WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1958

ENROLLED

HOUSE BILL No. 31

(By Mr. Miles and Mr. Seibert)

PASSED January 31, 1958

In Effect from Passage
AN ACT to amend and reenact section thirty-one, article one, chapter twenty-five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the construction, etc., of dormitories, etc., at state educational institutions; fixing certain powers and duties in connection therewith.

Be it enacted by the Legislature of West Virginia:

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

Section 31. State Debt not Permitted; Acceptance of Loans or Temporary Advances from, and Contracts and Agreements with, Federal Agencies or Private Parties.—Nothing in these sections dealing with dormitories, homes or refectories shall be so construed or interpreted as to
authorize or permit the incurring of state debt of any kind or nature as contemplated by the constitution of this state in relation to the state debt. The dormitories, homes or refectories herein are of the character described as self-liquidating projects under the laws of the United States.

Any state agency authorized to issue bonds under the provisions of this article is authorized and empowered to accept loans or grants or temporary advances for the purpose of paying part or all of the cost of construction of the dormitories, homes or refectories and the other purposes herein authorized, from the United States of America or such federal or public agency or department of the United States or any private agency, corporation or individual, which temporary advances may be repaid out of the proceeds of the bonds authorized to be issued under the provisions of this article and to enter into the necessary contracts and agreements to carry out the purposes hereof with the United States of America or such federal or public agency or department of the United States, or with any private agency, corporation or individual:
Provided, however, That if such bonds are not sold to and purchased by the United States of America or any such federal or public agency or department, then the state agency shall advertise such bonds for sale, on sealed bids, which advertisement shall be published at least once a week for three weeks, the first publication to be made at least twenty-one days preceding the date fixed for the reception of bids, in two newspapers published and of general circulation in the state and of opposite political affiliation, and such advertisement shall also be published in a financial paper published either in the city of New York, in the state of New York, or the city of Chicago, in the state of Illinois. The state agency may reject any and all bids. If the bonds be not sold pursuant to such advertisement, they may, within sixty days after the date advertised for the reception of bids, be sold by the state agency at private sale, but no private sale shall be made at a price less than the highest bid which shall have been received pursuant to such advertisement. If not sold, such bonds shall be readvertised in the manner herein provided.
The provisions and parts of this act are separable and are not matters of mutual essential inducement, and it is the intention to confer the whole or any part of the powers herein provided for, and if any of the sections or provisions, or parts thereof, are for any reason illegal or invalid, it is the intention that the remaining sections and provisions or parts thereof shall remain in full force and effect.
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 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 11th
day of February, 1958.

Governor

Filed in Office of the Secretary of State
of West Virginia

HELEN HOLT
SECRETARY OF STATE