

152

ENROLLED BILL

Senate Bill No. 152.

(By Mr. Smith)

Passed March 7, 1931

In Effect Ninety days from Passage

Originated in the.....*Senate*..... Takes effect.....*Twenty days from*..... Passage
.....*M. S. Holzer*..... Clerk.....*A. H. [Signature]*..... Clerk of the House of Delegates.

CORRECTLY ENROLLED
.....*James W. Meadows*..... Chairman House Committee.
.....*Richard Smith*..... Chairman Senate Committee.

ENROLLED BILL

(S. B. No. 152)

[Passed March 7, 1931; in effect ninety days from passage.]

AN ACT to amend and re-enact section fourteen of article one of chapter fifty of the official code, relating to the appointment of special constables by justices of the peace, and the authority of such special constables to carry revolvers, pistols and other dangerous or deadly weapons of like kind or character.

Be it enacted by the Legislature of West Virginia:

That section fourteen of article one of chapter fifty of the official code, relating to the appointment of special constables by justices of the peace and the authority of such special constables to carry revolvers, pistols and other dangerous or deadly weapons

CORRECTLY ENROLLED

Joseph D. Smith
Chairman Senate Committee.

Samuel M. Moore
Chairman House Committee.

of like kind or character, be amended and re-enacted so as to read as follows:

Section 14. Whenever it shall satisfactorily appear to a justice issuing a summons, attachment or warrant of arrest in a civil action, or a warrant in a criminal proceeding, that a necessity exists therefor, he may appoint a special constable to execute the same, either by directing such process to such special constable by name as follows:

“To A..... B.....

who is hereby appointed a special constable to execute this process,” or by endorsing such appointment on such process: *Provided*, That nothing herein contained shall be construed as empowering a justice to confer upon any special constable, so appointed by him, authority to carry revolvers, pistols or other dangerous or deadly weapons of like kind or character, nor shall any such authority be so conferred by any justice; and no special constable shall have or exercise such authority by virtue of such appointment, nor shall such authority be pleaded as a defense by any such special constable to any indictment for carrying such weapons.

CORRECTLY ENROLLED

James A. Smith
Chairman Senate Committee.

James W. Meadows
Chairman House Committee.

J. Alfred Taylor
Speaker of the House of Delegates.

P. M. Quinn
Clerk of the House of Delegates.

M. McElwaine
President of the Senate.

M. S. Hodges
Clerk of the Senate.

The within is *Approved*

this *13th* day of *March*, 1931.

W. G. Fawcett
Governor.

Filed in the office of the Secretary of State
of West Virginia MAR 13 1931
GEORGE W. ELLIS,
Secretary of State.