

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1970



ENROLLED

HOUSE BILL No. *721*

(By Mr. *Sibert*)

RECEIVED  
FEB 13 8 33 PM '70  
OFFICE OF THE  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA



PASSED *February 12,* 1970

In Effect *from* Passage



721

FILED IN THE OFFICE  
JOHN D. ROCKEFELLER, IV  
SECRETARY OF STATE  
THIS DATE *2-18-70*

**ENROLLED**  
**House Bill No. 721**  
(By MR. SEIBERT)

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[Passed February 12, 1970; in effect from passage.]

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AN ACT to amend and reenact section sixteen, article one, chapter twenty-five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the transfer of inmates of state institutions.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 1. SUPERVISION AND CONTROL OF STATE INSTITUTIONS.**

**§25-1-16. Transfer of inmates of state institutions.**

- 1 The state commissioner of public institutions shall
- 2 have authority to cause the transfer of any patient or
- 3 inmate from any state institution to any other state or

4 federal institution which is better fitted for the care or  
5 treatment of such patient or inmate, or for other good  
6 cause or reason.

7 Whenever a convict in a state prison becomes mentally  
8 ill, the warden shall proceed in accordance with section  
9 thirty-one, article five, chapter twenty-eight of the code  
10 of West Virginia, one thousand nine hundred thirty-one, as  
11 amended.

12 Whenever a convict in a state prison needs medical  
13 attention, other than mental care, not available at said  
14 prison, the warden or superintendent of said prison shall  
15 immediately notify the commissioner of public institu-  
16 tions, who, after proper investigation, shall cause the  
17 transfer of said convict to a hospital within the state  
18 of West Virginia properly equipped to render the med-  
19 ical attention necessary. Such a convict, while receiv-  
20 ing treatment in said hospital, shall be under guard at  
21 all times and shall forthwith be returned to prison upon  
22 his recovery.

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

William Tompa  
Chairman Senate Committee

Clayton C. Davidson  
Chairman House Committee

Originated in the House.

Takes effect from passage.

Thomas Nege  
Clerk of the Senate

W. A. Blankenship  
Clerk of the House of Delegates

Leah G. Gachon  
President of the Senate

Sam F. Burisley  
Speaker House of Delegates

The within approved this the 18th  
day of February, 1970.

Arch A. Moore, Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 2/16/70

Time 2:40 p.m.