WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1947

ENROLLED

HOUSE BILL No. 72

(By Mr. [Signature])

PASSED February 10, 1947

In Effect July 1, 1947
AN ACT to amend and reenact section one, article eleven, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the continuation, management and control of West Virginia university and to the constitution, rights, powers and duties of the board of governors.

Be it enacted by the Legislature of West Virginia:

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

CHAPTER 18. EDUCATION

Article 11. West Virginia University

Section 1. Continuation; Board of Governors. The 2 West Virginia University, heretofore established and located at Morgantown, in Monongalia county, shall be
continued, and shall be known as "West Virginia Uni-
versity." The business and educational affairs of the
university shall be under the control, supervision and
management of the board of governors, which shall be a
corporation, and as such may contract and be contracted
with, sue and be sued, plead and be impleaded, and have
and use a common seal. The board of governors shall
consist of nine members, all of whom shall be citizens of
the state, to be appointed by the governor, by and with
the advice and consent of the senate, for overlapping terms
of nine years, except that the original appointments shall
be for terms of one, two, three, four, five, six, seven, eight,
and nine years, respectively. At least one but not more
than two members shall be appointed from each congres-
sional district and at least four members shall be gradu-
ates of West Virginia University. No more than five
members shall belong to the same political party. No per-
son shall be eligible for membership on the board of gov-
ernors who is a member of any political party executive
committee, or who holds any other public office or public
employment under the federal government or under the
government of this state or any of its political subdivisions, or who is an appointee or employee of the board. Members shall be eligible for reappointment.

The governor shall appoint all members of the board of governors as soon after the effective date hereof as is practicable, for respective terms of office beginning on the first day of July, one thousand nine hundred forty-seven. Any vacancy on the board of governors shall be filled by the governor by appointment for the unexpired term. The terms of office of present members of the board of governors shall expire on the thirtieth day of June, one thousand nine hundred forty-seven.

No member may be removed from office by the governor except for official misconduct, incompetence, neglect of duty, or gross immorality, and then only in the manner prescribed by law for the removal by the governor of state elective officers.

Before exercising any authority or performing any duties as a member of the board of governors, each member shall qualify as such by taking and subscribing to the oath of office prescribed by section five, article four of the
Constitution, the certificate whereof shall be filed in the office of the secretary of state. A suitable office or offices for the board shall be provided in the buildings of West Virginia University.

The board of governors shall have general control, supervision and management of the business and educational affairs of the university and of Potomac state school, and shall have full authority to employ all officers, teachers and other employees of such institutions and fix their yearly or monthly salaries.

The board of governors shall meet annually in June at the university in the performance of its duties, and may meet at such other times and places as may be necessary for the best interests of the institutions under its control. Special meetings may be called by the board when in session, or by the president, who shall not succeed himself as president, of the board. The board shall at each annual meeting elect one of its members as president and one as vice-president of the board, and shall appoint a secretary and fix his salary, the same to be paid out of the funds appropriated by the legislature for the university.
The president of the university shall be the chief executive officer of the board. The members of the board shall serve without compensation, but every member shall be reimbursed from the appropriation made by the legislature for the support of the university for actual expenses incident to the performance of his duties, upon presentation of an itemized sworn statement, thereof.

On the first day of October of each year, or as soon thereafter as practicable, the board of governors shall make to the governor and to the legislature a full report concerning the educational institutions under its control and management, together with its recommendations in respect to needed legislation.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Forest L. McGraw
Chairman Senate Committee

A.K. Mauk
Chairman House Committee

Originated in the House of Delegates

Takes effect July 1, 1947

Herman Hughes
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

Donald W. Dickey
President of the Senate

John C. Lovep
Speaker House of Delegates

The within approved this the 26th day of July, 1947.

Governor.

Filed in the Office of the Secretary of State of West Virginia FEB 26, 1947

Wm. S. O'Brien, Secretary of State