

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965

ENROLLED

SENATE BILL NO. 39

(By Mr. Carigin)

PASSED March 13, 1965

In Effect July 1, 1965 Passage

FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 3-18-65

39

ENROLLED

Senate Bill No. 39

(By MR. CARRIGAN)

[Passed March 13, 1965; in effect July 1, 1965.]

AN ACT to amend and reenact section five-a, article twelve, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to probation officers of the second judicial circuit, third judicial circuit, twelfth judicial circuit, fourteenth judicial circuit, twenty-third judicial circuit, twenty-fifth judicial circuit, twenty-ninth judicial circuit, and the circuit court of Wayne county, and the circuit court of Hancock county; salary and expenses.

Be it enacted by the Legislature of West Virginia:

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

CHAPTER 62. CRIMINAL PROCEDURE.**Article 12. Probation and Parole.**

Section 5-a. Probation Officers of Second Judicial Circuit, Third Judicial Circuit, Fifth Judicial Circuit, Twelfth Judicial Circuit, Fourteenth Judicial Circuit, Twenty-third Judicial Circuit, Twenty-fifth Judicial Circuit, Twenty-ninth Judicial Circuit, and of Hancock and Wayne Counties; Salary and Expenses.—The judge of the circuit courts of the second judicial circuit, third judicial circuit, fifth judicial circuit, twelfth judicial circuit, fourteenth judicial circuit, twenty-third judicial circuit, twenty-fifth judicial circuit, twenty-ninth judicial circuit, and of the circuit of Wayne county in the twenty-fourth judicial circuit and the circuit court of Hancock county in the first judicial circuit, each is authorized to appoint a court probation officer to serve during the pleasure of the appointing judge, without first obtaining approval of the county courts of the counties of said judicial circuits and of Hancock and Wayne counties, respectively, as provided in section five of this article: *Provided*, That the judge of the circuit court of the second judicial circuit is author-

20 ized to appoint an assistant probation officer in the same
21 manner as probation officers are appointed. Such appoint-
22 ment shall be effective upon the entry of the appointment
23 order in the court order book. A certified copy of said
24 order shall be delivered to the county court of each of the
25 counties concerned and said county courts, respectively,
26 shall arrange for and appropriate funds for payment of,
27 and shall pay the salary and expenses of such probation
28 officers and clerical assistant in a manner consistent with
29 contribution provisions of said section five. The probation
30 officers so appointed shall have and may exercise all of
31 the powers and perform all of the duties and services of
32 probation officers as provided in this article.

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

A. Rayfacher
Chairman Senate Committee

James E. Loop
Chairman House Committee

Originated in the Senate.

Takes effect *July 1, 1965* Passage:

Howard Meyer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Harold G. Gason
President of the Senate

H. Leba White
Speaker House of Delegates

The within *approved* this the *18*
day of *March*, 1965.

Hullett C. Smith
Governor

Presented to the Governor's Office

March 18, 1965

4:30 P.M.