WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1964

ENROLLED
Committee Substitute for

HOUSE BILL No. 21
originating in the Committee on Counties
(By Mr. , District of Municipalities)

PASSED February 6, 1964
In Effect July 1, 1964

FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 2-13-64
ENROLLED

COMMITTEE SUBSTITUTE

FOR

House Bill No. 21

[Originating in the Committee on Counties, Districts and Municipalities.]

[Passed February 6, 1964; in effect July 1, 1964.]

AN ACT to amend and reenact section five, sections five-(one) through five-(fifty-four), inclusive, article one, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to amend and reenact section one, sections one-(one) through one-(fifty-five), inclusive; section five, sections five-(one) through five-(fifty-five), inclusive; section six, sections six-(one) through six-(fifty-five), inclusive; article seven, chapter seven of said code; and to amend and reenact section five, sections five-(one) through five-(fifty-five), inclusive, ar-
article two, chapter eleven of said code, all relating to salar-
ies of certain county officers and assistants.

Be it enacted by the Legislature of West Virginia:

That section five, sections five-(one) through five-(fifty-
four), inclusive, article one, chapter seven of the code of West
Virginia, one thousand nine hundred thirty-one, as amended,
be amended and reenacted; and that section one, sections one-
(one) through one-(fifty-five), inclusive; section five, sections
five-(one) through five-(fifty-five), inclusive; section six, sec-
tions six-(one) through six-(fifty-five), inclusive; article seven,
chapter seven of said code be amended and reenacted; and that
section five, sections five-(one) through five-(fifty-five), in-
clusive, article two, chapter eleven of said code be amended
and reenacted, all to read as follows:

CHAPTER 7. COUNTY COURTS AND OFFICERS.


Section 5. Duties of County Commissioners and Pay-
ment for Services Other Than Services in Court.—It shall
be the duty of the county commissioners of each county
to visit each quarter and inspect institutions within their
county for housing and caring for the poor, to inspect the
jails, and to arrange for the feeding and care of the prisoners therein, and to investigate the conditions of the poor within their county, not housed within such institutions; to visit detention homes for children within their counties, if any, and to visit and inspect bridges and bridge approaches under their control; to provide for and have general supervision over the repair and maintenance of the county courthouse, jails, houses for the poor and other county property, so as to prevent the undue deterioration thereof; to supervise and control the maintenance and operation of airport or airports owned and/or operated by the county court; and to supervise and control the purchase, erection and maintenance of airport facilities; to supervise and control the purchase of furniture, fixtures and equipment, and janitors' and other supplies, for their county; to attend the annual meeting of county assessors, and such district meetings as may be called by the state tax commissioner, on matters pertaining to the work of the county assessors and the county courts as boards of review and equalization; to review and equalize the assessments made by the assessors; to inspect and
review the lists of property, both real and personal, made up by the assessor and his deputies for taxable purposes, and to point out to the assessor any property, real or personal, which the said assessors of their respective counties may have overlooked or omitted to place on said tax lists; to call to the attention of the assessor all real estate or personal property belonging to churches, lodges, schools or other charitable institutions which may have been overlooked or omitted by the assessor or his deputies in making up his lists of property for entry on the land and personal property books; to cooperate with the county public assistance council and supervise the general management of the fiscal affairs and business of each county; and as a further part of their duties they shall be empowered to purchase, lease, rent, control, supervise, inspect, maintain and erect public parks, playgrounds, and recreational facilities, to purchase, lease or rent equipment therefor, and to employ qualified recreational directors and personnel; to construct new Four-H camps on county property; to operate stone quarries and sand deposits on county-owned or leased property; to construct buildings
for or aid in constructing and/or equipping civilian defense buildings on sites approved by state office of civilian defense; and to operate dog pounds for county-municipalities; and to purchase, lease, rent, control, supervise, inspect, maintain and erect public markets and to purchase, rent or lease equipment therefor, and to employ qualified personnel to operate such public markets; and as a further part of their duties they shall be empowered to purchase, lease, rent, control, supervise, inspect, maintain and erect county mental health clinics and engage in any program designed for the betterment of the mental and physical well being of the residents of their county, and to cooperate with any public or private agency for these purposes.

Compensation shall be allowed and paid out of the county treasury, in the same manner as salaries are paid, to each county commissioner of each county (except as otherwise provided by law for the county of Ohio), for services performed for such county concerning the visiting of the poor, inspection of jails, bridges and bridge approaches, and for visiting detention homes for children;
and for providing for and supervising the repair and maintenance of the county courthouse, jails, houses for the poor, and other county property; for supervising and controlling the maintenance and operation of airport or airports owned by and/or operated by the county court, and supervising and controlling the purchase, erection and maintenance of airport facilities; and for supervising and controlling the purchase of furniture, fixtures and equipment and janitors' and other supplies of their county; and for attending the annual meeting of assessors and such district meetings as may be called by the state tax commissioner, on matters pertaining to the work of assessors and county courts as boards of review and equalization; for reviewing and equalizing the assessments made by the assessors; for inspecting and reviewing the lists of property, both real and personal, made up by the assessor and his deputies for taxable purposes, and for pointing out to the assessor any property, real or personal, which the said assessors of their respective counties may have overlooked or omitted to place on said tax lists; for calling to the attention of the assessor all real estate or
personal property belonging to churches, lodges, schools or other charitable institutions which may have been overlooked or omitted by the assessor or his deputies in making up his lists of property for entry on the land and personal property books; and for duties of the county commissioners in cooperating with the county public assistance council; for purchasing, leasing, renting, controlling, supervising, inspecting, maintaining and erecting public parks, playgrounds, and recreational facilities, and the purchasing, leasing, or renting the equipment therefor, and employing qualified recreational directors and personnel therefor; for constructing new Four-H camps on county property; operating stone quarries and sand deposits on county-owned or leased property, constructing buildings for or aiding in construction and/or equipping civilian defense buildings on sites approved by state office of civilian defense; operating dog pounds for county-municipalities; and to purchase, lease, rent, control, supervise, inspect, maintain and erect public markets and to purchase, rent or lease equipment therefor, and to employ qualified personnel to operate such public markets;
for constructing fall-out shelters and aiding individuals
to construct fall-out shelters through furnishing available
information; for purchasing, leasing, renting, controlling,
supervising, inspecting, maintaining and/or erecting
county mental health clinics and/or engaging in programs
for the betterment of the mental and/or physical well
being of the residents of their county; and for supervising
the general management of the fiscal affairs and business
of each county, within their counties, and other business
by such commissioners, in addition to compensation for
services in court, the sums of money hereinafter provided
in the following sections five-(one) to five-(fifty-four),
inclusive.

