

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

ENROLLED

House Bill 2992

OFFICE WEST VIRGINIA
SECRETARY OF STATE

2019 MAR 27 P 5:10

FILED

BY DELEGATES PACK, HOWELL, PYLES, J. JEFFRIES,
PHILLIPS, HOTT, HANSEN, TOMBLIN, NELSON, C. MARTIN
AND SYPOLT

[Passed March 7, 2019; in effect ninety days from
passage.]

paper 6662 BH
HB 2992 vetoed

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1 AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §5F-1-7; to amend and reenact §7-1-3rr of said code; and to amend said code
3 by adding thereto a new article, designated §8-39-1, all relating to governmental websites;
4 requiring executive branch agencies maintain a website that contains specific information;
5 requiring county commissions to maintain websites with specific information; requiring
6 county commissions to provide certain information to the Secretary of State; requiring
7 municipalities to maintain websites with specific information available to the public at no
8 charge; requiring information to be updated; and requiring updated information be
9 provided to the Office of Technology.

Be it enacted by the Legislature of West Virginia:

CHAPTER 5F. REORGANIZATION OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT.

ARTICLE 1. GENERAL PROVISIONS.

§5F-1-7. Website content and required information.

1 Beginning December 31, 2019, each agency shall maintain a website that provides the
2 following information, if applicable:

3 (1) The office contact information, including office location and mailing address, telephone
4 number, facsimile number, office hours, and a secure electronic means of contacting the office
5 such as a contact portal or other interface;

6 (2) The contact information of each staff member, including office location and mailing
7 address, office telephone number, facsimile number, and an organizational electronic mail
8 address;

9 (3) Organizational chart;

10 (4) Administrative agency officials;

11 (5) A list of governing statutes and legislative and procedural rules;

- 12 (6) Meeting minutes;
- 13 (7) Annual reports;
- 14 (8) All agency forms, including application forms, complaint forms, and instructions; and
- 15 (9) Frequently asked questions and descriptive answers.

CHAPTER 7. COUNTY COMMISSIONS AND OFFICERS.

ARTICLE 1. COUNTY COMMISSIONS GENERALLY.

§7-1-3rr. Accessible county records; required information.

- 1 (a) Beginning July 1, 2019, each county commission may maintain a website that provides
- 2 the following information without charge:
 - 3 (1) The title and name of each elected county office holder;
 - 4 (2) The contact information of each elected county office holder, including office telephone
 - 5 number, facsimile number, office location and mailing address;
 - 6 (3) A secure electronic means of contacting each elected county office holder;
 - 7 (4) A copy of each county ordinance in effect;
 - 8 (5) A copy of the approved meeting minutes; and
 - 9 (6) A schedule of regular meeting days for each calendar year.
- 10 (b) Beginning on or before December 31, 2019, and each year thereafter, each county
- 11 commission shall provide to the Secretary of State the following information:
 - 12 (1) A list of each elected county official by title, with the name of the elected official;
 - 13 (2) The office contact information for each county office holder; and
 - 14 (3) The website address of the county commission website, where available.
- 15 (c) The county commission shall update the information required pursuant to this section
- 16 within 30 days of the date the change occurs and shall provide the updated information to the
- 17 Office of Technology who shall update the information on the wv.gov website.

CHAPTER 8. MUNICIPAL CORPORATIONS.

ARTICLE 39. MUNICIPAL WEBSITES.

§8-39-1. Accessible municipal records; required information.

1 (a) Beginning on or before December 31, 2019, each municipality may maintain a website
2 that provides the following information accessible to the public without charge:

3 (1) The title and name of each elected office holder;

4 (2) The contact information of each elected office holder, including office telephone
5 number, facsimile number, office location, office hours and mailing address;

6 (3) A secure electronic means of contacting each elected office holder;

7 (4) A copy of each municipal ordinance in effect;

8 (5) A copy of the approved meeting minutes; and

9 (6) A schedule of regular meeting days for each calendar year.

10 (b) Each municipality shall update the information required pursuant to this section within
11 30 days of the date the change occurs and provide the updated information to the Office of
12 Technology who shall update the information on the wv.gov website.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Steve Caputo
.....
Chairman, House Committee

Mark Jayne
.....
Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

Steve Harris
.....
Clerk of the House of Delegates

Joe Lavin
.....
Clerk of the Senate

Les Risher
.....
Speaker of the House of Delegates

Walter B. Carmichael
.....
President of the Senate

The within *is disapproved* this the *27th*
March day of, 2019.

James Justice
.....
Governor

FILED
2019 MAR 27 P 5:10
OFFICE, WEST VIRGINIA
SECRETARY OF STATE

PRESENTED TO THE GOVERNOR

MAR 27 2019

Time 12:40 pm