

770: 1872

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986



ENROLLED

HOUSE BILL No. 1872.

(By ~~Mr.~~ Del. Ryan + Del. Roop)



Passed March 8, 1986

In Effect Ninety Days From Passage

ENROLLED
H. B. 1872

(By DELEGATE RYAN and DELEGATE ROOP)

[Passed March 8, 1986; in effect ninety days from passage.]

AN ACT to amend and reenact section sixteen, article five, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to fiscal affairs of counties; publication and disposition of financial statements; and when publication is to be made.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 5. FISCAL AFFAIRS.

§7-5-16. Preparation, publication and disposition of financial statements.

1 The county commission of every county, within sixty
2 days after the first session held after the beginning of
3 each fiscal year, shall prepare on a form to be pres-
4 cribed by the state tax commissioner, and cause to be
5 published a statement revealing (a) the receipts and
6 expenditures of the county during the previous fiscal
7 year arranged under descriptive headings, (b) the name
8 of each firm, corporation, and person who received more
9 than fifty dollars from any fund during the previous
10 fiscal year, together with the amount received and the
11 purpose for which paid, and (c) all debts of the county,
12 the purpose for which each debt was contracted, its due

13 date, and to what date the interest thereon has been
14 paid. Such statement shall be published as a Class I-0
15 legal advertisement in compliance with the provisions of
16 article three, chapter fifty-nine of this code, and the
17 publication area for such publication shall be the county.

18 The county commission shall transmit to any resident
19 of the county requesting the same a copy of the
20 published statement for the fiscal year designated,
21 supplemented by a list of the names of each firm,
22 corporation, and person who received less than fifty
23 dollars from any fund during such fiscal year showing
24 the amount paid to each and the purpose for which paid.

25 If a county commission wilfully fail or refuse to
26 perform the duties hereinbefore named, every member
27 of such commission, concurring in such failure or
28 refusal, shall be guilty of a misdemeanor, and, upon
29 conviction thereof, shall be fined not less than fifty nor
30 more than one hundred dollars; and the prosecuting
31 attorney of any such county shall, when such failure or
32 refusal shall come to his knowledge, immediately
33 present the evidence thereof to the grand jury if in
34 session, and if not in session, he shall institute proper
35 criminal proceedings before a justice against any such
36 offender, and cause such failure or refusal to be
37 investigated by the next succeeding grand jury.

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

Bruce O. Williams

Chairman Senate Committee

Floyd Fuller

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Jedd C. Stullis

Clerk of the Senate

Donald S. Hopp

Clerk of the House of Delegates

Don Tomkowiak

President of the Senate

Joseph P. Allright

Speaker of the House of Delegates

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

Arch A. Phares, Jr.

Governor

PRESENTED TO THE
GOVERNOR

Date 3/21/86

Time 5:00 p.m.

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OFFICE OF THE ATTORNEY GENERAL
SECTION OF STATE

FILE IN THE OFFICE OF
STATE ATTORNEY
WEST VIRGINIA

THIS DATE 3/26/86