WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1963

ENROLLED
SENATE BILL NO. 90

(By Mr. Floyd)

PASSED ........ March 7, 1963

In Effect 90 days after Passage

Filed in Office of the Secretary of State
of West Virginia 3-15-63

JOE F. BURDETT
SECRETARY OF STATE
AN ACT to amend and reenact section six, article four, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, providing that a fiduciary of a trust fund averaging annually not more than eight hundred dollars income, the principal of which is not distributable until some future time, shall not be required to account, before time for distribution of the principal, oftener than once every three years unless otherwise directed by the court appointing such fiduciary.

Be it enacted by the Legislature of West Virginia:

That section six, article four, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:
Section 6. Fiduciaries of Small Estates May Account

2 Once in Three Years.—A fiduciary who is in charge of a trust fund, the principal of which is not distributable until some future time, shall not be compellable by a commissioner of accounts to make statement of his account, before the time for distribution of principal, oftener than once in every three years, if he shows to the satisfaction of such commissioner that the income of the trust fund in his hands does not average annually more than eight hundred dollars; nor shall the fiduciary, in such case, lose his commissions, or suffer any penalties, for failure to account oftener than herein provided for:

Provided, That upon proper application by an interested party to the court which appointed the fiduciary, and upon a sufficient and proper showing being made, such court may order such fiduciary to account at any time.
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 90 days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approve this the 11th day of March, 1963.

Governor