

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1943



ENROLLED

HOUSE BILL No. 144

(By Mr. Ross, of Upshur)



PASSED February 27, 1943

In Effect ninety days from Passage

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AN ACT authorizing the county court of Upshur county to expend funds for the purchase, improvement and maintenance of a Four-H camp for educational and recreational purposes, at Selbyville, in Upshur county, and providing for acquisition of necessary equipment in connection therewith; authorizing levies for any such purposes, and creating a board for the control, management and supervision thereof.

Be it enacted by the Legislature of West Virginia:

Section 1. *Upshur County Court Authorized to Acquire*

2 *Four-H Camp Property.*—The county court of Upshur
3 county shall have and is hereby authorized to acquire the
4 William McDade property, consisting of forty-six acres,
5 more or less, of land and the improvements thereon, lo-

6 cated at Selbyville, Upshur county, West Virginia, now
7 used as a Four-H camp, and to equip, improve and main-
8 tain the same for educational and recreational purposes,
9 and to expend money for such purposes.

Sec. 2. *Levies.*—For the purposes aforesaid, the county
2 court of Upshur county may, in its annual levy estimate
3 for current expenses, provide for and thereafter collect
4 and expend funds for the purposes enumerated in sec-
5 tion one of this act: *Provided, however,* That the rate
6 of levy shall not exceed seventy-five mills on class I, one
7 and one-half cents on class II, and three cents on classes
8 III and IV, on each one hundred dollars valuation of
9 assessed property in the county.

Sec. 3. *Upshur County Four-H Camp Board; Appoint-*
2 *ment; Duties; Organization; Meeting.*—There shall be a
3 board of Four-H camp commissioners consisting of five
4 members, known as "Upshur County Four-H Camp
5 Board," which shall be a body corporate. The members of
6 such board shall be appointed by the county court of
7 Upshur county in the manner hereinafter provided, and
8 said board shall have control, management, and su-

9 pervision of said camp and its uses. Such camp board
10 shall be organized and shall have and exercise the
11 powers and duties hereinafter provided.

12 (a) All members of the camp board shall be resi-
13 dents and qualified voters of Upshur county, and not
14 more than two shall be appointed or serve at one time
15 from the same magisterial district.

16 (b) Two such members shall be appointed for a
17 term of two years, two for a term of four years, and
18 one for a term of six years. Whenever a vacancy
19 shall occur by death, resignation, removal or expira-
20 tion of term of office, a successor member shall be
21 appointed by the county court in the same manner
22 as original appointments were made. All members ap-
23 pointed to fill the vacancies occasioned by the expira-
24 tion of the terms of office of their predecessors shall
25 be appointed for a term of six years. All members
26 appointed to fill other vacancies shall be appointed for
27 the unexpired terms.

28 (c) Members of "Upshur County Four-H Camp
29 Board" shall be appointed after nomination by a nominat-

30 ing committee, which nominating committee shall con-
31 sist of five members to be constituted as follows:

32 One member of the committee shall be a person
33 selected by the Four-H councils of boys' and girls' or-
34 ganizations of Upshur county.

35 One member of the committee shall be a person selected
36 by the Upshur county farm bureau.

37 One member of the committee shall be a person
38 selected by the board of education for Upshur county.

39 One member of the committee shall be a person se-
40 lected by the Upshur county district of scouting organiza-
41 tion.

42 One member of the committee shall be a person
43 selected by the county court of Upshur county.

44 If any organization authorized to appoint a member of
45 the nominating committee shall cease to exist, or fail
46 to exercise its privilege of appointment, such nominating
47 committee may still function as long as at least three
48 members thereof are appointed and participate.

49 Nominations for vacancies in membership of the
50 board shall be made in the same manner. No person

51 shall be appointed to fill any vacancy until after he
52 shall have been nominated by the nominating committee
53 as hereinbefore provided.

54 (d) Before entering upon the duties as members
55 of "Upshur County Four-H Camp Board" each member
56 shall be required to qualify by taking and subscrib-
57 ing to an oath to faithfully perform his duties as a
58 member of such board. Such oath shall be adminis-
59 tered by the clerk of the county court of Upshur
60 county.

61 (e) The first meeting of the board shall be held
62 at the time and place to be designated by the county
63 court, and within thirty days after this act shall be-
64 come effective; thereafter regular meetings shall be
65 held as prescribed by rules adopted by the board at
66 its first meeting. Special meetings may be held at any
67 time as prescribed by the board, or when called by the
68 president or three members of the board.

69 (f) The board shall elect from its members a presi-
70 dent and a secretary. The president shall preside
71 as chairman of the meetings and shall not vote upon

72 any matter except in case of tie. A majority of the
73 members shall constitute a quorum of the board for trans-
74 action of business.

75 The secretary shall keep records of all meetings
76 of members of the board. Minutes of such meetings
77 shall be filed in the office of the clerk of the county
78 court.

79 The secretary shall keep, or cause to be kept, a record
80 of all receipts and expenditures of the board. Such
81 record shall be submitted to the county court at least
82 every six months, or more often if required by the
83 county court.

Sec. 4. *Appointment of Employees.*—The county court
2 shall appoint only such employees as may be recom-
3 mended by the board.

4 No expenditure shall be made for any purpose under
5 this act, except upon the recommendation and approval
6 of the board made in writing.

Sec. 5. *Levy Estimates.*—The “Upshur County Four-H
2 Camp Board” may each year, prior to levy term of the
3 county court of Upshur county, submit to the court a de-

4 tailed estimate of the amount required to be expended
5 for any of the purposes enumerated in section one of
6 this act. In making its levy estimate the court may
7 provide for all, or such portion of the funds so estimated
8 by the board as necessary for the purposes included in
9 its estimate. The court may, from time to time, allocate
10 and spend for the purposes enumerated in section one
11 of this act, such funds as to it may seem desirable and as
12 may be available and not required for other purposes
13 for which the same may have been levied or collected.

Sec. 6. Additional Funds; Limitation on Expenditures.—

2 The county court of Upshur county may, from time to
3 time, authorize "Upshur County Four-H Camp Board"
4 to expend moneys for the purposes of this act, in addition
5 to funds raised by levy, but before any such expendi-
6 tures are authorized to be made by the board, the limit
7 of such expenditures shall be fixed by the court. Neither
8 the court nor the county shall in any event be liable for
9 any expenditures made or indebtedness incurred by the
10 board in excess of the amounts authorized.

11 The board is authorized to solicit and receive dona-

12 tions and gifts, for use and maintenance of said camp:

13 *Provided, however,* That all moneys so received may be

14 disbursed by said board.

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

Ray F. Johnson
Chairman Senate Committee

And H. Potoff
Chairman House Committee

Originated in the House of Delegates

Takes effect ninety days from passage.

Abner Watkins
Clerk of the Senate

J. Shipp
Clerk of the House of Delegates

James Paul
President of the Senate

John E. Russo
Speaker House of Delegates

The within approved this the 9
day of March, 1943.

Matthew M. Neely
Governor.

Filed in the office of the Secretary of
of West Virginia **MAR 9 1943**

Wm. S. O'BRIEN,
Secretary of State