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**WEST VIRGINIA LEGISLATURE**  
REGULAR SESSION, 1984



**ENROLLED**

HOUSE BILL No. 1063

(By Mr. Delegate Nooton)



Passed March 8, 1984

In Effect Ninety Days From Passage



ENROLLED

# H. B. 1063

(By DELEGATE WOOTON)

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[Passed March 8, 1984; in effect ninety days from passage.]

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AN ACT to amend and reenact section eight, article one-b, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to oaths of allegiance for enlistment in the national guard; and allowing such oaths to be taken before any commissioned armed forces officer.

*Be it enacted by the Legislature of West Virginia:*

That section eight, article one-b, chapter fifteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 1B. NATIONAL GUARD.**

**§15-1B-8. Enlisted personnel—Generally.**

1 (a) The qualification for enlistment and re-enlistment, the  
2 period of enlistment, re-enlistment and voluntary extension  
3 of enlistment, the period of service and the manner and form  
4 of transfer and discharge of enlisted personnel of the national  
5 guard shall be as prescribed by applicable federal law and  
6 regulations: *Provided*, That the governor may extend the  
7 period of any enlistment, re-enlistment, voluntary extension of  
8 enlistment and the period of service of enlisted personnel of  
9 the national guard for a period not exceeding the duration of  
10 an emergency declared by him pursuant to article one-c of  
11 this chapter.

12 (b) Any person who has been discharged under other than  
13 honorable conditions from the national guard of this or any

14 other state or from any component of the armed forces of the  
15 United States and has not been restored to duty shall not be  
16 eligible for enlistment in the national guard.

17 (c) Every person enlisted for the national guard shall take  
18 an oath of allegiance to the state and the United States and  
19 shall sign an enlistment paper, which shall be forwarded to the  
20 adjutant general on such form as may be prescribed.

21 (d) The oath of allegiance referred to in subsection (b) of  
22 this section may be taken and signed before any commissioned  
23 officer of the armed forces of the United States.

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

*James L. Lewis*  
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Chairman Senate Committee

*Ronald Anello*  
-----  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*Todd C. Willis*  
-----  
Clerk of the Senate

*Donald L. Stopp*  
-----  
Clerk of the House of Delegates

*Warren R. McLean*  
-----  
President of the Senate

*Walter M. See, Jr.*  
-----  
Speaker House of Delegates

The within is approved this the 30  
day of March, 1984.

*John A. Bayne*  
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Governor

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