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OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1970

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ENROLLED

HOUSE BILL No. 654

(By Mr. Speaker Mr. Picarolo and
Mr. Potter)

—●—

PASSED February 12, 1970

In Effect July 1, 1970 Passage



FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE

THIS DATE 2-18-70

654

ENROLLED
House Bill No. 654

(By MR. SPEAKER, MR. BOIARSKY, and MR. POTTER)

[Passed February 12, 1970; in effect July 1, 1970.]

AN ACT to amend and reenact section two, chapter one hundred seventy-two, acts of the Legislature, regular session, one thousand nine hundred forty-seven, as last amended and reenacted by chapter two hundred six, acts of the Legislature, regular session, one thousand nine hundred fifty-one; and to amend and reenact section four, chapter one hundred seventy-two, acts of the Legislature, regular session, one thousand nine hundred forty-seven, as last amended and reenacted by chapter two hundred fifteen, acts of the Legislature, regular session, one thousand nine hundred sixty-seven, relating to the jurisdiction of the domestic relations court of Kanawha county and to the duties and salary of the judge thereof.

Be it enacted by the Legislature of West Virginia:

That section two, chapter one hundred seventy-two, acts of the Legislature, regular session, one thousand nine hundred forty-seven, as last amended and reenacted by chapter two hundred six, acts of the Legislature, regular session, one thousand nine hundred fifty-one, and that section four, chapter one hundred seventy-two, acts of the Legislature, regular session, one thousand nine hundred forty-seven, as last amended and reenacted by chapter two hundred fifteen, acts of the Legislature, regular session, one thousand nine hundred sixty-seven, be amended and reenacted to read as follows:

DOMESTIC RELATIONS COURT OF KANAWHA COUNTY.

§2. Jurisdiction.

1 The court shall have jurisdiction within Kanawha
2 county, concurrent with the circuit court of said county,
3 of actions, suits, causes and proceedings relating to an-
4 nulment of marriages, affirmation of marriages, separate
5 maintenance, divorces, alimony, the adoption of adults
6 and children, and any and all other matters arising under
7 the laws of the state of West Virginia, common or sta-
8 tutory, incidental to the foregoing, including, but not

9 limited to, the disposition of property and property in-
10 terests involved in any such causes and matters and, as
11 well, the adjudication of any and all rights, titles and
12 interests necessary or incidental to a full determination
13 of all such causes and matters pending in said court.
14 The court shall also have jurisdiction within Kanawha
15 county, concurrent with the circuit court of said county,
16 of petitions or proceedings for a change of name filed
17 or instituted under the provisions of article five, chapter
18 forty-eight of the code of West Virginia, one thousand
19 nine hundred thirty-one, as amended, and of statutory
20 summary proceedings for the compromise and settlement
21 of claims by a guardian for injuries to the person or
22 property of his infant ward, instituted pursuant to the
23 provisions of section fourteen, article ten, chapter forty-
24 four of said code. The judge of said court shall each
25 year forward to the judicial council provided for in
26 article eleven, chapter fifty-six of said code, and without
27 request therefor by such council, his proposals for any
28 legislative or rule changes which he believes will make
29 the administration of justice more efficient.

30 The court shall have general equity jurisdiction in any
31 causes or proceedings before it, with full power to grant
32 injunctions in matters involving the care, preservation
33 and protection of persons or property in such causes or
34 proceedings.

35 The court shall also have concurrent jurisdiction with
36 the circuit court of said county over all habeas corpus
37 proceedings involving children under the age of twenty-
38 one years.

39 The manner and modes of procedure, power and
40 jurisdiction conferred by law upon the circuit court of
41 Kanawha county in any and all of the foregoing matters
42 and causes are hereby conferred upon and shall be
43 exercised by the domestic relations court of Kanawha
44 county.

45 It shall not be necessary in any such cause or pro-
46 ceeding to set forth upon the record the facts authorizing
47 the court to take jurisdiction thereof, but jurisdiction
48 shall be presumed unless the contrary plainly appears
49 from the record.

§4. Salary.

1 The judge of the domestic relations court of Kanawha
2 county, West Virginia, shall, from and after the first day
3 of July, one thousand nine hundred seventy, receive
4 for his services a salary in the amount of twenty thousand
5 dollars per annum, to be paid in monthly installments
6 out of the county treasury of Kanawha county, out of
7 the funds of said treasury, in the manner provided by
8 statute. The salary of said judge shall continue as pro-
9 vided in chapter thirty-three, acts of the Legislature,
10 regular session, one thousand nine hundred sixty-four,
11 until the first day of July, one thousand nine hundred
12 seventy.

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

William Tompat
Chairman Senate Committee

Clayton L. Davidson
Chairman House Committee

Originated in the House.

Takes effect July 1, 1970.

Thomas Meier
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Clayton G. Jackson
President of the Senate

Sam F. Bandy
Speaker House of Delegates

The within approved this the 16th
day of February, 1970.

Arch A. Shure Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 2/16/70
Time 2:40 p.m.