

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965

ENROLLED

SENATE BILL NO. 26

(By Mr. Carson, Mr. President)
and Mr. Barnett.

PASSED February 16, 1965

In Effect from Passage



FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 2-24-65

#26

ENROLLED

Senate Bill No. 26

(By MR. CARSON, MR. PRESIDENT, AND MR. BARNETT)

[Passed February 16, 1965; in effect from passage.]

AN ACT to amend and reenact section one, article three, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to provide for inclusion in the state road fund of the proceeds derived from the issuance and sale of road bonds pursuant to the constitutional amendment adopted by the people at the general election held in the month of November, one thousand nine hundred sixty-four.

Be it enacted by the Legislature of West Virginia:

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

Section 1. State Road Fund.—There shall be a state road fund, which shall consist of the proceeds of all state license taxes imposed upon automobiles or other motor or steam driven vehicles; the registration fees imposed upon all owners, chauffeurs, operators, and dealers in automobiles or other motor driven vehicles; all sums of money which may be donated to such fund; all proceeds derived from the sale of state bonds issued pursuant to any resolution or act of the Legislature carrying into effect the “Better Roads Amendment” to the constitution of this state, adopted in the month of November, one thousand nine hundred sixty-four, except that the proceeds from the sale of these bonds shall be kept in a separate and distinct account in the state road fund; all moneys and funds appropriated to it by the Legislature; and all moneys allotted or appropriated by the federal government to this state for road construction and maintenance pursuant to any act of the congress of the United States; the proceeds of all taxes imposed upon and collected from any person, firm or corporation and of all taxes or charges imposed upon and collected from any

22 county, district or municipality for the benefit of such
23 fund; the proceeds of all judgments, decrees or awards
24 recovered and collected from any person, firm or corpora-
25 tion for damages done to, or sustained by, any of the state
26 roads or parts thereof; all moneys recovered or received
27 by reason of the violation of any contract respecting the
28 building, construction or maintenance of any state road;
29 all penalties and forfeitures imposed, recovered or re-
30 ceived by reason thereof; and any and all other moneys
31 and funds appropriated to, imposed and collected for the
32 benefit of such fund, or collected by virtue of any statute
33 and payable to such fund.

34 When any money is collected from any of the sources
35 aforesaid, it shall be paid into the state treasury by the
36 officer whose duty it is to collect and account for the same,
37 and credited to the state road fund, and shall be used
38 only for the purposes named in this chapter, that is to
39 say: (a) To pay the principal and interest due on all state
40 bonds issued for the benefit of said fund, and set aside
41 and appropriated for that purpose; (b) to pay the ex-
42 penses of the administration of the road department; (c)

43 to pay the cost of maintenance, construction, reconstruc-
44 tion and improvement of all primary roads; (d) to pay
45 the cost, maintenance, construction, reconstruction and
46 improvement of all secondary roads.

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

O. Roy Peiper
Chairman Senate Committee

James W. Loop
Chairman House Committee

Originated in the Senate.

Takes effect *from* _____ Passage.

Clerk of the Senate

O. A. Blankenship
Clerk of the House of Delegates

Howard Robinson
President of the Senate

H. Tucker White
Speaker House of Delegates

The within *approved* this the *24th*
day of *February*, 1965.

Herbert C. Smith
Governor



Presented to Governor's Office

Feb. 19, 1965

11:00 am.