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OFFICE OF  
SPEAKER OF STATE  
LEGISLATURE VIRGINIA

## WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1975

— ● —

# ENROLLED

HOUSE BILL No. 1298

(By Mr. Leibert)

— ● —

PASSED March 8, 1975

In Effect ninety days from Passage



**ENROLLED**

**H. B. 1298**

(By MR. SEIBERT)

[Passed March 8, 1975; in effect ninety days from passage.]

AN ACT to repeal sections eight, nine and ten, article seventeen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to enact in lieu thereof new sections eight and nine; and to amend and reenact sections two and three of said article seventeen, continuing the West Virginia commission on energy, economy and environment; relating to the composition of such commission and the qualifications of the members thereof; relating to appointment of citizen members and their terms; relating to vacancies; requiring the commission to make reports to the joint committee on government and finance; and providing a rule of construction and severability clause.

*Be it enacted by the Legislature of West Virginia:*

That sections eight, nine and ten, article seventeen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed, and new sections eight and nine be enacted in lieu thereof; and that sections two and three of said article seventeen be amended and reenacted, to read as follows:

**ARTICLE 17. WEST VIRGINIA COMMISSION ON ENERGY, ECONOMY AND ENVIRONMENT.**

**§5-17-2. Composition of commission.**

- 1 The "West Virginia Commission on Energy, Economy and
- 2 Environment," heretofore created and hereinafter referred to as
- 3 the "commission," is hereby continued. The commission shall

4 consist of nineteen members, as follows: Eleven members, here-  
5 in referred to as government representatives, who shall be the  
6 tax commissioner, the commissioner of commerce, the finance  
7 and administration commissioner, the oil and gas conservation  
8 commissioner, the director of the department of mines, the  
9 director of the department of natural resources, the director  
10 of the geological and economic survey commission, the director  
11 of the air pollution control commission, the chairman of the  
12 public service commission, a representative from the board  
13 of regents, and a representative of the governor; and eight  
14 additional citizens of the state, herein referred to as citizen  
15 advisory representatives, no more than four of whom shall be-  
16 long to the same political party. The president of the Senate  
17 and the speaker of the House of Delegates shall appoint the  
18 eight citizen advisory representative members of the commis-  
19 sion.

**§5-17-3. Terms of citizen advisory representatives; vacancies.**

1 The citizen advisory representatives shall be appointed for  
2 terms of one year each, and shall serve until their successors  
3 have been appointed and have qualified. Any vacancy as to a  
4 citizen advisory representative shall be filled by appointment by  
5 the President of the Senate and the Speaker of the House of  
6 Delegates for the unexpired term of such citizen advisory  
7 representative.

**§5-17-8. Reports to joint committee on government and finance.**

1 The commission shall, each six months, submit to the joint  
2 committee on government and finance a report of its activities,  
3 projects and accomplishments to the date of such report and  
4 of its planned future activities and projects.

**§5-17-9. Construction; severability.**

1 The provisions of this article shall be liberally construed to  
2 accomplish its objectives and purposes. If any section, sub-  
3 section, subdivision, subparagraph, sentence, or clause of this  
4 article is adjudged to be unconstitutional or invalid such in-  
5 validity or unconstitutionality shall not affect the validity of the  
6 remaining portions of this article and, to this end, the provisions  
7 of this article are hereby declared to be severable.

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

James L. Davis  
Chairman Senate Committee

Charles C. Christian  
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. C. Pelland  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

W. T. Brotherton, Jr.  
President of the Senate

Lewis N. McMane  
Speaker House of Delegates

The within approved this the 26th  
March  
day of \_\_\_\_\_, 1975.

Arch A. Chaffin  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/24/25

Time 12:00 noon