

SB 335

FILED

2009 MAY 11 PM 5: 25

WEST VIRGINIA LEGISLATURE

OFFICE WEST VIRGINIA
SECRETARY OF STATE

SEVENTY-NINTH LEGISLATURE
REGULAR SESSION, 2009



ENROLLED

Senate Bill No. 335

(BY SENATORS BOWMAN, K. FACEMYER, GUILLS,
PREZIOSO, UNGER, MINARD, PLYMALE,
JENKINS, YOST AND GREEN)

[Passed April 10, 2009; to take effect July 1, 2009.]

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[Passed April 10, 2009; to take effect July 1, 2009.]

AN ACT to amend and reenact §29-1-11 of the Code of West Virginia, 1931, as amended, relating to authorizing distribution of fairs and festivals' funding by the Commissioner of the Division of Culture and History.

Be it enacted by the Legislature of West Virginia:

That §29-1-11 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 1. DIVISION OF CULTURE AND HISTORY.

§29-1-11. Power to accept and receive funds; power to apply for grants; disbursal of funds; restrictions on expenditure; disposition of funds heretofore received or appropriated.

- 1 (a) The division may, in the name of the State of West
- 2 Virginia, through the commissioner or its commissions,
- 3 accept and receive grants, appropriations, gifts, bequests

4 and funds from any public or private source for the
5 purpose of carrying out the duties and purposes of this
6 article.

7 (b) The division may, through the commissioner or its
8 commissions, apply for grants from the federal govern-
9 ment, private foundations and any other source for the
10 purposes of this article.

11 (c) All funds received from any source shall be paid into
12 the Treasury of the state and disbursed upon warrant by
13 the State Auditor following requisition by the division.
14 The requisitions shall be signed by the commissioner or by
15 another person as the commissioner may authorize by
16 written document deposited with the auditor or, in the
17 event of emergency, by the Governor or the Governor's
18 designee.

19 (d) No funds or gifts received from any source shall be
20 expended or used for any purpose other than that intended
21 as evidenced by a positive and affirmative declaration or
22 by a negative restriction or limitation.

23 (e) The division may assist in the promotion and opera-
24 tion of an annual state fair and other regional or local
25 fairs and festivals entitled to aid when funds are available
26 and to expend those funds for the support and develop-
27 ment of fairs and festivals.

28 (f) All federal or state funds received to provide
29 grants-in-aid or awards to further the purposes of this
30 article shall be approved and distributed by the appropri-
31 ate commission established by this article.

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

[Signature]
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

Takes effect July 1, 2009.

[Signature]
.....
Clerk of the Senate

[Signature]
.....
Clerk of the House of Delegates

[Signature]
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within *is approved* this the *11th*
Day of *May*, 2009.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAY 5 2009

Time 11:10am