



State of West Virginia
Joe Manchin III
Governor

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May 12, 2009

VIA HAND DELIVERY

The Honorable Earl Ray Tomblin
President, Senate of West Virginia
State Capitol
Charleston, West Virginia 25305

Dear President Tomblin:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of West Virginia, I hereby disapprove and return Enrolled Senate Bill No. 528.

Unfortunately, I must object to this Bill because its proposed title does not sufficiently reflect the amendments it purports to make to the Code of West Virginia. According to the title, Enrolled Senate Bill No. 528 provides "for the distribution of certain fees paid to the clerk of the county commission for recording certain documents." However, the Bill's proposed amendments to the Code are somewhat more substantive in nature and would redirect a significant portion of county clerks' funding to county general revenue funds. As a result, a reasonable person would not be able to discern the proposed changes to the Code without reading the entire text of Enrolled Senate Bill No. 528. Accordingly, I find the title inconsistent with the substance of the Bill so as to render the Bill constitutionally defective. For this reason, I must veto this legislation.

Very truly yours,

A handwritten signature in black ink, appearing to read "Joe Manchin III", written over a large, stylized oval flourish.

Joe Manchin III
Governor

cc: The Honorable Richard Thompson
Speaker, House of Delegates
The Honorable Natalie E. Tennant
Secretary of State