

HB 2421

FILED

2009 APR 24 PM 1:51

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2009



ENROLLED

**COMMITTEE SUBSTITUTE
FOR
House Bill No. 2421**

(By Delegates Staggers, Perry, Shaver, Rodighiero, Moye, Swartzmiller, Martin,
Argento, Crosier, D. Poling, Manypenny)



Passed April 10, 2009

In Effect Ninety Days from Passage

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SECRETARY OF STATE

H. B. 2421

(BY DELEGATES STAGGERS, PERRY, SHAVER, RODIGHIERO,
MOYE, SWARTZMILLER, MARTIN, ARGENTO, CROSIER, D. POLING,
MANYPENNY)

[Passed April 10, 2009; in effect ninety days from passage.]

AN ACT to amend the code of West Virginia, 1931, as amended, by adding thereto a new section, designated §8-19-22, relating to fire hydrants; requiring the marking of an inoperable fire hydrant; setting requirements for the marking; and defining inoperable.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §8-19-22, to read as follows:

**ARTICLE 19. MUNICIPAL AND COUNTY WATERWORKS
AND ELECTRIC POWER SYSTEMS.**

§8-19-22. Identification requirement for fire hydrants that are inoperable or unavailable for use in emergency situations.

1 (a) The owner or operator of a fire hydrant or any device
2 having the appearance of a fire hydrant that is located in a
3 place that an entity responsible for providing fire suppression
4 services in a fire emergency would expect a fire hydrant to
5 typically be located, shall mark the fire hydrant or device, as
6 set out in subsection (b) of this section, if the owner or
7 operator has actual knowledge that the fire hydrant or device
8 is inoperable or is unavailable for use by an entity providing
9 fire suppression services in a fire emergency.

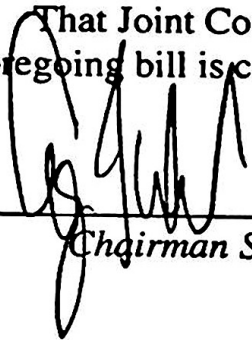
10 (b) To mark the fire hydrant or device, the owner or
11 operator of the fire hydrant or device shall:

12 (1) Paint the fire hydrant or device black if the fire
13 hydrant or device is inoperable or unavailable for use; or

14 (2) Place a black tarp over the fire hydrant or device if the
15 device is temporarily inoperable or temporarily unavailable
16 for use in a fire emergency, for a period not to exceed
17 fourteen days.

18 (c) For the purposes of this section, the word
19 "inoperable" means a fire hydrant that does not produce
20 water flow when activated.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



Chairman Senate Committee



Chairman House Committee

Originating in the House.

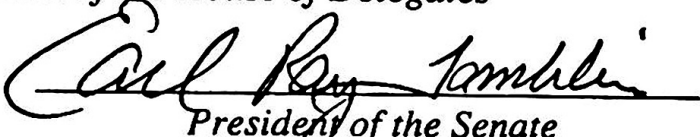
In effect ninety days from passage.



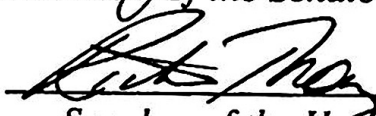
Clerk of the Senate



Clerk of the House of Delegates

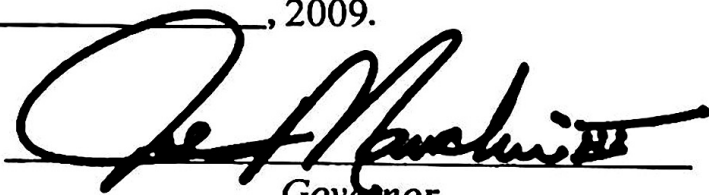


President of the Senate



Speaker of the House of Delegates

The within is approved this the 24th
day of April, 2009.



Governor

PRESENTED TO THE
GOVERNOR

APR 21 2009

Time 4:00 pm