WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1966

ENROLLED

Committee Substitute for
HOUSE BILL No. 295

(By Mr. )

PASSED February 16, 1966
In Effect ninety days from Passage

FILED IN THE OFFICE
HERBERT D. DALEY
SECRETARY OF STATE
THIS DATE 2-15-66
AN ACT to provide for the submission to the voters of the state of an amendment to the constitution of the state of West Virginia, amending sections twenty-two and thirty-three, article six thereof, relating to the Legislature of the state of West Virginia.

Be it enacted by the Legislature of West Virginia:

Section 1. Submitting an Amendment to the State Constitution.—That the question of the ratification or rejection of an amendment to the constitution of West Virginia, proposed in accordance with the provisions of section two, article fourteen of said constitution, shall
be submitted to the voters of the state at the next general election, to be held in the year one thousand nine hundred sixty-six, which proposed amendment is as follows:

"That sections twenty-two and thirty-three, article six of the constitution be amended to read as follows:

"Article VI—The Legislature.

"Section 22. Length of Legislative Session.—The regular session of the Legislature held in the year one thousand nine hundred sixty-seven and every year thereafter shall not exceed sixty days. Any such regular session may be extended by the concurrence of two thirds of the members elected to each house.

"Sec. 33. Compensation and Expenses of Members.—Each member of the Legislature shall receive for his services the sum of two thousand five hundred dollars a year, and such expenses in connection with any session and party caucuses and the performance of authorized interim assignments as may be provided for by general law.

"Notwithstanding any other provisions of the Consti-
Sec. 2. Amendment to Be Known as the “Legislative Amendment.”—For convenience in referring to said proposed amendment, and in the preparation of the form of the ballot hereinafter provided for, said proposed amendment is hereby designated as the “Legislative Amendment.”

Sec. 3. Form of Ballot; Election.—For the purpose of enabling the voters of the state to vote on the question of said proposed amendment to the constitution at the said general election to be held in the year one thousand nine hundred sixty-six, the board of ballot commissioners of each county is hereby required to place upon, and at the foot of, the official ballot to be voted at that election, under the heading reading “Ballot on Constitutional Amendment(s),” in the fourth position under said heading, the following:
No. 4. Legislative Amendment

☐ For Ratification

☐ Against Ratification

The said election on the proposed amendment at each place of voting shall be superintended, conducted and returned, and the result thereof ascertained by the same officers and in the same manner as the election of officers to be voted for at said election, and all the provisions of the law relating to general elections, including all duties to be performed by any officer or board, as far as practicable, and not inconsistent with anything herein contained, shall apply to the election held under the provisions of this act, except when it is herein otherwise provided. The ballots cast on the question of said proposed amendment shall be counted as other ballots cast at said election.

Sec. 4. Certificates of Election Commissioners; Canvass of Vote; Certifying Result.—As soon as the result is ascertained, the commissioners, or a majority of them, and the canvassers (if there be any), or a majority of them, at each place of voting, shall make out and sign
two certificates thereof in the following form or the following effect:

"We, the undersigned, who acted as commissioners (or canvassers, as the case may be) of the election held at Precinct No. ______, in the district of _________, in the county of _________, on the ______ day of _________, one thousand nine hundred sixty-six, upon the question of the ratification or rejection of the proposed constitutional amendment, do hereby certify that the result of said election is as follows:

Amendment No. 4. Legislative Amendment

For ratification ____________ votes.

Against ratification ____________ votes.

"Given under our hands this __________ day of __________, one thousand nine hundred sixty-six."

The said two certificates shall correspond with each other in all respects and contain the full and true returns in said election at each place of voting on said question. The said commissioners, or any one of them (or said canvassers or any one of them, as the case may be), shall, within four days, excluding Sunday, after that on which
said election was held, deliver one of said certificates to the clerk of the county court of the county, together with the ballots, and the other to the clerk of the circuit court of the county.

The said certificates, together with the ballots cast on the question of said proposed amendment, shall be laid before the commissioners of the county court at the courthouse at the same time the ballots, poll books and the certificates of election of the members of the Legislature are laid before them; and as soon as the result of said election in the county upon the question of such ratification or rejection is ascertained, two certificates of such result shall be made out and signed by said commissioners as a board of canvassers, in the form or to the following effect:

"We, the board of canvassers of the county of ................, having carefully and impartially examined the returns of the election held in said county, in each district thereof, on the ............. day of November, one thousand nine hundred sixty-six, do certify that the results of the election in said county, on the question of the ratification or rejection of the proposed amendment is as follows:
Amendment No. 4. Legislative Amendment

For ratification .......... votes.

Against ratification .......... votes.

"Given under our hands this .......... day of ...........

one thousand nine hundred sixty-six."

One of the certificates shall be filed in the office of the clerk of the county court, and the other forwarded by mail to the secretary of state, who shall file and preserve the same until the day on which the result of said election in the state is to be ascertained, as hereinafter stated.

Sec. 5. Proclamation of Result of Election by Governor.

On the twenty-fifth day after the election is held, or as soon thereafter as practicable, the said certificates shall be laid before the governor, whose duty it shall be to ascertain therefrom the result of said election in the state, and declare the same by proclamation published in one or more newspapers printed in the seat of government. If a majority of the votes cast at said election upon said question be for ratification of said amendment, the proposed amendment so ratified shall be in force and effect from and after the time of such ratification, as part of the constitution of the state.
Sec. 6. **Publication of Proposed Amendment by Governor.**—The governor shall cause the said proposed amendment, with the proper designation for the same as hereinbefore adopted, to be published one time at least three months before such election in some newspaper in every county in which a newspaper is printed, at a price to be agreed upon in advance, in writing, and the cost of such advertising shall in the first instance, if found necessary by him, be paid out of the governor's contingent fund and be afterwards repaid to such fund by appropriation of the Legislature.
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.

Takes effect ninety days 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 15th day of February, 1966.