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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1991



# ENROLLED

HOUSE BILL No. 2929

(By Mr. Dels Rutledge and Williams)



Passed March 9, 1991

In Effect From Passage

**ENROLLED**  
**H. B. 2929**

(By DELEGATES RUTLEDGE AND WILLIAMS)

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[Passed March 9, 1991; in effect from passage.]

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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 changing the name of the division of health to the bureau of public health and the director of health to the commissioner of public health; and permit funding of a special funds account.

*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 bureau of public health in the  
3       administration of the special supplementary food  
4       program for women, infants and children, commonly  
5       known as the WIC program, under the auspices and  
6       guidelines of the United States department of agricul-  
7       ture, such vouchers or coupons or drafts, when received  
8       by a vendor from a holder thereof in exchange for food,  
9       food stuffs, or authorized goods or services, may be  
10      deposited by the vendor in any federally insured bank  
11      in this state for collection and payment thereof, and such

12 bank shall accept the same as equivalent to a negotiable  
13 instrument from a holder in due course pursuant to  
14 chapter forty-six of this code, and shall collect the funds  
15 for such 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 commissioner of the bureau of public health in  
20 a special account in a federally insured bank in this  
21 state, and notwithstanding other provisions of this code  
22 to the contrary, this special account may be funded by  
23 the commissioner of the bureau of public health as a  
24 special advance payment imprest funds account to be  
25 reconciled at least annually by the state treasurer from  
26 which said bank can daily make required wire transfers  
27 to pay each day's presentments of vouchers or coupons  
28 or drafts. The commissioner of the bureau of public  
29 health shall select the bank by competitive bidding in  
30 the same manner as the state treasurer selects depos-  
31 itory banks for state funds, subject to applicable federal  
32 laws or regulations governing such selection.

33 The provisions of this section enacted in the year one  
34 thousand nine hundred eighty-nine shall take effect on  
35 the first day of April, one thousand nine hundred ninety,  
36 except that the commissioner shall commence proce-  
37 dures for the selection of the bank and for implemen-  
38 tation of the other provisions of this section upon the  
39 passage hereof.

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

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

*Homer Heck*  
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Chairman Senate Committee

*Ernest C Moore*  
-----  
Chairman House Committee

Originating in the House.

Takes effect from passage.

*Harold Edelman*  
-----  
Clerk of the Senate

*Donald Kopp*  
-----  
Clerk of the House of Delegates

*Kirk Sundt*  
-----  
President of the Senate

*Bob C.C.*  
-----  
Speaker of the House of Delegates

The within is approved \_\_\_\_\_ this the *27<sup>th</sup>*  
day of *May*, 1991.

*Yaston Caperton*  
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Governor

PRESENTED TO THE

GOVERNOR

Date 3/20/91

Time 4:50 PM