WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1937

\n
ENROLLED

SENATE BILL No. 15

(By Mr. Barnhart)

\n
PASSED March 4th 1937

In Effect 90 days from Passage
AN ACT to amend and reenact section three, article five, chapter twenty-one, of the code of West Virginia, one thousand nine hundred thirty-one, relating to assignment of wages.

Be it enacted by the Legislature of West Virginia:

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

Section 3. Every person, firm or corporation doing business in this state, except railroad companies as provided in section one of this article, shall settle with its employees
at least once in every two weeks, unless otherwise provided by special agreement, and pay them the amount due them for their work or services in lawful money of the United States, or by the cash order as described and required in the next succeeding section of this article: Provided, however, That if, at any time of payment, any employee shall be absent from his regular place of labor and shall not receive his wages through a duly authorized representative, he shall be entitled to such payment at any time thereafter upon demand upon the proper paymaster at the place where such wages are usually paid and where the next pay is due. Nothing herein contained shall affect the right of an employee to assign part of his claim against his employer except as hereafter provided. No assignment of or order for future wages shall be valid for a period exceeding one year from the date of such assignment or order. Such assignment or order shall be acknowledged by the party making the same before a notary public or other officer authorized to take acknowledgments, and such order or assignment shall specify thereon the total amount due and collectible by virtue of the
same, and three-fourths of the periodical earnings or wages
of the assignor shall at all times be exempt from such as-
ignment or order and no assignment or order shall be valid
which does not so state upon its face: and, Provided further,
That no such order or assignment shall be valid unless
the written acceptance of the employer of the assignor to
the making thereof, is endorsed thereon: Provided,
further, That nothing herein contained shall be construed
as affecting the right of employer and employee to agree be-
tween themselves as to deductions to be made from the payroll
of employees.

The provisions of this section shall be construed as sever-
able, and should any paragraph, sentence, or clause be held
void or invalid, the remaining provisions shall not be affected
thereby.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the...

Takes effect...passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within this the 10th day of March, 1937.

Governor

Filed in the office of the Secretary of State of West Virginia.  MAR 10 1937

Wm. S. O'BRIEN, Secretary of State