WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED

HOUSE BILL No. 138

(By Mr. Maxwell)

PASSED March 3, 1953

In Effect Thirty days from Passage

Filed in the Office of the Secretary of State of West Virginia MAR 7 1953
D. Pitt O'Brien.
ENROLLED

House Bill No. 138
(By Mr. Maxwell)

[Passed March 3, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-eight-f, article two, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to benefits payable from disability and retirement fund for children of state police.

Be it enacted by the Legislature of West Virginia:

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

Section 28-f. Death of Member in Performance of Duty; Dependents; Awards and Benefits.—The widow or the children under the age of eighteen years or dependent parent or parents of any member who has lost or shall lose his life by reason of injury, illness or disease resulting from an occupation risk or hazard inherent in or peculiar
to the service required of members while such member
was or shall be engaged in the performance of his duties
as a member of said department, or if said member shall
die from any cause after having been retired pursuant
to the provisions of section twenty-eight-b of this article,
shall be entitled to receive and shall be paid from the
death, disability and retirement fund benefits as follows:
To the widow annually, in equal monthly installments
during her lifetime or until her remarriage, an amount
equal to two per cent of the total salary which would have
been earned by said deceased member during twenty-five
years of service in said department based on his average
earnings while employed as a member of said department.
In addition thereto such widow shall be entitled to receive
and there shall be paid to her twenty dollars monthly for
each child until such child shall attain the age of eighteen
years. If such widow shall die or remarry or if there be
no widow there shall be paid monthly to such child or
children from the death, disability and retirement fund
the sum of twenty dollars each until such child or children
shall respectively attain the age of eighteen years. If there
be no widow and no child or children, there shall be paid
annually in equal monthly installments from said death,
disability and retirement fund to the dependent parents
of said deceased member during their joint lifetimes a
sum equal to the amount which a widow, without children,
would have received: Provided, That when there shall
be but one dependent parent surviving, such parent shall
be entitled to receive during his or her lifetime one-half
the amount which both parents, if living, would have been
entitled to receive.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House of Delegates

Takes effect.
Ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the 7th day of March, 1953.

[Signature]
Governor