Sec. 5-(1). Compensation of County Commissioners.—

Barbour County.—For the county of Barbour, one hun-
dred twenty-five dollars per month.

Sec. 5-(2). Same—Berkeley County.—For the county
of Berkeley, the president of the court two hundred
twenty-five dollars and other members of the court two
hundred dollars per month.

Sec. 5-(3). Same—Boone County.—For the county of
Boone, one hundred fifty dollars per month.
Sec. 5-(4). Same—Braxton County.—For the county of Braxton, the president of the court eighty-five dollars and the other members of the court seventy-five dollars per month.

Sec. 5-(5). Same—Brooke County.—For the county of Brooke, one hundred twenty-five dollars per month.

Sec. 5-(6). Same—Cabell County.—For the county of Cabell, five hundred dollars per month.

Sec. 5-(7). Same—Calhoun County.—For the county of Calhoun, seventy-five dollars per month.

Sec. 5-(8). Same—Clay County.—For the county of Clay, seventy-five dollars per month.

Sec. 5-(9). Same—Doddridge County.—For the county of Doddridge, eighty-five dollars per month.

Sec. 5-(10). Same—Fayette County.—For the county of Fayette, two hundred fifty dollars per month.

Sec. 5-(11). Same—Gilmer County.—For the county of Gilmer, seventy-five dollars per month.

Sec. 5-(12). Same—Grant County.—For the county of Grant, ninety dollars per month.
Sec. 5-(13). Same — Greenbrier County — For the county of Greenbrier, one hundred twenty-five dollars per month.

Sec. 5-(14). Same — Hampshire County. — For the county of Hampshire, the president of the court one hundred dollars and the other members of the court seventy-five dollars per month.

Sec. 5-(15). Same — Hancock County. — For the county of Hancock, the president of the court three hundred dollars and the other members of the court two hundred fifty dollars per month.

Sec. 5-(16). Same — Hardy County. — For the county of Hardy, ninety dollars per month.

Sec. 5-(17). Same — Harrison County. — For the county of Harrison, five hundred dollars per month.

Sec. 5-(18). Same — Jackson County. — For the county of Jackson, one hundred twenty-five dollars per month.

Sec. 5-(19). Same — Jefferson County. — For the county of Jefferson, the president of the court one hundred twenty-five dollars and the other members of the court one hundred dollars per month.
Sec. 5-(20). Same—Kanawha County.—For the county of Kanawha, six hundred twenty dollars per month.

Sec. 5-(21). Same—Lewis County.—For the county of Lewis, one hundred forty dollars per month.

Sec. 5-(22). Same—Lincoln County.—For the county of Lincoln, the president of the court one hundred seventy-five dollars and the other members of the court one hundred fifty dollars per month.

Sec. 5-(23). Same—Logan County.—For the county of Logan, the president of the court three hundred fifty dollars and the other members of the court two hundred seventy-five dollars per month.

Sec. 5-(24). Same—Marion County.—For the county of Marion, four hundred dollars per month.

Sec. 5-(25). Same—Marshall County.—For the county of Marshall, two hundred dollars per month.

Sec. 5-(26). Same—Mason County.—For the county of Mason, two hundred dollars per month.

Sec. 5-(27). Same—McDowell County.—For the county of McDowell, two hundred twenty-five dollars per month.
Sec. 5-(28). Same—Mercer County.—For the county of Mercer, the president of the court three hundred fifty dollars and the other members of the court three hundred dollars per month.

Sec. 5-(29). Same—Mineral County.—For the county of Mineral, the president of the court one hundred twenty-five dollars and the other members of the court one hundred dollars per month.

Sec. 5-(30). Same—Mingo County.—For the county of Mingo, not less than two hundred twenty-five dollars nor more than three hundred dollars per month.

Sec. 5-(31). Same—Morgan County.—For the county of Morgan, eighty-five dollars per month.

Sec. 5-(32). Same—Monroe County.—For the county of Monroe, fifty dollars per month.

Sec. 5-(33). Same—Monongalia County.—For the county of Monongalia, three hundred dollars per month.

Sec. 5-(34). Same—Nicholas County.—For the county of Nicholas, seventy-five dollars per month.

Sec. 5-(35). Same—Pendleton County.—For the county of Pendleton, the president of the court sixty-five
Sec. 5-(36). Same—Pleasants County.—For the county of Pleasants, seventy-five dollars per month.

Sec. 5-(37). Same—Pocahontas County.—For the county of Pocahontas, fifty dollars per month.

