

# **WEST VIRGINIA LEGISLATURE**

## **2018 REGULAR SESSION**

**Introduced**

### **Senate Bill 23**

BY SENATOR MAYNARD

[Introduced January 10, 2018; Referred  
to the Committee on Transportation and  
Infrastructure; and then to the Committee on  
Government Organization]

1 A BILL to amend and reenact §24-6-12 of the Code of West Virginia, 1931, as amended, relating  
 2 to requiring emergency service organizations to create districts whereby towing services  
 3 within a district may be dispatched or implement a policy whereby all available towing  
 4 services within an area currently served by an organization are dispatched on a rotating  
 5 basis; continuing the Public Service Commission’s jurisdiction over the towing service  
 6 providers themselves; and defining a term.

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

**ARTICLE 6. LOCAL EMERGENCY TELEPHONE SYSTEM.**

**§24-6-12. Dispatching of towing services for emergency towing of vehicles; districts;  
policy; exceptions.**

1 ~~(a) Every three years, the county commission of each county or the municipality operating~~  
 2 ~~an emergency telephone system or an enhanced emergency telephone system shall, in~~  
 3 ~~consultation with all public safety units, public agencies and all available towing services~~  
 4 ~~registered as common carriers pursuant to the provisions of chapter twenty-four-a of this code,~~  
 5 ~~establish a policy that provides for the most prompt, fair, equitable and effective response to~~  
 6 ~~requests or dispatches for emergency towing services~~

7 (a) Emergency service organizations shall:

8 (1) Establish individual districts or zones that cover and include all emergency telephone  
 9 systems and enhanced emergency telephone systems within the state whereby all available  
 10 towing services located within the newly created districts or zones may be dispatched when the  
 11 need arises; or

12 (2) Establish a policy requiring eligible towing services within the area currently being  
 13 served by an emergency service organization be dispatched on a rotating basis.

14 (b) “Emergency service organization” means the organization established under §15-5-1  
 15 et seq. of this code.

16 ~~(b)~~ (c) For each incident where towing services are required, the public agency procuring

17 towing services shall maintain a public record of the name of the towing service utilized.

18 (d) The Public Service Commission continues to otherwise have the power, authority and  
19 duty to supervise and regulate all available towing services registered as common carriers  
20 pursuant to §24A-1-1 et seq. of this code.

NOTE: The purpose of this bill is to require emergency service organizations to create districts whereby towing services within a district may be dispatched or implement a policy whereby all available towing services within an area currently served by an organization are dispatched on a rotating basis. The bill continues the Public Service Commission's jurisdiction over the towing service providers themselves. The bill defines a term.

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