

H. B. 2576

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[Introduced February 3, 2015; referred to the
Committee on Government Organization.]

A BILL to amend and reenact §5F-2-1 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto twelve new sections, designated §5F-2-1a, §5F-2-1b, §5F-2-1c, §5F-2-1d, §5F-2-1e, §5F-2-1f, §5F-2-1g, §5F-2-1h, §5F-2-1i, §5F-2-1j, §5F-2-1k and §5F-2-1l, all relating to the reorganization of certain code provisions that organize the executive branch of state government.

Be it enacted by the Legislature of West Virginia:

That §5F-2-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that said code be amended by adding

thereto twelve new sections, designated §5F-2-1a, §5F-2-1b, §5F-2-1c, §5F-2-1d, §5F-2-1e, §5F-2-1f, §5F-2-1g, §5F-2-1h, §5F-2-1i, §5F-2-1j, §5F-2-1k and §5F-2-1l, all to read as follows:

ARTICLE 2. ~~TRANSFER OF AGENCIES AND BOARDS ORGANIZATION OF STATE AGENCIES, BOARDS AND COMMISSIONS WITHIN DEPARTMENTS OF STATE GOVERNMENT.~~

**§5F-2-1. ~~Transfer and incorporation of agencies and boards; funds~~
General provisions.**

1 (a) ~~The following agencies and boards, including all of the~~
2 ~~allied, advisory, affiliated or related entities and funds associated~~
3 ~~with any agency or board, are incorporated in and administered~~
4 ~~as a part of the Department of Administration:~~

5 (1) ~~Building Commission provided in article six, chapter five~~
6 ~~of this code;~~

7 (2) ~~Public Employees Insurance Agency provided in article~~
8 ~~sixteen, chapter five of this code;~~

9 (3) ~~Governor's Mansion Advisory Committee provided in~~
10 ~~article five, chapter five-a of this code;~~

11 (4) ~~Commission on Uniform State Laws provided in article~~
12 ~~one-a, chapter twenty-nine of this code;~~

13 (5) ~~West Virginia Public Employees Grievance Board~~
14 ~~provided in article three, chapter six-c of this code;~~

15 ~~(6) Board of Risk and Insurance Management provided in~~
16 ~~article twelve, chapter twenty-nine of this code;~~

17 ~~(7) Boundary Commission provided in article twenty-three,~~
18 ~~chapter twenty-nine of this code;~~

19 ~~(8) Public Defender Services provided in article twenty-one,~~
20 ~~chapter twenty-nine of this code;~~

21 ~~(9) Division of Personnel provided in article six, chapter~~
22 ~~twenty-nine of this code;~~

23 ~~(10) The West Virginia Ethics Commission provided in~~
24 ~~article two, chapter six-b of this code;~~

25 ~~(11) Consolidated Public Retirement Board provided in~~
26 ~~article ten-d, chapter five of this code; and~~

27 ~~(12) Real Estate Division provided in article ten, chapter~~
28 ~~five-a of this code:~~

29 ~~(b) The following agencies and boards, including all of the~~
30 ~~allied, advisory, affiliated or related entities and funds associated~~
31 ~~with any agency or board, are incorporated in and administered~~
32 ~~as a part of the Department of Commerce:~~

33 ~~(1) Division of Labor provided in article one, chapter~~
34 ~~twenty-one of this code, which includes:~~

35 ~~(A) Occupational Safety and Health Review Commission~~
36 ~~provided in article three-a, chapter twenty-one of this code; and~~

37 ~~(B) Board of Manufactured Housing Construction and Safety~~
38 ~~provided in article nine, chapter twenty-one of this code.~~

39 ~~(2) Office of Miners' Health, Safety and Training provided~~
40 ~~in article one, chapter twenty-two-a of this code. The following~~
41 ~~boards are transferred to the Office of Miners' Health, Safety~~
42 ~~and Training for purposes of administrative support and liaison~~
43 ~~with the Office of the Governor:~~

44 ~~(A) Board of Coal Mine Health and Safety and Coal Mine~~
45 ~~Safety and Technical Review Committee provided in article six,~~
46 ~~chapter twenty-two-a of this code;~~

