WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1947

ENROLLED

HOUSE BILL No. 202

(By Mr. Woodruff)

PASSED February 24, 1947

In Effect Ninety days from Passage
AN ACT to amend and reenact section one, article eighteen, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter thirty, acts of the Legislature, regular session, one thousand nine hundred thirty-five, by adding thereto a new subsection to be known as subsection (i), giving to justices of the peace concurrent jurisdiction with courts of record relating to disturbance of religious worship.

Be it enacted by the Legislature of West Virginia:

That section one, article eighteen, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter thirty, acts of the Legislature, regular session, one thousand nine hundred thirty-five, be amended and reenacted to read as follows:
Section 1. **Limits of, and Cases in Which Justice May Exercise, Criminal Jurisdiction; Penalties.**—A justice shall have jurisdiction of the following offenses committed in his county, or on any river or creek adjoining thereto:

(a) In cases of assault and battery, unless the offense was committed on a sheriff or other officer or justice, or riotously, or with intent to commit a felony; and no compromise with the party injured shall affect or prevent the trial of such offense by the justice; and if a defendant be convicted of such offense he shall be fined not less than five nor more than fifty dollars;

(b) In cases of trespass to personal property; and, if a defendant be convicted of such offense, he shall be fined not less than five nor more than fifty dollars;

(c) In cases for the violation of section fourteen, article six, chapter sixty-one of this code; and, upon the conviction of a defendant for a violation of any of the provisions of said section, he shall be punished as therein provided;

(d) In cases of adultery and fornication; and, if a defendant be convicted of such offense, he shall be fined twenty dollars;
(e) In cases of petit larceny; and, if a defendant be convicted of such offense, he shall be fined not less than ten nor more than thirty dollars, and may, at the discretion of the justice or jury trying the case, be imprisoned in the county jail not exceeding thirty days;

(f) In cases for the violation of article seven, chapter sixty-one of this code; and upon the conviction of a defendant for a violation of any of the provisions of said section, (article) he shall be punished as therein provided;

(g) In any case where the punishment is limited to a fine not exceeding ten dollars, or to imprisonment for not more than ten days.

(h) In all misdemeanor cases for the violation of the provisions of chapter sixty of said code as amended;

(i) In cases for the violation of section thirteen, article six, chapter sixty-one of this code; and, upon the conviction of a defendant for a violation of any of the provisions of said section, he shall be punished as therein provided:

Provided, however, That whenever a person has been con-
victed in the municipal or police court of any incorporated town or city, such conviction shall be a bar to any criminal proceeding before a justice for the same offense.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House Of Delegates

Takes effect Thirty days from passage.

[Signature]
Clerk of the Senate

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Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within Approved this the 3rd

day of March, 1947.

[Signature]
Governor.