

2-12-70
9:39 a.m.

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1970

ENROLLED

SENATE BILL NO. 24

(By Mr. Carrigan)

PASSED Feb 7, 1970

In Effect Jan Passage

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 2-12-70

24

ENROLLED
Senate Bill No. 24
(By MR. CARRIGAN)

[Passed February 7, 1970; in effect from passage.]

AN ACT to amend and reenact section two, article one, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section one, article two-a of said chapter, all relating to the creation of the West Virginia department of highways and the office of West Virginia commissioner of highways, and to transfer the duties of the state road commissioner to the West Virginia commissioner of highways.

Be it enacted by the Legislature of West Virginia:

That section two, article one, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as

amended, be amended and reenacted, and that section one, article two-a of said chapter be amended and reenacted, all to read as follows:

ARTICLE 1. DEFINITIONS.

§17-1-2. "Commission"; "road commission"; "state road commission."

1 The words and terms "commission," "road commission,"
2 or "state road commission," when used in this chapter,
3 except in article two thereof and in references to the
4 commission established by said article, shall refer to and
5 mean the West Virginia commissioner of highways,
6 created by section one, article two-a of this chapter.
7 Whenever reference is made to the "commission," "road
8 commission," or "state road commission," the power or
9 duty prescribed shall apply to the West Virginia com-
10 missioner of highways, unless the context clearly re-
11 quires a different meaning.

ARTICLE 2A. WEST VIRGINIA COMMISSIONER OF HIGHWAYS.

§17-2A-1. Office continued; appointment and tenure; removal.

1 The office of state road commissioner heretofore exist-
2 ing is hereby continued in all respects as heretofore con-

3 stituted, but is hereby designated as the West Virginia
4 department of highways. All duties and responsibilities
5 heretofore imposed upon the state road commissioner and
6 the powers exercised by him are hereby transferred to the
7 West Virginia department of highways and such duties
8 and responsibilities shall be performed by the said de-
9 partment and the powers may be exercised thereby
10 through the West Virginia commissioner of highways,
11 who shall be the chief executive officer of the department.

12 There is hereby created the office of West Virginia com-
13 missioner of highways, who shall be appointed by the
14 governor, by and with the advice and consent of the Sen-
15 ate, subject to the provisions of section two-a, article
16 seven, chapter six of this code. Also subject to the pro-
17 visions of section two-a, article seven, chapter six of
18 this code, the state road commissioner in office when
19 this section takes effect, shall, unless sooner removed, con-
20 tinue in the office of West Virginia commissioner of
21 highways until a successor is appointed pursuant to the
22 terms of this article.



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

William Taylor
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the Senate.

To take effect from passage

Howard Myers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

L. R. DeLoach
President of the Senate

Sam F. Bascom
Speaker House of Delegates

The within *approved* this the *11th*
day of *February*, 1970.

Arch A. Shaver, Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 2/11/70

Time 10:30 A.M.