

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



## ENROLLED

SENATE BILL No. 272

(By Mr. Van Camp)



PASSED March 8 1947

In Effect from Passage



272

**ENROLLED**  
**Senate Bill No. 272**  
**(By MR. VAN CAMP)**

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

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AN ACT to amend and reenact section thirty-five, article five, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the powers of county public assistance councils to receive for record, release, enforce and otherwise act upon the state's liens on property of public assistance recipients.

*Be it enacted by the Legislature of West Virginia:*

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

Section 35. *Powers of County Councils; Enforcement*  
2 *and Release of Liens.*—A county council shall receive all  
3 assignments and perform any and all acts necessary to  
4 protect the financial interests of the state in the assets  
5 of recipients of public assistance.

6 All liens and claims under this article shall be enforced  
7 by the county council as the agent and in the name of  
8 the state, and all money reclaimed shall be paid by the  
9 council into the state treasury.

10 Whenever, on application in writing, it shall appear  
11 to a county council that the obligation of a lien, as pro-  
12 vided in this article, has been satisfied by payment, re-  
13 imbursement, or otherwise by the recipient of public  
14 assistance, his heirs or assigns, the council shall there-  
15 upon enter an order accordingly and the chairman of  
16 the council shall thereupon prepare, execute and ac-  
17 knowledge a release of such lien and deliver same to  
18 said recipient, his heirs or assigns, as the case may be,  
19 for recordation. Any and all such releases heretofore  
20 ordered by a county council and executed, acknowledged  
21 and delivered, as herein provided, shall be as legal, valid,  
22 effective and binding, as if ordered, executed, acknowl-  
23 edged and delivered after the effective date of this section.

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

*Forest L. McNeer*

Chairman Senate Committee

*R. S. Matthews*

Chairman House Committee

Originated in the

*Senate*

Takes effect

*from*

passage.

*J. Howard Kuyper*

Clerk of the Senate

*J. Rupp*

Clerk of the House of Delegates

*Arnold M. Vickers*

President of the Senate

*John E. Amos*

Speaker House of Delegates

The within *Appropriation* this the *13*  
day of *March*, 1947.

*Robert M. Hodges*

Governor.



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

**MAR 13 1947**

W. S. C. C. C. C.  
SECRETARY OF STATE