

# **WEST VIRGINIA LEGISLATURE**

## **2026 REGULAR SESSION**

**Introduced**

### **House Bill 5050**

**FISCAL  
NOTE**

By Delegate Toney

[Introduced February 02, 2026; referred to the  
Committee on the Judiciary]

- 1 A BILL to amend and reenact §17-5-1 of the Code of West Virginia, 1931, as amended, relating to  
 2 making all inmates regardless of sex eligible to work on a state convict road force.

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

**ARTICLE            5.            STATE            CONVICT            ROAD            FORCE.**

**§17-5-1.            State            convict            road            force;            how            used.**

- 1 All ~~male~~ persons convicted of a felony and, sentenced to imprisonment or confinement in  
 2 ~~the penitentiary~~ a correctional facility by any court, or who may hereafter be sentenced for a felony,  
 3 whether actually sentenced to labor or not, or so many thereof as may be required by the state  
 4 ~~road~~ Highways Commissioner, shall, as incident to such sentence or confinement, constitute the  
 5 state convict road force and as such may be employed under the supervision of the state ~~road~~  
 6 Highways Commissioner in building, surfacing and maintaining roads under the supervision of the  
 7 state ~~road~~ Highways Commissioner, including all roads in the state road system, and in and about  
 8 any quarries, gravel pits, sandbanks, crushers, brick kilns, or other plants and places operated by  
 9 the state ~~road commission~~ Division of Highways for the manufacture and acquisition of materials  
 10 for use in the construction, maintenance and repair of such roads.

NOTE: The purpose of this bill is to make all state inmates regardless of sex members of the state convict road force.

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