47 ~~(B) Board of Miner Training, Education and Certification~~
48 ~~provided in article seven, chapter twenty-two-a of this code; and~~

49 ~~(C) Mine Inspectors' Examining Board provided in article~~
50 ~~nine, chapter twenty-two-a of this code.~~

51 ~~(3) The West Virginia Development Office provided in~~
52 ~~article two, chapter five-b of this code;~~

53 ~~(4) Division of Natural Resources and Natural Resources~~
54 ~~Commission provided in article one, chapter twenty of this code;~~

55 ~~(5) Division of Forestry provided in article one-a, chapter~~
56 ~~nineteen of this code;~~

57 ~~(6) Geological and Economic Survey provided in article two,~~
58 ~~chapter twenty-nine of this code; and~~

59 ~~(7) Workforce West Virginia provided in chapter~~
60 ~~twenty-one-a of this code, which includes:~~

61 ~~(A) Division of Unemployment Compensation;~~

62 ~~(B) Division of Employment Service;~~

63 ~~(C) Division of Workforce Development; and~~

64 ~~(D) Division of Research, Information and Analysis;~~

65 ~~(8) Division of Energy provided in article two-f, chapter~~
66 ~~five-b of this code:~~

67 ~~(9) Division of Tourism Commission provided in article~~
68 ~~two-h, chapter five-b of this code.~~

69 ~~(c) The Economic Development Authority provided in~~
70 ~~article fifteen, chapter thirty-one of this code is continued as an~~
71 ~~independent agency within the executive branch.~~

72 ~~(d) The Water Development Authority and the Water~~
73 ~~Development Authority Board provided in article one, chapter~~

74 ~~twenty-two-c of this code is continued as an independent agency~~
75 ~~within the executive branch.~~

76 ~~(c) The following agencies and boards, including all of the~~
77 ~~allied, advisory and affiliated entities, are transferred to the~~
78 ~~Department of Environmental Protection for purposes of~~
79 ~~administrative support and liaison with the office of the~~
80 ~~Governor:~~

81 ~~(1) Air Quality Board provided in article two, chapter~~
82 ~~twenty-two-b of this code;~~

83 ~~(2) Solid Waste Management Board provided in article three,~~
84 ~~chapter twenty-two-c of this code;~~

85 ~~(3) Environmental Quality Board, or its successor board,~~
86 ~~provided in article three, chapter twenty-two-b of this code;~~

87 ~~(4) Surface Mine Board provided in article four, chapter~~
88 ~~twenty-two-b of this code;~~

89 ~~(5) Oil and Gas Inspectors' Examining Board provided in~~
90 ~~article seven, chapter twenty-two-c of this code;~~

91 ~~(6) Shallow Gas Well Review Board provided in article~~
92 ~~eight, chapter twenty-two-c of this code; and~~

93 ~~(7) Oil and Gas Conservation Commission provided in~~
94 ~~article nine, chapter twenty-two-c of this code.~~

95 ~~(f) The following agencies and boards, including all of the~~
96 ~~allied, advisory, affiliated or related entities and funds associated~~
97 ~~with any agency or board, are incorporated in and administered~~
98 ~~as a part of the Department of Education and the Arts:~~

99 ~~(1) Library Commission provided in article one, chapter ten~~
100 ~~of this code;~~

101 ~~(2) Division of Culture and History provided in article one,~~
102 ~~chapter twenty-nine of this code; and~~

103 ~~(3) Division of Rehabilitation Services provided in article~~
104 ~~ten-a, chapter eighteen of this code.~~

105 ~~(g) The Educational Broadcasting Authority provided in~~
106 ~~article five, chapter ten of this code is part of the Department of~~
107 ~~Education and the Arts for the purposes of administrative~~
108 ~~support and liaison with the office of the Governor.~~

109 ~~(h) The following agencies and boards, including all of the~~
110 ~~allied, advisory, affiliated or related entities and funds associated~~
111 ~~with any agency or board, are incorporated in and administered~~
112 ~~as a part of the Department of Health and Human Resources:~~

