1	н. в. 4251
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3 4 5 6	(By Delegate Lawrence, Fragale, Jones, Barill, Morgan, Hartman, Williams, Pethtel, Ellem, Hamilton and Poore)
7	[Introduced January 21, 2014; referred to the
8	Committee on the Judiciary.]
9	
10	A BILL to amend and reenact $\$8-14-5a$ of the Code of West Virginia,
11	1931, as amended, relating to prohibiting the ticketing of
12	cars parked at broken meters.
13	Be it enacted by the Legislature of West Virginia:
14	That §8-14-5a of the Code of West Virginia, 1931, as amended,
15	be amended and reenacted to read as follows:
16	ARTICLE 14. LAW AND ORDER; POLICE FORCE OR DEPARTMENTS; POWERS,
17	AUTHORITY AND DUTIES OF LAW-ENFORCEMENT OFFICIALS
18	AND POLICEMEN; POLICE MATRONS; SPECIAL SCHOOL ZONE
19	AND PARKING LOT OR PARKING BUILDING POLICE
20	OFFICERS; CIVIL SERVICE FOR CERTAIN POLICE
21	DEPARTMENTS.
	§8-14-5a. Parking enforcement officers.
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23	
24	municipality may employ parking enforcement officers, whose sole
25	duties are to patrol and to enforce municipal parking ordinances

- 1 upon or within designated municipal parking areas and upon
- 2 municipal streets. Parking enforcement officers may sign complaints
- 3 and issue citations.
- 4 (b) Parking enforcement officers shall:
- 5 (1) Be in uniform;
- 6 (2) Display a badge or other sign of authority; and
- 7 (3) Serve at the will and pleasure of their employer.
- 8 (c) The governing body of the municipality may require the
- 9 parking enforcement officers to give a surety bond, payable to the
- 10 municipality. The governing body shall set the amount of the bond
- 11 conditioned for the faithful performance of their duties. Nothing
- 12 in this section may be construed to mean that parking enforcement
- 13 officers come within the civil service provisions of this article
- 14 or the policemen's pension and relief fund provisions of article
- 15 twenty-two of this chapter.
- 16 (d) No parking enforcement officers or any other law-
- 17 enforcement officials may ticket a vehicle parked at a broken
- 18 parking meter, unless the municipality clearly marks the meter with
- 19 a sign prohibiting parking.

NOTE: The purpose of this bill is to prohibit the ticketing of vehicles parked at broken parking meters.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.