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2014 MAR 28 P 5:48

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2014



ENROLLED

House Bill No. 4460

(By Delegates Caputo, Swartzmiller, Eldridge,
Storch, Azinger, Poling, D., Iaquina and Ellem)



Passed March 7, 2014

In effect ninety days from passage.

HB 4460

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H. B. 4460

(BY DELEGATES CAPUTO, SWARTZMILLER, ELDRIDGE,
STORCH, AZINGER, POLING, D., IAQUINTA AND ELLEM)

[Passed March 7, 2014; in effect ninety days from passage.]

AN ACT to amend and reenact §8-15-26 of the Code of West Virginia, 1931, as amended, relating to violating provisions of the civil service law for paid fire departments; and increasing criminal penalties.

Be it enacted by the Legislature of West Virginia:

That §8-15-26 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.**

§8-15-26. Offenses and penalties.

- 1 Any individual who makes an appointment or promotion to
- 2 any position, or selects an individual for employment contrary to
- 3 the civil service provisions of this article, or willfully refuses or

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4 neglects otherwise to comply with, or to conform to, any of the
5 civil service provisions of this article, or violates any of those
6 provisions, is guilty of a misdemeanor.

7 Any commissioner or examiner, or any other individual, who
8 willfully, by himself or herself or in cooperation with one or
9 more persons, defeats, deceives or obstructs any individual with
10 respect to his or her right of examination or registration
11 according to the civil service provisions of this article, or to any
12 rules and regulations prescribed pursuant thereto, or who
13 willfully or corruptly, falsely marks, grades, estimates or reports
14 upon any such examination or proper standing of any individual
15 so examined, registered or certified, pursuant to the civil service
16 provisions of this article, or aids in so doing, or who willfully or
17 corruptly furnishes to any individual any special or secret
18 information, for the purpose of either improving or injuring the
19 prospects or chances of appointment or promotion to any
20 position of any individual so examined, registered or certified,
21 or to be so examined, registered or certified, or who
22 impersonates any other individual, or permit or aid in any
23 manner any other individual to impersonate him or her, in
24 connection with any such examination or registration, or
25 application or request to be examined or registered, is, for each
26 offense, guilty of a misdemeanor.

27 Any person convicted of any of these misdemeanor offenses
28 shall be punished by a fine of not less than \$500, nor more than
29 \$10,000 or by confinement in jail for a term not exceeding one
30 year, or by both fine and confinement, in the discretion of the
31 court.

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

Jerry Will
 Chairman, House Committee

[Signature]
 Member ~~Chairman~~, Senate Committee

Originating in the House.

In effect ninety days from passage.

Gregory D. Scaf
 Clerk of the House of Delegates

Joseph W. Minard
 Clerk of the Senate

[Signature]
 Speaker of the House of Delegates

[Signature]
 President of the Senate

The within *is approved* this the *28th*
 day of *March*, 2014.

Earl Ray Tomblin
 Governor

PRESENTED TO THE GOVERNOR

MAR 28 2014

Time 10:45 AM