

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1990



## ENROLLED

*Committee Substitute for*  
SENATE BILL NO. 77

(By Senator *Rundle*)



PASSED *March 8,* 1990

In Effect *July 1, 1990* Passage

# ENROLLED

## COMMITTEE SUBSTITUTE FOR

### **Senate Bill No. 77**

(By SENATOR RUNDLE, *original sponsor*)

[Passed March 8, 1990; to take effect July 1, 1990.]

AN ACT to amend and reenact sections one and four, article eight, chapter four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, all relating to continuing the capitol building commission; members of the commission; and powers and duties generally.

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

That sections one and four, article eight, chapter four, of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted, all to read as follows:

#### **ARTICLE 8. CAPITOL BUILDING COMMISSION.**

##### **§4-8-1. Creation; composition; qualifications.**

1    There is continued a capitol building commission,  
2    hereinafter referred to as the commission, which shall  
3    be composed of five members, who shall be appointed  
4    by the governor with the advice and consent of the  
5    senate, plus the secretary of the department of admin-

6 istration who shall be a nonvoting member. No more  
7 than three members shall be of the same political  
8 party. One member shall be an architect selected from  
9 three persons recommended by the board of archi-  
10 tects, one member shall be a registered professional  
11 engineer selected from three persons recommended by  
12 the board of engineers, one member shall be the  
13 commissioner of the division of culture and history,  
14 who is chairman of the commission, and two members  
15 shall be selected from the public at large.

16 To allow for the completion of a performance audit  
17 through its joint committee on government operations,  
18 pursuant to section nine, article ten, chapter four of  
19 this code, the Legislature hereby finds and declares  
20 that the capitol building commission should be con-  
21 tinued and reestablished. Accordingly, notwithstand-  
22 ing the provisions of section four, article ten, chapter  
23 four of this code, the capitol building commission shall  
24 continue to exist until the first day of July, one  
25 thousand nine hundred ninety-two.

**§4-8-4. Powers and duties generally.**

1 The capitol building commission shall review and  
2 approve or reject all plans recommending substantial  
3 physical changes inside or outside the state capitol  
4 building or surrounding complex, including the public  
5 meeting rooms, hallways and grounds, which affect  
6 the appearance thereof. The approval of the commis-  
7 sion is mandatory before a contract may be let for  
8 work which constitutes a substantial physical change,  
9 or before changes are started if the work is not done  
10 under a contract. As used in this article, the surround-  
11 ing complex shall include the governor's mansion and  
12 other buildings used by the governor as part of his  
13 residence, the state science and cultural center, all  
14 state office buildings located in the immediate vicinity  
15 of the state capitol, and the roadways, structures and  
16 facilities which are incidental to such buildings. As  
17 used in this article, substantial physical change shall  
18 include, but not be limited to, permanent physical  
19 changes that alter the appearance of the public areas  
20 of the capitol building and surrounding complex. The

21 secretary of the department of administration shall  
22 promulgate rules and regulations, pursuant to the  
23 provisions of chapter twenty-nine-a of this code, which  
24 rules and regulations shall be subject to the approval  
25 of the capitol building commission, to implement the  
26 provisions of this article.

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

*Frederick L. Riker*  
.....  
Chairman Senate Committee

*Donald W. Kelly*  
.....  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1990.

*Darrell E. Holmes*  
.....  
Clerk of the Senate

*Donald T. Hoyle*  
.....  
Clerk of the House of Delegates

*Walter Burdette*  
.....  
President of the Senate

*Robert C. Keiser*  
.....  
Speaker House of Delegates

The within *is approved* this the *19th* .....  
day of *March* ..... 1990.

*Easton Caperton*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date

3/13/40

Time

2:50 pm

RECEIVED  
1990 MAR 19 PM 4:49  
OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

*[Faint signature]*



THIS DATE 3/19/90  
WEST VIRGINIA  
SECRETARY OF STATE  
FILED IN THE OFFICE OF