113 ~~(1) Human Rights Commission provided in article eleven,~~
114 ~~chapter five of this code;~~

115 ~~(2) Division of Human Services provided in article two,~~
116 ~~chapter nine of this code;~~

117 ~~(3) Bureau for Public Health provided in article one, chapter~~
118 ~~sixteen of this code;~~

119 ~~(4) Office of Emergency Medical Services and the~~
120 ~~Emergency Medical Service Advisory Council provided in~~
121 ~~article four-c, chapter sixteen of this code;~~

122 ~~(5) Health Care Authority provided in article twenty-nine-b,~~
123 ~~chapter sixteen of this code;~~

124 ~~(6) Commission on Mental Retardation provided in article~~
125 ~~fifteen, chapter twenty-nine of this code;~~

126 ~~(7) Women's Commission provided in article twenty,~~
127 ~~chapter twenty-nine of this code; and~~

128 ~~(8) The Child Support Enforcement Division provided in~~
129 ~~chapter forty-eight of this code.~~

130 ~~(i) The following agencies and boards, including all of the~~
131 ~~allied, advisory, affiliated or related entities and funds associated~~

132 with any agency or board, are incorporated in and administered
133 as a part of the Department of Military Affairs and Public Safety:

134 (1) ~~Adjutant General's Department provided in article one-a,~~
135 ~~chapter fifteen of this code;~~

136 (2) ~~Armory Board provided in article six, chapter fifteen of~~
137 ~~this code;~~

138 (3) ~~Military Awards Board provided in article one-g, chapter~~
139 ~~fifteen of this code;~~

140 (4) ~~West Virginia State Police provided in article two,~~
141 ~~chapter fifteen of this code;~~

142 (5) ~~Division of Homeland Security and Emergency~~
143 ~~Management and Disaster Recovery Board provided in article~~
144 ~~five, chapter fifteen of this code and Emergency Response~~
145 ~~Commission provided in article five-a of said chapter;~~

146 (6) ~~Sheriffs' Bureau provided in article eight, chapter fifteen~~
147 ~~of this code;~~

148 (7) ~~Division of Justice and Community Services provided in~~
149 ~~article nine-a, chapter fifteen of this code;~~

150 (8) ~~Division of Corrections provided in chapter twenty-five~~
151 ~~of this code;~~

152 ~~(9) Fire Commission provided in article three, chapter~~
153 ~~twenty-nine of this code;~~

154 ~~(10) Regional Jail and Correctional Facility Authority~~
155 ~~provided in article twenty, chapter thirty-one of this code; and~~

156 ~~(11) Board of Probation and Parole provided in article~~
157 ~~twelve, chapter sixty-two of this code.~~

158 ~~(j) The following agencies and boards, including all of the~~
159 ~~allied, advisory, affiliated or related entities and funds associated~~
160 ~~with any agency or board, are incorporated in and administered~~
161 ~~as a part of the Department of Revenue:~~

162 ~~(1) Tax Division provided in chapter eleven of this code;~~

163 ~~(2) Racing Commission provided in article twenty-three;~~
164 ~~chapter nineteen of this code;~~

165 ~~(3) Lottery Commission and position of Lottery Director~~
166 ~~provided in article twenty-two, chapter twenty-nine of this code;~~

167 ~~(4) Insurance Commissioner provided in article two, chapter~~
168 ~~thirty-three of this code;~~

169 ~~(5) West Virginia Alcohol Beverage Control Commissioner~~
170 ~~provided in article sixteen, chapter eleven of this code and article~~

171 ~~two, chapter sixty of this code;~~

172 ~~(6) Board of Banking and Financial Institutions provided in~~
173 ~~article three, chapter thirty-one-a of this code;~~

174 ~~(7) Lending and Credit Rate Board provided in chapter~~
175 ~~forty-seven-a of this code;~~

176 ~~(8) Division of Banking provided in article two, chapter~~
177 ~~thirty-one-a of this code;~~

178 ~~(9) The State Budget Office provided in article two of this~~
179 ~~chapter;~~

