

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1987

— ● —

# ENROLLED

HOUSE BILL No. 2276

(By ~~Delegate~~ MR. Speaker, MR. Chambers  
+ Delegate Swann)

[By Request of the Executive]

— ● —

Passed March 13, 1987

In Effect Ninety Days from Passage

**ENROLLED**  
**H. B. 2276**

(By MR. SPEAKER, MR. CHAMBERS and DELEGATE SWANN)  
[By request of the Executive]

[Passed March 13, 1987; in effect ninety days from passage.]

AN ACT to amend and reenact section forty, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to the commission on drunk driving prevention; and adding a representative of the governor.

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

That section forty, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 2. DEPARTMENT OF PUBLIC SAFETY.**

**§15-2-40. Commission on drunk driving prevention created; members; quorum; meetings.**

1     There is hereby created within the department of  
2     public safety the commission on drunk driving preven-  
3     tion which shall consist of eight members as follows: The  
4     superintendent of the department of public safety; the  
5     commissioner of the department of motor vehicles; the  
6     alcohol beverage control commissioner; the governor's  
7     representative for highway safety; a prosecuting  
8     attorney appointed by the governor from a list of three  
9     prosecuting attorneys submitted by the prosecuting  
10    attorney's association; a county sheriff appointed by the  
11    governor from a list of three county sheriffs submitted  
12    by the county sheriff's association; a municipal police

13 officer appointed by the governor from a list of three  
14 officers submitted by the state fraternal order of police;  
15 a lay citizen of the state appointed by the governor, who  
16 has demonstrated an interest in the prevention of drunk  
17 driving.

18 The superintendent of the department of public safety  
19 shall be the chairman, ex officio, of the commission and  
20 shall provide the necessary staff and meeting facilities  
21 to the commission. The appointed members shall serve  
22 for a term of two years and may be reappointed. Any  
23 appointed member who ceases to occupy the position  
24 which qualifies him for the appointment shall imme-  
25 diately vacate his membership on the commission. Each  
26 member shall serve until the appointment of his  
27 successor.

28 No member shall receive any compensation, but shall  
29 be reimbursed for actual and necessary expenses  
30 incurred in the performance of his duties.

31 A majority of the members of the commission shall  
32 constitute a quorum for the transaction of business.  
33 Meetings shall be held at the call of the chairman or of  
34 a majority of its members.

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

*Bruce S. Williams*  
-----  
Chairman Senate Committee

*Zyle Satter*  
-----  
Chairman House Committee  
Member

Originating in the House.

Takes effect ninety days from passage.

*Todd C. Walker*  
-----  
Clerk of the Senate

*Donald P. Hoop*  
-----  
Clerk of the House of Delegates

*Sanford*  
-----  
President of the Senate

*Robert O. Bell*  
-----  
Speaker of the House of Delegates

The within *approved* this the *30th*  
*March*  
day of \_\_\_\_\_, 1987.

*Arch D. Shroyer, Jr.*  
-----  
Governor

PRESENTED TO THE  
GOVERNOR

Date 9/25/87

Time 4:39 p.m.

RECEIVED

*Apr 1*  
~~APR 1~~ 1962

RECEIVED  
APR 1 1962