

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

HOUSE BILL No. 900

(By Mr. Myles)



PASSED March 10, 1967

In Effect Ninety days from Passage



FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 3-20-67

900

ENROLLED
House Bill No. 900

(By MR. MYLES)

[Passed March 10, 1967; in effect ninety days from passage.]

AN ACT to repeal article twenty-four, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, creating the West Virginia historic commission, and to amend article one, chapter twenty-nine of said code, by adding to said article one, five new sections, designated sections four, five, six, seven and eight, establishing within the department of archives and history a division of historic road markers, providing that the state historian and archivist shall be director of the division, declaring legislative determination and policy, prescribing powers and duties of the director, imposing certain responsibilities upon the state road commissioner;

creating an advisory committee; and providing for a special highway marker fund.

Be it enacted by the Legislature of West Virginia:

That article twenty-four, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed; and that article one, chapter twenty-nine of said code be amended by adding thereto five new sections, designated sections four, five, six, seven and eight, to read as follows:

ARTICLE 1. DEPARTMENT OF ARCHIVES AND HISTORY.

§29-1-4. Division of historic road markers created; state historian and archivist director.

1 There is hereby created and established within the
2 department of archives and history a division of historic
3 road markers. The state historian and archivist shall
4 be ex officio the director of the division, and is here-
5 inafter referred to as the director.

§29-1-5. Legislative determination and declaration of policy.

1 It is hereby declared as a matter of legislative deter-
2 mination and policy:

3 (a) That the state of West Virginia, being richly en-
4 dowed in historic achievement, should erect and maintain

5 adequate and appropriate historic markers along its roads
6 and highways to point out to tourists and identify for
7 future generations the important role played by the state
8 in the development of the United States of America.

9 (b) That since in past years several hundred historic
10 road markers have been placed along the highways of the
11 state, many of which have only recently been repaired
12 and renovated, it is necessary to create an agency au-
13 thorized and empowered to preserve and maintain such
14 markers and to place such additional markers at appro-
15 priate places as shall be determined fitting and appro-
16 priate.

**§20-1-6. Powers and duties of director; assistance of state
road commissioner; acceptance of gifts, donations,
contributions, bequests or devises; publication of
marker booklet.**

1 The director shall be authorized and empowered to
2 purchase new historical road markers; replace old histori-
3 cal road markers; protect, preserve and display the Fair-
4 fax stones; purchase historical road markers for new
5 highways, and, with the consent of the West Virginia
6 turnpike commission, purchase historical road markers

7 for said turnpike; and formulate and prepare appropriate
8 copy for such markers.

9 The director shall determine the location of such mark-
10 ers, and it shall be the duty and responsibility of the
11 state road commissioner to handle the actual physical
12 placement thereof, the painting and repainting thereof
13 and the general maintenance of such markers. The cost
14 of such placement, painting and maintenance shall be
15 paid out of the appropriation made for such purposes.

16 The director is also authorized and empowered, with
17 the consent of the governor, to accept and receive gifts,
18 donations, contributions, bequests or devices of money,
19 security, or property, both real and personal, or any
20 interest therein; and said director may accept, receive
21 and administer same subject to any terms, limitations,
22 or restrictions placed thereon by the donor.

23 The director is authorized to publish and revise from
24 time to time a booklet entitled "West Virginia Historic
25 and Scenic Highway Markers," or any other document
26 deemed to be consistent with his powers and duties. The
27 director may establish a reasonable price for such book-

28 let or other document published and sell the same. Any
29 money received from the sale of such booklet or docu-
30 ments shall be deposited in the special fund hereinafter
31 created .

§29-1-7. Advisory committee.

1 There is hereby created an advisory committee of five
2 members to advise and make recommendations to the
3 director with respect to his duties regarding historic road
4 markers.

5 The members of the committee shall be the state road
6 commissioner, the commissioner of the department of
7 commerce, the commissioner of motor vehicles, and two
8 members of the West Virginia historical society. The
9 two members of the West Virginia historical society
10 shall be appointed and their appointments furnished to
11 the director in writing by the president of said society.
12 The members of said committee shall serve without pay,
13 but shall be entitled to reimbursement for actual ex-
14 penses incurred in the performance of duties authorized
15 and approved by the director.

§29-1-8. Special fund created.

1 There is hereby created a special revenue fund to be
2 designated the "Historic Highway Marker Fund." All
3 moneys appropriated by the Legislature for the purposes
4 set out herein and received from the sale of publications
5 authorized by section six shall be deposited in said fund
6 and shall be expended therefrom for authorized pur-
7 poses only.

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

William Tompa
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Keyser
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard W. Carson
President of the Senate

H. L. L. L. L. L.
Speaker House of Delegates

The within approved this the 17
day of March, 1967.

Hubert E. Smith
Governor



**PRESENTED TO THE
GOVERNOR**

Date 3/17/67

Time 9:30am