

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1955



ENROLLED

HOUSE BILL No. 251

(By Mr. Finnick)



PASSED Mar 5 1955

In Effect 90 days from Passage



Filed In the Office of the Secretary of State
of West Virginia. **MAR 11 1955**
D. PITT O'BRIEN
SECRETARY OF STATE

ENROLLED
COMMITTEE SUBSTITUTE FOR
House Bill No. 251

(Originating in the Committee on the Judiciary)

[Passed March 5, 1955; in effect ninety days from passage.]

AN ACT to amend and reenact section fourteen, article two, chapter twenty-five-a of the code of West Virginia, one thousand nine hundred thirty-one as amended, relating to the disposition by the director of purchases of commodities.

Be it enacted by the Legislature of West Virginia:

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

Section 14. *Disposition by Director of Commodities;*

2 *Application of Proceeds From Sale.*—The director shall
3 have the exclusive power and authority to make disposi-
4 tion of commodities or expendable commodities now

5 owned or in the future acquired by the state, when any
6 such commodities are or shall have become obsolete,
7 unusable or are not being used, or need to be replaced,
8 and are so reported in writing by the department owning
9 or having custody or control thereof as available for the
10 director's disposition.


11 It shall be the duty of the director to determine what
12 commodities or expendable commodities should be dis-
13 posed of and he shall make such disposition in the man-
14 ner which in his opinion will be most advantageous to
15 the state, either by transferring the particular commodi-
16 ties or expendable commodities between departments, by
17 trading in such commodities as a part payment on the
18 purchase of new commodities, or by sale thereof to the
19 highest bidder by means of public auctions or sealed bids
20 after having first advertised the time, terms and place
21 of such sale once a week for two successive weeks in some
22 newspaper published or having general circulation in the
23 county wherein the sale is to be conducted. The director
24 shall have the authority to sell to the highest bidder or
25 to any one or more of the highest bidders if there be more

26 than one, or if in his opinion the best interest of the state
27 will be served, to reject all bids. Upon the transfer of
28 commodities or expendable commodities between depart-
29 ments, the director shall set the price to be paid by the
30 receiving department with due consideration to current
31 market prices. The proceeds of such sales or transfers
32 shall be deposited in the state treasury to the credit on
33 a pro rata basis of the fund or funds out of which the
34 purchase of the particular commodities or expendable
35 commodities was made.

36 This section shall not apply to the sale of farm and dairy
37 products, livestock, and products or merchandise of in-
38 stitutional industries or state proprietary enterprises.

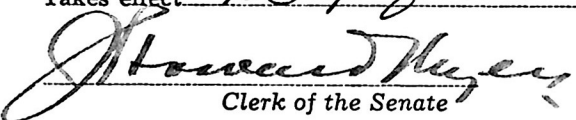
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

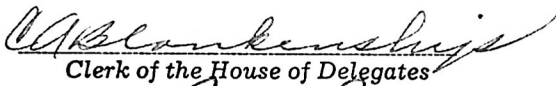

Chairman Senate Committee

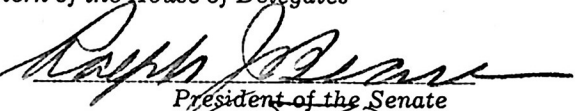

Chairman House Committee

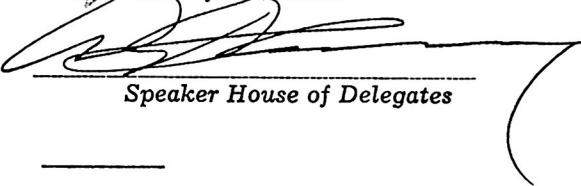
Originated in the House of Delegates

Takes effect 90 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 10
day of March, 1955.


Governor

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of West Virginia. **MAR 11 1955**

D. PITT O'BRIEN
SECRETARY OF STATE