

HB 2886 * VETO*

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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1997



ENROLLED

HOUSE BILL No. 2886

Proudfoot, Buchanan, Boggs, Anderson,
(By Delegates Claypole, Border and Overington)



Passed April 12, 1997

In Effect Ninety Days From Passage

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H. B. 2886

(BY DELEGATES PROUDFOOT, BUCHANAN, BOGGS, ANDERSON,
CLAYPOLE, BORDER AND OVERINGTON)

[Passed April 12, 1997; in effect ninety days from passage.]

AN ACT to amend and reenact section sixteen, article one, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to natural resources commission; expanding composition of commission to nine members; and designating certain members to represent the several state wildlife resources administrative districts and class two property owners actively engaged in agricultural production.

Be it enacted by the Legislature of West Virginia:

That section sixteen, article one, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

§20-1-16. Natural resources commission.

1 (a) The natural resources commission, created and
2 established by provisions of section three of this article,
3 shall be a public benefit corporation and, as such, may sue
4 and be sued, plead and be impleaded, contract and be
5 contracted with, and have and use a common seal. The
6 commission shall advise the director and the division of
7 natural resources.

8 (b) Beginning the first day of July, one thousand
9 nine hundred ninety-seven, the commission shall be com-

10 posed of nine members, known as commissioners, ap-
11 pointed by the governor, by and with the advice and con-
12 sent of the Senate. The commissioners shall be appointed
13 as follows:

14 (1) One from each of the six state wildlife resources
15 administrative districts, which are divided into counties as
16 follows:

17 (A) District 1—Barbour, Brooke, Hancock, Harrison,
18 Marion, Marshall, Monongalia, Ohio, Preston, Taylor,
19 Tucker and Wetzel;

20 (B) District 2—Berkeley, Grant, Hampshire, Hardy,
21 Jefferson, Mineral, Morgan and Pendleton;

22 (C) District 3—Braxton, Clay, Lewis, Nicholas,
23 Pocahontas, Randolph, Upshur and Webster;

24 (D) District 4—Fayette, Greenbrier, McDowell, Mer-
25 cer, Monroe, Raleigh, Summers and Wyoming;

26 (E) District 5—Boone, Cabell, Kanawha, Lincoln,
27 Logan, Mason, Mingo, Putnam and Wayne; and

28 (F) District 6—Calhoun, Doddridge, Gilmer, Jackson
29 Pleasants, Roane, Ritchie, Tyler, Wirt and Wood;

30 (2) One class-two property owner actively engaged in
31 the production of agricultural products on such land; and

32 (3) Two from the state at large.

33 (c) The terms of office of the commissioners shall
34 begin on the first day of July of the year of appointment
35 and shall be for a period of seven years. The governor, in
36 making the initial appointments, shall designate and define
37 respective terms of office so that the term of one member
38 of the commission will expire each year. As initial ap-
39 pointments expire, all subsequent appointments shall be
40 for terms of seven years or for the unexpired term of a
41 member who may have died, resigned or become disquali-
42 fied: *Provided*, That nothing herein shall affect the term
43 of those commissioners appointed on or before the thirti-

44 eth day of June, one thousand nine hundred and ninety-
45 seven.

46 (d) The members of the commission shall be citizens
47 and residents of the state: *Provided*, That each of the com-
48 missioners appointed pursuant to this section on or after
49 the first day of July, one thousand nine hundred ninety-
50 seven, must not be a resident of the same county.

51 (e) The members of the commission shall be selected
52 based on training and experience in relation to the princi-
53 pal activities required of the commission, and for the abili-
54 ty and fitness to perform duties within the purposes of this
55 chapter.

56 (f) No member of the commission shall be a candi-
57 date for or hold any public office other than that of mem-
58 ber of the commission; nor shall he be a member of any
59 committee of a political party. In case a member becomes
60 a candidate for or accepts appointment to any public of-
61 fice or political party committee, his office as member of
62 the commission shall be immediately vacated.

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

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker of the House of Delegates

The within is disapproved this the 7th day of May, 1997.

[Signature]
Governor

PRESENTED TO THE

GOVERNOR

Date 5/1/97

Time 3:01 pm