WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1970

ENROLLED

HOUSE BILL No. 656

(By Mr. Biarsky 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
AN ACT to amend and reenact section three, chapter thirty-two, acts of the Legislature, regular session, one thousand nine hundred sixty-four; and to amend and reenact section ten, chapter thirty-two, acts of the Legislature, regular session, one thousand nine hundred sixty-four, as last amended and reenacted by chapter two hundred fourteen, acts of the Legislature, regular session, one thousand nine hundred sixty-seven, relating to the jurisdiction of the court of common pleas of Kanawha county and to the duties and salary of the judges thereof.

Be it enacted by the Legislature of West Virginia:

That section three, chapter thirty-two, acts of the Legis-
lature, regular session, one thousand nine hundred sixty-four, and that section ten, chapter one hundred thirty-two, acts of the Legislature, regular session, one thousand nine hundred sixty-four, as last amended and reenacted by chapter two hundred fourteen, acts of the Legislature, regular session, one thousand nine hundred sixty-seven, be amended and reenacted to read as follows:

COURT OF COMMON PLEAS OF KANAWHA COUNTY.

§3. Jurisdiction of court: right of appeal to the circuit court of Kanawha county.

1 The said court shall continue to have original jurisdiction within the county of Kanawha concurrent with the circuit court of said county in all suits and proceedings in equity, in all actions of ejectment, and in all civil actions or proceedings at law, except where it shall appear from the pleadings that the matter or thing in controversy in any such civil action or proceeding at law exceeds in value the sum of five hundred thousand dollars; and also of appeals from the judgments of justices of the peace in said county in civil cases when such appeals shall be to said court in the same manner and
under the same regulations as provided in the general law for appeals from justices and shall also continue to have jurisdiction concurrent with the circuit court of said county as to the supervision and control of all proceedings before justices of the peace or municipal courts of said county in civil cases, by mandamus, prohibition, habeas corpus or certiorari, subject to the right of appeal to the circuit court of Kanawha county, as hereinafter provided.

The court shall also have original jurisdiction within the county of Kanawha, concurrent with the circuit court of said county and concurrent with any other court of record of limited jurisdiction within said county having jurisdiction of same, of petitions or proceedings for the adoption of adults and children. Each judge of said court shall each year forward to the judicial council provided for in article eleven, chapter fifty-six of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and without request therefor by such council, his proposals for any legislative or rule changes which
he believes will make the administration of justice more efficient.

§10. Salary of judges; payment from county treasury.

After the first day of July, one thousand nine hundred seventy, each of said judges shall for their services receive twenty thousand dollars per annum, to be paid in monthly installments out of the county treasury of Kanawha county, out of funds of said treasury, in the manner provided by statute. The salary of the judge of said court whose present term began on January one, one thousand nine hundred sixty-five, shall continue as provided in chapter thirty-two, acts of the Legislature, regular session, one thousand nine hundred sixty-four, and the salary of the judge of said court whose term began on January one, one thousand nine hundred sixty-nine, shall continue as provided in chapter two hundred fourteen, acts of the Legislature, regular session, one thousand nine hundred sixty-seven, until the first day of July, one thousand nine hundred seventy.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tawney
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect July 1, 1970.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within ap[roved] this the 16th day of February, 1970.

Governor
PRESENTED TO THE
GOVERNOR

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