

WEST VIRGINIA LEGISLATURE
FIRST EXTRAORDINARY SESSION, 1969



ENROLLED

HOUSE BILL No. 14

*Originating in the Committee
(By Mr. Don the Judiciary)*



PASSED July 25, 1969

In Effect from Passage



FILED IN THE OFFICE
JON D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 8-5-69

#14

ENROLLED

COMMITTEE SUBSTITUTE

FOR

House Bill No. 14

(Originating in the Committee on the Judiciary)

[Passed July 25, 1969; in effect from passage.]

AN ACT to repeal sections three and three-a, article nine, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section one of said article, relating to the department of commerce; abolishing the planning and research division of said department; and eliminating certain of the department's powers, duties and responsibilities in connection with recreational facilities and planning and coordinating activities.

Be it enacted by the Legislature of West Virginia:

That sections three and three-a, article nine, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed; and that section one of said article be amended and reenacted to read as follows:

ARTICLE 9. DEPARTMENT OF COMMERCE.

§5-9-1. Department created; appointment and compensation of commissioner; divisions of department; powers and duties of commissioner and division directors; general powers and duties of department.

There is hereby created in the state government a department of commerce and the office of commissioner of commerce. The commissioner shall be the chief executive officer of the department and shall be appointed by the governor by and with the advice and consent of the Senate and shall be paid a salary, all as provided in section two-a, article seven, chapter six of this code. There shall be in the department of commerce an industrial development division and a travel development division. Each division shall be headed by a director, who shall be appointed by the commissioner of commerce, to serve at the will and pleasure of the commissioner of commerce. Each division director shall be qualified in his respective field by

special training and experience. The director of the industrial development division shall be trained and have experience in the field of industrial development. The director of the travel development division shall be trained and have experience in the field of travel development.

The commissioner of commerce shall have control and supervision of the department of commerce and shall be legally responsible for the work of each of its divisions. Under his control, each division director shall be accountable to the commissioner for the work of his division. The commissioner of commerce shall have the authority to employ such assistants as may be necessary for the efficient operation of the department.

The department of commerce shall have the authority and, within the limits of available funds, it shall be its duty to:

(1) Investigate, study and undertake ways and means of promoting and encouraging the prosperous development and protection of the legitimate interests and welfare of West Virginia business, industry and commerce, within and outside the state.

(2) Serve as a clearinghouse for industrial problems of the state.

(3) Promote and encourage the expansion and development of markets for West Virginia products.

(4) Promote and encourage the location and development of new business in the state and the maintenance and expansion of existing business.

(5) Investigate and study conditions affecting West Virginia business, industry and commerce; collect and disseminate information, and engage in technical studies, scientific investigations, statistical research and education activities necessary or useful for the proper execution of the powers and duties of the department.

(6) Plan and develop an effective business information service that will directly assist West Virginia industry and also encourage industries outside the state to use business facilities within the state.

(7) Compile, collect and periodically make available scientific indices and other information relating to current business conditions.

(8) Encourage and develop commerce with other states and devise methods of removing trade barriers that hamper the free flow of commerce between this and other states, and

for these purposes cooperate with interstate commissions engaged in formulating and promoting the adoption of interstate compacts and agreements helpful to business, industry and commerce.

(9) Conduct or encourage research designed to further new and more extensive uses of the natural and other resources of the state with a view to the development of new products and industrial processes.

(10) Compile periodically a census of business and industry in the state, in cooperation with other agencies, and analyze and publish the information in such form as to be most valuable to business and industry.

(11) Compile periodically a census of the crafts, trades, skills and occupations of all adult persons in the state, in cooperation with other agencies, and analyze and publish the information in such form as to be most valuable to business and industry.

(12) Study long-range trends and developments in the industries of the state, and analyze the reasons underlying such trends; study costs and other factors affecting successful operation of businesses within the state.

(13) Advertise and publicize the material, economic and other advantages of the state which render it a desirable place for business and residence.

(14) Collect, compile and distribute information and literature concerning the advantages and attractions of the state, its historic and scenic points of interest, and the highway, transportation and other facilities of the state.

(15) Plan and carry out a program of information and publicity designed to attract to West Virginia tourists, visitors and other interested persons from outside the state.

(16) Encourage and cooperate with other public and private organizations or groups in their efforts to publicize the attractions and industrial advantages of the state.

(17) Accept and expend, without the necessity of appropriation by the Legislature, any gift or grant of money made to the department for any or all of the purposes specified in this section.

(18) Initiate, promote and conduct, or cause to be conducted, research designed to further new and more extensive uses and consumption of natural and other resources and their by-products; and for such purposes, to enter into contracts and

agreements with research laboratories maintained by educational or endowed institutions in this state, and to extend appropriations to the department for such purposes.

(19) Prepare and maintain a comprehensive plan for the economic development of the state; and the department shall prepare and keep current a proposed long-range program of major state improvements relating to the comprehensive development of natural and artificial resources of this state, and shall cooperate with existing federal and state departments and other agencies or groups in perfecting and promoting the aforesaid comprehensive plan.

(20) Assist voluntary county or regional councils or groups in order to help effectuate the purposes of this article on a local level.

(21) Make recommendations to the governor and the Legislature of any legislation deemed necessary to facilitate the carrying out of any of the foregoing powers and duties, and to exercise any other power that may be necessary or proper for the orderly conduct of the business of the department and the effective discharge of the duties of the department.

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

William Tompa
Chairman Senate Committee

Clayton C. Rauschen
Chairman House Committee

Originated in the House.

Takes effect from passage.

James Myers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Luigi B. Jackson
President of the Senate

Sam F. Quinn
Speaker House of Delegates

The within approved this the 31st
day of July, 1969.

Archd. Shaw Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 7/31/69

Time 3:00 p.m.

RECEIVED

AUG 5 10 25 AM '69

OFFICE OF
SECRETARY OF STATE
STATE OF MISSISSIPPI