

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

HOUSE BILL No. 698

(By Mr. Watson)



PASSED February 10, 1967

In Effect from Passage



#698

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 2/16/67

ENROLLED
House Bill No. 698

(By MR. WATSON)

[Passed February 10, 1967; in effect from Passage.]

AN ACT to amend and reenact section five, article eight, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the distribution of reports of the West Virginia supreme court of appeals.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 8. STATE LAW LIBRARIES.

§51-8-5. Distribution of West Virginia reports.

1 The state law librarian shall have charge of and make

2 distribution of the reports of the cases decided by the su-
3 preme court of appeals, after the same are printed and
4 bound, and are approved by the reporter and the court.
5 After any new volumes of such reports have been de-
6 livered to the librarian, not including reprints of former
7 volumes, he shall distribute the volumes as follows: Five
8 volumes to the governor; one volume to the president of
9 the senate; one volume to the speaker of the house of dele-
10 gates; twenty-five volumes to the attorney general; two
11 volumes to each judge of the supreme court of appeals;
12 one volume to each clerk to the judges of the supreme
13 court of appeals; one volume to the clerk of the supreme
14 court of appeals; one volume to the judge of each judi-
15 cial circuit for each county in such judicial circuit;
16 one volume to each of the judges of courts of limited
17 jurisdiction; one volume to each judge of the United
18 States district courts in West Virginia; one volume to
19 each prosecuting attorney in this state; three volumes
20 to the public service commission; five volumes to the
21 state road commissioner; three volumes to the state tax
22 commissioner; five volumes to the library of Congress,

23 Washington, District of Columbia; one volume to the
24 director of legislative services; twenty volumes to the
25 college of law of West Virginia University; one volume
26 to the law library at Charles Town; one volume to the
27 Ohio county law library at Wheeling; two volumes to
28 the department of archives and history; one volume each
29 to the auditor, commissioner of agriculture, state treas-
30 urer, secretary of state and state superintendent of free
31 schools; and one volume to the head of subordinate exe-
32 cutive departments, boards, commissions and agencies at
33 the state capitol.

34 The state law librarian shall arrange, as far as pos-
35 sible, to exchange one volume of the West Virginia re-
36 ports for a volume of the current reports of the court
37 of last resort of each state, the District of Columbia and
38 the territorial possessions of the United States. He may
39 further arrange for the exchange of such volumes with
40 law schools for law reviews, law bulletins, reports
41 and other legal publications. All such law reviews,
42 law bulletins, reports and other legal publications so
43 received shall become the property of the state of West

44 Virginia unless otherwise so designated, and shall be
45 placed by the librarian and safely kept in the law library
46 at the state capitol.

47 The supreme court of appeals, or a judge thereof in
48 vacation of the court, may order the librarian to dis-
49 tribute volumes of the West Virginia reports to any uni-
50 versity or college on written request therefor; and may
51 order him to distribute additional volumes to any officer,
52 judge, court, tribunal, prosecuting attorney, institution,
53 library, board, commission or agency now entitled to one
54 volume of such report, or any such agency hereafter
55 created, upon written request therefor made to the court.
56 Such volumes shall remain the property of the state of
57 West Virginia and volumes so received by them shall
58 be turned over to their successors in office.

59 The supreme court of appeals, or a judge thereof in
60 vacation of the court, on written request therefor and as
61 such court or judge deems best, may order the librarian
62 to distribute reprints of old volumes of the reports as
63 replacements when requested.

64 The librarian is charged with and it shall be his duty

65 to retain and keep safely five volumes of the reports
66 in the state law library, at Charleston.

67 All volumes of the reports distributed as herein pro-
68 vided shall be sent by the librarian by mail, express,
69 freight or otherwise as he may deem best: *Provided*,
70 That such reports so distributed shall contain a receipt
71 which, on return to the librarian, shall be kept on file.

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

William Tompso
Chairman Senate Committee

Clayton B. Davidso
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard Meyer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard Belanson
President of the Senate

H. Laban White
Speaker House of Delegates

The within approved this the 16
day of February, 1967.

Hurtt C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date 2/13/67

Time 2:28 P.M.