WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1982

ENROLLED

HOUSE BILL No. 2018

(By Mr. [Signature]

Passed ................................ March 11, 1982

In Effect ................................ From Passage
AN ACT to establish the emergency service authority for Raleigh County, to provide such authority with power to plan and coordinate all emergency operations for Raleigh County, to provide for appointment and compensation of members of the authority, and to provide for the support, maintenance and operation of such emergency services.

Be it enacted by the Legislature of West Virginia:

EMERGENCY SERVICE AUTHORITY FOR RALEIGH COUNTY.

§ 1. Emergency service authority for Raleigh County created; functions.

There is hereby created an emergency service authority for Raleigh County, which shall plan and coordinate all emergency operations for Raleigh County in accordance with article five, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and with other provisions of general law relating to emergency services.

§ 2. Members; appointment, powers and duties generally; officers; bylaws, rules and regulations; compensation.

The authority shall consist of five members to be appointed before the first day of July, one thousand nine hundred eighty-two. Three members shall be appointed by the Raleigh county commission, one member for a term of one year,
one member for a term of two years, and one member for
a term of three years. No more than two of the members
appointed by the county commission may be from the same
political party. Two members shall be appointed by the
governing body of Beckley, one member for a term of two
years, and one member for a term of three years. The two
members appointed by the governing body of Beckley shall
be from different political parties. The initial terms of office
shall commence on the first day of July, one thousand nine
hundred eighty-two. Each successor member shall be ap-
pointed for a term of two years, except that any person ap-
pointed to fill a vacancy occurring before the expiration
of the term shall serve only for the unexpired portion thereof.
Any member of the authority shall be eligible for reappoint-
ment and the county commission may remove any member
for cause. There shall be an annual meeting of the authority
on the second Monday in July in each year and a monthly
meeting on the day in each month which the authority may
designate in its bylaws. A special meeting may be called
by the president, the secretary or any two members of the
authority and shall be held only after all of the members
are given notice thereof in writing. At all meetings three
members shall constitute a quorum and at each annual
meeting of the authority it shall elect a president, a vice
president, a secretary and a treasurer. The authority shall
adopt such bylaws, rules and regulations as are necessary
for its own guidance and for the operation and management
of Raleigh County emergency operations. The authority shall
have all the powers necessary, convenient and advisable for
the proper operation, equipment and management of emer-
gency operations in Raleigh County; and except as otherwise
especially provided in this act, shall have the powers and be
subject to the duties which are conferred and imposed, re-
spectively, upon local organizations for emergency services
by article five, chapter fifteen of the code of West Virginia,
one thousand nine hundred thirty-one, as amended, and by
other provisions of general law relating to emergency services.
Each member of the authority shall be compensated month-
ly by the governing body which appointed such member in an
amount to be fixed by such governing body.
§3. A body corporate.
1 The authority hereby created shall be a corporation. As such it may contract and be contracted with, sue and be sued, plead and be impleaded, and shall have and use a common seal.

§4. Support, maintenance and operation.
1 The governing bodies of Raleigh County and Beckley may provide for the support, maintenance and operations of emergency operations by the levying of taxes and by the appropriation and expenditure of public funds in accordance with article five, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and with other provisions of general law.

§5. Effect of future amendments of general law.
1 Amendments to article five, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and other general laws shall control this act only to the extent that they do not conflict with the special features hereof, or unless the intent to amend this act is clear and unmistakable.

1 If any provision hereof is held invalid, such invalidity shall not affect other provisions hereof which can be given effect without the invalid provision, and to this end the provisions of this act are declared to be severable.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

R. P. Baylor
Chairman Senate Committee

Tonya E. Whitlow
Chairman House Committee

Originating in the House.

Takes effect from passage.

Judd G. Hicks
Clerk of the Senate

Walter R. McHone
Clerk of the House of Delegates

President of the Senate

Frank H. Reece Jr.
Speaker House of Delegates

The within _______ approved _______ this the _______ day of _________, 1982.

J. Millard Tawney
Governor