

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945



ENROLLED

HOUSE BILL No. 36

(By Mr. Davis)



PASSED Feb 12th 1945

In Effect 90 days — Passage

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House Bill No. 36

(By MR. DAVIS)

[Passed February 12, 1945; in effect ninety days from passage.]

AN ACT to amend and reenact chapter forty-two, acts of the Legislature of West Virginia, regular session, one thousand nine hundred thirty-nine, relating to the West Virginia Publicity Commission, by changing the name, composition, authority and duties of the commission and by providing that such chapter, as hereby amended shall be designated article nine, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended.

Be it enacted by the Legislature of West Virginia:

That chapter forty-two, acts of the Legislature of West Virginia, regular session, one thousand nine hundred thirty-nine, be amended and reenacted, and as amended be designated article nine, chapter twenty-nine of the code of West

Virginia, one thousand nine hundred thirty-one, as amended,
to read as follows:

Article 9. Industrial and Publicity Commission.

Section 1. *West Virginia Industrial and Publicity Com-*
2 *mission; Members; Meetings.*—The West Virginia pub-
3 licity commission, heretofore created, shall be continued
4 and shall hereafter be designated the West Virginia in-
5 dustrial and publicity commission. The commission shall
6 be a corporation and as such may contract and be con-
7 tracted with, and shall have a corporate seal.

8 The commission shall be composed of seven members,
9 five of whom shall be members ex officio, and two of
10 whom shall be appointed by the governor, by and with
11 the advice and consent of the senate, to serve at his
12 will and pleasure. The members shall be the governor,
13 who shall be chairman of the commission, the attorney
14 general, the commissioner of agriculture, the conservation
15 commissioner and the commissioner of labor. The two
16 appointive members shall be chosen from among those
17 citizens of the state best qualified by training and ex-
18 perience to represent commerce and industry.

19 The commission shall have its principal office in the
20 state capitol at Charleston and shall meet there at least
21 once each month, and at such other times and places as
22 may be designated by the chairman. All members shall
23 serve without compensation, but shall be allowed such
24 reasonable expenses as may be incurred in the immedi-
25 ate discharge of their duties as members of the com-
26 mission. Such expenses shall be met out of any funds
27 available for the purpose, and shall be paid upon certifi-
28 cation of the chairman, in such manner as the expenses of
29 other state officials are paid.

Sec. 2. *Executive Director.*—The commission shall em-
2 ploy an executive director, and fix his salary at an amount
3 not to exceed six thousand dollars per annum. The execu-
4 tive director shall be the chief administrative officer of
5 the commission and, subject to its control, shall direct all
6 the activities of the commission.

7 The director shall have authority to employ and fix
8 the compensation of such technical and clerical assist-
9 ants as may be necessary to carry out the purposes of this
10 article.

11 The salary and expenses of the director and of the
12 technical and clerical assistants shall be met out of any
13 funds available for the purpose, and shall be paid upon
14 certification of the director, in such manner as the ex-
15 penses of other state employees are paid.

Sec. 3. *General Powers and Duties of Commission.*—

2 The commission shall have the authority and, within the
3 limits of available funds, it shall be its duty to:

4 (1) Investigate, study and undertake ways and means
5 of promoting and encouraging the prosperous develop-
6 ment and protection of the legitimate interests and wel-
7 fare of West Virginia business, industry and commerce,
8 within and outside the state.

9 (2) Serve as a clearing house for industrial problems
10 of the state.

11 (3) Promote and encourage the expansion and de-
12 velopment of markets for West Virginia products.

13 (4) Promote and encourage the location and develop-
14 ment of new business in the state and the maintenance and
15 expansion of existing business.

16 (5) Investigate and study conditions affecting West

17 Virginia business, industry and commerce; collect and
18 disseminate information, and engage in technical studies,
19 scientific investigations, statistical research and educa-
20 tion activities necessary or useful for the proper execu-
21 tion of the powers and duties of the commission.

22 (6) Plan and develop an effective business informa-
23 tion service that will directly assist West Virginia in-
24 dustry and also encourage industries outside the state to
25 use business facilities within the state.

26 (7) Compile, collect and periodically make available
27 scientific indices and other information relating to cur-
28 rent business conditions.

29 (8) Encourage and develop commerce with other states
30 and devise methods of removing trade barriers that
31 hamper the free flow of commerce between this and other
32 states, and for these purposes cooperate with interstate
33 commissions engaged in formulating and promoting the
34 adoption of interstate compacts and agreements helpful
35 to business, industry and commerce.

36 (9) Conduct or encourage research designed to further
37 new and more extensive uses of the natural and other

38 resources of the state, with a view to the development of
39 new products and industrial processes.

40 (10) Compile periodically a census of business and
41 industry in the state, in cooperation with other agencies,
42 and analyze and publish the information in such form as
43 to be most valuable to business and industry.

44 (11) Study long-range trends and developments in
45 the industries of the state and analyze the reasons under-
46 lying such trends; study costs and other factors affecting
47 successful operation of businesses within the state; and
48 make to the governor and to the legislature, from time
49 to time, recommendations for the improvement of any
50 conditions, and for the elimination of any restrictions or
51 burdens imposed by law, or otherwise existing, which ad-
52 versely affect or retard legitimate development and ex-
53 pansion of business, industry and commerce.

54 (12) Advertise and publicize the material, economic
55 and other advantages of the state which render it a de-
56 sirable place for business and residence.

57 (13) Collect, compile and distribute information and
58 literature concerning the advantages and attractions of

59 the state, its historic and scenic points of interest, and the
60 highway, transportation and other facilities of the state.

61 (14) Plan and carry out a program of information and
62 publicity designed to attract to West Virginia tourists,
63 visitors and other interested persons from outside the
64 state.

65 (15) Encourage and cooperate with other public and
66 private organizations or groups in their efforts to publi-
67 cize the attractions and industrial advantages of the
68 state.

69 (16) Accept and expend, without the necessity of ap-
70 propriation by the legislature, any gift or grant of money
71 made to the commission for any or all of the purposes
72 specified in this section.

Sec. 4. *Cooperation of Other State Agencies and De-*
2 *partments.*—It shall be the duty of any officer, agent or
3 employee of the state to give to the commission such as-
4 sistance, information and advice as may be requested by
5 the governor. The head of any state agency or depart-
6 ment may, upon the request of the governor, temporarily

7 assign to the commission experts and employees of his
8 department. Any person temporarily assigned to the
9 commission shall remain on the payroll of the agency or
10 department in which he is regularly employed.

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

Charles C. Morris
Chairman Senate Committee

John D. Griffith
Chairman House Committee

Originated in the

House

Takes effect

90 days

— passage.

Harmon M. Hager
Clerk of the Senate

John Bliff
Clerk of the House of Delegates

Quaid M. Tichenor
President of the Senate

John E. Amor
Speaker House of Delegates

The within

Approved

this the

15th

day of

February

, 1945.

Glenn Meadows
Governor.



Filed in the office of the Secretary of State
of West Virginia

FEB 15 1945

Wm. S. O'Brien,

Secretary of State