

Rec. 12/11/33

64

ENROLLED BILL
(SECOND EXTRAORDINARY SESSION, 1933)

House Bill No. 64

(By Mr. Orfmatig in the
Committee on the Judiciary)

Passed December 9 1933

In Effect from Passage

Originated in the House of Delegates. Takes effect. Passage
Goodhue
Clerk House of Delegates.

CORRECTLY ENROLLED

James L. Smith
Chairman House Committee.
Wm. O. Smith
Chairman Senate Committee.

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 treasury for the fiscal year ending June thirtieth, one thousand nine

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James L. Smith
Henry A. Hyatt

Chairman House Committee.

Chairman Senate Committee.

2 [Enrolled Com. Sub. for H. B. No. 64

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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James D. Hyatt

Chairman Senate Committee.

James L. Smith

Chairman House Committee.

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8 mission shall make remittances to the persons entitled thereto
9 from the money so received in like manner as is provided by
10 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.

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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A. H. Rogers

Chairman Senate Committee.

James L. Smith

Chairman House Committee.

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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.

CORRECTLY ENROLLED

James A. Smith
Chairman Senate Committee.

James L. Smith
Chairman House Committee.

Wm. H. Miller
Speaker of the House of Delegates.

James H. Hall
Clerk of the House of Delegates.

W. B. McInnis
President of the Senate.

John A. Smith
Clerk of the Senate.

The within is.....*approved*.....

this...*11th*...day of...*December*..., 1933.

W. B. McInnis
Governor.

Filed in the office of the Secretary of State
of West Virginia. **DEC 12 1933**

Wm. S. O'BRIEN,
Secretary of State