

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

Senate Bill 772

BY SENATORS AZINGER, SMITH, SYPOLT, AND TRUMP

[Introduced February 13, 2020; referred
to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §2-1-3, relating to clarifying the American Law Institute’s Restatements of Law
3 are not controlling law.

Be it enacted by the Legislature of West Virginia:

ARTICLE 1. COMMON LAW.

**§2-1-3. Clarifying that The American Law Institute Restatements of the Law are not
controlling.**

1 In any action governed by the laws of this state concerning rights and obligations under
2 the law, The American Law Institute’s Restatements of the Law are not controlling.

NOTE: The purpose of this bill is to clarify The American Law Institute’s Restatements of Law are not controlling law.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.