WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1959

ENROLLED

SENATE BILL NO. 119
(By Mr. Martin)

PASSED Feb. 17 1959

In Effect July 1 1959

Filed in Office of the Secretary of State
of West Virginia FEB 25 1959
JOE F. BURDETT
SECRETARY OF STATE
AN ACT to repeal article twelve, chapter forty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to enact in lieu thereof a new article, designated article twelve, relating to real estate commission, brokers, salesmen, defining real estate brokers and real estate salesmen and providing for licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business, and providing penalties for violations.

Be it enacted by the Legislature of West Virginia:

That article twelve, chapter forty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended,
be repealed and that a new article twelve in lieu thereof be enacted to read as follows:

**Article 12. Real Estate Commission, Brokers and Salesmen.**

Section 1. *To be Known as the Real Estate Brokers License Act.*—This act shall be known, and may be cited, as the real estate brokers license act of one thousand ninety-four. For a fee, commission or other valuable consideration or who with the intention or expectation of receiving or collecting the same, lists, sells, purchases,
exchanges, rents, manages, leases or auctions any real
estate or the improvements thereon, including options, or
who negotiates or attempts to negotiate any such activity;
or who advertises or holds himself, itself or themselves
out as engaged in such activities; or who directs or assists
in the procuring of a purchaser or prospect calculated or
intended to result in a real estate transaction. The term
"real estate broker" shall also include any person, part-
nership, association or corporation employed by or on
behalf of the owner or owners of lots, or other parcels of
real estate, at a stated salary or upon a fee, commission
or otherwise to sell such real estate, or any parts thereof,
in lots or other parcels, and who shall sell, manage, ex-
change, lease, offer, attempt or agree to negotiate the
sale, exchange or lease of any such lot or parcel of real
estate.

(a) The term "real estate" as used in this act shall in-
clude leaseholds as well as any and every interest or
estate in land, whether corporeal or incorporeal, freehold
or nonfreehold, and whether said property is situated in
this state or elsewhere.
(b) One act in consideration of or with the expectation or intention of or upon the promise of receiving compensation by fee, commission or otherwise, in the performance of any act or activity contained in section two of this act, shall constitute such persons, partnerships, association or corporation, a real estate broker and make him, them or it subject to the provisions and requirements of this act.

(c) The term "real estate salesman" shall mean and include any person employed or engaged by or on behalf of a licensed real estate broker to do or deal in any activity as included in section two of this act, for compensation or otherwise.

(d) Neither the term "real estate broker" nor "real estate salesman" shall be held to include any person, partnership, association or corporation, who, as a bona fide owner or lessor, shall perform any aforesaid act.

(1) With reference to property owned or leased by them or to the regular employees thereof, where such acts are performed in the regular course of or as an incident
to the management of, such property and the investment therein;

(2) Nor shall this act be construed to include attorneys at law;

(3) Nor any person holding in good faith a duly executed power of attorney from the owner authorizing the final consummation and execution for the sale, purchase, leasing or exchange of real estate;

(4) Nor to the acts of any person while acting as a receiver, trustee, administrator, executor, guardian, or under the order of any court or while acting under authority of a deed of trust or will;

(5) Nor shall this act apply to public officers while performing their duties as such.

