

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1935



ENROLLED

HOUSE BILL No. 131

(By Mr. Parish)



PASSED March 7 1935

In Effect 90 days from Passage

131

**ENROLLED**  
**House Bill No. 131**

(BY MR. PARRISH)

---

[Passed March 7, 1935; in effect ninety days from passage.]

---

AN ACT to amend and reenact section twenty-one, article five, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter ninety-six, acts of the Legislature, second extraordinary session, one thousand nine hundred thirty-three, relating to certified copies of birth and death records, by permitting the state registrar to furnish same to the state welfare department, to county welfare departments and to organized charities, without charge.

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

That section twenty-one, article five, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended by chapter ninety-six, acts of the Legislature, second ex-

traordinary session, one thousand nine hundred thirty-three, be amended and reenacted to read as follows:

Section 21. The state registrar shall, upon request, supply 2 to any applicant a certified copy of the record of any birth or 3 death registered under the provisions of this article, for the 4 making and certification of which he shall be entitled to a fee 5 of fifty cents, to be paid by the applicant: *Provided*, That such 6 copy shall not state that any child was either legitimate or 7 illegitimate. Any such copy of the record of a birth or death, 8 when properly certified by the state registrar, shall be prima 9 facie evidence, in all courts and places, of the facts therein 10 stated. For any search of the files and records when no certi- 11 fied copy is made, the state registrar shall be entitled to a fee 12 of fifty cents for each hour or fractional part of an hour of 13 time of search, said fee to be paid by the applicant. The state 14 registrar shall keep a true and correct account of all fees by him 15 received under the provisions of this article and turn the same 16 over to the state treasurer: *Provided*, That the state registrar 17 shall, upon the request of any parent or guardian, supply with- 18 out fee a certificate limited to a statement as to the date of birth, 19 of any child when the same shall be necessary for admission to

20 school, or for the purpose of securing employment: *Provided,*  
21 That the United States bureau of census may obtain, without  
22 expense to the state, transcripts or certified copies of births and  
23 deaths without payment of the fees herein prescribed: *Pro-*  
24 *vided further,* That the state registrar may furnish certified  
25 copies of birth and death records to the state welfare depart-  
26 ment to county welfare departments and to organized charities,  
27 free of charge, when such certificates are needed in presenting  
28 claims to the federal government, or to the West Virginia relief  
29 compensation department, and an accurate record shall be made  
30 of all such certificates so furnished.

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

*Clinton Howard*  
.....  
Chairman Senate Committee

*Frank M. Becken*  
.....  
Chairman House Committee

Originated in the *House of Delegates*.....

Takes effect *90 days from*..... passage.

*Abner Miller*  
.....  
Clerk of the Senate

*W. S. Hall*  
.....  
Clerk of the House of Delegates

*Chas. E. Hoyle*  
.....  
President of the Senate

*John J. Patton*  
.....  
Speaker House of Delegates.

The within *is approved* this the *11<sup>th</sup>*  
day of *March*, 1935.

*H. S. Kemp*  
.....  
Governor.

Filed in the office of the Secretary of State  
of West Virginia. **MAR 15 1935**  
Wm. S. O'BRIEN,  
Secretary of State