

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

327

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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
2 to Show; Vote Required; Amount and Continuation of
3 Additional Levy; Issuance of Bonds.—A local levying
4 body may provide for an election to increase the levies,

5 by entering on its record of proceedings an order setting
6 forth:

7 (1) The purpose for which additional funds are needed;

8 (2) The amount for each purpose;

9 (3) The total amount;

10 (4) The separate and aggregate assessed valuation of
11 each class of taxable property within its jurisdiction;

12 (5) The proposed additional rate of levy in cents on
13 each class of property;

14 (6) The proposed number of years, not to exceed three,
15 to which the additional levy shall apply, except that in the
16 case of county boards of education the proposed number
17 of years shall not exceed five.

18 (7) The fact that the local levying body will or will not
19 issue bonds, as provided by this section, upon approval
20 of the proposed increased levy.

21 The local levying body shall submit to the voters within
22 their political subdivision, the question of the additional
23 levy at either a general or special election. If at least
24 sixty per cent of the voters cast their ballots in favor

25 of the additional levy, the local levying body may impose
26 the additional levy. This levy shall not exceed fifty per
27 cent of the rates authorized in sections ten and fourteen
28 of this article for county courts and municipalities, nor
29 one hundred per cent of the rates authorized in section
30 twelve of this article for county boards of education, as
31 the case may be.

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

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

42 Insofar as they might concern the issuance of bonds as
43 provided for in this section, the provisions of sections
44 three and four, article one, chapter thirteen of this code
45 shall not apply: *Provided*, That nothing herein contained

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.

O. Ray Parker
Chairman Senate Committee

Ethel L. Randall
Chairman House Committee

Originated in the Senate.

Takes effect From passage.

J. Thomas Hayes
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Howard Carson
President of the Senate

Julius W. Singleton Jr.
Speaker House of Delegates

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

W. W. Bann
Governor

