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SENATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1998



ENROLLED

SENATE BILL NO. 548

(By Senator WOOTEN, ET AL)



PASSED MARCH 5, 1998

In Effect JULY 1, 1998 Passage

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SENATE OF WEST VIRGINIA

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Senate Bill No. 548

(By SENATORS WOOTON, BALL, BOWMAN, DITTMAR, KESSLER,
ROSS, SCHOONOVER, SNYDER, BUCKALEW, DEEM AND KIMBLE)

[Passed March 5, 1998; to take effect July 1, 1998.]

AN ACT to amend and reenact section three, article one, chapter twenty-five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to updating the list of facilities under the direction of the commissioner of corrections.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 1. ORGANIZATION AND INSTITUTIONS.

§25-1-3. Institutions managed by commissioner of corrections; certain institutions transferred to department of health and human resources and state board of health; establishment of work and study release units; civil service coverage.

1 The commissioner of corrections shall manage, direct,
2 control and govern the following penal or correctional
3 institutions and any others placed under his or her juris-
4 diction or control:

5 Mount Olive correctional complex;

6 Huttonsville correctional center;

7 Anthony correctional center;

8 Denmark correctional center;

9 Pruntytown correctional center;

10 Northern West Virginia correctional center; and

11 St. Marys correctional center.

12 Jurisdiction of and title to the West Virginia children's
13 home at Elkins are hereby transferred to the department
14 of health and human resources, which shall be the custo-
15 dian of all deeds and other muniments of title to the
16 property and record those that are susceptible of
17 recordation to be recorded in the proper offices. Notwith-
18 standing any provision of this code to the contrary, the
19 West Virginia children's home shall be managed and
20 controlled by a superintendent appointed by the commis-
21 sioner of health and human resources.

22 The commissioner is hereby authorized to establish work
23 and study release units as extensions and subsidiaries of
24 those state institutions under his or her control and
25 authority. The work and study release units may be

26 coeducational and shall be managed, directed and con-
27 trolled as provided for in this article.

28 The commissioner is hereby authorized to serve as a
29 member of the commission for distribution of surplus
30 foods and exercise all powers and authority otherwise
31 granted to him or her in this article to implement the pilot
32 program for delivery of leftover prepared foods at any
33 institution under his or her control and supervision,
34 pursuant to section seventeen, article two, chapter eigh-
35 teen of this code.

36 Any person employed by the office of public institutions
37 who on the effective date of this article is a classified civil
38 service employee shall, within the limits contained in
39 section two, article six, chapter twenty-nine of this code,
40 remain in the civil service system as a covered employee.

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

Randy Schomover
.....
Chairman Senate Committee

Nick Fantasia
.....
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1998.

Barrett B. Jones
.....
Clerk of the Senate

Bryan W. Bony
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

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

The within *approved* this the *13th*
day of *March*, 1998.

[Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date

3/11/98

Time

9:26 am