making review committee; authorizing

certain of the agencies to promulgate certain legislative rules as amended by the Legislature; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the legislative rule-making review committee and as amended by the Legislature; authorizing the fire commission to promulgate a legislative rule relating to the state fire code; authorizing the division of protective services to promulgate a legislative rule relating to qualification, training and certification requirements for members of the division; authorizing the division of protective services to promulgate a legislative rule relating to ranks and duties of officers within membership of division; authorizing the division of protective services to promulgate a legislative rule relating to grievance procedure of the division; and authorizing the state police to promulgate a legislative rule relating to professional standards, investigations, employee rights, early identification system, psychological assessment and progressive discipline.

Be it enacted by the Legislature of West Virginia:

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

**ARTICLE 6. AUTHORIZATION FOR DEPARTMENT OF MILITARY AFFAIRS
AND PUBLIC SAFETY TO PROMULGATE LEGISLATIVE
RULES.**

§64-6-1. Fire commission.

1 The legislative rule filed in the state register on the
2 twenty-third day of July, two thousand one, under the
3 authority of section five, article three, chapter twenty-nine
4 of this code, modified by the fire commission to meet the
5 objections of the legislative rule-making review committee
6 and refiled in the state register on the fourth day of
7 October, two thousand one, relating to the fire commission
8 (state fire code, 87 CSR 1), is authorized with the following
9 amendment:

10 On page one, by striking out section 2.2 in its entirety.

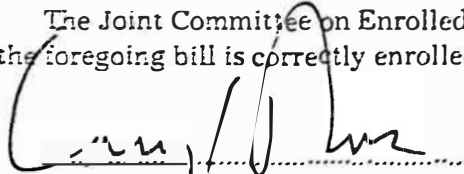
§64-6-2. Division of protective services.

1 The legislative rule filed in the state register on the
2 twenty-seventh day of July, two thousand one, under the
3 authority of section three, article two-d, chapter fifteen of
4 this code, modified by the division of protective services to
5 meet the objections of the legislative rule-making review
6 committee and refiled in the state register on the eighth
7 day of January, two thousand two, relating to the division
8 of protective services (ranks and duties of officers within
9 the membership of the division, 99 CSR 2), is authorized.

§64-6-3. State police.

1 The legislative rule filed in the state register on the
2 twenty-fifth day of July, two thousand one, under the
3 authority of section twenty-five, article two, chapter
4 fifteen of this code, modified by the state police to meet
5 the objections of the legislative rule-making review
6 committee and refiled in the state register on the eleventh
7 day of January, two thousand two, relating to the state
8 police (professional standards, investigations, employee
9 rights, early identification system, psychological assess-
10 ment and progressive discipline, 81 CSR 10), is authorized.

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


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Chairman Senate Committee

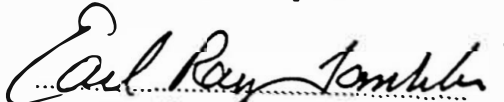

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Chairman House Committee

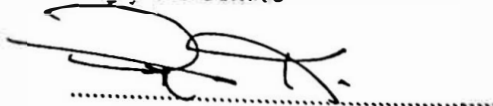
Originated in the Senate.

In effect from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker House of Delegates

The within is approved this the 21st
Day of March, 2002.


.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/15/02

Time 5:30 pm