

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1953

ENROLLED

SENATE BILL NO. 192

(By Mr. Love)

PASSED March 5, 1953

In Effect thirty days from Passage

192

SECRETARY OF STATE
D. PITT O'BRIEN
MAR 10 1953
OFFICE OF THE SECRETARY OF STATE

ENROLLED
Senate Bill No. 192
(By MR. LOVE)

[Passed March 5, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section seven, article nine, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the statutory form of an indictment for the crime of rape.

Be it enacted by the Legislature of West Virginia:

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

Section 7. *Indictment for Rape.*—An indictment for
2 rape shall be sufficient if it be in form, tenor or effect
3 as follows (after following the form in section one):

4 That A _____, on the _____ day of _____,

5 nineteen _____, in the said county of _____, in
6 and upon one B _____, a female person not his wife,
7 violently and feloniously did make an assault, and her,
8 the said B _____, then and there did violently and
9 against her will feloniously did ravish and carnally know,
10 against the peace and dignity of the State.

11 And if the female be a child under the age of sixteen
12 years, the indictment shall be sufficient if it be in form,
13 tenor or effect as follows (after following the form in
14 section one):

15 That A _____, a male person over the age of six-
16 teen years, on the _____ day of _____, nineteen
17 _____, in the said county of _____, in and upon
18 one B _____, a female child, of previous chaste char-
19 acter, not his wife, under the age of sixteen years, did
20 feloniously make an assault and her, the said B _____,
21 then and there did feloniously and carnally know, against
22 the peace and dignity of the State.

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

Sam Yuley
Chairman Senate Committee

A. Ambler
Chairman House Committee

Originated in the Senate.

Takes effect *ninety days from* passage.

Samuel Meyer
Clerk of the Senate

W. R. Hoff
Clerk of the House of Delegates

Ralph B. Beaman
President of the Senate

W. E. Jelks
Speaker House of Delegates

The within *approved* this the *10th* day of *March*, 1953.

William C. Marland
Governor.



Filed in the Office of the Secretary of State
of West Virginia **MAR 10 1953**
D. PITT O'BRIEN,
SECRETARY OF STATE