Sec. 5-(38). Same—Preston County.—For the county of Preston, the president of the court seventy-five dollars and other members of the court sixty dollars per month.

Sec. 5-(39). Same—Putnam County.—For the county of Putnam, one hundred fifty dollars per month.

Sec. 5-(40). Same—Raleigh County.—For the county of Raleigh, the president of the court two hundred fifty dollars and other members of the court two hundred twenty-five dollars per month.

Sec. 5-(41). Same—Randolph County.—For the county of Randolph, one hundred twenty-five dollars per month.

Sec. 5-(42). Same—Ritchie County.—For the county of Ritchie, ninety dollars per month.

Sec. 5-(43). Same—Roane County.—For the county of Roane, ninety dollars per month.
Sec. 5-(44).  Same—Summers County.—For the county of Summers, one hundred dollars per month.

Sec. 5-(45).  Same—Taylor County.—For the county of Taylor, one hundred dollars per month.

Sec. 5-(46).  Same—Tucker County.—For the county of Tucker, fifty dollars per month.

Sec. 5-(47).  Same—Tyler County.—For the county of Tyler, the president of the court ninety-five dollars and other members of the court eighty-five dollars per month.

Sec. 5-(48).  Same—Upshur County.—For the county of Upshur, one hundred thirty dollars per month.

Sec. 5-(49).  Same—Wayne County.—For the county of Wayne, three hundred dollars per month.

Sec. 5-(50).  Same—Webster County.—For the county of Webster, one hundred dollars per month.

Sec. 5-(51).  Same—Wetzel County.—For the county of Wetzel, one hundred sixty dollars per month.

Sec. 5-(52).  Same—Wirt County.—For the county of Wirt, fifty dollars per month.

Sec. 5-(53).  Same—Wood County.—For the county of Wood, three hundred fifty dollars per month.
Sec. 5-(54). Same—Wyoming County.—For the county of Wyoming, the president of the court two hundred fifty dollars and the other members of the court two hundred twenty-five dollars per month.

Article 7. Salaries; Deputies and Assistants and Their Salaries.

Section 1. Salaries of Sheriffs.—The annual compensation of the sheriff of each county shall on and after January first, one thousand nine hundred sixty-five, be in the amount set forth in sections one-(one) to one-(fifty-five), inclusive, of this article.

Sec. 1-(1). Same—Barbour County.—For the county of Barbour, four thousand two hundred dollars.

Sec. 1-(2). Same—Berkeley County.—For the county of Berkeley, five thousand four hundred dollars.

Sec. 1-(3). Same—Boone County.—For the county of Boone, five thousand five hundred dollars.

Sec. 1-(4). Same—Braxton County.—For the county of Braxton, five thousand dollars.

Sec. 1-(5). Same—Brooke County.—For the county of Brooke, five thousand dollars.
Sec. 1-(6). Same—Cabell County.—For the county of Cabell, seven thousand five hundred dollars.

Sec. 1-(7). Same—Calhoun County.—For the county of Calhoun, three thousand seven hundred dollars.

Sec. 1-(8). Same—Clay County.—For the county of Clay, four thousand dollars.

Sec. 1-(9). Same—Doddridge County.—For the county of Doddridge, four thousand two hundred dollars.

Sec. 1-(10). Same—Fayette County.—For the county of Fayette, seven thousand five hundred dollars.

Sec. 1-(11). Same—Gilmer County.—For the county of Gilmer, four thousand eight hundred dollars.

Sec. 1-(12). Same—Grant County.—For the county of Grant, three thousand dollars.

Sec. 1-(13). Same—Greenbrier County.—For the county of Greenbrier, six thousand five hundred dollars.

Sec. 1-(14). Same—Hampshire County.—For the county of Hampshire, three thousand six hundred dollars.

Sec. 1-(15). Same—Hancock County.—For the county of Hancock, four thousand eight hundred dollars.
Sec. 1-(16). Same—Hardy County.—For the county of Hardy, three thousand five hundred dollars.

Sec. 1-(17). Same—Harrison County.—For the county of Harrison, eight thousand dollars.

Sec. 1-(18). Same—Jackson County.—For the county of Jackson, four thousand six hundred dollars.

Sec. 1-(19). Same—Jefferson County.—For the county of Jefferson, five thousand dollars.

Sec. 1-(20). Same—Kanawha County.—For the county of Kanawha, nine thousand dollars.

Sec. 1-(21). Same—Lewis County.—For the county of Lewis, four thousand five hundred dollars.

Sec. 1-(22). Same—Logan County.—For the county of Logan, eight thousand four hundred dollars.

Sec. 1-(23). Same—Lincoln County.—For the county of Lincoln, five thousand two hundred dollars.

Sec. 1-(24). Same—Marion County.—For the county of Marion, eight thousand dollars.

Sec. 1-(25). Same—Marshall County.—For the county of Marshall, six thousand dollars.
Sec. 1-(26). Same—Mason County.—For the county of Mason, four thousand two hundred dollars.

Sec. 1-(27). Same—Mercer County.—For the county of Mercer, seven thousand dollars.

Sec. 1-(28). Same—Mineral County.—For the county of Mineral, five thousand dollars.

Sec. 1-(29). Same—Mingo County.—For the county of Mingo, seven thousand two hundred dollars.

Sec. 1-(30). Same—Monongalia County.—For the county of Monongalia, seven thousand two hundred dollars.

Sec. 1-(31). Same—Monroe County.—For the county of Monroe, three thousand six hundred dollars.

Sec. 1-(32). Same—McDowell County.—For the county of McDowell, seven thousand five hundred dollars.

