

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945



**ENROLLED**

*Committee substitute for*

HOUSE BILL No. 101

*Originating in the House Committee on Pesticides*  
(By Mr. \_\_\_\_\_)



PASSED March 9<sup>th</sup> 1945

In Effect 90 days from Passage

*101*  
*3-16*

COMMITTEE SUBSTITUTE FOR  
**House Bill No. 101**

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(Originating in the House Committee on Taxation and Finance)

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[Passed March 9, 1945; in effect ninety days from passage.]

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AN ACT to amend and reenact section one, article one, chapter twenty-five of the code of West Virginia, one thousand nine hundred thirty-one, as last amended, relating to the state board of control.

*Be it enacted by the Legislature of West Virginia:*

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

Section 1. *State Board of Control; Appointment of*  
2 *Members; Term of Office; Salaries; Secretary and As-*  
3 *sistants; Oath and Bond of Members.*—There shall be a  
4 state board of control, known as the “West Virginia Board  
5 of Control”, which shall be a corporation, and as such may  
6 contract and be contracted with, and shall have a com-

7 mon seal. The board shall consist of three members, not  
8 more than two of whom shall at any one time belong to  
9 the same political party, who shall be appointed by the  
10 governor by and with the advice and consent of the sen-  
11 ate. The members in office on the date this code takes  
12 effect shall, unless sooner removed, continue to serve un-  
13 til their respective terms expire and until their successors  
14 have been appointed and have qualified. Beginning on the  
15 first day of July, one thousand nine hundred thirty-one,  
16 and on the first day of July of each alternate year there-  
17 after, a member shall be appointed to serve for a term of  
18 six years, and any member shall be eligible for reappoint-  
19 ment.

20 The salary of each member shall be five thousand nine  
21 hundred ninety-nine dollars and ninety-nine cents per an-  
22 num, to be paid monthly; and each member shall be paid  
23 his actual traveling and other necessary expenses while ab-  
24 sent from the state capitol on official business. The board  
25 shall be provided with offices at the state capitol and with  
26 necessary furniture. The members of the board shall give  
27 their entire time to the discharge of the duties of their of-

28 fice. The board shall elect one of its members as president  
29 and another as treasurer, and shall appoint a competent  
30 secretary and such clerical and other assistants as may be  
31 necessary to the proper conduct of its business. The offi-  
32 ces of treasurer and secretary may be held by the same  
33 member of the board. The salaries or compensation of the  
34 employees of the board shall be fixed by it, but no salary  
35 or compensation shall be increased to exceed the amount  
36 appropriated by the legislature to pay the same.

37 Before entering upon the duties of his office, each  
38 member of the board shall take and subscribe the oath of  
39 office prescribed by section five, article four of the Con-  
40 stitution of this State, the certificate whereof shall be  
41 filed in the office of the secretary of state, and he shall  
42 give bond in the penalty of ten thousand dollars, con-  
43 ditioned as required by law; but the bond of the member  
44 elected treasurer shall be in the penalty of fifty thousand  
45 dollars, which shall cover his liability both as a member  
46 and as treasurer. The board may require the surety in any  
47 of such bonds to be a surety or bonding company author-  
48 ized to do business in this state, and may pay the premiums

49 thereon out of its current or contingent expense fund.  
50 All such bonds shall be approved by the attorney general  
51 as to form, and by the governor as to sufficiency, and,  
52 when so approved, shall be filed and recorded in the office  
53 of the secretary of state. In the absence of the president  
54 or the treasurer from the state capitol, or in case of the  
55 disability of either, the duties of his office may be per-  
56 formed by another member 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. DeGruyter Jr.  
Chairman House Committee

Originated in the House

Takes effect 90 days from passage.

Horace Meigs  
Clerk of the Senate

Stiff  
Clerk of the House of Delegates

Amos W. Tickers  
President of the Senate

John E. Amos  
Speaker House of Delegates

The within Approved this the 16  
day of March, 1945.

Carroll McDowell  
Governor.



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

MAR 19 1945  
MAR 2 1945  
Secretary of State