

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2005



ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 2619

(By Mr. Speaker, Mr. Kiss and Delegates Varner,
Pethel, Kominar, Stemple, Ennis and Leach)



Passed April 9, 2005

In Effect Ninety Days from Passage

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H. B. 2619

(BY MR. SPEAKER, MR. KISS AND DELEGATES VARNER,
PETHEL, KOMINAR, STEMPLE, ENNIS AND LEACH)

[Passed April 9, 2005; in effect ninety days from passage.]

AN ACT to amend and reenact §8-15-8b of the Code of West Virginia, 1931, as amended, relating to authorized expenditures from municipal pensions and protection funds and fire protection funds; and providing that moneys from revenues allocated to volunteer and part volunteer fire companies and departments may be expended for the payment of dues to national, state and county associations.

Be it enacted by the Legislature of West Virginia:

That §8-15-8b of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 15. FIRE FIGHTING; FIRE COMPANIES AND DEPARTMENTS;
CIVIL SERVICE FOR PAID FIRE DEPARTMENTS.**

§8-15-8b. Authorized expenditures of revenues from the municipal pensions and protection fund and the fire protection fund.

1 Revenues allocated to volunteer and part volunteer fire
2 companies and departments may be expended only for the items
3 listed in subdivisions (1) through (12) of this section.

4 Funds received from the State for volunteer and part
5 volunteer fire companies and departments, pursuant to sections
6 fourteen-d and thirty-three, article three, and section sixteen-a,
7 article twelve, all of chapter thirty-three of this code, may not
8 be commingled with funds received from any other source.
9 Expenditures may be made for the following:

10 (1) Personal protective equipment, including protective
11 head gear, bunker coats, pants, boots, combination of bunker
12 pants and boots, coats and gloves;

13 (2) Equipment for compliance with the national fire
14 protection standard or automotive fire apparatus, NFPA-1901;

15 (3) Compliance with insurance service office recommenda-
16 tions relating to fire departments;

17 (4) Rescue equipment, communications equipment and
18 ambulance equipment: *Provided*, That no moneys received
19 from the municipal pensions and protection fund or the fire
20 protection fund may be used for equipment for personal
21 vehicles owned or operated by volunteer fire company or
22 department members;

23 (5) Capital improvements reasonably required for effective
24 and efficient fire protection service and maintenance of the
25 capital improvements;

26 (6) Retirement of debts;

- 27 (7) Payment of utility bills;
- 28 (8) Payment of the cost of immunizations, including any
29 laboratory work incident to the immunizations, for firefighters
30 against hepatitis-b and other blood borne pathogens: *Provided*,
31 That the vaccine shall be purchased through the state immuni-
32 zation program or from the lowest cost vendor available:
33 *Provided, however*, That volunteer and part volunteer fire
34 companies and departments shall seek to obtain no cost
35 administration of the vaccinations through local boards of
36 health: *Provided further*, That in the event any volunteer or part
37 volunteer fire company or department is unable to obtain no
38 cost administration of the vaccinations through a local board of
39 health, the company or department shall seek to obtain the
40 lowest cost available for the administration of the vaccinations
41 from a licensed health care provider;
- 42 (9) Any filing fee required to be paid to the Legislative
43 Auditor's Office under section fourteen, article four, chapter
44 twelve of this code relating to sworn statements of annual
45 expenditures submitted by volunteer or part volunteer fire
46 companies or departments that receive state funds or grants;
- 47 (10) Property/casualty insurance premiums for protection
48 and indemnification against loss or damage or liability;
- 49 (11) Operating expenses reasonably required in the normal
50 course of providing effective and efficient fire protection
51 service, which include, but are not limited to, gasoline, bank
52 fees, postage and accounting costs; and
- 53 (12) Dues paid to national, state and county associations.

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




Chairman Senate Committee



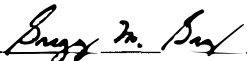
Chairman House Committee

Originating in the House.

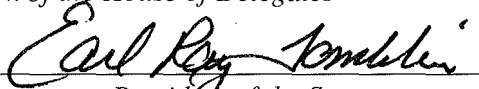
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates



President of the Senate



Speaker of the House of Delegates

The within-as approved this the 29th
day of April, 2005.



Governor

PRESENTED TO THE
GOVERNOR

APR 26 2005

Time 11:00am