Sec. 1-(33). Same—Morgan County.—For the county of Morgan, three thousand six hundred dollars.

Sec. 1-(34). Same—Nicholas County.—For the county of Nicholas, four thousand eight hundred dollars.

Sec. 1-(35). Same—Ohio County.—For the county of Ohio, five thousand dollars.
Sec. 1-(36). **Same—Pendleton County.**—For the county of Pendleton, three thousand six hundred dollars.

Sec. 1-(37). **Same—Pleasants County.**—For the county of Pleasants, four thousand two hundred dollars.

Sec. 1-(38). **Same—Pocahontas County.**—For the county of Pocahontas, three thousand four hundred dollars.

Sec. 1-(39). **Same—Preston County.**—For the county of Preston, five thousand five hundred dollars.

Sec. 1-(40). **Same—Putnam County.**—For the county of Putnam, four thousand eight hundred dollars.

Sec. 1-(41). **Same—Raleigh County.**—For the county of Raleigh, seven thousand eight hundred dollars.

Sec. 1-(42). **Same—Randolph County.**—For the county of Randolph, six thousand dollars.

Sec. 1-(43). **Same—Ritchie County.**—For the county of Ritchie, four thousand two hundred dollars.

Sec. 1-(44). **Same—Roane County.**—For the county of Roane, four thousand six hundred dollars.

Sec. 1-(45). **Same—Summers County.**—For the county of Summers, four thousand two hundred dollars.
Sec. 1-(46).  Same—Taylor County.—For the county of Taylor, not less than four thousand two hundred dollars nor more than four thousand five hundred dollars.

Sec. 1-(47).  Same—Tucker County.—For the county of Tucker, three thousand six hundred dollars.

Sec. 1-(48).  Same—Tyler County.—For the county of Tyler, four thousand two hundred dollars.

Sec. 1-(49).  Same—Upshur County.—For the county of Upshur, three thousand nine hundred dollars.

Sec. 1-(50).  Same—Wayne County.—For the county of Wayne, six thousand three hundred dollars.

Sec. 1-(51).  Same—Webster County.—For the county of Webster, four thousand two hundred dollars.

Sec. 1-(52).  Same—Wetzel County.—For the county of Wetzel, five thousand dollars.

Sec. 1-(53).  Same—Wirt County.—For the county of Wirt, three thousand six hundred dollars.

Sec. 1-(54).  Same—Wood County.—For the county of Wood, six thousand dollars.

Sec. 1-(55).  Same—Wyoming County.—For the county of Wyoming, seven thousand dollars.
Sec. 5. Salaries of Prosecuting Attorneys.—The annual compensation of the prosecuting attorney in each county, including the compensation provided by law for his services as attorney for boards of education and other administrative boards and officers in the county, shall, on and after January one, one thousand nine hundred sixty-five, be in the amounts set forth in sections five-(one) to five-(fifty-five), inclusive, of this article.

Sec. 5-(1). Same—Barbour County.—For the county of Barbour, three thousand eight hundred dollars.

Sec. 5-(2). Same—Berkeley County.—For the county of Berkeley, six thousand dollars.

Sec. 5-(3). Same—Boone County.—For the county of Boone, five thousand five hundred dollars.

Sec. 5-(4). Same—Braxton County.—For the county of Braxton, four thousand dollars.

Sec. 5-(5). Same—Brooke County.—For the county of Brooke, four thousand four hundred dollars.

Sec. 5-(6). Same—Cabell County.—For the county of Cabell, seven thousand dollars.

Sec. 5-(7). Same—Calhoun County.—For the county of Calhoun, three thousand dollars.
Sec. 5-(8). Same—Clay County.—For the county of Clay, three thousand dollars.

Sec. 5-(9). Same—Doddridge County.—For the county of Doddridge, three thousand six hundred dollars.

Sec. 5-(10). Same—Fayette County.—For the county of Fayette, six thousand five hundred dollars.

Sec. 5-(11). Same—Gilmer County.—For the county of Gilmer, three thousand six hundred dollars.

Sec. 5-(12). Same—Grant County.—For the county of Grant, two thousand dollars.

Sec. 5-(13). Same—Greenbrier County.—For the county of Greenbrier, six thousand dollars.

Sec. 5-(14). Same—Hampshire County.—For the county of Hampshire, two thousand six hundred dollars.

Sec. 5-(15). Same—Hancock County.—For the county of Hancock, six thousand dollars.

Sec. 5-(16). Same—Hardy County.—For the county of Hardy, two thousand dollars.

Sec. 5-(17). Same—Harrison County.—For the county of Harrison, nine thousand dollars.

Sec. 5-(18). Same—Jackson County.—For the county of Jackson, three thousand eight hundred dollars.
Sec. 5-(19). Same—Jefferson County.—For the county of Jefferson, five thousand dollars.

Sec. 5-(20). Same—Kanawha County.—For the county of Kanawha, thirteen thousand five hundred dollars.

Sec. 5-(21). Same—Lewis County.—For the county of Lewis, four thousand dollars.

Sec. 5-(22). Same—Lincoln County.—For the county of Lincoln, four thousand eight hundred dollars.

Sec. 5-(23). Same—Logan County.—For the county of Logan, seven thousand two hundred dollars.

Sec. 5-(24). Same—Marion County.—For the county of Marion, eight thousand dollars.

Sec. 5-(25). Same—Marshall County.—For the county of Marshall, six thousand two hundred fifty dollars.

Sec. 5-(26). Same—Mason County.—For the county of Mason, four thousand dollars.

Sec. 5-(27). Same—McDowell County.—For the county of McDowell, seven thousand two hundred dollars.

