

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Committee Substitute

for

Senate Bill 181

BY SENATOR MAYNARD

[Originating in the Committee on the Judiciary;

reported on February 1, 2018]

1 A BILL to amend and reenact §64-6-1, §64-6-2, and §64-6-3 of the Code of West Virginia, 1931,
2 as amended, all relating generally to the Department of Military Affairs and Public Safety;
3 authorizing and directing certain agencies to promulgate certain legislative rules as filed
4 and as modified and repealing an obsolete rule; authorizing the State Fire Commission to
5 promulgate a legislative rule relating to hazardous substance emergency response
6 training programs; directing the State Fire Marshal to promulgate a legislative rule relating
7 to electrician licensing; authorizing the Governor's Committee on Crime, Delinquency and
8 Correction to promulgate a legislative rule relating to law-enforcement training and
9 certification standards; authorizing the Governor's Committee on Crime, Delinquency and
10 Correction to promulgate a legislative rule relating to protocol for law-enforcement
11 response to domestic violence; and repealing a Governor's Committee on Crime,
12 Delinquency and Correction rule relating to motor vehicle stop data collection standards
13 for the study of racial profiling.

Be it enacted by the Legislature of West Virginia:

**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 July 25, 2017, authorized under the
2 authority of §29-3-5a of this code, modified by the State Fire Commission to meet the objections
3 of the Legislative Rule-Making Review Committee and refiled in the State Register on December
4 13, 2017, relating to the State Fire Commission (hazardous substance emergency response
5 training programs, 87 CSR 3), is authorized.

§64-6-2. State Fire Marshal.

7 The Legislature directs the State Fire Marshal, pursuant to the authority given to the
8 division in §29-3B-5 of this code, to promulgate the legislative rule filed in the State Register by

9 the State Fire Marshal on January 26, 2018, relating to the State Fire Marshal (electrician licensing
10 rules, 103 CSR 5).

§64-6-3. Governor's Committee on Crime, Delinquency and Correction.

11 (a) The legislative rule filed in the State Register on October 20, 2017, authorized under
12 the authority of §30-29-3 of this code, modified by the Governor's Committee on Crime,
13 Delinquency and Correction to meet the objections of the Legislative Rule-Making Review
14 Committee and refiled in the State Register on December 13, 2017, relating to the Governor's
15 Committee on Crime, Delinquency and Correction (law-enforcement training and certification
16 standards, 149 CSR 2), is authorized.

17 (b) The legislative rule filed in the State Register on July 28, 2017, authorized under the
18 authority of §48-27-1102 of this code, modified by the Governor's Committee on Crime,
19 Delinquency and Correction to meet the objections of the Legislative Rule-Making Review
20 Committee and refiled in the State Register on December 14, 2017, relating to the Governor's
21 Committee on Crime, Delinquency and Correction (protocol for law-enforcement response to
22 domestic violence, 149 CSR 3), is authorized.

23 (c) The legislative rule effective on May 10, 2006, authorized under the authority of §17G-
24 2-3 of this code, relating to the Governor's Committee on Crime, Delinquency and Correction
25 (motor vehicle stop data collection standards for the study of racial profiling, 149 CSR 5), is
26 repealed.