

710: 2760

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1987



# ENROLLED

HOUSE BILL No. 2760

(By Delegates Humphreys + Garrett)



Passed MARCH 14, 1987

In Effect NINETY Days FROM Passage

**ENROLLED**  
**H. B. 2760**

(By DELEGATES HUMPHREYS and GARRETT)

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[Passed March 14, 1987; in effect ninety days from passage.]

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AN ACT to amend and reenact section two, article four, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to when fiduciaries are required to make an accounting; and exhibit of accounts to the fiduciary commissioner.

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

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

**ARTICLE 4. ACCOUNTING BY FIDUCIARIES.**

**§44-4-2. Fiduciaries to exhibit accounts for settlement.**

1     A statement of all the money which any personal  
2     representative, guardian, curator or committee, has  
3     received, become chargeable with or disbursed, within  
4     one year from the date of his qualification, or within any  
5     succeeding year, together with the vouchers for such  
6     disbursements, shall, within two months after the end  
7     of every such period be exhibited by him before the  
8     fiduciary commissioner to whom the estate or trust has  
9     been referred. If any fiduciary fails to make an exhibit,  
10    the fiduciary commissioner before whom he should  
11    make the exhibit shall proceed against him in the  
12    appropriate circuit court, and the court shall impose the  
13    same penalties, unless the fiduciary is excused for  
14    sufficient reason, as are provided in cases where

15 fiduciaries fail to return appraisements.

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

*Gene O. Williams*  
-----  
Chairman Senate Committee

*Lyle Satter*  
-----  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*Jedd C. Hillis*  
-----  
Clerk of the Senate

*Donald J. Hogg*  
-----  
Clerk of the House of Delegates

*Sam Tankard*  
-----  
President of the Senate

*Robert C. Chal*  
-----  
Speaker of the House of Delegates

The within *approved* this the *1st*  
*April* day of \_\_\_\_\_, 1987.

*Reuben R. Francis*  
-----  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/20/87

Time 2:42 p.m.

RECEIVED

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OFFICE OF THE  
SECRETARY OF THE