Sec. 5-(28). Same—Mercer County.—For the county of Mercer, seven thousand dollars.
Sec. 5-(29). Same—Mineral County.—For the county of Mineral, five thousand dollars.

Sec. 5-(30). Same—Mingo County.—For the county of Mingo, seven thousand two hundred dollars.

Sec. 5-(31). Same—Monongalia County.—For the county of Monongalia, seven thousand five hundred dollars.

Sec. 5-(32). Same—Monroe County.—For the county of Monroe, one thousand eight hundred dollars.

Sec. 5-(33). Same—Morgan County.—For the county of Morgan, two thousand six hundred dollars.

Sec. 5-(34). Same—Nicholas County.—For the county of Nicholas, four thousand four hundred dollars.

Sec. 5-(35). Same—Ohio County.—For the county of Ohio, seven thousand five hundred dollars.

Sec. 5-(36). Same—Pendleton County.—For the county of Pendleton, one thousand eight hundred dollars.

Sec. 5-(37). Same—Pleasants County.—For the county of Pleasants, three thousand dollars.

Sec. 5-(38). Same—Pocahontas County.—For the county of Pocahontas, three thousand dollars.
Sec. 5-(39).  
Same—Preston County.—For the county of Preston, five thousand dollars.

Sec. 5-(40).  
Same—Putnam County.—For the county of Putnam, four thousand two hundred dollars.

Sec. 5-(41).  
Same—Raleigh County.—For the county of Raleigh, eight thousand dollars.

Sec. 5-(42).  
Same—Randolph County.—For the county of Randolph, six thousand dollars.

Sec. 5-(43).  
Same—Ritchie County.—For the county of Ritchie, three thousand dollars.

Sec. 5-(44).  
Same—Roane County.—For the county of Roane, three thousand six hundred dollars.

Sec. 5-(45).  
Same—Summers County.—For the county of Summers, three thousand six hundred dollars.

Sec. 5-(46).  
Same—Taylor County.—For the county of Taylor, three thousand eight hundred dollars.

Sec. 5-(47).  
Same—Tucker County.—For the county of Tucker, three thousand two hundred dollars.

Sec. 5-(48).  
Same—Tyler County.—For the county of Tyler, two thousand eight hundred dollars.
Sec. 5-(49). Same—Upshur County.—For the county of Upshur, three thousand dollars.

Sec. 5-(50). Same—Wayne County.—For the county of Wayne, seven thousand two hundred dollars.

Sec. 5-(51). Same—Webster County.—For the county of Webster, four thousand dollars.

Sec. 5-(52). Same—Wetzel County.—For the county of Wetzel, four thousand eight hundred dollars.

Sec. 5-(53). Same—Wirt County.—For the county of Wirt, one thousand eight hundred dollars.

Sec. 5-(54). Same—Wood County.—For the county of Wood, seven thousand five hundred dollars.

Sec. 5-(55). Same—Wyoming County—For the county of Wyoming, six thousand six hundred dollars.

Sec. 6. Assistants, Stenographers and Clerks for Prosecuting Attorney; Salaries; When Court May Appoint Attorney to Prosecute.—The prosecuting attorneys of the several counties of the state may, with the assent of the county courts of their respective counties, entered of record, appoint to assist them in the discharge of their official duties for and during their respective terms of
office, the number of practicing attorneys, stenographers and clerks set forth in sections six-(one) through six-(fifty-five), inclusive, of this article. Each such assistant prosecuting attorney shall take the same oath and may perform the same duties as his principal. Each assistant shall serve at the will and pleasure of his principal and may be removed from office by the circuit court of the county in which he is appointed for any cause for which his principal might be removed.

If in any case the prosecuting attorney and his assistant be unable to act, or if in the opinion of the court it would be improper for him or his assistant to act, the court shall appoint some competent practicing attorney to act in such case. The court shall certify to the county court the performance of such service when completed and recommend to the county court a reasonable allowance for such attorney for such service, and such sum, when allowed by the county court, shall be paid out of the county treasury. No provision of this section shall be construed to prohibit the employment by any person of a competent attorney or attorneys to assist in the prosecu-
tion of any person or corporation charged with crime.

The county courts of the several counties shall compensate the assistant prosecuting attorneys, stenographers and clerks of their respective counties in accordance with the following annual salary provisions:

(1) In counties for which definite salaries are fixed by provisions of section six-(one) through six-(fifty-five), inclusive, of this article, such definite salaries shall be paid.

(2) In counties for which minimum and maximum salary limits are fixed by provisions of sections six-(one) through six-(fifty-five), inclusive, of this article, the salaries shall be fixed and paid within such limits.

(3) In the counties for which salaries are not fixed and limited by provisions of sections six-(one) through six-(fifty-five), inclusive, of this article, reasonable salaries shall be fixed and paid by the respective county courts.

Such salaries and compensation shall be paid monthly, semi-monthly or otherwise as provided by law. In any case wherein provision is not made in this article for payment of the salary of an assistant prosecuting attor-
ney, the principal shall pay and compensate such assistant for services rendered. The compensation and salaries to be paid assistant attorneys as provided in this article shall include compensation provided by law for such assistant's services as attorney for the county board of education and other administrative boards and officers of his county.

Sec. 6-(1). Same—Barbour County.—For the county of Barbour, one assistant attorney, one thousand dollars; one stenographer, two thousand four hundred dollars.

Sec. 6-(2). Same—Berkeley County.—For the county of Berkeley, one assistant attorney, not less than three thousand four hundred dollars nor more than four thousand dollars; one stenographer, not less than three thousand four hundred dollars nor more than four thousand dollars.