Sec. 3. Commission Membership; Term of Office; Vacancies.—There shall be a commission known as the “West Virginia Real Estate Commission”, which commission shall be a corporation and as such may sue and be sued, may contract and be contracted with and shall have a common seal. The commission shall consist of three persons to be appointed by the governor by and with the ad-
vice and consent of the senate. Two of such appointees each shall have been a resident and a citizen of this state for at least six years prior to his or her appointment and whose vocation for at least ten years shall have been that of a real estate broker or real estate salesman and the third shall be a representative of the public generally. Members in office on the date this section becomes effective shall continue in office until their respective terms expire. The term of the members of said commission shall be for four years and until their successors are appointed and qualify. No more than two members of such commission shall belong to the same political party. No member shall be a candidate for or hold any other public office or be a member of any political committee while acting as such commissioner. In case any commissioner be a candidate for or hold any other public office or be a member of any political committee, his office as such commissioner shall ipso facto be vacated. Members to fill vacancies shall be appointed by the governor for the unexpired term. No member may be removed from office by the governor except for official misconduct, incompetency, neglect of duty,
29 gross immorality or other good cause shown and then only
30 in the manner prescribed by law for the removal by the
31 governor of state elective offices. The governor shall desig-
32 nate one member of the commission as the chairman there-
33 of and the members shall choose one of the members
34 thereof as secretary. Two members of the commission
35 shall constitute a quorum for the conduct of official busi-
36 ness.
37 (a) The commission shall do all things necessary and
38 convenient for carrying into effect the provisions of this
39 act and may from time to time promulgate reasonable,
40 fair and impartial rules and regulations. Each member of
41 the commission shall receive as full compensation for his
42 services the sum of twenty dollars per day for each full
43 day actually spent on the work of the commission and his
44 actual and necessary expenses incurred in the perform-
45 ance of duties pertaining to his office.
46 (b) The commission shall employ an executive secre-
47 tary and such clerks, investigators and assistants as it shall
48 deem necessary to discharge the duties imposed by the
49 provisions of this act and to effect its purposes and the
commission shall determine the duties and fix the com-
pensation of such executive secretary, clerks, investigators
and assistants, subject to the general laws of the state.

(c) The commission shall adopt a seal by which it shall
authenticate its proceedings. Copies of all records and pa-
pers in the office of the commission, duly certified and
authenticated by the seal of said commission, shall be re-
ceived in evidence in all courts equally and with like effect
as the original. All records kept in the office of the com-
mission under authority of the act shall be open to public
inspection under reasonable rules and regulations as shall
be prescribed by the commission.

Sec. 4. Qualifications for License.—Licenses shall be
granted only to persons who are trustworthy, of good
character and competent to transact the business of a real
estate broker or real estate salesman in such manner as
to safeguard the interests of the public. Every applicant
for a license as a real estate broker shall be of the age of
twenty-one years or over, a citizen of the United States
and shall have served a bona fide apprenticeship as a li-
censed real estate salesman for two years or shall produce
to the real estate commission satisfactory evidence of real
estate experience. No broker's license shall be issued to a
partnership, association or corporation unless each mem-
ber or officer thereof who will actively engage in the real
estate business be licensed as a real estate salesman when
and after said broker shall have been granted a broker's
license.

Sec. 5. Application for License.—Every applicant for a
real estate broker's license shall apply therefor in writing
upon blanks prepared by the commission which shall con-
tain such data and information as the commission shall
require.

(a) Such application for broker's license shall be ac-
accompanied by the recommendation of at least two citizens
who are property owners at the time of signing said appli-
cation and have been property owners for at least twelve
months preceding such application, who have known the
applicant for two years and are not related to the appli-
cant, certifying that the applicant bears a good reputation
for honesty and trustworthiness, and recommending that
a license be granted to the applicant.
Every applicant for a salesman's license shall apply therefor in writing upon blanks prepared by the commission which shall contain such data and information as the commission may require. The application shall be accompanied by a sworn statement by the broker in whose employ the applicant desires to enter, certifying that, in his opinion, the applicant is honest and trustworthy, and recommending the license be granted to the applicant.

Sec. 6. Nonresident Reciprocity.—A nonresident of this state may become a real estate broker by conforming to all the provisions of this act, except that such nonresident broker regularly engaged in the real estate business as a vocation and who maintains a definite place of business and is licensed in some other state, which offers the same privileges to the licensed brokers of this state, shall not be required to maintain a place of business in this state. The commission shall recognize the license issued to a real estate broker or salesman by another state as satisfactorily qualifying him for license as a broker or salesman: Provided, That said nonresident broker or salesman has qualified for license in his own state by written examination.
and also that said other state permits license to be issued
to licensed brokers or salesmen in this state without ex-
amination. Every nonresident applicant shall file an ir-
revocable written consent that suits and actions may be
commenced against such applicant in the proper court of
any county of the state in which a cause of action growing
out of a real estate transaction may arise, in which the
plaintiff may reside, by the service of any process or plead-
ing authorized by the laws of this state, on any member of
the commission, or the executive secretary, said consent
stipulating and agreeing that such service of such process
or pleading shall be taken and held in all courts to be as
valid and binding as if due service had been made upon
said applicant in this state. Said consent shall be duly ac-
knowledged and if made by a corporation shall be authen-
ticated by the seal of such corporation. Any service of pro-
cess or pleading shall be by duplicate copies, one of which
shall be filed in the office of the commission and the other
immediately forwarded by registered mail to the last
known main office of the applicant against whom said
process or pleading is directed, and no default in any such
proceeding or action shall be taken except upon certification of the commission or the executive secretary that a copy of said process or pleading was mailed to the defendant as herein required, and no judgment by default shall be taken in any such action or proceeding until after twenty days from the date of mailing of such process or pleading to the nonresident defendant.

