ENROLLED

Senate Bill No. 22
(By Mr. Love)

[Passed February 17, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article nine, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, relating to the statutory form of indictment for abortion.

Be it enacted by the Legislature of West Virginia:

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

Section 5. Indictment for Abortion.—An indictment for abortion shall be sufficient if it be in form, tenor or effect as follows (after following the form in section one):

That A ........................................, on the .... day of .............,
nineteen ______, in the said county of ________,
did feloniously, wilfully and unlawfully administer to
and cause to be taken by one B __________, a female
person, who was then and there pregnant with child, a
certain drug (or thing) commonly called (name the drug
or thing) ___________ (or the name and character of
which is to the grand jurors aforesaid unknown) (or did
feloniously, wilfully and unlawfully employ and use upon
the body and womb of one B __________, a female
person, who was then and there pregnant with child, a
certain instrument called ___________ ) (or the name and
character of which instrument is to the grand jurors afore-
said unknown) (or did feloniously, wilfully and unlaw-
fully employ and use upon the body of one B__________
___________, female person, who was then and
there pregnant with child, certain means (describe the
means used) (or the character and description of which
are to the grand jurors aforesaid unknown), with intent
then and there to destroy such unborn child of the said
B ________________, and to produce the abortion and
miscarriage of the said B ________________; and that the
said A ______________, then and there and by the means
aforesaid did feloniously, wilfully and unlawfully destroy
such unborn child and produce such abortion and mis-
carriage of the said B ______________, the same not
being then and there done by the said A ______________,
in good faith with the intention of saving the life of said
B ______________ or that of her said unborn child,
against the peace and dignity of the 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 Senate.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 20th day of February, 1953.

Governor.