ENROLLED

Com. Sub. for
HOUSE BILL No. 204

(By Mr. Speaker, Mr. Chambers, and R. Bond)
[By Request of the Executive]

Passed ........................................ June 27, 1990

In Effect ........................................... Passage
AN ACT to amend and reenact section one, article two-g, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to federal “WIC” program; requiring banks in the state to accept WIC Vouchers or coupons or drafts from vendors; requiring director of health to deposit WIC funds in state bank, authorizing advance payments from such funds, providing for method of selection of bank and providing an effective date.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2G. SPECIAL SUPPLEMENTARY FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC).

§16-2G-1. Voucher or coupon redemption and payment.

1 With respect to the vouchers or coupons or drafts authorized by the division of health in the administra-
2 tion of the special supplementary food program for
3 women, infants and children, commonly known as the
WIC program, under the auspices and guidelines of the United States department of agriculture, such vouchers or coupons or drafts, when received by a vendor from a holder thereof in exchange for food, food stuffs, or authorized goods or services, may be deposited by the vendor in any federally insured bank in this state for collection and payment thereof, and such bank shall accept the same as equivalent to a negotiable instrument from a holder in due course pursuant to chapter forty-six of this code, and shall collect the funds for such vouchers or coupons so received.

All moneys received from the United States department of agriculture under the WIC program, except for moneys to be used for administration, shall be deposited by the director of health in a special account in a federally insured bank in this state, and notwithstanding other provisions of this code to the contrary, this special account shall be funded by the director of health as a special advance payment imprest funds account to be reconciled at least annually by the state treasurer from which said bank can daily make required wire transfers to pay each day’s presentments of vouchers or coupons or drafts. The director of health shall select the bank by competitive bidding in the same manner as the state treasurer selects depository banks for state funds, subject to applicable federal laws or regulations governing such selection.

The provisions of this section enacted in the year one thousand nine hundred eighty-nine shall take effect on the first day of April, one thousand nine hundred ninety, except that the director shall commence procedures for the selection of the bank and for implementation of the other provisions of this section upon the passage hereof.

Nothing in this section shall make such vouchers or coupons or drafts negotiable instruments for any purpose other than expressly set forth herein or as permitted by applicable federal laws or regulations.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the day of , 1990.

Governor