WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1976

ENROLLED
Committee Substitute for
HOUSE BILL No. 1043

(By Mr. Speaker, Mr. McManus)

PASSED March 12, 1976

In Effect from Passage

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/31/76
ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 1043
(By Mr. Speaker, Mr. McManus)

(Originating in the House Committee on Finance)

[Passed March 12, 1976; in effect from passage.]

AN ACT to amend chapter four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding there­to a new article, designated article eight, relating to the creation of a capitol building commission; providing for composition, terms of members; vacancies; meetings; decisions of commis­sion; officers; reimbursement of expenses of members; and powers and duties generally.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 8. CAPITOL BUILDING COMMISSION.

§4-8-1. Capitol building commission; creation; composition.

1 There is hereby created a capitol building commission,
2 hereinafter referred to as the commission, which shall be
3 composed of five members who shall be appointed by the
4 governor with the advice and consent of the Senate on the
5 first day of July, one thousand nine hundred seventy-six,
6 plus the commissioner of the department of finance and ad-
ministration who shall be a nonvoting member. No more than three members shall be of the same political party. One member shall be an architect selected from three persons recommended by the board of architects, one member shall be a registered professional engineer selected from three persons recommended by the board of engineers, one member shall be selected from three persons who are interested in the historical beauty, value and preservation of the capitol building recommended by the state board of archives and history and two members shall be selected from the public at large.

§ 4-8-2. Terms of members; vacancies; meetings; decisions of commission.

Members shall be appointed for terms of four years and may be reappointed at the expiration of their terms. In the event of a vacancy, an appointment shall be made to fill the unexpired term. Whenever the approval of the commission is requested, as required by sections three and six of this article, the commission shall meet and render its decision, in writing, within ninety days of the filing with the commission of such request.

§ 4-8-3. Officers; employees; and expenses.

The capitol building commission shall organize by electing a chairman, a vice chairman and a secretary from among the members of the commission. The members of the commission shall serve without compensation and shall be reimbursed for such necessary travel expenses, subsistence and other reasonable expenses as may be actually incurred by them in the performance of their duties, all to be paid by the joint committee on government and finance.

§ 4-8-4. Powers and duties generally.

The capitol building commission shall review and approve or reject all plans recommending substantial physical changes inside the state capitol building or surrounding complex. The approval of the commission is mandatory before a contract may be let for work which constitutes a substantial physical change inside the capitol building or surrounding complex, or before changes are started if the work is not done under a contract. As used in this article, the surrounding complex shall
include the governor's mansion and other buildings used by the
governor as part of his residence, the state science and cultural
center, all state office buildings located in the immediate vic-
inity of the state capitol, and the roadways, structures and
facilities which are incidental to such buildings. As used in
this article, substantial physical change shall include but not
be limited to permanent physical changes that alter the ap-
pearance of the public areas of the capitol building and sur-
rounding complex. The Commissioner of the department of
finance and administration shall promulgate rules and regu-
lations, which rules and regulations shall be subject to the
approval of the capitol building commission, to implement the
provisions of this article.

§4-8-5. **Contracts which will result in physical changes to the capitol building require approval of commission.**

No contract or contracts which will result in physical changes
to the capitol building or any approaches, structures or facili-
ties incidental thereto shall be let, nor shall any physical
changes be made not requiring a contract until approval of
the commission has been obtained.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.
Takes effect 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 24th day of March, 1976.

Governor
PRESENTED TO THE GOVERNOR

Date 3/24/176
Time 3:45 p.m.