

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1972

ENROLLED

SENATE BILL NO. 308

(By Mr. McPurt, Mr. President, and Mr. McKown)

PASSED MARCH 8, 1972

In Effect JULY 1, 1972 ~~Passage~~



FILED IN THE OFFICE  
JOHN D. ROCKEFELLER, IV  
SECRETARY OF STATE  
THIS DATE 3-29-72

308

# ENROLLED

## Senate Bill No. 308

(By MR. McCOURT, MR. PRESIDENT, and MR. MCKOWN)

[Passed March 8, 1972; in effect July 1, 1972.]

AN ACT to amend and reenact section four, article seven, chapter six of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to salaries of judges of circuit courts, and the manner of computing such salaries.

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

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

### **ARTICLE 7. COMPENSATION AND ALLOWANCES.**

#### **§6-7-4. Salaries of judges of circuit courts; manner of computing the amount thereof.**

1 The salaries of the judges of the various circuit courts  
2 shall be paid solely out of the state treasury. No county,  
3 county court, board of commissioners or other political  
4 subdivision shall supplement or add to such salaries.

5 The annual salary of all circuit judges shall be twenty-  
6 six thousand dollars per year, except as follows:

7 (1) For each circuit in which the circuit court serves  
8 as an appellate court for a statutory court of record the  
9 salary of the circuit judge shall be twenty-six thousand  
10 five hundred dollars per year.

11 (2) For each circuit in which the circuit court serves  
12 as appellate court for two statutory courts of record the  
13 salary of the circuit judge shall be twenty-seven thousand  
14 dollars per year.

15 (3) For each circuit in which the circuit court serves as  
16 appellate court for three statutory courts of record the

17 salary shall be twenty-seven thousand five hundred dol-  
18 lars per year.

19 (4) For each circuit in which the circuit court serves as  
20 appellate court for four statutory courts of record the  
21 salary shall be twenty-eight thousand dollars per year.

22 (5) For each circuit in which the circuit court serves  
23 as appellate court for five or more statutory courts of  
24 record the salary shall be twenty-eight thousand five  
25 hundred dollars per year.

26 For the purpose of this section, county courts, justice  
27 of the peace courts and administrative boards and  
28 agencies exercising limited judicial functions shall not be  
29 considered courts of record.

30 When any statutory court of record has more than one  
31 judge or one division, each such judge or division shall be  
32 treated, considered and counted, for the purpose of this  
33 section only, as a separate statutory court of record.

34 For the purpose of this section, in those circuits where  
35 there is more than one circuit judge and one or more  
36 statutory court of record, the number of statutory courts  
37 of record shall be divided among the circuit judges and  
38 their annual salary paid accordingly.

39 No circuit judge shall be paid an annual salary that  
40 exceeds the annual salary paid to any one of the judges  
41 of the supreme court of appeals.

42 No judge of a statutory court of record in West Virginia  
43 shall be paid a salary by the county court of the county  
44 in which the statutory court exists in excess of the mini-  
45 mum annual salary paid to a circuit judge as herein  
46 provided.

47 Nothing herein contained shall be construed to permit  
48 the compensation of any judge in excess of the amount  
49 (taking into consideration the compensation he now re-  
50 ceives as supplemental compensation from any county,  
51 county court, or other political subdivision) which can be  
52 paid under the rules and regulations of the pay board  
53 established by the President of the United States by vir-  
54 tue of the authority vested in him by the Economic  
55 Stabilization Act of 1970, as from time to time amended;

56 nor shall this section be construed to permit the annual  
57 salary of a circuit judge to be reduced to a sum below  
58 that which he was being paid by the state of West Vir-  
59 ginia and any county, county court, or other political sub-  
60 division on June thirty, one thousand nine hundred  
61 seventy-two.

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

*Russell G. Brall*  
Chairman Senate Committee

*Phyllis J. Rutledge*  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1972.

*Howard P. Wolan*  
Clerk of the Senate

*C. A. Blankenship*  
Clerk of the House of Delegates

*E. Hans McCourt*  
President of the Senate

*Levin D. McNamee*  
Speaker House of Delegates

The within *approved* this the *16th*  
day of *March*, 1972.

*Richard S. Shaver, Jr.*  
Governor



PRESENTED TO THE  
GOVERNOR

Date 3/16/72

Time 2:10 p.m.

MAR 29 9 29 AM '72

OFFICE OF  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA