WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1960

ENROLLED

SENATE BILL NO. 44

(By Mr. Martine)

PASSED FEBRUARY 11, 1960

In Effect 90 days from Passage
AN ACT to amend and reenact section four, article two-a, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to selection, employment and organization of personnel working under the state road commissioner and to duties and bonds of such personnel.

Be it enacted by the Legislature of West Virginia:

That section four, article two-a, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 4. Selection, Employment and Organization of Personnel; Duties and Bonds of Personnel.—The commis-
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3 sioner shall be in charge of and responsible for the selec-
4 tion, employment and effective organization of all com-
5 mission personnel for the entire state road and highway 
6 program. He may establish such divisions, sections and 
7 other functional and organizational units within the com-
8 mission as may be necessary and practical in the full and 
9 effective discharge of the duties and responsibilities of 
10 his office. Except as otherwise provided by law, all com-
11 mission personnel shall be classified pursuant to the job 
12 classification system and shall be paid pursuant to the 
13 salary scale established by the commissioner. In employ-
14 ing personnel initially or as replacements, from and after 
15 the effective date of this section, the state road commis-
16 sioner is hereby limited to personnel who are registered 
17 as claimants but who are not entitled to unemployment 
18 compensation benefits or are registered as applicants for 
19 work in the employment security office for the county 
20 or counties wherein such personnel reside and shall per-
21 form the services for which they may be hired, and such 
22 persons shall be hired in the order in which their names 
23 appear on the claimant and applicant lists so as to be
certain those persons who have been unemployed the longest period of time are given priority in employment by the state road commissioner: Provided, That this limitation respecting the employment security lists shall not apply in selecting engineers, surveyors and other personnel who must also possess specialized knowledge or skill: Provided further, That in the event there are not enough applicants on the aforesaid rolls to meet the requirements of the state road commissioner, then in said event, the commissioner may employ personnel at his own discretion. The commissioner shall select and employ a business manager assistant and a chief engineer assistant, who shall be a registered professional engineer, and shall establish such other offices, activities, divisions, sections and organizational units as may be necessary and practical. The business manager assistant shall be in charge of and responsible for matters of finance, personnel, public relations and such other functions as may be assigned to him from time to time by the commissioner. The chief engineer assistant shall be in charge of and responsible for planning, equipment, materials, construction, main-
nance and such other functions as may from time to time be assigned to him by the commissioner.

The commissioner shall require every employee who collects fees or handles funds or who has custody or control of equipment or supplies belonging to the state to give bond, with such sureties and in such penal sum as may be approved by the commissioner, for the faithful discharge of each such employee's duties and his accounting for all such fees, funds, equipment and supplies coming into his hands or under his custody or control. All such bonds, when approved by the commissioner, shall be filed in the office of the secretary of state. Premiums on all such bonds shall be paid from commission funds.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]

Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the Senate.

Takes effect 90 days from passage.

[Signature]

Clerk of the Senate

[Signature]

Clerk of the House of Delegates

Ralph J. Bean
President of the Senate

H.R. Dudley
Speaker House of Delegates

The within disapproved this the 17th day of February, 1960.

[Signature]

Governor

Filed in Office of the Secretary of State
of West Virginia FEB 17 1960
JOE F. BURDETT
SECRETARY OF STATE