

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959

ENROLLED

SENATE BILL NO. 261

(By Mr. MARTIN)

PASSED March 11, 1959

In Effect 90 days from Passage



Filed in Office of the Secretary of State
of West Virginia MAR 19 1959
JOE F. BURDETT
SECRETARY OF STATE

ENROLLED

Senate Bill No. 261

(By MR. MARTIN)

[Passed March 11, 1959; in effect ninety days from passage.]

AN ACT to amend chapter fifty-five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article designated article two-a, providing for periods of limitation on claims arising outside the state.

Be it enacted by the Legislature of West Virginia:

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

Article 2-A. Limitation on Foreign Claims.

Section 1. *Definition.*—As used in this article, “claim”

2 means any right of action which may be asserted in a
3 civil action or proceeding and includes, but is not limited
4 to, a right of action created by statute.

Sec. 2. *Period.*—The period of limitation applicable to
2 a claim accruing outside of this state shall be either that
3 prescribed by the law of the place where the claim ac-
4 crued or by the law of this state, whichever bars the
5 claim.

Sec. 3. *Applicability.*—The periods of limitation pre-
2 scribed in this article apply only to a claim upon which
3 action is commenced more than one year after the effec-
4 tive date of this article.

Sec. 4. *Construction.*—This article shall be so construed
2 as to effectuate its general purpose to make uniform the
3 law of those states which enact it.

Sec. 5. *Citation.*—This article may be cited as the “Uni-
2 form Statute of Limitations on Foreign Claims Act.”

Sec. 6. *Repeal.*—All laws and parts of laws inconsistent
2 herewith are hereby repealed one year after the effective
3 date of this article.

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

W. Japer
Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the Senate.

Takes effect *90 days from* passage.

J. Howard Moyer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Ralph J. Bean
President of the Senate

F. R. Pauley
Speaker House of Delegates

The within *approved* this the *18th* day of *March*, 1959.

Earl H. Underwood
Governor

