

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963



ENROLLED

HOUSE BILL No. 283

(By Mr. White)



PASSED March 7, 1963

In Effect from Passage



Filed in Office of the Secretary of State
of West Virginia 3-15-63

JOE F. BURDETT
SECRETARY OF STATE

283

ENROLLED
House Bill No. 283

(By MR. WHITE)

[Passed March 7, 1963; in effect from passage.]

AN ACT to amend article thirteen-a, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto two new sections, designated section three-a, relating to the removal of the members of a public service district board, and section eighteen-a, relating to the sale, lease or rental of water system by a public service district and the disbursement of money received for the sale, lease or rental of said system.

Be it enacted by the Legislature of West Virginia:

That article thirteen-a, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended,

be amended by adding thereto two new sections, designated sections three-a and eighteen-a, to read as follows:

Article 13-a. Public Service Districts for Water and Sewerage Services.

Section 3-a. Removal of Members of Public Service

2 District Board.—The county court or any other appointive
3 body creating or establishing a public service district
4 under the provisions of this article shall have the author-
5 ity to remove any member of the governing board there-
6 of for any violation of any provisions of this article, for
7 any misconduct in office or upon written petition signed
8 by a majority of the registered voters residing within
9 the public service district: *Provided, however,* That such
10 appointee shall only be removed after a full hearing of
11 any complaint presented against him and after due notice
12 of such hearing.

Sec. 18-a. Sale, Lease or Rental of Water System by

2 District.—In any case where a public service district shall
3 own a water system, and all the members of the public
4 service board thereof shall deem it for the best interests
5 of the district to sell, lease or rent such water system

6 to any municipally or privately owned water system, or
7 to any water system owned by an adjacent public service
8 district, said board shall have full power and authority
9 to so sell, lease or rent such water system upon such
10 terms and conditions as said board shall, in its discretion,
11 consider in the best interests of the district: *Provided,*
12 *however,* That such sale, leasing or rental shall be made
13 only upon approval by the public service commission of
14 West Virginia.

15 In the event of any such sale, the proceeds thereof, if
16 any, remaining after payment of all outstanding bonds
17 and other obligations of the district shall be ratably dis-
18 tributed to any persons who have made contributions in
19 aid of construction of such water system, such distribu-
20 tion not to exceed the actual amount of any such con-
21 tribution, without interest, and any balance of funds
22 thereafter remaining shall be paid to the county court
23 of the county in which the major portion of such water
24 system is located to be placed in the general funds of
25 such county court.

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

O Ray Parker
Chairman Senate Committee

Ethel L. Candall
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard Meyer
Clerk of the Senate

A Blankenship
Clerk of the House of Delegates

Howard Wilson
President of the Senate

Julius W. Sigelton Jr.
Speaker House of Delegates

The within approved this the 14th
day of March, 1963.

W. W. Barron
Governor

