

HB 4624

FILED

2008 MAR 28 PM 4: 28

OFFICE OF THE
SECRETARY OF STATE CD

WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2008



ENROLLED

**COMMITTEE SUBSTITUTE
FOR
House Bill No. 4624**

(By Delegates Hutchins and Yost)



Passed March 7, 2008

In Effect Ninety Days from Passage

E N R O L L E D

FILED
2008 MAR 28 PM 4:28

COMMITTEE SUBSTITUTE

FOR

H. B. 4624

OFFICE OF THE
SECRETARY OF STATE

(BY DELEGATES HUTCHINS AND YOST)

[Passed March 7, 2008; in effect ninety days from passage.]

AN ACT to amend and reenact §9A-1-10 of the Code of West Virginia, 1931, as amended, relating to describing the powers and duties of the director; providing for the hiring of case managers and counselors; providing for a program to advise veterans of available benefits and services; developing an internet website; and providing an expense per diem for volunteers who drive veterans to hospitals.

Be it enacted by the Legislature of West Virginia:

That §9A-1-10 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 1. DIVISION OF VETERANS' AFFAIRS.

§9A-1-10. Powers and duties of director.

1 The director is the executive and administrative head of
2 the division and has the power and duty, subject to the
3 provisions of section four of this article, to:

4 (a) Supervise and put into effect the purposes and
5 provisions of this article and the rules for the government of
6 the division;

7 (b) Prescribe methods pertaining to investigations and
8 reinvestigations of all claims and to the rights and interests of
9 all veterans, their widows, dependents and orphans;

10 (c) Prescribe uniform methods of keeping all records and
11 case records of the veterans, their widows, dependents and
12 orphans;

13 (d) Sign and execute, in the name of the state by West
14 Virginia Division of Veterans' Affairs, and by and with the
15 consent of the Veterans' Council, any contract or agreement
16 with the federal government or its agencies, other states,
17 subdivisions of this state, corporations, associations,
18 partnerships or individuals;

19 (e) Supervise the fiscal affairs and responsibilities of the
20 division;

21 (f) Organize the division to comply with the
22 requirements of this article and with the standards required
23 by any federal act or any federal agency;

24 (g) Establish any regional or area offices throughout the
25 state that are necessary to promote efficiency and economy
26 in administration;

27 (h) Make reports that comply with the requirements of
28 any federal act or federal agency and the provisions of this
29 article;

30 (i) Cooperate with the federal and state governments for
31 the more effective attainment of the purposes of this article;

32 (j) Keep a complete and accurate record of all
33 proceedings; record and file all contracts and agreements and
34 assume responsibility for the custody and preservation of all
35 papers and documents pertaining to his or her office and the
36 division;

37 (k) Prepare for the Veterans' Council the annual reports
38 to the Governor of the condition, operation and functioning
39 of the division;

40 (l) Exercise any other powers necessary and proper to
41 standardize the work; to expedite the service and business; to
42 assure fair consideration of the rights and interests and claims
43 of veterans, their widows, dependents and orphans; to
44 provide resources for a program which will promote a greater
45 outreach to veterans and which will advise them of the
46 benefits and services that are available, and to promote the
47 efficiency of the division;

48 (m) Invoke any legal, equitable or special remedies for
49 the enforcement of his or her orders or the provisions of this
50 article;

51 (n) Appoint the veterans' affairs officers and heads of
52 divisions of the division, and of regional or area offices, and
53 employ assistants and employees, including case managers
54 and counselors, that are necessary for the efficient operation
55 of the division;

56 (o) Provide resources and assistance in the
57 development of an internet website which is to be used to
58 inform veterans of programs and services available to them
59 through the division and the state and federal governments;

60 (p) Delegate to all or any of his or her appointees,
61 assistants or employees all powers and duties vested in the

62 director, except the power to sign and execute contracts and
63 agreements, but the director shall be responsible for the acts
64 of his or her appointees, assistants and employees; and

65 (q) Provide volunteers who will drive or transport
66 veterans to veterans' hospitals from the veteran's home or
67 local veterans' affairs offices and who shall be paid an
68 expense per diem of seventy-five dollars.

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



Chairman Senate Committee



Chairman House Committee

Originating in the House.

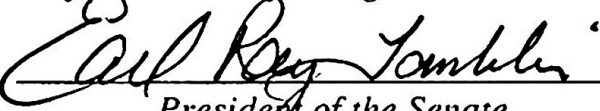
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates



President of the Senate



Speaker of the House of Delegates

The within is approved (this the 28th
day of March, 2008.



Governor

PRESENTED TO THE
GOVERNOR

MAR 19 2008

Time 10:15 AM