ENROLLED

SENATE BILL NO. 123

(By Mr. Smith)

PASSED March 14th, 1961

In Effect ninety days from Passage

Filed in Office of the Secretary of State of West Virginia

JOE P. BURDETT
SECRETARY OF STATE
AN ACT to amend chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article designated article twenty-four, relating to the creation of the West Virginia historic commission.

Be it enacted by the Legislature of West Virginia:

That chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article designated article twenty-four, to read as follows:

Article 24. West Virginia Historic Commission.

Section 1. Legislative Determination and Declaration of
Policy.—It is hereby declared, as a matter of legislative determination:

(a) That the state of West Virginia, being richly endowed in historic achievement, should erect and preserve adequate markers along its roads and highways pointing out for future generations the important role played by our state in the dynamic development of our country.

(b) That in the past, some four hundred historic road markers were placed along the highways; however, since no agency was designated to preserve and maintain such markers, they have fallen into a state of disrepair or have been destroyed.

(c) That this article contemplates the creation of a commission, which shall be authorized and empowered to place historic road markers at appropriate places and to preserve and maintain such markers; it is further contemplated that the necessary appropriation shall be made so that the commission may accomplish the purposes herein set out.

Sec. 2. West Virginia Historic Commission Created;

Number of Members; How Appointed; Term.—There is
hereby created the West Virginia historic commission hereinafter referred to as commission, to consist of five members, one of whom shall be a member of the West Virginia historical society, and all of whom shall be appointed by the governor, by and with the advice and consent of the senate. The term of office for those so appointed shall be four years. All of the members of said commission shall serve without pay, but shall be reimbursed for any and all actual expenses incurred in the performance of their duties hereunder. The director of the department of archives and history shall be the secretary and treasurer of such commission.

Sec. 3. Powers and Duties of Commission; Assistance of State Road Commission.—The commission shall be authorized and empowered to purchase new road markers, replace old road markers, protect, preserve and display the Fairfax stones, purchase markers for new highways, and with the consent of the West Virginia turnpike commission, for the West Virginia turnpike, and formulate and write appropriate copy for such markers. The commission is authorized to purchase markers from any commercial
company dealing in or manufacturing such markers. The commission shall choose the location of such historic road markers, and the state road commission shall have the responsibility for the actual physical placement and repainting thereof. The cost of such placement and repainting shall be paid out of the appropriation of the commission.

Sec. 4. Special Fund Created.—For the purpose of carrying out provisions of this article, there is hereby created a special revenue fund entitled the West Virginia historic fund. All moneys appropriated by the Legislature for the purposes set out herein shall be deposited in said fund and shall be expended therefrom only for the purposes for which the same are authorized.

The West Virginia historic commission shall advise with the West Virginia centennial commission with respect to the historic aspects of the centennial.

The West Virginia historic commission shall advise in arranging and equipping the railway car pertaining to the history of the state that shall be a part of the West Virginia centennial train.
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 thirty days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the tenth day of March, 1961.

Governor