180 ~~(10) The Municipal Bond Commission provided in article~~
181 ~~three, chapter thirteen of this code;~~

182 ~~(11) The Office of Tax Appeals provided in article ten-a,~~
183 ~~chapter eleven of this code; and~~

184 ~~(12) The State Athletic Commission provided in article~~
185 ~~five-a, chapter twenty-nine of this code.~~

186 ~~(k) The following agencies and boards, including all of the~~
187 ~~allied, advisory, affiliated or related entities and funds associated~~
188 ~~with any agency or board, are incorporated in and administered~~
189 ~~as a part of the Department of Transportation:~~

190 ~~(1) Division of Highways provided in article two-a, chapter~~
191 ~~seventeen of this code;~~

192 ~~(2) Parkways, Economic Development and Tourism~~
193 ~~Authority provided in article sixteen-a, chapter seventeen of this~~
194 ~~code;~~

195 ~~(3) Division of Motor Vehicles provided in article two,~~
196 ~~chapter seventeen-a of this code;~~

197 ~~(4) Driver's Licensing Advisory Board provided in article~~
198 ~~two, chapter seventeen-b of this code;~~

199 ~~(5) Aeronautics Commission provided in article two-a,~~
200 ~~chapter twenty-nine of this code;~~

201 ~~(6) State Rail Authority provided in article eighteen, chapter~~
202 ~~twenty-nine of this code; and~~

203 ~~(7) Public Port Authority provided in article sixteen-b,~~
204 ~~chapter seventeen of this code:~~

205 ~~(1) Effective July 1, 2011, the Veterans' Council provided in~~
206 ~~article one, chapter nine-a of this code, including all of the allied,~~
207 ~~advisory, affiliated or related entities and funds associated with~~
208 ~~it, is incorporated in and administered as a part of the~~
209 ~~Department of Veterans' Assistance.~~

210 (a) The Legislature finds that in 1989, this chapter was
211 enacted to provide for the reorganization of the executive branch

212 of state government pursuant to the findings set forth under
213 section one, article one of this chapter. This section was enacted
214 as part of that legislation to effect the transfer of agencies and
215 board and related entities into the various departments created
216 within the executive branch of government. Since its initial
217 enactment, the Legislature has amended and reenacted this
218 section on a number of occasions, in most instances to modify
219 the initial reorganization within the executive branch of
220 government. The Legislature further finds that the structure of
221 this section by which it provides an extensive list of executive
222 agencies in a single section of the Code of West Virginia renders
223 this section unnecessarily lengthy and complicated. The
224 designation of a separate statute for each of the agencies and
225 entities as they are organized in subsections (a) through (l) of
226 this subsection as provided pursuant to the amendment and
227 reenactment of this section in 2011 would reduce the
228 unnecessary length and complexity of the statute without altering
229 the Legislature's intent in providing for the organization of the
230 executive branch of state government pursuant to the original
231 findings set forth under section one, article one of this chapter

232 and the Legislature's subsequent amendments and reenactments
233 of various sections of this chapter. The Legislature therefore
234 finds and declares that the amendment and reenactment of this
235 section and the further amendment of the Code of West Virginia
236 by adding thereto twelve new sections, designated section one-a,
237 article two, chapter five-f, section one-b, article two, chapter
238 five-f, section one-c, article two, chapter five-f, section one-d,
239 article two, chapter five-f, section one-e, article two, chapter
240 five-f, section one-f, article two, chapter five-f, section one-g,
241 article two, chapter five-f, section one-h, article two, chapter
242 five-f, section one-i, article two, chapter five-f, section one-j,
243 article two, chapter five-f, section one-k, article two, chapter
244 five-f and section one-l, article two, chapter five-f. These new
245 sections are solely for purpose of designating a separate statute
246 for each of the agencies and entities as they are organized in
247 subsections (a) through (l) of this subsection as provided
248 pursuant to the amendment and reenactment of this section in
249 2011, and in section one-k, article two, chapter five-f, to provide
250 for corrective descriptions of an agency and to add an additional
251 agency to the list of agencies organized under that section. The

252 Legislature further finds and declares that except as otherwise
253 provided in this section, the amendment and reenactment of this
254 section and the enactment of the new sections may not be
255 construed to have altered or modified the application of any
256 other provision of this code to the agencies and entities described
257 in those sections, and that all other provisions of this code, to the
258 extent applicable to those subsections, as well as the remaining
259 subsection of this section, shall to apply in like manner to the
260 agencies and entities described in those new sections.

