Rec. 12/11/33

## (SECOND EXTRAORDINARY SESSION, 1933)

## House Bill No. 64

(By Mr. Ongenating in the ) Committee on the Judiceary Passed DEcembry 9 1933

In Effect <u>pom</u> Passage

01 House CORRECTLY ENROLLED

Committee

Chairman Senate

Chairman

Passage

Takes effect.

Originated in the.

## ENROLLED BILL

(Com. Sub. for H. B. No. 64)

[Passed December 9, 1933; in effect from passage.]

AN ACT to appropriate from the general revenues of the state from taxes imposed by the Legislature on privileges, franchises and incomes of persons and corporations as authorized by section one, article ten of the constitution of West Virginia, as amended in the year one thousand nine hundred thirty-two, moneys to pay the interest, sinking fund and amortization charges of bond issues of counties, magisterial districts, school districts and other taxing districts, except municipalities, issued for roads, now used as a part of the state road system, and issued for schools, now used as a part of the state free school system, issued prior to the eighth day of November, one thousand nine hundred thirty-two.

Be it enacted by the Legislature of West Virginia:

Section 1. There are hereby appropriated out of the treas-2 ury for the fiscal year ending June thirtieth, one thousand nine

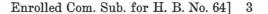


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3 hundred thirty-four and for the fiscal year ending June thir-4 tieth, one thousand nine hundred thirty-five, from the taxes 5 imposed by the Legislature on the privileges, franchises and 6 incomes of persons and corporations as authorized by section 7 one, article ten of the constitution of West Virginia, as amen-8 ded in the year one thousand nine hundred thirty-two, so much 9 moneys as may be required to meet all interest and sinking 10 fund charges due and to become due during the said years upon 11 bonded indebtedness of all counties, magisterial districts and 12 school districts and other taxing districts, except municipali-13 ties, issued for roads, now used as a part of the state road sys-14 tem, and issued for schools, now used as a part of the state 15 free school system, issued prior to the eighth day of Novem-16 ber, one thousand nine hundred thirty-two.

Sec. 2. Requisition for the payment of all such items shall 2 be drawn by the secretary of the state sinking fund commis-3 sion upon the auditor and shall show specifically the bond issues 4 for the payment of which such requisitions are drawn and the 5 individual amounts required therefor and the auditor shall 6 thereupon issue his warrant for said purpose, payable to the 7 state sinking fund commission. The state sinking fund com-

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8 mission shall make remittances to the persons entitled thereto9 from the money so received in like manner as is provided by10 general law.

Sec. 3. Nothing contained herein shall be so construed as to 2 relieve any county, magisterial district or school district of its 3 liability for the payment of its outstanding bonded indebted-4 ness.

5 Nothing herein shall be so construed as to make the state 6 assume or become responsible for the debts or liabilities of any 7 county, magisterial district or school district.

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8 The appropriations contained herein are for the purpose of 9 making available for the operation of local government uni-10 form levies authorized under the amendment to the constitu-11 tion adopted November eighth, one thousand nine hundred 12 thirty-two.

Sec. 4. All moneys, securities, investments and properties 2 of any character including delinquent taxes levied for interest 3 and sinking fund purposes, when collected, and including taxes 4 for interest and sinking fund purposes which have not been 5 turned over to the state sinking fund commission, now owned 6 and held by any such county, magisterial district, school dis-

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7 triet or other taxing district, or held by the state sinking fund 8 commission or any other person, firm or corporation, private or 9 public, for the purpose of paying interest, sinking fund and 10 amortization charges on their respective bond issues, are hereby 11 transferred to the state sinking fund commission for administra-12 tion for the purposes for which the same are now held.

Sec. 5. If any section, paragraph, sentence, clause, word 2 and/or application of any part hereof be held unconstitution-3 al, the same shall not affect the validity of the remaining por-4 tions.

5 All existing provisions of law inconsistent with this act are 6 hereby repealed.

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Jhairman Senate Committee.

Enrolled Com. Sub. for H. B. No. 64] 5 ittee Com Chairman Senate Speaker of the House of Delegates. Clerk of the House of Delegates. President of the Senate. Clerk of the Senate. Chairman House Committee. The within is.. 21 ···, 1933. *د* ۱ · ······ Governor Filed in the office of the Secretary of State of West Virginia **DEC 1 2 1933** Wm. S. O'BRIEN, Secretary of State

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