

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

SENATE BILL No. 305

(By Mr. Lane)



PASSED March 8, 1947

In Effect from Passage



305

ENROLLED
Senate Bill No. 305

(By MR. LOVE)

[Passed March 8, 1947; in effect from passage.]

AN ACT to amend article seven, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding to said article a new section to be designated section seven, relating to the provision of and payment for transcripts of testimony and proceedings in trials of indigent persons convicted of a misdemeanor or felony.

Article 7. Official Reporters.

Be it enacted by the Legislature of West Virginia:

That article seven, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section designated section seven, to read as follows:

Section 7. *Transcripts to be Furnished Indigent Persons*
2 *under Conviction; Payment Therefor.*—In any case where-

3 in the court has appointed counsel for an indigent person
4 under indictment for either a misdemeanor or felony and
5 such indigent accused has been tried and found guilty un-
6 der such indictment and desires to seek an appeal or writ
7 of error from the court's judgment on such conviction, the
8 court, upon written request of such convicted person's
9 counsel setting forth the grounds upon which the appeal
10 or writ of error will be sought, shall authorize and direct
11 the court reporter to furnish a transcript of the testimony
12 and proceedings of the trial, or such part or parts thereof
13 as counsel shall have indicated in his request to be neces-
14 sary, to the convicted person, without charge to him, for
15 use in seeking his appeal or writ of error, and the cost of
16 such transcript in the case of a misdemeanor conviction
17 shall be certified by the judge of the court to the county
18 court of the county wherein the accused person was con-
19 victed and shall be paid out of the county treasury there-
20 of, and in cases of felony convictions the cost of such tran-
21 script shall be certified by the judge of the court to the
22 auditor of the state and shall be paid out of the treasury
23 of the state from the appropriation for criminal charges.

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

Forest L. McNeer
Chairman Senate Committee

R. L. Matthews
Chairman House Committee

Originated in the Senate

Takes effect from passage.

Howard Hughes
Clerk of the Senate

Jasupp
Clerk of the House of Delegates

Arnold M. Vickers
President of the Senate

John E. Amos
Speaker House of Delegates

The within Approved this the 14th
day of March, 1947.

Carson Meadows
Governor.



Filed In the Office of the Secretary of State
of West Virginia. **MAR 14 1947**
WM. S. O'BRIEN,
SECRETARY OF STATE