

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939

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## ENROLLED

SENATE BILL No. 213

(By Mr. Allen)

PASSED March 11th 1939

In Effect From Passage



**ENROLLED**  
**Senate Bill No. 213**

(BY MR. ALLEN, by request)

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

AN ACT to amend article two, chapter forty-seven of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto section one-a, relating to the use of trade-marks, insignia or other identifying marks or insignia on jewelry, silverware, glassware, or chinaware, and providing penalties.

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

That article two, chapter forty-seven of the code of West Virginia, one thousand nine hundred thirty-one, be amended by adding thereto section one-a to read as follows:

Section 1-a. Notwithstanding the provisions of section

2 one of this article, no salesman, jobber, wholesaler, corpora-  
3 tion or individual doing business or operating in the state  
4 of West Virginia, shall sell, or offer or expose for sale, any  
5 jewelry, silverware, glassware or chinaware unless the same  
6 bears the trademark, insignia or identifying mark or device  
7 of the manufacturer or maker thereof. Any person violat-  
8 ing any provision of this section shall, upon conviction  
9 thereof, be punished, for the first offense, by a fine not ex-  
10 ceeding one hundred dollars and by imprisonment in jail for  
11 not less than thirty days nor more than six months;  
12 and for any subsequent offense, by a fine not ex-  
13 ceeding five hundred dollars and by imprisonment in jail for  
14 twelve months.

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

*E. O. Wiseman*

Chairman Senate Committee

*W. H. Walker*

Chairman House Committee

Originated in the *Senate*

Takes effect *from* passage

*Stephen D. Smith*

Clerk of the Senate

*Geo. S. Hall*

Clerk of the House of Delegates

*James M. Wilson*

President of the Senate

*James Kay Thomas*

Speaker House of Delegates

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 1939, which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

Governor

This the *17* day of *March*,

1939

*Wm. S. O'Brien*

SECRETARY OF STATE