ENROLLED
JUDICIARY
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 99 
(By Mr. Carson [Mr. President] and Mr. Moreland original sponsors)

[Passed March 8, 1965; in effect ninety days from passage.]

AN ACT to amend article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section fourteen-a, relating to the purchasing division of the department of finance and administration; requiring pre-qualification disclosure by vendors, and providing penalties.

Be it enacted by the Legislature of West Virginia:

That article three, chapter five-a of the code of West Vir-
ginia, one thousand nine hundred thirty-one, as amended, be amended by adding there to a new section, designated section fourteen-a, to read as follows:

Section 14-a. Pre-qualification Disclosure by Vendors

2 Required; Penalties.—The director shall reject any bid received from any vendor unless the vendor has filed with the director an affidavit of the vendor or the affidavit of a member of the vendor's firm, or, if the vendor be a corporation, the affidavit of an officer, director, or managing agent, of such corporation, disclosing the following information: (1) If the vendor be an individual, his name and residence address, and, if he has associates or partners sharing in his business, their names and residence addresses; (2) if the vendor be a firm, the name and residence address of each member, partner or associate of the firm; (3) if the vendor be a corporation created under the laws of this state, the name and business address of the corporation; the names and residence addresses of the president, vice president, secretary, treasurer, and general manager, if any, of the corporation; and the names and residence addresses of each stockholder of the corporation
owning or holding more than ten per cent of the capital
stock thereof; (4) if the vendor be a foreign corporation,
the name and business address of the corporation; the
names and residence addresses of the president, vice
president, secretary, treasurer, and general manager, if
any, of the corporation; the names and residence addresses
of each stockholder of the corporation owning or holding
more than ten per cent of the capital stock thereof; and
a certificate from the secretary of state verifying that said
foreign corporation has qualified to do business in this
state, prior to the submission of any bid. Whenever a
change occurs in the information heretofore submitted as
required, such change shall be reported immediately in
the same manner as required in the original disclosure
affidavit.

The affidavit and information so received by the direc-
tor shall be kept in a register of vendors which shall be
a public record and open to public inspection during
regular business hours in the director's office and made
readily available to the public at such time.

The director may waive the above requirements in the
40 case of corporations listed on any nationally-recognized
41 stock exchange.
42 Any person who makes such affidavit falsely or who
43 shall knowingly file or cause to be filed with the director,
44 an affidavit containing a false statement of a material fact
45 or omitting any material fact, shall be guilty of a mis-
46 demeanor, and, upon conviction thereof, shall be fined
47 not more than one thousand dollars and in the discretion
48 of the court, confined in jail not more than one year.
49 In any such case, the person convicted shall be adjudged
50 forever incapable of holding any office of honor, trust or
51 profit in this state, or of serving as a juror.
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 _______ 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 _______ day of _______ , 1965.

Governor
Presented to Governor's Office
Mar. 12, 1965
11:05 a.m.