

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1967

ENROLLED

SENATE BILL NO. 338

(By Mr. Brotherton)

PASSED March 10, 1967

In Effect July 1, 1967 Passage

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 3-21-67

338

ENROLLED

Senate Bill No. 338

(By MR. BROTHERTON)

[Passed March 10, 1967; in effect July 1, 1967.]

AN ACT to amend and reenact section twelve, article seven, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to allowance for expenses of sheriffs.

Be it enacted by the Legislature of West Virginia:

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

**ARTICLE 7. SALARIES; DEPUTIES AND ASSISTANTS
AND THEIR SALARIES.**

§7-7-12. Allowance for expenses of sheriff.

The county court, or tribunal in lieu thereof, of every
2 county having thirty thousand or less population which,

3 as provided in section two-a, article eight of this chapter,
4 has directed the sheriff as jailer to feed prisoners shall,
5 in addition to the salary herein provided, allow to the
6 sheriff for keeping and feeding each prisoner, other than
7 federal prisoners or prisoners held under civil process as
8 provided by law, an amount to be computed in accord-
9 ance with the following schedule, based on the population
10 figures appearing in the latest official census, in counties
11 having a population of thirty thousand or less, one dollar
12 and twenty-five cents per day.

13 The limitation per day shall not include cost of personal
14 service, bed or bedding, soaps and disinfectants and items
15 of like kind, the cost of all of which shall be paid out of
16 the allowance fixed by the county court under the pro-
17 visions of present law.

18 All supplies of whatever kind for keeping and feeding
19 prisoners shall be purchased upon the requisition of the
20 sheriff under such rules and regulations as may be pre-
21 scribed by the county court. At the end of each month
22 the sheriff shall file with the county court a detailed state-
23 ment showing the name of each prisoner, date of com-

24 mitment and date of discharge, and number of days in
25 jail, and shall also file an itemized statement showing each
26 purchase and the cost thereof for keeping and feeding
27 prisoners.

28 The county court of every county shall allow the actual
29 and necessary expenses incurred or expended by the
30 sheriff in arresting, pursuing, or transporting persons ac-
31 cused or convicted of crimes and offenses, including the
32 cost of law enforcement and safety equipment, and in
33 conveying or transferring any person to or from any state
34 institution to where he may be committed from his
35 county, where by law the sheriff is authorized to convey
36 or transfer such person, and shall allow the actual and
37 necessary expenses incurred or expended in serving sum-
38 monses, notices, or other official papers in connection with
39 the sheriff's office, including an allowance of ten cents
40 per mile for each mile a sheriff or deputy sheriff is re-
41 quired to drive his personally-owned car in the perform-
42 ance of his duties hereunder. Every sheriff shall file
43 monthly, under oath, a full and accurate account of all
44 his actual and necessary expenses mentioned in this sec-

45 tion, supported by verified accounts for his deputies for
46 amounts expended or incurred by each, before payment
47 thereof shall be allowed by the county court.

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

William Tompax
 Chairman Senate Committee

Clayton C. Davidson
 Chairman House Committee

Originated in the Senate.

To take effect July 1, 1967.

J. Lawrence Meyers
 Clerk of the Senate

C. Blankenship
 Clerk of the House of Delegates

Howard W. Carson
 President of the Senate

H. Lehan White
 Speaker House of Delegates

The within *approved* this the *17*
 day of *March*, 1967.

Hulene C. Smith
 Governor



**PRESENTED TO THE
GOVERNOR**

Date 3/17/62

Time 3:21 P.M.