WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2007

ENROLLED

COMMITTEE SUBSTITUTE
FOR
House Bill No. 2181

(By Delegates Boggs and Hamilton)

Passed March 10, 2007

In Effect Ninety Days from Passage
AN ACT to amend and reenact §4-1-23 of the Code of West Virginia, 1931, as amended; to amend and reenact §5-1-20 of said code; and to amend said code by adding thereto a new section, designated §30-1-17, all relating to authorizing state offices, agencies, boards and commissions to submit annual reports electronically; and requiring electronic copies to be submitted to the Legislative Manager in certain circumstances.

Be it enacted by the Legislature of West Virginia:

That §4-1-23 of the Code of West Virginia, 1931, as amended, be amended and reenacted; that §5-1-20 of said code be amended and reenacted; and that said code be amended by adding thereto a new section, designated §30-1-17, all to read as follows:
CHAPTER 4. THE LEGISLATURE.

ARTICLE 1. OFFICERS, MEMBERS AND EMPLOYEES; APPROPRIATIONS; INVESTIGATIONS; DISPLAY OF FLAGS; RECORDS; USE OF CAPITOL BUILDING; PREFILING OF BILLS AND RESOLUTIONS; STANDING COMMITTEES; INTERIM MEETINGS; NEXT MEETING OF THE SENATE.

§4-1-23. Annual reports to be sent to the legislative librarian.

(a) Any office, agency, commission or board required by any section of this code to provide an annual report to the Legislature, Legislative Manager, Legislative Auditor, the President of the Senate and the Speaker of the House of Delegates or the Joint Committee on Government and Finance shall submit the report to the Legislative Librarian and may submit it on electronic media to be filed in the same manner as a printed annual report, or transmitted electronically via the internet. Any report filed in an electronic format shall be considered as having satisfied the filing requirements.

(b) If an office, agency, commission or board submits its annual report electronically, it shall transmit an electronic copy to the legislative manager.

(c) All audit reports shall be submitted to the Legislative Manager and may be submitted on electronic media or transmitted electronically via the internet.

CHAPTER 5. GENERAL POWERS AND AUTHORITY OF THE GOVERNOR, SECRETARY OF STATE AND ATTORNEY GENERAL; BOARD OF PUBLIC WORKS; MISCELLANEOUS AGENCIES, COMMISSIONS, OFFICES, PROGRAMS, ETC.
ARTICLE 1. THE GOVERNOR.

§5-1-20. Reports to the Governor; form and contents; transmission to the Legislature; special reports.

(a) The secretaries of the executive department and the officers of all public institutions of the state shall make an annual report to the Governor as soon as possible after the close of each fiscal year, notwithstanding any other provision of law to the contrary.

(b) All state officers, boards, commissions, departments and institutions required by law to make reports to the Governor, the Legislature or any administrative board or state official shall cover fiscal year periods.

(c) Annual reports shall be submitted in typewritten form, any legible form produced by mechanical means, on electronic media, to be filed in the same manner as a printed annual report, or transmitted electronically via the internet. Any annual report filed in an electronic format shall be considered as having satisfied the filing requirements.

(d) The Governor shall by executive order prescribe the general contents of the reports to be submitted to him or her. The form and format of the reports shall be as prescribed in this code.

(e) The Governor shall transmit, and may do so electronically, copies of the report to the Legislature and provide a copy of all such reports with the Division of Archives and History where the reports shall be kept as permanent records.

(f) All annual reports to the Legislature shall be submitted, and may do so electronically, to the Legislative Librarian.

(g) The Governor may at any time require information in writing, under oath, from any officer, board, department or commission of the executive department or the principal
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31 officer or manager of any state institution, upon any subject
32 relating to the condition, management and expense of their
33 respective offices or institutions.

CHAPTER 30. PROFESSIONS AND OCCUPATIONS.

ARTICLE 1. GENERAL PROVISIONS APPLICABLE TO
ALL STATE BOARDS OF EXAMINATION
OR REGISTRATION REFERRED TO IN
CHAPTER.

§30-1-17. Annual reports.

1 (a) A licensing board, organized under the provisions of
2 this chapter, may submit its annual report on electronic media
3 to be filed in the same manner as a printed annual report, or
4 transmitted electronically via the internet. Any report filed
5 in an electronic format shall be considered as having satisfied
6 the filing requirements.

7 (b) If a board chooses to submit its annual report
8 electronically, it shall transmit an electronic copy to the
9 legislative manager.
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 27th
day of Nane., 2007.

Governor