

STATE OF WEST VIRGINIA  
OFFICE OF THE GOVERNOR  
Charleston, WV 25305

May 6, 2009

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. 2771.

I must object to this Bill because its proposed title does not reflect certain amendments it purports to make to the Code of West Virginia. Enrolled Committee Substitute for House Bill No. 2771 would amend the West Virginia Alcohol and Drug-Free Workplace Act. Currently, the Act requires contractors who perform work for the State of West Virginia to implement certain drug and alcohol testing policies. This Bill would expand the Act's provisions to require drug and alcohol testing for employees of contractors who also perform work for counties, municipalities and political subdivisions. Unfortunately, the Bill's title fails to reflect this material expansion of the Act's requirements. Accordingly, I find that a reasonable person would not be able to discern the amendments without reading the entire text of the Bill. For this reason, I must veto Enrolled Committee Substitute for House Bill No. 2771. Nevertheless, I encourage the Legislature to reconsider this measure and promptly return it for my approval.

Very truly yours,

JOE MANCHIN, III  
*Governor.*