

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967

## ENROLLED

SENATE BILL NO. 413

(By Mr. Carson, Mr. President)

PASSED March 11, 1967

In Effect from Passage

FILED IN THE OFFICE  
ROBERT D. BAILEY  
SECRETARY OF STATE  
THIS DATE 3-21-67

#413

**ENROLLED**

**Senate Bill No. 413**

(By Mr. Carson, Mr. President)

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[Passed March 11, 1967; in effect from passage.]

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AN ACT to amend article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section nine, relating to the authority of county courts to establish special funds for proper public purposes; and the dissolution of and transfer of funds out of any such special funds.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 1. COUNTY COURTS GENERALLY.****§7-1-9. Creation of special funds.**

In addition to all other powers and duties now conferred  
2 by law upon county courts, such courts are hereby author-  
3 ized and empowered to create and establish, by proper  
4 order, special funds to be used for any purpose which such  
5 courts now or hereafter may by the provisions of chapter  
6 seven or article eleven, chapter eight of this code be  
7 authorized to accomplish.

8 Such courts are hereby authorized to allocate to and  
9 transfer into any special fund created pursuant to the pro-  
10 visions of this section, such sums raised by tax levies pur-  
11 suant to the provisions of article eight, chapter eleven of  
12 this code, and such amounts of unexpended or surplus  
13 moneys in the county general fund or in any other special  
14 fund as they shall deem proper.

15 Expenditures from any special fund created pursuant  
16 to the provisions of this section shall be made only for the  
17 purpose for which the special fund was created and es-  
18 tablished: *Provided*, That in the event of a necessity or  
19 emergency the county court, by unanimous vote thereof

20 and upon approval of the state tax commissioner, shall  
21 be empowered to transfer funds from any such special  
22 fund to the county general fund.

23 When the particular purpose for which any special fund  
24 created pursuant to the provisions of this section has been  
25 accomplished or completed, the county court may transfer  
26 any balance remaining therein to the general county fund.

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

William Tamm  
Chairman Senate Committee

Clayton C. Davidson  
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Howard Kuyper  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

Howard E. Carson  
President of the Senate

H. Laban White  
Speaker House of Delegates

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

Huettner C. Smith  
Governor



PRESENTED TO THE  
GOVERNOR

Date 3/17/62

Time 3:25 P.m.