WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1973

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ENROLLED

HOUSE BILL No. 825

(By Mr. Markiewicz and Mr. House)

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PASSED April 13, 1973

In Effect Ninety days from Passage

C 641

FILED IN THE OFFICE
EDGAR F. REISKELL LIX
SECRETARY OF STATE
THIS DATE 5/3/73
ENROLLED

House Bill No. 825
(By Mr. Mulneix and Mr. Hawse)

[Passed April 13, 1973; in effect ninety days from passage.]

AN ACT to amend and reenact section seven, article twenty-one-a, chapter nineteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the qualifications and terms of supervisors of soil conservation districts; their powers and duties and per diem allowances.

Be it enacted by the Legislature of West Virginia:

That section seven, article twenty-one-a, chapter nineteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 21A. SOIL CONSERVATION DISTRICTS.

§19-21A-7. Supervisors to constitute governing body of district; qualifications and terms of supervisors; powers and duties.

1 The governing body of the district shall consist of the supervisors, appointed or elected, as provided in preceding sections.
2 The two supervisors appointed by the committee shall be persons who are by training and experience qualified to perform the specialized skilled services which will be required of them in the performance of their duties hereunder, and must be legal residents and landowners of the district.
3 The supervisors shall designate a chairman and may, from time to time, change such designation. The term of office of each supervisor shall be three years, except that the supervisors who are first appointed shall be designated to serve...
for terms of one and two years, respectively, from the date of
their appointment. A supervisor shall hold office until his
successor has been elected, or appointed. In case a new
county or portion thereof is added to a district the committee
may appoint a supervisor to represent it until such time as
the next regular election of supervisors for the district takes
place. In case a vacancy occurs among the elected super-
visors of a district the committee shall appoint a successor
from the same county to fill the unexpired term. Such
appointment shall be made from a name or list of names
submitted by local farm organizations and agencies. When
any county or portion thereof lying within the boundaries of
a district shall have in effect eight hundred or more signed
agreements of cooperation with occupiers of land located
within said county, then at the next regular election of
supervisors the land occupiers within said county or portion
thereof are entitled to elect two supervisors to represent the
county instead of one for the term and in the manner pre-
viously prescribed. A majority of the supervisors shall con-
istute a quorum and the concurrence of a majority in any
matter within their duties shall be required for its determina-
tion. A supervisor shall be entitled to expenses, and a per
diem not to exceed twelve dollars when engaged in the
performance of his duties.

The supervisors may with the approval of the state com-
mittee employ a secretary, technical experts, and such other
officers, agents, and employees, permanent and temporary,
as they may require, and shall determine their qualifications,
duties and compensation. The supervisors may delegate to
their chairman, to one or more supervisors or to one or
more agents, or employees, such administrative powers and
duties as they may deem proper. The supervisors shall
furnish to the state soil conservation committee, upon request,
copies of such ordinances, rules, regulations, orders, contracts,
forms, and other documents as they shall adopt or employ,
and such other information concerning their activities as it
may require in the performance of its duties under this
article.

The supervisors shall provide for the execution of surety
bonds for all employees and officers who shall be entrusted
with funds or property; shall provide for the keeping of a
full and accurate record of all proceedings and of all
resolutions, regulations and orders issued or adopted; and
shall provide for an annual audit of the accounts of receipts
and disbursements. Any supervisor may be removed by the
state soil conservation committee upon notice and hearing,
for neglect of duty or malfeasance in office, but for no other
reason.

The supervisors may invite the legislative body of any
municipality or county located near the territory comprised
within the district to designate a representative to advise and
consult with the supervisors of a district on all questions of
program and policy which may affect the property, water
supply, or other interests of such municipality or county.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

N. Daniel Dancy
Chairman Senate Committee

Chairman House Committee

Originated in the House.
Takes effect ninety days from passage.

Howard McIvor
Clerk of the Senate

C. blankenship
Clerk of the House of Delegates

W. B. B. Thorton Jr.
President of the Senate

Louis F. H. Moore
Speaker House of Delegates

The within approved this the 24th day of April, 1973.

Governor
PRESENTED TO THE GOVERNOR

Date 4/24/73
Time 2:34 P.M.