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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

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**ENROLLED**

SENATE BILL NO. 428

(By Senators Bowman, Bailey & Minear )

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PASSED February 14, 2002

In Effect ninety days from Passage

SB 428

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**Senate Bill No. 428**

(BY SENATORS BOWMAN, BAILEY, MINEAR,  
PLYMALE AND PREZIOSO)

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[Passed February 14, 2002; in effect ninety days from passage.]

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AN ACT to amend and reenact section four, article one, chapter nine-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to revising the duties and functions of the veterans' council.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 1. DIVISION OF VETERANS' AFFAIRS.**

**§9A-1-4. Duties and functions of veterans' council; appointment of director; term of office; removal.**

- 1 It is the duty and function of the veterans' council to
- 2 advise the director on the general administrative policies

PH 2 A 3 of the division, to select, at their first meeting in each  
4 fiscal year commencing on the first day of July, a chair-  
5 man to serve one year, to advise the director on rules as  
6 may be necessary, to advise the governor and the Legisla-  
7 ture with respect to legislation affecting the interests of  
8 veterans, their widows, dependents and orphans and to  
9 make annual reports to the governor respecting the service  
10 of the division. The director has the same eligibility and  
11 qualifications prescribed for members of the veterans'  
12 council. The governor shall appoint a director for a term  
13 of six years, by and with the advice and consent of the  
14 Senate. Before making the appointment, the governor  
15 shall request the council of the West Virginia division of  
16 veterans' affairs to furnish a full and complete report  
17 concerning the qualifications and suitability of the  
18 proposed appointee. The director may only be removed by  
19 the governor for cause, but shall have upon his or her own  
20 request an open hearing before the governor on the  
21 complaints or charges lodged against him or her. The  
22 action of the governor shall be final. The director ex  
23 officio shall be the executive secretary of the veterans'  
24 council, keep the minutes of each meeting and be in charge  
25 of all records of the division.

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

*[Signature]*  
.....  
Chairman Senate Committee

*[Signature]*  
.....  
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

*[Signature]*  
.....  
Clerk of the Senate

*[Signature]*  
.....  
Clerk of the House of Delegates

*[Signature]*  
.....  
President of the Senate

*[Signature]*  
.....  
Speaker House of Delegates

The within *is approved* this the *26<sup>th</sup>*  
Day of *February*, 2002.

*[Signature]*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 2/20/02

Time 11:15 am