ENROLLED BILL
EXTRAORDINARY SESSION

Senate Bill No. 13

By Mr. Smith

Passed August 26, 1932

In Effect from Passage
AN ACT to provide for the relief of persons who, by act of Providence or otherwise, are in needy and necessitous circumstances by authorizing municipalities, whether incorporated under the general or a special law to transfer money from other funds to the general fund for the fiscal year beginning July first, one thousand nine hundred thirty-two.

Be it enacted by the Legislature of West Virginia:

Section 1. The council or other governing body of any municipality, whether incorporated under the general or a special law, in addition to authority already provided by statute, is hereby authorized and empowered to transfer during the fiscal year beginning July first, one thousand nine hundred thirty-two, from any fund under its control, except funds derived from levies authorized by a vote of the people, to the general
8 fund, a sum not exceeding ten cents on each one hundred dollars
9 of the one thousand nine hundred thirty-two assessed valuation
10 of all property of the municipality, for the relief of persons
11 who by act of Providence or otherwise, are in needy or neces-
12 tious circumstances.

Sec. 2. The council or other governing authority of each
2 municipality shall have authority under the provisions hereof,
3 any law to the contrary notwithstanding, to expend the moneys
4 so transferred for the purpose of providing food, clothing, med-
5 ical attention, or other necessities (but no money or order for
6 money) for residents within such municipality who are unem-
7 ployed and/or without means of support and who are aged, ill,
8 physically handicapped and/or dependent children: Provided,
9 That any able-bodied resident, eighteen years of age or over,
10 who is unemployed and/or without means of support and who
11 performs such work as may be designated by the council or other
12 governing body of such municipality, may be paid out of such
13 funds so transferred, except that of the amount so paid for
14 such work not more than twenty per centum (20%) shall be
15 in money or order therefor and the balance in necessities as
16 hereinbefore provided.
Sec. 3. Whenever any such transfer of funds is ordered and
directed, the council or governing body of each such munici-
pality and the treasurer thereof shall cause such funds to be
placed in a special account to be known and designated as
"General Fund—Relief," and it shall be unlawful and shall
constitute a felony, punishable by imprisonment in the state
penitentiary for not less than one, nor more than five years,
in the discretion of the court, for such funds to be used for
any purpose other than provided for herein, except that the
council or other governing body of the municipality may re-
transfer and return all or any part of such funds to the res-
pective funds from which the transfer was made. No part of
this fund shall be used prior to November tenth, one thousand
nine hundred thirty-two.

Sec. 4. The council or governing body of each municipality
shall notify in writing the county welfare board of the county
in which such municipality is situated, if there be one, and the
governor, at the time each transfer of funds is made as herein
provided; and at the time of giving notice to the governor of
such transfer of funds, and, at the time of making application
7 to the governor for additional relief funds, the council or gov-
8 enning body, of the municipality concerned, shall certify to the
9 governor the necessity for funds to be used in furnishing
10 relief and work relief to needy and distressed people, and all
11 facts showing that moneys then available and which can be
12 made available by the municipality and by private contribu-
13 tions are inadequate to meet its relief needs, and such addi-
14 tional information as the governor may request, to enable him
15 to comply with the requirements for making application to the
16 Reconstruction Finance Corporation for funds, as set forth
17 in an act of the Congress of the United States, entitled “emer-
18 gency relief and construction act of one thousand nine hun-
19 dred thirty-two” or in any similar act hereafter passed by
20 said Congress.
J. Cyrus Jarvis  
Speaker of the House of Delegates.

Clerk of the House of Delegates.

M. S. Hodges  
Clerk of the Senate.

The within is  
Afternoon

this  
27th day of  
August, 1932.

Filed in the office of the Secretary of State  
of West Virginia  
August, 1932  
Governor.

GEORGE W. SHARP,  
Secretary of State.