WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1963

ENROLLED
SENATE BILL NO. 327
(By Mr. Moreland)

PASSED March 9, 1963

In Effect From Passage

Filed in Office of the Secretary of State
of West Virginia 3-15-63
JOE F. BURDETT
SECRETARY OF STATE
ENROLLED

Senate Bill No. 327
(By Mr. Moreland)

[Passed March 9, 1963; in effect from passage.]

AN ACT to amend and reenact section sixteen, article eight, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to increased levies by local levying bodies and the issuance of bonds thereunder.

Be it enacted by the Legislature of West Virginia:

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

Section 16. What Order for Election to Increase Levies to Show; Vote Required; Amount and Continuation of Additional Levy; Issuance of Bonds.—A local levying body may provide for an election to increase the levies,
by entering on its record of proceedings an order setting forth:

(1) The purpose for which additional funds are needed;
(2) The amount for each purpose;
(3) The total amount;
(4) The separate and aggregate assessed valuation of each class of taxable property within its jurisdiction;
(5) The proposed additional rate of levy in cents on each class of property;
(6) The proposed number of years, not to exceed three, to which the additional levy shall apply, except that in the case of county boards of education the proposed number of years shall not exceed five.
(7) The fact that the local levying body will or will not issue bonds, as provided by this section, upon approval of the proposed increased levy.

The local levying body shall submit to the voters within their political subdivision, the question of the additional levy at either a general or special election. If at least sixty per cent of the voters cast their ballots in favor
of the additional levy, the local levying body may impose
the additional levy. This levy shall not exceed fifty per
cent of the rates authorized in sections ten and fourteen
of this article for county courts and municipalities, nor
one hundred per cent of the rates authorized in section
twelve of this article for county boards of education, as
the case may be.

Levies authorized by this section shall not continue for
more than three years in the case of county courts and
municipalities and five years in the case of county boards
of education without resubmission to the voters.

Upon approval of an increased levy as provided by this
section, a local levying body may immediately issue bonds
in an amount not exceeding the amount of the increased
levy plus the total interest thereon, but the term of such
bonds shall not extend beyond the period of such in-
creased levy.

Insofar as they might concern the issuance of bonds as
provided for in this section, the provisions of sections
three and four, article one, chapter thirteen of this code
shall not apply: Provided, That nothing herein contained
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46 shall conflict with the provisions of article ten, section
47 eight of the constitution of West Virginia.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

A. Ray Parker  
Chairman Senate Committee

Ethel L. Randall  
Chairman House Committee

Originated in the Senate.

Takes effect **From** passage.

J. Hampton Hill  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

Howard E. Carson  
President of the Senate

Julius W. Bingleton, Jr.  
Speaker House of Delegates

The within **approved** this the 14th day of March, 1963.

Governor