(a) Before a license as a real estate broker shall be issued to any person who does not have his principal place of business in the state of West Virginia, he shall file with the commission a bond in the penalty of two thousand dollars, in form and with security to be approved by the commission and conditioned so as to be for the benefit of and to indemnify any person in the state who may have any cause of action against the principal.

(b) Before a license as a real estate salesman shall be issued to any person who is not a bona fide resident of this state, whether he be an employee of a resident or a non-resident real estate broker, such applicant shall file with the commission a bond such as is herein required to be filed by a nonresident broker.
Sec. 7. Written Examination.—In addition to proof of honesty, trustworthiness, good character and good reputation of any applicant for a license, the applicant shall submit to a written examination to be conducted by the commission which shall include reading, writing, spelling, elementary arithmetic, a general knowledge of the statutes of this state relating to real property, deeds, mortgages, agreements of sale, agency contract, leases, ethics, appraisals and the provisions of this act: Provided, however, that any person who has been actively engaged in the real estate business as a real estate broker or real estate salesman within the year preceding the effective date of this act and is thus engaged in this state at the time this act goes into effect, may secure a license as a real estate broker or a salesman without an examination: Provided further, that such person shall make application to the commission for registration within ninety days after the effective date of this act. The examination for a broker’s license shall differ from the examination for a salesman’s license in that it shall be of a more exacting nature and require higher standards of knowledge of real
The commission shall conduct examinations at such times and places as it shall determine.

(a) In event the license of any real estate broker or salesman shall be revoked by the commission, subsequent to the enactment of this act, no new license shall be issued to such person unless he complies with the provisions of this act.

(b) No person shall be permitted or authorized to act as a real estate broker until he has qualified by examination, except as hereinbefore provided. Any individual who fails to pass the examination upon two occasions shall be ineligible for a similar examination until after the expiration of one full year from the time such individual took the last examination and then only upon making application as in the first instance.

(c) If the applicant is a partnership, association or corporation said examination shall be submitted to on behalf of said partnership, association or corporation by the member or officer thereof who is designated in the application as the person to receive a license by virtue of
the issuing of a license to the partnership, association or corporation.

(d) Upon satisfactorily passing such examination and upon complying with all other provisions of law and conditions of this act a license shall thereupon be issued to the successful applicant and upon receiving such license is authorized to conduct the business of a real estate broker or real estate salesman in this state.

Sec. 8. Place of Business.—Every person, partnership, association or corporation licensed as a real estate broker shall be required to have and maintain a definite place of business within this state, which shall be a room or rooms used for the transaction of the real estate business, or such business and any allied business. The certificate of registration as broker and the certificate of each real estate salesman employed by such broker shall be prominently displayed in said office. The said place of business shall be designated in the license, and no license issued under the authority of this act shall authorize the licensee to transact business at any other address. In case of removal from the designated address, the licensee shall
make application to the commission before said removal or within ten days after said removal, designating the new location of such office, whereupon the commission shall forthwith issue a new license for the new location for the unexpired period, if said new location is satisfactory, upon return to the commission of the license previously issued.

(a) Each and every branch office owned or operated by a duly licensed broker shall be supervised and operated by a licensed broker or licensed salesman.

