Enrolled
Committee Substitute
for
Senate Bill 501

Senators Hamilton, Pitsenbarger, Sypolt, Prezioso, Baldwin, Woelfel, Jeffries, and Stollings, original sponsors

[Passed February 12, 2020; in effect 90 days from passage]
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SENATORS HAMILTON, PITSENBARGER, SYPOLT,
PREZIOSO, BALDWIN, WOELFEL, JEFFRIES, AND
STOLLINGS, original sponsors

[Passed February 12, 2020; in effect 90 days from passage]
Enr CS for SB 501

AN ACT to amend and reenact §20-5-3 of the Code of West Virginia, 1931, as amended, relating
to purposes and duties of Section of Parks and Recreation of Division of Natural
Resources; clarifying location of Greenbrier River Trail; clarifying location of North Bend
Rail Trail; and adding protection, operation, and maintenance of Elk River Trail as duty of
Section of Parks and Recreation.

Be it enacted by the Legislature of West Virginia:

ARTICLE 5. PARKS AND RECREATION.

§20-5-3. Section of Parks and Recreation; purpose; powers and duties generally.
The purposes of the Section of Parks and Recreation shall be to promote conservation by
preserving and protecting natural areas of unique or exceptional scenic, scientific, cultural,
arheological, or historic significance, and to provide outdoor recreational opportunities for the
citizens of this state and its visitors. The Section of Parks and Recreation has within its jurisdiction
and supervision:

(a) All state parks and recreation areas, including all lodges, cabins, swimming pools,
motorboating, and all other recreational facilities therein, except the roads heretofore transferred
pursuant to §17-4-1 et seq. of this code 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 for 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 regulations relating to the establishment,
development, protection, and use and enjoyment of all state parks and state recreational facilities
consistent with the provisions of this article;
(d) The continued operation and maintenance of the Berkeley Springs Historical State Park in Morgan County, as a state recreational facility, designated the Berkeley Springs Sanitarium under prior enactment of this code;

(e) The continued operation and maintenance of that portion of Washington Carver Camp in Fayette County, formerly incorporated within the boundaries of Babcock State Park;

(f) The continued operation and maintenance of Camp Creek State Park as a state recreational facility, formerly delineated according to §19-1A-3 of this code;

(g) The continued operation and maintenance of Moncove Lake State Park as a state recreational facility, formerly delineated pursuant to enactment of §5B-1-13 of this code in 1990;

(h) The continued protection, operation, and maintenance of the right-of-way along the former Greenbrier subdivision of the CSX railway system, collectively designated as the Greenbrier River Trail, including the protection of the trail from motorized vehicular traffic and operation for the protection of adjacent public and private property;

(i) The continued protection, operation, and maintenance of the right-of-way of the CSX railway system designated as the North Bend Rail Trail, including the protection of the trail from motorized vehicular traffic and operation for the protection of adjacent public and private property;

(j) The continued development, operation, and maintenance of Blennerhassett Island Historical State Park, including all the property, powers, and authority previously held by the Blennerhassett Island Historical State Park Commission, formerly delineated pursuant to §29-8-1 et seq. of this code; and

(k) The continued protection, operation, and maintenance of the rights-of-way of the Elk River Coal & Lumber Railroad, the Buffalo Creek & Gauley Railroad, and the Middle Creek Spur, collectively designated as the Elk River Trail, including the protection of the trail from motorized vehicular traffic and operation for the protection of adjacent public and private property.
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 90 days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within ...... approved this the ...... 24th

Day of ...... February ...... 2020.

Governor
PRESENTED TO THE GOVERNOR

FEB 18 2020

Time 3:18 PM