

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1960

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ENROLLED

HOUSE BILL No. 61

(By Mr. Seibert)

—●—

PASSED February 11, 1960

In Effect Juan Passage



Filed in Office of the Secretary of State
of West Virginia **FEB 17 1960**
JOE F. BURDETT
SECRETARY OF STATE

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 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;

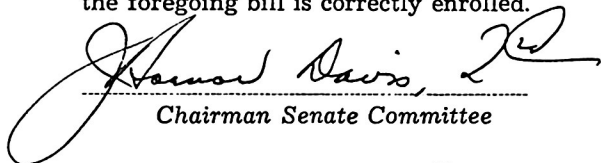
2 *Meetings; Compensation; Powers.*—The commissioners
3 elected as provided in section five shall constitute a board,
4 to be known as "the Board of Commissioners of the
5 County of Ohio", by which name they may sue and be

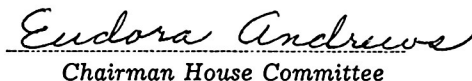
6 sued, and make and use a common seal, and enact
7 ordinances and by-laws not inconsistent with the laws of
8 this state. They will meet steadily on the first Monday
9 in every month, at the court house of their county, and
10 may hold special and adjourned meetings at any time after
11 their first meeting after election. They shall elect one of
12 their number president of the board, and appoint a clerk,
13 who shall hold office at their pleasure, and shall keep a
14 journal of their proceedings, including a record of their
15 ordinances in a volume separate from the journal of their
16 proceedings, and shall perform such other services per-
17 taining to his office as may be by them or by law required;
18 and whose compensation shall be forty-two hundred dol-
19 lars annually, which salary shall be paid from the county
20 treasury and no fees or additional salary shall be received
21 by said clerk without approval by said board. The said
22 board shall have the same powers now vested in the board
23 of commissioners of Ohio county as to the superintendence
24 and administration of the internal police and fiscal affairs
25 of the county, including the establishment and regulation
26 of roads, ways, bridges, public landings, ferries and mills,

27 the granting of ordinary and other licenses, with authority
28 to lay and disburse the county levies. The board shall,
29 in all contested cases, judge of the election, qualification
30 and returns of its own members, and of all county and
31 district officers; and it shall exercise such other jurisdic-
32 tion and perform such other duties as may be prescribed
33 by law. The said commissioners shall each receive a com-
34 pensation of forty-five hundred dollars annually, which
35 salary shall be paid from the county treasury and no fees,
36 commissions or additional salary shall be received by any
37 of said commissioners. Any commissioner may be indicted
38 for malfeasance, misfeasance or neglect of official duty,
39 and, upon conviction thereof, his office shall become
40 vacant. A vacancy in the board of commissioners, whether
41 from resignation, removal from the subdivision from
42 which he was elected, removal from office, death or other
43 cause, shall be filled by the remaining members of the
44 board.

45 All acts or parts of acts inconsistent herewith are here-
46 by repealed.

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

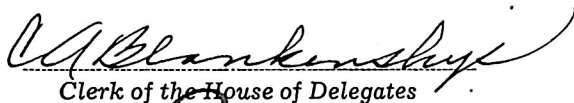

Chairman Senate Committee

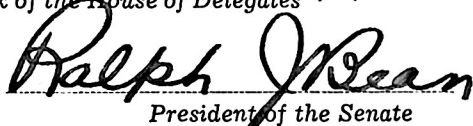

Chairman House Committee

Originated in the House of Delegates

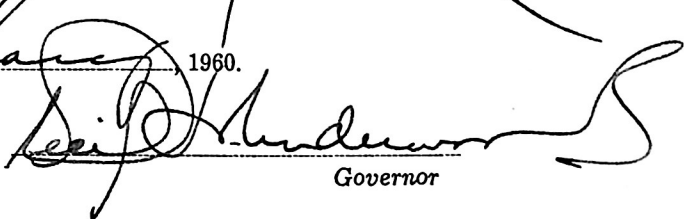
Takes effect from passage.


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



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of West Virginia **FEB 17 1960**
JOE F. BURDETT
SECRETARY OF STATE