

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951



ENROLLED

HOUSE BILL No. 160

(By Mr. Davis)



PASSED March 10 1951

In Effect Ninety days from Passage



160

ENROLLED

House Bill No. 160

(By MR. DAVIS)

[Passed March 10, 1951; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article six, chapter twenty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to how the discharge of a mentally diseased person is obtained.

Be it enacted by the Legislature of West Virginia:

That section two, article six, chapter twenty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 2. *How Discharge of a Mentally Diseased Person is Obtained.*—If any reputable person present to the clerk of the county court of a county wherein a person is confined in jail as a mentally diseased person and who is not charged with or convicted of crime, or wherein a person has been adjudicated a mentally diseased person but has not been committed to or confined in a state hospital, or duly licensed private hospital, or has not been com-

9 mitted to the veterans administration of the United States
10 government as provided in section fourteen, article fifteen,
11 chapter forty-four of the code of West Virginia, an appli-
12 cation in writing for the discharge of such mentally dis-
13 eased person on the ground that he has been restored to
14 sanity, the mental hygiene commission for the county
15 shall consider the same and may proceed to make an
16 inquest upon such mentally diseased person as is provided
17 in article three of this chapter.

18 If the commission find that such person has been re-
19 stored, they shall make an adjudication of such restora-
20 tion which shall be entered of record, and they shall
21 give a certificate of their finding to the person making
22 the application.

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

Robert C. Byrd
Chairman Senate Committee

James W. Loop
Chairman House Committee

Originated in the House of Delegates

Takes effect *Ninety days from* passage.

Howard M. Lee
Clerk of the Senate

J. R. Giff
Clerk of the House of Delegates

W. L. Harrison
President of the Senate

W. E. Ham
Speaker House of Delegates

The within *approved* this the *16th*
day of *March*, 1951.

Okey L. Patton
Governor



FILED IN THE OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES
of West Virginia **MAR 16 1951**
D. PITT O'BRIEN,
SECRETARY OF STATE