

WEST VIRGINIA LEGISLATURE
SECOND EXTRAORDINARY SESSION, 1974



ENROLLED

Committee Substitute
for
HOUSE BILL No. 114

(By Mr. Speaker, Mr. McManus
and Mr. Seibert)



PASSED June 24, 1974

In Effect 90 days from Passage



FILED IN THE OFFICE
EDGAR F. HEISKELL III
SECRETARY OF STATE
THIS DATE 7-3-74

114

ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 114

(By MR. SPEAKER, MR. McMANUS, and MR. SEIBERT)

[Passed June 24, 1974; in effect ninety days from passage.]

AN ACT to amend article ten, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty, relating to crimes against public policy, failure of employers to provide certain benefits for employees; penalties.

Be it enacted by the Legislature of West Virginia:

That article ten, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty, to read as follows:

ARTICLE 10. CRIMES AGAINST PUBLIC POLICY.

§61-10-20. Failure of employers to provide certain benefits for employees.

1 In addition to any other penalty or punishment otherwise
2 prescribed by law, any employer who is party to an agreement
3 to pay or provide benefits or wage supplements and who with-
4 out reasonable justification willfully fails or refuses to pay the
5 amount or amounts necessary to provide such benefits or fur-
6 nish such supplements within thirty days after such payments

7 are required to be made, shall be guilty of a misdemeanor, and,
8 upon conviction thereof, shall be fined not less than one hun-
9 dred dollars nor more than five hundred dollars. When such
10 employer is a corporation, the president, secretary, treasurer or
11 officer exercising responsibility for such nonpayment shall be
12 guilty of the offense prohibited by this section.

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

H. Daniel Darby
Chairman Senate Committee

James H. Thurston
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Roberson
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. D. Brotherton
President of the Senate

Lewis T. Mann
Speaker House of Delegates

The within *approved* this the *1st*
July day of _____, 1974.

Arch A. Moore, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 6/27/74
Time 1:25 p.m.