WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1943

ENROLLED

SENATE BILL No. 195

(By Mr. Williams)

PASSED March 17, 1943

In Effect

JARRETT PRINTING COMPANY, CHARLESTON, W. VA.
ENROLLED

Senate Bill No. 195

(By Mr. Williams)

[Passed March 12, 1943; in effect ninety days from passage.]

AN ACT to amend chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto a new article designated as article nineteen, consisting of sections one to five, inclusive, providing educational opportunities for the children of deceased soldiers, sailors and marines who served in the armed forces of the United States during World War I and World War II; to repeal chapter forty-eight, acts of the Legislature, one thousand nine hundred thirty-five, and all other acts or parts of acts inconsistent herewith.
Be it enacted by the Legislature of West Virginia:

That chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, is hereby amended, by adding thereto a new article designated as article nineteen, consisting of sections one to five, inclusive, to read as follows:

Article 19.

Section 1. For the purpose of providing educational opportunities for the children of those who served in the army, navy or marine corps of the United States during the world war from April sixth, one thousand nine hundred seventeen, to July second, one thousand nine hundred twenty-one, or served or may serve in the armed forces of the United States of America at any time between December first, one thousand nine hundred forty-one, and the declaration of peace by the Congress of the United States or as may be provided by law, all dates inclusive, and who were killed in action or have died or may hereafter die from disease or disability resulting from such war service, there shall be appropriated from the State Fund General Revenue the sum of at least five
thousand dollars for each fiscal year commencing July first and ending on July thirty of each year of the next biennium to be used for the benefit of such children while attending state educational or training institutions.

Sec. 2. To be eligible for the benefits of this act, said children must be at least sixteen and not more than twenty-two years of age and have had their domiciles in this state for at least twelve months preceding their application for said benefits. Such application shall be made to, and upon forms provided by, the department of public assistance of West Virginia, which department shall determine the eligibility of those who make such application and the yearly amount to be allotted each applicant, which amount, in the discretion of the department, may vary from year to year, but shall not exceed the sum of three hundred dollars in any one year. In selecting those to receive the benefits of this act, preference shall be given those who are otherwise financially unable to secure said educational opportunities and to those whose parent was domiciled in this state during the period of such parent's war service.
Sec. 3. No tuition fee shall be charged such applicants attending any state educational or training institution and the funds herein appropriated shall be expended by said department of public assistance only for matriculation fees, board, room rent, books, supplies and other necessary living expenses of such children. Said department is charged with the duty of disbursing the funds herein provided and shall draw its requisitions upon the auditor for that purpose. In the discretion of said department, such requisitions may be made payable to said educational or training institutions or to those furnishing to said children board, room rent, books, supplies and other necessary living expenses, the department being first satisfied as to the correctness and amounts of such expenditures. Should any child withdraw from any such institution, all allowances to such child shall cease. No member or employee of said department shall receive any additional compensation for the services herein required.

Sec. 4. Balances in this fund remaining at the end of any fiscal year shall not revert to the treasury but shall
be available for use during the subsequent fiscal years, ex-
cept that any balance accruing and remaining at the
end of the fiscal year beginning July first, one thousand
nine hundred sixty-two, shall revert to the treasury.

Sec. 5. Chapter forty-eight, acts of the Legislature of
West Virginia, regular session, one thousand nine hun-
dred thirty-five, and all other acts or parts of acts incon-
sistent herewith, are hereby repealed.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate

Takes effect forty days from passage

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 19th day of March, 1943.

Governor

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

Wm. S. O'Brien,
Secretary of State