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OFFICE WEST VIRGINIA SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

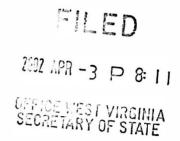
Regular Session, 2002

ENROLLED

SENATE BILL NO. 724	
(By Senator <u>Wooton, et al</u>)

PASSED March 9, 2002

In Effect 90 Live from Passage



ENROLLED

Senate Bill No. 724

(By Senators Wooton, Caldwell, Hunter, Kessler, Minard, Redd, Ross, Rowe, Snyder, Deem and Facemyer)

[Passed March 9, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article four, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to regulation of parking on property owned or leased by the state for the purpose of providing parking for state office buildings in Charleston.

Be it enacted by the Legislature of West Virginia:

That section five, article four, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

§5A-4-5. Regulation of parking on state-owned or -leased property in Charleston; construction of parking garage for general public; penalties; jurisdiction; creation of funds.

- 1 (a) It is the intent of the Legislature to provide a parking
- 2 facility for the general public and to direct the secretary of
- 3 the department of administration to plan and construct a
- 4 parking garage at the state capitol complex that will
- 5 provide sufficient and additional parking for the general
- 6 public.
- 7 (b) The secretary may regulate the parking of motor
- 8 vehicles in accordance with the provisions of this section
- 9 with regard to the following state-owned property in the
- 10 city of Charleston, Kanawha County:
- 11 (1) The east side of Greenbrier street between Kanawha
- 12 boulevard and Washington street, east;
- 13 (2) The west side of California avenue between Kanawha
- 14 boulevard and Washington street, east;
- 15 (3) Upon the state-owned or -leased grounds upon which
- 16 state office buildings number one (1) through twenty (20)
- 17 and the Laidley Field complex are located; and
- 18 (4) Upon any other property now or hereafter owned or
- 19 leased by the state or any of its agencies and used for
- 20 parking purposes in conjunction with the state capitol or
- 21 any state office buildings.
- 22 (c) The secretary shall propose rules for promulgation
- 23 respecting parking and to allocate parking spaces to public
- 24 officers and employees of the state upon all of the property
- 25 set forth in subsection (a) of this section: *Provided*, That
- 26 during sessions of the Legislature, including regular,
- 27 extended, extraordinary and interim sessions, parking on
- 28 the east side of Greenbrier street between Kanawha
- 29 boulevard and Washington street, east, in the science and
- 30 culture center parking lot, on the north side of Kanawha
- 31 boulevard between Greenbrier street and California
- 32 avenue and on the west side of California avenue between
- 33 Kanawha boulevard and Washington street, east, is subject
- 34 to rules promulgated jointly by the speaker of the House of
- 35 Delegates and the president of the Senate. Any person

- 36 parking any vehicle contrary to the rules promulgated
- 37 under authority of this subsection is subject to a fine of not
- 38 less than one dollar nor more than twenty-five dollars for
- 39 each offense. In addition, the secretary or the Legislature,
- 40 as the case may be, may cause the removal, immobilization
- 41 or other remedy considered necessary, at owner expense,
- 42 of any vehicle that is parked in violation of the rules.
- 43 Magistrates in Kanawha County have jurisdiction of all
- 44 the offenses.
- 45 (d) The secretary may employ the persons as may be
- 46 necessary to enforce the parking rules promulgated under
- 47 the provisions of this section.
- 48 (e) There is created in the department of administration
- 49 a special fund to be named the "Parking Garage Fund" in
- 50 which shall be deposited funds that are appropriated and
- 51 funds from other sources to be used for the construction
- 52 and maintenance of a parking garage on the state capitol
- 53 complex.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled. Chairman Senate Committee
Chairman House Committee
Originated in the Senate.
In effect ninety days from passage.
Clerk of the Senate
Clerk of the House of Delegates
President of the Senate
Speaker House of Delegates
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