ENROLLED

Senate Bill No. 91

(By Mr. Fleming)

(Passed March 6, 1937; in effect from passage.)

AN ACT to amend article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto section forty-five-a, relating to breaking pipe lines and stealing therefrom.

Be it enacted by the Legislature of West Virginia:

That article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, be amended by adding thereto a new section, to be known as section forty-five-a, to read as follows:
Section 45-a. Every person who, with intent to injure, or for the purpose of destroying, injuring, impairing, breaking, damaging or unlawfully opening, or of taking, stealing, and carrying away, or of permitting or causing to escape on the ground or into the air, any of the contents thereof, shall open, or cause to be opened, in any manner, any pipe or pipes or line of pipe or pipes or any tank, receptacle or container connected therewith, containing or used and useful in transporting or storing petroleum, crude or refined, gasoline, gas (natural, casinghead or manufactured), or any of the by-products of petroleum or gas, either liquid or gaseous, belonging to another, without such other’s consent, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by confinement in the county jail not less than two nor more than twelve months, and in addition thereto, in the discretion of the court, may be fined not exceeding three hundred dollars. Every person, upon conviction for the second or any subsequent offense under this section shall be guilty of a felony and shall be confined in the penitentiary of this state not less than one nor more than three years. Justices of the
peace shall have concurrent jurisdiction with the circuit,
criminal or intermediate courts to enforce the misdemeanor
penalties prescribed by this section.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairs

Chairman Senate Committee

Chairman House Committee

Originated in the............................................................

Takes effect..............................................................................

..........................................................passage

Clerk of the Senate

Clerk of the House of Delegate

President of the Senate

Speaker House of Delegates

The within..............................this the 13th
day of.............................................., 1937.

Governor

Filed in the office of the Secretary of State of West Virginia MAR 15 1937

Wm. S. O'BRIEN,
Secretary of State