

WEST VIRGINIA LEGISLATURE

SECOND EXTRAORDINARY SESSION, 1990

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ENROLLED

Com. Sub. for
HOUSE BILL No. 204

(By Mr. Speaker, Mr. Chambers, & Del. R. Bink)
[By Request of the Executive]

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Passed June 27, 1990

In Effect From Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 204

(By MR. SPEAKER, MR. CHAMBERS, AND DELEGATE R. BURK)
[By Request of the Executive]

[Passed June 27, 1990; in effect from passage.]

AN ACT to amend and reenact section one, article two-g, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to federal "WIC" program; requiring banks in the state to accept WIC Vouchers or coupons or drafts from vendors; requiring director of health to deposit WIC funds in state bank, authorizing advance payments from such funds, providing for method of selection of bank and providing an effective date.

Be it enacted by the Legislature of West Virginia:

That section one, article two-g, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 2G. SPECIAL SUPPLEMENTARY FOOD PROGRAM
FOR WOMEN, INFANTS AND CHILDREN (WIC).**

§16-2G-1. Voucher or coupon redemption and payment.

1 With respect to the vouchers or coupons or drafts
2 authorized by the division of health in the administra-
3 tion of the special supplementary food program for
4 women, infants and children, commonly known as the

5 WIC program, under the auspices and guidelines of the
6 United States department of agriculture, such vouchers
7 or coupons or drafts, when received by a vendor from
8 a holder thereof in exchange for food, food stuffs, or
9 authorized goods or services, may be deposited by the
10 vendor in any federally insured bank in this state for
11 collection and payment thereof, and such bank shall
12 accept the same as equivalent to a negotiable instrument
13 from a holder in due course pursuant to chapter forty-
14 six of this code, and shall collect the funds for such
15 vouchers or coupons so received.

16 All moneys received from the United States depart-
17 ment of agriculture under the WIC program, except for
18 moneys to be used for administration, shall be deposited
19 by the director of health in a special account in a
20 federally insured bank in this state, and notwithstand-
21 ing other provisions of this code to the contrary, this
22 special account shall be funded by the director of health
23 as a special advance payment imprest funds account to
24 be reconciled at least annually by the state treasurer
25 from which said bank can daily make required wire
26 transfers to pay each day's presentments of vouchers or
27 coupons or drafts. The director of health shall select the
28 bank by competitive bidding in the same manner as the
29 state treasurer selects depository banks for state funds,
30 subject to applicable federal laws or regulations
31 governing such selection.

32 The provisions of this section enacted in the year one
33 thousand nine hundred eighty-nine shall take effect on
34 the first day of April, one thousand nine hundred ninety,
35 except that the director shall commence procedures for
36 the selection of the bank and for implementation of the
37 other provisions of this section upon the passage hereof.

38 Nothing in this section shall make such vouchers or
39 coupons or drafts negotiable instruments for any
40 purpose other than expressly set forth herein or as
41 permitted by applicable federal laws or regulations.

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

Frederick L. Park
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect from passage.

Samuel E. Blum
Clerk of the Senate

Donald L. Kapp
Clerk of the House of Delegates

Kath Benedict
President of the Senate

Robert C. Taylor
Speaker of the House of Delegates

The within *is approved* this the *10th* day of *July*, 19*00*.

Walter Taylor
Governor

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OFFICE OF THE ATTORNEY GENERAL
SECRETARY OF STATE

PRESENTED TO THE
GOVERNOR

Date 6-29-90

Time 3:16 pm
SC