

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1941

ENROLLED

SENATE BILL No. 184

(By Mr. McKown, by request)

PASSED March 1941

In Effect four Passage

JARRETT PRINTING COMPANY, CHARLESTON, W. VA.



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ENROLLED
Senate Bill No. 184
(BY MR. MCKOWN, BY REQUEST)

[Passed March 7, 1941; in effect from passage.]

AN ACT to amend and reenact section three, article nine, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to collection and disbursement of school money by sheriff, the signing of orders for the payment of money issued by the boards of education, providing a penalty for the forgery of signatures to orders for the payment of money, and continuing certain high schools.

Be it enacted by the Legislature of West Virginia:

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

Article 9. School Finances.*Section 3. Collection and Disbursement of School*

2 *Money by Sheriff; Signing of Orders for Payment of*
3 *Money Issued by Boards of Education; Forgery of Signa-*
4 *tures; Penalty; Continuance of Certain High Schools.* The
5 sheriff shall receive, collect and disburse all levies and
6 other school money for the district. He shall keep
7 accounts of the money belonging to the several funds and
8 shall credit and charge every amount to the fund to which
9 it belongs. The sheriff shall pay money only upon the
10 order of the board. The order shall specify the amount
11 to be paid, the purpose for which it is paid, and the fund
12 to which it shall be charged. The order shall be signed by
13 the president and shall be countersigned by the secre-
14 tary: *Provided, however,* That in counties having a
15 population in excess of fifty thousand as shown by
16 the last preceding federal census, such signatures and
17 the signature of the sheriff authorizing the payment of
18 such orders by a county depository may be made by means
19 of such mechanical or electrical device as the board may
20 select. Such mechanical or electrical device for the

21 making of the signatures of the president and secretary
22 shall be safely kept in the office of the secretary of the
23 board so that no one shall have access thereto except the
24 president and secretary of the board and such of their re-
25 spective employees as may be authorized to have access
26 thereto. Such mechanical or electrical device for the
27 making of the signature of the sheriff shall be safely kept
28 in the office of the sheriff so that no one shall have access
29 thereto except the sheriff and such of his deputies as may
30 be authorized to have access thereto. If any person shall
31 sign the names of the president or secretary of the board
32 of education without having authority so to do, by the use
33 of any mechanical or electrical device, or otherwise, or
34 use the facsimile of the signature of either of them on
35 any order, he shall be guilty of forgery; and if any person
36 shall utter or attempt to employ as true such forged order,
37 knowing the same to be forged, he shall in either event,
38 be guilty of a felony, and upon conviction, shall be con-
39 fined in the penitentiary not less than two nor more than
40 ten years.

41 Any high school which has been established and main-
42 tained for teacher training and other educational purposes
43 by any board or boards of education in connection with
44 state institutions of higher learning, shall be continued
45 and maintained in the manner provided by the act autho-
46 rizing such school; except, that the advisory authority
47 formerly vested in the district board or boards of educa-
48 tion is hereby transferred to the county board of educa-
49 tion; and the levy for the support of such school, formerly
50 laid by the district board or boards of education, shall be
51 laid on all the assessed property of the county, by the
52 county board of education. All expenditures from such
53 fund shall be paid on requisition issued by the county
54 board.

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

E. H. McKeown

Chairman Senate Committee

Leon Rice

Chairman House Committee

Originated in the *Senate*

Takes effect *from* passage

A. Hale Watkins

Clerk of the Senate

J. K. Clipp

Clerk of the House of Delegates

Byram B. Randolph

President of the Senate

Malcolm R. Arnold

Speaker House of Delegates

The within *approved* this the *14*

day of *March*, 1941.

Matthew M. Neely
Governor.

Filed in the office of the Secretary of State of West Virginia MAR 17 1941

Wm. S. O'BRIEN,
Secretary of State