

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1953



ENROLLED

HOUSE BILL No. 204

(By Mr. Bowles)



PASSED February 27 1953

In Effect ninety days from Passage



Filed in the Office of the Secretary of State
of West Virginia MAR 5 1953
D. PITT O'BRIEN,
SECRETARY OF STATE

204

ENROLLED
House Bill No. 204
(By MR. BOWLES)

[Passed February 27, 1953; in effect ninety days from passage]

AN ACT to amend and reenact section five, article four, chapter twenty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the commitment and admission of a criminal mentally diseased person.

Be it enacted by the Legislature of West Virginia:

That section five, article four, 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 5. *Commitment and Admission of Criminal*
2 *Mentally Diseased Person.*—If any person charged with or
3 convicted of a crime be found, in the court before which
4 he or she is so charged or was convicted, to be mentally
5 diseased, and if such court shall order him or her to be
6 confined, such convict, if a white male, shall be sent to

7 the criminal mentally ill building at the Weston state
8 hospital, or, if a white female, to the Weston state hospital,
9 and, if colored, either male or female, to the Lakin state
10 hospital at Lakin, and such person shall be received and
11 confined at either hospital if there be room therein for him
12 or her. The sheriff or other officer of the court by which
13 the order is made shall immediately proceed in the man-
14 ner directed by section one, article four of this chapter, to
15 ascertain whether such vacancy exists in either of these
16 hospitals; and until it is ascertained that there is a vacancy,
17 such person shall be kept in the jail of the county of such
18 court.

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

H. M. Curley
Chairman Senate Committee

E. H. Auer
Chairman House Committee

Originated in the House of Delegates

Takes effect *ninety days from* passage.

J. Lawrence Myers
Clerk of the Senate

Paul J. Davis
Clerk of the House of Delegates

Robert B. Brown
President of the Senate

W. E. Keene
Speaker House of Delegates

The within *approved* this the *5th*
day of *March*, 1953.

William C. Maule
Governor