WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1947

ENROLLED

SENATE BILL No. 164

(By Mr. Wickers, Mr. President)

PASSED March 8, 1947

In Effect Ninety Days from Passage
ENROLLED

Senate Bill No. 164
(By Mr. Vickers, Mr. President)

[Passed March 8, 1947; in effect ninety days from passage.]

AN ACT to amend and reenact section eight, article nine, chapter six of the code of West Virginia, one thousand nine hundred thirty-one, relating to audits of the accounts of public officers and to the payment of the costs thereof.

Be it enacted by the Legislature of West Virginia:

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

Section 8. Cost of Services of Chief Inspector; Revolving Fund. The cost of any service or act performed by the chief inspector under the provisions of this article as to any county or district office, officer or institution, shall be paid by the county court of the county; the cost thereof as to any board of education shall be paid by such board; the cost thereof as to any municipal corporation shall be
paid by the authorities thereof: Provided, That in municipalities in which the total revenue from all taxes does not exceed the sum of two thousand dollars annually, such cost including the per diem and all actual costs and expense of such services shall not exceed the sum of fifty dollars; and the cost thereof as to any state institution or department may be assessed against and paid by the proper authority thereof. The cost of this service shall be the actual cost and expense of the service performed, including transportation, hotel, meals, materials, per diem compensation of deputies, assistants, clerical help and such other costs as may be necessary to enable him to perform the services required. The chief inspector shall render to the agency liable for such cost a statement thereof as soon after the same was incurred as practicable, and it shall be the duty of such agency to allow the same, and cause it to be paid promptly in the manner that other claims and accounts are allowed and paid, and such total amount shall constitute a debt against the local agency due the state. Whenever there is in the state treasury a sum of money due any such county court,
board of education or municipality from any source, upon
the application of the chief inspector, the same shall be
at once applied on the debt aforesaid against the county
court, board of education or municipality, and the fact
of such application of such fund shall be reported by the
auditor to the said county court, board of education or
municipality, which report shall be a receipt for the
amount therein named. All money received by the chief
inspector from this source shall be paid into the state
treasury, shall be deposited to the credit of an account
to be known as chief inspector's fund, and shall be ex-
pended only for the purpose of covering the cost of such
services, unless otherwise directed by the legislature.
The cost of any such examination, service or act by the
chief inspector made necessary, or such part thereof as
was made necessary, by the wilful fault of any officer or
employee, may be recovered by the chief inspector from
such person, on motion, on ten days notice in any court
having jurisdiction.

For the purpose of permitting payments to be made at
definite periods to deputy inspectors and assistants for
per diem compensation and expenses, there is hereby created a revolving fund for the chief inspector's office. The fund shall be accumulated and administered as follows:

1. There shall be appropriated from state fund general revenue the sum of twenty-five thousand dollars to be transferred to this fund to create a revolving fund which, together with other payments into this fund as provided in this article, shall constitute a fund to defray the cost of this service.

2. Payments received for the cost of services of the chief inspector's office shall be deposited into this revolving fund, which shall be known as the chief inspector's fund.

3. Any appropriations made to this fund shall not be deemed to have expired at the end of any biennium.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Forest L. McC怎能
Chairman Senate Committee

R. L. Matthews
Chairman House Committee

Originated in the Senate

Takes effect Ninety days from passage.

Howard Meyer
Clerk of the Senate

Frank
Clerk of the House of Delegates

Amasa M. Vickery
President of the Senate

John E. Arndt
Speaker House of Delegates

The within approved this the 1st day of May, 1947.

Blaine McGown
Governor.

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

WM. S. O'Boyle
SECRETARY OF STATE