WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1957

ENROLLED

HOUSE BILL No. 14

(By Mr. Myles T. Rebert)

PASSED March 6, 1957

In Effect 90 days from Passage
AN ACT to amend and reenact section one, article nineteen, chapter seventeen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to prohibited signs and other markings along, on, or over the right-of-way of any public road or highway.

Be it enacted by the Legislature of West Virginia:

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

Section 1. Signs and Other Markings Prohibited; Penalty; Removal; Recovery of Expenses.—No person shall paint, mark, post, tack, nail, or otherwise affix any sign, advertisement, notice, picture, drawing, emblem, poster,
printing, or writing, other than those placed and main-
tained in pursuance of law, on or to any stone, rock, tree,
fence, stump, post, pole, building, or other structure,
which is in or upon the right-of-way of any public road
or highway, including the road or highway itself, except
that the commissioner may provide for suitable road signs,
danger signals and other signs of informational nature.
No such sign or other marking shall be suspended over
the right-of-way of any public road or highway. These
prohibitions include, but are not limited to, such devices
which are intended to invite or draw attention of the public
to the candidacy of any person for any public office; and
any such device which exists in violation of the provisions
of this section shall constitute prima facie evidence that
the person whose candidacy appears thereon violated this
section: Provided, however, That the installation and/or
maintenance of newspaper, postal or mailboxes shall not
be prohibited or affected by this section.
Any person violating this section, whether as principal,
agent, or employee, shall be guilty of a misdemeanor, and,
upon conviction thereof, shall be punished by a fine of
not less than twenty-five nor more than one hundred dollars; and such person shall be deemed guilty of a separate offense for each day during any portion of which any violation of this section is committed or continued. Every such prohibited sign or other marking is hereby declared to be a public nuisance. Upon receiving notice of any violation of this section, the commissioner shall cause the prohibited sign or other marking to be removed within ten days and shall cause the appearance of the property on which it was affixed to be restored, as near as may be practicable, to its condition immediately before such violation occurred. The commissioner shall, in the name of the state, recover from the persons who hereafter violate this section the amounts expended by the state in removing the sign or other marking and in restoring the appearance of the property on which it was affixed.

The commissioner is empowered to remove any such prohibited sign or other marking in place upon or over any road taken over by him for construction or maintenance.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect 90 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 14th day of March, 1957.

Governor

Filed in the Office of the Secretary of State of West Virginia MAR 14 1957