

125

ENROLLED BILL

Senate Bill No. 125

(By Mr. White of Mingo)

Passed March 10, 1931

In Effect Ninety days from Passage

Originated in the Senate
Takes effect ninety days from passage
Clerk of the Senate
Clerk of the House of Delegates

CORRECTLY ENROLLED
Chairman House Committee
Chairman Senate Committee

ENROLLED BILL

(S. B. No. 125)

[Passed March 10, 1931; in effect ninety days from passage.]

AN ACT to coordinate in a single administrative unit the activities of all state public welfare agencies by creating a department of public welfare, and to repeal or revise all acts or parts of acts in conflict herewith.

Be it enacted by the Legislature of West Virginia:

Section 1. There is hereby created the West Virginia department of public welfare, the executive officer of which shall be a director to be appointed, with the advice and consent of the senate, by the governor, to serve concurrently with the governor for a term of four years. The director shall be a person

CORRECTLY ENROLLED

Jacob D. Bruch
Chairman Senate Committee.

Samuel M. Adams
Chairman House Committee.

6 qualified to administer the department so as to carry out the
7 purposes of this act, namely, to promote efficiency and effec-
8 tiveness in the expenditure of state funds for public welfare by
9 the coordination of the activities, personnel and resources of all
10 state public welfare agencies. The director shall receive a
11 salary of four thousand eight hundred dollars annually, payable
12 as other state salaries are paid. The director shall have power
13 to make such rules and regulations not inconsistent with law as
14 such director may deem best for the administration of the de-
15 partment and the care and treatment of wards of the state
16 under the director's supervision.

Sec. 2. The department of public welfare shall be provided
2 by the board of public works with offices at the state capitol,
3 and the director of said department is authorized to secure the
4 services of such employees as are necessary for carrying out
5 the provisions of this act, to fix the salaries of said employees,
6 and to requisition the state auditor for the disbursement of all
7 funds appropriated for the department for traveling and other
8 expenses: *Provided*, That the amounts designated in the budget
9 bill shall be devoted to the purpose shown by the itemization
10 for crippled children, for dependent and neglected children,

CORRECTLY ENROLLED

Benjamin M. Madsen

Chairman House Committee.

Joseph D. Smith

Chairman Senate Committee.

Enrolled S. B. No. 125]

3

11 and for veterans and their dependents.

Sec. 3. For the purpose of keeping public interest in the
2 various phases of welfare work sustained, the director shall
3 maintain close contact with an advisory council, with which he
4 shall confer on matters of major policy, composed of the presi-
5 dent and three vice presidents of the West Virginia crippled
6 children's society, the head of each veterans' organization in the
7 state, and the president and vice president of the state organi-
8 zation of county welfare boards, and the president and two vice
9 presidents of the West Virginia federation of woman's clubs,
10 which council shall serve without pay. On recommendation of
11 the West Virginia crippled children's society, the director shall
12 appoint an advisory staff of three orthopedic surgeons, who
13 shall, while acting in such advisory capacity, serve without pay,
14 for the purpose of examining the credentials, and recommend-
15 ing the appointment, of orthopedic surgeons to be engaged by
16 the department. The director shall provide a division for
17 crippled children, a division for dependent and neglected chil-
18 dren, and a division for veterans' affairs within the department,
19 and each division shall be charged specifically with the conduct
20 of its own affairs.

CORRECTLY ENROLLED

Joseph D. Brumby
Chairman Senate Committee.

Brumby
Chairman House Committee.

Sec. 4. The duties, responsibilities, and powers now vested
2 by law in the crippled children's council, the board of chil-
3 dren's guardians, and the veterans' service office are herewith
4 transferred to and vested in the department of public welfare.
5 The powers and duties in connection with the board of chil-
6 dren's guardians and the crippled children's council hereto-
7 fore vested in the board of control are herewith transferred to
8 and vested in the department of public welfare.

Sec. 5. The duties, responsibilities, and powers now vested
2 by sections one and two, article six, chapter twenty-nine of
3 the official code of West Virginia of one thousand nine hundred
4 and thirty-one, in the state veterans' service officer are herewith
5 transferred to and vested in the department of public welfare.

Sec. 6. The duties, responsibilities, and powers now vested
2 by article three of chapter forty-nine, official code of West
3 Virginia of one thousand nine hundred and thirty-one, and the
4 further powers, responsibilities, and duties now vested by ar-
5 ticles one, two, four, five, six, seven, eight, nine and ten of
6 chapter forty-nine, official code of West Virginia of one thou-
7 sand nine hundred and thirty-one, in the board of children's
8 guardians are herewith transferred to and vested in the de-

CORRECTLY ENROLLED

Samuel Madison

Chairman House Committee.

Joseph D. Smith

Chairman Senate Committee.

Enrolled S. B. No. 125]

5

9 partment of public welfare, and hereafter the term "board of
10 children's guardians" shall be taken and deemed to mean the
11 department of public welfare.

Sec. 7. The duties, responsibilities, and powers now vested
2 by article eleven of chapter forty-nine, official code of West
3 Virginia of one thousand nine hundred and thirty-one, in the
4 crippled children's council are herewith transferred to and
5 vested in the department of public welfare, and the term "crip-
6 pled children's council" heretofore used shall be taken and
7 deemed to mean the department of public welfare.

Sec. 8. Being necessary for the health, welfare, protection
2 and convenience of the citizens of this state, this act shall be
3 liberally construed to effectuate the purposes thereof.

Sec. 9. All other acts and parts of acts inconsistent or in
2 conflict with this act are hereby repealed.

CORRECTLY ENROLLED

James O. Smith
Chairman Senate Committee.

Harmon Messersmith
Chairman House Committee.

J. Alfred Taylor
Speaker of the House of Delegates.

R. H. Kilgus
Clerk of the House of Delegates.

M. J. White
President of the Senate.

M. S. Hodges
Clerk of the Senate.

The within is *approved*
this *14th* day of *March*, 1931.

W. E. Fawcett
Governor.

Filed in the office of the Secretary of State
of West Virginia MAR 14 1931
GEORGE W. STARR,
Secretary of State.