



*Jim Justice*  
*Governor of West Virginia*

March 28, 2018

**VIA HAND DELIVERY**

The Honorable Mac Warner  
Secretary of State  
State of West Virginia  
Building 1, Suite 157-K  
State Capitol  
Charleston, WV 25305

Re: Enrolled Committee Substitute for Senate Bill 392

Dear Secretary of State Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of West Virginia, I hereby disapprove and return the Enrolled Committee Substitute for Senate Bill 392.

The bill is technically flawed because its title is defective. *See State ex rel. Davis v. Oakley*, 156 W. Va. 154, 191 S.E.2d 610 (1972) (requiring bill title to provide notice of bill's contents). The bill attempts to modify the membership of the Emergency Medical Services Advisory Council. The bill's title provides that it relates to "reconfiguring and increasing the membership of the council by *adding three nonvoting citizen members* and requiring three members to be representative of professional groups." (Emphasis added). However, the bill does not add any additional citizen members to the council. W.Va. Code §16C-4C-5 currently requires that the council include three persons to represent the general public. In regard to citizen members, the bill actually strips away the voting rights of the three members currently required to represent the general public. In addition to this technical defect, I also disapprove of the policy of eliminating the voting privileges of council members whose sole responsibility is to represent the interests of the general public. For these reasons, I disapprove and return Enrolled Committee Substitute for Senate Bill No. 392.

Sincerely,

  
Jim Justice  
Governor

OFFICE OF THE GOVERNOR

cc: The Honorable Mitch Carmichael  
President of the Senate

The Honorable Tim Armstead  
Speaker of the House of Delegates