WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2004

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ENROLLED

COMMITTEE SUBSTITUTE FOR
House Bill No. 4086

(By Delegates Beane and Frich)

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Passed March 12, 2004

In Effect Ninety Days from Passage
AN ACT to amend and reenact §9A-1-2 and §9A-1-3 of the code of West Virginia, 1931, as amended, all relating to the veterans’ council; adding Gulf War veterans and Afghanistan conflict or Iraqi conflict veterans to the veterans’ council; and deleting outdated language.

Be it enacted by the Legislature of West Virginia:

That §9A-1-2 and §9A-1-3 of the code of West Virginia, 1931, as amended, be amended and reenacted, all to read as follows:

ARTICLE 1. DIVISION OF VETERANS’ AFFAIRS.

§9A-1-2. Veterans’ council; administration of division.

There is continued the “veterans’ council” consisting of nine members who must be citizens and residents of this state and who have served in and been honorably discharged or
separated under honorable conditions from the armed forces of
the United States and whose service was within a time of war
as defined by the laws of the United States, either Public Law
No. 2 -- 73rd Congress, or Public Law No. 346 -- 78th Con-
gress, and amendments thereto. At least one member of the
council must be a veteran of World War II. at least one member
of the council must be a veteran of the Korean Conflict. at least
two members of the council must be veterans of the Vietnam
era. at least one member must be a veteran of the first Gulf War
and at least one member must be a veteran of the Afghanistan
or Iraqi Conflicts. The members of the veterans’ council must
be selected with special reference to their ability and fitness to
effectuate the purposes of this article.

A director and such veterans’ affairs officers, assistants and
employees as may be deemed advisable, shall administer the
West Virginia division of veterans’ affairs.

§9A-1-3. Appointment of veterans’ council members; term of
office; removal.

The term of office of the members of the veterans’ council
is six years, and members must be appointed by the governor by
and with the advice and consent of the Senate: Provided, That
upon the expansion of the council from seven to nine members,
the governor shall initially appoint one new member for a term
of four years and shall initially appoint the other new member
for a term of six years. Thereafter the successors of these
members shall be appointed for the term of six years. In case of
a vacancy in the veterans’ council, the appointment is for the
remainder of the unexpired term. A member of the veterans’
council is subject to removal by the governor for cause, but may
have upon his or her own request an open hearing before the
governor on the complaints or charges lodged against him or
her. The action of the governor is final.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 5th day of April, 2004.

Governor