WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1939

ENROLLED
Com. Sub. for

HOUSE BILL No. 221
(Originating in the Committee on the Judiciary)
(By Mr. ________________________________)

PASSED March 11, 1939

In Effect ninety days from Passage
AN ACT to amend and reenact section twelve, article two, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, relating to robbery, or attempted robbery, and the penalties therefor.

Be it enacted by the Legislature of West Virginia:

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

**Article 2. Crimes Against the Person.**

Section 12. Robbery or Attempted Robbery; Penalties

2 Therefore. If any person commit, or attempt to commit, robbery by partial strangulation or suffocation, or by striking or beating, or by other violence to the person, or by the
threat or presenting of firearms, or other deadly weapon or
instrumentality whatsoever, he shall be guilty of a felony,
and, upon conviction, shall be confined in the penitentiary
not less than ten years. If any person commit, or attempt to
commit, a robbery in any other mode or by any other means,
except as provided for in the succeeding paragraph of this
section, he shall be guilty of a felony, and, upon conviction,
shall be confined in the penitentiary not less than five years.
If any person (a) by force and violence, or by putting in
fear, feloniously takes, or feloniously attempts to take, from
the person or presence of another any property or money or
any other thing of value belonging to, or in the care, custody,
control, management or possession of, any bank, he shall be
guilty of a felony, and, upon conviction, shall be confined in
the penitentiary not less than ten nor more than twenty
years: And if any person (b), in committing, or in attempt-
ing to commit, any offense defined in the preceding clause
(a) of this paragraph, assaults any person, or puts in
jeopardy the life of any person by the use of a dangerous
weapon or device, he shall be guilty of a felony, and, upon
conviction, shall be confined in the penitentiary not less than
ten nor more than twenty-five years.

All acts and parts of acts inconsistent herewith are hereby
repealed.

I certify that the foregoing act,
been presented to the Governor for
approval, and not having been returned
by him to the House of the Legislature in
which it originated within the time pre-
scribed by the constitution of the state, has
become a law without his approval.

This the 17th day of March, 1939.

[Signature]

SECRETARY OF STATE
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... nearly day from... passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within... this the... day of... 1933.

Governor.

Filed in the office of the Secretary of State of West Virginia. MAR 17 1933

Wm. S. O'Brien,
Secretary of State