WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971

ENROLLED
Committee Substitute for HOUSE BILL No. 586
Originating in the Committee (By Mr. of the Judiciary)

PASSED March 13, 1971
In Effect ninety days from Passage
AN ACT to amend and reenact section forty-nine, article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the purchase of copper wires, cables, copper trolley wire, aluminum wire, brass bearings or fittings, mercury or lead by junk dealers; requiring the keeping of records in connection therewith; requiring proof of ownership in connection therewith; and providing criminal penalties.
Be it enacted by the Legislature of West Virginia:

That section forty-nine, article three, 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 3. CRIMES AGAINST PROPERTY.

§61-3-49. Purchase of copper wire, etc., by junk dealers; penalty.

1 Any junk dealer purchasing copper wires, cables, copper trolley wire, aluminum wire, brass bearings or fittings, mercury or lead from any person, firm or corporation, shall accurately list such purchase in a permanent record showing the kind and character of junk purchased, date of purchase and from whom purchased, which record shall be open to the inspection of all law-enforcement officers.

2 It shall be unlawful for any junk dealer to purchase any of the items hereinbefore mentioned without securing from the seller a bill of sale, receipt or other proof of lawful ownership, which shall be retained by such dealer, and such dealer shall list in a record book the full name and address of the seller, a complete descrip-
tion of the kind and character of the junk or material purchased, the hour and day purchased, and the license number of any automobile or truck which may be used in making delivery of such junk or materials, which record shall be open to the inspection of all law-enforcement officers, and be preserved for a period of not less than one year.

Every nonresident junk dealer, before transporting from the state any of the items hereinbefore mentioned, shall file with the sheriff of the county where such purchase was made a complete description of the property he proposes to transport from the state, showing the date of purchase, the names of the buyer and seller, the party to whom consigned, and the license number of any automobile or truck which may be employed in transporting such junk or materials hereinbefore mentioned.

Any person who shall violate any of the provisions of this section shall be guilty of a misdemeanor, and, upon conviction before any justice of the peace or court of competent jurisdiction, shall be fined not less than one hundred nor more than five hundred dollars.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect ninety 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 1st day of April, 1971.

Governor
PRESENTED TO THE GOVERNO

Date 3/22/71
Time 3:10 p.m.