

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1971

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# ENROLLED

HOUSE BILL No. 503

(By Mr. PERRY AND Mr. JONES OF ROANE.)

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PASSED MARCH 1, 1971

In Effect NINETY DAYS FROM Passage



FILED THE CLERK  
JOHN D. HOSKELLER, IV  
SECRETARY OF STATE  
THIS DATE 3-9-71

503

**ENROLLED**  
**House Bill No. 503**

(By MR. PERRY and MR. JONES, of Roane)

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[Passed March 1, 1971; in effect ninety days from passage.]

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AN ACT to amend and reenact section one, article eighteen, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to various offenses within the criminal jurisdiction of justices of the peace and the penalties which may be imposed upon conviction thereof.

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

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

**ARTICLE 18. CRIMINAL JURISDICTION AND PROCEDURE;  
APPEALS.**

**§50-18-1. Offenses within criminal jurisdiction of justices;  
penalties.**

1     A justice shall have jurisdiction of the following

2 offenses committed in his county, or on any river or creek  
3 adjoining thereto:

4 (a) In cases of assault and battery, unless the offense  
5 was committed on a sheriff or other officer or justice, or  
6 riotously, or with intent to commit a felony; and no  
7 compromise with the party injured shall affect or pre-  
8 vent the trial of such offense by the justice; and if a  
9 defendant be convicted of such offense he shall be fined  
10 not less than ten nor more than fifty dollars, or be im-  
11 prisoned in the county jail not exceeding thirty days, or  
12 be both fined and imprisoned;

13 (b) In cases of trespass to personal property; and,  
14 if a defendant be convicted of such offense, he shall be  
15 fined not less than five nor more than fifty dollars;

16 (c) In cases for the violation of section fourteen,  
17 article six, chapter sixty-one of this code; and, upon the  
18 conviction of a defendant for a misdemeanor violation  
19 of any of the provisions of said section, he shall be pun-  
20 ished as therein provided;

21 (d) In cases of adultery and fornication; and, if a  
22 defendant be convicted of such offense, he shall be fined  
23 twenty dollars;

24 (e) In cases of petit larceny; and, if a defendant be  
25 convicted of such offense, he shall be fined not less than  
26 ten nor more than fifty dollars, or be imprisoned in the  
27 county jail not exceeding thirty days, or be both fined and  
28 imprisoned;

29 (f) In cases for the violation of article seven, chapter  
30 sixty-one of this code; and, upon the conviction of a  
31 defendant for a violation of any of the provisions of said  
32 article, he shall be punished as therein provided;

33 (g) In any case where the punishment is limited to  
34 a fine not exceeding ten dollars, or to imprisonment for  
35 not more than ten days;

36 (h) In all misdemeanor cases for the violation of the  
37 provisions of chapter sixty of said code as amended;


38 (i) In cases for the violation of section thirteen, article  
39 six, chapter sixty-one of this code; and, upon the con-  
40 viction of a defendant for a violation of any of the pro-  
41 visions of said section, he shall be punished as therein  
42 provided;

43 (j) In all misdemeanor cases for the violation of the  
44 provisions of chapter nineteen of this code. Upon con-  
45 viction of a defendant for a violation of any of the

46 provisions of chapter nineteen of this code, the defendant  
47 shall be punished as therein provided.

48 Whenever a person has been convicted in the munic-  
49 pal or police court of any incorporated municipality,  
50 such conviction shall be a bar to any criminal proceedings  
51 before a justice for the same offense.

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

  
 Chairman Senate Committee

  
 Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

  
 Clerk of the Senate

  
 Clerk of the House of Delegates

  
 President of the Senate

  
 Speaker House of Delegates

The within approved this the 9th  
 day of March, 1971.

  
 Governor



PRESENTED TO THE  
GOVERNOR

Date 3/4/71

Time 10:10 a.m.

OFFICE OF  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA

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