

No: 1507

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OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1984

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ENROLLED

Com. Sub. for
HOUSE BILL No. 1507

(By Mr. Del. Chambers + Del. S. Dammory)

— ● —

Passed March 8, 1984

In Effect Ninety Days From Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 1507
(By DELEGATE CHAMBERS and DELEGATE I. DAMRON)

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

AN ACT to amend and reenact section thirty-nine-1, article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to crimes against property; requiring checks on consumer deposit accounts to show when the accounts were opened; setting forth the method by which such information shall be placed on these checks.

Be it enacted by the Legislature of West Virginia:

That section thirty-nine-1, 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.

§61-3-391. Checks on consumer deposit accounts to show date account was opened; consumer deposit account defined.

1 (a) Beginning on the first day of July, one thousand nine
2 hundred eighty-four, all checks, drafts or similar negotiable
3 or nonnegotiable instruments or orders of withdrawal which
4 are thereafter printed to be used for drawing against funds
5 held in a consumer deposit account by a supervised financial
6 organization located in the state of West Virginia shall have

7 clearly printed on the face thereof a four or five-digit com-
8 bination of numbers and letters as follows:

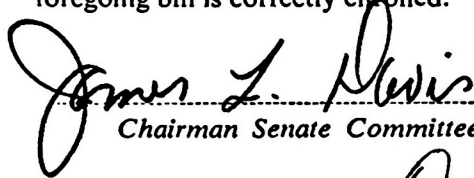
9 (1) In the case of a consumer deposit account which
10 has been open for less than one year, a five-digit combina-
11 tion. The first two digits, running from 01 through 12, shall
12 numerically identify the month the account was opened,
13 followed by a hyphen, and the fourth and fifth digits shall
14 be the last two numbers of the year in which the account
15 was opened.

16 (2) In the case of a consumer deposit account which has
17 been open for one year or more, a four-digit combination
18 which shall be "1 Yr. +": *Provided*, That a new account
19 or an account which has been open for less than one year
20 may be treated as an account which has been open for one
21 year or more when a person authorized to draw against funds
22 in the account shall demonstrate to the supervised financial
23 organization through the production of account statements
24 that he has had a demand or other similar deposit account
25 or share account at the same or another financial institution
26 for twelve months immediately preceding his request for
27 printed checks.

28 (b) For purposes of this section the term "consumer
29 deposit account" means a demand or other similar deposit
30 account or share account established and maintained by a
31 natural person with a supervised financial organization and
32 operated primarily for personal, family or household pur-
33 poses. The term "supervised financial organization" shall
34 have the same meaning as is ascribed to such term in section
35 one hundred two, article one, chapter forty-six-a of this code.

36 (c) The commissioner of banking is authorized and em-
37 powered to order any supervised financial institution to
38 comply with the provisions of this section and may apply to
39 any state or federal court of competent jurisdiction for
40 appropriate orders, writs, processes and remedies in aid of
41 enforcement.

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


Chairman Senate Committee

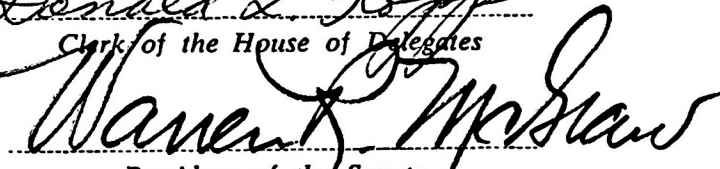

Chairman House Committee

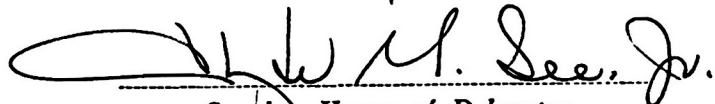
Originating in the House.

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 is approved this the 30
day of March, 1984.


Governor

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