

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963

ENROLLED

SENATE BILL NO. 196

(By Mr. Miller)

PASSED Feb. 22 1963

In Effect From Passage



Filed in Office of the Secretary of State
of West Virginia **MAR 4 1963**
JOE F. BURDETT
SECRETARY OF STATE

196

ENROLLED
Senate Bill No. 196
(By MR. MILLER)

[Passed February 22, 1963; in effect from passage.]

AN ACT to amend article seven, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section nine, relating to payment of money out of municipal treasuries.

Be it enacted by the Legislature of West Virginia:

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

Section 9. Payment of Money Out of Municipal Treas-
2 ury; Signing of Orders by Mechanical or Electrical De-
3 vices; Forgery; Penalty.—No money shall be paid out of

4 any municipal treasury except upon an order duly signed
5 by the municipal officers authorized to sign such order:
6 *Provided*, That such signatures may be made by means
7 of such mechanical or electrical device as the municipal
8 governing body may select. Such mechanical or electrical
9 device for the making of such signatures shall be safely
10 kept in the office of the municipal clerk so that no one
11 shall have access thereto except the municipal officers
12 authorized to sign such orders, the municipal clerk and
13 such of their respective employees as may be authorized
14 to have access thereto.

15 If the municipal officer or officers charged with the
16 responsibility of keeping the aforementioned mechani-
17 cal or electrical device wilfully or by neglect permit or
18 make it possible for an unauthorized person to sign the
19 name of any municipal officer authorized to sign such
20 order by the use of any such mechanical or electrical
21 device upon any warrant, order or check, such municipi-
22 pal officer or officers shall be personally liable, jointly and
23 severally, for the amount of any loss resulting to the
24 municipality.

25 If any person other than the persons authorized so to
26 do shall sign the name of any municipal officer authorized
27 to sign such order by the use of any such mechanical or
28 electrical device, or otherwise, upon any warrant, order
29 or check, he shall be guilty of forgery; and if any person
30 shall utter or attempt to employ as true such forged war-
31 rant, order or check, knowing the same to be forged, he
32 shall be guilty of a felony and, upon conviction, shall be
33 confined in the penitentiary not less than two nor more
34 than ten years.

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 Senate.

Takes effect From passage.

Howard Myers
Clerk of the Senate

Blankenship
Clerk of the House of Delegates

Howard W. Carson
President of the Senate

Julius W. Singleton Jr.
Speaker House of Delegates

The within Approved this the 2nd
day of March, 1963.

W. M. Bann
Governor



Filed in Office of the Secretary of State
of West Virginia MAR 4 1963
JOE F. BURDETT
SECRETARY OF STATE