

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

Enrolled Com. Sub. for

SENATE BILL No. 300

Originating in the

(By Mr. Com. on the Judiciary)



PASSED March 8 1947

In Effect 90 days from Passage



300

ENROLLED

COMMITTEE SUBSTITUTE FOR

Senate Bill No. 300

(Originating in the Committee on the Judiciary)

[Passed March 8, 1947; in effect ninety days from passage.]

AN ACT to amend and reenact sections six and seven, article eleven, chapter fifty-six of the code of West Virginia, one thousand nine hundred thirty-one, and to further amend said article by adding thereto four new sections, numbered sections eight, nine, ten and eleven, all relating to the judicial council of West Virginia, its executive secretary and the duties of said secretary.

Be it enacted by the Legislature of West Virginia:

That sections six and seven, article eleven, chapter fifty-six of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted and that said article be further amended by adding thereto four new sections, numbered sections eight, nine, ten and eleven, all to read as follows:

Article II. Judicial Council

Section 6. The faculty of the college of law of West
2 Virginia University shall constitute a bureau of research
3 on legal problems and the legal aspects of industrial
4 problems, insofar as funds may be conveniently made
5 available by West Virginia University for work in the
6 summer time, and for diminishing the teaching load of
7 those members engaged on said work during the school
8 year. In so far as it may be possible, without interfering
9 with the teaching schedule of the college of law, the fac-
10 ulty or members thereof designated by the dean, shall
11 prepare reports on matters within the scope of the powers
12 of investigation by said council; *Provided, however, That*
13 if the faculty of the college of law of West Virginia Uni-
14 versity shall be unable to render adequate and proper
15 service as such bureau of research the council in its dis-
16 cretion, may employ such competent person or persons as
17 may be necessary to constitute and perform the services
18 of such bureau of research.

Sec. 7. Members of the Council shall receive no compen-
2 sation for their services, but shall receive reimbursement

3 for the actual and necessary traveling expenses incurred
4 in the performance of their official duties.

Sec. 8. The Council shall appoint a competent person as
2 executive secretary of the judicial council of West Vir-
3 ginia, who shall also be ex officio director of the adminis-
4 trative office of the supreme court of appeals as pre-
5 scribed by chapter forty-one, acts of the Legislature, one
6 thousand nine hundred forty-five, as amended. The ex-
7 ecutive secretary shall be the chief administrative officer
8 of the council and, under its direction, shall have charge
9 of all activities within its jurisdiction. The executive sec-
10 retary shall serve at the will and pleasure of the Council.

Sec. 9. The executive secretary shall receive a salary of
2 five thousand dollars per annum and his necessary travel-
3 ing expenses incident to the performance of his duties.
4 Requisition for traveling expenses shall be accompanied
5 by a sworn and itemized statement which shall be filed
6 with the auditor and preserved as a public record.

Sec. 10. The executive secretary shall have such pow-
2 ers, duties and authority as may be delegated to him by
3 the council. As ex officio director of the administrative

4 office of the supreme court of appeals he shall have such
5 powers, duties and authority, as prescribed by law, but
6 shall receive no additional salary for acting as such di-
7 rector.

Sec. 11. The offices of the executive secretary shall be
2 located in the state capitol building.

3 All acts and parts of acts so far as inconsistent with the
4 provisions of this act, are hereby repealed.

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

Forest L. McKee
Chairman Senate Committee

R. J. Matthews
Chairman House Committee

Originated in the Senate

Takes effect 90 days from passage.

Howard Meyer
Clerk of the Senate

J. R. Hipp
Clerk of the House of Delegates

Arnold M. Vickers
President of the Senate

John E. Amos
Speaker House of Delegates

The within approved this the 13
day of March, 1947.

Clarence Medsker
Governor.



Filed in the Office of the Secretary of State
of West Virginia. **MAR 13 1947**
Wm. S. O'Brien,
SECRETARY OF STATE