261 ~~(m)~~ (b) Except for powers, authority and duties that have
262 been delegated to the secretaries of the departments by the
263 provisions of section two of this article, the position of
264 administrator and the powers, authority and duties of each
265 administrator and agency are not affected by the enactment of
266 this chapter.

267 ~~(n)~~ (c) Except for powers, authority and duties that have
268 been delegated to the secretaries of the departments by the
269 provisions of section two of this article, the existence, powers,
270 authority and duties of boards and the membership, terms and
271 qualifications of members of the boards are not affected by the

272 enactment of this chapter. All boards that are appellate bodies or
273 are independent decision makers shall not have their appellate or
274 independent decision-making status affected by the enactment of
275 this chapter.

276 ~~(d)~~ (d) Any department previously transferred to and
277 incorporated in a department by prior enactment of this section
278 means a division of the appropriate department. Wherever
279 reference is made to any department transferred to and
280 incorporated in a department created in section two, article one
281 of this chapter, the reference means a division of the appropriate
282 department and any reference to a division of a department so
283 transferred and incorporated means a section of the appropriate
284 division of the department.

285 ~~(e)~~ (e) When an agency, board or commission is transferred
286 under a bureau or agency other than a department headed by a
287 secretary pursuant to this section, that transfer is solely for
288 purposes of administrative support and liaison with the Office of
289 the Governor, a department secretary or a bureau. Nothing in this
290 section extends the powers of department secretaries under
291 section two of this article to any person other than a department

292 secretary and nothing limits or abridges the statutory powers and
293 duties of statutory commissioners or officers pursuant to this
294 code.

§5F-2-1a. Department of Administration.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Administration:

5 (1) Building Commission provided in article six, chapter five
6 of this code;

7 (2) Public Employees Insurance Agency provided in article
8 sixteen, chapter five of this code;

9 (3) Governor's Mansion Advisory Committee provided in
10 article five, chapter five-a of this code;

11 (4) Commission on Uniform State Laws provided in article
12 one-a, chapter twenty-nine of this code;

13 (5) West Virginia Public Employees Grievance Board
14 provided in article three, chapter six-c of this code;

15 (6) Board of Risk and Insurance Management provided in
16 article twelve, chapter twenty-nine of this code;

17 (7) Boundary Commission provided in article twenty-three,
18 chapter twenty-nine of this code;

19 (8) Public Defender Services provided in article twenty-one,
20 chapter twenty-nine of this code;

21 (9) Division of Personnel provided in article six, chapter
22 twenty-nine of this code;

23 (10) The West Virginia Ethics Commission provided in
24 article two, chapter six-b of this code;

25 (11) Consolidated Public Retirement Board provided in
26 article ten-d, chapter five of this code; and

27 (12) Real Estate Division provided in article ten, chapter
28 five-a of this code.

§5F-2-1b. Department of Commerce.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Commerce:

5 (1) Division of Labor provided in article one, chapter
6 twenty-one of this code, which includes:

7 (A) Occupational Safety and Health Review Commission
8 provided in article three-a, chapter twenty-one of this code; and

9 (B) Board of Manufactured Housing Construction and Safety
10 provided in article nine, chapter twenty-one of this code.

11 (2) Office of Miners' Health, Safety and Training provided
12 in article one, chapter twenty-two-a of this code. The following
13 boards are transferred to the Office of Miners' Health, Safety
14 and Training for purposes of administrative support and liaison
15 with the Office of the Governor:

16 (A) Board of Coal Mine Health and Safety and Coal Mine
17 Safety and Technical Review Committee provided in article six,
18 chapter twenty-two-a of this code;

19 (B) Board of Miner Training, Education and Certification
20 provided in article seven, chapter twenty-two-a of this code; and

21 (C) Mine Inspectors' Examining Board provided in article
22 nine, chapter twenty-two-a of this code.

