WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1961

ENROLLED

SENATE BILL NO. 168
(By Mr.

PASSED February 27th, 1961
In Effect ninety days from Passage

Filed in Office of the Secretary of State of West Virginia March 8, 1961
JOE F. BURGOTT
SECRETARY OF STATE
ENROLLED

Senate Bill No. 168
(By Mr. Davis and Mr. Carrigan)

[Passed February 27, 1961; in effect ninety days from passage.]

AN ACT to amend and reenact section eight-a, article eight, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the reproduction of checks and other banking records, the use as evidence thereof, and the destruction thereof.

Be it enacted by the Legislature of West Virginia:

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

Section 8-a. Reproduction of Checks and other Banking Records; Introduction into Evidence Thereof; Destruction Thereof.—Any banking institution transacting business in
this state may cause to be copied or reproduced by any photographic, photostatic, micro-photographic or other miniature photographic process, all or any number of its checks, and all or any part of its documents, books, records, correspondence and all other instruments, papers and writings, in any manner relating to the operation of its business, other than its notes, bonds, mortgages and other securities and investments, and may substitute such copies or reproductions either in positive or negative form for the original thereof. Thereafter, such copy or reproduction, in the form of a positive print thereof, shall be deemed for all purposes to be an original counterpart of and shall have the same force and effect as the original thereof and shall be admissible in evidence in all courts and administrative agencies in this state, to the same extent, and for the same purposes as the original thereof, and the banking institution may destroy or otherwise dispose of the original: Provided, however, That every banking institution shall retain either the originals or such copies or reproductions of its records of final entry, in-
tickets for deposits made, for a period of at least six years
from the date of the last entry on such books or the date
of making of such deposit tickets and card records, or, in
the case of a banking institution exercising trust or fiduci-
ary powers, until the expiration of six years from the date
of termination of any trust or fiduciary relationship by the
allowance of a final accounting, release, court decree or
other proper means of termination.

All circumstances surrounding the making or issuance
of such checks, documents, books, records, correspondence
and other instruments, papers or writings, or the photo-
graphic, photostatic or micro-photographic copies or re-
productions thereof, when the same are offered in evi-
dence, may be shown to affect the weight but not the ad-
missibility thereof.

Any device used to copy or reproduce such documents
and records shall be one which correctly and accurately
reproduces the original thereof in all details and film used
therein shall be of durable material.
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 ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

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

Governor