

MAR 10 1975
CLERK OF
HOUSE OF DELEGATES
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1975

— ● —

ENROLLED

HOUSE BILL No. 1212

(By Mr. Perry and Mr. Lee)

— ● —

PASSED March 8, 1975

In Effect ninety days from Passage



C 641

1212

ENROLLED

H. B. 1212

(By MR. TERRY and MR. SEE)

[Passed March 8, 1975; in effect ninety days from passage.]

AN ACT to amend and reenact section thirty, article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to making break down, destruction, injury, defacement or removal of certain no trespassing signs a misdemeanor and to the penalty for such offense.

Be it enacted by the Legislature of West Virginia:

That section thirty, 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.

§61-3-30. Removal, injury to or destruction of property, monuments designating land boundaries and of certain no trespassing signs; penalties.

1 If any person unlawfully, but not feloniously, take and
2 carry away, or destroy, injure or deface any property, real
3 or personal, not his own, he shall be guilty of a misdemeanor,
4 and, upon conviction thereof, shall be fined not more
5 than five hundred dollars, or imprisoned in the county
6 jail not more than one year, or both fined and impri-
7 soned.

8 If any person shall break down, destroy, injury, deface
9 or remove any monument erected for the purpose of desig-
10 nating the boundaries of a municipality, tract or lot of land,

11 or any tree marked for that purpose, or any sign or notice
12 upon private property designating no trespassing upon such
13 property, except signs or notices posted in accordance with
14 the provisions and purposes of sections seven, eight and ten,
15 article two, chapter twenty of this code, he shall be guilty of
16 a misdemeanor, and, upon conviction thereof, shall be fined
17 not less than twenty dollars nor more than two hundred dollars,
18 or imprisoned in the county jail not less than one nor more
19 than six months, or both fined and imprisoned. Justices of the
20 peace and magistrates shall have concurrent jurisdiction of all
21 offenses arising under the provisions of this section. The
22 provisions of this paragraph shall not apply to the owner, or
23 his agent, of the lands on which such signs or notices are
24 posted.

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

James L. Davis
Chairman Senate Committee

Lawrence C. Chestnut Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Jc Wilson Jr
Clerk of the Senate

W. B. Frankenburg
Clerk of the House of Delegates

W. B. Hoffman Jr.
President of the Senate

Levin R. Thomas
Speaker House of Delegates

The within approved this the 22nd
March
day of _____, 1975.

Paula Perry
Governor

PRESENTED TO THE
GOVERNOR

Date 3/18/75

Time 4:15 p.m.