23 (3) The West Virginia Development Office provided in
24 article two, chapter five-b of this code;

25 (4) Division of Natural Resources and Natural Resources
26 Commission provided in article one, chapter twenty of this code;

27 (5) Division of Forestry provided in article one-a, chapter
28 nineteen of this code;

29 (6) Geological and Economic Survey provided in article two,
30 chapter twenty-nine of this code; and

31 (7) Workforce West Virginia provided in chapter
32 twenty-one-a of this code, which includes:

33 (A) Division of Unemployment Compensation;

34 (B) Division of Employment Service;

35 (C) Division of Workforce Development; and

36 (D) Division of Research, Information and Analysis.

37 (8) Division of Energy provided in article two-f, chapter
38 five-b of this code.

39 (9) Division of Tourism Commission provided in article
40 two-h, chapter five-b of this code.

§5F-2-1c. Economic Development Authority.

1 The Economic Development Authority provided in article
2 fifteen, chapter thirty-one of this code is continued as an
3 independent agency within the executive branch.

§5F-2-1d. Water Development Authority.

1 The Water Development Authority and the Water
2 Development Authority Board provided in article one, chapter
3 twenty-two-c of this code is continued as an independent agency
4 within the executive branch.

§5F-2-1e. Department of Environmental Protection.

1 The following agencies and boards, including all of the
2 allied, advisory and affiliated entities, are transferred to the
3 Department of Environmental Protection for purposes of
4 administrative support and liaison with the Office of the
5 Governor:

6 (1) Air Quality Board provided in article two, chapter
7 twenty-two-b of this code;

8 (2) Solid Waste Management Board provided in article three,
9 chapter twenty-two-c of this code;

10 (3) Environmental Quality Board, or its successor board,
11 provided in article three, chapter twenty-two-b of this code;

12 (4) Surface Mine Board provided in article four, chapter
13 twenty-two-b of this code;

14 (5) Oil and Gas Inspectors' Examining Board provided in
15 article seven, chapter twenty-two-c of this code;

16 (6) Shallow Gas Well Review Board provided in article
17 eight, chapter twenty-two-c of this code; and

18 (7) Oil and Gas Conservation Commission provided in
19 article nine, chapter twenty-two-c of this code.

§5F-2-1f. Department of Education and the Arts.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Education and the Arts:

5 (1) Library Commission provided in article one, chapter ten
6 of this code;

7 (2) Division of Culture and History provided in article one,
8 chapter twenty-nine of this code; and

9 (3) Division of Rehabilitation Services provided in article
10 ten-a, chapter eighteen of this code.

§5F-2-1g. Educational Broadcasting Authority.

1 The Educational Broadcasting Authority provided in article
2 five, chapter ten of this code is part of the Department of

3 Education and the Arts for the purposes of administrative
4 support and liaison with the Office of the Governor.

§5F-2-1h. Department of Health and Human Resources.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Health and Human Resources:

5 (1) Human Rights Commission provided in article eleven,
6 chapter five of this code;

7 (2) Division of Human Services provided in article two,
8 chapter nine of this code;

9 (3) Bureau for Public Health provided in article one, chapter
10 sixteen of this code;

11 (4) Office of Emergency Medical Services and the
12 Emergency Medical Service Advisory Council provided in
13 article four-c, chapter sixteen of this code;

14 (5) Health Care Authority provided in article twenty-nine-b,
15 chapter sixteen of this code;

16 (6) Commission on Mental Retardation provided in article
17 fifteen, chapter twenty-nine of this code;

18 (7) Women’s Commission provided in article twenty,
19 chapter twenty-nine of this code; and

20 (8) The Child Support Enforcement Division provided in
21 chapter forty-eight of this code.

