WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED

HOUSE BILL No. 88

(By Mr. Bowles)

PASSED ___________ March 14, 1953

In Effect ___________ July 1, 1953

Passage
AN ACT to amend and reenact section two, article one, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to compensation of members of public service commission.

Be it enacted by the Legislature of West Virginia:

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

Section 2. Appointment, Qualification and Disqualification of Commissioners; Removal from Office; Terms of Office; Salaries.—There shall be a public service commission of West Virginia which by that name may sue and be sued. The commission shall consist of three members who shall be appointed by the governor with the advice and consent of the senate. The commissioners shall be citizens and residents of this state and at least
one of them shall be a lawyer of not less than ten years' actual experience at the bar. The commissioners in office when this code becomes affective shall, unless sooner removed, continue to serve until their respective terms expire and until their successors have been appointed and qualified. A commissioner shall be appointed to take office on the first day of June, nineteen hundred and thirty-one, and on the first day of June of every alternate year thereafter. The term of office shall be six years, except that an appointment to fill a vacancy shall be for the unexpired term only. Each commissioner shall, before entering upon the duties of his office, take and subscribe to the oath provided by section five, article four of the constitution, which oath shall be filed in the office of the secretary of state. The governor shall annually designate one of the commissioners as chairman, and may remove any commissioner for incompetency, neglect of duty, gross immorality or malfeasance in office.

No person while in the employ of, or holding any official relation to, any public utility subject to the provisions of this chapter, or holding any stocks or bonds
30 thereof, or who is pecuniarily interested therein, shall
31 serve as a member of the commission. Nor shall any of
32 such commissioners be a candidate for or hold public
33 office, or be a member of any political committee, while
34 acting as such commissioner; nor shall any commissioner
35 or employee of said commission receive any pass, free
36 transportation or other thing of value, either directly or
37 indirectly, from any public utility subject to the pro-
38 visions of this chapter. In case any of such commissioners
39 shall become a candidate for any public office or shall
40 become a member of any political committee, his office
41 as commissioner shall be ipso facto vacated.
42 For the administration of this chapter each commissi-
43 oner shall receive a salary of seven thousand five hundred
44 dollars per annum to be paid in monthly installments from
45 the special fund collected from public utilities under the
46 provisions of section six-a, article three, chapter twenty-
47 four of the code of West Virginia.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House of Delegates

Takes effect July 1, 1953

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within is presented this the 20th
day of March, 1953.

[Signature]
Governor

[Stamp]
D. Pitt O'Brien,
Secretary of State