

156  
No: 751

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1987



ENROLLED

SENATE BILL NO. 751

*(Originating in the Committee*  
*[REDACTED] or on Agriculture )*



PASSED March 14, 1987

In Effect ninty days from Passage



**ENROLLED**  
**Senate Bill No. 751**

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(Originating in the Committee on Agriculture)

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[Passed March 14, 1987; in effect ninety days from passage.]

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AN ACT to amend and reenact section thirteen, article one, chapter five-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the department of commerce, division of parks and recreation; renaming the improved recreational area of Camp Creek State Forest in Mercer County as the "Camp Creek State Park" and continuing it under the authority of the division of parks and recreation.

*Be it enacted by the Legislature of West Virginia:*

That section thirteen, article one, chapter five-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 1. DEPARTMENT OF COMMERCE.**

**§5B-1-13. Division of parks and recreation; purpose; powers and duties generally.**

- 1 It shall be the duty of the division of parks and recreation
- 2 to have within its jurisdiction and supervision:
- 3 (a) All state parks and state recreation areas, including
- 4 all lodges, cabins, swimming pools, motorboating and all
- 5 other recreational facilities therein, except the roads

6 therein which, by reason of section one, article four, chapter  
7 seventeen of this code, are transferred to the state road  
8 system and to the responsibility of the commissioner of  
9 highways with respect to the construction, reconstruction  
10 and maintenance of the roads or any future roads for public  
11 usage on publicly owned lands in future state parks, state  
12 forests and public hunting and fishing areas;

13 (b) The authority and responsibility to do the necessary  
14 cutting and planting of vegetation along road rights-of-way  
15 in state parks and recreational areas;

16 (c) The administration of all laws and regulations  
17 relating to the establishment, development, protection, use  
18 and enjoyment of all state parks and state recreational  
19 facilities consistent with the provisions of this article:  
20 *Provided*, That nothing herein shall be construed to assign  
21 to the division of parks and recreation of the department of  
22 commerce the law-enforcement duties set forth in article  
23 seven, chapter twenty of this code, which duties shall  
24 remain the responsibility of the department of natural  
25 resources;

26 (d) The Berkeley Springs sanitarium in Morgan County  
27 shall be continued as a state recreational facility under the  
28 jurisdiction and supervision of the department of commerce  
29 and shall be managed, directed and controlled as prescribed  
30 here in this article and in article one, chapter twenty of this  
31 code.

32 The commissioner shall have and is hereby granted all of  
33 the powers and authority and shall perform all of the  
34 functions and duties with regard to Berkeley Springs  
35 sanitarium that were previously vested in and performed by  
36 the director of the department of natural resources, who  
37 shall no longer have such power and authority and whose  
38 power and authority with regard to Berkeley Springs  
39 sanitarium is hereby abolished;

40 (e) The Washington Carver camp in Fayette County is  
41 hereby transferred from the department of natural  
42 resources to the commissioner who shall have the  
43 jurisdiction and supervision of the camp subject to the  
44 jurisdiction and authority of the department of culture and  
45 history as provided under section thirteen, article one,  
46 chapter twenty-nine of this code. The commissioner shall  
47 manage the Washington Carver camp as a state recreational  
48 facility and a component of the state park system;

49 (f) The improved recreational area of Camp Creek State  
50 Forest in Mercer County, as delineated according to section  
51 three, article one-a, chapter nineteen of this code, is hereby  
52 renamed as the Camp Creek State Park and under that  
53 name shall be managed as a state recreational facility; and

54 (g) The commissioner of the department of commerce  
55 shall be primarily responsible for the execution and  
56 administration of the provisions herein as an integral part  
57 of the parks and recreation program of the state and shall  
58 organize and staff his division for the orderly, efficient and  
59 economical accomplishment of these ends.

*[Handwritten signatures and initials]*

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

*[Signature]*  
.....  
Chairman Senate Committee

*[Signature]*  
.....  
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

*[Signature]*  
.....  
Clerk of the Senate

*[Signature]*  
.....  
Clerk of the House of Delegates

*[Signature]*  
.....  
President of the Senate

*[Signature]*  
.....  
Speaker House of Delegates

The within *approved* ..... this the *26th*  
*March*  
day of ..... 1987.

*[Signature]*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/23/87

Time 3:26 p.m.

RECEIVED  
MAR 27 PM 2 56  
U.S. DEPT. OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D.C. 20535