

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959

ENROLLED

SENATE BILL NO. 20

(By Mr. Baym, Mr. President)
and Mr. Carrigaw

PASSED March 13 1959

In Effect From Passage



Filed in Office of the Secretary of State
of West Virginia MAR 19 1959

JOE F. BURDETT
SECRETARY OF STATE

ENROLLED

Senate Bill No. 20

(By MR. BEAN, MR. PRESIDENT, AND MR. CARRIGAN)

[Passed March 13, 1959; in effect from passage.]

AN ACT to amend and reenact section two, article two, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the method of payment of moneys due the state into the state treasury and the disposition thereof.

Be it enacted by the Legislature of West Virginia:

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

Section 2. *Method of Payment by State Officials and*
2 *Employees; Credit to State Fund; Exceptions.*—All offi-
3 cials and employees of the state authorized by statute to

4 accept moneys due the state of West Virginia shall keep
5 a daily itemized record of such moneys so received for
6 deposit in the state treasury and shall deposit promptly
7 with the state treasurer all moneys received or collected
8 by them for or on behalf of the state for any purpose
9 whatsoever. When so paid, such moneys shall be credited
10 to the state fund and treated by the auditor and treasurer
11 as part of the general revenue of the state, and shall not
12 be used for any purpose whatsoever unless and until
13 authorized and directed by the Legislature, except the
14 following funds:

15 (a) All moneys received out of appropriations made
16 by the congress of the United States;

17 (b) All funds derived from the sale of farm and dairy
18 products;

19 (c) All endowment funds, bequests, donations, execu-
20 tive emergency funds, and death and disability funds;

21 (d) All fees and funds collected at state educational
22 institutions for student activities;

23 (e) All funds derived from collections from dormi-
24 tories, boarding houses, cafeterias and road camps;

25 (f) All moneys received from counties by institutions
26 for the deaf and blind on account of clothing for indigent
27 pupils;

28 (g) All insurance collected on account of losses by fire
29 and refunds;

30 (h) All funds derived from bookstores and sales of
31 blank paper and stationery, and collections by the chief
32 inspector of public offices;

33 (i) All moneys collected and belonging to the capitol
34 building fund, state road fund, state road sinking funds,
35 general school fund, school fund, state fund (moneys be-
36 longing to counties, districts and municipalities), state
37 interest and sinking fund, state compensation funds, the
38 fund maintained by the public service commission for the
39 investigation and supervision of applications and licenses
40 under article nine, chapter thirty-one of this code, and all
41 funds and moneys payable to or received by the conserva-
42 tion commission of West Virginia;

43 (j) All moneys collected or received under any act of
44 the Legislature providing that funds collected or received
45 thereunder shall be used for specific purposes.

46 All moneys, excepted as aforesaid, shall be paid into the
47 state treasury in the same manner as collections not so
48 excepted, and shall be carried in separate accounts to be
49 used and expended only for the purposes for which the
50 same are authorized to be collected by law. The gross
51 amount collected in all cases shall be paid into the state
52 treasury, and commissions, costs and expenses of collec-
53 tion authorized by general law to be paid out of the gross
54 collection are hereby authorized to be paid out of the
55 moneys collected and paid into the state treasury in the
56 same manner as other payments are made from the state
57 treasury.

58 The official or employee making such deposits in the
59 state treasury shall prepare such deposit lists in triplicate
60 in such manner and upon such report forms as may be
61 prescribed by the commissioner of finance and administra-
62 tion. The original of this report shall accompany the de-
63 posit to the treasurer's office: Certified or receipted copies
64 shall be immediately forwarded by the official or employee
65 making such deposit to the state auditor and to the com-
66 missioner of finance and administration, and a copy shall

67 be kept by the official or employee making the report and
68 shall become a part of his permanent record.

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

W. K. Jasper
Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the Senate.

Takes effect *From* passage.

Howard Miley
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Ralph J. Bean
President of the Senate

F. R. Parley
Speaker House of Delegates

The within *approved* this the *18th* day of *March* 1959.

Geoff Hunderwood
Governor

