

# **WEST VIRGINIA LEGISLATURE**

## **2026 REGULAR SESSION**

**Introduced**

### **House Bill 4763**

By Delegate Sheedy

[Introduced January 22, 2026; referred to the  
Committee on Energy and Public Works then the  
Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
2 designated §17-3A-1, relating to the creating expectations for the removal of "flagger  
3 ahead" signs on WV roadways.

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

**ARTICLE 3A. PROCEDURES FOR SIGN REMOVAL FROM ROADWAY.**

**§17-3A-1. Procedure for the removal of "Flagger Ahead" signs.**

1 (a) All signs intended to warn drivers that work is being conducted, including, but not  
2 limited to, "flagger ahead" signs, must be removed from the roadway within 30 minutes of  
3 cessation of or removal of flaggers on any and all public roadways within the state.

4 (b) Violations of this procedure will be prosecuted as follows:

5 (1) A first offense will result in a warning and the offender shall be fined \$50 for the court  
6 costs associated with adjudicating the offense;

7 (2) A second offense will result in a \$200 fine in additions to the court costs.

8 (3) A third offense will result in the offender paying a \$500 fine, court costs, and the  
9 offender will have their right-of-way entry permit revoked.

10 (c) This section will become effective on July 1, 2026.

NOTE: The purpose of this bill is to create expectations for the removal of "flagger ahead" signs on WV roadways.

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