ENROLLED BILL

Committee Swh. for

House Bill No. 48.

Passed ______ March 12, 1931

In Effect ______ from ______ Passage
AN ACT to amend and re-enact sections five, forty-six and seventy-seven of the greater Wheeling charter.

Be it enacted by the Legislature of West Virginia:

That sections five, forty-six and seventy-seven of the greater Wheeling charter, be amended and re-enacted to read as follows:

Section 5. The first election for manager-mayor and councilmen under this amendment to the charter shall be held on the fourth Thursday in May, one thousand nine hundred twenty-nine and every regular city election for manager-mayor and councilmen shall be held biennially thereafter on the fourth Thursday in May. All elections for manager-mayor and councilmen shall be conducted and the results ascertained and declared in accordance with the election laws of West Virginia in effect at the time of said election so far as the same may be applicable and not inconsistent with any of the provisions of this act, except that all other elections or votes on any question
by the qualified voters of said city shall be held or taken at
such places under the supervision of such persons and subject
to such regulations as are consistent with the said election laws
of West Virginia and ordained by council.

The city council at its regular meeting held on the first Tues-
day in April next before every election for the offices of man-
ager-mayor and councilmen shall appoint for each voting pre-
cinct in the city two competent persons as registrars one each
from the two political parties which at the last preceding state
and county election cast the highest number of votes in the
county of Ohio, but the city executive committee of such po-
litical parties shall present to the council a writing signed by
the chairman of the committee of each party requesting the
appointment of a qualified voter of his political party, as
registrar, with his city address, for each precinct in the city and
the council shall appoint the person named in such writing as
such registrar. No person shall be eligible to appointment as
a registrar, or in any way act as such, who has been convicted
of a felony, or who holds any elective or appointive office or
is an employee under the laws of the city of Wheeling, county
of Ohio, state of West Virginia, or of the United States, or who
is not a qualified voter in the precinct for which he is appointed, or who can not read and write the English language. If such registrar shall fail or refuse to serve, the vacancy shall be filled either by the city council, or the manager-mayor of the city in vacation, in the manner hereinbefore provided for the appointment of registrars, and the city clerk shall notify all such persons of their appointment as registrars. Said registrars shall before entering upon the discharge of their duties take an oath to support the constitution of the United States, the constitution of West Virginia, and to perform the duties of their office to the best of their ability and that they are legal members of the party for which they are respectively appointed. The said oath shall be filed in the office of the city clerk. The city clerk shall cause to be prepared suitable books and blanks for the registration of the voters and such books shall be so arranged as required by law for the registration of voters for general elections held in the state of West Virginia and all the provisions, duties and obligations as set forth in the election laws of West Virginia shall apply to the registration of voters hereunder, except as herein otherwise set out and the city clerk shall perform the duties required of the county clerk.
As soon as possible after their appointment the registrars shall proceed to register the names of all the qualified voters in their respective precincts and shall complete said registration on or before the third Thursday in April preceding said election, and, for the purpose of amending, correcting and completing said registration, shall sit together at some convenient place within the voting precinct for two days, commencing the fourth Thursday in April preceding said election from nine o'clock a.m. to one o'clock p.m. and from two o'clock p.m. to nine o'clock p.m., and shall give notice of the time and place of their sitting for such registration and correction by posting written or printed notices of the time and place of such sitting for five days prior thereto at not less than three of the most conspicuous places in said voting precinct, one of which shall be at the place of voting in said precinct. At the time of said sitting the books of registration shall be open for public inspection, and the said registrars, in the manner hereinbefore provided shall register all qualified voters who have not theretofore been so registered by them and complete and finish their registration of the voters within their said precinct and make out two alphabetical lists of the registered voters within said precinct.
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75 precinct entitled to vote at the ensuing election as registered
76 by them and shall sign and return the same to the city clerk
77 on or before the first Thursday in May preceding said election;
78 each of the said registrars shall receive the same compensation
79 as may be provided by the laws of West Virginia for the per-
80 formance of similar duties in state and county elections. The
81 registration books shall be sent to the polling place along with
82 the ballots and no person who is not duly registered thereon
83 shall be allowed to vote at said election.
84 At the city primary to be held on the second Thursday in
85 May, one thousand nine hundred thirty-one, and at each reg-
86 ular city primary thereafter, the voters of each political party
87 in each ward of the said city of Wheeling shall elect one male
88 and one female member of the city executive committee. All
89 members of the said city executive committee, respectively,
90 elected for each of the wards of said city as herein provided,
91 shall reside within the ward from which chosen, and shall be
92 a known bona fide member of the party of which she or he
93 is a candidate.
94 The term of the members of the said respective executive
95 committees shall begin on the first day of June of the respec-
tive years in which they are elected and shall continue for
the term of two years thereafter.

In the event of any vacancy occurring in any of said city
executive committees, the city executive committee or the party
in which such vacancy occurs shall fill such vacancy until the
next election; and in the event of the death or resignation of
any candidate for any political office in the said city of Wheel-
ing subsequent to the said primary election and before the
general election of said city of Wheeling, the city executive
committee of the political party in which such vacancy occurs
shall fill said vacancy.

The members of the present respective city executive com-
mittees as now constituted shall hold their several offices and
discharge the duties thereof until their successors are chosen
and installed in accordance with the provisions hereof.

"Political party," as herein mentioned, shall be, within the
meaning of this section, any affiliation of voters representing
any principle or organization which, at the last preceding gen-
eral city election, polled for its candidate for manager-mayor,
at least ten per centum of the total vote cast for all candidates
for that office.
The female candidates receiving the highest number of votes in their respective wards shall be duly elected as the female members of said committees from their respective wards; and the male candidates receiving the highest number of votes in their respective wards shall be duly elected as the male members of said committees from their respective wards. In the event of a tie vote in the election for city executive committee, the city council, acting as a board of commissioners, shall decide such tie by lot.

Sec. 46. The council may, by ordinance, require city license for persons conducting and carrying on any business or vocation in the city, for which the state may now or hereafter require license, except that the council may by ordinance, require license for persons, firms, or corporations conducting and carrying on the business of installing plumbing and plumbing fixtures, the installation of electrical wiring and electrical fixtures and the business of conducting a miniature golf course, whether the state requires a license for such vocations or businesses or not.

Sec. 77. Taxes, real or personal, shall become due on such day or days as the council may determine, and the said council
3 may, in its discretion, provide that said taxes shall be payable
4 in installments.

[Signatures]

J. Alfred Slagle
Speaker of the House of Delegates.

[Signatures]

Clrk. of the House of Del.egates.

[Signatures]

President of the Senate.

[Signatures]

Clerk of the Senate.

The within is approved
this 18th day of March 1931.

[Signatures]

Governor.

[Signature]

Filed in the office of the Secretary of State of West Virginia MAR 19 1931

GEORGE W. SCARFF
Secretary of State.