

APPROVED AND SIGNED BY THE GOVERNOR

Date: 4-29-81

Time \_\_\_\_\_

No: 427

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1981

—•—  
**ENROLLED**

SENATE BILL NO. 427

(By Mrs. Spears & Mr. McCune)

—•—  
PASSED April 11 1981

In Effect ninety days from Passage

OFFICE  
SECY. OF STATE

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**ENROLLED**

**Senate Bill No. 427**

(By MRS. SPEARS and MR. MCCUNE)

[Passed April 11, 1981; in effect ninety days from passage.]

AN ACT to amend article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section three-k, relating to county commissions; and authorizing the use of county-owned property by nonprofit organizations.

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

That article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section three-k, to read as follows:

**ARTICLE 1. COUNTY COMMISSIONS GENERALLY.**

**§7-1-3k. Authority to lease, to permit the use of or to rent county property; selection by commission or panel.**

1 The county commission of each county is authorized to  
2 lease, rent or to permit the use of county-owned buildings,  
3 lands and other properties or any portion thereof by nonprofit  
4 organizations. Authorized uses pursuant to this section shall  
5 include the granting of meeting places, service outlets and  
6 operational headquarters for organizations established within  
7 the county.

8 Each county commission is authorized to charge and  
9 collect fees for uses of county properties pursuant to this  
10 section. In addition, each county commission is empowered  
11 to promulgate rules and regulations in order to carry out the  
12 provisions of this section within the county.

13 The allocation of county properties for use by organizations  
14 shall be controlled either by the county commission or,  
15 optionally, by a panel which may be appointed by the  
16 commission for this purpose. Any panel appointed pursuant  
17 to this section shall consist of not less than three nor more  
18 than five members who shall serve at the will and pleasure of  
19 the commission. All decisions of a panel, if one is appointed,  
20 shall be subject to review by the county commission.

21 If a panel is appointed pursuant to this section, each  
22 member shall be a resident of the county in which the panel  
23 sits. A majority of the panel shall constitute a quorum for the  
24 transaction of business, and all matters shall be decided by  
25 the majority vote of those members present at a meeting.  
26 Each panel is authorized to select from among its members  
27 one secretary, who shall keep a record of all proceedings, and  
28 one chairman. A member may be entitled to reimbursement  
29 for all reasonable and necessary expenses actually incurred in  
30 the performance of his duties.

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

*R. P. Bayler*  
Chairman Senate Committee

*Tommy E. Whitlow*  
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

*Todd C. Willis*  
Clerk of the Senate

*Carl Blankenship*  
Clerk of the House of Delegates

*Warren R. McEwen*  
President of the Senate

*Wayne A. Lee, Jr.*  
Speaker House of Delegates

The within *is approved* this the *29*

day of *April*, 1981.

*John D. Roper*  
Governor

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