

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1972

ENROLLED

SENATE BILL NO. 399

(By Mr. McPart Mr. President  
And Mr. Hubbard)

PASSED March 11 1972

In Effect 90 days from Passage



399

FILED IN THE OFFICE  
JOHN D. ROCKEFELLER, IV  
SECRETARY OF STATE  
THIS DATE 3-29-72

## ENROLLED

# Senate Bill No. 399

(By MR. McCOURT, Mr. President, and MR. HUBBARD)

[Passed March 11, 1972; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article two, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to responsibility and powers of the department of welfare; providing that each department, agency, commission or board of state government shall make available to the department of welfare such information and data as each such department, agency, commission or board may collect about any applicant for or recipient of any type of federal or state assistance upon such terms as may be prescribed by the governor; and specifying the use to be made of such information or data.

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

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

**ARTICLE 2. DEPARTMENT OF WELFARE AND OFFICE OF COMMISSIONER OF WELFARE; POWERS, DUTIES AND RESPONSIBILITIES GENERALLY.**

**§9-2-5. Responsibility and powers of department.**

1 The department is charged with the responsibility of  
2 administering for the state the welfare assistance pro-  
3 grams, for which responsibility it shall have (1) all  
4 powers, not inconsistent with state law, as may be neces-  
5 sary for this state to obtain maximum federal funds made  
6 available for federal-state assistance within whatever  
7 limits or restrictions may be imposed by, or may exist  
8 by reason of the amount of state funds appropriated for  
9 such assistance under, the state's budget act and supple-  
10 mentary appropriation acts and (2) all powers, not in-  
11 consistent with state law, as may be necessary for the

12 disbursement and distribution of welfare assistance to  
13 those persons qualified therefor in as prompt, fair, orderly,  
14 efficient and economical manner as possible.

15 Notwithstanding any other provision of this code to the  
16 contrary, each department, agency, commission or board  
17 of state government shall make available to the depart-  
18 ment of welfare such information and data as each such  
19 department, agency, commission or board may collect  
20 about any applicant for or recipient of any type of federal  
21 or state assistance upon such terms as may be prescribed  
22 by the governor, if such information and data would be  
23 relevant in determining whether such applicant or  
24 recipient is qualified or eligible for any such assistance,  
25 and after such information and data have been obtained  
26 by the department of welfare, the same shall be used only  
27 by such department of welfare in carrying out and dis-  
28 charging its powers, duties and responsibilities.

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

*Russell A. Beall*

Chairman Senate Committee

*Phyllis J. Rutledge*

Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

*Howard W. Benson*

Clerk of the Senate

*V. Blankenship*

Clerk of the House of Delegates

*George Brent*

President of the Senate

*Lewis J. McManis*

Speaker House of Delegates

The within *approved* this the *27th*  
day of *March*, 1972.

*Anna Marie J.*

Governor



PRESENTED TO THE  
GOVERNOR

Date 3/17/72

Time 12:30 p.m.

MAR 29 9 29 AM '72

OFFICE OF  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA