WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1967

ENROLLED

HOUSE BILL No. 1088

(By Mr. ______ ______

Mr. ______

PASSED March 9, 1967

In Effect from Passage

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 3-21-67
ENROLLED
House Bill No. 1088
(By Mr. Speaker, Mr. White, and Mr. Fantasia)

[Passed March 9, 1967; in effect from passage.]

AN ACT to amend and reenact sections three and four, chapter thirty-one, acts of the Legislature, regular session, one thousand nine hundred sixty, authorizing the county court of Harrison county and the county court of Marion county to create an airport authority, and providing for membership in the authority and for the appointment and removal of members.

Be it enacted by the Legislature of West Virginia:

That sections three and four, chapter thirty-one, acts of the Legislature, regular session, one thousand nine hundred sixty, be amended and reenacted to read as follows:
§3. Members of authority.

1. The management and control of the "Benedum Airport Authority," its property, operations, business and affairs, shall be lodged in a board of ten persons who shall be known as the members of the authority and who shall be appointed for a term of three years each, five members by the county court of Harrison county, and five members by the county court of Marion county, except that, as to the first board appointed, the term of one member appointed by each county court shall expire on the first day of March next ensuing, the term of another member appointed by each county court shall expire on the first day of the following March, and the term of the third original member appointed by each county court shall expire on the first day of the next following March. All members of the board except the members of the first board shall be appointed for full three-year terms. As a member's term expires, the county court which appointed such member shall appoint a member for a full term of three years. A member may be re-appointed for such additional term or terms as the county
court appointing him may deem proper. If a member rejoins, is removed or for any reason his membership terminates during his term of office, a successor member to fill out the remainder of his term shall be appointed by the county court which appointed him. Members in office at the expiration of their respective terms shall continue to serve until their successors have been appointed and have qualified. The county court of the county appointing a member may at any time for good cause, and upon at least five days' notice in writing to such member, remove such member of the board of the authority by an order duly entered of record in the record book of such court and may appoint a successor member for any member so removed. If any member objects to being so removed, he may, in writing, demand a hearing, and the county court proposing to remove him shall promptly thereafter, in its own county, hold a public hearing thereon. After such public hearing, the county court holding the hearing shall determine whether the member shall be removed or shall be permitted to continue in office.
§4. Qualification of members of the authority.

1     All members of the board of the authority shall be citizens of West Virginia, over thirty years of age, and residents of either Harrison county or Marion county. No member of the board shall be engaged in the aviation business as a major part of his activities. Not more than three members of the authority from the same county shall belong to the same political party. Two members of the board of the authority from each county may also be members of the county court of his county: Provided, That service by a member of the county court as a member of the authority shall not permit the members of the county court to additional compensation for services other than services in court under section five, article one, chapter seven of this code.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tampas  
Chairman Senate Committee

Clayton C. Davidson  
Chairman House Committee

Originated in the House.

Takes effect from passage.

James H. Tyger  
Clerk of the Senate

C. A. Blanchensky  
Clerk of the House of Delegates

Howard F. Carson  
President of the Senate

W. LeRoy White  
Speaker House of Delegates

The within approved this the 17th day of March, 1967.

Hulet C. Smith  
Governor
PRESENTED TO THE
GOVERNOR

Date  3/17/67
Time  3:07 p.m.