WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1961

ENROLLED
SENATE BILL NO. 133
(By Mr. )

PASSED
February 29, 1961
In Effect
March 1, 1961

Filed in Office of the Secretary of State
of West Virginia
March 1, 1961
JOE F. BURDETT
SECRETARY OF STATE
AN ACT to amend article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section designated section twenty-four-a, relating to obtaining goods, property or service by false or fraudulent use of credit cards or other false or fraudulent means, and providing penalties therefor.

Be it enacted by the Legislature of West Virginia:

That article three, chapter sixty-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-four-a, to read as follows:
Section 24-a. Obtaining or Attempting to Obtain Goods, Property or Service by False or Fraudulent Use of Credit Cards or Other False or Fraudulent Means, and Providing Penalties Therefor.—It shall be unlawful for any person knowingly to obtain or attempt to obtain credit, or to purchase or attempt to purchase any goods, property or service, by the use of any false, fictitious or counterfeit credit card, telephone number, credit number or other credit device, or by the use of any credit card, telephone number, credit number or other credit device of another beyond or without the authority of the person to whom such card, number or device was issued, or by the use of any credit card, telephone number, credit number or other credit device in any case where such card, number or device has been revoked and notice of revocation has been given to the person to whom issued.

It shall be unlawful for any person knowingly to obtain or attempt to obtain, by the use of any fraudulent scheme, device, means or method, telephone or telegraph service or the transmission of a message, signal or other communication by telephone or telegraph, or over telephone
or telegraph facilities with intent to avoid payment of 
charges therefor.

The word "notice" as used in the first paragraph of this 
section shall be construed to include either notice given in 
person or notice given in writing to the person to whom 
the number, card or device was issued. The sending of a 
notice in writing by registered or certified mail in the 
United States mail, duly stamped and addressed to such 
person at his last known address, shall be prima facie evi-
dence that such notice was duly received.

Any person who violates any provision of this section 
is guilty of a misdemeanor and upon conviction shall be 
punished by a fine of not less than fifty dollars nor more 
than five hundred dollars or imprisonment for not more 
than one year, or by both such fine and imprisonment.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the first
day of March, 1961.

[Signature]
Governor