

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945



ENROLLED

HOUSE BILL No. 50

(By Mr. Conner)



PASSED July 20 1945

In Effect From Passage

50  
Rec'd 7/21/45

**ENROLLED**  
**House Bill No. 50**

(By MR. EVANS)

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[Passed February 20, 1945; in effect from passage.]

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AN ACT to amend and reenact section eleven, article one, chapter twenty-five of the code of West Virginia, one thousand nine hundred thirty-one, relating to the appointment of the officers and employees of certain state institutions and to their compensation, powers and duties.

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

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

Section 11. *Officers and Employees of Certain State In-*  
stitutions.—The governor shall, by and with the advice and  
consent of the senate, appoint a superintendent for the  
West Virginia children's home, a superintendent for the  
West Virginia colored children's home, a superintendent

6 for the West Virginia home for aged and infirm colored  
7 men and women, a superintendent for Hopemont sani-  
8 tarium, a superintendent for Denmar sanitarium, a super-  
9 intendent for Pinecrest sanitarium, a superintendent for  
10 Berkeley Springs sanitarium, a superintendent for Welch  
11 emergency hospital, a superintendent for Fairmont em-  
12 ergency hospital, a superintendent for Huntington state  
13 hospital, a superintendent for Spencer state hospital, a  
14 superintendent for Weston state hospital, a superintendent  
15 for Lakin state hospital, a superintendent for West Virginia  
16 training school, a superintendent for the West Virginia in-  
17 dustrial school for boys, a superintendent for the West Vir-  
18 ginia industrial school for colored boys, a superintendent  
19 for the West Virginia industrial home for girls, a superin-  
20 tendent for the West Virginia industrial home for colored  
21 girls, and a warden for the West Virginia penitentiary;  
22 *Provided, however,* That, as to the institutions named in  
23 this section which are maintained solely for members of  
24 the negro race, the person appointed as superintendent or  
25 other chief executive officer of such institutions, respec-  
26 tively, shall be a member of such race. In the case of a hos-

27 pital or sanitarium, or of any institution the superintend-  
28 ent of which is required by law to be a physician, the gov-  
29 ernor, before making such appointment, shall request the  
30 public health council to furnish a full and complete re-  
31 port concerning the qualifications and suitability of the  
32 proposed appointee for this position, and it shall be the  
33 duty of the public health council to furnish such report.

34 The warden of the penitentiary and the superintendent  
35 of each institution named in this section shall have the  
36 power to appoint all assistants and employees required  
37 for the management of the institution in his charge; but  
38 the number of such assistants and employees, and their  
39 compensation, shall first be fixed by the state board of con-  
40 trol. The warden of the penitentiary and the superintend-  
41 ent of any institution may, at his pleasure, discharge any  
42 person therein employed. It shall be the duty of the  
43 board of control to investigate any complaint made against  
44 the chief executive officer of any institution, and also  
45 against any other officer or employee thereof, if the  
46 same has not been investigated. The board shall have the  
47 power to recommend to the governor the removal of any

48 such chief executive officer, or other officer, or employee,  
49 setting forth in such recommendation the reasons for the  
50 same.

51 The board shall fix the salaries or compensation of the  
52 officers and employees of the institutions named in sec-  
53 tion three of this article. The salaries or compensation of  
54 all officers and employees of the several institutions  
55 named in sections three and four of this article shall be  
56 paid monthly, to include the last day of each month. The  
57 chief officer of each of the institutions named in section  
58 three shall be furnished living quarters, household furni-  
59 ture, board, fuel and light for himself and his family.  
60 Living quarters, household furniture, board, fuel and light  
61 shall be furnished to such other officers as is made neces-  
62 sary by the character of their service, and the board of  
63 control shall designate those who shall receive the fore-  
64 going in addition to their salary.

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

*Charles C. Morris*

Chairman Senate Committee

*Jade Graybeak*

Chairman House Committee

Originated in the *House*

Takes effect *From* passage.

*Howard Keger*

Clerk of the Senate

*R. Kliff*

Clerk of the House of Delegates

*Donald M. Tucker*

President of the Senate

*John E. Amos*

Speaker House of Delegates

The within *Approved* this the *24<sup>th</sup>*

day of *February*, 1945.

*Cooper Meadows*

Governor.



Filed in the office of the Secretary of State  
of West Virginia, FEB 24 1945

Wm. S. O'BRIEN,  
Secretary of State