

HB 2709

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2007



# ENROLLED

COMMITTEE SUBSTITUTE

FOR

**House Bill No. 2709**

(By Delegates Varner, Caputo, Fragale, Manchin, Hartman, Yost, Martin,  
Perry, Wysong, Shaver and Eldridge)



Passed March 10, 2007

In Effect Ninety Days from Passage

FILED  
**ENROLLED**

2007 MAR 18 PM 2:32

COMMITTEE SUBSTITUTE

FOR

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

# H. B. 2709

(BY DELEGATES VARNER, CAPUTO, FRAGALE, MANCHIN,  
HARTMAN, YOST, MARTIN, PERRY, WYSONG, SHAVER AND  
ELDRIDGE)

[Passed March 10, 2007; in effect ninety days from passage.]

AN ACT to amend and reenact §8-19-21 of the Code of West Virginia, 1931, as amended, relating to municipal and county waterworks systems and specifications for water mains generally; and requiring the installation of fire hydrants at intervals of not more than every two thousand feet on all water mains installed or upgraded on platted roadways or highways after the first day of July, two thousand seven.

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

That §8-19-21 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

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

### **§8-19-21. Specifications for water mains and water service pipes.**

1           Considering the importance of public fire protection, any  
2 state or local government, public service district, public or  
3 private utility which installs or constructs water mains, shall  
4 ensure that all new mains specifically intended to provide fire  
5 protection are not less than six inches in diameter. Effective  
6 the first day of July, two thousand seven, when any state or

7 local government, public service district, public or private  
8 utility installs or constructs water mains along a platted  
9 roadway or a public highway, using a six inch or greater line,  
10 that is specifically designed to provide fire protection, the  
11 state or local government, public service district, public or  
12 private utility shall install fire hydrants at intervals of not  
13 more than two thousand feet, unless there are no dwellings or  
14 businesses located one thousand feet from such proposed  
15 hydrant: *Provided*, That the Legislature shall study the effect,  
16 cost and feasibility of the internal hydrant valve and report  
17 the findings of that study to the regular session of the  
18 Legislature in the year two thousand and eight. A permit or  
19 other written approval shall be obtained from the Department  
20 of Health and Human Resources for each hydrant or group of  
21 hydrants installed in compliance with section nine, article  
22 one, chapter sixteen of the West Virginia code as amended:  
23 *Provided, however*, That all newly constructed water  
24 distribution systems transferred to a public or private utility  
25 shall have mains at least six inches in diameter where fire  
26 flows are required by the public or private utility: *Provided*  
27 *further*, That the utility providing service has sufficient  
28 hydraulic capacity as determined by the Department of  
29 Health and Human Resources.

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



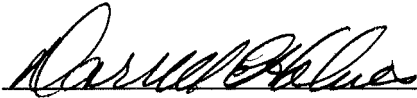
Chairman Senate Committee



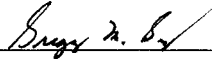
Chairman House Committee

Originating in the House.

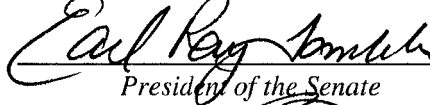
In effect ninety days from passage.



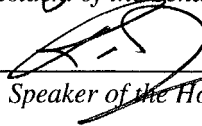
Clerk of the Senate



Clerk of the House of Delegates

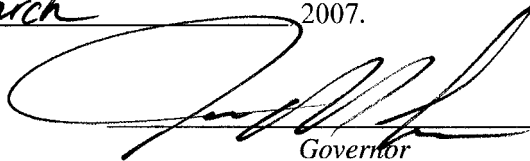


President of the Senate



Speaker of the House of Delegates

The within is disapproved this the 18<sup>th</sup>  
day of March 2007.



Governor

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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

PRESENTED TO THE  
GOVERNOR

MAR 18 2007

Time 2:02 p JM III