WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1937

ENROLLED

SENATE BILL No. 155

(By Mr. Paul)

PASSED February 16, 1937

In Effect from Passage
ENROLLED

Senate Bill No. 155

(By Mr. Paull)

[Passed February 16, 1937; in effect from passage.]

AN ACT authorizing certain special grants for relief made necessary by the recent emergency conditions.

WHEREAS, A flood of unprecedented proportions has created unusual and unforeseen demands for relief upon the department of public assistance and upon certain counties; and

WHEREAS, Adequate funds exist in the department of public assistance but no authority exists for their expenditure, as hereinafter provided; therefore

Be it enacted by the Legislature of West Virginia:

Section 1. Until the close of the fiscal year terminating 2 June thirty, one thousand nine hundred thirty-seven, the
department of public assistance is authorized to make special grants from the state general relief fund of such sums as are necessary to provide relief in those counties where funds are unavailable either from the county or under the provisions of section eight, article ten, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, in order to meet these emergency conditions.

Sec. 2. If the amount needed for general relief in a county exceeds the amount available under section eight, article ten, chapter nine of the code, as amended, the county council and the county court may apply to the state department of public assistance for a special grant from the state fund. The application shall be in such form and shall be submitted at such times as the state department shall prescribe. The application shall set forth:

The conditions which make necessary the request for special grant; the actual cost of general relief in the county for the first six months of the fiscal year one thousand nine hundred thirty-seven, and the estimated cost for the remainder of the fiscal year; the levies and expenditures of
the county, showing the rate of tax delinquency, amounts
provided for various county activities, expenditures made
mandatory by law, and amounts allocated to the county
relief fund; such other information as the state department
or the state board may require.

Sec. 3. Upon receipt of an application for a special grant
the director shall examine the application and make such
investigations as are necessary to determine the existence
of need and compliance with the requirements of this act.
The director shall prepare a report and recommendations for
submission to the state advisory board.

Sec. 4. The state board shall determine as to each
county whether:
The special conditions specified by this act exist in respect
to the particular county; a special grant from the state fund
is necessary to maintain relief until the end of the fiscal
year one thousand nine hundred thirty-seven; the estimated
cost of relief is reasonable both as to the total cost and the
estimated cost per case.
If the state board determines that the special grant should
be made to a county it shall set the total amount of the grant
to be authorized and shall fix the conditions upon which
the grant shall be made.

The state board may hold a hearing upon the application
of a county at which the county council, the county court,
citizens of the county, and other interested parties may
be heard.

Sec. 5. The state director shall notify the county council
and the county court of the action taken by the state board
with respect to the matters herein provided.

Sec. 6. The county council shall submit to the state di-
rector, at such times as he shall prescribe, reports similar
to those required by the public welfare law of one thou-
sand nine hundred thirty-six.

Sec. 7. The state director may suspend payments under
a special grant if he finds that:

There has been a misrepresentation of the need for the
special grant; or relief is being granted to ineligible persons;
or funds dedicated for relief have not actually been made
available for expenditure by the county council or are be-
ing diverted for other purposes; or need for the special
grant no longer exists.
Sec. 8. Special grants made under the provisions of this act shall be conditioned upon a written undertaking by the county council and the county court to provide within the maximum levies for the fiscal year one thousand nine hundred thirty-eight an amount necessary to repay to the department of public assistance the amount of the special grant.

Sec. 9. The authority to make special grants under this act shall expire June thirtieth, one thousand nine hundred thirty-seven, but all rights of the department of public assistance to supervise and protect the special grants shall continue thereafter.
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...passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within...this the...day of...1937.

Governor

Filed in the office of the Secretary of State of West Virginia.

Wm. S. O'Brien, Secretary of State

FEB 27 1937