Sec. 6-(3). Same—Boone County.—For the county of Boone, one assistant attorney, three thousand eight hundred dollars; one stenographer at three thousand one hundred dollars.
Sec. 6-(4). Same—Braxton County.—For the county of Braxton, one assistant attorney; one stenographer, not more than two thousand four hundred dollars.

Sec. 6-(5). Same—Brooke County.—For the county of Brooke, one assistant attorney, three thousand eight hundred dollars; one stenographer, two thousand seven hundred dollars.

Sec. 6-(6). Same—Cabell County.—For the county of Cabell, three assistant attorneys, not more than six thousand five hundred dollars each; two stenographers, not more than four thousand dollars each.

Sec. 6-(7). Same—Calhoun County.—For the county of Calhoun, one assistant attorney, three hundred dollars; one stenographer, at not more than one thousand seven hundred dollars.

Sec. 6-(8). Same—Clay County.—For the county of Clay, one assistant attorney; one clerk or stenographer or in lieu thereof one practicing attorney, not less than two thousand two hundred nor more than two thousand four hundred dollars.
Sec. 6-(9). Same—Doddridge County.—For the county of Doddridge, one assistant attorney; one stenographer, not more than two thousand four hundred dollars.

Sec. 6-(10). Same—Fayette County.—For the county of Fayette, one assistant attorney, five thousand five hundred dollars; one stenographer at a salary to be fixed by the county court.

Sec. 6-(11). Same—Gilmer County.—For the county of Gilmer, one assistant attorney; one stenographer, not more than one thousand eight hundred dollars.

Sec. 6-(12). Same—Grant County.—For the county of Grant, one assistant attorney; one stenographer or clerk, not more than one thousand five hundred dollars.

Sec. 6-(13). Same—Greenbrier County.—For the county of Greenbrier, one assistant attorney; one stenographer, not less than four thousand two hundred nor more than four thousand five hundred dollars.

Sec. 6-(14). Same—Hampshire County.—For the county of Hampshire, one assistant attorney; one stenographer, two thousand two hundred dollars.
Sec. 6-(15). Same—Hancock County.—For the county of Hancock, one assistant attorney, not less than three thousand nor more than three thousand nine hundred dollars; one stenographer, not more than three thousand dollars.

Sec. 6-(16). Same—Hardy County.—For the county of Hardy, one assistant attorney; one stenographer or one clerk at a salary fixed by the prosecuting attorney, not to exceed one thousand eight hundred dollars.

Sec. 6-(17). Same—Harrison County.—For the county of Harrison, first assistant attorney, seven thousand eight hundred dollars; second assistant attorney, six thousand dollars; two stenographers, not less than nine hundred dollars nor more than three thousand six hundred dollars for each.

Sec. 6-(18). Same—Jackson County.—For the county of Jackson, one assistant attorney, not less than six hundred nor more than one thousand two hundred dollars; one stenographer, not less than one thousand six hundred dollars nor more than two thousand two hundred dollars.
Sec. 6-(19). Same—Jefferson County.—For the county of Jefferson, the prosecuting attorney may employ a stenographer for his office at a salary of not less than one thousand eight hundred dollars nor more than two thousand eight hundred dollars per annum, payable out of the county treasury to be fixed by the said prosecuting attorney of said county of Jefferson.

Sec. 6-(20). Same—Kanawha County.—For the county of Kanawha, first assistant attorney, not less than six thousand nor more than nine thousand six hundred dollars, three assistant attorneys, not less than six thousand nor more than nine thousand dollars each, and stenographers and clerks at a salary to be fixed by the county court payable out of the county treasury of said county of Kanawha.

Sec. 6-(21). Same—Lewis County.—For the county of Lewis, one assistant attorney, not more than one thousand eight hundred dollars; one stenographer, not less than six hundred nor more than one thousand eight hundred dollars.
Sec. 6-(22). **Same—Lincoln County.**—For the county of Lincoln, one assistant attorney, not more than three thousand dollars; one stenographer or clerk, not more than three thousand six hundred dollars.

Sec. 6-(23). **Same—Logan County.**—For the county of Logan, one assistant attorney, at six thousand five hundred dollars; one stenographer, not more than three thousand nine hundred dollars; second stenographer, not more than three thousand three hundred dollars.

Sec. 6-(24). **Same—Marion County.**—For the county of Marion, first assistant attorney, six thousand dollars; second assistant attorney, five thousand four hundred dollars; one stenographer, not more than three thousand eight hundred dollars.

Sec. 6-(25). **Same—Marshall County.**—For the county of Marshall, one assistant attorney, at two thousand four hundred dollars; one stenographer or clerk, not less than two thousand eight hundred nor more than three thousand six hundred dollars.

Sec. 6-(26). **Same—Mason County.**—For the county of Mason, one assistant attorney, not less than one thousand
five hundred nor more than two thousand dollars; one
stenographer, two thousand dollars.

**Sec. 6-(27). Same—McDowell County.**—For the county
of McDowell, first assistant attorney, not less than three
thousand nor more than five thousand four hundred dol-
lars; second assistant attorney, not less than three thou-
sand nor more than five thousand dollars; one stenog-
rapher, not less than three thousand three hundred nor
more than three thousand six hundred dollars.

**Sec. 6-(28). Same—Mercer County.**—For the county
of Mercer, one assistant attorney, at six thousand dol-
lars; one stenographer or clerk, not more than three
thousand nine hundred dollars.

**Sec. 6-(29). Same—Mineral County.**—For the county
of Mineral, one assistant attorney, not more than one
thousand two hundred dollars; one stenographer, not more
than three thousand dollars.

