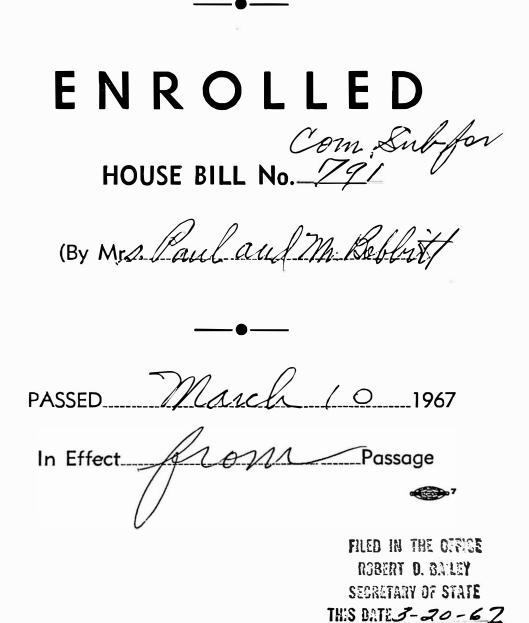
WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



79

ENROLLED

Com. Sub. for House Bill No. 791

(By Mrs. PAUL and Mr. BOBBITT)

[Passed March 10, 1967; in effect from passage.]

AN ACT to amend article four, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-nine, authorizing and empowering municipalities to make application for, receive and accept grants from the federal government, or any agency thereof, for, on behalf of and for use by certain nonstock, nonprofit corporations, subject to certain provisions and limitations. Be it enacted by the Legislature of West Virginia:

That article four, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twentynine, to read as follows:

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ARTICLE 4. POWERS, DUTIES AND ALLIED RELATIONS OF MU-NICIPAL CORPORATIONS, COUNCILS OR OFFICERS.

§8-4-29. Power to secure federal grants for certain nonprofit organizations.

1 (a) Any municipality in this state, however created, whether operating under a legislative charter, home rule 2 charter, or general law only, and notwithstanding any 3 statutory or charter provisions to the contrary, is, subject 4 5 to the provisions and limitations set forth in subsections (b) and (c) of this section, hereby authorized and em-6 7 powered to make application for, receive and accept grants from the federal government, or any agency there-8 9 of, for, on behalf of and for use by a nonstock, nonprofit 10 corporation organized under the provisions of chapter :11 thirty-one of this code for charitable, patriotic or phil-12 anthropic or other public purposes and operating within the corporate limits of said municipality. The Legisla-13 14 ture hereby finds that the support of such nonstock, 15 nonprofit corporations is for the general welfare of the 16 public and is a public purpose. This section is enacted 17 in view of this finding and shall be liberally construed 18 in the light thereof.

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(b) No federal funds received by a municipality under the authority of this section shall be disbursed by any such nonstock, nonprofit corporation unless and until the expenditure thereof has been approved by the governing body of such municipality, and such corporation shall upon demand at any time make a full and complete accounting of all such funds to such governing body.

(c) Under no circumstances whatever shall any action
taken by any municipality under the authority of this
section give rise to or create any indebtedness on the
part of such municipality, the governing body of such
municipality, any member thereof or any municipal official or employee.

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

Chairman Senate Committee

<u>Clayton C Davidson</u> Chairman House Committee

Originated in the House.

Takes effect from passage.

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Clerk of the House of Delegates

Howard Ire

President of the Senate

N. Laban Zur

Speaker House of Delegates

The within approved this the 17

day of March , 1967.

Hulen O. Smith

Governor

PRESENTED TO THE GOVERNOR

Data 3/12/67 Time 4:30 a.m.