WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1960

ENROLLED

HOUSE BILL No. 61

(By Mr. _______________)

PASSED February 14, 1960

In Effect _______________ Passage
ENROLLED

House Bill No. 61
(By Mr. Seibert)

[Passed February 11, 1960; in effect from passage.]

AN ACT to amend and reenact section seven of an act entitled

"An act to establish a county court and a board of commis­sioners of Ohio county, under the thirty-fourth section of the eighth article of the constitution of the state of West Virginia," approved December thirty-first, one thou­sand eight hundred seventy-two, as amended by acts of the Legislature, one thousand nine hundred nine, and as further amended by chapter one hundred thirty-two, acts of the Legislature, one thousand nine hundred twenty-three, as amended by chapter one hundred fifty-seven, acts of the Legislature, regular session, one thousand nine hundred twenty-three, as amended by chapter one hundred fifty-seven, acts of the Legislature, regular session, one thousand nine hundred forty-nine, and last amended by chapter two hundred fourteen, acts of the Legislature, regular session, one thousand nine hundred fifty-one, relating to the board
of commissioners of Ohio county, meetings, commissioners, powers.

Be it enacted by the Legislature of West Virginia:

That section seven of an act entitled "An act to establish a county court and a board of commissioners of Ohio county, under the thirty-fourth section of the eighth article of the constitution of the state of West Virginia," approved December thirty-first, one thousand eight hundred seventy-two, as amended by the acts of the Legislature, one thousand nine hundred nine, and as further amended by chapter one hundred thirty-two, acts of the Legislature, one thousand nine hundred twenty-three, as amended by chapter one hundred fifty-seven, acts of the Legislature, regular session, one thousand nine hundred forty-nine, and last amended by chapter two hundred fourteen, acts of the Legislature, regular session, one thousand nine hundred fifty-one, be amended and reenacted to read as follows:

Section 7. Board of Commissioners of Ohio County; Meetings; Compensation; Powers.—The commissioners elected as provided in section five shall constitute a board, to be known as "the Board of Commissioners of the County of Ohio", by which name they may sue and be
sued, and make and use a common seal, and enact
ordinances and by-laws not inconsistent with the laws of
this state. They will meet steadily on the first Monday
in every month, at the court house of their county, and
may hold special and adjourned meetings at any time after
their first meeting after election. They shall elect one of
their number president of the board, and appoint a clerk,
who shall hold office at their pleasure, and shall keep a
journal of their proceedings, including a record of their
ordinances in a volume separate from the journal of their
proceedings, and shall perform such other services per-
taining to his office as may be by them or by law required;
and whose compensation shall be forty-two hundred dol-
lars annually, which salary shall be paid from the county
treasury and no fees or additional salary shall be received
by said clerk without approval by said board. The said
board shall have the same powers now vested in the board
of commissioners of Ohio county as to the superintendence
and administration of the internal police and fiscal affairs
of the county, including the establishment and regulation
of roads, ways, bridges, public landings, ferries and mills,
the granting of ordinary and other licenses, with authority
to lay and disburse the county levies. The board shall,
in all contested cases, judge of the election, qualification
and returns of its own members, and of all county and
district officers; and it shall exercise such other jurisdic-
tion and perform such other duties as may be prescribed
by law. The said commissioners shall each receive a com-
pensation of forty-five hundred dollars annually, which
salary shall be paid from the county treasury and no fees,
commissions or additional salary shall be received by any
of said commissioners. Any commissioner may be indicted
for malfeasance, misfeasance or neglect of official duty,
and, upon conviction thereof, his office shall become
vacant. A vacancy in the board of commissioners, whether
from resignation, removal from the subdivision from
which he was elected, removal from office, death or other
cause, shall be filled by the remaining members of the
board.

All acts or parts of acts inconsistent herewith are here-
by repealed.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect ____________________ passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker, House of Delegates

The within ____ approved this the 16th day of February, 1960.

Governor

Filed in Office of the Secretary of State of West Virginia FEB 17, 1960

JOE F. BURDETT
SECRETARY OF STATE