WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1945

ENROLLED

SENATE BILL No. 117

(By Mr. Bowers)

PASSED March 10, 1945

In Effect 90 days from Passage

JARRETT PRINTING COMPANY, CHARLESTON, W. VA.
ENROLLED
Senate Bill No. 117
(By Mr. Bowers)

[Passed March 10, 1945; in effect ninety days from passage.]

AN ACT to amend and reenact section four, article fourteen, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to board of park commissioners.

Be it enacted by the Legislature of West Virginia:

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

Section 4. The board shall consist of not less than three nor more than five members as the council may, by
ordinance, determine, a majority of whom shall constitute
a quorum for the transaction of business, except as may
be hereinafter provided. Each member of said board
shall be a bona fide resident of the municipality and
shall own real estate within its corporate limits. The
council of the municipality may provide either by the
ordinance creating the board or by a subsequent ordinance
for the appointment of the members thereof by the coun-
cil, but unless and until it does so provide, the members
of the board shall be elected by the duly qualified voters
of the municipality at regular municipal elections. A
councilman, if otherwise qualified, may be a member of
said board, if the board consists of four or less members,
but one such councilman may be appointed by the council
and if it consists of five members not more than two
councilmen may be so appointed. The term of the board
membership of any such councilman so appointed shall
continue during his term and until his successor is ap-
pointed or elected and qualified. Membership on the
council shall not disqualify any member for election
to the board. The terms of other appointed or elected
members shall be for six years, and until their successors
have been duly elected or appointed and qualified: Pro-
vided, however, That the council of the municipality
shall appoint the members of the first board, such ap-
pointees to serve, one for a term of six years, one for a
term of four years, and one for a term of two years. The
ordinance creating the board shall fix the date upon
which the terms of such board members shall begin.
When any member of the board, during his term of office,
shall cease to be a bona fide resident of the municipality
or a freeholder thereof, he shall thereby be disqualified
as a member of said board and his office shall thereupon
become vacant.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Charles C. Morris
Chairman Senate Committee

J.A. Smith
Chairman House Committee

Originated in the Senate

Takes effect 90 days from passage

Thomas Claggett
Clerk of the Senate

Ralph
Clerk of the House of Delegates

Orval M. Eckenrode
President of the Senate

John E. Amos
Speaker House of Delegates

The within approved this the 16th day of March, 1945.

[Signature]
Governor.