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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 2000



ENROLLED

Committee Substitute for
SENATE BILL NO. 205

(By Senator *Kessler, et al*)



PASSED *February 11,* 2000
In Effect *from* Passage

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STATE OF WEST VIRGINIA

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 205

(SENATORS KESSLER, EDGELL, CRAIGO, JACKSON, DEEM,
MINARD, DITTMAR AND ROSS, *original sponsors*)

[Passed February 11, 2000; in effect from passage.]

AN ACT to amend and reenact section two, chapter two hundred sixty-one, acts of the Legislature, regular session, one thousand nine hundred ninety-six, relating to authorizing participating municipalities and the Hughes River water board to enter into agreements extending more than one year without ratification by voters in participating jurisdictions.

Be it enacted by the Legislature of West Virginia:

That section two, chapter two hundred sixty-one, acts of the Legislature, regular session, one thousand nine hundred ninety-six, be amended and reenacted to read as follows:

HUGHES RIVER WATER BOARD.

§2. Board of directors; appointment; powers and duties.

1 (a) There shall be a board of directors, consisting of one
2 member representing each of the participating municipali-
3 ties. The municipalities shall make appointments to the
4 board through their duly constituted government authori-
5 ties as provided herein.

6 No later than the first day of July, one thousand nine
7 hundred ninety-six, the municipality of Cairo shall
8 appoint one member of the board of directors for the term
9 of three years. The municipality of Harrisville shall
10 appoint one member for the term of four years. The
11 municipality of Pennsboro shall appoint one member for
12 the term of five years. Although members shall serve from
13 date of appointment, terms of office shall expire as if said
14 terms had commenced on the first day of July, one thou-
15 sand nine hundred ninety-six.

16 Each successor member of the board of directors shall be
17 appointed by the respective municipality that appointed
18 the predecessor member and each successor member shall
19 be appointed for a term of three years, except that any
20 person appointed to fill a vacancy occurring before the
21 expiration of the term shall serve only for the unexpired
22 portion thereof. Any member of the board shall be eligible
23 for reappointment and the appointing municipality which
24 appointed the member may remove that member at any
25 time for any reason.

26 (b) There shall be an annual meeting of the board of
27 directors on the second Monday in July of each year and a
28 monthly meeting on the day in each month which the
29 board may designate in its bylaws. A special meeting may
30 be called by the president or any two members of the
31 board and shall be held only after all of the directors are
32 given notice thereof in writing. At all meetings two
33 members shall constitute a quorum and at each annual
34 meeting of the board of directors it shall elect, from its
35 membership, a president, a vice president, a secretary and
36 a treasurer: *Provided*, That a member may be elected both
37 secretary and treasurer.

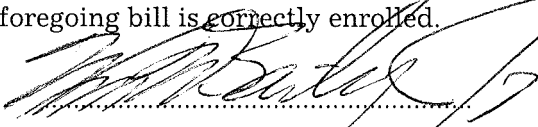
38 (c) The board of directors shall adopt those bylaws and
39 rules which it deems necessary for its own guidance and
40 for the administration, supervision and protection of the

41 water board and all of the property belonging to the water
42 board.

43 The board of directors shall have all the powers neces-
44 sary, convenient and advisable for the proper operation,
45 equipment and management of the water board; and
46 except as otherwise especially provided in this act, shall
47 have the powers and be subject to the duties which are
48 conferred and imposed upon the cooperating municipali-
49 ties by article twenty-three, chapter eight of the code of
50 West Virginia, one thousand nine hundred thirty-one, as
51 amended: *Provided*, That participating municipalities and
52 the board may enter into agreements in furtherance of the
53 Hughes River water project which extend for a period in
54 excess of one fiscal year without voter approval as would
55 otherwise be required pursuant to section eight of said
56 article.

57 The qualifications of the directors shall be determined
58 by each participating municipality.

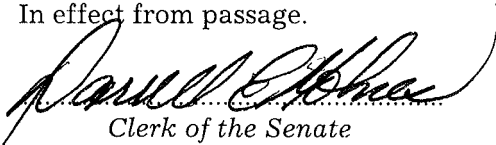
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



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Chairman Senate Committee

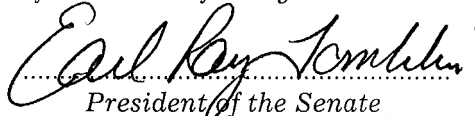

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Chairman House Committee

Originating in the Senate.

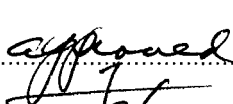
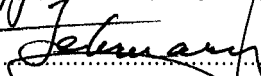

In effect from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


.....
Speaker House of Delegates

The within.....  this the 18th ..
Day of..... , 2000

.....
Governor

PRESENTED TO THE

GOVERNOR

Date

2/17/00

Time

9:35am