WEST VIRGINIA LEGISLATURE  
FIRST EXTRAORDINARY SESSION, 1970  

ENROLLED  
SENATE BILL NO. 5  

(By Mr. )  

PASSED June 10, 1970 

In Effect Passage
ENROLLED

Senate Bill No. 5
(By Mr. Carrigan)

[Passed June 18, 1970; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article ten, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, prohibiting the keeping or exhibiting of gaming tables or banks, any slot machine, multiple coin console machine, multiple coin console slot machine or device in the nature of a slot machine or any other gaming table or device; providing for the complete destruction of any of the same following seizure thereof; providing certain exceptions; and providing criminal penalties.

Be it enacted by the Legislature of West Virginia:

That section one, 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.

§61-10-1. Keeping or exhibiting gaming table, machine, or device; penalty; seizure of table, machine or device; forfeiture of money used in such gaming.

1 Any person who shall keep or exhibit a gaming table, commonly called A. B. C. or E. O. table, or faro bank, or keno table, or any slot machine, multiple coin console machine, multiple coin console slot machine or device in the nature of a slot machine, or any other gaming table or device of like kind, under any denomination, or which has no name, whether the game, table, bank, machine or device be played with cards, dice or otherwise, or shall be a partner, or concerned in interest, in keeping or exhibiting such table, bank, machine or gaming device of any character, shall be guilty of a misdemeanor, and, upon conviction, shall be confined in jail not less than two nor more than twelve months and be fined not less than one hundred nor more than one thousand dollars. Any such table, faro bank, machine or gaming device, and all money
staked or exhibited to allure persons to bet at such table,

or upon such gaming device, may be seized by order of

a court, or under the warrant of a justice, and the money

so seized shall be forfeited to the county and paid into

the treasury of the county in which such seizure is made,

and the table, faro bank, machine or gaming device shall

be completely destroyed: Provided, however, That the

provisions of this section shall not extend to coin-oper-

ated nonpayout machines with free play feature or to

automatic weighing, measuring, musical and vending

machines which are so constructed as to give a certain

uniform and fair return in value or services for each

coin deposited therein and in which there is no element

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

William Tennant
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the Senate.

To take effect 90 days from passage.

Herman Eysses
Clerk of the Senate

C A. Blankenship
Clerk of the House of Delegates

Lloyd S. Jackson
President of the Senate

Irwin F. Birosky
Speaker House of Delegates

The within approved this the 22nd day of June, 1970.

Arch A. Shamir
Governor
PRESENTED TO THE GOVERNOR

Date 6/22/70
Time 2:00 p.m.

RECEIVED

Jan 23 9 vs NW '79

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA