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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2002



ENROLLED

House Bill No. 4099

(By Delegates Douglas, Kuhn, Brown,
Butcher, Flanigan, Leggett and Border)



Passed February 20, 2002

In Effect Ninety Days from Passage

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E N R O L L E D

H. B. 4099

(BY DELEGATES DOUGLAS, KUHN, BROWN,
BUTCHER, FLANIGAN, LEGGETT AND BORDER)

(Originating in the Committee on Government Organization)

[Passed February 20, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article five, chapter ten of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to further amend said article by adding thereto a new section, designated section six, all relating to continuing the West Virginia educational broadcasting authority.

Be it enacted by the Legislature of West Virginia:

That section two, article five, chapter ten of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that said article be further amended by adding thereto a new section, designated section six, to read as follows:

ARTICLE 5. EDUCATIONAL BROADCASTING AUTHORITY.

§10-5-2. West Virginia educational broadcasting authority; members; organization; officers; employees; meetings; expenses.

1 The West Virginia educational broadcasting authority,
2 heretofore created, is hereby continued as a public benefit
3 corporation. It shall consist of eleven voting members, who
4 shall be residents of the state, of whom one shall be the state
5 superintendent of schools, one shall be a member of the West
6 Virginia board of education to be selected by it annually, one
7 shall be a member of the university of West Virginia board of
8 trustees to be selected by it annually, and one shall be a member
9 of the board of directors of the state college system to be
10 selected by it annually. The other seven members shall be
11 appointed by the governor by and with the advice and consent
12 of the Senate for overlapping terms of seven years, one term
13 expiring each year, except that the appointment to fill the
14 membership position for the term expiring in the year one
15 thousand nine hundred eighty-three, shall be for a term of six
16 years. Not less than one appointive member shall come from
17 each congressional district. Employees of noncommercial
18 broadcasting stations in West Virginia are not eligible for
19 appointment to the authority. The present members of the
20 authority shall continue to serve out the terms to which they
21 were appointed. Any vacancy among the appointive members
22 shall be filled by the governor by appointment for the unexpired
23 term.

24 The chairperson and vice chairperson of the authority as of
25 the effective date of this section shall continue in their respec-
26 tive offices until their successors are elected. Thereafter, at its
27 annual meeting in each year the authority shall elect one of its
28 members as chairperson and one as vice chairperson. The
29 authority is authorized to select an executive director and such
30 other personnel as may be necessary to perform its duties and
31 to fix the compensation of such personnel to be paid out of

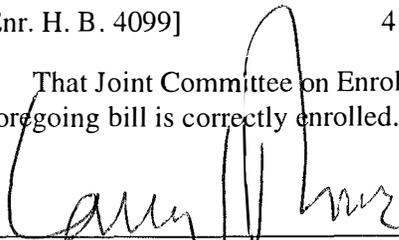
32 moneys appropriated for this purpose. The executive director
33 shall keep a record of the proceedings of the authority and shall
34 perform such other duties as it may prescribe. The authority is
35 authorized to establish such office or offices as may be neces-
36 sary for the proper performance of its duties.

37 The authority shall hold an annual meeting and may meet
38 at such other times and places as may be necessary, such
39 meetings to be held upon its own resolution or at the call of the
40 chairperson of the authority. The members shall serve without
41 compensation but may be reimbursed for actual expenses
42 incident to the performance of their duties upon presentation to
43 the chairperson of an itemized sworn statement thereof.

§10-5-6. Continuation of educational broadcasting authority.

1 The West Virginia educational broadcasting authority shall
2 continue to exist until the first day of July, two thousand five,
3 pursuant to the provisions of article ten, chapter four of this
4 code, unless sooner terminated, continued or reestablished
5 pursuant to the provisions of that article.

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



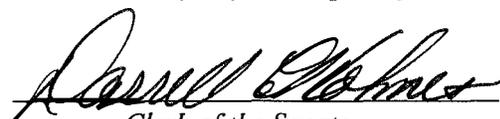
Chairman Senate Committee



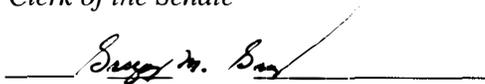
Chairman House Committee

Originating in the House.

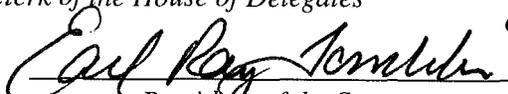
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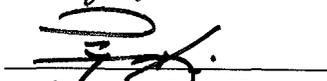
Clerk of the Senate



Clerk of the House of Delegates



President of the Senate



Speaker of the House of Delegates

The within is approved this the 4th
day of March, 2002.



Governor

PRESENTED TO THE

GOVERNOR,

Date 2/26/02

Time 4:00 pm