

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957



# ENROLLED

HOUSE BILL No. 418

(By Mr. Speaker, Mrs. Flannery)



PASSED March 9, 1957

In Effect July 1, 1957 Passage



**ENROLLED**

**House Bill No. 418**

(By MR. SPEAKER, MR. FLANNERY)

[Passed March 9, 1957; in effect July 1, 1957.]

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 amended, abolishing the West Virginia board of control and creating the office of state commissioner of public institutions in lieu thereof.

*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 amended, be amended and reenacted to read as follows:

**Article 1. Supervision and Control of State Institutions.**

Section 1. *Commissioner of Public Institutions; Term, Salary, Bond, Duties and Functions.*—The office of state commissioner of public institutions is hereby created. The commissioner shall have and is hereby granted all of the powers and authority and shall perform all of the func-

6 tions and services vested in and performed by the West  
7 Virginia board of control which is hereby abolished.  
8 Wherever in this chapter or elsewhere in law reference  
9 is made to the West Virginia board of control such refer-  
10 ence shall henceforth be construed and understood to  
11 mean the state commissioner of public institutions.

12 The commissioner shall be appointed by the governor,  
13 with the advice and consent of the Senate, for a term of  
14 six years. Any appointment to fill a vacancy shall be for  
15 the unexpired term. The commissioner shall devote his  
16 entire time to the duties of his office. He shall be paid a  
17 salary of ten thousand dollars per annum, payable month-  
18 ly, and shall be paid actual traveling and other necessary  
19 expenses when absent from the capitol on official business.  
20 Offices and facilities for the commissioner shall be pro-  
21 vided and maintained at the capitol.

22 The commissioner shall take and subscribe to the oath  
23 prescribed by the constitution for public officials and  
24 shall execute an official bond in a penalty of fifteen thou-  
25 sand dollars, conditioned as required by law. Premiums  
26 on such bond shall be paid from appropriations made for

27 the commissioner's office. Such bond shall be approved  
28 as to form by the attorney general and as to sufficiency  
29 by the governor and, when fully executed and approved,  
30 shall be filed in the office of the secretary of state.

31 Nothing herein contained shall be construed so as to  
32 give the commissioner of public institutions any author-  
33 ity in the administration, management or control of men-  
34 tal institutions, heretofore transferred to the department  
35 of mental health by an act of the Legislature, regular  
36 session, one thousand nine hundred fifty-seven.

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

*E. L. McCourt*  
Chairman Senate Committee

*W. C. C. C.*  
Chairman House Committee

Originated in the House of Delegates

Takes effect July 1, 1957 passage

*J. H. H. H.*  
Clerk of the Senate

*C. A. Blankenship*  
Clerk of the House of Delegates

*Ralph J. Bean*  
President of the Senate

*W. C. C. C.*  
Speaker, House of Delegates

The within \_\_\_\_\_ this the \_\_\_\_\_

day of \_\_\_\_\_, 1957.

\_\_\_\_\_  
Governor



Filed in the Office of the Secretary of State  
of West Virginia, MAR 15 1957

D. PITT O'BRIEN  
SECRETARY OF STATE