

STATE OF WEST VIRGINIA
OFFICE OF THE GOVERNOR
Charleston, WV 25305
May 8, 2009

VETO MESSAGE

The Honorable Richard Thompson
Speaker
West Virginia House of Delegates
State Capitol
Charleston, WV 25305

Dear Speaker Thompson:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of West Virginia, I hereby disapprove and return Enrolled Committee Substitute for House Bill No. 2701.

I must object to this Bill because its proposed title does not reflect the amendments it purports to make to the Code of West Virginia. The title indicates that this Bill relates “to making escape by any person from the custody of the Division of Juvenile Services a misdemeanor”. However, Enrolled Committee Substitute for House Bill No. 2701 fails to do so, and instead makes “any person in the custody of the director of Division of Juvenile Services” guilty of a misdemeanor. Accordingly, I find the title of the Bill inconsistent with the substance of the Bill, so as to render Enrolled Committee Substitute for House Bill No. 2701 constitutionally defective. For this reason, I must veto this legislation.

Very truly yours,

JOE MANCHIN, III

Governor.