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SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1993

ENROLLED

SENATE BILL NO. 9

(By Senator Brackmick)

PASSED April 7, 1993
In Effect July 1, 1993 Passage

E N R O L L E D

Senate Bill No. 9

(SENATOR BRACKENRICH)

[Passed April 7, 1993; to take effect July 1, 1993.]

AN ACT to amend and reenact section three, article thirteen-a, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to continuation of the board of examiners of land surveyors.

Be it enacted by the Legislature of West Virginia:

That section three, article thirteen-a, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 13A. LAND SURVEYORS.

§30-13A-3. Board of examiners of land surveyors created; appointment, terms, removal, etc., of members; officers; meetings; quorum; compensation and expenses.

1 (a) There is hereby created the state board of
2 examiners of land surveyors which shall be composed
3 of three members appointed by the governor by and
4 with the advice and consent of the Senate. Each
5 member shall have been actively engaged in the
6 practice of land surveying for at least ten years and

7 shall be the holder of a license under the provisions of
8 this article.

9 (b) The members of the board shall be appointed for
10 overlapping terms of three years each ending on the
11 thirtieth day of June, and until their respective
12 successors have been appointed and qualified.
13 Members may be reappointed for any number of
14 terms. Before entering upon the performance of his
15 duties, each member shall take and subscribe to the
16 oath required by section five, article IV of the consti-
17 tution of this state. Vacancies shall be filled by
18 appointment by the governor for the unexpired term
19 of the member whose office shall be vacant and such
20 appointment shall be made within sixty days of the
21 occurrence of such vacancy. Any member may be
22 removed by the governor in case of incompetency,
23 neglect of duty, gross immorality or malfeasance in
24 office.

25 (c) The board shall elect from its membership a
26 chairman and secretary-treasurer. A majority of the
27 members of the board shall constitute a quorum and
28 meetings shall be held at the call of the chairman or
29 upon the written request of two members at such time
30 and place as designated in such call or request, and, in
31 any event, the board shall meet at least once annually
32 to conduct the examination hereinafter provided for
33 and to transact such other business as may come
34 before it.

35 (d) Members shall be paid such reasonable compen-
36 sation as the board may from time to time determine,
37 and in addition may be reimbursed for all reasonable
38 and necessary expenses actually incurred in the
39 performance of their duties, which compensation and
40 expenses shall be paid in accordance with the provi-
41 sions of subsection (b), section four of this article.

42 (e) After having conducted a performance audit
43 through its joint committee on government operations,
44 pursuant to section nine, article ten, chapter four of
45 this code, the Legislature hereby finds and declares
46 that the board of examiners of land surveyors should

47 be continued and reestablished. Accordingly, notwith-
48 standing the provisions of section four of said article,
49 the board of examiners of land surveyors shall con-
50 tinue to exist until the first day of July, one thousand
51 nine hundred ninety-eight.

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

[Handwritten Signature]
.....
Chairman Senate Committee

[Handwritten Signature]
..... Ernest C. Moore
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1993.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within is approved this the *22nd*
day of *April*, 1993.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 4/16/93
9:16 am