WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1935

ENROLLED

HOUSE BILL No. 280

(By Mr. Thomas)

PASSED February 25, 1935

In Effect from Passage
ENROLLED

House Bill No. 280
(By Mr. Thomas)

[Passed February 25, 1935; in effect from passage.]

AN ACT to promote the objects of the national housing act by authorizing banks, savings banks, trust companies, building and loan associations, industrial loan companies and insurance companies to make loans pursuant to titles one and two of the national housing act, and by authorizing executors, administrators, guardians, trustees, banks, savings banks, trust companies, building and loan associations, industrial loan companies, insurance companies and fraternal benefit societies to invest in mortgages insured and in debentures issued by the Federal Housing Administrator and to invest in securities of national mortgage associations, and to use such securities where collateral or deposits are required by law.

Be it Enacted by the Legislature of West Virginia:
Section 1. Banks, savings banks, trust companies, building and loan associations, industrial loan companies and insurance companies are authorized:

(a) To make such loans and advances of credit and purchases of obligations representing loans and advances of credit as are eligible for insurance pursuant to title one, section two, of the national housing act, for the purpose of financing alterations, repairs and improvements upon real property made subsequent to June twenty-seventh, one thousand nine hundred thirty-four, and to obtain such insurance.

(b) To make such loans secured by real property or leasehold as the federal housing administrator insures or makes a commitment to insure pursuant to the provisions for mutual mortgage insurance in title two of the national housing act, for the purpose of financing the construction or purchase of dwellings and similar residential property and the refinancing of mortgages, and to obtain such insurance.

Sec. 2. (a) It shall be lawful for executors, administrators, guardians, trustees, banks, savings banks, trust companies, building and loan associations, industrial loan companies, insurance companies and fraternal benefit societies to invest their funds
and the moneys in their custody or possession eligible for investment in bonds secured by mortgages insured by the federal housing administrator, and in debentures issued by the federal housing administrator in settlement of claims for insurance pursuant to title two of the national housing act, and in securities of national mortgage associations or similar national mortgage credit institutions now or hereafter organized under title three of the national housing act.

(b) The securities herein made eligible for investment may be used and shall be accepted as security for any depository bond or obligation where any kind of bonds or other securities are required or may by law be deposited as security.

Sec. 3. No law of this state requiring security upon which loans or investments may be made or prescribing the nature, amount or form of such security or prescribing or limiting interest rates upon loans or investments or prescribing or limiting the period for which loans or investments may be made shall be deemed to apply to loans or investments made pursuant to the foregoing paragraphs.

Sec. 4. The provisions of this act shall be severable and if any 2 of the provisions shall be held to be unconstitutional such deci-
3 sion shall not affect the validity of any of the remaining provi-
4 sions of the act. It is hereby declared as the legislative intent
5 that this act would have been adopted had such unconstitutional
6 provisions not been included therein.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the

Takes effect up to its passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates.

The within is approved this the 4th day of March, 1935.

Governor.

Filed in the office of the Secretary of State of West Virginia, MAR 6 1935.

Wm. S. O'Brien, Secretary of State