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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

Regular Session, 2002

ENROLLED

SENATE BILL NO. 724

(By Senator Wooten, et al)

PASSED March 9, 2002

In Effect 90 days from Passage

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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.

[Signature]
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Signature]
.....
Clerk of the Senate

[Signature]
.....
Clerk of the House of Delegates

[Signature]
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within is approved this the 3rd
Day of April, 2002.

[Signature]
.....
Governor

PRELIMINARY

CONFIRM

Date 3/26/02

Time 3:25 p