

HB 2877

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1997



ENROLLED

HOUSE BILL No. 2877

(By Delegate _____
H. White, Kuhn, Thompson, Heck,
Willis, Capito and Harrison)



Passed _____ April 12, _____ 1997

In Effect _____ Ninety Days From _____ Passage

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H. B. 2877

(BY DELEGATES H. WHITE, KUHN, THOMPSON,
HECK, WILLIS, CAPITO AND HARRISON)

[Passed April 12, 1997; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article five, chapter ten of the code of West Virginia, one thousand nine hundred thirty-one, as amended, continuing the educational broadcasting authority until the first day of July, two thousand.

Be it enacted by the Legislature of West Virginia:

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

§10-5-2. West Virginia educational broadcasting authority; members; organization; officers; employees; meetings; expenses; termination date.

1 The West Virginia educational broadcasting authority,
2 heretofore created, is hereby continued as a public benefit
3 corporation. It shall consist of eleven voting members,
4 who shall be residents of the state, of whom one shall be
5 the state superintendent of schools, one shall be a member
6 of the West Virginia board of education to be selected by
7 it annually, one shall be a member of the university of
8 West Virginia board of trustees to be selected by it
9 annually, and one shall be a member of the board of
10 directors of the state college system to be selected by it
11 annually. The other seven members shall be appointed by

12 the governor by and with the advice and consent of the
13 Senate for overlapping terms of seven years, one term
14 expiring each year, except that the appointment to fill the
15 membership position for the term expiring in the year one
16 thousand nine hundred eighty-three, shall be for a term of
17 six years. Not less than one appointive member shall
18 come from each congressional district. Employees of
19 noncommercial broadcasting stations in West Virginia are
20 not eligible for appointment to the authority. The present
21 members of the authority shall continue to serve out the
22 terms to which they were appointed. Any vacancy among
23 the appointive members shall be filled by the governor by
24 appointment for the unexpired term.

25 The chairperson and vice chairperson of the authority
26 as of the effective date of this section shall continue in
27 their respective offices until their successors are elected.
28 Thereafter, at its annual meeting in each year the authority
29 shall elect one of its members as chairperson and one as
30 vice chairperson. The authority is authorized to select an
31 executive director and such other personnel as may be
32 necessary to perform its duties and to fix the
33 compensation of such personnel to be paid out of moneys
34 appropriated for this purpose. The executive director shall
35 keep a record of the proceedings of the authority and
36 shall perform such other duties as it may prescribe. The
37 authority is authorized to establish such office or offices
38 as may be necessary for the proper performance of its
39 duties.

40 The authority shall hold an annual meeting and may
41 meet at such other times and places as may be necessary,
42 such meetings to be held upon its own resolution or at the
43 call of the chairperson of the authority. The members
44 shall serve without compensation but may be reimbursed
45 for actual expenses incident to the performance of their
46 duties upon presentation to the chairperson of an itemized
47 sworn statement thereof.

48 Pursuant to the provisions of article ten, chapter four
49 of this code, the educational broadcasting authority shall
50 continue to exist until the first day of July, two thousand.

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

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker of the House of Delegates

The within *is approved* this the *6th*
day of *May*, 1997.

[Signature]
Governor

PRESENTED TO THE
GOVERNOR
Date 5/1/97
Time 3:55pm