

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1957



ENROLLED

HOUSE BILL No. 305

(By Mr. Hammon)



PASSED Feb 27 1957

In Effect 90 days from Passage



ENROLLED

House Bill No. 305

(By MR. HAMMON)

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

AN ACT to amend article three, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section seventeen, relating to forbidding employers to charge individuals a fee for medical examination, as a condition of employment.

Be it enacted by the Legislature of West Virginia:

That article three, chapter twenty-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 seventeen, to read as follows:

Section 17. *Restriction of Fees for Medical Examination*

2 *as a Condition of Employment.*—(a) The term “employer”,
3 as used in this article, shall mean and include an indi-
4 vidual, a partnership, an association, a corporation, a legal

5 representative, a trustee, receiver, trustee in bankruptcy,
6 and any common carrier by rail, motor, water, air or
7 express company doing business in or operating within
8 the state.

9 (b) The term "employee" shall mean and include every
10 person who may be permitted, required or directed by
11 any employer, as defined in section (a), in consideration
12 of direct or indirect gain or profit, to engage in any em-
13 ployment.

14 (c) It shall be unlawful for any employer, as defined
15 in section (a) to require any employee or applicant for
16 employment to pay the cost of a medical examination
17 as a condition of employment.

18 (d) Any employer who violates the provisions of this
19 article shall be liable to a penalty of not more than one
20 hundred dollars for each and every violation. It shall be
21 the duty of the commissioner of labor to enforce this
22 article.

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

E. B. Bennett
Chairman Senate Committee

H. B. Welch
Chairman House Committee

Originated in the House of Delegates

Takes effect *90 days from* passage.

Howard Meyer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Ray J. Bean
President of the Senate

W. E. Fisher
Speaker, House of Delegates

The within *approved* this the *7th*

day of *March*, 1957.

Geoff H. Underwood
Governor



Filed in the Office of the Secretary of State
of West Virginia. MAR 8-1957
D. PITT O'BRIEN
SECRETARY OF STATE