

# **WEST VIRGINIA LEGISLATURE**

## **2021 REGULAR SESSION**

### **Committee Substitute**

**for**

### **Senate Bill 156**

SENATOR SYPOLT, *original sponsor*

[Originating in the Committee on the Judiciary;

reported on February 12, 2021]



1 A BILL to amend and reenact §64-6-1 *et seq.* of the Code of West Virginia, 1931, as amended,  
2 all relating generally to authorizing certain agencies of the Department of Homeland  
3 Security to promulgate legislative rules; authorizing the rules as filed and as amended by  
4 the Legislature; relating to authorizing the Fire Commission to promulgate a legislative  
5 rule relating to standards for the certification and continuing education of municipal,  
6 county, and other public sector building code officials, building code inspectors, and plans  
7 examiners; relating to authorizing the Fire Marshal to promulgate a legislative rule relating  
8 to standards for the certification and continuing education of municipal, county, and other  
9 public sector building code officials, building code inspectors, and plans examiners;  
10 relating to authorizing the State Emergency Response Commission to promulgate a  
11 legislative rule relating to emergency planning and community right-to-know; and relating  
12 to authorizing the State Emergency Response Commission to promulgate a legislative  
13 rule relating to the emergency planning grant program.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 6. AUTHORIZATION FOR DEPARTMENT OF HOMELAND SECURITY TO  
PROMULGATE LEGISLATIVE RULES.**

**§64-6-1. Fire Commission.**

1 The legislative rule filed in the State Register on August 24, 2020, authorized under the  
2 authority of §29-3-5b of this code, relating to the Fire Commission (standards for the certification  
3 and continuing education of municipal, county, and other public sector building code officials,  
4 building code inspectors, and plans examiners, 87 CSR 07), is authorized.

**§64-6-2. Fire Marshal.**

1 The legislative rule filed in the State Register on August 13, 2020, authorized under the  
2 authority of §15A-10-5(a) of this code, relating to the Fire Marshal (standards for the certification

3 and continuing education of municipal, county, and other public sector building code officials,  
4 building code inspectors, and plans examiners, 103 CSR 06), is authorized.

**§64-6-3. State Emergency Response Commission.**

1 (a) The legislative rule filed in the State Register on August 28, 2020, authorized under the  
2 authority of §15-5A-5 of this code, relating to the State Emergency Response Commission  
3 (emergency planning and community right-to-know, 55 CSR 01), is authorized.

4 (b) The legislative rule filed in the State Register on August 28, 2020, authorized under the  
5 authority of §15-5A-5 of this code, relating to the State Emergency Response Commission  
6 (emergency planning grant program, 55 CSR 02), is authorized with the following amendments:

7 On page 1, section 2, by striking out all of subsection 2.4;

8 And,

9 By renumbering the remaining subsection.

NOTE: The purpose of this bill is to authorize the Fire Commission to promulgate a legislative rule relating to standards for the certification and continuing education of municipal, county, and other public sector building code officials, building code inspectors, and plans examiners.

This section is new; therefore, strike-throughs and underscoring have been omitted.