

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957



ENROLLED

HOUSE BILL No. 144

(By Mr. _____)



PASSED Feb 27, 1957

In Effect 90 days from Passage



ENROLLED

COMMITTEE SUBSTITUTE FOR

House Bill No. 144

(Originating in the Committee on Banking.)

[Passed February 27, 1957; in effect ninety days from passage.]

AN ACT to amend article eight, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-five-a, relating to the closing of banking institutions on any one fixed week-day or portion thereof at the discretion of the board of directors; prescribing procedure to be followed in fixing such day; and declaring such day a legal holiday for such banks and bank transactions.

Be it enacted by the Legislature of West Virginia:

That article eight, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-five-a, to read as follows:

Section 25-a. *Permissive Closing on Fixed Week-Day;*

2 *Procedure.*—Any banking institution or trust company in
3 this state, or combined banking institution and trust com-
4 pany, including national banking associations, may re-
5 main closed on any one fixed week-day or portion of such
6 day in each calendar week, other than Sunday, which
7 may be designated by the adoption of a resolution by the
8 board of directors thereof. Not less than fifteen nor more
9 than thirty days in advance of closing of any such week-
10 day or portion thereof, such banking institution shall post
11 a notice in a conspicuous place in its banking room stating
12 that on or after a day certain and until further notice
13 given in like manner, such banking institution will re-
14 main closed on a fixed week-day or portion thereof. Con-
15 currently with the posting of such notice, such banking
16 institution shall cause a notice to be published once each
17 week for two successive weeks in a newspaper of general
18 circulation in the county in which the principal office of
19 such bank is located, which notice shall set forth the
20 week-day or portion thereof on which said bank will re-
21 main closed and the date when such closing becomes effec-

22 tive. A certified copy of such resolution certified by the
23 cashier or secretary of such banking institution, together
24 with an affidavit of posting and proof of publication of
25 the notice herein required shall be filed with the com-
26 missioner of banking.

27 Any fixed week-day or portion thereof on which any
28 banking institution shall elect to close pursuant to the
29 authority of this section shall constitute a legal holiday
30 or partial legal holiday with respect to such banking insti-
31 tution and not a business day for the purposes of the law
32 relating to negotiable instruments, and any act or contract
33 authorized, required or permitted to be carried out or
34 performed at, by or with respect to such banking institu-
35 tion may be performed on the next business day, and no
36 liability or loss of rights on the part of any person or
37 banking institution shall result therefrom.

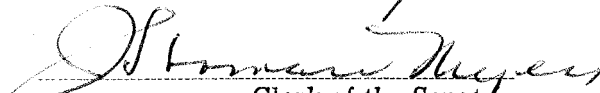
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

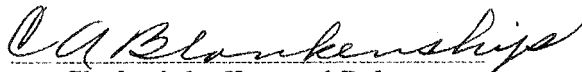

Chairman Senate Committee


Chairman House Committee


Originated in the House of Delegates

Takes effect 90 days from passage

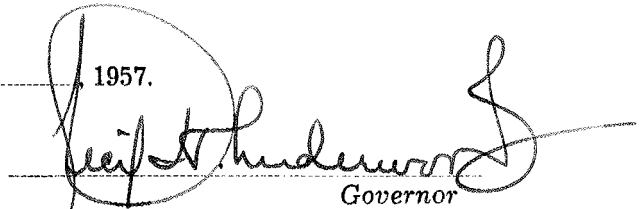

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker, House of Delegates

The within approved this the 9th
day of March 1957.


Governor



Filed In the Office of the Secretary of State
of West Virginia. **MAR - 9 1957**
D. PITT O'BRIEN
SECRETARY OF STATE