(b) All licenses issued to real estate salesmen shall designate the employer of such salesman. Prompt notice in writing, within ten days, shall be given to the commission by any real estate salesman of a change of employer, and of the licensed broker into whose employ the salesman is about to enter, and a new license shall thereupon be issued by the commission to such salesman for the unexpired term of the original license, upon return to the commission of the license previously issued. The change of employer or employment by any licensed real estate salesman, without notice to the commission, as aforesaid, shall automatically cancel the license to him theretofore
issued. Upon termination of a salesman's employment, the broker employer shall forthwith return the salesman's license to the commission for cancellation. It shall be unlawful for any real estate salesman to perform any of the acts contemplated by this act either directly or indirectly after his employment has been terminated and license as a salesman has been returned for cancellation until said license has been reissued by the commission.

Sec. 9. License Fee.—The original fee and annual renewal fee for each real estate broker's license shall be fifty dollars if such licensee's place of business is located in a city having a population of seventy-five hundred or more. The original fee and annual renewal fee for each real estate broker's license shall be ten dollars if such licensee's place of business is located in a town having a population of less than seventy-five hundred. The original fee and annual renewal fee for each real estate salesman's license shall be twenty-five dollars if such licensee's place of business is located in a city having a population of seventy-five hundred or more. The original fee and annual renewal fee for each real estate salesman's license shall be twenty-five dollars if such licensee's place of business is located in a city having
license shall be five dollars if such licensee's place of business is located in a town having a population of less than seventy-five hundred.

If any applicant for a real estate broker's or salesman's license shall fail to pass the required examination, he may be eligible to take the next or succeeding examination without payment of an additional fee.

(1) It shall be the duty of all persons licensed who practice as a real estate broker or salesman to register annually with the commission and to pay for each such annual registration the fees set forth above. Said application for renewal of real estate broker's license shall be made to the commission annually no later than June thirtieth of each succeeding year.

(2) For each additional office or place of business an additional annual fee of five dollars shall be collected.

(3) For each change of office or place of business, an additional fee of one dollar shall be collected.

(4) For each duplicate or transfer of salesman's license, an additional fee of one dollar shall be collected.
(5) For each duplicate license where the original license is lost or destroyed and affidavit made thereof, a fee of two dollars shall be collected.

Sec. 10. Real Estate License Fund.—All fees charged and collected under this act shall be paid by the executive secretary at least once a month into the treasury of the state to credit of a fund to be known as the “real estate license fund”, which is hereby created. All moneys which shall be paid into the state treasury and credited to the “real estate license fund” are hereby appropriated to the use of the commission in carrying out the provisions of the act, including the payment of salaries and expenses and the printing of an annual directory of licensees and for educational purposes.

(a) The amount paid to or expended by the commission shall not exceed the revenues derived under the provisions of this article as hereinbefore provided.

Sec. 11. Grounds for Refusal, Suspension, or Revocation of License.—The Commission may upon its own motion, and shall, upon the verified complaint in writing of any person setting forth a cause of action under this section,
ascertain the facts and if warranted hold a hearing for the
suspension or revocation of a license. The commission
shall have full power to refuse a license for reasonable
cause or to revoke or suspend a license where it has been
obtained by false or fraudulent representation, or where
the licensee in performing or attempting to perform any
of the acts mentioned herein, is deemed to be guilty of:
(1) Making any substantial misrepresentation, or
(2) Making any false promises or representations of
a character likely to influence, persuade, or induce, or
(3) Pursuing a continued or flagrant course of mis-
representation, or making of false promises or representa-
tions through agents or salesmen or any medium of ad-
vertising or otherwise, or
(4) Any misleading or untruthful advertising, includ-
ing the unauthorized use of the term "realtor" by one not
a member of the national association of real estate boards,
or using any other trade name or insignia of membership
in any real estate organization, of which the licensee is not
a member, or
(5) Acting for more than one party in a transaction
without the knowledge of all parties for whom he acts, or

(6) Failing, within a reasonable time, to account for or to remit any moneys coming into his possession which belong to others, or commingling of moneys belonging to others with his own funds, or

(7) Conviction in a court of competent jurisdiction of this or any other state of forgery, embezzlement, obtaining money under false pretense, extortion, conspiracy to defraud or other like offense or offenses, or

(8) Of displaying a "for sale" or "for rent" sign on any property without an agency therefor or without the owner's consent, or

(9) Of failing to furnish voluntarily copies of all listing and agreement of sale contracts to all parties executing the same, or