§5F-2-1i. Department of Military Affairs and Public Safety.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Military Affairs and Public Safety:

5 (1) Adjutant General’s Department provided in article one-a,
6 chapter fifteen of this code;

7 (2) Armory Board provided in article six, chapter fifteen of
8 this code;

9 (3) Military Awards Board provided in article one-g, chapter
10 fifteen of this code;

11 (4) West Virginia State Police provided in article two,
12 chapter fifteen of this code;

13 (5) Division of Homeland Security and Emergency
14 Management and Disaster Recovery Board provided in article

15 five, chapter fifteen of this code and Emergency Response

16 Commission provided in article five-a of said chapter;

17 (6) Sheriffs' Bureau provided in article eight, chapter fifteen

18 of this code;

19 (7) Division of Justice and Community Services provided in

20 article nine-a, chapter fifteen of this code;

21 (8) Division of Corrections provided in chapter twenty-five

22 of this code;

23 (9) Fire Commission provided in article three, chapter

24 twenty-nine of this code;

25 (10) Regional Jail and Correctional Facility Authority

26 provided in article twenty, chapter thirty-one of this code; and

27 (11) Board of Probation and Parole provided in article

28 twelve, chapter sixty-two of this code.

§5F-2-1j. Department of Revenue.

1 The following agencies and boards, including all of the

2 allied, advisory, affiliated or related entities and funds associated

3 with any agency or board, are incorporated in and administered

4 as a part of the Department of Revenue:

5 (1) Tax Division provided in chapter eleven of this code;

6 (2) Racing Commission provided in article twenty-three,
7 chapter nineteen of this code;

8 (3) Lottery Commission and position of Lottery Director
9 provided in article twenty-two, chapter twenty-nine of this code;

10 (4) Insurance Commissioner provided in article two, chapter
11 thirty-three of this code;

12 (5) West Virginia Alcohol Beverage Control Commissioner
13 provided in article sixteen, chapter eleven of this code and article
14 two, chapter sixty of this code;

15 (6) Board of Banking and Financial Institutions provided in
16 article three, chapter thirty-one-a of this code;

17 (7) Lending and Credit Rate Board provided in chapter
18 forty-seven-a of this code;

19 (8) Division of Banking provided in article two, chapter
20 thirty-one-a of this code;

21 (9) The State Budget Office provided in article two of this
22 chapter;

23 (10) The Municipal Bond Commission provided in article
24 three, chapter thirteen of this code;

25 (11) The Office of Tax Appeals provided in article ten-a,
26 chapter eleven of this code; and

27 (12) The State Athletic Commission provided in article
28 five-a, chapter twenty-nine of this code.

§5F-2-1k. Department of Transportation.

1 The following agencies and boards, including all of the
2 allied, advisory, affiliated or related entities and funds associated
3 with any agency or board, are incorporated in and administered
4 as a part of the Department of Transportation:

5 (1) Division of Highways provided in article two-a, chapter
6 seventeen of this code;

7 (2) Parkways Authority provided in article sixteen-a, chapter
8 seventeen of this code;

9 (3) Division of Motor Vehicles provided in article two,
10 chapter seventeen-a of this code;

11 (4) Driver's Licensing Advisory Board provided in article
12 two, chapter seventeen-b of this code;

13 (5) Aeronautics Commission provided in article two-a,
14 chapter twenty-nine of this code;

15 (6) State Rail Authority provided in article eighteen, chapter

16 twenty-nine of this code;

17 (7) Public Port Authority provided in article sixteen-b,

18 chapter seventeen of this code; and

19 (8) Division of Public Transit provided in article sixteen-c,

20 chapter seventeen of this code.

§5F-2-11. Department of Veterans' Assistance.

1 The Veterans' Council provided in article one, chapter

2 nine-a of this code, including all of the allied, advisory, affiliated

3 or related entities and funds associated with it, is incorporated in

4 and administered as a part of the Department of Veterans'

5 Assistance.

NOTE: The purpose of this bill is to create new code sections which separate the executive departments, designated §5F-2-1a through §5F-2-11.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.

§5F-2-1a, §5F-2-1b, §5F-2-1c, §5F-2-1d, §5F-2-1e, §5F-2-1f, §5F-2-1g, §5F-2-1h, §5F-2-1i, §5F-2-1j, §5F-2-1k and §5F-2-1l are new; therefore, they have been completely underscored.