

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

Senate Bill 33

BY SENATOR HAMILTON

[Introduced January 8, 2020; referred
to the Committee on Government Organization]

1 A BILL to amend and reenact §7-14-8 of the Code of West Virginia, 1931, as amended, relating
 2 to the age requirements of persons for the position of deputy sheriff.

Be it enacted by the Legislature of West Virginia:

ARTICLE 14. CIVIL SERVICE FOR DEPUTY SHERIFFS.

§7-14-8. Form of application; age requirements; exceptions.

1 The Civil Service Commission in each ~~such~~ county shall require persons applying for
 2 admission to any competitive examination provided for under this article or under the rules and
 3 regulations of the commission to file in its office, within a reasonable time prior to the proposed
 4 competitive examination, a formal application in which the applicant shall state under oath or
 5 affirmation:

6 (1) His or her full name, residence, and post-office address;

7 (2) His or her United States citizenship, age, and the place and date of his or her birth;

8 (3) His or her health and his or her physical capacity for the position of deputy sheriff;

9 (4) His or her business, employments, and residences for at least three previous years;

10 and

11 (5) Such other information as may reasonably be required, relative to the applicant's
 12 qualifications and fitness for the position of deputy sheriff.

13 Blank forms for ~~such~~ the applications shall be furnished by the commission, without
 14 charge, to all persons requesting ~~the same~~ applications. The commission may require, in
 15 connection with the application, such certificates of citizens, physicians, or others, having
 16 pertinent knowledge concerning the applicant, as the good of the service may require.

17 No application for original appointment ~~shall~~ may be received on and after the effective
 18 date of this article, if the person applying is less than 18 years of age or more than ~~forty-five years~~
 19 50 years of age at the date of his or her application: *Provided*, That ~~in the event~~ if any applicant
 20 formerly served as a deputy sheriff for a period of more than six months in the county to which he
 21 or she makes application, and resigned as a deputy sheriff at a time when there were no charges

22 of misconduct or other misfeasance pending against him or her, within a period of two years next
23 preceding the date of his or her application, and at the time of his or her application resides within
24 the county in which he or she seeks appointment by reinstatement, then ~~such the~~ applicant ~~shall~~
25 be is eligible for appointment by reinstatement in the discretion of the Civil Service Commission,
26 even though ~~such the~~ applicant ~~shall be is~~ over the age of ~~forty-five years~~ 50 years, provided he
27 or she is not 65 years of age or over, and ~~such the~~ applicant, providing his or her former term of
28 service as a deputy sheriff so justifies, may be reappointed by reinstatement without a competitive
29 examination, but ~~such the~~ applicant shall undergo a medical examination; and if ~~such the~~
30 applicant ~~shall be so is~~ appointed by reinstatement ~~as aforesaid~~, he or she shall be the lowest in
31 rank in the sheriff's office next above the probationers of the office.

NOTE: The purpose of this bill is to change the cut off age for persons applying for appointment as deputy sheriffs from 45 years of age to 50 years of age.

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