

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1964



ENROLLED

HOUSE BILL No. 39

(By Mr. Myler & Mr. Vickers)



PASSED February 5 1964

In Effect July 1, 1964 Passage



FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 2-10-64

39

ENROLLED
House Bill No. 39

(By MR. MYLES and MR. VICKERS)

[Passed February 5, 1964; in effect July 1, 1964.]

AN ACT to amend and reenact section twelve, article seventeen, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to mileage fees for constables in criminal cases.

Be it enacted by the Legislature of West Virginia:

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

Article 17. Fees, Fines and Costs.

Section 12. Fees of Constables in Criminal Cases.—

- 2 Every constable shall be entitled to the following fees in
3 criminal cases:

- 4 1. For an arrest in case of felony..... 3.50
- 5 2. For an arrest in cases other than felony..... 3.00
- 6 3. For serving a subpoena..... .50
- 7 4. For executing a search warrant..... 2.50
- 8 5. For summoning a jury in criminal action..... 1.50
- 9 6. Witness fee constable..... .50
- 10 7. In addition to above fees, constables shall be allowed
- 11 five cents for each mile of necessary travel in the per-
- 12 formance of their duties, and ten cents per mile for
- 13 transporting prisoners, if such mileage fees shall exceed
- 14 the sum of one dollar.
- 15 8. In cases of search warrants and proceedings under
- 16 article one, chapter sixty-two of this code, the fees of the
- 17 constable shall be chargeable to the county, shall be
- 18 audited and paid as other claims of like nature by the
- 19 county court.
- 20 9. In criminal cases, other than felony, such fees shall
- 21 be charged and paid as provided in section fifteen, article
- 22 five, chapter seven of this code, and section eight, article
- 23 eighteen of this chapter.

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

O. Roy Parker

Chairman Senate Committee

Esther L. Candall

Chairman House Committee

Originated in the House.

Takes effect *July 1, 1964* passage.

Howard Myers

Clerk of the Senate

C. A. Blankenship

Clerk of the House of Delegates

Howard W. Carson

President of the Senate

Julius W. Singletary

Speaker House of Delegates

The within *approved* this the *7th*
day of *February*, 1964.

W. M. Bauer

Governor

