

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957



ENROLLED

HOUSE BILL No. 397

(By Mr. Craig and Mr. Myers)



PASSED March 9, 1957

In Effect from Passage



ENROLLED

House Bill No. 397

(By Mr. Craig and Mr. Myles)

[Passed March 9, 1957; in effect from passage.]

AN ACT to amend and reenact section eleven, article one, chapter fifty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the method of summoning petit jurors.

Be it enacted by the Legislature of West Virginia:

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

Section 11. *Special Jury Commissioners; Delivery of*
2 *List; Summoning the Jurors.*—If either, or both, of the
3 jury commissioners fail to attend as required by such
4 summons, the clerk of the circuit court shall appoint a
5 special jury commissioner or commissioners, having the
6 qualifications herein required, to act in his or their place
7 and stead, for the time being, and such jurors shall be

8 drawn by such commissioners; and it shall be the duty of
9 the clerk of such court to place the list thereof in the
10 hands of the sheriff or other officer authorized to sum-
11 mon them. And it shall be the duty of such officer, at least
12 three days before the time when the jurors are required
13 to attend, to summon each person who is drawn to attend
14 the sitting of the court at the time and place mentioned in
15 the writ, and make due return thereof, and of the sum-
16 mons aforesaid, to such court, at the opening thereof.

17 In addition to any other method provided by law, any
18 person named in writs of venire facias, or a summons for
19 jurors, by direction of the court, may be served by the
20 sheriff mailing a copy thereof to such person command-
21 ing him to attend as a juror, at a time and place designated
22 therein, which copy shall be registered or certified and
23 deposited in the post office, addressed to such person at
24 his usual post-office address. And the personal receipt
25 of the person so addressed for such registered or certified
26 copy shall be regarded as personal service of such writ
27 or summons upon such person.

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

E. H. McCourt
Chairman Senate Committee

Wickleton
Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

Howard Keyes
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Ralph J. Bean
President of the Senate

W. E. Fleming
Speaker, House of Delegates

The within approved this the 15th day of March, 1957.

Lefft. Linderwood
Governor



Filed in the Office of the Secretary of State
West Virginia **MAR 15 1957**
D. PITT O'BRIEN
SECRETARY OF STATE