

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1960

ENROLLED

SENATE BILL NO. 44

(By Mr. Martin)

PASSED February 11, 1960

In Effect 90 days from Passage



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

ENROLLED
Senate Bill No. 44

(By MR. MARTIN)

[Passed February 11, 1960; in effect ninety 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*

2 *Personnel; Duties and Bonds of Personnel.*—The commis-

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

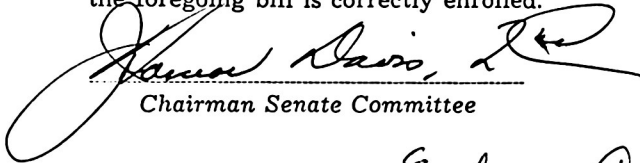
24 certain those persons who have been unemployed the
25 longest period of time are given priority in employment
26 by the state road commissioner: *Provided*, That this lim-
27 itation respecting the employment security lists shall not
28 apply in selecting engineers, surveyors and other person-
29 nel who must also possess specialized knowledge or skill:
30 *Provided further*, That in the event there are not enough
31 applicants on the aforesaid rolls to meet the requirements
32 of the state road commissioner, then in said event, the
33 commissioner may employ personnel at his own discretion.

34 The commissioner shall select and employ a business
35 manager assistant and a chief engineer assistant, who
36 shall be a registered professional engineer, and shall
37 establish such other offices, activities, divisions, sections
38 and organizational units as may be necessary and practi-
39 cal. The business manager assistant shall be in charge
40 of and responsible for matters of finance, personnel, pub-
41 lic relations and such other functions as may be assigned
42 to him from time to time by the commissioner. The chief
43 engineer assistant shall be in charge of and responsible for
44 planning, equipment, materials, construction, mainte-

45 nance and such other functions as may from time to time
46 be assigned to him by the commissioner.

47 The commissioner shall require every employee who
48 collects fees or handles funds or who has custody or con-
49 trol of equipment or supplies belonging to the state to
50 give bond, with such sureties and in such penal sum as
51 may be approved by the commissioner, for the faithful
52 discharge of each such employee's duties and his account-
53 ing for all such fees, funds, equipment and supplies com-
54 ing into his hands or under his custody or control. All
55 such bonds, when approved by the commissioner, shall
56 be filed in the office of the secretary of state. Premiums
57 on all such bonds shall be paid from commission funds.

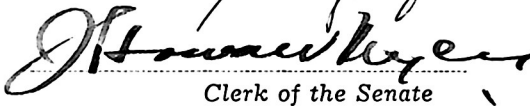
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


Chairman Senate Committee

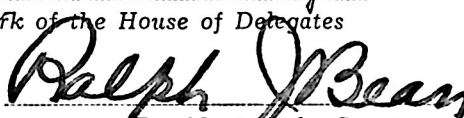

Chairman House Committee


Originated in the Senate.

Takes effect 90 days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

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


Governor



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of West Virginia FEB 17 1960

JOE F. BURDETT
SECRETARY OF STATE