WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1957

ENROLLED

HOUSE BILL No. 144

(By Mr. ________________________________)

PASSED  Feb 27, 1957

In Effect  90 days subsequent to 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;*

Any banking institution or trust company in this state, or combined banking institution and trust company, including national banking associations, may remain closed on any one fixed week-day or portion of such day in each calendar week, other than Sunday, which may be designated by the adoption of a resolution by the board of directors thereof. Not less than fifteen nor more than thirty days in advance of closing of any such week-day or portion thereof, such banking institution shall post a notice in a conspicuous place in its banking room stating that on or after a day certain and until further notice given in like manner, such banking institution will remain closed on a fixed week-day or portion thereof. Concurrently with the posting of such notice, such banking institution shall cause a notice to be published once each week for two successive weeks in a newspaper of general circulation in the county in which the principal office of such bank is located, which notice shall set forth the week-day or portion thereof on which said bank will remain closed and the date when such closing becomes effec-
A certified copy of such resolution certified by the cashier or secretary of such banking institution, together with an affidavit of posting and proof of publication of the notice herein required shall be filed with the commissioner of banking.

Any fixed week-day or portion thereof on which any banking institution shall elect to close pursuant to the authority of this section shall constitute a legal holiday or partial legal holiday with respect to such banking institution and not a business day for the purposes of the law relating to negotiable instruments, and any act or contract authorized, required or permitted to be carried out or performed at, by or with respect to such banking institution may be performed on the next business day, and no liability or loss of rights on the part of any person or 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