

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1945

ENROLLED

SENATE BILL No. 9

Originating in the Committee on the Judiciary
(By Mr. _____)

PASSED March 1, _____ 1945

In Effect From _____ Passage



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ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 9

[Passed March 1, 1945; in effect from passage.]

AN ACT to amend chapter twenty-six of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto a new article to be designated article three, relating to the establishment of a home for aged and infirm white men and women and delinquent white boys; providing for the management thereof, the qualifications for admission thereto, and the cost of maintaining the inmates therein.

Be it enacted by the Legislature of West Virginia:

That chapter twenty-six of the code of West Virginia, one thousand nine hundred thirty-one, be amended by adding

thereto a new article embracing five sections to be designated article three, sections one, two, three, four and five to read as follows:

Article 3. Home for Aged and Infirm White Men and Women.

Section 1. *Establishment; Management; Superintendent.*—The West Virginia Home for aged and infirm white men and women is hereby established at Sweet Springs, Monroe county, West Virginia, to be known as Andrew S. Rowan Memorial Home, and shall be managed, directed and controlled as provided in article one, chapter twenty-five of this code. The chief executive officer thereof shall be a superintendent who must be a citizen of the state and a person of good executive ability, and who shall be appointed by the governor by and with the advice and consent of the senate.

Sec. 2. *Admission of Inmates.*—Any white man or woman shall be eligible for admission to said home who:

- (1) Has attained the age of sixty-five years;
- (2) Has resided in the state for at least one year immediately preceding the application;
- (3) Has not made an assignment or transfer of prop-

7 erty for the purpose of qualifying for public assistance;

8 (4) Is in need of continuing institutional care because
9 of his physical or mental condition;

10 (5) Is actually in need and has not sufficient income
11 or other resources to provide a subsistence compatible
12 with decency and health;

13 (6) Has no children, father, brothers, sisters or mother
14 of sufficient financial ability to support such person in the
15 manner required by the county council of the department
16 of public assistance of the county of which the person may
17 be a resident.

18 No person shall be admitted to said home except upon
19 the recommendation of the council of the department of
20 public assistance of the county in which the individual
21 seeking admission resided at the date of application there-
22 for, or unless such person be qualified to admission to said
23 home under the provisions of the next two succeeding
24 sections.

Sec. 3. *Transfer of Inmates of State Hospitals.*—The
2 state board of control shall have authority to transfer any
3 person from Weston State Hospital, Spencer State Hos-

4 pital and Huntington State Hospital to the Andrew S.
5 Rowan Memorial Home who is qualified for admission
6 under the provisions of this article. The said board shall
7 also have authority to transfer any such person to the
8 hospital from which he or she may have been trans-
9 ferred or to any other hospital under the control of the
10 board.

Sec. 4. *Transfer of Inmates from the Industrial School*
2 *for Boys.*—The state board of control shall also have the
3 power and authority to transfer, from time to time, any
4 number of inmates of the Industrial School for Boys at
5 Pruntytown, to the Andrew S. Rowan Memorial Home,
6 if, in the opinion of the board, the maintenance of boys
7 at this institution will promote their rehabilitation. The
8 board of control shall prescribe rules and regulations
9 pertaining to transfers of this nature. The board shall
10 also have the authority to return such boys to the In-
11 dustrial School for Boys as they see fit.

Sec. 5. *How Expenses to be Paid.*—The pay for the
2 care and accommodation of any person who may be ad-
3 mitted to the home, except as to those transferred from

4 state hospitals and from the Industrial School for Boys,
5 shall be provided by the county department of public
6 assistance of the county which recommended his or her
7 admission; and said county department of public assist-
8 ance shall also pay all just and proper charges for the
9 transportation of such person to the home. Such pay
10 shall be at the rate of fifteen dollars monthly and shall
11 be paid quarterly.

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

Charles C. Morris
Chairman Senate Committee

J. Lee Gault
Chairman House Committee

Originated in the Senate

Takes effect From passage

Howard Hayes
Clerk of the Senate

A. Klipp
Clerk of the House of Delegates

Donald M. Vickers
President of the Senate

John E. Amos
Speaker House of Delegates

The within Approved this the 2nd
day of March, 1945.

Robert Marshall
Governor.

Filed in the office of the Secretary of State
of West Virginia MAR 2 1945
Wm. S. O'BRIEN,
Secretary of State