

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965

---

ENROLLED

SENATE BILL NO. 104

(By Mr. Brotherton)

---

PASSED March 12, 1965

In Effect Ninety days from Passage



FILED IN THE OFFICE OF  
JOE F. BURDETT  
SECRETARY OF STATE  
THIS DATE 3-18-65

# 104

**ENROLLED**

**Senate Bill No. 104**

(By MR. BROTHERTON)

[Passed March 12, 1965; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-eight, article one, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the payment of small sums due employees to distributees of decedents upon whose estates there have been no qualifications.

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

That section twenty-eight, article one, 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 28. Payment of Small Sums Due Employees to**  
**2 Distributees of Decedents Upon Whose Estates There**  
**3 Have Been No Qualifications.**—When there is due from

4 the state of West Virginia, any of its political subdivisions,  
5 the United States, or any employer, as pension or money  
6 allowed for burial expenses, or money, wages or salary  
7 due from any employer to a deceased employee, upon  
8 whose estate there has been no qualification, a sum of  
9 not exceeding one thousand dollars, it shall be lawful for  
10 the state of West Virginia, any of its political subdivisions,  
11 the United States, or such employer, after one hundred  
12 and twenty days from the death of said person to whom  
13 such money is due, to pay said sum to his or her surviving  
14 consort, if any; if none such, then to the distributees of  
15 the said decedent under the laws of the state of West  
16 Virginia, whose receipt therefor shall be a full discharge  
17 and acquittance to all persons whomsoever on account of  
18 such sum.

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

*C. Ray Parker*  
Chairman Senate Committee

*James W. Loop*  
Chairman House Committee

Originated in the Senate.

Takes effect *Ninety days from* Passage.

*J. Thomas Meyer*  
Clerk of the Senate

*C. A. Blankenship*  
Clerk of the House of Delegates

*Harold W. Mason*  
President of the Senate

*H. Loran White*  
Speaker House of Delegates

The within *approved* this the *18*  
day of *March*, 1965.

*Archie C. Smith*  
Governor

