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WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1957



ENROLLED

HOUSE BILL No. 121

(By Mr. Brotherton)



PASSED February 15, 1957

In Effect March 1, 1957. ~~Passage~~



ENROLLED

House Bill No. 121

(By MR. BROTHERTON)

[Passed February 15, 1957; in effect March 1, 1957.]

AN ACT to amend and reenact section twenty-four, article three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the state fire marshal's office and the tax to pay for the operation thereof.

Be it enacted by the Legislature of West Virginia:

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

Section 24. *Fund for Maintenance of Office of State Fire*
2 *Marshal.*—For the purpose of maintaining the office of
3 state fire marshal and paying the expenses incidental
4 thereto every insurance company other than life doing
5 business in this state, except farmers' mutual fire insur-
6 ance companies, shall pay to the state fire marshal annual-

7 ly on or before the first day of March, in addition to the
8 taxes now required by law to be paid by such companies,
9 one-half of one per cent of the net direct premium receipts
10 of such companies on insurance against the hazard of fire
11 and on that portion of all other net direct premiums
12 reasonably applicable to insurance against the hazard of
13 fire which are included in other coverages, and received
14 by it for insurance on property or risks in this state during
15 the calendar year next preceding as shown by their
16 annual statement under oath to the insurance department.
17 The money so received by the state fire marshal shall be
18 paid by him into the treasury where it shall be set aside
19 as a special fund for the maintenance of the office of state
20 fire marshal and the expenses incidental thereto. The
21 state shall not be liable in any manner for the salary of
22 the fire marshal, deputy fire marshal, assistant fire mar-
23 shal, clerk, or for the maintenance of such office, or any
24 expenses incidental thereto, and the same shall be payable
25 only from the special fund provided for in this section
26 or by appropriation or contribution.
27 In the event of a controversy as to the proper determi-

28 nation of the premium base on which this tax is to be
29 computed, a hearing may be had by said fire marshal on
30 the application of any interested person, corporation or
31 association, which hearing shall be held after reasonable
32 notice. Appeal from any finding or holding of said fire
33 marshal may be by petition to the circuit court of Kanawha
34 county within thirty days of such finding or holding.

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

Sam H. Marchand
Chairman Senate Committee

S. F. Keen
Chairman House Committee

Originated in the House of Delegates

Takes effect *March 1, 1957* ~~passage.~~

Howard Meyer
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Ralph J. Bean
President of the Senate

W. Blinn
Speaker, House of Delegates

The within *approved* this the *28th*

day of *February* 1957.
Jeff Henderson
Governor



Filed in the Office of the Secretary of State
of West Virginia **MAR 1 - 1957**
D. PITT O'BRIEN
SECRETARY OF STATE