

ENROLLED BILL

House Bill No. 327

(By Mr. Norton)

Passed March 13, 1931

In Effect from Passage

Originated in the *House* Takes effect *March 1, 1931* Passage.
C. H. H. H. H. Clerk of the House of Delegates.
C. H. H. H. H. Clerk.

CORRECTLY ENROLLED

Charles W. Meadows Chairman House Committee.
James H. Smith Chairman Senate Committee.

ENROLLED BILL

(H. B. No. 327)

[Passed March 13, 1931, in effect from passage.]

AN ACT to amend and re-enact chapter one hundred forty-seven,
 of the acts of the legislature of one thousand nine hundred
 twenty-five, by adding thereto section three, empowering the
 prosecuting attorney of Cabell county to appoint a second
 assistant prosecuting attorney in lieu of and in conjunction
 with the office of county detective in said Cabell county.

Be it enacted by the Legislature of West Virginia:

That chapter one hundred forty-seven, of the acts of the legis-
 lature of one thousand nine hundred twenty-five be amended and
 re-enacted so as to read as follows:

Section 1. There is hereby created in Cabell county, the
 2 office of county detective, to operate under the supervision of
 3 and in connection with the office of prosecuting attorney, and
 4 said county detective shall be of good moral character, qualified
 5 by education and experience to investigate crimes and misde-
 6 meanors, and shall be appointed by the prosecuting attorney,

CORRECTLY ENROLLED

Jack O. Smith

Chairman Senate Committee

Benjamin M. Mearns

Chairman House Committee.

7 with the approval of the county court, to hold office during the
8 time for which the prosecuting attorney is elected or appointed,
9 or shall be removed by the prosecuting attorney and county
10 court, and he shall receive for his services two thousand dollars
11 per annum to be paid out of the county treasury of the county of
12 Cabell in the same manner and at the same time as the salaries
13 of other county officers are paid, and shall be allowed such nec-
14 essary expenses as are incurred by him in performing his duties
15 out of the county, but he shall file with the county court a sworn
16 statement of the expenses incurred by him.

Sec. 2. Said county detective shall have the same general
2 powers as the sheriff to serve processes and make arrests, and
3 he shall faithfully investigate all cases assigned to him by the
4 prosecuting attorney and make report thereof in writing for
5 the use of the prosecuting attorney, but before entering upon
6 his duties as such county detective he shall take the several
7 oaths prescribed by law for county officers, and shall give bond
8 with approved sureties in the penalty of three thousand five hun-
9 dred dollars, conditioned according to law for the faithful per-
10 formance of his duties as such county detective, and he shall in
11 all respects be subject to the provisions and penalties of section

CORRECTLY ENROLLED

Joseph D. Smith

Chairman Senate Committee.

Benjamin Harrison

Chairman House Committee.

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12 nineteen, of chapter one hundred forty-seven of Barnes' code
13 of one thousand nine hundred twenty-three.

Sec. 3. *Provided, however,* That the prosecuting attorney of
2 said Cabell county, may at his election, appoint a second assist-
3 ant prosecuting attorney, of said Cabell county, at the salary
4 above provided for, who shall perform the duties and have all
5 the rights, powers and privileges of such county detective, as
6 provided for in sections one and two of this chapter, and in addi-
7 tion thereto, shall be empowered to perform the duties of assist-
8 ant prosecuting attorney, as provided for in section seven of
9 chapter one hundred twenty, of the acts of one thousand nine
10 hundred twenty-one, and shall be known and designated as an
11 assistant prosecuting attorney, of said Cabell county. But noth-
12 ing in this act shall be construed so as to permit the appoint-
13 ment of more than one person as such county detective and sec-
14 ond assistant prosecuting attorney of said Cabell county.

CORRECTLY ENROLLED

James D. Smith
Chairman Senate Committee.

James D. Smith
Chairman House Committee.

J. Alfred Taylor
Speaker of the House of Delegates.

R. M. Thomas
Clerk of the House of Delegates.

M. J. White
President of the Senate.

M. S. Hodges
Clerk of the Senate.

The within is *Approved*
this *17th* day of *March* 1931.

W. G. Lawrence
Governor.

Filed in the office of the Secretary of State
of West Virginia. **MAR 18 1931**
GEORGE W. STARR,
Secretary of State.