WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1990

ENROLLED

SENATE BILL NO. 563

(By Senator Parker)

PASSED March 7, 1990
In Effect 90 days from Passage
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, labor and environmental resources and incorporating Moncove Lake public hunting and fishing area as a state park to be named Moncove Lake State Park.

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.

The division of parks and recreation has within its jurisdiction and supervision:

(a) All state parks and state recreation areas, including all lodges, cabins, swimming pools, motorboating and all other recreational facilities therein, except the roads therein which, by reason of section one, article four, chapter seventeen of this code, are transferred to
the state road system and to the responsibility of the commissioner of highways with respect to the construction, reconstruction and maintenance of the roads or any future roads for public usage on publicly owned lands in future state parks, state forests and public hunting and fishing areas;

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

(c) The administration of all laws and rules relating to the establishment, development, protection, use and enjoyment of all state parks and state recreational facilities consistent with the provisions of this article;

(d) The Berkeley Springs sanitarium in Morgan County shall be continued as a state recreational facility under the jurisdiction and supervision of the department of commerce, labor and environmental resources and shall be managed, directed and controlled as prescribed here in this article and in article one, chapter twenty of this code. The commissioner has all of the powers and authority and shall perform all of the functions and duties with regard to Berkeley Springs sanitarium as are necessary to carry out the provisions of this article;

(e) The Washington Carver camp in Fayette County subject to the jurisdiction and authority of the department of culture and history as provided under section thirteen, article one, chapter twenty-nine of this code shall be managed by the commissioner as a state recreational facility and a component of the state park system;

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

(g) The improved recreational area of Moncove Lake
public hunting and fishing area, consisting of all
improved recreational facilities, including all land
between the lake and private property beginning at
the main entrance on secondary route eight to the first
stream on the southwest side of the improved recrea-
tional area, approximately two hundred feet southwest
of the private property corner where it meets the
Roxalia Springs trail, thence northwest to a stream
and along this stream northward to and across the
Diamond Hollow trail to the area boundary, thence
continuing around area boundary to the lake shore,
thence following the lake shore around the shoreline
to meet the line drawn from the main entrance where
the boundary begins. This area is hereby renamed as
the Moncove Lake State Park and under that name
shall be managed as a state recreational facility:
Provided, That the boundary, as herein described,
shall be plainly marked within ninety days of the
effective date of this act; and

(h) The secretary of the department of commerce,
labor and environmental resources shall be primarily
responsible for the execution and administration of the
provisions herein as an integral part of the parks and
recreation program of the state and shall organize and
staff the department for the orderly, efficient and
economical accomplishment of these ends.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the .............. day of ........., 1890.

Governor