

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1939



ENROLLED

HOUSE BILL No. 220

(By Mr. White)



PASSED March 11 1939

In Effect from Passage

220

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House Bill No. 220
(BY MR. WHITE)

[Passed March 11, 1939; in effect from passage.]

AN ACT to amend and reenact section four, article four, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, relating to accounts of expenditures of state funds and providing for the signing of checks issued by the state treasurer and for the signing of warrants issued by the state auditor.

Be it enacted by the Legislature of West Virginia:

That section four, article four, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

Section 4. *Accounts of Expenditures; Signing of Checks and Warrants; Facsimile Signatures and Use of Mechanical and Electrical Devices.* When the treasurer issues his check on a depository, he shall credit the same to the account of such depository, and charge it to the general account of re-

6 ceipts and disbursements mentioned in section two of this
7 article. The auditor shall keep accounts of the particular
8 heads of expenditures, and, when he issues his warrant on
9 the treasurer, shall credit the treasurer's account therewith
10 and charge the same under the particular head of expenditure
11 to which it properly belongs, distinguishing especially the
12 disbursements on account of the capital and the annual in-
13 come of the school fund, as directed in section two of this
14 article in relation to receipts belonging to the said fund. All
15 checks when issued by the treasurer shall bear his signature,
16 personally signed by him, or by such employees as are, in
17 writing, authorized by him to make his signature thereto, or
18 bear a facsimile of the treasurer's signature; all warrants
19 when issued by the auditor shall bear his signature, personally
20 signed by him, or by such employees as are, in writing, author-
21 ized by him to make his signature thereto, or bear a facsimile
22 of the auditor's signature. Such signature of the treasurer, or
23 auditor, respectively, may be made, however, by means of
24 such mechanical or electrical device as the treasurer, or
25 auditor, respectively, may select, after the same shall have
26 been approved by the Governor and the attorney general; any

27 such mechanical or electrical device, as respectively selected,
28 to be safely kept in their respective offices so that no one shall
29 have access thereto except the treasurer, or the auditor, and
30 such of their respective employees as may be authorized to
31 respectively sign checks or warrants as hereinabove provided.
32 If any person, other than the treasurer, or auditor, re-
33 spectively, or their respective employees duly and respectively
34 authorized by them so to do, as above provided, shall sign the
35 name of the treasurer or the auditor, respectively, by the use
36 of any mechanical or electrical device, or otherwise, or use
37 the facsimile of the signature of either of them, on any check
38 or warrant, or utter or attempt to employ as true such forged
39 check or warrant, knowing the same to be forged, he shall be
40 guilty of a felony, and upon conviction shall be confined in
41 the penitentiary not less than two nor more than ten years.

42 All acts and parts of acts inconsistent herewith are hereby
43 repealed.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

E. O. Wiseman

Chairman Senate Committee

Nell W. Walker

Chairman House Committee

Originated in the *House of Delegates*

Takes effect *from* passage.

Charles D. Miller

Clerk of the Senate

Mo S. Hall

Clerk of the House of Delegates

Wm. M. Gorman

President of the Senate

James E. Housh

Speaker House of Delegates

The within *approved* this the *16th*

day of *March*, 1933.

James G. White

Governor.



Filed in the office of the Secretary of State of West Virginia **MAR 17 1933**

Wm. S. O'BRIEN, Secretary of State