**Sec. 6-(30). Same—Mingo County.**—For the county of
Mingo, one assistant attorney, not more than six thousand
dollars; one stenographer, not more than four thousand
two hundred dollars.
Sec. 6-(31). Same—Monongalia County.—For the county of Monongalia, one assistant attorney, not less than four thousand dollars nor more than five thousand dollars; one stenographer, not less than two thousand four hundred nor more than three thousand six hundred dollars.

Sec. 6-(32). Same—Monroe County.—For the county of Monroe, one assistant attorney; one stenographer, not more than six hundred dollars.

Sec. 6-(33). Same—Morgan County.—For the county of Morgan, one assistant attorney.

Sec. 6-(34). Same—Nicholas County.—For the county of Nicholas, one assistant attorney, not more than one thousand two hundred dollars; one stenographer or clerk, at a salary to be fixed by the county court.

Sec. 6-(35). Same—Ohio County.—For the county of Ohio, first assistant attorney, at five thousand dollars; second assistant attorney, at four thousand five hundred dollars; third assistant attorney, at four thousand dollars; one stenographer, not more than three thousand three
hundred dollars; second stenographer, not more than one thousand two hundred dollars.

Sec. 6-(36). Same—Pendleton County.—For the county of Pendleton, one assistant attorney; one stenographer or clerk, not more than one thousand five hundred dollars.

Sec. 6-(37). Same—Pleasants County.—For the county of Pleasants, one stenographer, not more than two thousand four hundred dollars.

Sec. 6-(38). Same—Pocahontas County.—For the county of Pocahontas, one assistant attorney; one stenographer, not more than two thousand one hundred dollars.

Sec. 6-(39). Same—Preston County.—For the county of Preston, one assistant attorney at a salary not exceeding three thousand six hundred dollars; one stenographer, not more than three thousand six hundred dollars.

Sec. 6-(40). Same—Putnam County.—For the county of Putnam, one assistant attorney, not more than three thousand dollars; one stenographer, not more than three thousand six hundred dollars.
Sec. 6-(41). Same—Raleigh County.—For the county of Raleigh, one assistant attorney, at six thousand dollars; one stenographer, not more than three thousand six hundred dollars.

Sec. 6-(42). Same—Randolph County.—For the county of Randolph, one assistant attorney, not more than three thousand six hundred dollars; one stenographer, not less than two thousand seven hundred nor more than three thousand six hundred dollars.

Sec. 6-(43). Same—Ritchie County.—For the county of Ritchie, one assistant attorney; one stenographer, not less than one thousand six hundred dollars nor more than two thousand four hundred dollars.

Sec. 6-(44). Same—Roane County.—For the county of Roane, one assistant attorney; one stenographer, not less than one thousand five hundred nor more than two thousand four hundred dollars.

Sec. 6-(45). Same—Summers County.—For the county of Summers, one assistant attorney, not less than one thousand nor more than two thousand dollars; one sten-
4 ographer, not less than one thousand five hundred nor
5 more than three thousand dollars.

Sec. 6-(46). Same—Taylor County.—For the county of
2 Taylor, one assistant attorney; one stenographer, not less
3 than one thousand two hundred nor more than three thou-
4 sand dollars.

Sec. 6-(47). Same—Tucker County.—For the county
2 of Tucker, one assistant attorney.

Sec. 6-(48). Same—Tyler County.—For the county of
2 Tyler, one assistant attorney; one stenographer, not more
3 than one thousand eight hundred dollars.

Sec. 6-(49). Same—Upshur County.—For the county
2 of Upshur, one assistant attorney, not more than one
3 thousand two hundred dollars; one stenographer, not more
4 than one thousand two hundred dollars.

Sec. 6-(50). Same—Wayne County.—For the county of
2 Wayne, one assistant attorney, at five thousand dollars;
3 one stenographer, three thousand six hundred dollars.

Sec. 6-(51). Same—Webster County.—For the county
2 of Webster, one stenographer, two thousand four hun-
3 dred dollars.
Sec. 6-(52). **Same—Wetzel County.**—For the county of Wetzel, one assistant attorney, not less than nine hundred dollars nor more than one thousand two hundred dollars; one stenographer, not more than three thousand nine hundred eighty dollars.

Sec. 6-(53). **Same—Wirt County.**—For the county of Wirt, one stenographer or clerk at not more than nine hundred dollars.

Sec. 6-(54). **Same—Wood County.**—For the county of Wood, one assistant attorney, who shall maintain offices in the courthouse, at not more than five thousand four hundred dollars; one stenographer, at three thousand six hundred dollars; and in addition thereto, the prosecuting attorney may, with the consent of the county court, appoint one additional assistant attorney at not more than two thousand four hundred dollars, and additional stenographers at salaries to be fixed by the county court.

Sec. 6-(55). **Same—Wyoming County.**—For the county of Wyoming, one assistant attorney, not less than two thousand six hundred nor more than four thousand eight hundred dollars; one stenographer at salary fixed by the county court.
CHAPTER 11. TAXATION

Article 2. Assessors.

Section 5. Annual Salary of Assessors.—The annual salary of the assessor in each county shall, on and after January one, one thousand nine hundred sixty-five, be in the amounts set forth in sections five-(one) to five-(fifty-five), inclusive, of this article.

Sec. 5-(1). Same—Barbour County.—For the county of Barbour, three thousand six hundred dollars.

Sec. 5-(2). Same—Berkeley County.—For the county of Berkeley, five thousand dollars.

Sec. 5-(3). Same—Boone County.—For the county of Boone, five thousand five hundred dollars.

