



WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED

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Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Protective Services TITLE-SERIES: 99-02

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Ranks and Duties of Officers Within the Membership of the Division

CITE STATUTORY AUTHORITY: W. Va. Code 15-2D-3(e).

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/28/2024 9:00 AM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Brandolyn N Felton-Ernest

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PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

INCORPORATED BY REFERENCE: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

PROVIDE A BRIEF SUMMARY OF THE CONTENT OF THE RULE:

This legislative rule establishes the ranks and duties of officers within the membership of the division.

SUMMARIZE IN A CLEAR AND CONCISE MANNER CONTENTS OF CHANGES IN THE RULE AND A STATEMENT OF CIRCUMSTANCES REQUIRING THE RULE:

The authority for the rule is being updated and the sunset provision is being added to the rule. The rank of "Capitol Police Officer, Corporal" is being added to the rule.

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE OVERALL ECONOMIC IMPACT OF THE PROPOSED RULE:

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

0

B. ECONOMIC IMPACT ON SPECIAL REVENUE ACCOUNTS:

0

C. ECONOMIC IMPACT OF THE RULE ON THE STATE OR ITS RESIDENTS:

0

D. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2024 Increase/Decrease (use "-")	2025 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost			
Personal Services			
Current Expenses			
Repairs and Alterations			
Assets			
Other			
2. Estimated Total Revenues			

E. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Brandolyn N Felton-Ernest -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

TITLE 99
LEGISLATIVE RULE
DIVISION OF PROTECTIVE SERVICES

SERIES 2
RANKS AND DUTIES OF OFFICERS WITHIN THE MEMBERSHIP OF THE DIVISION

§ 99-2-1. General.

1.1. Scope. -- This legislative rule establishes the ranks and duties of officers within the membership of the division.

1.2. Authority. -- This legislative rule is issued under authority of W. Va. Code §§ 15-2D-3 (e)(1)(B) W. Va. Code §15-2D-3(e).

1.3. Filing Date. --

1.4. Effective Date. --

1.5 Sunset Provision. -- This rule shall terminate and have no further force or effect on August 1, 2030.

§ 99-2-2. Organizational Structure.

2.1. The ranks within the membership of the division shall be Director~~;~~ Deputy Director~~;~~ Capitol Police Officer, Lieutenant~~;~~ Capitol Police Officer, Sergeant~~;~~ Capitol Police Officer, Corporal; and, Capitol Police Officer.

§ 99-2-3. Duties.

3.1. The duties of the "Director" shall be those as described under West Virginia Division of Personnel Class Specifications 8950.

3.2. The duties of the "Deputy Director" shall be those as described under West Virginia Division of Personnel Class Specifications 8951.

3.3. The duties of the "Capitol Police Officer, Lieutenant" shall be those as described under West Virginia Division of Personnel Class Specifications 8954.

3.4. The duties of the "Capitol Police Officer, Sergeant" shall be those as described under West Virginia Division of Personnel Class Specifications 8953.

3.5. The duties of the "Capitol Police Officer, Corporal" shall be those as described under West Virginia Division of Personnel Class Specifications 8955.

3.5~~6~~. The duties of the "Capitol Police Officer" shall be those as described under West Virginia Division of Personnel Class Specifications 8952.