

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1943

ENROLLED

SENATE BILL No. 147

(By Mr. Allen)

PASSED March 12 1943

In Effect Unity program Passage

JARRETT PRINTING COMPANY, CHARLESTON, W. VA.



ENROLLED

Senate Bill No. 147

(BY MR. ALLEN)

[Passed March 12, 1943; in effect ninety days from passage.]

AN ACT to amend and reenact section eight, article eighteen, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, pertaining to costs and executions in courts of justices of the peace.

Be it enacted by the Legislature of West Virginia:

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

Section 8. *Costs; Execution.* Whether the trial is by
2 jury or not, if the judgment be against the accused, it

3 shall be for the costs of the proceeding in addition to the
4 fine and term of imprisonment imposed, and when the
5 accused is sentenced to imprisonment, whether a fine be
6 also imposed or not, or is imprisoned for nonpayment of
7 a fine and costs, the jailer's compensation for maintenance
8 of the prisoner shall be included in the costs, and paid
9 out of the justice fine fund of the county, but if the
10 justice fine fund is not sufficient to pay all such costs
11 then to be paid out of the county fund general revenue.
12 Execution, to be collected out of the personal property
13 of the accused, may be issued on such judgment for fine
14 and costs, or for the costs alone, if the judgment be for
15 imprisonment and costs without fine. .Fee bills may be
16 issued against the accused for costs incurred at his in-
17 stance, including the jailer's compensation, under the
18 same regulations and with like effect as in civil suits.

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

Ray F. Jimison
Chairman Senate Committee

Fred L. Rotroff
Chairman House Committee

Originated in the Senate

Takes effect thirty days from passage

Clerk of the Senate

Saliff
Clerk of the House of Delegates

James Paull
President of the Senate

John E. Bruce
Speaker House of Delegates

The within approved this the 19th
day of March, 1943.

Matthew M. Neely
Governor.

Filed in the office of the Secretary of State
of West Virginia MAR 19 1943

Wm. S. O'BRIEN,
Secretary of State