WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1966

ENROLLED
SENATE BILL NO. 56

(By Mr. , your President, and Mr. ,)

PASSED February 5, 1966

In Effect Passage
ENROLLED

Senate Bill No. 56
(By Mr. Carson, Mr. President, and Mr. Sharpe)

[Passed February 5, 1966; in effect from passage.]

AN ACT to amend and reenact section two-a, article eight, chapter twenty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to further amend said article eight, chapter twenty-seven, by adding thereto a new section, designated section two-b, all relating to local mental health programs; approval; credits to amount due to state under preceding section; establishment of separate account for receiving and expending gifts, bequests, donations, fees and miscellaneous income.

Be it enacted by the Legislature of West Virginia:

That section two-a, article eight, chapter twenty-seven of the code of West Virginia, one thousand nine hundred thirty-one,
as amended, be amended and reenacted, and that said article eight, chapter twenty-seven, be further amended by adding thereto a new section, designated section two-b, to read as follows:

Section 2-a. Local Mental Health Programs; Approval;

Credits to Amount Due to State under Preceding Section.

—Any county court which elects to establish a local mental health program and has a completed comprehensive program ready for implementation, and which program is approved in advance by the state director of mental health, shall be allowed to deduct from its annual debt for the maintenance of resident patients in state mental institutions, as set forth in section two, an amount equal to the sum annually budgeted by said county court for the establishment and maintenance of said approved local mental health program.

Any county court which desires to establish a local mental health program may make application for approval of such program to the director of mental health on forms to be provided by the director and in accordance with procedures and standards which have been established by the director.
On or before the fifteenth day of January of each year, the director of the department of mental health shall certify to the auditor a statement of the amount budgeted by each county court for the establishment, operation and maintenance of a local mental health program: Provided, That for the fiscal year one thousand nine hundred sixty-five—sixty-six the director may add additional counties to the approved list on or before the fifth day of March, one thousand nine hundred sixty-six. The auditor shall deduct such certified sums from the amount determined to be due the state of West Virginia, as provided in section two: Provided, however, That on or before the fifth day of July of each year, each county court which has established an approved local mental health program shall certify to the director a detailed statement of its expenditures made for such local programs on a form to be provided by the director and the director shall have authority to delete or refuse to approve any expenditures made by any county court which were not made in accordance with the approved comprehensive plan for that county: Provided further, That any sums budgeted by
a county court and credited by the auditor as hereinabove
provided which are not actually expended by the county
court for the establishment of a local mental health pro-
gram by the end of the fiscal year for which it was bud-
eted shall be charged as a debt against the county due
the state for the maintenance of its patients. The director,
after determining the amount of such debt, if any, shall
immediately certify the same to the auditor, who shall
add said sum to the amount determined to be due the
state, as provided in section two, for the current year.

Sec. 2-b. Establishment of Separate Account for Re-
ceiving and Expend ing Gifts, Bequests, Donations, Fees
and Miscellaneous Income.—A county court establishing
a local mental health program as provided for in this
article shall have the power and authority to establish a
separate account and to deposit in said separate account
all gifts, bequests and donations from any person, cor-
poration, firm or association and any fees or other income
derived from the operation of such local mental health
program and may expend such funds accruing in said
separate account for the operation and maintenance of
such local program.
Any moneys remaining in said separate account at the end of the fiscal year shall not revert to the general fund of the county nor otherwise expire, but shall be carried over from year to year until expended for the operation and maintenance of said local mental health program.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect from Passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approval this the 14th day of February, 1966.

Governor
PRESENTED TO THE GOVERNOR

Date: 2/10/66
Time: 11:55 AM

FILED

Feb 14 11:05 PM '66

OFFICE OF SECRETARY OF STATE
STATE OF WEST VIRGINIA

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