Sec. 5-(4). Same—Braxton County.—For the county of Braxton, three thousand six hundred dollars.

Sec. 5-(5). Same—Brooke County.—For the county of Brooke, four thousand eight hundred dollars.

Sec. 5-(6). Same—Cabell County.—For the county of Cabell, seven thousand two hundred dollars.

Sec. 5-(7). Same—Calhoun County.—For the county of Calhoun, three thousand dollars.
Sec. 5-(8). Same—Clay County.—For the county of Clay, three thousand six hundred dollars.

Sec. 5-(9). Same—Doddridge County.—For the county of Doddridge, three thousand six hundred dollars.

Sec. 5-(10). Same—Fayette County.—For the county of Fayette, five thousand five hundred dollars.

Sec. 5-(11). Same—Gilmer County.—For the county of Gilmer, three thousand six hundred dollars.

Sec. 5-(12). Same—Grant County.—For the county of Grant, three thousand dollars.

Sec. 5-(13). Same—Greenbrier County.—For the county of Greenbrier, six thousand dollars.

Sec. 5-(14). Same—Hampshire County.—For the county of Hampshire, three thousand three hundred dollars.

Sec. 5-(15). Same—Hancock County.—For the county of Hancock, six thousand dollars.

Sec. 5-(16). Same—Hardy County.—For the county of Hardy, three thousand three hundred dollars.

Sec. 5-(17). Same—Harrison County.—For the county of Harrison, eight thousand dollars.
Sec. 5-(18). Same—Jackson County.—For the county of Jackson, four thousand dollars.

Sec. 5-(19). Same—Jefferson County.—For the county of Jefferson, four thousand eight hundred dollars.

Sec. 5-(20). Same—Kanawha County.—For the county of Kanawha, seven thousand five hundred dollars.

Sec. 5-(21). Same—Lewis County.—For the county of Lewis, four thousand dollars.

Sec. 5-(22). Same—Lincoln County.—For the county of Lincoln, four thousand eight hundred dollars.

Sec. 5-(23). Same—Logan County.—For the county of Logan, eight thousand one hundred dollars.

Sec. 5-(24). Same—Marion County.—For the county of Marion, seven thousand dollars.

Sec. 5-(25). Same—Marshall County.—For the county of Marshall, five thousand two hundred dollars.

Sec. 5-(26). Same—Mason County.—For the county of Mason, four thousand two hundred dollars.

Sec. 5-(27). Same—McDowell County.—For the county of McDowell, six thousand dollars.
Sec. 5-(28).  Same—Mercer County.—For the county of Mercer, six thousand two hundred fifty dollars.

Sec. 5-(29).  Same—Mineral County.—For the county of Mineral, four thousand two hundred dollars.

Sec. 5-(30).  Same—Mingo County.—For the county of Mingo, seven thousand two hundred dollars.

Sec. 5-(31).  Same—Monongalia County.—For the county of Monongalia, five thousand five hundred dollars.

Sec. 5-(32).  Same—Monroe County.—For the county of Monroe, three thousand dollars.

Sec. 5-(33).  Same—Morgan County.—For the county of Morgan, three thousand six hundred dollars.

Sec. 5-(34).  Same—Nicholas County.—For the county of Nicholas, four thousand dollars.

Sec. 5-(35).  Same—Ohio County.—For the county of Ohio, seven thousand nine hundred dollars.

Sec. 5-(36).  Same—Pendleton County.—For the county of Pendleton, three thousand two hundred dollars.

Sec. 5-(37).  Same—Pleasants County.—For the county of Pleasants, three thousand six hundred dollars.
Sec. 5-(38). Same—Pocahontas County.—For the county of Pocahontas, two thousand eight hundred dollars.

Sec. 5-(39). Same—Preston County.—For the county of Preston, four thousand eight hundred dollars.

Sec. 5-(40). Same—Putnam County.—For the county of Putnam, four thousand two hundred dollars.

Sec. 5-(41). Same—Raleigh County.—For the county of Raleigh, seven thousand dollars.

Sec. 5-(42). Same—Randolph County.—For the county of Randolph, five thousand eight hundred dollars.

Sec. 5-(43). Same—Ritchie County.—For the county of Ritchie, four thousand dollars.

Sec. 5-(44). Same—Roane County.—For the county of Roane, four thousand four hundred dollars.

Sec. 5-(45). Same—Summers County.—For the county of Summers, three thousand six hundred dollars.

Sec. 5-(46). Same—Taylor County.—For the county of Taylor, three thousand eight hundred dollars.

Sec. 5-(47). Same—Tucker County.—For the county of Tucker, three thousand two hundred dollars.
Sec. 5-(48). Same—Tyler County.—For the county of Tyler, three thousand six hundred dollars.

Sec. 5-(49). Same—Upshur County.—For the county of Upshur, three thousand two hundred dollars.

Sec. 5-(50). Same—Wayne County.—For the county of Wayne, five thousand seven hundred dollars.

Sec. 5-(51). Same—Webster County.—For the county of Webster, three thousand eight hundred dollars.

Sec. 5-(52). Same—Wetzel County.—For the county of Wetzel, five thousand dollars.

Sec. 5-(53). Same—Wirt County.—For the county of Wirt, three thousand dollars.

Sec. 5-(54). Same—Wood County.—For the county of Wood, five thousand dollars.

Sec. 5-(55). Same—Wyoming County.—For the county of Wyoming, seven thousand dollars.

The salaries now set forth in the code shall remain in full force and effect until the effective dates herein set out.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect July 1, 1964, on 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, 1964.

Governor