

# **WEST VIRGINIA LEGISLATURE**

## **2024 REGULAR SESSION**

**Introduced**

### **House Bill 5348**

By Delegates Brooks, Toney, Kirby, Steele, and

Maynor

[Introduced January 30, 2024; Referred to the

Committee on Government Organization]



1 A BILL to amend and reenact section two, chapter 136, Acts of the Legislature, regular session,  
2 1982, as last amended and reenacted by section two, chapter 136, Acts of the Legislature,  
3 regular session, 1987, relating to renaming the Raleigh County Recreation Authority to the  
4 Raleigh County Parks and Recreation Authority.

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

**RALEIGH COUNTY PARKS AND RECREATION AUTHORITY.**

**§2. Members; appointment; powers and duties generally; officers; bylaws; rules and regulations; compensation.**

1 The authority shall consist of five or seven members at the discretion of the Raleigh  
2 County commission to be appointed by the Raleigh County commission. Such members shall be  
3 appointed and such authority shall commence operation on or before the first day of July, ~~one~~  
4 ~~thousand nine hundred eighty-four~~ 1984. If the authority consists of seven members, no more than  
5 four shall be from the same political party, and if the authority consists of five members then no  
6 more than three members shall be from the same political party. One member shall be appointed  
7 for a term of five years, one member for a term of four years, one member for a term of three years,  
8 one member for a term of two years and one member for a term of one year. The initial terms of  
9 office for new appointees shall commence on the first day of July, ~~one thousand nine hundred~~  
10 ~~eighty-four~~ 1984. Each successor member shall be appointed for a term of five years, except that  
11 any person appointed to fill a vacancy occurring before the expiration of the term shall serve only  
12 for the unexpired portion thereof. Any member of the authority shall be eligible for reappointment  
13 and the county commission may remove any member for cause. There shall be an annual meeting  
14 of the authority on the second Monday in July in each year and a monthly meeting on the day in  
15 each month which the authority may designate in its bylaws. A special meeting may be called by  
16 the president, the secretary or any two members of the authority and shall be held only after all of  
17 the members are given notice thereof in writing. At all meetings more than fifty percent of the  
18 members shall constitute a quorum and at each annual meeting of the authority it shall elect a

19 president, a vice president, a secretary and a treasurer. The authority shall adopt such bylaws,  
20 rules and regulations as are necessary for its own guidance. The authority shall have all the  
21 powers necessary, convenient and advisable to effectuate the purposes of this act. In order to  
22 keep the peace within the boundaries of the recreational facilities under the authority's supervision  
23 and control, the authority is specifically authorized to adopt as its own any rules or regulations  
24 promulgated by the West Virginia department of natural resources or the West Virginia department  
25 of commerce for the regulation of use of state parks, forests and hunting and fishing areas. Upon  
26 adoption of any such rules and regulations by the authority, the same shall have the authority of  
27 law and any magistrate within Raleigh County shall have jurisdiction of any violation thereof. Each  
28 member of the authority shall be compensated monthly by the county in an amount to be fixed by  
29 the county commission. Each member presently holding a position on the board of the Raleigh  
30 County ~~recreational authority~~ Parks and Recreation Authority shall keep the same until his term  
31 shall normally expire.

NOTE: The purpose of this bill is to rename the Raleigh County Recreation Authority to the Raleigh County Parks and Recreation Authority.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.