(10) Paying or receiving any rebate, profit, compensation, or commission from any person other than his principal, or

(11) Inducing any party to a contract, sale, or lease to break such contract for the purpose of substituting in lieu
thereof a new contract, where such substitution is motivated by the personal gain of the licensee, or

(12) Accepting a commission or valuable consideration as a real estate salesman for the performance of any of the acts specified in this act, from any person, except his employer, who must be a licensed real estate broker, or

(13) Any act or conduct, whether of the same or a different character than hereinabove specified, which constitutes or demonstrates bad faith, incompetency or untrustworthiness, or dishonest, fraudulent, or improper dealing.

(14) Paid a commission or valuable consideration to any persons for acts or services performed in violation of this act.

(15) The unlawful or unauthorized practice of law as defined by the supreme court of appeals of West Virginia.

(16) Procuring an attorney for any customer or soliciting legal business for any attorney at law.

Sec. 12. Hearings.—Upon complaint initiated by the commission or filed with it, the licensee shall be given fifteen days notice of hearing upon the charges filed, to-
gather with a copy of the complaint. This applicant or licensee shall have an opportunity to be heard thereon in person, to offer testimony in his behalf and to examine the witnesses appearing in connection with the complaint. At such hearings, all witnesses shall be sworn by a member of the commission or the executive secretary, and stenographic notes of the proceedings shall be taken and filed as a part of the record in the case. Any party to the proceedings desiring it shall be furnished with a copy of such stenographic notes, upon payment to the commission of such fees as it shall prescribe, not exceeding, however, twenty-five cents per one hundred words. The commission shall render a decision on any complaint and shall immediately notify the parties to the proceedings in writing of its ruling, order, or decision.

Sec. 13. Appeal.—Any applicant or licensee, or person aggrieved, shall have the right of appeal from any adverse ruling, order, or decision of the commission to the circuit court of the county where the hearing was held, within thirty days from the service of notice of the action of the commission upon the parties in interest.
(a) Notice of appeal shall be filed in the office of the clerk of the circuit court wherein the hearing was held, who shall issue a writ of certiorari directed to the commission, commanding it, within ten days after service thereof, to certify to such court, its entire record in the matter in which the appeal has been taken. The appeal shall thereupon be heard, in due course, by said court, which shall review the record and make its determination of the cause between the parties.

(b) Any order, rule, or decision of the commission shall not take effect until after the time for appeal to said court shall have expired. In event an appeal is taken by a licensee or applicant, such an appeal shall act as a supersedeas and the court shall dispose of said appeal and enter its decision promptly.

(c) Any person taking an appeal shall post a satisfactory bond in the amount of two hundred dollars for the payment of any costs which may be adjudged against him.

(d) Appeal may be taken from the Circuit Court to the Supreme Court of Appeals by manner prescribed by law.
Sec. 14. **Real Estate Courses.**—The commission is hereby authorized to conduct or hold or to assist in conducting or holding real estate courses or institutes and to incur and pay the necessary expenses in connection therewith, which courses or institutes shall be open to any licensee without any charge or fee.

(a) The commission is hereby authorized to assist libraries, real estate institutes and foundations with financial aid or otherwise, in providing texts, sponsoring studies, surveys and programs for the benefit of real estate and the elevation of the real estate business.

Sec. 15. **Executive Secretary's Bond.**—The executive secretary appointed by the commission shall give bond in such sum with such surety as the commission may direct and approve.

Sec. 16. **Penalties for Violation.**—Any person violating a provision of this act shall, upon conviction of a first violation thereof, if a person, be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment for a term not to exceed ninety days or both; and if a corporation, be pun-
Enr. S. B. No. 119] 26

ished by a fine of not more than one thousand dollars.

Upon conviction of a second or subsequent violation, if a person, shall be punished by a fine of not less than five hundred dollars nor more than one thousand dollars, or by imprisonment for a term not to exceed one year, or both; if a corporation, be punished by a fine of not less than two thousand dollars nor more than five thousand dollars. Any officer or agent of a corporation, or any member or agent of a partnership or association, shall be subject to the penalties herein prescribed for individuals.

