

WEST VIRGINIA LEGISLATURE

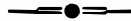
REGULAR SESSION, 1943



ENROLLED

HOUSE BILL No. 116

(By Mr. Hugus and Mr. Potts)



PASSED March 13, 1943

In Effect ninety days from Passage

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House Bill No. 116

(BY MR. HUGUS AND MR. POTTS)

[Passed March 13, 1943; in effect ninety days from passage.]

AN ACT to amend and reenact sections one and five, article one, chapter twenty-eight of the code of West Virginia, one thousand nine hundred thirty-one, relating to the West Virginia Industrial School for Boys; providing for the creation of a board of governors to manage said school, and to provide for the moral, educational and vocational training of the boys in said school.

Be it enacted by the Legislature of West Virginia:

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

Section 1. *Continuation; Management.*—The West Virginia Industrial School for Boys heretofore established and located at Pruntytown, in Taylor county, shall be continued and shall be exclusively charged with the

5 care and moral, educational and vocational training of
6 white male youths of the state committed to its custody. It
7 shall be managed, directed and controlled as hereinafter
8 prescribed in section five of this article.

Sec. 5. *Board of Governors for Industrial School.*—There
2 is hereby created a board of governors for said industrial
3 school, which board shall have the control, supervision and
4 management of the moral, educational and vocational
5 training of the boys in said institution. The board shall con-
6 sist of seven members, all of whom shall be citizens of the
7 state, and two of whom shall be residents of Taylor
8 county, appointed by the governor, by and with the ad-
9 vice and consent of the Senate. Each congressional dis-
10 trict of the state shall be represented on the board; *Pro-*
11 *vided, however,* That not more than four members of
12 said board shall be from the same political party. Ap-
13 pointment of members of the board shall be made prior
14 to the fifteenth day of June, one thousand nine hundred
15 forty-three; the seven members of the board to be ap-
16 pointed for the following terms, which terms shall com-
17 mence on the first day of July next, after their appoint-

18 ment: Two members shall be appointed for a period of
19 one year; three members shall be appointed for a period
20 of two years, and two members shall be appointed for a
21 period of three years.

22 Thereafter, upon the expiration of the term for which
23 the said members of the board are appointed, the gov-
24 ernor, on or before the first day of June in every year,
25 shall appoint their successors for periods of four years.
26 Members of the board shall serve until their successors
27 are appointed and qualified. No appointee of the board
28 shall serve on the board. Vacancies on the board shall
29 be filled by the governor for the unexpired term. Before
30 exercising any authority or performing any duties as
31 members of the board, each member thereof shall qual-
32 ify as such by taking and subscribing to the oath of of-
33 fice prescribed by section five, article four of the consti-
34 tution of West Virginia, the certificate whereof shall be
35 filed with the records of the board.

36 The board shall have the entire control and manage-
37 ment of the affairs of the school, and shall have full author-
38 ity to employ all officers, teachers and other employees

39 of the school and fix their yearly or monthly salaries:
40 *Provided, however,* That the board of control shall, be-
41 fore the beginning of any fiscal year, fix the total amount
42 that shall be paid during the year as compensation to
43 all officers, teachers and other employees and the board
44 of governors shall fix the respective salaries of such of-
45 ficers, teachers and employees, but the aggregate thereof
46 shall not exceed the amount fixed by the board of con-
47 trol, and in no event shall such aggregate exceed the
48 funds made available by law for such purposes. In all
49 other respects the financial and business affairs of the
50 school shall be under the charge and control of the state
51 board of control as provided for educational institutions
52 in section four, article one, chapter twenty-five of this code.

53 The board shall meet annually in June at the school
54 in the performance of its duties and may meet at such
55 other times and places as may be necessary for the best
56 interests of the school. Special meetings may be called
57 by the board or by the president of the board. The board
58 shall at each annual meeting elect one of its members as
59 president and one as vice president of the board, and shall

60 appoint a secretary and fix his salary, the same to be paid
61 out of the funds appropriated by the Legislature for the
62 maintenance of the school. The members of the board
63 shall serve without compensation, but every member
64 shall be reimbursed from the appropriation made by the
65 Legislature for the support of the school for any expense
66 incident to the performance of his duties, upon presenta-
67 tion of an itemized sworn statement of the same, by
68 requisition approved by the president of the board.

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

Orville H. Johnson
Chairman Senate Committee

Fred L. Petroff
Chairman House Committee

Originated in the House of Delegates

Takes effect ninety days from passage.

Fred B. Watkins
Clerk of the Senate

J. Orloff
Clerk of the House of Delegates

James Paul
President of the Senate

John E. Quinn
Speaker House of Delegates

The within _____ this the _____

day of _____, 1943.

Governor.



Filed in the office of the Secretary of State
of West Virginia MAR 19 1943

Wm. S. O'Brien,
Secretary of State