

Veto-1986



# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986



# ENROLLED

HOUSE BILL No. 1986

(By  Delegate White + Delegate Phillips)



Passed February 28, 1986

In Effect July 1, 1986 ~~Passage~~

**ENROLLED**  
**H. B. 1986**

(By DELEGATE WHITE and DELEGATE PHILLIPS)

[Passed February 28, 1986; in effect July 1, 1986.]

AN ACT to provide a stable method of financing the operation of the Hamlin-Lincoln County public libraries, Lincoln County, West Virginia, organized under chapter ten, article one of the code of West Virginia, one thousand nine hundred thirty-one, as amended.

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

**HAMLIN-LINCOLN COUNTY PUBLIC LIBRARIES.**

**§1. Levies by county commission, county board of education and city of Hamlin to support Hamlin-Lincoln County public libraries.**

1       In order to provide for the support, maintenance and  
2       operation of the Hamlin-Lincoln County public libraries,  
3       Lincoln County, West Virginia, and any and all  
4       branches thereof, the Lincoln County board of education,  
5       the county commission of Lincoln County and the town  
6       of Hamlin, hereinafter described as the supporting  
7       agencies, shall, upon written request by the board of  
8       directors of the Hamlin-Lincoln County public libraries,  
9       levy annually on each one hundred dollars of assessed  
10       valuation of the property taxable according to the last  
11       assessment for state and county purposes amounts as  
12       follows:

13       By the board of education of the county of Lincoln,  
14       from special and excess levies available to the board,  
15       Class I, seventh tenths (7/10) of one cent per hundred,

16 Class II, one and four-tenths (1.4) cents per hundred,  
17 Class III, two and eight-tenths (2.8) cents per hundred,  
18 Class IV, two and eight-tenths (2.8) cents per hundred;  
19 by the county commission of Lincoln County Class I, four  
20 tenths (4/10) of one cent per hundred, Class II, eight  
21 tenths (8/10) of one cent per hundred, Class III, one and  
22 six-tenths (1.6) cents per hundred, Class IV, one and one-  
23 sixth (1.6) cents per hundred; by the city of Hamlin,  
24 Class I, one and two-tenths (1.2) cents per hundred,  
25 Class II, two and four-tenths (2.4) cents per hundred,  
26 Class III, -0-, Class IV, four and eight-tenths (4.8) cents  
27 per hundred.

28 Each year the board of directors of the Hamlin-  
29 Lincoln County public libraries may request each of the  
30 three supporting agencies to levy within the above rates  
31 on each one hundred dollars of assessed valuation of  
32 property of the same class, and each of the three  
33 supporting agencies shall levy within the rates afore-  
34 said. In addition, each supporting agency may contrib-  
35 ute to the public library any other general or specific  
36 revenues or excess levies. All income realized by the  
37 operation of the public library from any other source  
38 other than the above levies shall be used by the board  
39 of directors for the support and maintenance of the  
40 public libraries. All money appropriated by the town of  
41 Hamlin shall be used only for the support of the Hamlin  
42 public library, and for no other purpose.

## §2. Disbursements.

1 All money collected or appropriated by the three  
2 supporting agencies for library purposes shall be  
3 deposited in a bank account as directed by the library  
4 board of directors of the Hamlin-Lincoln County public  
5 libraries, and disbursed by it for salaries, wages, books,  
6 other library materials such as periodicals, pamphlets,  
7 papers, work of art, records, also machinery, equipment,  
8 supply services and other cost and expenses of operating  
9 a public library and maintaining, repairing, improving  
10 and replacing its property as well as acquiring addi-  
11 tional property.

12 The board is hereby vested with the authority to

13 accumulate out of the proceeds of said levies any surplus  
 14 thereof over and above the amount currently required  
 15 for the proper operation, maintenance and management  
 16 of present library facilities from year to year and such  
 17 accumulated surplus may be used for the purchase of  
 18 land, construction of new buildings and the equipping  
 19 of said buildings for library purposes, and to pledge by  
 20 the execution and the delivery of appropriate legal  
 21 instruments, any real estate the said board of trustees  
 22 may now own or which it may hereafter acquire for the  
 23 repayment of borrowed funds; the principal thereof and  
 24 the interest thereon may be paid out of the proceeds of  
 25 the levies hereinbefore authorized.

§3. Status of employees.

1 All employees of the Hamlin-Lincoln County public  
 2 library system shall be entitled to the benefits of the  
 3 provisions of chapter twenty-three and of article seven  
 4 of chapter five of the code of West Virginia, one  
 5 thousand nine hundred thirty-one, as amended.

§4. Effect of future amendments of general law.

1 Amendments to article one, chapter ten of the code of  
 2 West Virginia, one thousand nine hundred thirty-one, as  
 3 amended, and other general laws shall not control this  
 4 act except to the extent that they do not conflict with  
 5 the special features hereof, or unless the intent to amend  
 6 this act is clear, specific and unmistakable.

§5. Severability.

1 If any provision hereof is held invalid, such invalidity  
 2 shall not affect other provisions hereof which can be  
 3 given effect without the invalid provision, and to this  
 4 end the provisions of this act are declared to be  
 5 severable.

*[Handwritten signatures and scribbles]*

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

*Bruce O. Williams*  
.....  
Chairman Senate Committee

*Floye Fuller*  
.....  
Chairman House Committee

Originating in the House.

Takes effect July 1, 1986.

*Judd P. Miller*  
.....  
Clerk of the Senate

*Donald L. Voss*  
.....  
Clerk of the House of Delegates

*Dan Tomlin*  
.....  
President of the Senate

*Joseph P. Allright*  
.....  
Speaker of the House of Delegates

The within *disappeared* this the *26th*  
day of *March*, 1986.

*Anna. Shaufer*  
.....  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/11/86

Time 2:09 p.m.

RECEIVED

1986 MAR 26 AM 10:09

SECRETARY OF STATE

FILED IN THE OFFICE OF  
SECRETARY OF STATE OF  
WEST VIRGINIA

THIS DATE 3/24/86