Sec. 17. Actions for Commission.—No person, partnership, association or corporation shall bring or maintain an action in any court of this state for the recovery of a commission, a fee, or compensation for any act done or service rendered, the doing or rendering of which is prohibited under the provisions of this act to other than licensed real estate brokers, unless such person was duly licensed hereunder as a real estate broker at the time of the doing of such act or the rendering of such service.

(a) No real estate salesman shall have the right to institute suit in his own name for the recovery of a fee,
commission, or compensation for the services as a real
estate salesman, but any such action shall be instituted
and brought by the broker employing such salesman:
Provided, however, That a real estate salesman shall have
the right to institute suit in his own name for the re-
cov ery of a fee, commission or compensation for services
as a real estate salesman due him from the broker by
whom he is employed.
(b) The revocation of a broker's license shall auto-
matically suspend every real estate salesman's license
granted to any person by virtue of his employment by the
broker whose license has been revoked, pending a change
of employer and the issuance of a new license. Such new
license shall be issued without charge, if granted during
the same year in which the original license was granted.
(c) A broker or salesman who obtains a listing shall,
at the time of securing such listing, give the person or
persons signing such listing a true, legible copy thereof.
Every listing agreement, exclusive or nonexclusive, shall
have set forth in its terms a definite expiration date; it
shall contain no provision requiring the party signing
such listing to notify the broker of his intention to cancel
such listing after such definite expiration date; however,
an exclusive listing agreement may provide that upon the
expiration of the exclusive feature the listing shall con-
tinue to a definite expiration date as a nonexclusive list-
ing only.
(d) A broker or salesman shall promptly tender to the
seller every written offer to purchase obtained on the
property involved and, upon obtaining a proper accept-
ance of the offer to purchase, shall promptly deliver true
executed copies of same, signed by the seller and pur-
chaser, to both purchaser and seller; all brokers and sales-
men shall make certain that all of the terms and condi-
tions of the real estate transaction are included in such
offer to purchase.

Sec. 18. Trust Fund Account.—Every person, partner-
ship or corporation holding a broker license under pro-
visions of the real estate license law who does not imme-
diately place all funds entrusted to him by his principal
or others in a neutral escrow depository or in the hands
of principals, shall maintain a trust fund account with
some bank or recognized depository and place all such en-
trusted funds therein upon receipt.

Said trust fund account shall designate him as trustee
and all such trust fund accounts must provide for with-
drawal of the funds without previous notice.

Every broker required to maintain such trust fund ac-
count shall keep records of all funds deposited therein,
which records shall clearly indicate the date and from
whom he received the money, date deposited, date of with-
drawals, and other pertinent information concerning the
transaction, and shall clearly show for whose account the
money is deposited and to whom the money belongs.

All such records and funds shall be subject to inspection
by the commission.

Sec. 19. Rules and Regulations.—The commission may
act by a majority of the members thereof, and authority
is hereby given to the commission to adopt, fix, and estab-
lish all reasonable, fair and impartial rules and regulations
in its opinion necessary for the conduct of its business, the
holding of hearings before it, and otherwise generally for
the enforcement and administration of provisions of this act.

Sec. 20. Rights to Examine Books.—The commission shall have a right to examine the books and records relating to the real estate business of a broker, if that broker is charged in a complaint of any violation of this act. Examination of broker's books and records shall not extend beyond the specific violation as charged in the complaint.

Sec. 21. Unconstitutionality; Severance.—If any section, sub-section, clause, phrase, or requirement of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, or phrase and requirement thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, or requirements be declared unconstitutional.

Sec. 22. Repeal.—All acts or parts of acts, including licensing acts, inconsistent with this act are hereby repealed. But nothing herein contained shall affect any right that municipalities may now or hereafter have to tax, li-
cense, or regulate persons engaged in the real estate busi-
ness.

Sec. 23. Saving Clause.—All licenses issued either to a
real estate broker or real estate salesman preceding the ef-
fective date of this act, shall be valid until June thirtieth,
one thousand nine hundred fifty-nine, in absence of any
reason appearing to the commission to cancel and with-
draw any license issued by it, for violation of any provi-
sions of this act.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect July 1, 1959, passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 25th day of February, 1959.

Governor