

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

Com. Sub for
HOUSE BILL No. 791

(By *Mrs. Paul and Mr. Rebbitt*)



PASSED March 10 1967

In Effect from Passage



FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 3-20-67

791

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 twenty-nine, to read as follows:

ARTICLE 4. POWERS, DUTIES AND ALLIED RELATIONS OF MUNICIPAL 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,
2 whether operating under a legislative charter, home rule
3 charter, or general law only, and notwithstanding any
4 statutory or charter provisions to the contrary, is, subject
5 to the provisions and limitations set forth in subsections
6 (b) and (c) of this section, hereby authorized and em-
7 powered to make application for, receive and accept
8 grants from the federal government, or any agency there-
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
13 the corporate limits of said municipality. The Legisla-
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.

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

26 (c) Under no circumstances whatever shall any action
27 taken by any municipality under the authority of this
28 section give rise to or create any indebtedness on the
29 part of such municipality, the governing body of such
30 municipality, any member thereof or any municipal offi-
31 cial or employee.

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

William Tompa
Chairman Senate Committee

Clayton C Davidson
Chairman House Committee

Originated in the House.

Takes effect from passage.

Thomas Meyer
Clerk of the Senate

C A Blankenship
Clerk of the House of Delegates

Howard W Carson
President of the Senate

H. Laban White
Speaker House of Delegates

The within approved this the 17
day of March, 1967.

Frederic C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date 3/17/67

Time 9:30 a.m.