

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945

ENROLLED

Committee Substitute for

SENATE BILL No. 168

*Originating in the Committee on the
Judiciary*

(By Mr. _____)

PASSED March 8/10 1945

In Effect 90-days from Passage

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ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 168

(Originating in the Committee on the Judiciary.)

[Passed March ¹⁰~~8~~, 1945; in effect ninety days from passage.]

AN ACT to amend and reenact section four, chapter four, acts of the Legislature, regular session, one thousand nine hundred thirty-one, relating to the board of aeronautics, the director of aeronautics, administrative and clerical assistants, and prescribing their powers and duties, and providing that said chapter and all acts amendatory thereof be designated article two-a, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one.

Be it enacted by the Legislature of West Virginia:

That chapter four, acts of the Legislature, regular session, one thousand nine hundred thirty-one, be and the same is hereby designated article two-a, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, and that section four of said article be amended and reenacted to read as follows:

Section 4. *Director of Aeronautics, Appointment, Qualifications, Compensation, Powers and Duties; Administrative and Clerical Assistants, Their Powers and Duties.*—A director of aeronautics shall be appointed by the board, who shall serve for an indefinite term at the pleasure of the board. He shall be appointed with due regard to his fitness, by aeronautical education and by knowledge of and recent practical experience in aeronautics, for the efficient dispatch of the powers and duties vested in and imposed upon him by this act. He shall hold or have held a federal commercial pilot's license. He shall devote his entire time to the duties of his office as required and prescribed by this act, and shall not be actively engaged or employed in any other business, vocation or employment,

15 nor shall he have any pecuniary interest in or any stock
16 in or bonds of any civil aeronautical enterprise. He shall
17 receive such compensation as the board may determine,
18 and shall be reimbursed for all traveling and other ex-
19 penses incurred by him in the discharge of his official
20 duties. The director shall be the executive officer of the
21 board and under its supervision shall administer the
22 provisions of this act and the rules, regulations and orders
23 established thereunder and all other laws of the state
24 relative to aeronautics, but neither the board nor the
25 director shall make or promulgate any rules, regulations or
26 orders applicable to persons engaged in interstate air com-
27 merce in contravention of or inconsistent with the rules,
28 regulations or orders of the civil aeronautics board or the
29 civil aeronautics authority of the United States. The direc-
30 tor shall attend, but not vote, at all meetings of the board.
31 He shall be in charge of the offices of the board and re-
32 sponsible to the board for the preparation of reports and
33 collection and dissemination of data and other public in-
34 formation relating to aeronautics. At the direction of the
35 board he shall, together with the chairman of the board,

36 execute all contracts entered into by the board which are
37 legally authorized and for which funds are provided in
38 any appropriations act. The board, may, by written order
39 filed in its office, delegate to the director any of the
40 powers or duties vested or imposed upon it by this act.
41 Such delegated powers and duties may be exercised by
42 such director in the name of the board. The board may
43 also employ such administrative, engineering, technical
44 and clerical assistants as may be required. The director
45 and such other assistants may, under the supervision of
46 the board, insofar as reasonably possible, offer the engi-
47 neering and other technical services of the board, with-
48 out charge, to any county or municipality in connection
49 with the construction, maintenance or operation, or pro-
50 posed construction, maintenance or operation of any air-
51 port or landing field. The board, the director and such
52 other assistants shall see that the state and federal laws
53 governing aviation and the rules and regulations of the
54 board are carried out. They shall have police powers and
55 may make arrests for the violation of this article, or the
56 rules and regulations of the board.

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

Charles C Morris

Chairman Senate Committee

J. A. Kelsinger Jr.

Chairman House Committee

Originated in the

Senate

Takes effect

90-days from

passage

J. Howard Rogers

Clerk of the Senate

J. A. Kipp

Clerk of the House of Delegates

Arnold W. Vickers

President of the Senate

John E. Amos

Speaker House of Delegates

The within

Approved

this the

15th

day of

March

, 1945.

Walter M. Madsen

Governor.

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

MAR 16 1945

Wm. S. O'BRIEN,
Secretary of State