

WEST VIRGINIA LEGISLATURE

*Extraordinary*  
REGULAR SESSION, 1947



ENROLLED

HOUSE BILL No. 3

(By Mr. *Speaker*, *Mr. Amos*)



PASSED June 23, 1947

In Effect From Passage



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**ENROLLED**

**House Bill No. 3**

(By MR. SPEAKER, MR. AMOS)

[Passed June 23, 1947; in effect from passage.]

AN ACT to amend and reenact section two, article two, chapter eight-a of the code of West Virginia, one thousand nine hundred thirty-one, as enacted by chapter fifty-six, acts of the Legislature, regular session, one thousand nine hundred thirty-seven, relating to the initiation of proceedings for the framing of charters of municipalities in the state by permitting the governing bodies thereof to call elections.

*Be it enacted by the Legislature of West Virginia:*

That section two, article two, chapter eight-a of the code of West Virginia, one thousand nine hundred thirty-one, as enacted by chapter fifty-six, acts of the Legislature, regular session, one thousand nine hundred thirty-seven, be amended and reenacted to read as follows:

**Article 2. Home Rule Procedure; Charter Elections.**

Section 2. *Initiation of Proceedings for Framing a*

2 *Charter.*—The governing body of a city may provide by

3 ordinance for the submission to the voters of the city at  
4 any general election or at a regular or a special municipal  
5 election of the question, "Shall a charter be framed by  
6 representatives of the voters?": *Provided, however,* That  
7 the governing body of a city may not, without the peti-  
8 tion of the voters, as hereinafter set forth, submit the  
9 same question to the voters more than once in any two  
10 year period after the effective date of this act.

11 The governing body of a city shall, upon petition bear-  
12 ing the signatures, written in their own handwriting, of  
13 voters of the city equal in number to fifteen per centum,  
14 if a class I or class II city, and ten per centum, if a class  
15 III city, of the total registration of voters therein, or if  
16 there be no registration of voters then a like per centum  
17 of duly qualified voters for the last preceding general  
18 election, provide by ordinance for the submission to the  
19 voters of the city at any general election or at a regular  
20 municipal election of the question, "Shall a charter be  
21 framed by representatives of the voters?"

22 The governing body of a city shall provide by ordinance  
23 for a special election on said question if a petition bearing

24 the signatures in their own handwriting of voters of the  
25 city equal in number to fifteen per centum, if a class I or  
26 class II city, and ten per centum if a class III city, of the  
27 total registration of voters therein, or if there be no regis-  
28 tration of voters then a like per centum of duly qualified  
29 voters for the last preceding general election, expressly  
30 requesting that a special election be called for the pur-  
31 pose, be presented to the governing body more than one  
32 hundred twenty days prior to the date of the next regular  
33 municipal election.

34 Any special election under this section shall be held not  
35 less than thirty nor more than sixty days after the ordi-  
36 nance shall have been adopted, or the petition shall have  
37 been presented to the governing body.

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

Forest L. McNeer  
Chairman Senate Committee

R. L. Matthews  
Chairman House Committee

We hereby certify that the foregoing bill, originating in the House of Delegates, takes effect from passage.

Thomas Meyers  
Clerk of the Senate

J. J. Jarriff  
Clerk of the House of Delegates

Arnold M. Vickers  
President of the Senate

John E. Amos  
Speaker of the House of Delegates

The within approved this the 27<sup>th</sup>  
day of June, 1947.

Blasius Meadows  
Governor.



Filed in the Office of the Secretary of State  
of West Virginia JUN 27 1947

WM. S. O'BRIEN,  
SECRETARY OF STATE