

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963



ENROLLED

HOUSE BILL No. 208

(By Mr. Mc Coy)



PASSED March 4 1963

In Effect Ninety Days from Passage



Filed in Office of the Secretary of State  
of West Virginia 3-11-63

JOE F. BURDETT  
SECRETARY OF STATE

#208

**ENROLLED**  
**House Bill No. 208**

(By MR. MCCOY)

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[Passed March 1, 1963; in effect ninety days from passage.]

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AN ACT to amend and reenact section fifteen, article ten, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to pecuniary interest of county and district officers, and providing penalties.

*Be it enacted by the Legislature of West Virginia:*

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

**Article 10. Crimes Against Public Policy.**

**Section 15. Pecuniary Interest of County and District  
2 Officers, Teachers and School Officials in Contracts; Ex-  
3 ception; Offering or Giving Compensation; Penalties.—**

4 It shall be unlawful for any member of a county court,  
5 overseer of the poor, district school officer, secretary of a  
6 board of education, supervisor or superintendent, prin-  
7 cipal or teacher of public schools, or any member of any  
8 other county or district board, or for any county or  
9 district officer to be or become pecuniarily interested,  
10 directly or indirectly, in the proceeds of any contract or  
11 service, or ~~inf~~<sup>+</sup> furnishing any supplies in the contract  
12 for, or the awarding or letting of, which as such mem-  
13 ber, officer, secretary, supervisor, superintendent, princi-  
14 pal, or teacher, he may have any voice, influence or con-  
15 trol: *Provided, however,* That nothing herein shall be  
16 construed to prevent or make unlawful the employment  
17 of the spouse of any such member, officer, secretary,  
18 supervisor, superintendent, principal or teacher as prin-  
19 cipal or teacher in the public schools of any county,  
20 nor to prevent or make unlawful the employment by any  
21 joint county and circuit clerk of his or her spouse. Any  
22 person or officer named who shall violate any of the  
23 foregoing provisions of this section shall be guilty of a  
24 misdemeanor, and, upon conviction thereof, be fined not  
25 less than fifty nor more than five hundred dollars, and

*Revised  
11/1/19  
D.S.*

26 may, in the discretion of the court, be imprisoned for a  
27 period not to exceed one year. In addition to the fore-  
28 going penalties, any such officer shall be removed from  
29 his office and the certificate or certificates of any teacher,  
30 principal, supervisor or superintendent who violates any  
31 provision of this section shall upon conviction thereof,  
32 be revoked immediately. Any person, firm or corpora-  
33 tion that offers or gives any compensation whatever to  
34 any of the officers or persons hereinbefore named or to  
35 any other person with the intent to secure the influence,  
36 support or vote of such officer or person for any contract,  
37 service, award or other matter as to which any county  
38 or school district shall become the paymaster, shall be  
39 guilty of a misdemeanor, and, upon conviction thereof,  
40 be fined not less than five hundred, nor more than twenty-  
41 five hundred dollars, and, at the discretion of the court,  
42 such person or any member of such firm, or, if it be a cor-  
43 poration, any agent or officer thereof, so offering or giving  
44 such compensation, may, in addition to such fine, be im-  
45 prisoned for a period not to exceed one year.

46 The provisions of this section shall not apply to publica-  
47 tions in newspapers required to be made by law.

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

*O. Roy Parker*

Chairman Senate Committee

*Ethel L. Caudall*

Chairman House Committee

Originated in the House.

Takes effect twenty days from passage.

*Howard Meyer*

Clerk of the Senate

*CAB Cookenship*

Clerk of the House of Delegates

*Howard W. Barron*

President of the Senate

*Julius W. Singleton Jr.*

Speaker House of Delegates

The within approved this the 11<sup>th</sup>  
day of March, 1963.

*Howard W. Barron*

Governor

