

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959



ENROLLED

*Committee Substitute For*

HOUSE BILL No. 52

(By Mr. Comm on the Judiciary)



PASSED March 13 1959

In Effect 90 days from Passage



Filed in Office of the Secretary of State  
of West Virginia MAR 20 1959

JOE F. BURDETT  
SECRETARY OF STATE

**ENROLLED**  
COMMITTEE SUBSTITUTE FOR  
**House Bill No. 52**

[Passed March 13, 1959; in effect ninety days from passage.]

AN ACT to amend and reenact section eleven, article eight, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to obscene literature, books and pictures and the penalty for sale, possession, distribution or exhibition thereof.

*Be it enacted by the Legislature of West Virginia:*

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

Section 11. *Obscene Literature, Books and Pictures;*  
2 *Penalty.*—If any person import, print, publish, sell or dis-  
3 tribute any book or other thing containing obscene lan-  
4 guage, or any print, picture, figure or description mani-  
5 festly tending to corrupt the morals of youth, or tending  
6 to corrupt the public morals, or introduce into any family,

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7 school or place of education, or buy or have in his posses-  
8 sion, any such thing, for the purpose of sale, exhibition  
9 or circulation, or with intent to introduce it into any  
10 family, school, or place of education, he shall be guilty of  
11 a misdemeanor, and, upon conviction, shall be confined  
12 in jail not more than one year and fined not exceeding  
13 one thousand dollars. Upon commission of a second or  
14 subsequent offense under this section, he shall be guilty  
15 of a felony, and upon conviction shall be confined in the  
16 penitentiary of this state for a period of not less than one  
17 nor more than five years.

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

*W. R. Gaspee Jr*  
Chairman Senate Committee

*Eudora Andrew*  
Chairman House Committee

Originated in the House of Delegates.

Takes effect *90 days from* passage.

*J. Howard Meyer*  
Clerk of the Senate

*C. A. Blankenship*  
Clerk of the House of Delegates

*Ralph J. Bean*  
President of the Senate

*H. R. Parley*  
Speaker House of Delegates

The within *approved* this the *20th* day of *March* 1959.

*W. R. Rorer*  
Governor

