

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1949

ENROLLED

SENATE BILL No. 267

(By Mr. McKOWN)

PASSED March 12 1949

In Effect Ninety days from passage



267

ENROLLED
Senate Bill No. 267

(BY MR. MCKOWN)

[Passed March 12, 1949; in effect ninety days 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:

*Section 3. Collection and Disbursement of School Money
by Sheriff; Signing of Orders for Payment of Money Is-*

3 *sued by Boards of Education; Forgery of Signatures; Pen-*
4 *alty; Continuance of Certain High Schools.*—The sheriff
5 shall receive, collect and disburse all levies and other
6 school money for the district. He shall keep accounts of
7 the money belonging to the several funds and shall credit
8 and charge every amount to the fund to which it be-
9 longs. The sheriff shall pay money only upon the order
10 of the board. The order shall specify the amount to be
11 paid, the purpose for which it is paid, and the fund to
12 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 pop-
15 ulation in excess of thirty thousand as shown by the last
16 preceding federal census, such signatures and the signa-
17 ture of the sheriff authorizing the payment of such or-
18 ders by a county depository may be made by means of
19 such mechanical or electrical device as the board may
20 select. Such mechanical or electrical device for the mak-
21 ing of the signatures of the president and secretary shall
22 be safely kept in the office of the secretary of the board
23 so that no one shall have access thereto except the pres-

24 ident and secretary of the board and such of their respec-
25 tive employees as may be authorized to have access there-
26 to. Such mechanical or electrical device for the making
27 of the signature of the sheriff shall be safely kept in the
28 office of the sheriff so that no one shall have access thereto
29 except the sheriff and such of his deputies as may be au-
30 thorized to have access thereto. If any person shall sign
31 the names of the president or secretary of the board of
32 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 pur-
43 poses by any board or boards of education in connection
44 with state institutions of higher learning, shall be con-

45 tinued and maintained in the manner provided by the act
46 authorizing such school; except, that the advisory au-
47 thority formerly vested in the district board or boards of
48 education is hereby transferred to the county board of
49 education; and the levy for the support of such school,
50 formerly laid by the district board or boards of education,
51 shall be laid on all the assessed property of the county,
52 by the county board of education. All expenditures from
53 such fund shall be paid on requisition issued by the
54 county board.

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

Joseph L. Warner

Chairman Senate Committee

Benacchio

Chairman House Committee

Originated in the Senate.

Takes effect *Ninety days from* passage.

Howard Meyer

Clerk of the Senate

J. Cassin

Clerk of the House of Delegates

Franklin D. Houston

President of the Senate

W. E. L. Sumner

Speaker House of Delegates

The within APPROVED this the 18th
day of MARCH, 1949.

Chas. L. Patton

Governor.



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

MAR 18 1949
D. PITT O'BRIEN,
SECRETARY OF STATE