ENROLLED

SENATE BILL NO. 10

(By Mr. Love)

PASSED February 11, 1953

In Effect Ninety days from Passage

Note in the Office of the Secretary of State of West Virginia, Feb. 16, 1953

D. Pitt O'Brien,
Secretary of State
AN ACT to amend and reenact section seven, article ten, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, relating to filling vacancy in office of clerk of circuit court.

Be it enacted by the Legislature of West Virginia:

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

Section 7. Clerk of Circuit Court; Filling Vacancies in Office of.—When a vacancy occurs in the office of clerk of the circuit court, the circuit court, or the judge thereof in vacation, shall fill the same by appointment until the
next general election, and the person so appointed shall hold office until his successor is elected and qualified. At such general election a clerk shall be elected for the unexpired term. The circuit court, or the judge thereof in vacation, shall cause a notice of such election to be published once each week for two successive weeks in two newspapers of opposite politics, printed in the county, if there be any such papers printed therein, or in such other manner as will give ample notice of such election. If the vacancy occur more than thirty days before the date of the primary election held to nominate candidates to be voted for at the general election, at which any such vacancy is to be filled, candidates to fill such vacancy shall be nominated at such primary election. Otherwise, they shall be nominated by the county executive committee in the manner provided in section twenty-three, article four of this chapter, as in the case of filling vacancies in nominations, and the names of the persons, so nominated and certified to the clerk of the circuit court of such county, shall be placed upon the ballot to be voted at such next general election.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 13th day of February, 1953.

Governor.