WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1961

ENROLLED
SENATE BILL NO. 55
(By Mr. )

PASSED March 11th, 1961
In Effect from Passage

Filed in Office of the Secretary of State of West Virginia MAR 17 1961
JOE F. BURDETT
SECRETARY OF STATE
AN ACT to amend and reenact sections eighteen and twenty-one, article five, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the compensation of local registrars and fees to be paid state registrar for certified copy of a birth or death record.

Be it enacted by the Legislature of West Virginia:

That sections eighteen and twenty-one, article five, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 18. Compensation of Local Registrars.—Each local registrar shall be paid the sum of one dollar for each
birth certificate and each death certificate properly and
completely made out and registered with him, and cor-
rectly recorded and promptly returned by him to the state
registrar, as required by this article. And in case no births
nor deaths were registered during any month, the local
registrar shall be entitled to be paid the sum of one dollar
for each report to that effect, but only if such reports be
made promptly as required by this article. The state regis-
trar shall annually certify to the county courts of the sev-
eral counties the number of births and deaths properly
registered, with the names of the local registrars and the
amounts due each at the rates fixed herein. All amounts
payable to a local registrar under the provisions of this
section shall be paid by the treasurer of the county in
which the registration district is located, upon the order
of the county court of such county issued upon such certi-
fication by the state registrar.

Sec. 21. Certified Copies from Birth and Death Records;

Fees.—The state registrar shall, upon request, supply to
any applicant a certified copy of the record of any birth or
death registered under the provisions of this article:
Provided, however, That when a request is made for a birth certificate of any person who has been legally adopted, the state registrar shall, upon special request therefor, issue in lieu of a certified copy of the original record a special birth certificate showing only (a) the name of the proposed adopted person as changed by the decree of adoption, if changed, without any indication that the child was other than natural born to the adopting parent or parents; (b) the date and place of birth, if known; and (c) the names of the adopting parent or parents. Such special certificate shall be accepted by all school authorities as evidence of the child's age for all purposes connected with employment of school attendance. For the making and certification of each certified copy of the record of any birth, death or of any special birth certificate, the state registrar shall be entitled to a fee of one dollar to be paid by the applicant. Such copy shall not state that any child was either legitimate or illegitimate. Any such copy of the record of a birth or death, or such special birth certificate, when properly certified by the state registrar, shall be prima facie evidence,
in all courts and places, of the facts therein stated. For any
search of the files and records when no certified copy is
made, the state registrar shall be entitled to a fee of one
dollar for each hour or fractional part of an hour of time
of search, said fee to be paid by the applicant. The state
registrar shall keep a true and correct account of all fees
by him received under the provisions of this article and
turn the same over to the state treasurer: Provided, That
the state registrar shall, upon request of any parent or
guardian, supply without fee a certificate limited to a
statement as to the date of birth of any child when the
same shall be necessary for admission to school, or for the
purpose of securing employment: Provided further, That
the United States bureau of census may obtain, without
expense to the state, transcripts or certified copies of births
and deaths without payment of the fees herein prescribed:
And Provided further, That the state registrar may fur-
nish certified copies of birth and death records to the state
welfare department, to county welfare departments and
to organized charities, free of charge, when such certifi-
cates are needed in presenting claims to the federal gov-
ernment, or to the West Virginia relief compensation de-
partment, and an accurate record shall be made of all such
certificates so furnished.
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 17th day of March, 1961.

Governor

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JOE F. BURDETT SECRETARY OF STATE