

SB 239 (Veto)

FILED

2009 MAY -8 PM 4:21

WEST VIRGINIA LEGISLATURE
SEVENTY-NINTH LEGISLATURE
REGULAR SESSION, 2009

WEST VIRGINIA
LEGISLATURE
OFFICE OF THE CLERK OF STATE

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ENROLLED
COMMITTEE SUBSTITUTE
FOR
COMMITTEE SUBSTITUTE
FOR

Senate Bill No. 239

(SENATORS McCABE, FOSTER, PALUMBO,
WELLS AND KESSLER, *original sponsors*)

[Passed April 10, 2009; in effect ninety days from passage.]

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SECRETARY OF STATE

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(SENATORS McCABE, FOSTER, PALUMBO, WELLS
AND KESSLER, *original sponsors*)

[Passed April 10, 2009; in effect ninety days from passage.]

AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §7A-7-4a, relating to authorizing counties with a population exceeding 150,000 and a Class I municipality to approve metro government by a majority vote.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §7A-7-4a, to read as follows:

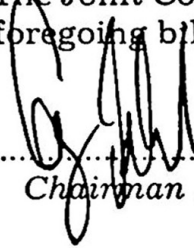
ARTICLE 7. ELECTIONS ON METRO GOVERNMENT.

§7A-7-4a. Modifying the percentage vote required to approve metro government in municipal and countywide elections from fifty-five percent to a majority in counties with populations in excess of 150,000.

1 (a) Notwithstanding any other provision of this chapter
2 to the contrary, where the election is on the question of
3 consolidation of a county with a population exceeding
4 150,000, based on the 2000 or 2010 census of population
5 taken under the authority of the United States govern-
6 ment, and a single Class I city that is the principal munici-
7 pality of the county, then metro government becomes
8 effective pursuant to the charter if a majority of the legal
9 votes cast by the qualified voters of the principal city and
10 a majority of the legal votes cast by the qualified voters of
11 all incorporated and unincorporated areas of the affected
12 county, excluding the principal city, approves the consoli-
13 dation.

14 (b) As used in this section, a Class I city is a municipal-
15 ity so classified under section eight, article one, chapter
16 eight of this code.

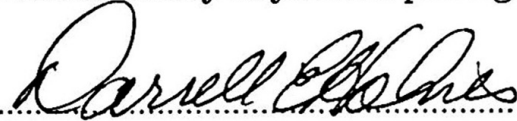
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


.....
Chairman Senate Committee



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Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker House of Delegates

The within *is disapproved* this the *5th*
Day of *May*, 2009.


.....
Governor

PRESENTED TO THE
GOVERNOR

MAY 6 2009

Time 11:05 *R*