

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939



ENROLLED

HOUSE BILL No. 222

(By Mr. Haldren)



PASSED March 11 1939

In Effect ninety days from Passage

ENROLLED

House Bill No. 222

(BY MR. HALDREN)

[Passed March 11, 1939; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-eight, article five, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, relating to time allowed employees to vote, and providing penalties.

Be it enacted by the Legislature of West Virginia:

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

Section 28. *Time Allowed Employees to Vote.* Every person entitled to vote at any election who may be employed by any person, company, or corporation on the day on which an election shall be held in this state, shall on written demand of such employee, be given some period of three hours, or more if necessary, between the opening and the closing of the polls, on said day, for the purpose of enabling such person to

8 repair to the place of voting to cast his vote and return; and
9 he shall not be liable to any penalty and no deduction from
10 his usual salary or wages on account of such absence.

11 Any company or corporation violating the provisions of
12 this section shall be guilty of a misdemeanor, and, upon con-
13 viction thereof shall be fined not less than five hundred nor
14 more than one thousand dollars. Any person who may have
15 employees, entitled to vote, or any officer, agent or manager
16 of any company or corporation who shall violate the provisions
17 of this section by failure or refusal, on demand of any em-
18 ployee or employees, to arrange time for such employee or
19 employees, entitled to vote, to vote, or in any way prevents
20 or attempts to prevent any employee in the employ of such
21 person, company or corporation from attending any election,
22 or from freely exercising his right of suffrage, at any election
23 at which he is entitled to vote, shall, in each instance, be
24 guilty of a misdemeanor, and, upon conviction thereof, shall
25 be fined not less than one hundred nor more than five hundred
26 dollars, or be confined in the county jail for not to exceed
27 sixty days, or both fined and imprisoned, in the discretion
28 of the court.

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

E. O. Vineman

Chairman Senate Committee

Dee B. Walter

Chairman House Committee

Originated in the

House of Delegates

Takes effect

ninety days from passage.

Charles H. Hall

Clerk of the Senate

Joe Hall

Clerk of the House of Delegates

Wm. McKim

President of the Senate

James E. Thomas

Speaker House of Delegates

The within this the

day of, 1939.



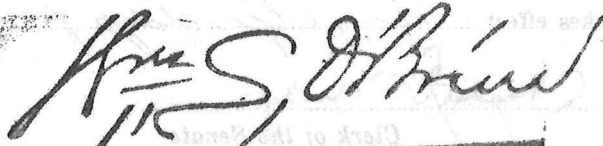
.....
Governor.

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

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

This the 17th day of March,

1939



SECRETARY OF STATE

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within

day of

Governor