

FILED

2013 MAY -3 PM 4: 29

SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2013

ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 2964

(By Delegate(s) Lawrence, Skaff, Caupito, Diserio,
Skinner, R. Phillips, Sponaugle and Westfall)

Passed April 13, 2013

In effect ninety days from passage.

HB 2964

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COMMITTEE SUBSTITUTE

FOR

H. B. 2964

(BY DELEGATE(S) LAWRENCE, SKAFF, CAPUTO, DISERIO,
SKINNER, R. PHILLIPS, SPONAUGLE AND WESTFALL)

[Passed April 13, 2013; in effect ninety days from passage.]

AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §8-10-1b, relating to the powers of mayors of Class III cities and Class IV towns or villages with paid police departments not subject to civil service; authorizing the mayor to appoint chief of police; and providing that a Class III city or Class IV town or village may provide by ordinance whether the appointed chief of police shall be reinstated to his or her previous rank following term as chief of police.

Be it enacted by the Legislature of West Virginia:

That the code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §8-10-1b, to read as follows:

ARTICLE 10. POWERS AND DUTIES OF CERTAIN OFFICERS.

§8-10-1b. Authority to appoint police chief; reinstating to previous rank.

1 (a) Unless otherwise provided by charter, the mayor of a
2 Class III city or Class IV town or village that has a paid police
3 department that is not subject to the civil services provisions set
4 out in article fourteen of this chapter, may appoint a chief of
5 police.

6 (b) A Class III city or Class IV town or village may provide
7 by ordinance whether the individual appointed chief of police
8 who held a position as a member of the paid police department
9 prior to his or her appointment as chief of police shall be
10 reinstated to the officer's previous rank following his or her term
11 as chief of police.

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

Sammy Wells
Chairman, House Committee

Rocky Fisher
Member - Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

Gregg D. Sawyer
Clerk of the House of Delegates

Joseph McManis
Clerk of the Senate

Robert L. Williams
Speaker of the House of Delegates

Jeffrey P. Blanton
President of the Senate

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DEPARTMENT OF STATE

The within *is approved* this the *3rd*
day of *May*, 2013.

Earl Ray Tomblin
Governor

PRESENTED TO THE GOVERNOR

APR 29 2013

Time 10:15 am