

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957



# ENROLLED

HOUSE BILL No. 305

(By Mr. Hammon)



PASSED Feb 27 1957

In Effect 90 days from Passage



ENROLLED

# House Bill No. 305

(By MR. HAMMON)

[Passed February 27, 1957; in effect ninety days from passage.]

AN ACT to amend article three, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section seventeen, relating to forbidding employers to charge individuals a fee for medical examination, as a condition of employment.

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

That article three, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section seventeen, to read as follows:

Section 17. *Restriction of Fees for Medical Examination*

2 as a Condition of Employment.—(a) The term “employer”,  
3 as used in this article, shall mean and include an indi-  
4 vidual, a partnership, an association, a corporation, a legal

5 representative, a trustee, receiver, trustee in bankruptcy,  
6 and any common carrier by rail, motor, water, air or  
7 express company doing business in or operating within  
8 the state.

9 (b) The term "employee" shall mean and include every  
10 person who may be permitted, required or directed by  
11 any employer, as defined in section (a), in consideration  
12 of direct or indirect gain or profit, to engage in any em-  
13 ployment.

14 (c) It shall be unlawful for any employer, as defined  
15 in section (a) to require any employee or applicant for  
16 employment to pay the cost of a medical examination  
17 as a condition of employment.

18 (d) Any employer who violates the provisions of this  
19 article shall be liable to a penalty of not more than one  
20 hundred dollars for each and every violation. It shall be  
21 the duty of the commissioner of labor to enforce this  
22 article.

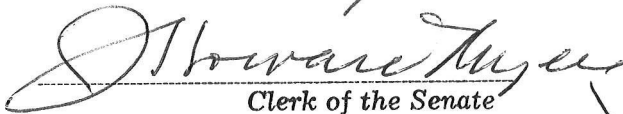
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


  
Chairman Senate Committee

  
Chairman House Committee

Originated in the House of Delegates

Takes effect 90 days from passage.


  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker, House of Delegates

The within approved this the 7th  
day of March, 1957.

  
Governor



Filed in the Office of the Secretary of State  
of West Virginia. MAR 8-1957  
D. PITT O'BRIEN  
SECRETARY OF STATE